

MEMORANDUM

Amended
Agenda Item No. 11(A)(18)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: March 17, 2009

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

SUBJECT: Resolution urging the Florida
Legislature to expand the
permissible uses of tourist-
related taxes to include the
cost of funding a County
Tourism-Related Law
Enforcement Unit

Resolution No. R-307-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: March 17, 2009

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

SUBJECT: Amended
Agenda Item No. 11(A)(18)

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 Mayor'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 _____

Amended
Agenda Item No. 11(A)(18)
4-7-09

RESOLUTION NO. R-307-09

RESOLUTION URGING THE FLORIDA LEGISLATURE TO
EXPAND THE PERMISSIBLE USES OF TOURIST-RELATED
TAXES TO INCLUDE THE COST OF FUNDING A COUNTY
TOURISM-RELATED LAW ENFORCEMENT UNIT

WHEREAS, section 212.0305, Florida Statutes, authorizes Miami-Dade County along with other counties to impose a Convention Development Tax at the rate of three percent (3%) on all transient rentals for the purpose of promoting tourism, convention centers, stadiums, exhibition halls, arenas, coliseums, auditoriums, or golf courses; and

WHEREAS, section 125.0104, Florida Statutes, authorizes Miami-Dade County along with other counties to impose a Tourist Development Tax at the rate of two percent (2%) on all transient rentals other than in the cities of Bal Harbour, Miami Beach and Surfside for the purpose of promoting tourism, convention centers, sports stadiums, arenas, coliseums, auditoriums, museums, zoological parks, beach park facilities, beach improvement, maintenance, renourishment, restoration, and erosion control; and

WHEREAS, a specialized tourist police unit of the Miami-Dade Police Department could provide law enforcement services to our tourists, visitor-related facilities including Miami International Airport and other airports in Miami-Dade County, the Port of Miami, marinas, beaches, commercial malls, tourism attractions such as zoos, performing arts centers, stadiums and arenas, regional parks, and tourism-related events such as agriculture fairs, national and international sports tournaments, and other events that draw national and international crowds and attention; and

WHEREAS, a specialized tourist police unit of Miami-Dade Police Department could be funded through the Convention Development Tax and the Tourist Development Tax, but current state law does not allow these taxes to be used for this purpose,

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

Section 1. Urges the Florida Legislature to expand the permissible uses of tourist-related taxes to include the cost of funding a County Tourism-Related Law Enforcement Unit.

Section 2. Urges the Florida Legislature to make all expenditure of funds for such expanded permissible uses of tourist related taxes be subject to final approval by the Board.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 4. Directs the County's state lobbyists to advocate for the legislation set forth in Section 1 above, and authorizes and directs that the 2009 and 2010 State Legislative Packages be amended to include this item.

The Prime Sponsor of the foregoing resolution is Senator Javier D. Souto. It was offered by Commissioner **Sen. Javier D. Souto**, who moved its adoption. The motion was seconded by Commissioner **Carlos A. Gimenez** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	absent		
	Jose "Pepe" Diaz, Vice-Chairman	aye		
Bruno A. Barreiro	aye		Audrey M. Edmonson	aye
Carlos A. Gimenez	aye		Sally A. Heyman	aye
Barbara J. Jordan	aye		Joe A. Martinez	aye
Dorrin D. Rolle	aye		Natacha Seijas	absent
Katy Sorenson	absent		Rebeca Sosa	absent
Sen. Javier D. Souto	aye			

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of March, 2009. 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.

JMM

Jess M. McCarty

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