



**MEMORANDUM**

Agenda Item No. 11(A)(15)

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

**DATE:** October 6, 2009

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

**SUBJECT:** Resolution urging Florida Legislature  
and Governor Charlie Crist to do all  
things necessary and proper to access  
the Education and Fiscal Stabilization  
portion of the American Recovery  
and Reinvestment Act of 2009

**Resolution No. R-1180-09**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Joe A. Martinez.

*R. A. Cuevas, Jr.*  
for R. A. Cuevas, Jr.  
County Attorney

RAC/cp



# MEMORANDUM

(Revised)

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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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous\_\_\_\_) 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) (15)  
10-6-09

RESOLUTION NO. R-1180-09

RESOLUTION URGING FLORIDA LEGISLATURE AND GOVERNOR CHARLIE CRIST TO DO ALL THINGS NECESSARY AND PROPER TO ACCESS THE EDUCATION AND FISCAL STABILIZATION PORTION OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

**WHEREAS**, the American Recovery and Reinvestment Act of 2009 (“ARRA”) was signed into law by President Barak Obama on February 17, 2009; and

**WHEREAS**, ARRA addresses the current economic crisis and builds a foundation for the future by helping struggling families, creating and saving jobs, and promoting economic recovery and growth; and

**WHEREAS**, Title IV of ARRA, titled State Fiscal Stabilization Fund, provides for more than \$53 billion in funding to be administered by the U.S. Department of Education; and

**WHEREAS**, ARRA provides funds for grants to states based on their relative populations, for elementary, secondary, and higher education, public safety, and other governmental services; and

**WHEREAS**, states have discretionary use of General Fiscal Stabilization Funds in the amount of \$8.8 billion, so long as such funds are used for some government service and is not otherwise prohibited by law; and

**WHEREAS**, it is estimated that Florida will receive approximately \$13 billion over the three years of the program; and

**WHEREAS**, it is reported that several months after federal stimulus dollars were made available, only a small number of states have applied for such funds and most of those states have only accessed a fraction of the funds to which they are entitled; and

**WHEREAS**, it is critical that Floridians are able to access the federal resources made available through ARRA,

**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 and Governor Charlie Christ to take all actions necessary and proper to access the State Fiscal Stabilization Education Fund portion of ARRA.

**Section 2.** Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation.

**Section 3.** Directs the County's state lobbyists to advocate for the issue identified in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2010 state legislative package.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. It was 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of October, 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: **DIANE COLLINS**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Martin W. Sybblis