

MEMORANDUM

Agenda Item No. 10(A)(10)

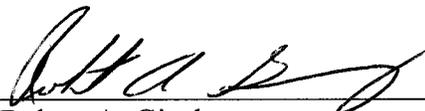
TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: November 30, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution calling Special
Election relating to Cutler
Ridge

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: November 30, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 10(A)(10)

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

Agenda Item No. 10(A)(10)

Veto _____

11-30-04

Override _____

RESOLUTION NO. _____

RESOLUTION CALLING FOR A SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON JANUARY 11, 2005, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS RESIDING WITHIN THE BOUNDARIES OF A PROPOSED NEW MUNICIPALITY IN THE AREA OF CUTLER RIDGE THE QUESTION OF WHETHER THE BOARD OF COUNTY COMMISSIONERS SHOULD BE AUTHORIZED TO CREATE A NEW MUNICIPALITY IN THE AREA OF CUTLER RIDGE PURSUANT TO SECTION 5.05 OF THE MIAMI-DADE COUNTY HOME RULE CHARTER

WHEREAS, Section 5.05 of the Home Rule Charter establishes the framework by which new municipalities may be created in Miami-Dade County; and

WHEREAS, the Cutler Ridge Municipal Advisory Committee (the "Committee"), a group of Cutler Ridge area residents appointed by the Board of County Commissioners (the "Board") has submitted its Cutler Ridge Area Committee report and resolution as amended (attached hereto and incorporated herein by reference as Composite Exhibit A) which offer acceptable solutions to certain of the issues relating to incorporation which concern the Board; and

WHEREAS, the Committee report provides in a conceptual agreement that the new municipality will, among other things, contract with the Miami-Dade Police Department for patrol police services for an initial period of three years; and

WHEREAS, the Committee understands and acknowledges that the special conditions for incorporation include, but are not limited to, remaining a part of the Miami-Dade Fire Rescue District, the Miami-Dade Public Library System, the Miami-Dade Solid Waste collection system,

as well as contracting and paying for specialized polices services from the Miami-Dade County Police Department; and

WHEREAS, the Committee understands and acknowledges that payment for contracted specialized police services will continue from year-to-year and the costs upon which such payments are based will be recalculated every three years and will be determined based upon the municipality's utilization over the previous three years; and

WHEREAS, the Committee understands and acknowledges that payment for the specialized police services will come from the municipality's millage revenue or other available municipal revenues; and that payment of specialized police services shall remain so long as any of the special conditions for incorporation exist; and

WHEREAS, the "Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma dated July 26, 2004" representing the projected revenues and expenditures for the proposed municipality of Cutler Ridge was submitted to the Board by a representative of the Cutler Ridge area (attached hereto and incorporated herein by reference as Exhibit B); and

WHEREAS, the Board is desirous of calling an election resolution in reliance upon the representations contained in the County Manager's Report and Resolution of the Committee and the statements and documents contained in this resolution,

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

Section 1. The matters set for above are hereby incorporated by reference in this Resolution.

Section 2. A special election is hereby called, on Tuesday, January 11, 2005, for the purpose of submitting to the qualified electors residing within the boundaries of a proposed new

municipality in the area of Cutler Ridge the question of whether or not the Board of County Commissioners should be authorized to create a new municipality in the area of Cutler Ridge pursuant to Section 5.05 of the Miami-Dade Home Rule Charter. The outermost general boundaries of this irregularly shaped proposed new municipality are as follows:

Northernmost: SW 184th Street

Southernmost: SW 232nd Street

Easternmost: Biscayne National Park

Westernmost: SW 112th Avenue

A sketch of the specific boundaries of the proposed new municipality is attached to this Resolution as Exhibit C. Copies of Exhibit C to this resolution shall be posted at all eligible precincts. A legal description of the boundaries of the proposed municipality is attached as Exhibit D to this resolution. The Supervisor of Elections shall be guided by Exhibits C and D to this resolution in determining the electors eligible to vote on the question as provided herein. In the event there is a discrepancy between the boundaries for the proposed municipality depicted in the map set forth in Exhibit C and the boundaries for the proposed municipality described in Exhibit D, the boundaries described in Exhibit D shall prevail. The Supervisor of Elections is authorized to take all actions necessary, including modifying the boundaries of any precinct, to assure that only the qualified electors residing in the boundaries of a proposed municipality in the area of Cutler Ridge vote on the incorporation question set forth herein.

Section 3. The election is called in reliance upon the representations of the Cutler Ridge Municipal Advisory Committee conceptual agreement and report dated October 22, 2003, (Composite Exhibit A), the representations contained in the County Manager's Report as supplemented and amended, and the statements and documents contained in this resolution.

Section 4. Notice of such election shall be published in accordance with Section 100.342, Florida Statutes (2000).

Section 5. The results of such election shall be determined by a majority of the qualified electors residing within the boundaries of the proposed new municipality in the area of Cutler Ridge voting upon the question. The polls at such election shall be open from 7:00 a.m. until 7:00 p.m. on the day of such election. All qualified electors residing within the boundaries of the proposed new municipality in the area of Cutler Ridge, Miami-Dade County, Florida, shall be entitled to vote at said election. The County registration books shall remain open at the Office of the Miami-Dade County Supervisor of Elections until thirty (29) days prior to the date of such election, at which time the registration books will be closed in accordance with the provisions of the general election laws. Touch screen voting machines shall be used in such election, and the question shall appear on the ballot in substantially the following form:

PROPOSED NEW MUNICIPALITY: CUTLER RIDGE

SHALL THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS BE AUTHORIZED TO CREATE A NEW MUNICIPALITY IN THE AREA OF CUTLER RIDGE WITH THE FOLLOWING GENERAL BOUNDARIES MORE PARTICULARLY DESCRIBED ON A MAP ON FILE WITH THE CLERK OF THE BOARD?

NORTHERNMOST BOUNDARY: SW 184th STREET
EASTERNMOST BOUNDARY: BISCAYNE NATIONAL PARK
SOUTHERNMOST BOUNDARY: SW 232nd STREET
WESTERNMOST BOUNDARY: SW 112th AVENUE

YES
NO



Section 6. Such question shall appear on the ballot as a separate question or proposal. Those qualified electors desiring to adopt or approve such proposal shall be instructed to vote "YES". Those qualified electors desiring to reject or disapprove the question shall be instructed to vote "NO".

Section 7. Optical scan or touch screen systems may be used for absentee voting by qualified electors residing within the boundaries of a proposed new municipality in the area of the Cutler Ridge for voting on this question at said election. The form of such absentee ballot shall be in accordance with the requirements prescribed by the general election laws, and shall have printed thereon the question or proposal hereinabove set forth, with a proper place for voting either "YES" or "NO" following the statement of the question or proposal aforesaid.

Section 8. The election on the question or proposal aforesaid shall be held in accordance with applicable provisions of general law relating to elections and the provisions of the Miami-Dade County Home Rule Charter. The County Manager, the Finance Director, the Supervisor of Elections and the Clerk of the County Commission are hereby authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this resolution. The election shall be a nonpartisan election. Election Inspections Boards, inspectors and clerks to serve as elections officials in connection with this election shall be appointed in accordance with the provisions of the general election laws.

Section 9. This election shall be canvassed by the County Canvassing Board, in accordance with the provisions of Section 2.07 of the Home Rule Charter.

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

Carlos A. Gimenez

Barbara J. Jordan

Dennis C. Moss

Natacha Seijas

Sen. Javier D. Souto

Jose "Pepe" Diaz

Sally A. Heyman

Joe A. Martinez

Dorrin D. Rolle

Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 30th day of November, 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.

CAC

Craig H. Coller

**RESOLUTION APPROVING THE
CUTLER RIDGE AREA
MUNICIPAL ADVISORY COMMITTEE REPORT**

WHEREAS, the Cutler Ridge Area Municipal Advisory Committee (the Committee) was established on May 21, 2002, by the Board of County Commissioners pursuant to Resolution No. 546-02, and extended by Ordinance No. 110-03.

WHEREAS, the Committee was charged with addressing the incorporation concerns of both the members of the Board of County Commissioners and County staff, and

WHEREAS, the Committee has met with County staff and negotiated mutually agreeable condition for the incorporation of the Cutler Ridge Area, and

WHEREAS, the Committee has conducted two duly advertised public hearings on October 23, 2002, and July 23, 2003, to discuss with the Cutler Ridge area residents the proposed conditions to incorporate the Cutler Ridge area, and

NOW, THEREFORE BE IT RESOLVED BY THE MEMBERS OF THE CUTLER RIDGE AREA MUNICIPAL ADVISORY COMMITTEE THAT:

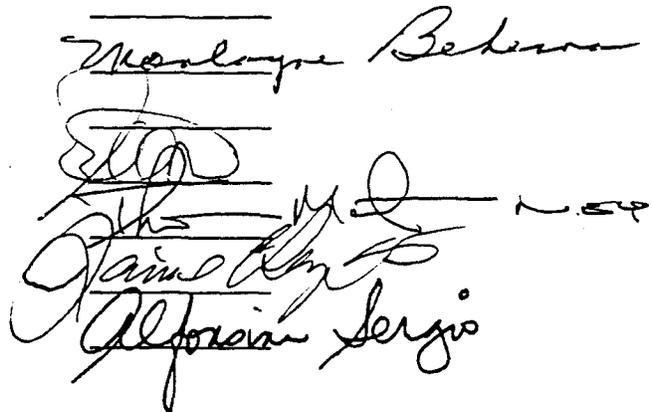
Section 1. The Committee adopts by this resolution the terms and conditions outlined in the *Cutler Ridge Area Municipal Advisory Committee Report*, a copy of which is attached and incorporated herein by reference.

