

# MEMORANDUM

Agenda Item No. 7(E)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**DATE:**

(Second Reading 6-5-18)  
March 20, 2018

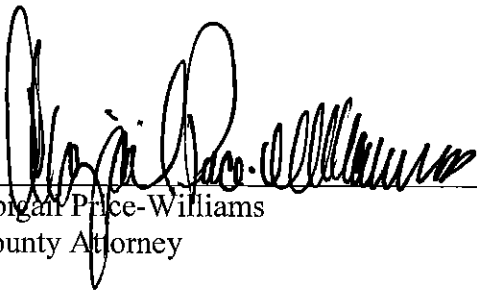
**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:**

Ordinance relating to the North Central Dade Municipal Advisory Committee created to study the possible incorporation of a municipality in the North Central Dade area; extending the sunset date of the municipal advisory committee, notwithstanding Ordinance No. 15-32 which provided for the sunset of said committee and any other ordinance to the contrary

Ordinance No. 18-64

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime.

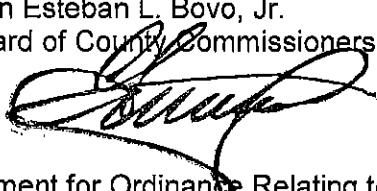


Abigail Price-Williams  
County Attorney

APW/cp


# Memorandum



**Date:** June 5, 2018  
**To:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners  
**From:** Carlos A. Gimenez   
Mayor  
**Subject:** Fiscal Impact Statement for Ordinance Relating to the North Central Dade Municipal  
Advisory Committee

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The implementation of this ordinance will not have a fiscal impact to Miami-Dade County. There are no additional costs associated with extending the North Central Dade Municipal Advisory Committee (MAC) an additional two years.

  
Edward Marquez  
Deputy Mayor

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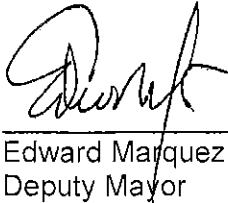
# Memorandum



**Date:** June 5, 2018  
**To:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners  
**From:** Carlos A. Gimenez   
Mayor  
**Subject:** Social Equity Statement for Ordinance Relating to North Central Dade Municipal  
Advisory Committee

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The proposed ordinance provides an additional two years to the North Central Dade Municipal Advisory Committee to complete its work. Extension of this MAC will provide the public additional opportunities to discuss the issue of incorporating their respective area and distribution of information.

  
Edward Marquez  
Deputy Mayor

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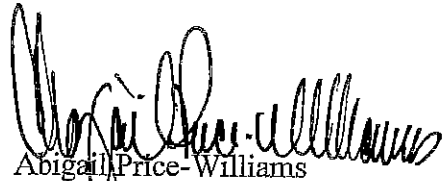


# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**DATE:** June 5, 2018

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 7(E)

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. 7(E)  
6-5-18

ORDINANCE NO. 18-64

ORDINANCE RELATING TO THE NORTH CENTRAL DADE MUNICIPAL ADVISORY COMMITTEE CREATED TO STUDY THE POSSIBLE INCORPORATION OF A MUNICIPALITY IN THE NORTH CENTRAL DADE AREA; EXTENDING THE SUNSET DATE OF THE MUNICIPAL ADVISORY COMMITTEE, NOTWITHSTANDING ORDINANCE NO. 15-32 WHICH PROVIDED FOR THE SUNSET OF SAID COMMITTEE AND ANY OTHER ORDINANCE TO THE CONTRARY; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

**WHEREAS**, on December 18, 2001, the Board of County Commissioners (Board) adopted Resolution No. R-1445-01 which created the North Central Dade Municipal Advisory Committee and directed the committee to study the possible incorporation of a municipality in the North Central Dade area; and

**WHEREAS**, due to the anticipated existence of this committee beyond one year, the Board adopted Ordinance No. 03-42 on March 11, 2003, establishing the North Central Dade Municipal Advisory Committee; and

**WHEREAS**, on November 1, 2005, the Board adopted Ordinance No. 05-192, and on September 4, 2007, the Board adopted Ordinance No. 07-120, which, in relevant part, resulted in the suspension of the processing of incorporation proposals; and

**WHEREAS**, on January 24, 2012, the Board adopted Ordinance No. 12-24 which repealed the moratorium effected by Ordinance No. 07-120; and

**WHEREAS**, in June of 2013, the North Central Dade Municipal Advisory Committee was reorganized and began to meet again; and

**WHEREAS**, on May 5, 2015, the Board adopted Ordinance No. 15-32 which extended the existence of the North Central Dade Municipal Advisory Committee to no later than May 15, 2017; and

**WHEREAS**, Section 20-29(A) of the Code states, in part, that “[i]t is provided, however, that where a Municipal Advisory Committee has been established, prior to the effective date of this ordinance [Ordinance No. 05-140, effective on July 17, 2005], no consent of resident electors shall be required for the adoption of an ordinance creating a Municipal Advisory Committee involving the same study area”; and

**WHEREAS**, additional time is needed for the North Central Dade Municipal Advisory Committee to conduct its public hearings and attend to other required duties,

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** The foregoing recitals are incorporated into this ordinance.

**Section 2.** Notwithstanding any provisions in Ordinance No. 15-32 or any ordinance or provisions of the Code of Miami-Dade County, Florida to the contrary, the North Central Dade Municipal Advisory Committee shall remain in existence or otherwise re-constituted until the earlier of (i) the date that the Board of County Commissioners votes to defer, approve or deny a

resolution submitting the incorporation question to the resident electors of the North Central Dade area or (ii) two years from the effective date of this Ordinance.

**Section 3.** If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

**Section 4.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall be excluded from the Code of Miami-Dade County, Florida.

**Section 5.** This ordinance shall become effective 10 days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: June 5, 2018

Approved by County Attorney as  
to form and legal sufficiency:

ADW

Prepared by:

CJS

Cynthia Johnson-Stacks

Prime Sponsor: Commissioner Jean Monestime