

RESOLUTION NO. 2004-59-110

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AFFIRMING ITS CONTINUED SUPPORT FOR THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST ("CITT"), AS ADOPTED BY THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS ON JULY 9, 2002, PURSUANT TO ORDINANCE NO. 02-117; FURTHER URGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS NOT TO DISBAND THE CITT, OR OTHERWISE TAKE ANY ACTION WHICH WOULD HAVE THE EFFECT OF SUBSTANTIALLY ALTERING OR DILUTING THE POWERS AND AUTHORITY OF THE CITT; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 9, 2002, the Miami-Dade County Board of County Commissioners ("Board of County Commissioners") adopted Ordinance No. 02-116 levying and imposing a one-half of one percent Charter County Transit System Surtax (the "Surtax") pursuant to the authority of Section 212.055(1), Florida Statutes, and

WHEREAS, on July 9, 2002, the Board of County Commissioners also adopted Ordinance No. 02-117, creating a Citizens' Independent Transportation Trust ("CITT") with certain powers over the use and expenditure of proceeds of the Surtax (the "CITT Ordinance"), and

WHEREAS, on November 5, 2002, the Miami-Dade County voters approved the levying of the Surtax, and

WHEREAS, the CITT, among its powers and duties, is charged with the responsibility of monitoring, overseeing, reviewing, auditing, and investigating implementation of transportation transit projects, and all other projects, funded in whole or in part with Surtax proceeds, and

WHEREAS, one of the representatives on the CITT is to be appointed by the League of Cities, thereby ensuring that municipalities have representation on the CITT, and

WHEREAS, the City is concerned with recent developments involving a proposed measure to be brought before the Board of County Commissioners which would propose to disband the CITT, or otherwise substantially alter and/or dilute the CITT's powers and authority, as originally envisioned and intended in the County's enabling legislation creating the CITT, and

WHEREAS, the Mayor and City Council of the City of Miami Gardens would strongly urge the Board of County Commissioners to vote against any measure, whether such measure be in the form of an ordinance repealing the CITT Ordinance, or through a proposed amendment of the Ordinance, which would substantively dilute the powers and

Resolution No. 2004-60-110

duties of the CITT, as originally envisioned, and

WHEREAS, the Mayor and City Council of the City of Miami Gardens would urge, in the alternative, that the City Council and Miami-Dade County administrative staff move forward with facilitating and allowing the CITT to fulfill its intended purpose, and allow it to carry out its powers and duties as originally intended, and as set forth in the CITT Ordinance,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, as follows:

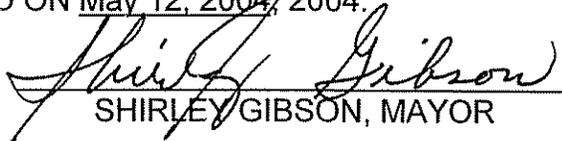
Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. EXPRESSION OF SUPPORT: The Mayor and City Council of the City of Miami Gardens affirm their continued support for the Citizens' Independent Transportation Trust (CITT), as adopted by the Miami-Dade County Board of County Commissioners on July 9, 2002, pursuant to Ordinance No. 02-117; and further urge the Miami-Dade County Board of County Commissioners not to disband the CITT, or otherwise take any action which would have the effect of substantially altering or diluting the powers and authority of the CITT, as originally intended and envisioned, following approval by the electorate of Miami-Dade County, Florida of the Charter County Transit System Surtax.

Section 3: DIRECTIONS TO THE CITY CLERK: The City Clerk is hereby directed to send a certified copy of this Resolution to the Miami-Dade County Board of County Commissioners and to the Citizens' Independent Transportation Trust (CITT).

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON ~~May 12, 2004~~ 2004.


SHIRLEY GIBSON, MAYOR

Attest:


RONETTA TAYLOR, CMC, CITY CLERK

Resolution No. 2004-60-110

Prepared by SONJA K. KNIGHTON, ESQ.
City Attorney

MOVED BY: Councilman Bratton
SECONDED BY: Vice Mayor Campbell

VOTE: 7-0

Mayor Gibson	<u>(Yes) x</u>	(No)
Vice Mayor Campbell	<u>(Yes) x</u>	(No)
Councilman Melvin L. Bratton	<u>(Yes) x</u>	(No)
Councilman Oscar Braynon, II	<u>(Yes) x</u>	(No)
Councilwoman Audrey J. King	<u>(Yes) x</u>	(No)
Councilwoman Sharon Pritchett	<u>(Yes) x</u>	(No)
Councilwoman Barbara Watson	<u>(Yes) x</u>	(No)

SKK/bfc

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