Section 2. The Cutler Ridge Area Municipal Advisory Committee requests that the Board of County Commissioners approve a resolution calling for an election in the Cutler Ridge area based on the terms proposed in the attached report.

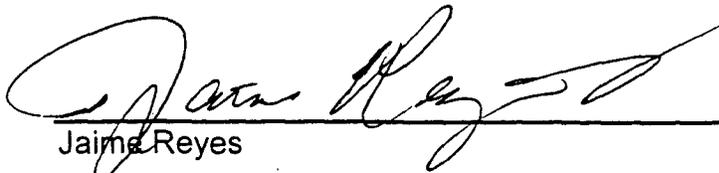
Section 3. The Committee wants to express its appreciation to County staff for the time and efforts during these negotiations.

The foregoing resolution was offered by Ed MacDOUGALL, who moved its adoption. The motion was seconded by ALFonsina Sergio and upon being put to a vote, the vote was as follows:

Rosa Alvarez
Marlayne Behenna
Paul Czekanski
Ed MacDougall
Tomas Martin
Jaime Reyes
Alfonsina Sergio

Handwritten signatures of the committee members: Marlayne Behenna, Ed MacDougall, Tomas Martin, Jaime Reyes, and Alfonsina Sergio.

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of October 2003.

Handwritten signature of Jaime Reyes.

Jaime Reyes
Chairperson

Cutler Ridge Area Municipal Advisory Committee

**CUTLER RIDGE
MUNICIPAL ADVISORY COMMITTEE
REPORT**

The following offers a conceptual incorporation agreement for the proposed municipal government of Cutler Ridge that addresses area residents' desire for local government and ensures that the remainder of the unincorporated area is not unduly harmed by this action. While many items remain to be worked out in terms of specific implementation measures, this conceptual agreement outlines a framework under which Cutler Ridge can proceed with its incorporation process.

Background

The Cutler Ridge Area Municipal Advisory Committee, a group of Cutler Ridge-area residents appointed by the Board of County Commissioners, was created under the sponsorship of Commissioner Sorenson to review the concerns raised by both members of the County Commission and County staff and the manner in which those concerns may be alleviated in the event that Cutler Ridge is incorporated as a municipality. The group met for 16 months with local officials, private government consultants and County staff from various departments.

The following is a conceptual agreement proposed by the Cutler Ridge Area Municipal Advisory Committee.

CONCEPTUAL AGREEMENT

Whereas, the boundaries of the proposed municipality of Cutler Ridge (hereafter referred to as "proposed municipality ") are as follows:

A portion of Miami-Dade County, Florida generally bounded on the North by S.W. 184th Street (the South boundary of the Village of Palmetto Bay), bounded on the South by S.W. 232 Street, bounded on the East by Biscayne National Park and bounded on the West by the South Miami-Dade Transit Corridor (Bus Way), said portion being more particularly described in Appendix A.

Whereas, the Cutler Ridge Area Municipal Advisory Committee acknowledges that certain municipal-type services are essential to the health and welfare of its community and the County as a whole,

Whereas, the members of the Committee acknowledge that the proposed municipality will benefit in many ways from the continued unincorporated municipal service area programs, services and activities, and other County administrative and support systems as detailed below,

Whereas, the Cutler Ridge area has certain unmet needs that can be addressed by the incorporation of the area into a new municipality,

Whereas, the incorporation of the proposed municipality of Cutler Ridge, recognized as "Revenue Neutral", will not generate a net loss of revenue to the remaining unincorporated area, therefore requires no contribution to the Municipal Service Trust Fund (MSTF).

Now, therefore, the members of the Committee agree to the following:

Section 1. – County Services

Pursuant to the Code for Miami-Dade County, Chapter 20, Section 20-26, and Chapter 15, Section 15-21.1, the proposed municipality of Cutler Ridge will remain a part of the Miami-Dade Fire Rescue District, the Miami-Dade Library System, and the Miami-Dade Solid Waste Collection system in perpetuity.

The proposed municipality may contract by inter-local agreement with the Department of Solid Waste Management for additional services and, if so desired, the local government may negotiate additional collection schedules and frequency for the proposed municipality. The private trash collection currently in place in the residential and commercial areas of Cutler Ridge will continue. The County's Solid Waste Department will provide services to all new residential customers and continue serving existing customers.

The proposed municipal government of Cutler Ridge will also contract by inter-local agreement with the Miami-Dade Police Department for an initial three-year period for a specific level of patrol staffing. Payment amounts and other pertinent items relating to the provision of local patrol services shall be set forth in a contract (inter-local Agreement) between Cutler Ridge and Miami-Dade County. Such contract shall also provide that "the initial three-year period" shall commence upon the execution of the Local Patrol Contract by all parties. At the end of the three (3) year period, Cutler Ridge may elect not to renew the Local Patrol Contract at which point a transition period of no less than twelve (12) months will begin.

The proposed municipality of Cutler Ridge shall pay from its municipal funds, for specialized law enforcement services to be exclusively provided by the Miami-Dade Police Department in perpetuity. Payment amounts and other pertinent terms relating to the provision of specialized police services shall be set forth in a contract between Cutler Ridge and Miami-Dade County. These specialized police services include, but are not limited to, tactical central investigations, such as narcotics, criminal intelligence, economic crimes, homicide, robbery, sexual crimes, domestic violence, crime scene investigations and property and evidence. Specialized law enforcement services do not include police activities of a countywide nature such as warrants, crime lab, public

**Cutler Ridge Municipal Advisory Committee
Conceptual Agreement**

corruption unit, communications, jail, court services, and all Sheriff's services as defined by state law. For as long as Miami-Dade County continues to fund specialized police services from the countywide budget, taxpayers in Cutler Ridge shall receive a credit equivalent to any payment made through the countywide millage.

The Cutler Ridge MAC members understand and agree that the County conveys local parks within the boundaries of the proposed municipality in as-is condition. The parks to be conveyed by Miami-Dade County in as-is condition to the proposed municipality of Cutler Ridge are: Bel Aire Park, Cutler Ridge Park, Cutler Ridge Pool, Franjo Park, Lincoln City Park #1, Lincoln City Park #2, Saga Bay Park, Saga Lake Park, and Whispering Pines Park. Additional terms and conditions regarding the proposed municipality's responsibilities to operate, develop and maintain the conveyed parks will be set forth in an inter-local agreement between Miami-Dade County and the proposed municipality of Cutler Ridge at the time the parks are transferred to the new municipality.

The proposed municipality of Cutler Ridge will receive all municipal revenues to which is entitled, such as, utility taxes. Additionally, the municipality will receive those revenues (excluding countywide revenues) that the County by right may otherwise retain, such as franchise fees. The municipality will continue to receive all services that are provided to cities under the countywide budget.

The proposed municipality of Cutler Ridge will be granted all rights, powers and privileges afforded to all municipalities and provided under general laws of the State of Florida subject only to the restrictions placed upon it by this agreement which will be indicated under a separate charter section entitled "Special Conditions".

Section 2. - Continuing Obligation as to County Bonds

The County issued Public Service Tax Revenue Bonds, Series 1996, Series 1999 and Series 2002 prior to the City's incorporation, which are currently outstanding in the respective principal amounts of \$18,445,000, \$71,295,000 and \$55,275,000 (collectively the "PST Bonds"). The PST Bonds are payable from Public Service Taxes (defined below) collected in the unincorporated area and in the municipalities incorporated within the County since July 2, 1996. The County receives Public Service Taxes pursuant to Section 166.231, Florida Statutes, and as of October 1, 2001, from a communications service tax assessed pursuant to Chapter 202, Florida Statutes and Section 29 of the County Code (collectively, "Public Service Taxes"). Within 30 days of the adoption of the municipal charter, the new city agrees to enact an ordinance, pursuant to Section 166.231, Florida Statutes, authorizing the levy of the public service tax at a rate no less the rate established by the County for electrical water and gas services prior to the incorporation of the city. The new city further agrees immediately following its

incorporation to enact an ordinance, pursuant to Section 202.19, Florida Statutes, authorizing the levy of the communication services tax at a rate no less than the rate established by the County for communications services prior to the incorporation of the City.

