

# MEMORANDUM

Agenda Item No. 11(A)(17)

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**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

**DATE:** May 3, 2022

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution directing the County Mayor to organize and conduct additional Baynanza events to take place year-round, negotiate, execute, and as soon as practicable after execution, submit for Board ratification grant agreements with 501(c)(3) nonprofit organizations to fund Biscayne Bay Cleanup Events, and present for Board approval any resolutions necessary to disburse funds for the grant agreements and the additional Baynanza events

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**This item was amended at the 4-12-22 PortMiami and Environmental Resilience Committee. Section 2, which directed the County Mayor or designee to negotiate grant agreements with 501(c)(3) nonprofit organizations to fund Biscayne Bay cleanup events and to submit such agreements to the Board for approval, is amended to provide for the negotiation and execution of such agreements and their submittal to the Board for ratification as soon as practicable after execution. Section 2 is further amended to state that multiple grant agreements may be submitted in a single item, and that monies from the Biscayne Bay Environmental Enhancement Trust Fund may not be used unless a disbursement for this purpose has been approved by this Board, as required by section 24-40 of the Code. Additionally, conforming changes to the title are made.**

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



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Geri Bonzon-Keenan  
County Attorney

GBK/uw



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

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Gen Bonzon-Keenan  
County Attorney

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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 present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_ ) 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)(17)  
5-3-22

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ORGANIZE AND CONDUCT ADDITIONAL BAYNANZA EVENTS TO TAKE PLACE YEAR-ROUND, NEGOTIATE, EXECUTE, AND AS SOON AS PRACTICABLE AFTER EXECUTION, SUBMIT FOR BOARD RATIFICATION GRANT AGREEMENTS WITH 501(C)(3) NONPROFIT ORGANIZATIONS TO FUND BISCAYNE BAY CLEANUP EVENTS, AND PRESENT FOR BOARD APPROVAL ANY RESOLUTIONS NECESSARY TO DISBURSE FUNDS FOR THE GRANT AGREEMENTS AND THE ADDITIONAL BAYNANZA EVENTS

**WHEREAS**, Miami-Dade County (the "County") is home to Biscayne National Park, and this national park provides recreational opportunities and economic value, in addition to the national park's intrinsic ecological and environmental value; and

**WHEREAS**, the health of Biscayne National Park and Biscayne Bay as a whole are linked to the economic well-being of the County through industries such as tourism and commercial and recreational fishing; and

**WHEREAS**, Baynanza is an annual celebration of Biscayne Bay and the County's longstanding commitment to enhance public awareness of Biscayne Bay as a recreational, aesthetic, economic, historic, scientific, and environmental resource; and

**WHEREAS**, Baynanza has traditionally taken place in March and April of each year and included nature walks, kayaking tours, other similar environmental educational activities, and the main event, Biscayne Bay Cleanup Day; and

**WHEREAS**, in 2019, this Board adopted Resolution No. R-165-19, creating the Biscayne Bay Task Force to address issues that affect the health and well-being of Biscayne Bay; and

**WHEREAS**, the Biscayne Bay Task Force developed recommendations and an action plan identifying problem areas and prioritizing projects for Biscayne Bay, and these recommendations were presented in a report to this Board; and

**WHEREAS**, one of the report's recommendations is to expand the scope of Baynanza to add year-round activities; and

**WHEREAS**, the year-round Baynanza activities could include, for example, additional Biscayne Bay cleanup events, environmental education events, and other activities to raise awareness related to Biscayne Bay; and

**WHEREAS**, County staff could also work to plan and implement such Biscayne Bay related activities within each Commission District; and

**WHEREAS**, the additional Baynanza events and grant agreements may be funded by appropriate disbursements from the Biscayne Bay Environmental Enhancement Trust Fund, subject to the requirements of section 24-40 of the County Code, as well as by other legally available funds; and

**WHEREAS**, in addition, various 501(c)(3) nonprofit organizations in the County may already be conducting Biscayne Bay cleanup events throughout each year; and

**WHEREAS**, the County could, where appropriate, provide grant funding to such organizations for Biscayne Bay cleanup events and incorporate them into an expanded, year-round Baynanza; and

**WHEREAS**, the County could also partner with such organizations in the planning and implementation of Biscayne Bay cleanup events; and

**WHEREAS**, this Board wishes to support year-round efforts to protect Biscayne Bay and promote awareness of Biscayne Bay's importance to the County,

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

**Section 1.** Directs the County Mayor or County Mayor's designee to organize and conduct additional Baynanza events to take place year-round, subject to the availability of funding. Such events may include, for example, additional Biscayne Bay cleanup events, environmental education events, and other activities to raise awareness related to Biscayne Bay.

**Section 2.** Directs the County Mayor or County Mayor's designee to, where appropriate, negotiate >>and execute<<<sup>1</sup> grant agreements with 501(c)(3) nonprofit organizations to fund Biscayne Bay cleanup events, subject to the availability of funding, and to submit any such agreements to this Board for ~~[[approval.]]~~>>ratification as soon as practicable after execution, provided, however, that monies from the Biscayne Bay Environmental Enhancement Trust Fund may not be used unless a disbursement for this purpose has been approved by this Board, as required by section 24-40 of the Code. Multiple grant agreements may be submitted for ratification in a single item.<< The County Mayor or County Mayor's designee is further directed to assess the feasibility of partnering with nonprofit organizations in the planning and implementation of Biscayne Bay cleanup events.

**Section 3.** Directs the County Mayor or County Mayor's designee to present to this Board for approval any resolutions necessary to disburse funds, for the additional events and grant agreements described in sections 1 and 2 above, from legally available funding sources, including the Biscayne Bay Environmental Enhancement Trust Fund, subject to applicable law.

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<sup>1</sup> Committee amendments are indicated as follows: Words stricken through and/or ~~[[double bracketed]]~~ are deleted, words underscored and/or >>double arrowed<< are added.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared this resolution duly passed and adopted this 3<sup>rd</sup> day of May, 2022. 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: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Cristina M. Rabionet