

RESOLUTION NO. 2004-68

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF CITY OF DORAL, FLORIDA, REQUESTING THAT THE MIAMI-DADE COUNTY COMMISSION DEFER CONSIDERING THE APPROVAL OF AN OPTION AGREEMENT TO AUTHORIZE MINING ON COUNTY PROPERTY IMMEDIATELY ADJACENT TO THE CITY OF DORAL; REQUESTING THE DEFERRAL SO THAT ALL POSSIBLE OPTIONS ARE EXPLORED IN ORDER TO PROTECT THE NORTHWEST WELLFIELD WHICH SERVES AS A WATER SUPPLY TO NEARLY ONE MILLION PEOPLE; EXPRESSING SUPPORT FOR ENSURING THAT THE WATER QUALITY AT THE NORTHWEST WELLFIELD IS PROTECTED; PROVIDING, IN THE EVENT A DEFERRAL IS NOT GRANTED, THAT THE CITY OF DORAL OBJECTS TO THE PASSAGE OF THE AGREEMENT WITHOUT HAVING EXPLORED ALL OTHER VIABLE FUNDING OPTIONS; PROVIDING FOR TRANSMISSION OF THIS RESOLUTION TO MIAMI-DADE COUNTY AND TO THE COUNTY COMMISSIONERS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on June 15, 2004, the County's Governmental Operations and Environment Committee passed a resolution approving an Agreement allowing for mining and royalty on the County-owned property immediately west of the Florida Turnpike and adjacent to the City of Doral; and

WHEREAS, the City of Doral was not timely informed that negotiations were occurring concerning this property which is immediately adjacent to and directly affecting the City of Doral; and

WHEREAS, upon learning of this proposal, the City of Doral requested a deferral of the item at the June 15, 2004 County Governmental Operations and Environment

Committee meeting to provide the City time to review the Agreement and provide input to protect its citizenry; and

WHEREAS, despite the City of Doral's request, the request for deferral was denied; and

WHEREAS, at the City of Doral's City Council meetings of July 14 and July 21, 2004, the City of Doral has been informed that the Agreement is needed to help protect the water system; and

WHEREAS, the City of Doral expressly supports the protection of the Northwest Wellfield and is a strong supporter of the environment and water purification system, but believes that there are alternative funding options that can be taken to fund the proposed improvement to the water treatment plant; and

WHEREAS, at its July 14 and July 21, 2004 Council meetings, the City of Doral was informed by County staff that, in the recent past, an \$0.18 per ton fee was proposed by County staff to be placed on the rock mining industry which would have provided a funding source to the proposed improvements to the Northwest Wellfield; and

WHEREAS, County staff further informed the City that such proposal never went to the County Commission because the industry opposed it; and

WHEREAS, based on the above, the City strongly urges and requests that this item be deferred until such time as all options may be explored including the possibility of providing alternative funding.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, as follows:

Section 1. That the City Council, on behalf of its citizenry formally requests that the County Commission defer considering entering into an Agreement with Tarmac America LLC at its currently scheduled July 27, 2004 meeting to allow an opportunity for the City of Doral to participate in the exploration of various options to explore alternate funding sources to protect the Northwest Wellfield and the citizenry of the City of Doral.

Section 2. That the City of Doral expressly supports the County's effort to protect the Northwest Wellfield and remains a strong supporter of the environment and of maintaining water purification and quality in the Northwest Wellfield.

Section 3. That if the County does not defer the consideration of the Tarmac America LLC's Agreement at its July 27, 2004, that the City of Doral officially objects to the entering into of this Agreement without having timely included the most directly affected City in the process and without having taken an opportunity to review other funding options which would result in less negative impacts for the immediate adjacent citizens of Doral.

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Section 4. That The City Clerk is hereby directed to transmit this Resolution to Miami-Dade County and to each County Commissioner.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption.

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

Mayor Juan Carlos Bermudez	yes
Vice Mayor Peter Cabrera	absent
Councilman Michael DiPietro	yes
Councilwoman Sandra Ruiz	yes
Councilman Robert Van Name	yes

PASSED AND ADOPTED on this 21st day of July, 2004.




JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



Sheila Paul, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE CITY OF DORAL:



JOHN J. HEARN, CITY ATTORNEY