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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(21)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: January 10, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution directing Mayor or designee to prepare a contingency plan in event of abolishment of a municipality

R-63-08

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

R. A. Cuevas, Jr.
County Attorney

RAC/bw

MEMORANDUM
(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: January 10, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(21)

Please note any items checked.

_____ "4-Day Rule" ("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

_____ Bid waiver requiring County Manager's written recommendation

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(21)
01-10-08

RESOLUTION NO. R-63-08

RESOLUTION DIRECTING MAYOR OR HIS DESIGNEE TO PREPARE A CONTINGENCY PLAN IN THE EVENT OF ABOLISHMENT OF A MUNICIPALITY AND TO SUBMIT SUCH PLAN TO THE BOARD OF COUNTY COMMISSIONERS FOR ITS REVIEW

WHEREAS, the Home Rule Charter authorizes municipal electors pursuant to Article 6 Section 6.03 to abolish their own municipalities; and

WHEREAS, recent enactments by the Florida Legislature have placed certain taxing constraints on local governments which may increase the risk that certain municipalities will consider abolishment; and

WHEREAS, such action may have an impact on the County as a whole,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Board hereby directs the Mayor or his designee to develop a contingency plan in the event that a municipality exercises its right to abolish itself and submit the plan to the Board of County Commissioners within _____ days of the effective date of this resolution.

The foregoing resolution was sponsored by Commissioner Rebeca Sosa and offered by Commissioner Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Sally A. Heyman and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman **aye**
Barbara J. Jordan, Vice-Chairwoman **aye**

Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Joe A. Martinez	**aye**	Dennis C. Moss	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of January, 2008. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. CHC

Craig H. Coller