

RESOLUTION NO. 09 – 168

A JOINT RESOLUTION OF THE CITY OF MIAMI SPRINGS, VILLAGE OF VIRGINIA GARDENS, TOWN OF MEDLEY, AND CITY OF DORAL, FLORIDA PROFFERING THE HISTORICAL PERSPECTIVE OF THE PENDING ANNEXATION APPLICATIONS OF THE FOUR MUNICIPALITIES; EXPRESSING OPPOSITION TO PROPOSED MIAMI-DADE COUNTY ORDINANCE SECTION NO. 20-4.1; REQUESTING EXEMPTION FROM THE PROVISIONS OF PROPOSED MIAMI-DADE COUNTY ORDINANCE SECTION NO. 20-4.1; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, contemporaneously with its consideration and approval of the incorporation of the City of Doral, the Miami-Dade County Commission publicly expressed its intention to consider the annexation of certain adjacent unincorporated municipal service areas (AUMSA@) into the City of Miami Springs, Village of Virginia Gardens, Town of Medley and City of Doral; and,

WHEREAS, in late 2002, the County Administrative Staff was instructed to evaluate the feasibility and desirability of permitting annexation of the subject UMSA sections, identified on the county map attached hereto, by the aforesaid four municipalities; and,

WHEREAS, the four municipalities each expressed their desire to Miami-Dade County to participate in the annexation process and immediately began their own investigation and evaluation of the annexation process and the UMSA sections available for annexation; and,

WHEREAS, the proposed annexations were thought to be consistent with the policy of the Miami-Dade County Commission to provide a more balanced financial base for those four (4) municipalities; and,

WHEREAS, in accordance with the instructions and desires of the Miami-Dade County Commission, individual and group meetings were conducted between the four municipalities in an attempt to agree upon boundary lines encompassing the available UMSA sections; and,

WHEREAS, each municipality hired consultants, engineers and other professionals to assist it in its discussions with the other municipalities as to boundary lines and with the county on all other annexation topics; and,

WHEREAS, over the next five or six years, Miami-Dade County provided Assistant County Managers and other County administrative staff personnel to attend the joint meetings of the four municipalities to assist in reaching an agreement as to the proper and appropriate division of the available UMSA sections; and,

WHEREAS, although there had been much discussion and debate regarding the proposed annexation boundaries between the four municipalities from 2002 to the present, in 2009 the four municipalities finally agreed to the proper and appropriate division of the available UMSA sections, and each filed amended applications for annexation with the County reflecting the agreed upon boundary lines; and,

WHEREAS, over the past seven years, the four municipalities and Miami-Dade County staff personnel have expended extraordinary efforts and man hours, incurred substantial costs and expenses, and conducted innumerable public hearings and other meetings in the investigation, evaluation, and support of the pending annexation of the available UMSA sections; and,

WHEREAS, the four municipalities have just recently been advised that the Miami-Dade County Commission is considering the enactment of County Ordinance Section 20-4.1 which will suspend the consideration and approval of all annexations until a subsequent ordinance is enacted lifting the suspension imposed by the proposed new Ordinance Section; and,

WHEREAS, although the four municipalities are fully cognizant of the current economic conditions and financial crisis being experienced, they jointly believe that the proposed annexations will provide long term economic benefits to the county and that such benefits should be analyzed prior to the enactment of any legislation suspending the pending annexations of the four (4) municipalities; and,

WHEREAS, all the municipalities jointly believe that it is both unfair and inappropriate for their pending annexation efforts, over the past seven years, to be included within the suspension of annexation consideration or approval to be imposed by Ordinance Section No. 20-4.1; and,

WHEREAS, the four municipalities to this Joint Resolution believe that it would be both fair and appropriate for the pending annexation applications of the City of Miami Springs, Village of Virginia Gardens, Town of Medley and City of Doral to be specifically exempted from the proposed provisions of County Ordinance Section No. 20-4.1.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY
COUNCIL OF THE CITY OF DORAL, FLORIDA AS FOLLOWS:**

Section 1. The above and foregoing recitals are true and correct.

Section 2. The Council hereby requests that the Miami-Dade County Commission review and consider the historical perspective of the pending annexation applications of the City of Miami Springs, Village of Virginia Gardens, Town of Medley and City of Doral provided in the recitals hereto.

Section 3. The Council hereby expresses its opposition to the enactment of proposed Miami-Dade County Ordinance Section No. 20-4.1 insofar as it applies to any of the pending annexation applications of the City of Miami Springs, Village of Virginia Gardens, Town of Medley and City of Doral.

Section 4. The Council hereby requests that the pending annexation applications of the City of Miami Springs, Village of Virginia Gardens, Town of Medley and City of Doral be exempted from the provisions of proposed Miami-Dade County Ordinance Section No. 20-4.1

Section 5. This Resolution shall take effect immediately upon approval.

