

MEMORANDUM

Agenda Item No. 11(A)(1)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 23, 2013

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

SUBJECT: Resolution excluding the area of
Palm Springs North in any future
designating of the area known as
"North Pointe" or for
consideration as part of an
incorporation
Resolution No. R-42-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Esteban L. Bovo, Jr.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 23, 2013

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R. A. Cuevas, Jr.
County Attorney

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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 Mayor'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)(1)
1-23-13

RESOLUTION NO. R-42-13

RESOLUTION EXCLUDING THE AREA OF PALM SPRINGS
NORTH IN ANY FUTURE DESIGNATING OF THE AREA
KNOWN AS "NORTH POINTE" OR FOR CONSIDERATION
AS PART OF AN INCORPORATION

WHEREAS, Community Council 5 pursuant to Resolution No. CC 07-01-08 requested that this Board designate the northwest portion of Community Council 5 area as North Pointe; and

WHEREAS, the request is not being made by the totality of the residents in the affected areas; and

WHEREAS, Palm Springs North is a community within unincorporated Northwest Miami-Dade County, having been, and continuing to be, referenced as Palm Springs North since 1964, thereby having developed a long standing identity and excellent reputation of its own within Miami-Dade County; and

WHEREAS, the Palm Springs North Civic Association is the representative entity representing the approximate 3,000 residents of Palm Springs North; and

WHEREAS, the Palm Springs North Civic Association, on behalf of the residents of Palm Springs North, is not in agreement with the community of Palm Springs North being placed under another name or being referred to as anything other than Palm Springs North; and

WHEREAS, the community of Palm Springs North would like the option in the future to consider annexation to an existing municipality; and

WHEREAS, the area known as Palm Springs North desires not to be include in any future designation of the area which may be known as North Pointe or to be incorporated as part of a new municipality,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that should this Board consider designating an area of the northwest portion of Community Council 5 as "North Pointe" or consider this area as part of a new municipality, that the area known as Palm Springs North be excluded from such consideration.

The Prime Sponsor of the foregoing resolution is Commissioner Esteban L. Bovo, Jr. It was offered by Commissioner **Esteban L. Bovo, Jr.** , who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 23rd day of January, 2013. 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 cursive script, appearing to read "CHC", is written over the text of the County Attorney's approval.

Craig H. Coller