The proposed city agrees that, until the PST Bonds have been paid or provision made for their payment pursuant to Article X of Ordinance No. 96-108, enacted by the Board on the July 2, 1996 authorizing the issuance of the PST Bonds, the County shall have the right to receive and apply to debt service on the PST Bonds all of the Public Service Taxes collected in the unincorporated area and within the boundaries of the proposed city. The proposed city's debt service obligation as to the PST Bonds in each fiscal year or portion thereof following incorporation shall be its pro rata share of such debt service obligation. The proposed city's pro rata share of the debt service obligation accruing on the PST Bonds during each fiscal year while the PST Bonds are outstanding will be equal to that percentage of the total debt service accruing on the PST Bonds in such fiscal year calculated by multiplying such total debt service by a fraction the numerator of which will be the total amount of Public Service Taxes collected within the boundaries of the unincorporated area comprising the boundaries of the proposed city during the fiscal year prior to the incorporation of the proposed city and the denominator of which will be the total amount of Public Service Taxes collected in the entire unincorporated area of the County and the municipalities incorporated within the County since July 2, 1996 during the fiscal year prior to the incorporation of the proposed city.

Following the County's reservation of the proposed city's pro rata share of PST Bonds debt service to accrue during any fiscal year, the balance of the Public Service Taxes collected within the boundaries of the proposed city shall be remitted to the proposed city.

The County has issued Stormwater Utility Revenue Bond Series 1999 (the "Stormwater Bonds") of which \$38,805,000 remains outstanding, payable from the stormwater utility fees collected in the unincorporated area and within the exempted cities (defined below). The County assesses and collects the stormwater utility fee pursuant to Sections 24-61 through 24-61.5 of the County Code, and Section 403.0893, Florida Statutes (the "Stormwater Utility Fees").

The proposed city agrees that until the Stormwater Bonds have been paid or provision made for their payment pursuant to Article IX or Ordinance No. 98-187, enacted by the Board on December 15, 1998 authorizing the issuance of the Stormwater Bonds, the County shall have the right to receive and apply to debt service on the Stormwater Bonds all of the Stormwater Utility Fees collected in the unincorporated area, within the boundaries of the proposed city and within the five cities exempted from County Ordinance No. 91-66, as amended (the "Exempted Cities"). The City's debt service obligation as to the Stormwater Bonds in each fiscal year or portion thereof following incorporation shall be its pro

rata share of such debt service obligation. The proposed city's pro rata share of the debt service obligation accruing on the Stormwater Bonds during each fiscal year while the Stormwater Bonds are outstanding will be equal to that percentage of the total debt service accruing on the Stormwater Bonds in such fiscal year calculated by multiplying such total debt service by a fraction of the numerator of which will be the total amount of Stormwater Utility Fees collected within the boundaries of the unincorporated area comprising the boundaries of the unincorporated proposed city during the fiscal year prior to the incorporation of the proposed city and the denominator of which will be the total amount of Stormwater Utility Fees collected in the entire unincorporated area of the County, within the Exempted Cities and within the municipalities incorporated in the County since July 2, 1996 during the fiscal year prior to the incorporation of the City.

Following the County's reservation of the proposed city's pro rata share of Stormwater Utility Bonds debt service to accrue during any fiscal year, the balance of the Stormwater Utility Fees collected within the boundaries of the proposed city shall be remitted to the proposed city.

Section 3. - Regulatory Control

The local government comprehensive plan adopted by the municipality pursuant to Chapter 163, Part II, Florida Statutes, shall be consistent with the adopted Miami-Dade County Comprehensive Development Master Plan (the CDMP) as it may be amended from time to time, as applied to the sites listed below:

DEPARTMENT/FACILITY	LOCATION
MIAMI-DADE POLICE DEPARTMENT Cutler Ridge	10800 SW 211 Street
MIAMI-DADE FIRE DEPARTMENT Lakes by the Bay Cutler Ridge	21501 SW 87 Avenue 10850 SW 211 Street
WATER AND SEWER DEPARTMENT Water and Sewer Pump Station	10350 Puerto Rico Drive

The list of facilities may be revised by the BCC from time to time.

Any use or activity allowed by the CDMP may not be limited or impeded in any way by the local government comprehensive plan adopted by Cutler Ridge. Additionally, Cutler Ridge shall pass no ordinance or regulation that would limit or impede the operation of the aforementioned County facilities. Jurisdiction over the listed sites for purposes of zoning and building approvals (including but not limited to site plan approvals, issuance of building permits, building inspections, compliance with the South Florida Building Code or other applicable building code, issuance of certificates of occupancy, zoning applications, special

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exceptions, variances, building and/or zoning moratoria, and all other types of functions typically performed by Building and/or Zoning Departments) water and sewer installations, compliance with environmental regulations, and utility regulation shall be and is hereby vested in Miami-Dade County regardless of any Cutler Ridge code, or ordinance provision to the contrary.

This provision shall not alter or affect the legal rights of any person residing or owning real property within the proposed municipality of Cutler Ridge. The proposed municipality of Cutler Ridge shall not institute, intervene or otherwise participate in, in opposition to Miami-Dade County in any judicial or formal administrative proceeding regarding land use or development of the listed sites, or Miami-Dade County's planning or regulatory requirements for any of these facilities of countywide significance. This section shall not apply to a particular site listed above if there has been an official determination by the Board of County Commissioners of Miami-Dade County that a site will no longer be used by Miami-Dade County.

Section 4. - Favored Nation Status

The proposed municipality of Cutler Ridge and the County agree, that if subsequent to this agreement and restriction, another area of unincorporated Miami-Dade County is incorporated without the conditions outlined in this agreement, and those terms of incorporation would be beneficial to the municipality of Cutler Ridge, the terms of this conceptual agreement will immediately be replaced with the terms granted to the subsequent new municipality.

If a subsequent incorporation is approved without the newly incorporated area being required to remain in the Miami-Dade Fire Rescue District, Miami-Dade Library System, Miami-Dade Solid Waste collection service area, or without contracting with the Miami-Dade Police Department for local patrol and specialized police services, the proposed municipality of Cutler Ridge will not be required to receive that particular service from the County.

The provisions of this section, apply only to the service or services modified, and in no way alter the agreement regarding the remaining services.

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Executive Summary

The following report represents the projected revenues & expenditures for the proposed Cutler Ridge Incorporated Area and is intended to serve several purposes. As a policy document, this report serves to inform the reader about the organization, how the departments may be organized and the services the new Town could provide. As a financial plan, the data details the costs associated with providing municipal services and how the services could be funded. Specific expenditures may not be incurred during the first two years of the municipal incorporation.

This report presents a consolidated picture of the total revenue and expenditures for the General Fund, Stormwater Utility Fund, and Transportation Fund. The operation of each fund is accounted for through a set of self-balancing accounts that comprise each fund's revenues and expenditures.

The report is a result of an in-depth review of comparable municipal government annual budgets in the State of Florida, 2002 Local Government Financial Handbook, Florida League of Cities Salaries Handbook, and Miami Dade County documents. A special thanks is extended to the following people who contributed to this revenues & expenditures report: Yocelyn Galiano Gomez, Assistant Village Manager Village of Pinecrest, Yen Chen, Division of Research and Analysis, Florida Department of Revenue, Ken Small, Department of Financial Services, Florida League of Cities and Miami-Dade County staff who have and continue to provide valuable input and data on municipal incorporation. Additional thank you to Craig A. Wrathell and James DeCocq, Severn Trent Services/ Moyer Associates for their critique and invaluable input on the revenues & expenditures listed in the pro forma.

The report identifies a total of \$10,943,731.00 in revenues. Expenditures including transfers out are projected to be \$10,943,731.00. This will provide for a zero balance at the end of the year.

Revenues	County Draft Analysis	Proposed Cutler Ridge Incorporated Area Analysis
Ad Valorem (Property) Taxes	\$2,615,000.00	\$2,615,000.00
Franchise Fees	\$833,000.00	\$833,000.00
Utility Taxes	\$1,646,000.00	\$1,646,000.00
Communications Services Tax	\$1,324,000.00	\$1,324,000.00
Occupational License Taxes	\$96,000.00	\$96,000.00
Building Permit Fees	\$187,598.00	\$187,598.00
Other Licenses, Fees and Permits	\$195,388.00	\$195,388.00
Intergovernmental Revenues		
Alcoholic Beverage Licenses	\$7,000.00	\$ 7,000.00
State Revenue Sharing	794,123.00	794,123.00
Local Gov. Half-cent Sales Tax	\$1,780,000.00	\$1,780,000.00
Sub-total Intergovernmental Revenues	\$2,581,123.00	\$2,581,123.00
Charges for Services		
Photocopy Fees	\$5,000.00	\$5,000.00
Sub-total Charges for Services	\$5,000.00	\$5,000.00
Fines and Forfeitures	\$159,000.00	\$159,000.00

*Cutler Ridge Incorporated Area Revenues and Expenditures Analysis
Pro Forma, July 26, 2004*

