

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Acting Chairwoman Rebeca Sosa and Members, Board of County Commissioners **DATE:** December 15, 2020

FROM: Geri Bonzon-Keenan
Successor County Attorney **SUBJECT:** Resolution amending Resolution No. R-899-20 to direct the County Mayor to place the report on the implementation of the proposed tree replacement program on an agenda of the Board within 30 days

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Acting Chairwoman Rebeca Sosa.



Geri Bonzon-Keenan
Successor County Attorney

GBK/jp



MEMORANDUM
(Revised)

TO: Honorable Acting Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: December 15, 2020

FROM: 
Gen Bonzon-Keenan
Successor County Attorney

SUBJECT: Agenda Item No. 11(A)(4)

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. 11(A)(4)
12-15-20

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION NO. R-899-20 TO
DIRECT THE COUNTY MAYOR OR DESIGNEE TO PLACE
THE REPORT ON THE IMPLEMENTATION OF THE
PROPOSED TREE REPLACEMENT PROGRAM ON AN
AGENDA OF THE BOARD WITHIN 30 DAYS

WHEREAS, trees provide shade and beauty, as well as broader environmental and resiliency benefits, and all of these benefits may preserve and improve the quality of life in Miami-Dade County (the “County”); and

WHEREAS, although trees can provide these benefits, choosing the appropriate tree species and appropriate locations of such tree species is of the utmost importance; and

WHEREAS, if the wrong tree is placed in the wrong place, that tree placement could result in significant damage to sidewalks, streets, structures, or infrastructure; and

WHEREAS, in addition to the cost of the needed repairs to damage caused by destructive trees, the cost for residents to remove and replace destructive trees can also present a financial burden; and

WHEREAS, by contrast, the correct planting of appropriate native trees in the right locations, with adequate maintenance, may create beauty and shade, moderate temperatures, reduce long-term costs, and provide other important environmental and resiliency benefits; and

WHEREAS, recognizing the need to implement a program with the goal of replacing destructive or invasive non-native trees with appropriate trees, on August 31, 2020, this Board adopted Resolution No. R-899-20, which directed the administration to create a proposed tree replacement program for the County; and

WHEREAS, additionally, Resolution No. R-899-20 directed the County Mayor or designee to prepare a report with detailed information and recommendations on the implementation of the proposed tree replacement program; and

WHEREAS, the County Mayor or designee was further directed to place the report on an agenda of the Board pursuant to Ordinance No. 14-65 within 180 days of the effective date of Resolution No. R-899-20; and

WHEREAS, Resolution No. R-899-20 was adopted on August 31, 2020 and became effective on September 10, 2020, and therefore, the report is currently required to be placed on an agenda of the Board by March 9, 2021; and

WHEREAS, this Board wishes to direct the County Mayor or designee to expedite the preparation of the report so that it may be placed on an agenda of the Board within 30 days of the effective date of this resolution,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board amends section 2 of Resolution No. R-899-20, adopted by this Board on September 3, 2020, to direct the County Mayor or designee to place the report on the implementation of the proposed tree replacement program on an agenda of the Board pursuant to Ordinance No. 14-65 within 30 days of the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Acting Chairwoman Rebeca Sosa. 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:

Rebeca Sosa, Acting Chairwoman	
Jose "Pepe" Diaz	Sen. René García
Oliver G. Gilbert, III	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Sen. Javier D. Souto

The Chairperson thereupon declared this resolution duly passed and adopted this 15th day of December, 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.



Cristina M. Rabionet