The foregoing Resolution was offered by Councilwoman Ruiz who moved its adoption. The motion was seconded by Councilman DiPietro and upon being put to a vote, the vote was follows:

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|-----------------------------|--------|
| Councilman Pete Cabrera | Absent |
| Councilman Michael DiPietro | Yes |
| Councilwoman Sandra Ruiz | Yes |
| Vice Mayor Robert Van Name | Yes |
| Mayor Juan Carlos Bermudez | Yes |

PASSED and ADOPTED this 9th day of December, 2009.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



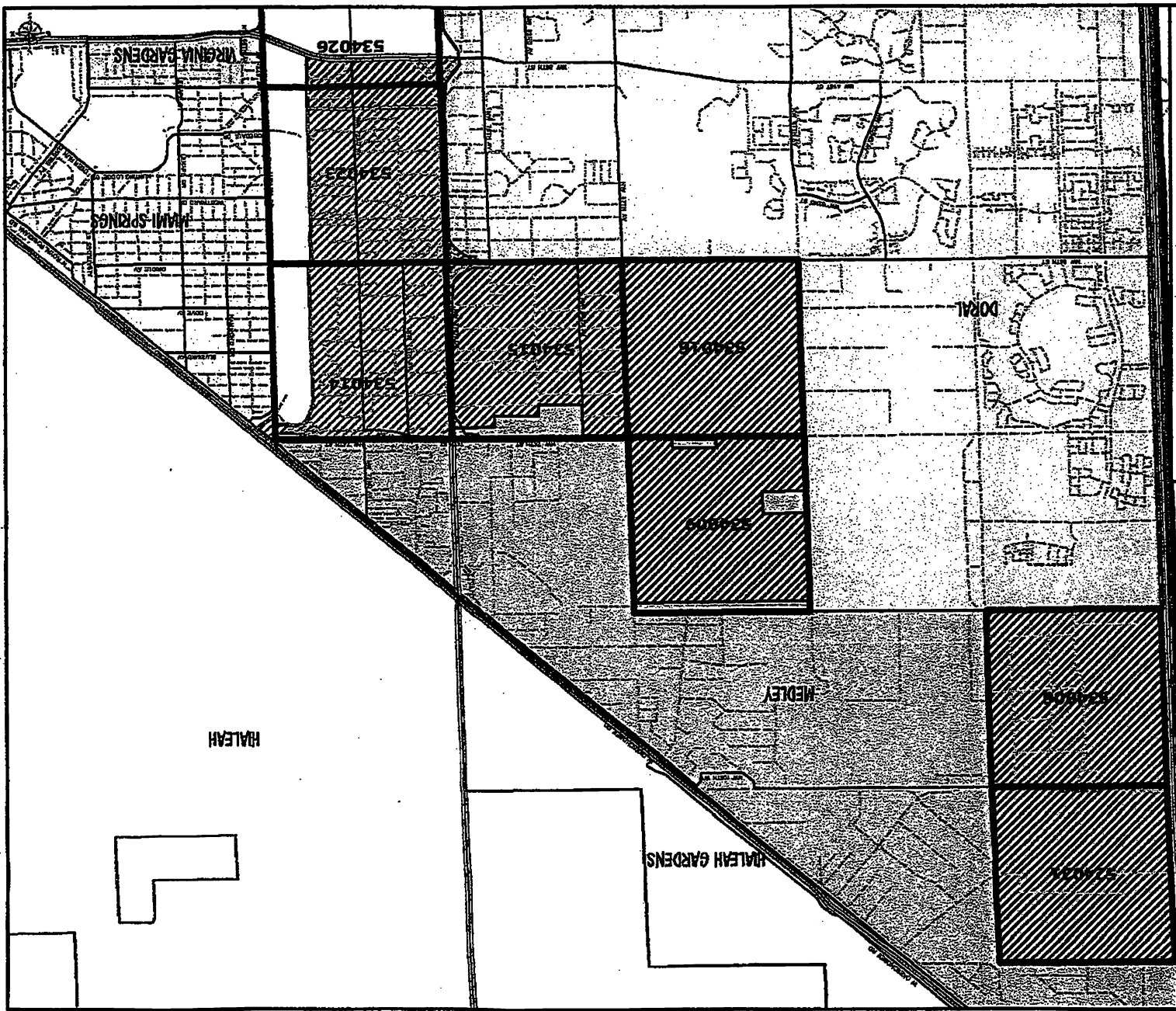
BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JIMMY MORALES, CITY ATTORNEY

Miami-Dade County
 Doral, Medley, Miami Springs and Virginia Gardens Proposed Annexation



This map was prepared by the Miami-Dade County
 Geographic Information Systems Department
 on August 12, 2008
 for the Office of Strategic Planning, Management
 and Intergovernmental Services
 and Intergovernmental Services

Legend
 Doral
 Fishers Gardens
 Medley
 Miami Springs
 Virginia Gardens
 TNRSS
 Doral Proposed Annexation
 Medley Proposed Annexation
 Miami Springs Proposed Annexation
 Virginia Gardens Proposed Annexation
 2005 Urban Development Boundary
 Highway
 Major Road
 Street

0 1 2 3 4 5 6 7 8 9 10
 Feet

August 12, 2008
 Geographic Information Systems Department
 Office of Strategic Planning, Management
 and Intergovernmental Services