

## MEMORANDUM

Agenda Item No. 14(A)(8)

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

**DATE:** July 20, 2021

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

**SUBJECT:** Resolution creating a Clean  
Technology Task Force; setting  
forth powers and responsibilities  
of such task force; providing for  
a report; and providing for sunset

Resolution No. R-764-21

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado.



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Geri Bonzon-Keenan  
County Attorney

GBK/smm



# MEMORANDUM

(Revised)

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

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Gen Bonzon-Keenan  
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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. 14(A)(8)  
7-20-21

RESOLUTION NO. \_\_\_\_\_ R-764-21

RESOLUTION CREATING A CLEAN TECHNOLOGY TASK  
FORCE; SETTING FORTH POWERS AND RESPONSIBILITIES  
OF SUCH TASK FORCE; PROVIDING FOR A REPORT; AND  
PROVIDING FOR SUNSET

**WHEREAS**, Miami-Dade County uses significant energy to operate its buildings, facilities, and vehicles; and

**WHEREAS**, clean technology, also known as cleantech, generally refers to processes, products, and services that result in significant improvements in either energy efficiency or sustainable use of resources, by reducing negative environmental impacts and transitioning to a low-carbon economy; and

**WHEREAS**, clean technology industry is comprised of companies working on solving environmental problems; and

**WHEREAS**, Miami-Dade County has been using clean technologies such as LED lights, on-site solar energy systems, and electric vehicles; and

**WHEREAS**, greater use of clean technology within Miami-Dade County could result in both environmental and financial benefits; and

**WHEREAS**, this Board wishes to establish a task force that will study issues related to the clean technology in Miami-Dade County and make recommendations to this Board, in an effort to improve economic development and procurement,

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

**Section 1.**     *Creation.* This Board hereby creates the Clean Technology Task Force (the “Task Force”), which shall consist of 13 members, consistent with the requirements set forth in this resolution.

**Section 2.**     *Purpose, Powers, and Duties.* The Task Force is established solely for the purpose of advising this Board and the County Mayor on issues related to clean technology and the transition to a low-carbon economy with deployment of clean technologies in Miami-Dade County, in an effort to improve economic development and procurement. As part of the duties, the Task Force shall review relevant data, studies, assessments, reports, and evaluations related to clean technology and may hear additional presentations and comments from relevant stakeholders, members of the public, Miami-Dade County experts, and experts from other governmental agencies, universities, and the private sector, to the extent feasible and applicable.

In addition, the Task Force shall invite and hear comments from municipalities to obtain their input on the municipalities’ particular needs and concerns related to clean technology.

Consistent with the purposes outlined herein, the Task Force shall prepare a written report with information, recommendations, and best practices to this Board with respect to clean technology in Miami-Dade County.

**Section 3.**     *Limitations on Authority.* The Task Force is advisory only and shall not have the power or authority to commit the County or any of its agencies or instrumentalities to any policies, incur any financial obligations, or to create any liability, contractual or otherwise, on behalf of the County or any of its agencies or instrumentalities.

**Section 4.**     *Membership Composition, Appointment, and Vacancies.* The Task Force shall consist of 13 members who reside in Miami-Dade County, as follows:

(a) one member who is nominated by the Miami-Dade Beacon Council, Inc. (“Beacon Council”);

(b) two members who have experience in clean technology with a focus on water;

(c) two members who have experience in clean technology with a focus on transportation;

(d) two members who have experience in clean technology with a focus on energy generation or energy storage;

(e) two members who have experience in clean technology with a focus on waste reuse;

(f) two members who have experience in clean technology with a focus on information technology; and

(g) two members who have experience in clean technology with a focus on environmental finance.

In addition to the above, all Task Force members shall possess expertise or knowledge related to clean technology, and all members shall have demonstrated interest or engagement in such issues. Members shall be appointed in the following manner:

(1) Within 30 days of the effective date of this resolution, each member of the Board of County Commissioners may nominate individuals to be considered for service on this Task Force. Nominations shall be submitted to the Clerk of the Board;

(2) Within 30 days of the effective date of this resolution, interested individuals may submit their qualifications to the Clerk of the Board to be considered for service on the Task Force for the categories listed above in (b) through (g);

- (3) Within 30 days of the effective date of this resolution, the Beacon Council may nominate an individual or individuals for the category listed above in (a);
- (4) An individual may not be nominated or submitted for consideration in more than one category. If an individual is proposed to be nominated or submitted for consideration in more than one category, the Clerk of the Board shall inform the individual and nominating Commissioner, if applicable, as to the first category for which the individual was nominated or submitted;
- (5) No more than five nominations or submissions may be made for each category. If a total of five nominations or submissions for a category has been received by the Clerk of the Board, the Clerk of the Board may no longer accept additional nominations or submissions for said category and shall notify the Board of County Commissioners.
- (6) If this Clerk of the Board has not received at least two nominations or submissions for each category listed above in (b) through (g) within 30 days of the effective date of this resolution, the Clerk of the Board shall immediately notify the Board of County Commissioners and the deadline for nominations and submissions shall be extended by 15 days;
- (7) Upon the receipt of at least two nominations or submissions for each category listed above in (b) through (g) or the expiration of the 15 day extension, whichever comes first, the Clerk of the Board shall place an item on the agenda of the Board's next regularly scheduled meeting for the Board's selection of the members of the Task Force;