Revenues	County Draft Analysis	Proposed Cutler Ridge Incorporated Area Analysis
Violations-Local Ordinance		
Sub-total Fines and Forfeitures	\$159,000.00	\$159,000.00
Other Revenues		
Interest Earnings/Misc. Revenues	\$ 44,000.00	\$ 44,000.00
Sub-total Other Revenues	\$ 44,000.00	\$ 44,000.00
Stormwater Utility Fees	\$688,244.00	\$688,244.00
Local Option Gas Taxes		
Local Option Gas Tax (6%)	\$409,328.00	\$409,328.00
New Local Option Gas Tax (3%)	\$160,050.00	\$160,050.00
Sub-total Local Option Gas Taxes	\$569,378.00	\$569,378.00
Total All Funds Revenues	\$10,943,731.00	\$10,943,731.00

Expenditures	County Draft Analysis	Proposed Cutler Ridge Incorporated Area Analysis
General Fund		
Town Council		\$ 6,700.00
Office of the Town Manager		279,635.00
Office of the Town Clerk		231,828.00
Office of the Town Attorney		150,000.00
General Government		701,355.00
Finance Department		197,459.00
Police Department		5,648,683.00
Building and Planning Department		982,883.00
Public Works Department		414,100.00
Parks and Recreation Department		581,543.00
Total General Fund		\$9,194,186.00
Other Funds		
Total Stormwater Utility Fund		\$688,244.00
Total Transportation Fund		\$847,321.00
QNIP (Debt and pay-as you-go)		\$213,980.00
Total Other Funds		\$1,749,545.00
Total All Funds Expenditures		\$10,943,731.00

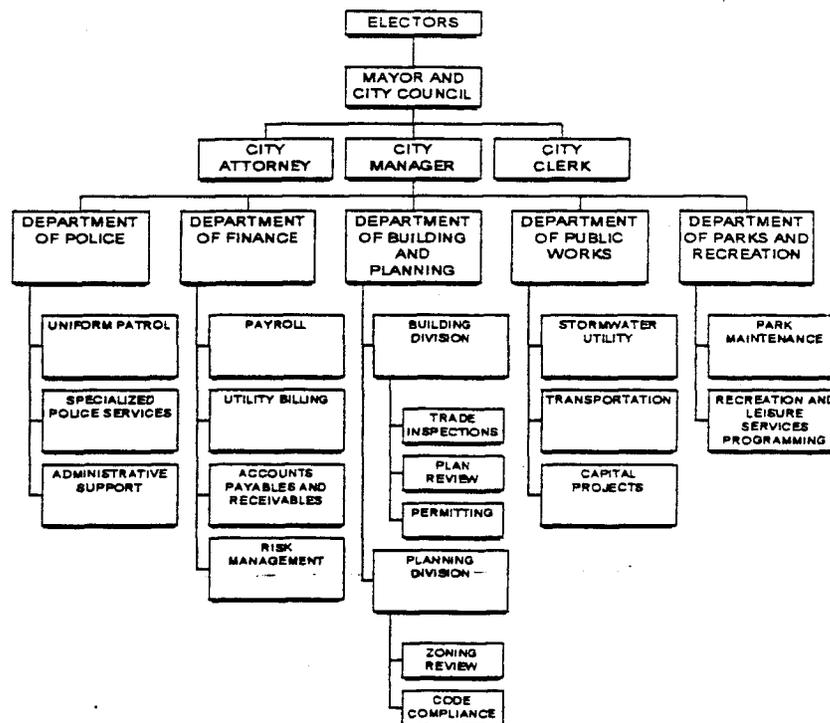
Total All Funds Balance		
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Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Interim and Transition Period

When a new municipality is incorporated, Miami-Dade County and the new Town enter into an "Interlocal Agreement" or contract, to clarify and agree on the municipal services and the levels and cost of said services to be provided to the Town by the County for an "Interim Period" (first six months after incorporation). After the municipal government has had an opportunity to set its priorities, the county and new municipality will enter into a separate transition agreement. In that second agreement, the parties will commit to a transition schedule through which the municipality will assume responsibility for delivering municipal services. Except for the delivery of local patrol and specialized police, library, solid waste collection and disposal, and fire-rescue services, the new city will responsible for delivering all municipal services. The delivery of those services is a decision for the Town's elected officials to make.

Typical Organizational Chart



Town Council

The proposed Cutler Ridge Area Town Council will consist of a Mayor and elected Council Members. For purposes of this analysis \$6,700 has been allocated for the expenses of the Town Council.

Town Council Expenditures	Proposed Cutler Ridge Incorporated Area Analysis
Total Town Council Expenditures	\$6,700.00

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Office of the Town Manager

The Town Manager is the chief administrative officer of the Town and ensures the proper implementation of laws, policies, provisions of the Town Charter and acts of the Council through the administration of all departments, divisions and agencies of the Town government. The Town Manager would be nominated by the Mayor and confirmed by a majority vote of the Town Council. The Town Manager will be responsible for the appointment, supervision and removal of all Town employees with the exception of the Town Clerk and Town Attorney who are appointed by the Council. In addition, the Town Manager submits a proposed annual budget, capital improvement program and comprehensive annual financial report to the Town Council. Operating expenditures detailed below include Travel and Per Diem covering the cost of the annual International Town/County Management Association Conference and Rentals and Leases covering the cost of a leased vehicle for the manager.

Office of the Town Manager Expenditures	Calculation	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services		
Town Manager		\$ 100,000.00
Assistant Town Manager		65,000.00
Administrative Assistant		25,000.00
FICA	7.65% of Salary	14,535.00
Retirement Contribution	10% of Salary	19,000.00
Employee Insurance Benefits	10% of Salary	19,000.00
Total Personal Services	\$ 500/employ./month	<u>18,000.00</u> \$260,535.00
Operating Expenditures		
Travel and Per Diem		\$ 4,000.00
Rentals and Leases		4,800.00
Repair and Maintenance - Vehicle		300.00
Operating Supplies - Gasoline		0.00
Publications, Dues and Training		<u>4,000.00</u>
Total Operating Expenditures		\$ 13,100.00
Capital Outlay - Machinery and Equipment		
Three Computers	\$2,000 each	<u>\$ 6,000.00</u>
Total Capital Outlay		
Total Office of the Town Manager		\$279,635.00

Office of the Town Clerk

The Town Clerk is the secretary for the Town Council, the Local Planning Agency, the Planning Board, and of the municipal corporation. The Town Clerk is nominated by the Mayor and confirmed by a majority vote of the Town Council. The Town Clerk is responsible for giving notice of public meetings and maintaining an accurate record of all proceedings. In addition, the Town Clerk serves as the Financial Disclosure Coordinator with the Florida Commission on Ethics; serves as the Records Management Liaison with the Florida Department of State; and maintains custody of Town records including agreements, contracts, ordinances, resolutions and proclamations. Operating expenditures includes \$12,000 in contractual services to cover the costs of codification, indexing of minutes and records retention and \$20,000 for legal advertising costs.

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis
Pro Forma, July 26, 2004
General Government

This section covers a variety of items of a general nature not applicable to any one specific department or office such as the human resources function which is shared by all departments. Other general expenditures in this section's estimate include costs associated with software costs for all computers, communication and freight service costs such as telephones and postage, utility costs such as electricity and water for office space, rental and lease costs associated with the office space, insurance, janitorial services, office supplies, recruitment costs, printing, and office equipment:

General Government Expenditures	Calculation	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services		
Personnel Director		\$45,000.00
Administrative Assistant		25,000.00
FICA	7.65% of Salary	5,355.00
Workers Compensation	10% of Salary	7,000.00
Retirement Contribution	10% of Salary	7,000.00
Employee Insurance Benefits	\$500/empty/month	12,000.00
Total Personnel Services		<u>\$101,355.00</u>
Operating Expenditures		
Miscellaneous Services		30,000.00
Travel and Per Diem		1,000.00
Telephone and Delivery		60,000.00
Utility Services		50,000.00
Rentals and Leases		75,000.00
Insurance		134,000.00
Software System Maintenance		25,000.00
Printing		40,000.00
Office Equipment Leases		25,000.00
Janitorial Services		15,000.00
Office Supplies		75,000.00
Publications, Dues and Training		5,000.00
Recruitment Costs		<u>15,000.00</u>
Total Operating Expenditures		<u>\$550,000.00</u>
Capital Outlay - Machinery and Equipment		
Office Furniture		<u>\$ 50,000.00</u>
Total Capital Outlay		<u>\$ 50,000.00</u>
Total General Government		<u>\$701,355.00</u>

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*Cutler Ridge Incorporated Area Revenues and Expenditures Analysis
Pro Forma, July 26, 2004*

Office of the Town Clerk Expenditures	Calculation	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services		
Town Clerk		\$ 70,000.00
Assistant Town Clerk		40,000.00
Administrative Assistant		25,000.00
FICA	7.65% of Salary	10,328.00
Workers Compensation	10% of Salary	13,500.00
Retirement Contribution	10% of Salary	13,500.00
Employee Insurance Benefits	\$ 500/emply./month	<u>18,000.00</u>
Total Personal Services		\$190,328.00
Operating Expenditures		
Records Retention		\$ 12,000.00
Travel and Per Diem		2,000.00
Legal Advertising		20,000.00
Publications, Dues and Training		<u>1,500.00</u>
Total Operating Expenditures		\$ 35,500.00
Capital Outlay - Machinery and Equipment		
Imaging System		
Three Computers	\$2,000 each	<u>6,000.00</u>
Total Capital Outlay		\$ 6,000.00
Total Office of the Town Clerk		\$231,828.00

Office of the Town Attorney

The Town Attorney provides legal support and opinions to the Town Council, Town Manager, Department Directors and advisory boards, on all legal issues affecting the Town. The Office of the Town Attorney may assist the Town Clerk with the drafting of resolutions and ordinances. The Town Attorney is responsible for drafting and reviewing agreements, contracts and leases. The Town Attorney may defend and prosecute cases involving the Town.

