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

MEMORANDUM

Agenda Item No. 11(A)(8)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 20, 2011

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

SUBJECT: Resolution supporting the 2011 State & Federal Legislative Program of the Southeast Florida Regional Climate Change Compact
Resolution No. R-32-11

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

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: January 20, 2011

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

SUBJECT: Agenda Item No. 11(A)(8)

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)(8)
1-20-11

RESOLUTION NO. R-32-11

RESOLUTION SUPPORTING THE 2011 STATE & FEDERAL LEGISLATIVE PROGRAM OF THE SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT

WHEREAS, Florida is considered one of the most vulnerable states to the consequences of climate change, with Southeast Florida on the front line to experience the impacts of climate change, especially sea level rise; and

WHEREAS, Southeast Florida, through its regional state agencies, county and municipal governments, must give significant consideration to strategies designed to protect public infrastructure, property, water resources, natural areas and native species, and basic quality of life; and

WHEREAS, Broward, Miami-Dade, Monroe and Palm Beach Counties (the "Compact Counties") have agreed to form a compact and collaborate in formulating an appropriate response to the regional challenges climate change poses; and

WHEREAS, on January 20, 2010, the Compact Counties ratified the Southeast Florida Regional Climate Change Compact (the "Compact"); and

WHEREAS, the Compact calls for the development of joint state and federal policies representative of shared challenges and priorities related to climate change, and to advocate for increased state and federal funding for mitigation and adaptation projects; and

WHEREAS, the Compact Counties have jointly developed a draft 2011 State and Federal Energy and Climate Legislative Program, a copy of which is attached and incorporated by reference; and

WHEREAS, this Board desires to support the 2011 State and Federal Energy and Climate Legislative Program,

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

Section 1. Supports the Southeast Florida Regional Climate Change Compact Counties' 2011 Energy & Climate State & Federal Legislative Program.

Section 2. Urges Congress and the Florida Legislature to enact the policies set forth in the Compact Counties' 2011 Energy & Climate State & Federal Legislative Program.

Section 3. Directs the County's federal and state lobbyists to advocate for the Compact Counties' 2011 Legislative Program, and authorizes and directs the Office of Intergovernmental Affairs to amend Miami-Dade County's 2011 Federal and State Legislative Package to include the Compact Counties' 2011 Legislative Program.

Section 4. Directs the Office of Intergovernmental Affairs and the County's federal and state contract lobbyists to coordinate efforts with their counterparts in Broward, Monroe and Palm Beach Counties in pursuing the Compact Counties' 2011 Legislative Program.

Section 5. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation, the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 6. The provisions of this resolution shall commence upon confirmation that the other three Compact Counties have approved the Compact Counties' 2011 State and Federal Energy & Climate Legislative Program.

The Prime Sponsor of the foregoing resolution is Commissioner Natacha Seijas. It was offered by Commissioner **Rebeca Sosa** who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman			aye
Audrey M. Edmonson, Vice Chairwoman			absent
Bruno A. Barreiro	aye	Lynda Bell	aye
Jose "Pepe" Diaz	aye	Carlos A. Gimenez	aye
Sally A. Heyman	absent	Barbara J. Jordan	absent
Jean Monestime	aye	Dennis C. Moss	aye
Natacha Seijas	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2011. 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.

Jess M. McCarty

Exhibit 2

SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT COUNTIES 2011 STATE AND FEDERAL ENERGY AND CLIMATE LEGISLATIVE PROGRAM

On January 20, 2010, Broward, Palm Beach, Miami-Dade and Monroe Counties (Compact Counties) ratified the Southeast Florida Regional Climate Change Compact (Compact). The Compact calls for the development of joint State and Federal policies representative of shared climate change challenges and priorities and to advocate for increased state and federal funding for mitigation and adaptation projects.

In pursuit of achieving the shared goal to enhance regional adaptation projects, the Compact Counties jointly developed and advocated to Congress for support of the 2010 Southeast Florida Climate Adaptation Pilot Project, a model for regional collaboration in climate change adaptation planning and a project of potential national significance.

In support of the Climate Compact, Sections 1 – 4, and in recognition of the value of collaboration and joint advocacy, the (Boards of County Commissioners and or Mayors/Managers) supports the Southeast Florida Regional Climate Compact Counties 2011 State and Federal Energy and Climate Legislative Program which is as follows:

PRIORITY POLICIES

FEDERAL - legislation, direct or indirect appropriations or any other policy vehicle that will provide funding for the 2011 Regional Adaptation Pilot Project Proposal.

STATE – legislation that establishes a renewable energy portfolio standard for the State of Florida and that adopts a standard of 20% renewable energy by 2020.

FEDERAL AND STATE – recognition in law of a definition of regional **Adaptation Action Area** for the purpose of focused funding, research and technical assistance.