- (8) The Board shall consider the nominations by its members and submissions by interested individuals, within the limits set forth herein, in making the selection of who shall serve on the Task Force;
- (9) In its selection of Task Force members, the Board may consider, among other factors, the member making the nomination, the availability of nominees, and other criteria set forth in this resolution;
- (10) The Board shall ensure that the membership of the Task Force reflects the diversity of the community; and
- (11) The Board shall appoint 13 members to serve on the Task Force as set forth herein.

Any member, chairperson, or vice chairperson who ceases to meet the membership requirements set forth in this resolution shall immediately forfeit his or her position on the Task Force. In the event of any member vacancies, the Clerk of the Board shall notify the Board of County Commissioners of such vacancy, and the vacancy shall be filled in the same manner as the initial appointments. In the event of a chairperson vacancy, the vice chairperson shall conduct the next meeting and the members of the Task Force shall select a new chairperson at that meeting. In the event of a vice chairperson vacancy, the chairperson shall conduct the next meeting and the members of the Task Force shall select a new vice chairperson at that meeting.

**Section 5.**     *Organization and procedures at meetings.* The Task Force may establish, adopt, and amend bylaws, rules, and regulations for its own governance. The Task Force shall elect, by majority vote, one of its members as chairperson and one of its members as vice-chairperson. The chairperson shall preside at all meetings at which he or she is present. The vice chairperson shall act as chairperson in the absence of the chairperson. In the event that neither the chairperson nor the vice-chairperson can preside at a meeting, the members present shall select a

member from those present to preside over such meeting. To conduct any business or to exercise any power vested in the Task Force, a quorum consisting of a majority of those persons duly appointed shall be present. The members of the Task Force shall serve without compensation and shall not be eligible for reimbursement of expenses accrued in serving as a member of this Task Force, including travel expenses.

**Section 6.** *Government in the Sunshine, Ethics, and Other Regulations.* All proceedings of the Task Force shall be conducted in accordance with the Government in the Sunshine Law, section 286.011, Florida Statutes; and the Citizens Bill of Rights of the Miami-Dade County Home Rule Charter. The Task Force shall be deemed an “agency” for purposes of the Public Records Law. The Task Force shall be governed by all State conflict of interest laws, as applicable. The Task Force shall provide members of the public a reasonable opportunity to be heard, consistent with section 286.0114, Florida Statutes. Accordingly, Rule 6.06 of the Miami-Dade Board of County Commissioners Rules of Procedures is incorporated by reference.

The Task Force shall meet within 90 days of the effective date of this resolution, provided that at least one member from each of the categories in section 4, (a) through (g), has been appointed by the Board, and the Task Force must meet at least five times before rendering its Report to the Board. Additional meetings may be held at the discretion of the County Mayor or County Mayor’s designee.

**Section 7.** *Report.* The Task Force shall provide a written report with recommendations to the Board within 364 days of the effective date of this resolution. The report shall address the matters described in section 2 above. The report shall be placed on an agenda of the Board as required by Ordinance No. 14-65 for consideration by the Board. The Board may then request such further work of the Task Force as may be in the public interest.



**Section 8.**     *Staff.*   The County Mayor or County Mayor’s designee shall provide adequate staff and support services to the Task Force. The staff shall maintain and keep records of the Task Force, prepared in cooperation with the chairperson, including the agenda for each meeting. The staff shall be responsible for the preparation of such reports, minutes, documents, or correspondence as the Task Force may direct, and generally administer the business and affairs of the Task Force, subject to budgetary limitations. The County Attorney’s Office shall provide legal counsel, as needed, to the Task Force.

**Section 9.**     *Sunset.*   The Task Force shall sunset and stand dissolved on the 364th day from the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner     **Sally A. Heyman**     , who moved its adoption. The motion was seconded by Commissioner     **Kionne L. McGhee**     and upon being put to a vote, the vote was as follows:

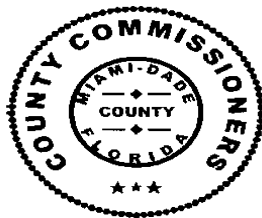
|                      |                                       |                        |            |
|----------------------|---------------------------------------|------------------------|------------|
|                      | Jose “Pepe” Diaz, Chairman            | <b>aye</b>             |     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

The Chairperson thereupon declared this resolution duly passed and adopted this 20<sup>th</sup> day of July, 2021. 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: **Melissa Adames**  
Deputy Clerk



Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to be "ASR", written over a horizontal line.

Abbie Schwaderer-Raurell  
Cristina M. Rabionet