

MEMORANDUM

Agenda Item No. 14(A)(1)

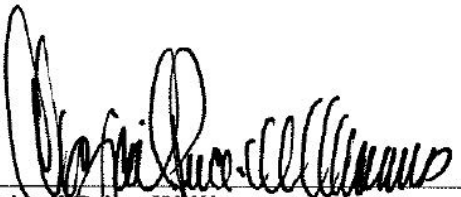
TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: August 31, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution declaring Biscayne Bay emergency; establishing a policy to prioritize and accelerate actions to address issues related to the health and well-being of Biscayne Bay; directing the County Mayor to make periodic reports to this Board as to issues and progress

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Esteban L. Bovo, Jr.


Abigail Price-Williams
County Attorney

APW/smm



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: August 31, 2020

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County Attorney

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(1)
8-31-20

RESOLUTION NO. _____

RESOLUTION DECLARING BISCAYNE BAY EMERGENCY;
ESTABLISHING A POLICY TO PRIORITIZE AND
ACCELERATE ACTIONS TO ADDRESS ISSUES RELATED
TO THE HEALTH AND WELL-BEING OF BISCAYNE BAY;
DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S
DESIGNEE TO MAKE PERIODIC REPORTS TO THIS BOARD
AS TO ISSUES AND PROGRESS

WHEREAS, Biscayne Bay is of the utmost importance to residents and visitors of Miami-Dade County; and

WHEREAS, Biscayne Bay provides economic and recreational opportunities, through activities such as boating, fishing, and swimming, together with environmental and ecological benefits for Miami-Dade County as a whole; and

WHEREAS, Biscayne Bay is one of the natural resources that Miami-Dade County is known for, and Biscayne Bay is an inextricable part of our community and the history of Miami-Dade County; and

WHEREAS, issues related to the health and well-being of Biscayne Bay have the potential to negatively affect the economy and the environment of Miami-Dade County; and

WHEREAS, in recent years, Biscayne Bay has lost significant amounts of seagrass, and in August 2020, the local media reported that large amounts of dead fish were found floating in Biscayne Bay; and

WHEREAS, in 2019, through Resolution No. R-165-19, this Board created the Biscayne Bay Task Force to further study and focus on the various issues and challenges facing Biscayne Bay and to make recommendations to this Board for future action; and

WHEREAS, in order to emphasize the need for urgent action with respect to Biscayne Bay, this Board wishes to declare a Biscayne Bay emergency and establish Board policy to prioritize and accelerate actions by Miami-Dade County to address issues related to the health and well-being of Biscayne Bay,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board hereby declares a Biscayne Bay emergency and establishes that it is the policy of this Board to prioritize and accelerate actions by Miami-Dade County to address issues related to the health and well-being of Biscayne Bay.

Section 2. This Board directs the County Mayor or County Mayor’s designee to make periodic reports to this Board, at least once every four months, as to issues related to the health and well-being of Biscayne Bay and what progress has been made in addressing said issues. These reports shall be placed on an agenda of this Board as required by Ordinance No. 14-65 for consideration by the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Esteban L. Bovo, Jr. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

- | | |
|--------------------------------|----------------------|
| Audrey M. Edmonson, Chairwoman | |
| Rebeca Sosa, Vice Chairwoman | |
| Esteban L. Bovo, Jr. | Daniella Levine Cava |
| Jose “Pepe” Diaz | Sally A. Heyman |
| Eileen Higgins | Barbara J. Jordan |
| Joe A. Martinez | Jean Monestime |
| Dennis C. Moss | Sen. Javier D. Souto |
| Xavier L. Suarez | |

The Chairperson thereupon declared this resolution duly passed and adopted this 31st day of August, 2020. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Abbie Schwaderer-Raurell