

MEMORANDUM

Agenda Item No. 8(M)(2)

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

DATE: July 1, 2014

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

SUBJECT: Resolution authorizing the
disbursement of \$200,000.00
from the Biscayne Bay
Environmental Enhancement
Trust Fund to be used to conduct
environmental restoration within
Biscayne Bay
Resolution No. R-614-14

The accompanying resolution was prepared by the Regulatory and Economic Resources Department and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz, and Co-Sponsors Vice Chair Lynda Bell, Commissioner Audrey M. Edmonson and Commissioner Xavier L. Suarez.



R. A. Cuevas, Jr.
County Attorney

RAC/smm

Memorandum



Date: July 1, 2014

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

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez", written over a light-colored background.

Subject: Resolution Authorizing the Disbursement of \$200,000.00 from the Biscayne Bay Environmental Enhancement Trust Fund to be Used for Environmental Restoration within Biscayne Bay through the Removal and Disposal of Bulky Marine Debris from the Bay, its Tidal Tributaries and Foreshore

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the disbursement of \$200,000 from the Biscayne Bay Environmental Enhancement Trust Fund to conduct environmental restoration in Biscayne Bay, its tidal tributaries, and foreshore through the removal and disposal of derelict vessels, illegal structures, abandoned fishing gear, and other bulky marine debris.

Scope

This disbursement request will benefit coastal areas of Commission Districts 3, 4, 5, 7, 8 and 9.

Fiscal Impact/Funding Source

This resolution authorizes the disbursement of \$200,000.00 from the Biscayne Bay Environmental Enhancement Trust Fund for Biscayne Bay restoration and enhancement activities. This disbursement is consistent with Section 24-40 of the Code of Miami-Dade County that allows such use of the Trust Fund. The available balance of the Biscayne Bay Environmental Enhancement Trust Fund is \$1,291,000.00 as of February 28, 2014 (Index Code TFPE400010). These funds have been previously used as matching funds for state and federal grants awarded for marine debris removal.

Track Record/Monitor

Stephen Blair, Chief of the Restoration and Enhancement Section of the Department of Regulatory and Economic Resources, Division of Environmental Resources Management (RER-DERM), will monitor activities performed using funds from the Biscayne Bay Environmental Enhancement Trust Fund.

Background

This disbursement request for \$200,000 will provide funding for the removal and disposal of marine debris to be conducted by County staff, by volunteers when appropriate, and by pre-qualified contractors, as needed, through a competitive bidding process. The removal of these items from the marine environment will eliminate significant environmental and public safety hazards while preserving the ecological and aesthetic quality of our coastal areas.

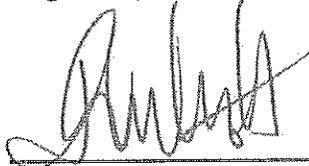
The last such disbursement from the Biscayne Bay Environmental Enhancement Trust Fund was on July 7, 2011 under Resolution No. R-517-11, which authorized \$150,000 for derelict vessel removal

Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners
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and disposal. The \$150,000 was subsequently used both directly and as match for additional funds from the Florida Inland Navigation District to remove and dispose of 60 derelict vessels from Biscayne Bay. Most of those boats were removed from the Biscayne Bay Aquatic Preserve. In addition, 2 illegal docks were removed from the Crandon Mangrove Preserve on Key Biscayne.

Since 2008, RER-DERM's Biscayne Bay Restoration and Enhancement Program has removed and disposed of nearly 200 derelict boats, 1,500 abandoned crab and lobster traps, and numerous unauthorized and unsafe structures located in the coastal marine environment of Miami-Dade County.

I have received and considered the attached recommendation from the Director of the Department of Regulatory and Economic Resources.



Jack Osterholt, Deputy Mayor



MEMORANDUM

(Revised)

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

DATE: July 1, 2014

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

SUBJECT: Agenda Item No. 8(M)(2)

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 _____

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7-1-14

RESOLUTION NO. R-614-14

RESOLUTION AUTHORIZING THE DISBURSEMENT OF \$200,000.00 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO BE USED TO CONDUCT ENVIRONMENTAL RESTORATION WITHIN BISCAYNE BAY THROUGH THE REMOVAL AND DISPOSAL OF BULKY MARINE DEBRIS FROM THE BAY, ITS TIDAL TRIBUTARIES, AND FORESHORE

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board, pursuant to Section 24-40 of the Code of Miami-Dade County, hereby authorizes the disbursement of funds not to exceed \$200,000.00 from the Biscayne Bay Environmental Enhancement Trust Fund to be used to conduct environmental restoration through the removal and disposal of bulky marine debris located within Biscayne Bay, its tidal tributaries and foreshore. These activities will be conducted through the County's Biscayne Bay Restoration and Enhancement Program.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Dennis C. Moss** 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. absent
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	aye	Xavier L. Suarez aye
Juan C. Zapata	aye	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of July, 2014. 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

Christopher Agrippa

By: _____

Deputy Clerk



Approved by County Attorney as
 to form and legal sufficiency.

Abbie Schwaderer-Raurell