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

MEMORANDUM

Agenda Item No. 11(A)(34)

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

DATE: January 20, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution supporting SB 584 and HB 929, or similar legislation that would provide technical and financial assistance to local governments to implement flood risk reduction policies and projects; and urging the Florida Legislature to seek funding for SB 584 and HB 929 from non-Amendment 1 sources

Resolution No. R-83-16

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/jls

MEMORANDUM

(Revised)

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

DATE: January 20, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(34)

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)(34)
1-20-16

RESOLUTION NO. R-83-16

RESOLUTION SUPPORTING SB 584 AND HB 929, OR SIMILAR LEGISLATION THAT WOULD PROVIDE TECHNICAL AND FINANCIAL ASSISTANCE TO LOCAL GOVERNMENTS TO IMPLEMENT FLOOD RISK REDUCTION POLICIES AND PROJECTS; AND URGING THE FLORIDA LEGISLATURE TO SEEK FUNDING FOR SB 584 AND HB 929 FROM NON-AMENDMENT 1 SOURCES

WHEREAS, Senate Bill 584 ("SB 584") and House Bill 929 ("HB 929") have been filed for consideration during the Florida Legislature's 2016 session by Senator Jeff Brandes (R – St. Petersburg) and Representative Larry Ahern (R – Seminole), respectively; and

WHEREAS, SB 584 and HB 929 would, among other things, authorize the Florida Division of Emergency Management to administer a matching grant program to provide up to $50 million annually in technical and financial assistance, subject to appropriation, to local governments to implement certain flood risk reduction policies and projects; and

WHEREAS, SB 584 and HB 929 would also add flood mitigation projects to the list of eligible projects under the Florida Communities Trust program, a non-lapsing revolving fund used to assist local governments in implementing local comprehensive plans and in enhancing resource values, promoting innovative land acquisition methods, and providing public access to waterfronts; and

WHEREAS, South Florida is particularly vulnerable to sea level rise and flooding, due to its low-lying topography, porous substrata, and extensive coastal infrastructure; and

WHEREAS, the Miami-Dade County Comprehensive Development Master Plan contains a Coastal Management Element and a Capital Improvement Element that include, among other things, goals and policies addressed to mitigating the effects of sea level rise, and flooding; and

WHEREAS, SB 584 and HB 929, if enacted, could provide the County with important financial and technical assistance in carrying out these and other goals and policies that aim to mitigate flooding and flood-related problems in our community; and

WHEREAS, according to Senator Brandes, the sponsor of SB 584, funding for this legislation could come from Amendment 1, the measure overwhelmingly approved by voters in 2014 that dedicates a portion of state real estate documentary stamp taxes for the acquisition, restoration, improvement, and management of conservation lands and the water quality of rivers, lakes, and streams throughout Florida; and

WHEREAS, according to a statement by Senator Brandes, SB 584 "will provide relief to portions of the state hit hardest with rising flood insurance costs by preserving and protecting vulnerable communities and natural coastal assets," and could "simultaneously assist our coastal communities with flooding hazards while addressing the spirit of Amendment 1 overwhelmingly approved by the voters"; and

WHEREAS, this Board has previously urged the Legislature to set aside Amendment 1 funding for other important projects, including, among others, restoration of the Florida Everglades, greenways and trails, and the County's environmentally endangered lands program; and

WHEREAS, to ensure that Amendment 1 funds are available for such projects in the future, the Legislature could explore other available funding sources for SB 584 and HB 929; and

WHEREAS, this Board now wishes to express its support for SB 584 and HB 929, or similar legislation, while encouraging the Legislature to seek funding from non-Amendment 1 sources,

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

Section 1. Supports SB 584 and HB 929, or similar legislation that would provide technical and financial assistance to local governments to implement flood risk reduction policies and projects.

Section 2. Urges the Florida Legislature to seek funding for SB 584 and HB 929 from non-Amendment 1 sources.

Section 3. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, the Senate President, the House Speaker, Senator Jeff Brandes, Representative Larry Ahern, and the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 4. Directs the County's state lobbyists to advocate for the legislative action described 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 **José "Pepe" Diaz**, 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:

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	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**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 20th day of January, 2016. 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.

James Eddie Kirtley, Jr.