Office of the Town Attorney Expenditures	Calculation	Proposed Cutler Ridge Incorporated Area Analysis
Operating Expenditures Contractual Services	All Services	\$150,000.00
Total Operating Expenditures		\$150,000.00
Total Office of the Town Attorney		\$150,000.00

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Finance Department

The Finance Department is the central fiscal control and accounting body of the Town government. The Finance Director serves as the Chief Financial Officer for the Town. The Department deals with the daily finance/accounting activities including payroll, accounts payable, accounts receivable, revenue collection, cash management, debt management, risk management, purchasing, and financial reporting. The Finance Director provides vital support in the development of the Comprehensive Annual Financial Report and the Annual Budget and Capital Program. In addition, the Department is responsible for the billing and collection of the Stormwater Utility Fees.

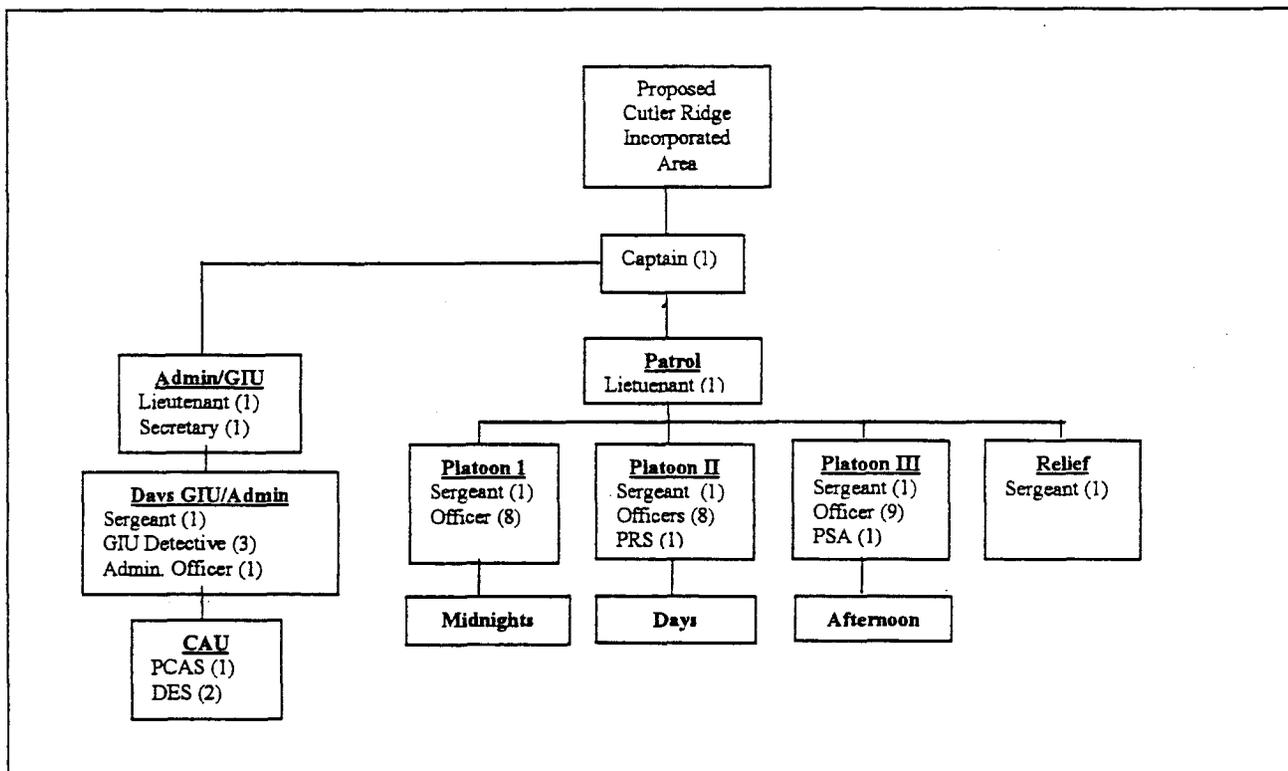
Finance Department Expenditures	Calculation	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services		
Finance Director		\$ 70,000.00
Account Clerk		27,500.00
FICA		
Workers Compensation	7.65% of Salary	7,459.00
Retirement Contribution	10% of Salary	9,750.00
Employee Insurance Benefits	10% of Salary	9,750.00
Total Personal Services	\$ 500/emply./month	<u>12,000.00</u>
		\$136,459.00
Operating Expenditures		
Accounting and Auditing		\$ 45,000.00
Office Supplies		6,000.00
Travel and Per Diem		2,000.00
Publications, Dues and Training		<u>2,000.00</u>
Total Operating Expenditures		\$ 55,000.00
Capital Outlay - Machinery and Equipment		
Three Computers	\$2,000 each	<u>\$ 6,000.00</u>
Total Capital Outlay		\$ 6,000.00
Total Finance Department		\$197,459.00

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Police Department

Police Services will be provided by Miami-Dade County for the first three years of incorporation. The following figures represent the costs associated with the creation of the Cutler Ridge Incorporated Area Police Department. The costs for the service provided by the County during the transition period are allocated in the General Fund Expenditure section of this report.

The proposed Cutler Ridge Incorporated Area Police Department services will be a full service community oriented police agency, committed to community involvement with concentration placed on the prevention of crime. This will be accomplished through the establishment of a department of 37 sworn police officers and 6 civilian support staff. For a more detailed description of the departmental operations and shift assignments, see the Miami-Dade Police Department Presentation Entitled "Contractual Services for Proposed Incorporation Area of the Cutler Ridge Area _____" in Appendix F.



Positions

Number

<u>Minimum Staffing</u>			
Sworn		Non-Sworn	
Captain	1	Public Service Aide (PSA)	1
Lieutenant	2	Police Records Specialists (PRS)	2
Sergeant	5	Police Crime Analysis Specialist	1
Officer	25	Data Entry Specialist (DES)	2
Admin. Officer	1	Secretary	1
Detective	3		
Totals	37		6

SWORN PERSONNEL

Major	1
Captain	2
Lieutenant	5
Sergeant	25
Officer	1
Admin. Officer	3
Detective	3
TOTAL SWORN PERSONNEL	37

CIVILIAN PERSONNEL

Secretary	1
Public Service Aide	1
Police Crime Analysis Specialist	1
Police Records Specialist	1
Police Station Specialist	2
Office Support Specialist	2
Data Entry Specialist	2
TOTAL CIVILIAN PERSONNEL	6

Total Proposed Positions

43

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Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Police Department Expenditures	Calculation Average Cost	Qty.	Proposed Cutler Ridge Incorporated Area Analysis
All Expenditure figures based on the Miami-Dade Police Department Proposal for Contractual Services for Proposed Incorporation Area of Cutler Ridge			
Classification			
Police Major		0	
Police Captain		1	
Police Lieutenant		2	
Police Sergeant		5	
Police Detective		3	
Police Officer		26	
COPS		0	
Public Service Aide		1	
Police Record Specialist		1	
Data Entry Specialist		2	
Police Station Specialist		0	
Police Crime Analyst		1	
Administrative Secretary		0	
Secretary		1	
Vehicles (Sworn & PSA)		38	
(Sworn, Non-Sworn, Vehicles General Overtime		40	
Enhanced Enforcement		1	
Subtotal Police Department			\$4,321,433.00
Specialized Police Services (Estimated)			1,327,250.00
Total Police Department			\$5,648,683.00

Building and Planning Department

The Cutler Ridge Incorporated Area Building and Planning Department will consist of two divisions. The Building Official heads the Building Division and the Planning Director heads the Planning Division. The Department will provide the residents of the Town, architects, engineers, attorneys, developers, shopkeepers, and other government agencies with a friendly, courteous and expeditious turnaround of information and permit requests. The Building Division will be charged with the review, processing, issuance, and inspections of building permits for the Cutler Ridge Incorporated Area. The focus of this division will be to provide for the orderly processing of permits, the assurance that inspections are being performed in a timely and safe manner and that construction complies with the provisions of all applicable codes. The Planning Division will be charged with the oversight of all inquiries pertaining to zoning, including but not limited to, property plat and zoning information, Comprehensive Plan amendments, variance requests, site plan reviews, issuance of sign permits, tree removal permits, special event permits, land development regulations and code compliance activity. The review responsibility for this division is regulated by Florida Statutes Chapters 163 and 380 and Florida Administrative Code Section 9-15. These regulations control the development and implementation of our Master Plan, including Development Regulations, Concurrency Regulations, Code Enforcement, and other issues relating to the overall planning and land use function.

