

MEMORANDUM

Agenda Item No. 11(A)(8)

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


DATE: April 19, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to incorporate into the Parks, Recreation and Open Spaces Department's proposed Fiscal Year 2022-2023 fee schedule a fee waiver allowing qualified disabled veterans to launch boats at County-owned-and-operated marinas without a charge; providing a definition of "qualifying disabled veteran" for the purpose of this resolution; directing the County Mayor to include information about this benefit in marketing materials and list this benefit in any price list displayed to the public; and requiring a report

Resolution No. R-376-22

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



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM
(Revised)

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

DATE: April 19, 2022

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Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(8)

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)(8)
4-19-22

RESOLUTION NO. R-376-22

RESOLUTION DIRECTING THE COUNTY MAYOR TO INCORPORATE INTO THE PARKS, RECREATION AND OPEN SPACES DEPARTMENT’S PROPOSED FISCAL YEAR 2022-2023 FEE SCHEDULE A FEE WAIVER ALLOWING QUALIFIED DISABLED VETERANS TO LAUNCH BOATS AT COUNTY-OWNED-AND-OPERATED MARINAS WITHOUT A CHARGE; PROVIDING A DEFINITION OF “QUALIFYING DISABLED VETERAN” FOR THE PURPOSE OF THIS RESOLUTION; DIRECTING THE COUNTY MAYOR TO INCLUDE INFORMATION ABOUT THIS BENEFIT IN MARKETING MATERIALS AND LIST THIS BENEFIT IN ANY PRICE LIST DISPLAYED TO THE PUBLIC; AND REQUIRING A REPORT

WHEREAS, for more than 200 years, individuals from all walks of life have taken up arms and sworn an oath to support and defend the principles upon which our country was founded; and

WHEREAS, throughout our history, courageous men and women have donned the uniform of our Armed Forces and built a noble tradition of faithful and dedicated service to our nation; and

WHEREAS, the commitment of our soldiers, sailors, Air Force members, Marines, and Coast Guard members has preserved our freedoms and saved millions around the world from tyranny; and

WHEREAS, we can never fully repay our debt of gratitude to those heroic men and women who served, and this is particularly the case for those who are wounded in battle; and

WHEREAS, one way that the County can provide a small token of appreciation to disabled veterans is to remove any potential barriers to access the beautiful waters surrounding the County; and

WHEREAS, Florida State Parks and the National Park Service offer programs for free entrance to parks for veterans who have service-connected disabilities; and

WHEREAS, currently under Implementing Order 4-119 there are various fees associated with launching boats at County marinas; and

WHEREAS, this Board would like to recognize the sacrifice of the veterans living in our community who have incurred a disability connected to military service,

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

Section 1. The County Mayor is directed to incorporate into the Parks, Recreation and Open Spaces Department's proposed Fiscal Year 2022-2023 fee schedule a fee waiver allowing Qualifying Disabled Veterans to launch boats at County-owned-and-operated marinas without a charge.

Section 2. For the purposes of this resolution, a "Qualifying Disabled Veteran" is an individual who (1) served in the U.S. Armed Forces (i.e., the Army, Marine Corps, Navy, Air Force, Coast Guard, Space Force, Army National Guard, Army Reserve, Marine Corp Reserve, Navy Reserve, Air National Guard, Air Force Reserve, and Coast Guard Reserve); (2) was not punitively discharged from the U.S. Armed Forces, in the case of enlisted personnel, or dismissed in the case of commissioned officers; and (3) has a service-connected disability or a disability that was aggravated by active duty, or is receiving compensation in accordance with the laws provided by the United States Department of Veteran's Affairs.

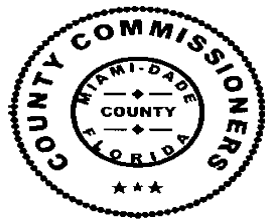
Section 3. The County Mayor is directed to include information concerning the benefit set forth in section 1 of this Resolution in relevant marketing materials and to further list said benefit in any price list displayed to the public.

Section 4. The County Mayor shall provide a written report to this Board within 60 days of the effective date of this resolution, which shall be placed on an agenda of the full Board without committee review pursuant to Ordinance 14-65 regarding how the changes outlined in section 1 shall be effectuated, how Qualifying Disabled Veterans will be able to avail themselves of the fee waiver including what will be required to demonstrate eligibility, and how Qualifying Disabled Veterans will be made aware of the program.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. It was offered by Commissioner **Rebeca Sosa**, 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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 19th day of April, 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "mjs", is written over a horizontal line.

Melanie J. Spencer