

MEMORANDUM

Agenda Item No. 11(A)(8)

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

DATE: July 7, 2011

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

SUBJECT: Resolution directing the Mayor to provide to the CITT a copy of all correspondence between Miami-Dade County and federal or state agencies relating to issues likely to have a substantial fiscal impact for Miami-Dade Transit

Resolution No. R-566-11

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



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

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

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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)(8)
7-7-11

RESOLUTION NO. R-566-11

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE TO THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) A COPY OF ALL CORRESPONDENCE BETWEEN MIAMI-DADE COUNTY AND FEDERAL OR STATE AGENCIES RELATING TO ISSUES LIKELY TO HAVE A SUBSTANTIAL FISCAL IMPACT FOR MIAMI-DADE TRANSIT

WHEREAS, on July 9, 2002, the Board of County Commissioners adopted ordinance 02-116, approving, subject to voters' approval, the levying of a one half percent surtax for the development and construction of new transit and transportation projects throughout Miami-Dade County; and

WHEREAS, the People's Transportation Plan, which was attached to and incorporated as Exhibit One into Ordinance 02-116, listed specific transportation and transit projects to be paid in whole or in part with the one half percent surtax funds; and

WHEREAS, on July 9, 2002, the Board of County Commissioners adopted Ordinance 02-117, creating the Citizens' Independent Transportation Trust (CITT) to "monitor, oversee, review, audit, and investigate implementation of the transportation and transit projects funded in whole or in part with surtax proceeds"; and

WHEREAS, on November 5, 2002, the voters of Miami-Dade County agreed to tax themselves in order to implement the projects outlined in Exhibit One to Ordinance 02-116; and

WHEREAS, the development, construction, operation, and maintenance of the projects in the People's Transportation Plan are dependent in part upon state and federal funding; and

WHEREAS, the federal government's recent suspension of federal funds to Miami-Dade Transit may impact capital expansion as well as ongoing operations for the transit system; and

WHEREAS, the CITT's receipt of copies of correspondence between Miami-Dade County and federal and state agencies will assist the CITT in its oversight capacity,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby directs the County Mayor or Mayor's designee to provide to the Citizens' Independent Transportation Trust (CITT) a copy of all correspondence not privileged or exempt from public records law disclosure between Miami-Dade County and federal or state agencies relating to issues likely to have a substantial fiscal impact for Miami-Dade Transit.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

| | | |
|----------------------|-------------------------------------|---------------------------------|
| | Joe A. Martinez, Chairman | aye |
| | Audrey M. Edmonson, Vice Chairwoman | aye |
| Bruno A. Barreiro | absent | Lynda Bell absent |
| Esteban L. Bovo, Jr. | aye | Jose "Pepe" Diaz aye |
| Sally A. Heyman | aye | Barbara J. Jordan aye |
| Jean Monestime | aye | Dennis C. Moss aye |
| Rebeca Sosa | aye | Sen. Javier D. Souto aye |
| Xavier L. Suarez | aye | |

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of July, 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "B. L.", is written over a horizontal line.

Bruce Libhaber