The following departmental expenditures provides for the salaries for all personnel necessary to provide services to the community. The positions were based on current service levels being provided by the County. Please refer to Appendix C which details the actual number of permits issued and inspections conducted by the County

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

for the area. In FY 01-02 a total of 2,781 permits were issued and a total of 12,843 inspections were conducted. The operating expenditures allocates \$1,400 for court reporter services at quasi-judicial hearings. Other Contractual Services appropriates \$200,000 to fund Plan Review Consultant Fees and the cost of document imaging.

Building and Planning Department Expenditures	Calculation	Qty.	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services			
Building Official			\$ 75,000.00
Planning Director			65,000.00
Administrative Assistant	\$30,000.00	2	60,000.00
Permit Clerk	\$25,000.00	2	50,000.00
Plans Processing Clerk			25,000.00
Planner			40,000.00
Code Compliance Officer	\$30,000.00	3	90,000.00
FICA	7.65% of Salary		30,983.00
Workers Compensation	10% of Salary		40,500.00
Retirement Contribution	10% of Salary		40,500.00
Employee Insurance Benefits	\$ 500/employ./month		66,000.00
Total Personal Services			\$582,983.00
Operating Expenditures			
Court Reporter Services			\$ 1,400.00
Master Plan Costs			200,000.00
Travel and Per Diem			5,000.00
Repair and Maintenance - Vehicles	\$2,000 per vehicle	6	12,000.00
Repair and Maintenance Other			2,000.00
Printing and Binding			7,000.00
Other Current Charges			40,000.00
Operating Supplies - Gasoline		\$.123	20,000.00
Operating Supplies - Other			4,000.00
Publications, Dues and Training			6,500.00
Total Operating Expenditures			\$297,900.00
Capital Outlay - Machinery and Equipment			
Eleven Computers	\$2,000.00 each	11	\$ 22,000.00
Radio System			20,000.00
Four Vehicles			60,000.00
Total Capital Outlay			\$102,000.00
Total Building and Planning Department			\$982,883.00

Public Works Department

The Cutler Ridge Incorporated Area Public Works Department will be responsible for the maintenance of roads and other public areas and facilities, beautification projects, third-party contract management, stormwater management, and the construction management of all capital improvement projects.

The following departmental expenditures provides for the salaries of seven employees with benefits. A total of \$4,000 was provided for in Travel and Per Diem to fund the conference expenses for the director. Repair and Maintenance – Vehicles appropriates \$10,000 for miscellaneous repairs to the five department vehicles. Additionally, \$2,500 was allocated in Repairs and Maintenance – Other to cover the cost of maintenance of miscellaneous equipment used by the laborers. Other Current Charges provides \$1,000 for incidental charges. \$16,000 was funded for Gasoline and \$25,000 in Operating Supplies – Other to purchase maintenance equipment such as blowers, rakes, etc. Publications, Dues and Training was funded at \$5,000. Capital Outlay totaling \$81,000 provides for five trucks and three computers.

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Franjo Park Park
Old Cutler Road and SW 89 Court

5 Acres
Amenities:

- 3 Baseball Field – Lighted
- 6 Batting Cages
- 1 Park Perimeter Fence
- 1 Recreation Center – Small (5000 SF)
- 1 Recreation/Youth League Field Center
- 1 Storage Building

Lincoln Town Park #2
SW 214th Street and 99th Avenue

0.6 Acres
Amenities:

- Pineland Rockland (Acres)

Saga Bay Park
SW 205th Street and 80th Avenue

5 Acres
Amenities:

- 1 Park Perimeter Fence
- 1 Park Sign
- 1 Pathway-Not Lighted (Miles)
- 2 Tennis Court- No Lights
- 1 Tot-Lot

Saga Lake Park
SW 198 Street and 83rd Avenue

5 Acres
Amenities:

- 1 Freshwater Lake (Acres)
- 1 Park Perimeter Fence
- 1 Park Sign
- 1 Pathway
- 1 Pathway-Not Lighted (Miles)

Whispering Pines Park
Ridgeland Road (adjacent to Whispering Pines Elem.)

1.37 Acres
Amenities:

- 1 Park Sign
- 1 Shelter- Small (400SF)
- 1 Tot-Lot

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Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Public Works Department Expenditures	Calculation	Qty.	Proposed Cutler Ridge Incorporated Area Analysis
Personal Services			
Public Works Director			\$55,000.00
Administrative Assistant			25,000.00
Foreman			40,000.00
Laborers		3	63,000.00
FICA	7.65% of Salary		14,000.00
Workers Compensation	10% of Salary		18,300.00
Retirement Contribution	10% of Salary		18,300.00
Employee Insurance Benefits	\$ 500/emply./month		<u>36,000.00</u>
Total Personal Services			\$269,600.00
Operating Expenditures			
Beautification			N/A
Travel and Per Diem			4,000.00
Repair and Maintenance - Vehicles			10,000.00
Repair and Maintenance Other			2,500.00
Other Current Charges			1,000.00
Operating Supplies - Gasoline	\$.123		16,000.00
Operating Supplies - Other			25,000.00
Publications, Dues and Training			<u>5,000.00</u>
Total Operating Expenditures			\$63,500.00
Capital Outlay - Machinery and Equipment			
Three Computers			\$ 6,000.00
Five Vehicles			<u>75,000.00</u>
Total Capital Outlay			\$81,000.00
Total Public Works Department			\$414,100.00

Parks and Recreation Department

Once the Cutler Ridge Incorporated Area takes over the park functions from the County, it will be operating the following eight parks:

Bel Aire Park
SW 185 Street and 97th Avenue

5.29 Acres
Amenities:

- 1 Baseball/Football/Soccer Overlay Lighted
- 1 Park Perimeter Fence
- 1 Recreation/Youth League Field Center

Cutler Ridge Park
10100 SW 200 Street

10.88 Acres
Amenities:

- 1 Basketball Court-No Lights
- 1 Park Perimeter Fence
- 1 Park Sign
- 3 Parking Spaces Handicapped
- 66 Parking Spaces Standard
- 1 Recreation Center- Small 5000 SF
- 4 Soccer Field-No Lights
- 1 Swimming Pool/Bathhouse - Medium (25-40M)
- 1 Tennis Court- No Lights
- 1 Tot- Lot (Medium)

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

For the purposes of establishing this department's expenditures, the actual operating expenditures provided by Miami-Dade County for each park were utilized, with some adjustments upwards. For more detailed information, please refer to Appendix E.

Parks and Recreation Department Expenditures	Proposed Cutler Ridge Incorporated Area Analysis
Bel Aire Park	\$ 35,000.00
Cutler Ridge Park	226,040.00
Cutler Ridge Pool	255,000.00
Franjo Park	30,503.00
Lincoln Town Park #2	5,000.00
Saga Bay Park	10,000.00
Saga Lake Park	10,000.00
Whispering Pines Park	10,000.00
Total Parks and Recreation Department	\$581,543.00

Stormwater Utility Fund

Once the new Cutler Ridge Incorporated Area adopts its own Stormwater Management Ordinance and begins collecting revenues from the Stormwater Utility Fees, the Public Works Department will be responsible for supervising the Stormwater Management Program which will provide for the maintenance of existing catch basins, stormwater drains and canal system as well as future construction of new facilities as may be recommended upon the development of a Stormwater Master Plan.

The revenues generated by the Stormwater Utility Fees may only be utilized towards the cost of Stormwater Management. It is projected that a total of \$688,244 will be generated in revenues. The proposed operating expenditures for this fund provides for \$100,000 in Professional Services to cover the cost of an engineering company to prepare a Stormwater Master Plan. Additionally, \$173,244 has been allocated for stormwater cleaning to fund general maintenance of the existing stormwater system including catch basins, French drains and canals. \$5,000 was allocated in Printing and Binding to cover the printing costs associated with the utility bill and \$10,000 in the Communications and Freight line item for postage necessary to mail the bills. Finally, \$400,000 was allocated for miscellaneous capital improvements to the system such as new construction of catch basins or French drains in frequently flooded areas.

Stormwater Utility Fund Expenditures	Proposed Cutler Ridge Incorporated Area Analysis
Operating Expenditures	
Professional Services	\$100,000.00
Other Contractual Services	173,244.00
Printing and Binding	5,000.00

Cutler Ridge Incorporated Area Revenues and Expenditures Analysis Pro Forma, July 26, 2004

Communications and Freight	10,000.00
Total Operating Expenditures	\$288,244.00
Capital Outlay	
Improvements Other than Buildings	\$400,000.00
Total Capital Outlay	\$400,000.00
Total Stormwater Utility Fund	\$688,244.00
\$3.00 ERU/per month	

Transportation Fund

This fund manages the local option gas tax revenues and 35% of State Revenue Sharing revenues, which must be utilized for transportation. County and Municipal governments shall utilize the proceeds of the 6 cents local option fuel tax only for transportation expenditures. The proceeds of the 3 cents local option fuel tax must be used for only those transportation expenditures needed to meet the requirements of the capital improvements element of an adopted comprehensive plan.

