

**MEMORANDUM**

Amended  
Agenda Item No. 11(A)(8)

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

**DATE:** February 2, 2010

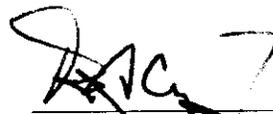
**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Resolution directing the Mayor  
to prepare a plan to provide  
financial assistance to  
homeowners and small  
businesses for expenses  
relating to Palmetto Bay Water  
and Sewer Improvement  
Project

**Resolution No. R-142-10**

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

  
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R. A. Cuevas, Jr.  
County Attorney

RAC/jls



**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	Amended
Veto _____		Agenda Item No. 11(A)(8)
Override _____		2-2-10

**RESOLUTION NO.     R-142-10**

RESOLUTION DIRECTING COUNTY MAYOR OR HIS  
DESIGNEE TO PREPARE A PLAN TO PROVIDE FINANCIAL  
ASSISTANCE TO HOMEOWNERS AND SMALL  
BUSINESSES FOR EXPENSES RELATING TO CONNECTION  
TO THE COUNTY WATER AND SEWER SYSTEM  
INCLUDING PROPERTIES AFFECTED BY THE PALMETTO  
BAY WATER AND SEWER IMPROVEMENT PROJECT

**WHEREAS**, Section 32-77 of the Code of Miami-Dade County provides that the continuation of the use of individual wells and septic tanks constitutes a danger to the public health and requires the extension of the public water supply and public sewage disposal system wherever it is physically feasible; and

**WHEREAS**, although the County has extended the public water system and public sewage disposal system to many areas of the County, there are still areas where the water and sewer system has not been extended; and

**WHEREAS**, Miami-Dade County's Water and Sewer Department is spending in excess of \$15 million under General Obligation Bond Projects No. 71791, 71799, 70229, 71165, 71792 and 71800 to bring the County's water and sanitary sewer system to an area designated for smart growth redevelopment along US 1; and

**WHEREAS**, Section 32-78 of the Code of Miami-Dade County requires that all buildings abutting streets with water and sewer mains must connect to such water and sewer mains; and

**WHEREAS**, there are costs associated with connecting to the water and sewer mains including abandonment of septic tanks and wells and payment of connection charges; and

**WHEREAS**, there are many small businesses and residences located in the area where new water and sewer mains are being installed; and

**WHEREAS**, due to the economy, these small businesses and homeowners may not be able to obtain the private financing necessary to pay for the costs associated with connecting to the new water and sewer mains; and

**WHEREAS**, this Board is desirous of ensuring that all properties affected by the water and sewer improvements connect to the water and sewer mains in a timely manner as required by County Code; and

**WHEREAS**, this Board believes that certain small businesses and homeowners may not be able to connect without public assistance,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board directs the County Mayor or Mayor's designee to prepare a plan to include the following: (1) identify areas in both incorporated and unincorporated areas that do not have water and sewer infrastructure; (2) identify the total number of properties in both unincorporated and incorporated areas that currently do not have water and sewer service and will be required to connect to the County's water and sewer system as a result of water and sewer improvement projects, including without limitation, the Palmetto Bay Water and Sewer Improvement Project, and define those properties as eligible for County assistance; (3) provide for a loan program to assist eligible small businesses and homeowners that are unable to obtain private financing through standard means or obtain alternative financing with reasonable interest rates to pay for expenses associated with

connecting to the County's water and sewer system; (4) identify any grants including community development block grants that are available to provide financial assistance to property owners; (5) identify funding sources for the loan program and (6) the impact on a business or property owner located near a business or property owner that connects to the County water and sewer system. The plan shall be submitted to this Board within 90 days of the effective date of this Resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Katy Sorenson. It was offered by Commissioner **Katy Sorenson**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	<b>absent</b>	
	Jose "Pepe" Diaz, Vice-Chairman	<b>aye</b>	
Bruno A. Barreiro	<b>absent</b>	Audrey M. Edmonson	<b>absent</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>nay</b>
Katy Sorenson	<b>aye</b>	Rebeca Sosa	<b>aye</b>
Sen. Javier D. Souto	<b>aye</b>		

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The Chairperson thereupon declared the resolution duly passed and adopted this 2<sup>nd</sup> day of February, 2010. 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.

Henry N. Gillman

A handwritten signature in black ink, appearing to be "H. N. Gillman", written over a horizontal line.