

MEMORANDUM

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

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

DATE: January 23, 2013

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

SUBJECT: Resolution supporting the 2013
State & Federal Legislative
Program of the Southeast Florida
Regional Climate Change
Compact

Resolution No. R-51-13

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/Imp



MEMORANDUM
(Revised)

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

DATE: January 23, 2013

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

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

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 _____

Amended
Agenda Item No. 11(A)(11)
1-23-13

RESOLUTION NO. R-51-13

RESOLUTION SUPPORTING THE 2013 STATE & FEDERAL
LEGISLATIVE PROGRAM OF THE SOUTHEAST FLORIDA
REGIONAL CLIMATE CHANGE COMPACT; INCORPORATING
THE COMPACT'S LEGISLATIVE PROGRAM INTO MIAMI-
DADE COUNTY'S 2013 FEDERAL AND STATE LEGISLATIVE
PACKAGE

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, on December 1, 2009, this Board approved Resolution No. R-1388-09 joining with Broward, Monroe and Palm Beach Counties (the "Compact Counties") to form the Southeast Florida Regional Climate Change Compact (the "Compact") to collaborate in formulating an appropriate response to the regional challenges climate change poses; 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 2013 State and Federal Energy and Climate Legislative Program, a copy of which is attached and incorporated by reference; and

3

WHEREAS, this Board desires to support the 2013 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' 2013 Energy & Climate State & Federal Legislative Program.

Section 2. Urges Congress and the Florida Legislature to enact the policies set forth in the Compact Counties' 2013 Energy & Climate State & Federal Legislative Program.

Section 3. Directs the County's federal and state lobbyists to advocate for the Compact Counties' 2013 Legislative Program, and authorizes and directs the Office of Intergovernmental Affairs to amend Miami-Dade County's 2013 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' 2013 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 only be effective if the other three Compact Counties approve the Compact Counties' 2013 State and Federal Energy & Climate Legislative Program.

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 **Lynda Bell** 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	aye	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Jean Monestime	aye	Dennis C. Moss aye
Sen. Javier D. Souto	absent	Xavier L. Suarez absent
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.

Jess M. McCarty



SOUTHEAST FLORIDA
REGIONAL COMPACT

CLIMATE
CHANGE



SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT COUNTIES 2013 STATE ENERGY AND CLIMATE LEGISLATIVE PROGRAM

As an ongoing effort to develop and collaborate regionally on energy/climate issues, the Southeast Florida Regional Climate Change Compact Counties of Broward, Miami-Dade, Palm Beach and Monroe and municipal partners affirm our support for the following state policies as part of the *Southeast Florida Regional Climate Change Compact Counties 2013 State and Federal Legislative Program*.

2013 State Policies:

Adaptation Action Areas/Sea Level Rise:

OPPOSE – (Priority Policy) any legislation or forthcoming state actions that would serve to preempt local governments’ authority pursuant to current law to use peer reviewed science and assessments to determine plausible future climatic conditions including the future rates of sea-level change, precipitation patterns and temperatures. Current law respects home rule and the responsibility of local government to prudently and objectively plan for the protection of private and public property, health and welfare of Floridians.

SUPPORT - greater incorporation of adaptation strategies in the development of state climate energy policies, legislation, and appropriations priorities.

SUPPORT - legislation which complements and enhances the utilization and implementation of Adaptation Action Area comprehensive plan designation in law for areas that experience coastal flooding and that are vulnerable to the related impacts of sea level rise.

SUPPORT - programs and efforts that provide technical assistance and funding to local governments to aid the integration of adaptation planning in local comprehensive plans.

Electric Generation Fuels:

~~OPPOSE – policies, legislation and incentives designed to facilitate the construction or expansion of coal fired electric generation within the State of Florida as a strategy for “fuel diversity.”~~

SUPPORT – policies, legislation and incentives designed to achieve energy conservation, promote fuel diversity, and facilitate electric generation utilizing best available technologies that reduce air pollution and greenhouse gas emissions within the State of Florida, including clean coal technologies.

SUPPORT – legislation to repeal s. 366.93, Florida Statutes, directing the Florida Public Service Commission to provide for advanced cost recovery for all costs incurred by investor owned

utilities in constructing nuclear and integrated gasification combined cycle (IGCC) power plants and associated infrastructure.

Energy Efficiency:

SUPPORT - energy efficiency and renewable energy finance options to advance greenhouse gas emissions goals, alternative and renewable energy technologies, and green sector economic development.

SUPPORT - stringent energy efficiency and conservation targets set by the Florida Public Service Commission pursuant to the Florida Energy Efficiency & Conservation Act, as amended.

SUPPORT – rebate programs and other financial incentives that help to facilitate energy conservation and build climate resilient communities.

Energy Finance Options:

SUPPORT - energy finance options that provide both local and regional opportunities, including legislative action to allow local governments to access a portion of the State's Qualified Energy Conservation Bond allocation, in accordance with Department of Energy Guidelines.

Everglades:

SUPPORT - Legislation and funding that will provide for the complete implementation of the Comprehensive Everglades Restoration Plan as fundamental to Everglades Restoration, and policies that recognize the role of a restored Everglades in planning for sustainability, climate adaptation, including the impacts of sea level rise and extreme weather, such as droughts and floods.

Investment Priorities:

SUPPORT - funding for adaptation planning and investments in the areas of water management, water supply, transportation and other projects that provide hazard mitigation and serve to reduce immediate and long-term risks to infrastructure.

SUPPORT – the recognition of areas identified as Adaptation Action Areas, or any other area subject to the impacts of sea level rise, in the prioritization of future funding for transportation, including roads and bridges, drainage and stormwater infrastructure projects funding.

Renewable Portfolio Standards:

SUPPORT - state policies that promote alternative energy use such as renewable energy portfolio standards for utilities and tax credits for homeowners installing small-scale renewable systems.