



MEMORANDUM

GOE
AGENDA ITEM NO. 2(II)

107.07-17A MIAMI-DADE/GSA-MAT. MGT.

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: September 16, 2003

FROM: George M. Rios
County Manager

SUBJECT: Authorization to Execute
Agreement with South Florida
Water Management District

RECOMMENDATION

It is recommended that the Board of County Commissioners adopt the attached resolution authorizing the execution of easements with the City of Miami for the replacement and maintenance of an existing water main crossing the Miami River.

BACKGROUND

Miami-Dade County owns a 20-inch water main that crosses the Miami River at approximately S.W. 2nd Street. This water main must be removed and replaced at a greater depth in the river to avoid conflict with the U.S. Army Corp of Engineers' project to dredge the Miami River. The existing 20-inch main will be replaced with a new 30-inch main in order to meet future needs of this rapidly changing area of Miami-Dade County. The existing water main exits the West side of the Miami River into an easement in the property located at 135 S.W. South River Drive, which is adjacent to Jose Marti Park located at 201 S.W. 4th Avenue. Due to several permanent structural encroachments into the easement of this property, limited time required by the Federal Government to complete relocation of the existing main and to avoid possible fines imposed by the Federal Government for delaying the Miami River Dredging Project, the new water main will exit the west side of the Miami River into City of Miami's Jose Marti Park and continue across the park to connect to an existing water main in S.W. 4th Avenue. A permanent easement 20-feet wide and a temporary easement 50-feet wide across the Jose Marti Park are necessary for the installation and maintenance of the new water main. The Miami-Dade Water and Sewer Department will be required to reimburse the City of Miami approximately \$45,000 for restoration and improvement of the easement area.

Therefore, it is respectfully requested that the attached resolution for execution of this Easement be approved.

