MEMORANDUM

Agenda Item No. 7(G)(2)(A)

TO:	Honorable Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners	**DATE:**	November 30, 2004
FROM:	Robert A. Ginsburg County Attorney	**SUBJECT:**	Resolution allocating $2,250,000 in SHIP, Documentary Surtax or other funds to Park Towers LLC

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Bruno A. Barreiro.

Robert A. Ginsburg
County Attorney

RAG/bw

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. 7(G)(2)(A)

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. 7(G)(2)(A)
11-30-04

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MANAGER OR HIS DESIGNEE TO IDENTIFY $2,250,000.00 OF SHIP, DOCUMENTARY SURTAX OR OTHER FUNDS TO BE ALLOCATED TO INDEPENDENT LIVING SYSTEMS AT PARK TOWERS LLC FOR THE PROJECT AT PARK TOWERS APARTMENTS; REQUIRING A REPORT FROM THE COUNTY MANAGER

WHEREAS, there is a great need for Section 8 Moderate Rehabilitation developments in Miami-Dade County; and

WHEREAS, Park Towers Apartments, which is located at 390 N.W. 2nd Street, Miami, Florida, is a Section 8 Moderate Rehabilitation development; and

WHEREAS, the Board of County Commissioners previously authorized under the Miami-Dade County's Documentary SURTAX Program the allocation of $500,000.00 to Park Towers Associates, LLLP ("Park Towers") to use to assist in the financing of construction and rehabilitation of housing for low and moderate income families; and

WHEREAS, Park Towers approached the County to seek additional funding for the purpose of preserving through rehabilitation Park Towers Apartments as a Section 8 Moderate Rehabilitation development; and

WHEREAS, Park Towers has further advised the County of its intent to sell Park Towers Apartments to Independent Living Systems at Park Towers Associates LLC ("Independent Living") and assign its interest in SURTAX loan to Independent Living; and

WHEREAS, Independent Living is committed to assume the obligations of Park Towers under the current $500,000.00 SURTAX loan; and

WHEREAS, Independent Living has expressed a commitment to ensuring that Park Towers Apartments remains affordable for low and moderate income families participating in the Section 8 Moderate Rehabilitation program,

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

Section 1. The County Manager is directed to identify $2,250,000.00 of Documentary SURTAX, SHIP or other funds to be allocated to Independent Living contingent upon the sale of Park Towers Apartment.

Section 2. The County Manager shall present this Board with a report identifying the funds within thirty (30) days from the date of this resolution

The foregoing resolution was sponsored by Commissioner Bruno A. Barreiro 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	Jose "Pepe" Diaz
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dennis C. Moss	Dorrin D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 30th day of November, 2004. This resolution and contract, if not vetoed, shall become effective in accordance with Resolution No. R-377-04.

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.

Terrence A. Smith