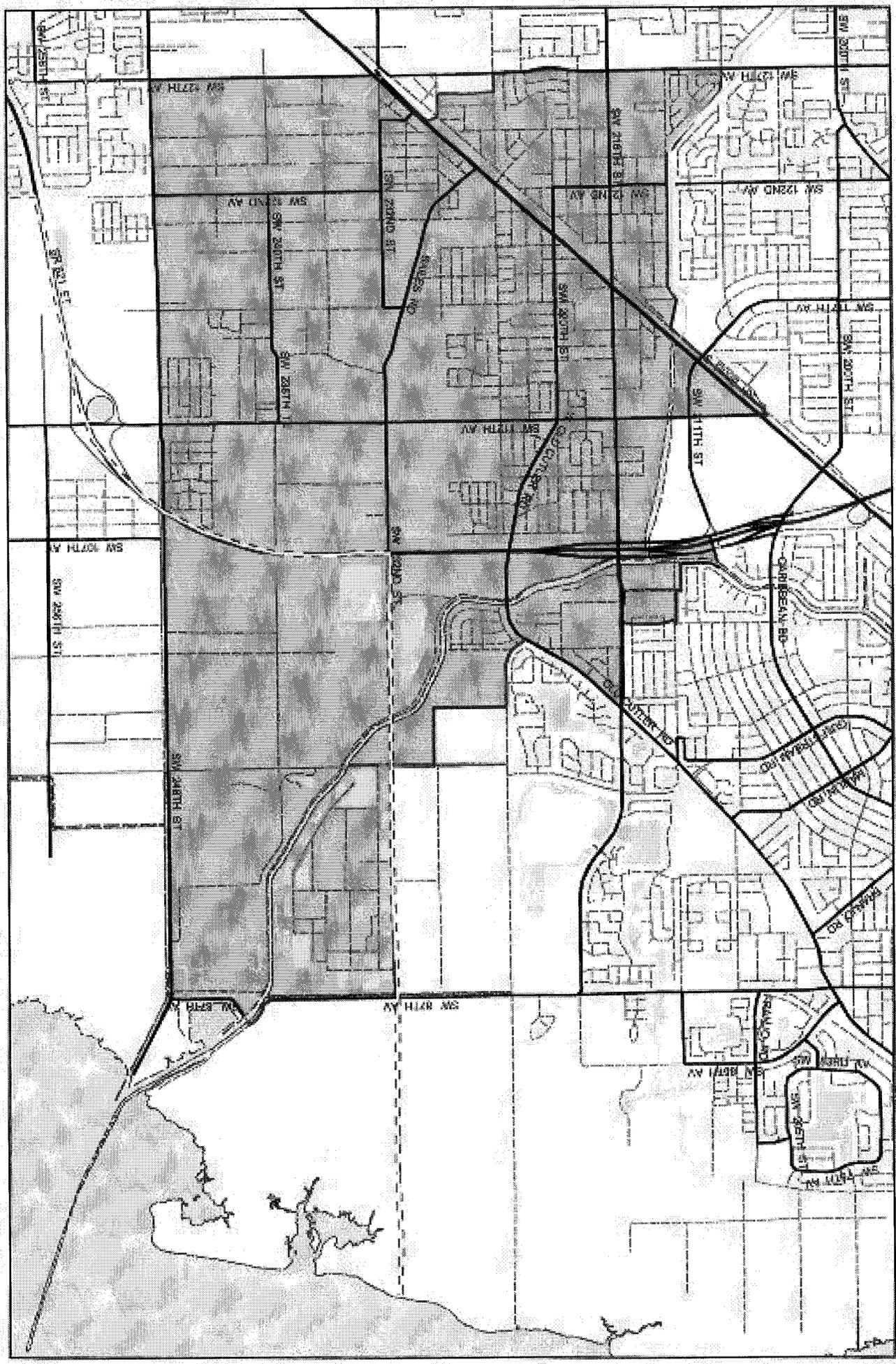
Section 336.025(7) of the Florida Statutes, defines "transportation expenditures" to include those expenditures by the local government from local or state-share revenue sources, excluding expenditures of bond proceeds, for the following programs:

- ❖ Public transportation operations and maintenance
- ❖ Roadway and right-of-way maintenance and equipment and structures used primarily for the storage and maintenance of such equipment.
- ❖ Roadway and right-of-way drainage
- ❖ Street lighting
- ❖ Traffic signs, traffic engineering, signalization, and pavement markings
- ❖ Bridge maintenance and operation
- ❖ Debt service and current expenditures for transportation capital projects in the foregoing program areas, including construction or reconstruction of roads.

It is projected that a total of \$277,943.00 will be generated for transportation improvements from Shared Revenues and \$569,378.00 will be generated from the Local Option Gas Taxes – providing for a total of \$847,321.00 for transportation related expenditures. The proposed expenditures allocates \$75,000 for engineering design services and \$200,000 for contract maintenance of the roads. In addition, \$1,544,768 was allocated in the capital outlay section to fund major capital improvements recommended by the consulting engineer.

Transportation Fund Expenditures	Proposed Cutler Ridge Incorporated Area Analysis
Operating Expenditures	
Professional Services	\$ 75,000.00
Road Maintenance	200,000.00
Total Operating Expenditures	\$ 275,000.00
Capital Outlay	
Improvements to Roads	\$572,321.00
Total Capital Outlay	\$847,321.00
Total Transportation Fund	\$847,321.00

Miami-Dade County
Attachment "D" Negotiations



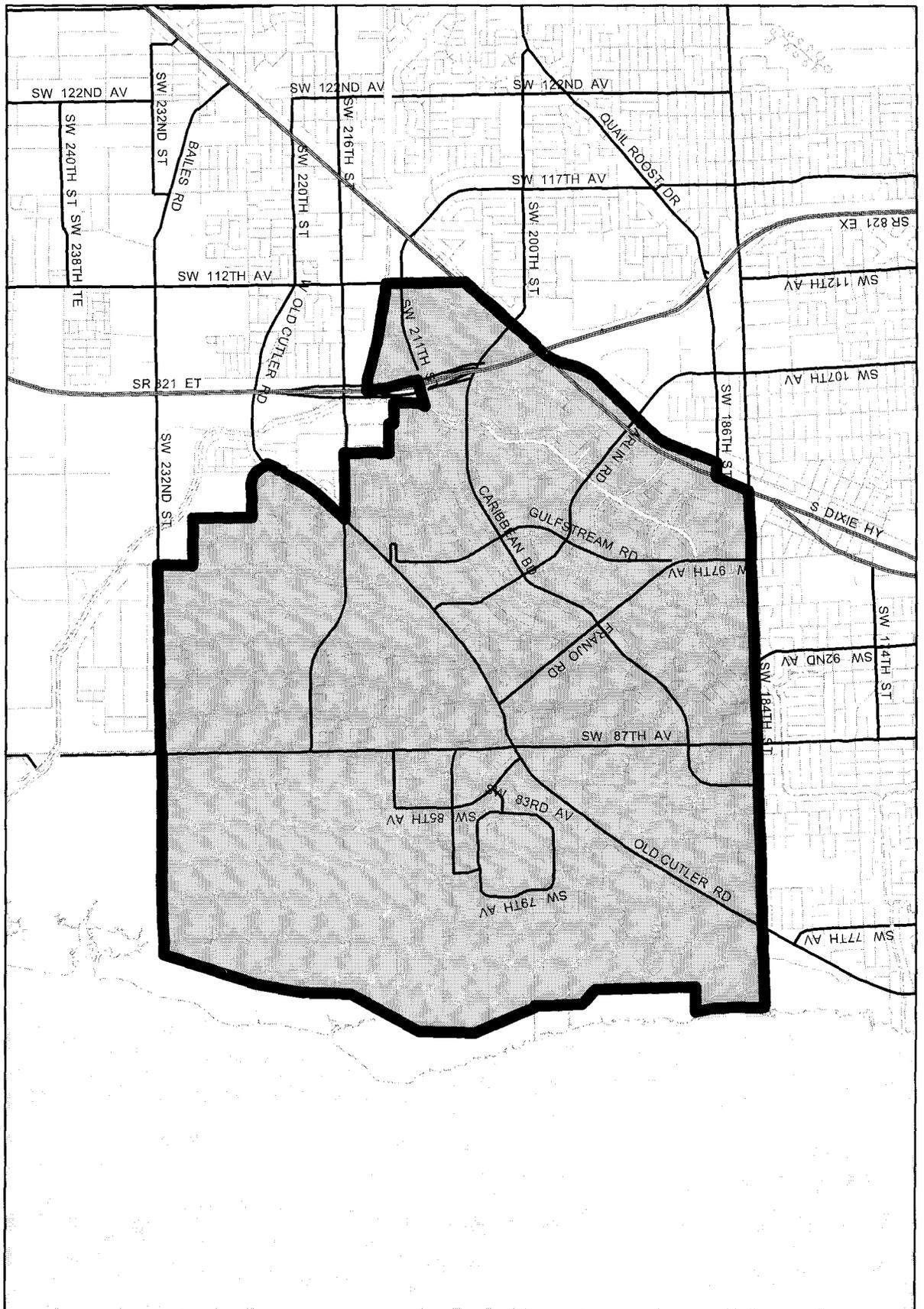
Legend

- Water
- Highway
- Street
- Property Line
- Other

Scale

North Arrow

Source: Miami-Dade County GIS Department



Proposed Municipality of Cutler Ridge
 Major Road
 Street

Legend
 Proposed Municipality of Cutler Ridge

This map was prepared by your elected Board of Supervisors. It is for informational purposes only and does not constitute a contract. For more information, please contact the Office of Strategic Planning and Information Systems at 305.498.3000.

