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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(13)

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

DATE: September 17, 2013

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

SUBJECT: Resolution amending Resolution No. R-59-12; directing that the federal and state legislative packages each be presented to the Board in two separate companion items, one consisting of no more than ten (10) County priorities for distribution to the Miami-Dade Legislative Delegation and the other to include guiding principles and departmental items for approval by the Board, as well as Board "urging" resolutions enacted to date

Resolution No. R-764-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Rebeca Sosa and Co-Sponsor Vice Chair Lynda Bell.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

MEMORANDUM
(Revised)

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

DATE: September 17, 2013

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

SUBJECT: Agenda Item No. 11(A)(13)

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)(13)
9-17-13

RESOLUTION NO. R-764-13

RESOLUTION AMENDING RESOLUTION NO. R-59-12; DIRECTING THAT THE FEDERAL AND STATE LEGISLATIVE PACKAGES EACH BE PRESENTED TO THE BOARD IN TWO SEPARATE COMPANION ITEMS, ONE CONSISTING OF NO MORE THAN TEN (10) COUNTY PRIORITIES FOR DISTRIBUTION TO THE MIAMI-DADE LEGISLATIVE DELEGATION AND THE OTHER TO INCLUDE GUIDING PRINCIPLES AND DEPARTMENTAL ITEMS FOR APPROVAL BY THE BOARD, AS WELL AS BOARD "URGING" RESOLUTIONS ENACTED TO DATE

WHEREAS, Miami-Dade County is the seventh (7th) largest county in the United States and the largest county in the State of Florida, leading to a substantial number of legislative issues each year at both the federal and state levels; and

WHEREAS, each year, a lengthy federal legislative package and a lengthy state legislative package are presented to the Board of County Commissioners for consideration and approval; and

WHEREAS, members of the Miami-Dade Legislative Delegation have expressed concerns about the size of the County's legislative package, which typically includes dozens of items; and

WHEREAS, presenting large legislative packages to the Miami-Dade Delegation both in Washington and Tallahassee may have the effect of distracting focus from the issues that the Board has identified as legislative priorities for the County; and

WHEREAS, at the same time, it is important that the Board of County Commissioners as the ultimate policy-making body for Miami-Dade County approve all legislative and appropriations initiatives that the County will pursue in Washington and Tallahassee; and

WHEREAS, on March 8, 2001, the Board approved Resolution No. R-232-01, which instructed County staff and contract lobbyists to limit legislative initiatives and funding requests to those items that have been approved by the Board, including the federal and state legislative packages; and

WHEREAS, Resolution No. R-232-01 expressly did not limit County staff from:

(1) Responding to issues that arise over the course of the legislative process in the County's best interest; or

(2) Supporting, opposing or amending legislation moving through the legislative process in the County's best interest; and

WHEREAS, on December 23, 2004, the Board approved Ordinance No. 04-219, which created the Office of Intergovernmental Affairs as an office that reported directly to the Board of County Commissioners; and

WHEREAS, Ordinance No. 04-219 directed the Office of Intergovernmental Affairs annually to prepare federal and state legislative packages for the Board's consideration and approval based on legislative requests submitted by the Mayor, members of the Board and County departments and instrumentalities; and

WHEREAS, on January 24, 2012, this Board approved Resolution No. R-59-12, which directed the Office of Intergovernmental Affairs to present the proposed federal legislative package and the proposed state legislative package each in three sections:

(1) County priorities;

(2) Departmental items; and

(3) All "urging" resolutions and other federal or state legislative resolutions passed by the Board; and

WHEREAS, the Board desires to revise the process by which the federal and state legislative packages are presented to the Board so as to make the County's legislative efforts in Washington and Tallahassee as effective as possible; and

WHEREAS, to focus the County's federal and state legislative efforts, it would be beneficial to limit the number of County priorities set each year to no more than ten (10) federal priorities and no more than ten (10) state priorities, and to transmit only these priorities to the members of the Miami-Dade Federal and State Legislative Delegations, respectively, rather than transmitting the entire legislative package, including guiding principles and all departmental requests; and

WHEREAS, to implement this approach, instead of presenting the federal legislative package as a single item and the state legislative package as a single item, the Board desires to have the federal legislative package presented as two separate companion items and similarly have the state legislative package presented as two separate companion items; and

WHEREAS, one such federal companion item shall consist solely of the County's federal priorities consisting of no more than ten (10) issues for the annual federal legislative package, and these priorities thereafter shall be transmitted to the Miami-Dade Congressional Delegation; and

WHEREAS, the other federal companion item shall consist of guiding principles approved by the Board, those County departmental initiatives for Congress that are approved by the Board and all federal "urging" resolutions adopted by the Board to date; and this second federal companion item shall not be transmitted to the Miami-Dade Congressional Delegation,

but instead shall be used as a policy guide for County staff and contact lobbyists on federal initiatives that have been approved by the Board; and

WHEREAS, similarly for the state legislative package, one state companion item shall consist solely of the County's state priorities consisting of no more than ten (10) issues for the annual state legislative package, and these priorities thereafter shall be transmitted to the Miami-Dade State Legislative Delegation; and

WHEREAS, the other state companion item shall consist of state guiding principles, those County departmental initiatives for the Florida Legislature that the Board approves and all state "urging" resolutions the Board has adopted to date; and this second state companion item shall not be transmitted to the Miami-Dade State Legislative Delegation, but instead shall be used as a policy guide for County staff and contact lobbyists on state initiatives that have been approved by the Board,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board amends Resolution No. R-59-12 to:

Section 1. Direct the Office of Intergovernmental Affairs to present the draft federal legislative package to the Board as two separate companion items in the following manner:

A. The first companion item shall consist of no more than ten (10) proposed County priorities for the upcoming session of Congress. Upon this item being approved and effective and incorporating any amendments by the Board, the Chair of the Board of County Commissioners, or a County Commissioner designated by the Chair, shall transmit this first item to the members of the Miami-Dade

Congressional Delegation as the County's legislative priorities for the upcoming session of Congress.

B. The second companion item shall consist of (i) federal guiding principles approved by the Board, (ii) those federal initiatives submitted by County departments that the Board approves and (iii) all federal "urging" resolutions adopted by the Board to date. This second companion item shall not be transmitted to members of the Miami-Dade Congressional Delegation, but shall instead be a policy document to guide County staff and contract lobbyists on federal initiatives that have been approved by the Board.

Section 2. Direct that the draft state legislative package be presented to the Board as two separate companion items in the following manner:

1. The first companion item shall consist of no more than ten (10) proposed County priorities for the state level. Upon this item being approved and effective and incorporating any amendments by the Board, the Chair of the Board of County Commissioners, or a County Commissioner designated by the Chair, shall transmit this first item to the members of the Miami-Dade State Legislative Delegation as the County's legislative priorities for the upcoming session of the Florida Legislature.

2. The second companion item shall consist of (i) state guiding principles approved by the Board, (ii) those state initiatives submitted by County departments that the Board approves and (iii) all state "urging" resolutions adopted by the Board to date. This second companion item shall not be transmitted to members of the

Miami-Dade State Legislative Delegation, but shall instead be a policy document to guide County staff and contract lobbyists on state initiatives that have been approved by the Board.

The Prime Sponsor of the foregoing resolution is Chairwoman Rebeca Sosa, and the Co-Sponsor is Vice Chair Lynda Bell. It was offered by Commissioner **Rebeca Sosa** ,who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman	**aye**		
Lynda Bell, Vice Chair	**absent**		
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	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 17th day of September, 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