

MEMORANDUM

GOE

AGENDA ITEM NO. 3 (K)

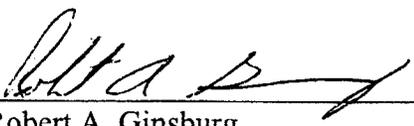
TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: April 20, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution relating to the
allocation of QNIP Monies
for the Village of Palmetto
Bay

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Katy Sorenson.


Robert A. Ginsburg
County Attorney

RAG/jls



MEMORANDUM

(Revised)

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

DATE: April 13, 2004

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.
4-13-04

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ALLOCATION OF QNIP MONIES FOR A CERTAIN PROJECT WITHIN THE VILLAGE OF PALMETTO BAY AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE AND EXECUTE ALL NECESSARY CONTRACT DOCUMENTS WITH THE VILLAGE OF PALMETTO BAY

WHEREAS, the unincorporated portion of District 8 which comprises the newly incorporated Village of Palmetto Bay, Florida (the "Village") was given commitments prior to incorporation for a stormwater drainage project to be funded in whole or in part in such portion of District 8 from the proceeds of the County's Public Service Tax Revenue Bonds (UMSA Public Improvements), Series 1999 and Public Service Tax Revenue Bonds (UMSA Public Improvements), Series 2002 ("the County Bonds"); and

WHEREAS, the Village as a condition of incorporation has agreed to continue paying its share of the debt service on the County Bonds issued prior to its incorporation; and

WHEREAS, this Board believes that since such stormwater drainage project was approved prior to incorporation of the Village and the Village will continue to pay its share of the debt service on the County Bonds issued to finance the stormwater drainage project funded by the County Bonds, the Village should receive the funding so approved,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. Certain QNIP monies derived from County Bonds proceeds shall be used to construct the stormwater drainage project on SW 160th Street, eastward from US-1 (South Dixie Highway) within the municipal boundaries of the Village of Palmetto Bay.

Section 2. Currently, the total QNIP II bond proceeds available for the SW 160th Street, eastward from US-1 (South Dixie Highway) storm drainage improvement project equals \$96,000 consisting of one QNIP bond sale. QNIP II Series has \$96,000 available for the project and requires a pay-as-you-go drainage funding match of \$20,000. The Village has agreed to fund the matching amount as indicated in Attachment "A".

Section 3. The Village has agreed to other provisions that are detailed in Attachment "A", such as, County staff will manage construction (detailing potential cost overruns or cost savings), and the Village will still be responsible for its share of the debt service for the QNIP bonds.

Section 4. This resolution shall not be deemed to cause other municipalities within the County to receive "Favored Nation" treatment with respect to the matters contained herein.

The foregoing resolution was sponsored by Commissioner Katy Sorenson and 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
Dorrin D. Rolle
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 13th day of April, 2004. 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

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

HW

Howard W. Whitaker



VILLAGE OF PALMETTO BAY
8950 SW 152nd Street
Palmetto Bay, Florida 33157

February 11, 2004

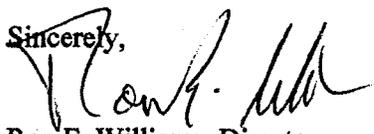
Mr. Rodger Hernstadt
Capital Improvements Coordinator
Miami-Dade County, Dept. of Capital Improvements
111 NW First Street, Suite 1715
Miami, Florida 33128-1970

Dear Mr. Hernstadt,

In accordance with our discussions, I am hereby advising that the Council of The Village of Palmetto Bay has authorized our costshare participation in QNIP2 project number 630130Q. As noted, the drainage improvement project is planned for the area of South Dixie Highway (US1) and SW160th Street within the municipal boundaries of the Village of Palmetto Bay. A Resolution of the Mayor and Village Council, relating to this specific drainage repair on SW 160th Street in the Village of Palmetto Bay was approved at the Council Meeting held February 2, 2004. The Council has further authorized payment of the agreed upon pay-as-you-go funding match of up to 17% of this drainage improvement project that is expected to cost \$115,702.88. It is further understood that Miami-Dade County bond proceeds will fund the remaining 83% of the cost.

It is requested at this time, that the Village be provided with your established schedule; to include contract award, project start-up, and anticipated construction period through completion. This information will be used by the Mayor, Council Members, and Village Officials to provide residents and affected business owners of scheduled disruptions and their duration. We will also be sure to advise of the substantial improvement that we anticipate as a result of this very positive combined effort of the Village of Palmetto Bay and Miami-Dade County. Further, and at an appropriate time, the Village will plan a public event that will highlight the benefits of the project to the community and the positive aspects of the improvements.

Please contact me at your earliest convenience to discuss construction signage (Village and County) and public notifications. As I am sure that you are aware, we will be in constant contact with the businesses in this commercial corridor, as well as the nearby residential neighborhoods and will want to keep them informed.

Sincerely,

Ron E. Williams, Director
Department of Public Works

CC: Charles D. Scurr, Village Manager
Ovidio Rodriguez, Miami-Dade County, Public Works
Felipe Munoz, South Motors BMW
Kiddie Child Day Care Center, Inc.

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DEPT. OF CAPITAL IMPROVEMENTS