Assistant County Manager

Pedro G. Hernandez

EXHIBIT A

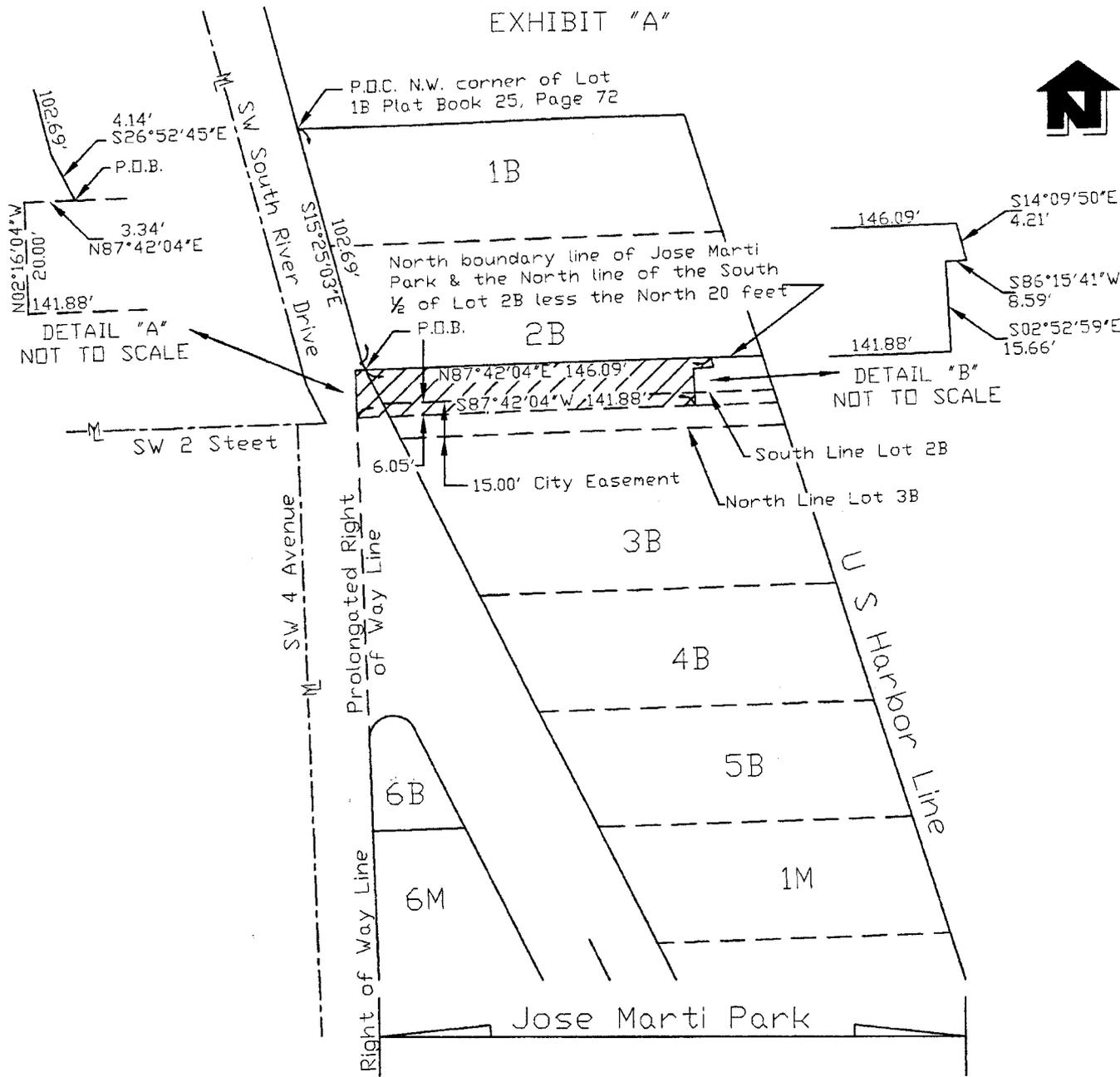
LEGAL DESCRIPTION

A strip of land 20.00 feet wide being a portion of Lot 2B, a portion of a 15.00 foot wide easement between Lots 2B and 3B and a portion of the right of way of S.W. South River Drive all in RIVERSIDE WATERFRONTS, according to the plat thereof, as recorded in Plat Book 25, Page 72 of the Public Records of Miami-Dade County, Florida, being more particularly described as follows;

COMMENCE at the Northwest corner of Lot 1B of said RIVERSIDE WATERFRONTS; THENCE South $15^{\circ} 25' 03''$ East along the West property line of Lots 1B and 2 B of said RIVERSIDE WATERFRONTS for 102.69 feet; THENCE South $26^{\circ} 52' 45''$ East along the West property line of said Lot 2B for 4.11 feet to the point of intersection with the North line of the South one-half of said Lot 2B less the North 20 feet and the POINT OF BEGINNING; THENCE North $87^{\circ} 42' 04''$ East along said North line of the South one-half of Lot 2B less the North 20 feet for 146.09 feet to the point of intersection with the Westerly Mean High Water Line of the Miami River; THENCE run along the said Westerly Mean High Water Line of the Miami River for the following three courses; South $14^{\circ} 09' 50''$ East for 4.21 feet; THENCE South $86^{\circ} 15' 41''$ West for 8.59 feet; THENCE South $02^{\circ} 52' 59''$ East for 15.66 feet; THENCE South $87^{\circ} 42' 04''$ West along a line 6.05 feet South of and parallel with the North line of a 15.00 foot wide easement and the South line of Lot 2B of said RIVERSIDE WATERFRONTS for 141.88 feet to the point of intersection with the Northerly prolongation of the East right of way line of S.W. 4th Avenue as shown on said RIVERSIDE WATERFRONTS; THENCE North $02^{\circ} 16' 04''$ West along said Northerly prolongation for 20.00 feet to the point of intersection with the Westerly prolongation of the North line of the South one-half of said Lot 2B less the North 20 feet; THENCE North $87^{\circ} 42' 04''$ East, along said Westerly prolongation for 3.34 feet to the POINT OF BEGINNING.

Containing 2870 square feet more or less.

EXHIBIT "A"



NOTES:

1. This is not a Survey
2. Bearings shown hereon are based on an assumed meridian along the East right of way line of S.W. South River Drive as shown.
3. M denotes monument line
4. POB denotes POINT OF BEGINNING.
5. PDC denotes POINT OF COMMENCEMENT.
6. Portion of Folio #01-4138-049-0010
7. References;
 Boundary Survey of Jose Marti Park, City of Miami, Miami-Dade County, Florida By PBS&J Job #01-1030.01 and dated 12-12-01.
 Municipal Atlas of the City of Miami sheet 36K revised 12-26-74.
 Plat of RIVERSIDE WATERFRONTS, Plat Book 25, Page 72.

SKETCH TO ACCOMPANY LEGAL DESCRIPTION	
MIAMI - DADE WATER AND SEWER DEPARTMENT	
DATE: 1-3-03	SCALE: Not To Scale
E.R.	Page 2 of 2



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: October 7, 2003

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.

RESOLUTION NO. _____

RESOLUTION AUTHORIZING EXECUTION OF AN EASEMENT
FROM THE CITY OF MIAMI TO MIAMI-DADE COUNTY FOR
THE REPLACEMENT OF A WATER MAIN CROSSING THE
MIAMI RIVER

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby authorizes execution of an Easement from the City of Miami to Miami-Dade County for the installation and maintenance of water and/or sewer facilities and authorizes the County Manager to execute the same on behalf of Miami-Dade County, Florida, in substantially the form attached hereto and made a part hereof; as approved by the County Attorney.

The foregoing resolution 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:

Dr. Barbara Carey-Shuler, Chairperson
Katy Sorenson, Vice-Chairperson

Bruno A. Barreiro
Betty T. Ferguson
Joe A. Martinez
Dennis C. Moss
Natacha Seijas
Sen. Javier D. Souto

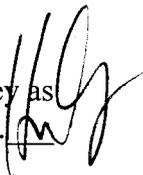
Jose "Pepe" Diaz
Sally A. Heyman
Jimmy L. Morales
Dorrian D. Rolle
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of October, 2003. 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

Approved by County Attorney as
to form and legal sufficiency.



By: _____
Deputy Clerk