

MEMORANDUM

Agenda Item No. 11(A)(24)


TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the
County Mayor to apply for
federal and state grants to
address environmental issues
in Miami-Dade County,
including those affecting
Biscayne Bay; and delegating
authority to County Mayor
to apply for such grants up to
\$1,000,000.00, under certain
circumstances

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



Geri Bonzon-Keenan
County Attorney

GBK/smm



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(24)

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)(24)
5-4-21

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR FEDERAL AND STATE GRANTS TO ADDRESS ENVIRONMENTAL ISSUES IN MIAMI-DADE COUNTY, INCLUDING THOSE AFFECTING BISCAYNE BAY; AND DELEGATING AUTHORITY TO COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR SUCH GRANTS UP TO \$1,000,000.00, UNDER CERTAIN CIRCUMSTANCES

WHEREAS, the health and well-being of Biscayne Bay are of the utmost importance, due in large part to the ecological and environmental benefits, beauty, and serenity that Biscayne Bay may provide, together with industries and employment in tourism, commercial and recreational fishing, and other water-based recreational activities related to Biscayne Bay; and

WHEREAS, Miami-Dade County may have opportunities to apply for federal and state grants for funding to address environmental issues in our County, including, for example, issues affecting Biscayne Bay; and

WHEREAS, the County Mayor or County Mayor's designee should be actively pursuing such grant opportunities in order to avail ourselves of funding and support that may be available now or may become available in the near future; and

WHEREAS, actively pursuing and applying for such federal and state grants was also recommended by the Biscayne Bay Task Force, which this Board created through Resolution No. R-165-19, in the Task Force's resulting Report and Recommendations, entitled "A Unified Approach to Recovery for a Healthy & Resilient Biscayne Bay;" and

WHEREAS, this Board, through Resolution No. 1170-06, previously delegated authority to the County Mayor or County Mayor's designee to apply for grants that meet certain criteria, provided that the grant is subsequently brought before this Board for ratification; and

WHEREAS, in order to qualify under Resolution No. 1170-06, the grant must meet the following criteria: (1) the amount of funds provided under the grant is less than \$100,000.00; (2) the grant is for a single department; (3) the grant does not require the provision of new funds to match the grant funds; (4) the terms of the grant will not hinder another County department or the County from seeking other funds; and (5) the granting agency does not require County Commission approval; and

WHEREAS, in order to apply for some grants, the County Mayor or County Mayor's designee may need to apply quickly, and therefore a greater delegation, for grants up to \$1,000,000.00 that are related to environmental issues, may help to facilitate such County grant applications, provided that no matching funds are required and provided that the County Mayor or County Mayor's designee does not need to seek any funding authorization from this Board; and

WHEREAS, as such, this Board wishes to direct the County Mayor or County Mayor's designee to apply for grants from the federal and state governments, related to environmental issues including those affecting Biscayne Bay, and this Board wishes to grant additional delegated authority to the County Mayor or County Mayor's designee in order to facilitate said grant applications,

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

Section 1. Directs County Mayor or County Mayor's designee to actively pursue and apply for federal and state grants related to environmental issues, including, but not limited to, those affecting Biscayne Bay.

Section 2. Delegates authority to the County Mayor or County Mayor’s designee to apply such for federal and state grants, without prior County Commission approval, provided that: (1) the amount of funds provided is less than \$1,000,000.00; (2) the grant does not require the provision of new funds to match the grant funds, and the administration does not need to seek any funding authorization from this Board in connection with the grant; (3) the terms of the grant will not hinder another County department or the County from seeking other funds; and (4) the granting agency does not require County Commission approval. For any grants applied for by the County Mayor or County Mayor’s designee under the authority of this resolution, the County Mayor or County Mayor’s designee shall bring said grant application to this Board for ratification within 180 days of application.

The Prime Sponsor of the foregoing resolution is Commissioner 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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 4th day of May, 2021. 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.

A handwritten signature in black ink, appearing to be 'ASR', enclosed within a circular scribble.

Abbie Schwaderer-Raurell