

MEMORANDUM

Special Item No. 3

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 27, 2014

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution establishing Board
policy favoring annexations by
small economically challenged
municipalities

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



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 27, 2014

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Special Item No. 3

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
- 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 _____

Special Item No. 3
2-27-14

RESOLUTION NO. _____

RESOLUTION ESTABLISHING BOARD POLICY FAVORING ANNEXATIONS BY SMALL ECONOMICALLY CHALLENGED MUNICIPALITIES AND DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO PROVIDE RECOMMENDED PROCEDURES TO HELP ENSURE SUCH MUNICIPALITIES ARE ABLE TO ANNEX UNINCORPORATED AREAS OF THE COUNTY

WHEREAS, small, mostly residentially-zoned municipalities have little opportunity to improve their economic condition except through annexation; and

WHEREAS, the current procedures and policies for annexation and incorporation may not necessarily encourage annexation of areas by such municipalities, and may in fact discourage annexations by these small municipalities, that need assistance in improving their tax base; and

WHEREAS, annexations by these municipalities will be helpful in stabilizing the well-being of such municipalities, while giving the opportunity for portions of the unincorporated area to be contained in a municipality,

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

Section 1. It is the policy of the Board that the Board prefers annexations by small economically challenged municipalities over other annexations and incorporations.

Section 2. The Mayor or the Mayor's designee is directed to prepare a report on proposed changes to annexation and incorporation procedures that would help to ensure that small economically challenged municipalities are able to annex areas in the unincorporated area of the County. Such report shall propose objective criteria for determining which small cities are in need of annexing areas in order to remain viable. Such report shall include any amendments

to the Home Rule Charter or the Code of Miami-Dade County that are necessary to accomplish the proposals. This report shall be submitted to the Board of County Commissioners for its consideration within 90 days of the date of the adoption of this resolution.

The Prime Sponsor of the foregoing resolution is Chairwoman 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:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

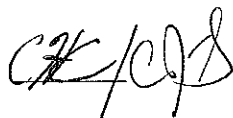
The Chairperson thereupon declared the resolution duly passed and adopted this 27th day of February, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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.



Craig H. Coller
Cynthia Johnson-Stacks