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

MEMORANDUM

Agenda Item No. 11(A)(36)

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

DATE: January 20, 2016

FROM: Abigail Price-Williams County Attorney

SUBJECT: Resolution amending Resolution No. R-911-15 to revise the Board's state legislative priorities for the 2016 legislative session to include funding for Miami-Dade County's Environmentally Endangered Lands Program for conservation land acquisition as a priority; waiving Resolution No. R-764-13 limiting the number of state legislative priorities

Resolution No. R-85-16

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/smm

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)(36)

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)(36)
1-20-16

RESOLUTION NO. R-85-16

RESOLUTION AMENDING RESOLUTION NO. R-911-15 TO REVISE THE BOARD'S STATE LEGISLATIVE PRIORITIES FOR THE 2016 LEGISLATIVE SESSION TO INCLUDE FUNDING FOR MIAMI-DADE COUNTY'S ENVIRONMENTALLY ENDANGERED LANDS PROGRAM FOR CONSERVATION LAND ACQUISITION AS A PRIORITY; WAIVING RESOLUTION NO. R-764-13 LIMITING THE NUMBER OF STATE LEGISLATIVE PRIORITIES

WHEREAS, the 2016 session of the Florida Legislature began on January 12, 2016; and

WHEREAS, on January 24, 2012, this Board approved Resolution No. R-59-12, which directed the Office of Intergovernmental Affairs, when it presents the proposed federal or state legislative agenda to the Board, to include all "urging" resolutions and other resolutions related to federal or state legislation passed by the Board of County Commissioners to date for the current Congress or session; and

WHEREAS, on September 17, 2013, this Board approved Resolution No. R-764-13, which directed 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) priorities for distribution to the Miami-Dade Legislative Delegation and the other to include guiding principles, Board "urging" resolutions enacted to date, and departmental items for approval by the Board; and

WHEREAS, on October 20, 2015, this Board adopted Resolution No. R-949-15, which urged the Florida Legislature to allocate funding for Miami-Dade County's Environmentally Endangered Lands ("EEL") Program for conservation land acquisition and management pursuant to the Florida Water and Land Conservation Initiative, Florida Constitutional Amendment 1; and

WHEREAS, Resolution No. R-949-15 also urged the Florida Association of Counties to identify the issue of funding for the County's EEL Program as one of its priorities for the 2016 legislative session; and

WHEREAS, on October 6, 2015, this Board adopted Resolution No. R-911-15, which approved ten state legislative priorities for the 2016 session; and

WHEREAS, thereafter, the Board added two additional priorities for the 2016 session, Resolution No. R-1022-15 which opposed legislation that would preempt local governments with respect to public works projects, and Resolution No. R-1161-15 which urged the Legislature and Florida Department of Transportation to provide funding for the acquisition of the 35-mile Homestead Rail Line; and

WHEREAS, on November 4, 2014, 75.64 percent of Florida voters overwhelmingly approved Florida Constitutional Amendment 1, the Florida Water and Land Conservation Initiative, which authorizes no less than 33 percent of net revenues collected from the existing excise tax on real estate documents (the "stamp tax") to be used to acquire, restore, and improve land and water areas throughout Florida; and

WHEREAS, the revenues collected pursuant to Amendment 1 may be used to help finance the acquisition and management of conservation land in Miami-Dade County; and

WHEREAS, in 1990 the citizens of Miami-Dade County voted to create the Environmentally Endangered Lands Program ("EEL Program"), and approved a two-year property tax to fund the EEL Program's acquisition, protection, and maintenance of environmentally endangered lands; and

WHEREAS, the EEL Program and its purchasing partners have brought more than 20,700 acres of environmentally endangered lands into public ownership within the County and manages 2,800 additional acres of natural lands within Miami-Dade County Parks; and

WHEREAS, Miami-Dade County's environmentally endangered lands provide many critical public services to our residents and visitors, such as protecting against saltwater intrusion, reducing stormwater runoff from polluting surface waters and Biscayne Bay, providing aquifer recharge and wellfield protection, providing carbon sequestration, protecting numerous species, and habitat conservation; and

WHEREAS, acquisition, management, and restoration of conservation lands in Miami-Dade County requires a sustainable, dedicated source of funding,

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

Section 1. Amends Resolution No. R-911-15 to revise the Board's state legislative priorities for the 2016 legislative session to include funding for Miami-Dade County's EEL Program for conservation land acquisition as a priority.

Section 2. Waives Resolution No. R-764-13 to permit inclusion of more than 10 state legislative priorities.

Section 3. Directs the County's state lobbyists to advocate for this issue as a priority among the Board's state legislative priorities for the 2016 session.

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.

Javier Zapata