EXHIBIT D

LEGAL DESCRIPTION FOR PROPOSED MUNICIPALITY OF CUTLER RIDGE

A portion of Miami-Dade County, Florida generally bounded on the North by S.W. 184th Street (the South boundary of the Village of Palmetto Bay), bounded on the South by S.W. 232 Street, bounded on the East by Biscayne National Park and bounded on the West by the South Miami-Dade Transit Corridor (Bus Way) and SW 112 Avenue (Allapattah Road), said portion being more particularly described as follows:

BEGIN at the Southeast corner of Section 17, Township 56 South, Range 40 East, Miami-Dade County, Florida (the intersection of SW 97 Avenue and theoretical S.W. 232nd Street); thence Northerly along the East line of the Southeast one-quarter of said Section 17 to the intersection with the North line of the South three-quarters of the Southeast one-quarter of the Southeast one-quarter of said Section 17; thence Westerly along said North line of the South three-quarters of the Southeast one-quarter of the Southeast one-quarter of Section 17 (theoretical SW 228 Street) to the intersection with the Southerly extension of the East line of SUNSET APARTMENTS according to the plat thereof as recorded in Plat Book 156, Page 89 of the Public Records of Miami-Dade County, Florida; thence Northerly along said Southerly extension of the East line of SUNSET APARTMENTS, the East line of SUNSET APARTMENTS and the Northerly extension of the East line of said SUNSET APARTMENTS to the intersection with the centerline of SW 224 Street as shown on said SUNSET APARTMENTS; thence Westerly and Northwesterly along the centerline of said SW 224 Street to the intersection with the centerline of Old Cutler Road (Ingraham Highway) as described in Official Record Book 3097, page 272 of the Public Records of Miami-Dade County, Florida; thence Northeasterly along said centerline of Old Cutler Road (Ingraham Highway) to the intersection with the South line of Section 8, Township 56 South, Range 40 East; thence Westerly along the South line of said Section 8 (SW 216 Street) to the intersection with the Southerly extension of the East line of Tract "E" of CUTLER CANAL APARTMENTS III according to the plat thereof as recorded in Plat Book 139, page 79 of the Public Records of Miami-Dade County, Florida; thence Northerly along said Southerly extension of the East line of Tract "E" to the Southeast corner of said Tract "E"; the following 5 courses being along the Easterly line of said Tract "E"; (1) thence Northerly for 160.00 feet; (2) thence Westerly for 16.07 feet; (3) thence Northerly for 705.00 feet; (4) thence Easterly for 23.21 feet; (5) thence Northerly for 250.00 feet to the Northeast corner of said Tract "E", thence Northerly along the Northerly extension of the East line of Tract "E" to the intersection with the centerline of S.W. 212th Street; thence

Westerly along said centerline of S.W. 212 Street to the intersection with the centerline of the canal right-of-way described in Official Record Book 1631, Page 643 and Official Record Book 1373, Page 613 of the Public Records of Miami-Dade County, Florida; thence northerly along a line 25.00 feet East of and parallel with the West line of the Southwest one-quarter of the Northeast one-quarter of the Southwest one-quarter of the above mentioned Section 8 (said line being the centerline of said canal right-of-way) for 170.00 feet; thence Westerly along a line 135.00 feet North of and parallel with the South line of the Southeast one-quarter of the Northwest one-quarter of the Southwest one-quarter of said Section 8 (said line also being the centerline of said canal right-of-way) to the intersection with the center line of Canal C-1-N; thence Northerly and Northeasterly along said centerline of Canal C-1-N to the intersection with the Southerly prolongation of the East line of the Miami-Dade County Parks and Recreation Department property described in Official Record Book 19682, Page 4787 of the Public Records of Miami-Dade County, Florida; thence Northerly along the Southerly prolongation of the East line and the East line of said Miami-Dade County Parks and Recreation Department property to the Northeast corner of said Miami-Dade County Parks and Recreation Department property; thence westerly along the North line and the Westerly prolongation of the North line of said Miami-Dade County Parks and Recreation Department property, across State Road 821 (Homestead Extension of the Florida Turnpike) as shown on the Florida State Department of Transportation Right-of-way Map, Section 87005-2502, to the intersection with the Westerly Limited Access Right-of-Way line of said State Road 821 (Homestead Extension of the Florida Turnpike); thence Southerly along said Westerly Limited Access Right-of-Way line of said State Road 821 (Homestead Extension of the Florida Turnpike) to the intersection with the centerline of Canal C-1 (Black Creek Canal); thence Westerly following said centerline of Canal C-1 (Black Creek Canal) to the intersection with the West line of the Southeast one-quarter of Section 7, Township 56 South, Range 40 East, Miami-Dade County, Florida, lying in S.W. 112th Avenue (Allapattah Road); thence Northerly along said West line of the Southeast one-quarter and the West line of the Northeast one-quarter of said Section 7 (S.W. 112th Avenue and it's Northerly extension) to the intersection with the Southeasterly right-of-way line of the South Miami-Dade Transit Corridor as recorded in Official record Book 20119, page 0538 of the Public Records of Miami-Dade County, Florida; Thence Northeasterly along said Southeasterly right-of-way line of the South Miami-Dade Transit Corridor, across Sections 7, 6 and 5, Township 56 South, Range 40 East Miami-Dade County, Florida, to the intersection with the centerline of S.W. 186th Street; thence Easterly along said centerline of S.W. 186th Street to the intersection with the centerline of State Road 5 (U.S. 1) according to the Florida Department of Transportation Right-of-Way Map recorded in Plat Book 124, Page 56 of the Public Records of Miami-Dade County, Florida; thence Northeasterly along said centerline of State Road 5 (U.S. 1) to the intersection with the North line of Section 5, Township 56 South, Range 40 East, lying in S.W. 184th Street said line also being the South boundary of the Village of Palmetto Bay;

thence Easterly along the South boundary of the Village of Palmetto Bay and the North line of Sections 5, 4, 3, and 2, Township 56 South, Range 40 East, (S.W. 184th Street) to the intersection with the Mean High Water Line on the Western shore of Biscayne Bay and the Western boundary of Biscayne National Park, the following 12 courses being on the Western boundary of Biscayne National Park; (1) Thence Southerly along said Mean High Water Line to the intersection with the South line of the North one-half of Lots 7 and 8, in the North one-half of Section 2, PERRINE GRANT according to the plat thereof as recorded in Plat Book 4, page 9 of the Public Records of Miami-Dade County, Florida; (2)thence Westerly along said South line of the North one-half of Lots 8 and 7 of said PERRINE GRANT to a point 1570 feet, more or less, East of the West line of Lot 5 of said PERRINE GRANT; (3) thence Southerly to a point 425 feet, more or less, North of the South line of Lot 7, in the South one-half of Section 2, PERRINE GRANT; (4) thence Southeasterly to the Southwest corner of Lot 8 in the South one-half of Section 2, PERRINE GRANT; (5) thence Southerly to the Northwest corner of Lot 7, in Section 2, TENALLA OCEAN FARMS according to the plat thereof as recorded in Plat Book 8, page 124 of the Public Records of Miami-Dade County, Florida; (6) thence Southerly to the Southwest corner of said Lot 7 in Section 2, TENALLA OCEAN FARMS; (7) thence Southeasterly to the Northeast corner of Lot 40, in Section 11, TENALLA OCEAN FARMS; (8) thence Southerly along the East line of said Lot 40, Lot 57 and Lot 72 of said TENALLA OCEAN FARMS to the Southeast corner of said Lot 72; (9) thence Southwesterly to a point on the North line of Section 14, Township 56 South, Range 40 East, which lies 1600 feet, more or less Easterly of (as measured along said North line) of the Northwest corner of said Section 14; (10) thence Southwesterly to a point on the North line of the South one-half of the North one-half of said Section 14 which lies 1550 feet, more or less, East of the West line of said Section 14; (11) thence Southwesterly to a point on the North line of the South one-half of Section 14 which lies 1320 feet, more or less, East of the West line of Section 14; (12) thence Southwesterly to a point on the South line of said Section 14 which lies 430 feet, more or less, East of the West line of said Section 14; thence Westerly, leaving said Western boundary of Biscayne National Park, along the South line of Section 14, Section 15 and Section 16, Township 56 South, Range 40 East (S.W. 232nd Street and the Easterly extension thereof) to the Southeast corner of Section 17, Township 56 South, Range 40 East and the **POINT OF BEGINNING**.