

RESOLUTION NO. 2010-7

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIAMI-DADE COUNTY LEAGUE OF CITIES, INC. EXPRESSING SUPPORT FOR THE CITIES OF MIAMI GARDENS, DORAL, AND CUTLER BAY, AND URGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS TO PROVIDE THESE THREE CITIES WITH THEIR RIGHTFUL SHARE OF PEOPLE'S TRANSPORTATION PLAN SURTAX FUNDING FROM THE COUNTY'S 80% SHARE OF THE SURTAX, AS ORIGINALLY NEGOTIATED IN GOOD FAITH AND AGREED TO BY MIAMI-DADE COUNTY IN 2002, AND AS CURRENTLY REQUIRED BY MIAMI-DADE COUNTY ORDINANCE NO. 02-116.

WHEREAS, in 2002, Miami-Dade County voters approved the People's Transportation Plan ("PTP") and a half-cent sales tax surtax to be used for the enhancement of transit and transportation in Miami-Dade County; and

WHEREAS, because previous efforts to implement such a tax had been defeated by the voters, both the elected and administrative leadership of Miami-Dade County worked in good faith with municipal leaders to develop a revenue-sharing concept that could be supported by the existing cities in Miami-Dade County; and

WHEREAS, without support from the municipal leadership in Miami-Dade County, the ballot question most likely would have failed; and

WHEREAS, the agreed-upon proposal provided that 20% of the revenue generated by the half-cent sales tax would be distributed to the cities in existence at the time the tax was approved; and

WHEREAS, on July 9, 2002, the Miami-Dade County Board of County Commissioners (BCC) adopted Ordinance No. 02-116, which expressly states that 20% of the half-cent sales tax proceeds must be distributed solely among the existing cities; and

WHEREAS, Ordinance No. 02-116 specifically states that newly incorporated municipalities will have the right to negotiate with the County for their pro rata share of the sales surtax from the County's 80% portion, and that providing funding to new cities would not affect the 20% share provided to municipalities that existed at the time the question was approved by the voters; and

WHEREAS, since 2002, three incorporations have been permitted in Miami-Dade County: Miami Gardens, Doral, and Cutler Bay; and

WHEREAS, municipalities currently receiving the surtax have consistently expressed support for these three new cities to receive funding as provided for by Miami-Dade County in Ordinance No. 02-116 ; and

WHEREAS, the County administration is proposing a "new" altered funding of the new municipalities through a combination of a "Hold Harmless Option" in conjunction with a relaxation of the current municipal maintenance of effort requirement; and

WHEREAS, the Board of Directors and its officers support a plan whereby the new cities of Miami Gardens, Doral, and Cutler Bay are provided their rightful share of PTP surtax funding as provided in Miami-Dade County Ordinance No. 02-116.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Miami-Dade County League of Cities, Inc., that the Miami-Dade County Board of County Commissioners reject any plan or proposal that dilutes the 2002 vote of our citizens through the People's Transportation Plan, and to immediately fund incorporated cities after 2002 (newly incorporated cities) from the County's 80% share, as agreed to and memorialized in Miami-Dade County Ordinance No. 02-116.

APPROVED AND ADOPTED by the Board of Directors of the Miami-Dade County League of Cities, Inc. at regular meeting assembled this 7th day of October, 2010.

ATTEST:

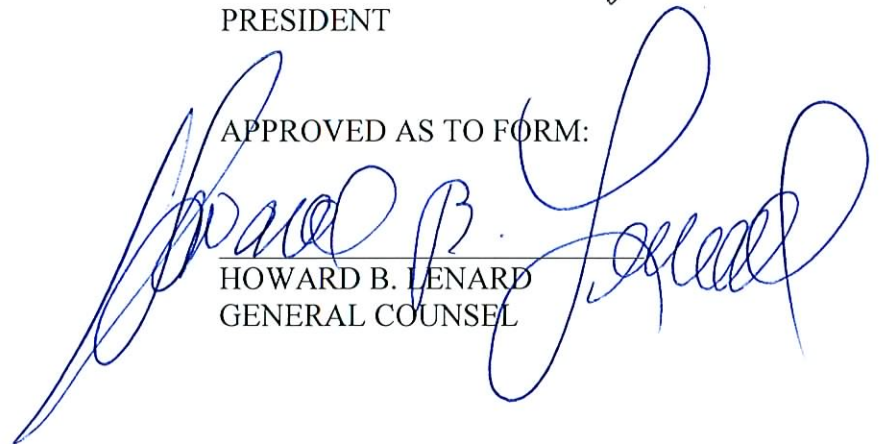


DEEDE WEITHORN
SECRETARY



MICHAEL BLYNN
PRESIDENT

APPROVED AS TO FORM:



HOWARD B. LENARD
GENERAL COUNSEL