FEDERAL POLICIES

- SUPPORT - greater Congressional recognition of adaptation as a critical climate change issue in the development of all legislation and appropriations priorities;

- SUPPORT - specific recognition of an *"Adaptation Action Area"* through designation or any other appropriate policy tool, in federal legislation for those areas, such as Southeast Florida, that are uniquely vulnerable to climate impacts, including sea level rise, to encourage enhanced research, technical assistance, and increased funding (direct and competitive) opportunities to these areas based on their vulnerability;

- SUPPORT – federal climate legislation that includes: local government funding; adaptation program and funding; and technical assistance to state and local governments in developing multi-sector mitigation and adaptation plans covering natural systems, human health and the built environment;

- SUPPORT – federal legislation that furthers local Property Assessed Clean Energy (PACE) efficiency and renewable energy improvements. To ensure the strongest foundation on which to succeed in Florida and around the Nation, it is imperative that the Congress pass legislation that removes barriers to PACE and PACE like programs to ensure broad applicability and access for residential and

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commercial interests and provides sufficient Congressional guidance for property owners, lenders and investors protections;

- OPPOSE – oil drilling and exploration in Federal waters on Florida's Outer Continental Shelf;

- SUPPORT - continued focus on Everglades Restoration as essential component of building regional climate resilience;

- SUPPORT - Amendment of the National Flood Insurance Act of 1968 (NFIP) to provide for the NFIP to make available multiperil coverage for a national catastrophic insurance fund.

FEDERAL POLICIES – Appropriations and Funding

- SUPPORT - the 2011 Southeast Florida Regional Climate Adaptation Pilot Project Proposal;

- SUPPORT – continued funding in FY 2011 for the Department of Energy's Energy Efficiency and Conservation Block Grant program;

- SUPPORT - funding for weatherization programs provided by the U.S. Department of Energy that work in conjunction with My Safe Florida Home to harden buildings against windstorm impacts;

- SUPPORT - continued and expanded funding for the Federal Emergency Management Administration's natural hazard mitigation programs to include mitigation for hazards associated with global climate change impacts.

- SUPPORT – funding for HUD Sustainable Communities Program for the 7 county South Florida Regional Partnership Consortium project;

- SUPPORT – funding federal programs that provide technical assistance for counties to review and revise their comprehensive plans and land development regulations or codes to incorporate climate change mitigation and adaptation planning strategies;

STATE POLICIES

- SUPPORT - passage of a bill by the Florida Legislature that establishes a renewable energy portfolio standard of 20% renewable energy by 2020 and which defines renewable energy sources as wind, solar, geothermal, biomass, landfill gas, qualified hydropower, and marine and hydrokinetic energy and also including nuclear energy;

- SUPPORT - continued development and implementation of the state comprehensive climate change action plan, energy policies, and other initiatives to reduce carbon dioxide and other compounds in the atmosphere which will help provide solutions to present and future generations, including ecosystem sustainability, long term water supply, flood protection, public health and safety, and economic growth and prosperity;

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- SUPPORT - greater incorporation of adaptation strategies in the development and implementation of state climate and energy legislation and appropriations priorities;

- SUPPORT - naming Southeast Florida, through an Executive Order or other means, a Pilot Adaptation Action Area;

- OPPOSE - any efforts of the Florida Legislature to lift the ban on oil drilling within Florida's Territorial Waters;

- SUPPORT - expansion of criteria under the Florida Communities Trust land acquisition program to enable local governments to purchase (both fee simple & easements) parcels to serve as buffers to sea level rise, storm surge, community flooding, and other adverse impacts of climatic events;

- SUPPORT - continued focus on Everglades Restoration as essential component of securing regional water supply and building regional climate resilience;

- SUPPORT - development of alternative energy sources and programs that provide incentives for local governments to assist in state energy policies such as green building and carbon emission reductions;

- SUPPORT - the Florida Department of Transportation's initiative to incorporate climate adaptation considerations in the current round of statewide transportation planning.

STATE POLICIES – Appropriations and Funding

- SUPPORT – funding for the Florida Solar Rebate Program and call for the Florida Legislature to fund the $52.7 M backlog of unpaid solar energy rebates;

- SUPPORT – funding for My Safe Florida Home to harden buildings against windstorm impacts in conjunction with weatherization funding provided by the U.S. Department of Energy;

- SUPPORT – State legislation that would provide technical assistance and funding for local governments to review and revise their comprehensive plans and land development regulations or codes to incorporate climate change mitigation and adaptation planning strategies;

- SUPPORT - alternative water supply funding to support communities vulnerable to climate change and saltwater intrusion.

Advocacy to Governor and Cabinet Transition Teams

- SUPPORT - efforts that focus on ensuring that regional climate change needs are addressed and prioritized by incoming administrations during the upcoming statewide executive transition processes for Governor, Attorney General, Chief Financial Officer and Agriculture Commissioner;

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