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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(13)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 15, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution supporting SB 90, HB 285 or similar legislation that would authorize the Florida Department of Agriculture and Consumer Services to receive additional applications and award additional rebates as part of the Natural Gas Fuel Fleet Vehicle Rebate Program; supporting legislation that would incentivize the use of natural gas vehicles

Resolution No. R-1169-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

Abigail Price-Williams
County Attorney

APW/lmp

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 15, 2015

FROM: Abigail Price-Williams
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**

_____ **Statement of social equity 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)
12-15-15

RESOLUTION NO. R-1169-15

RESOLUTION SUPPORTING SB 90, HB 285 OR SIMILAR LEGISLATION THAT WOULD AUTHORIZE THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO RECEIVE ADDITIONAL APPLICATIONS AND AWARD ADDITIONAL REBATES AS PART OF THE NATURAL GAS FUEL FLEET VEHICLE REBATE PROGRAM; SUPPORTING LEGISLATION THAT WOULD INCENTIVIZE THE USE OF NATURAL GAS VEHICLES

WHEREAS, during the past several years, exploration has uncovered a supply of natural gas in the United States, resulting in a reduction in the price of natural gas and an increased interest in natural-gas-powered vehicles, fuel plants, and refueling infrastructure; and

WHEREAS, natural gas is the cleanest of the fossil fuels; and

WHEREAS, pollutants emitted from the combustion of fossil fuels have led to the development of many pressing environmental concerns, and natural gas can help to mitigate some of those environmental issues; and

WHEREAS, natural gas is less expensive per gallon than traditional fuels; and

WHEREAS, in 2013, the State Legislature created the Natural Gas Fuel Fleet Vehicle Rebate Program (the "Program") within the Department of Agriculture and Consumer Services ("DACS") to help reduce transportation costs and encourage freight mobility investments that contribute to economic growth; and

WHEREAS, DACS is appropriated $6 million in recurring funds from the General Revenue Fund to award rebates for the eligible costs of conversion or retrofitting of a diesel or gasoline powered motor vehicle to a natural gas fuel powered motor vehicle or the incremental costs associated with the purchase or lease of a natural gas fuel fleet motor vehicle; and

WHEREAS, currently, an applicant is eligible to receive a maximum rebate of $25,000 per vehicle up to a total of $250,000 per applicant per fiscal year; and

WHEREAS, in each year since the Program's inception, there has been an unencumbered balance of at least $1.7 million; and

WHEREAS, Senate Bill (SB) 90 and House Bill (HB) 285 have been filed for consideration during the Florida Legislature's 2016 session by Senator Wilton Simpson (R – Trilby) and Representative Lake Ray (R – Jacksonville), respectively; and

WHEREAS, SB 90 and HB 285 would allow any unencumbered funds remaining after June 30th of each fiscal year to be used by DACS to award additional rebates of $25,000 for each vehicle up to an additional $250,000 per applicant; and

WHEREAS, pursuant to the bills, between June 1st and June 30th of each fiscal year, eligible applicants may apply for additional funds for vehicles that have not already received a rebate; and

WHEREAS, the additional rebates will be awarded on a first-come, first-served basis, determined by the date the application is received; and

WHEREAS, this Board would like express its strong support for SB 90, HB 285, and the use of natural gas as opposed to other fossil fuels,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Supports SB 90, HB 285 or similar legislation that would authorize the Florida Department of Agriculture and Consumer Services to receive additional applications and award additional rebates as part of the Natural Gas Fuel Fleet Vehicle Rebate Program.

Section 2. Supports legislation that would incentivize the use of natural gas vehicles.

Section 3. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, Senator Wilton Simpson, Representative Lake Ray and the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 4. Directs the County's state lobbyists to advocate for the passage of legislation as set forth in Sections 1 and 2 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2016 State Legislative Package to include this item.

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 15th day of December, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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. MP

Matthew Papkin