

Memorandum

MIAMI-DADE
COUNTY

Date: May 8, 2007

To: Honorable Chairman Bruno A. Barreiro and
Members, Board of County Commissioners

From: George M. Burgess
County Manager 

Subject: Sunset Review of County Boards for 2007 –
Safe Neighborhood Parks Citizens' Oversight Committee

Agenda Item No. 1(D)2

In accordance with the provisions of Section 2-11.40 of the Code of Miami-Dade County, I am transmitting the 2007 Sunset Review of County Boards Report for the Safe Neighborhood Parks (SNP) Citizens' Oversight Committee. The Committee approved the attached report at its meeting on January 11, 2007 and recommends continuation. It is anticipated that the Board will sunset when all SNP projects are completed in December 2008.

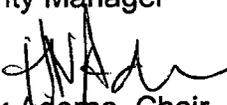


Alex Muñoz
Assistant County Manager

cmo06207

Date: January 15, 2007

To: George M. Burgess
County Manager

From: 
Hank Adorno, Chair
Safe Neighborhood Parks Citizens' Oversight Committee

Subject: 2007 Sunset Review of County Boards –
Safe Neighborhood Parks Citizens' Oversight Committee

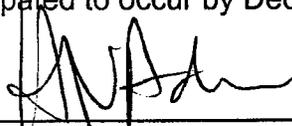
Pursuant to Section 2-11.40 of the Code of Miami-Dade County, I am submitting the 2007 Sunset Review of County Boards for the Safe Neighborhood Parks Citizens' Oversight Committee for transmittal to the Board of County Commissioners (BCC). The Safe Neighborhood Parks Citizens' Oversight Committee approved the attached report at its meeting on January 11, 2007.

It is recommended that the BCC approve the continuation of the Safe Neighborhood Parks Citizens' Oversight Committee, which was established under Ordinance No. 96-115 based on voter approval.

BACKGROUND

The Safe Neighborhood Parks Citizens' Oversight Committee was established in July 1996 to oversee the deposit and disbursement of Safe Neighborhood Parks Bond proceeds in accordance with the terms of Ordinance No. 96-115. In addition, the Board issues, evaluates and ranks solicitations for all Grants, recommending Grant awards; oversees the Grant management process; identifies funding to reimburse the County for reasonable costs of providing staff to the Board in the process of oversight and Grant management of the Ordinance. Further, the Board promulgates rules consistent with the Ordinance for the conduct of its meetings and discharge of its responsibilities, and performs such other functions as set forth in the Ordinance.

It is important that the Safe Neighborhood Parks Citizens' Oversight Committee continue to perform its duties and responsibilities under the Safe Neighborhood Parks Bond Program, seeing to fruition the disbursement of all funds and completion of park improvement projects, anticipated to occur by December 2008.



Hank Adorno, Chair
Safe Neighborhood Parks
Citizens' Oversight Committee

**SUNSET REVIEW QUESTIONNAIRE
MIAMI-DADE COUNTY BOARDS
2007**

I. GENERAL INFORMATION

1. Name of Board reporting:
Safe Neighborhood Parks Citizens' Oversight Committee (SNPCOC)

2. Indicate number of board members, terms of office, and number of vacancies:

Number of Board Members: 13
Terms of Office: Concurrent with Commissioner making the appointment.
Number of Vacancies: 5

3. Identify number of meetings and members' attendance (Attach records reflecting activity from **Jan. 1, 2005** through **December 31, 2006**):

Number of Meetings: Full Oversight – 3; MAAR Sub-committee – 7
Number of Meetings with a Quorum: 10
Attendance Records: See Attached.

4. What is the source of your funding?
Sale of Safe Neighborhood Parks Bonds and interest earnings from same.

5. Date of Board Creation: July 1996

6. Attach a copy of the ordinance creating the Board (Please include all subsequent amendments).
See Attached Ordinance No. 96-115.

7. Include the Board's Mission Statement or state its purpose:
The Safe Neighborhood Parks (SNP) Citizens' Oversight Committee shall oversee deposit and disbursement of Bond proceeds; issue solicitations for grants to evaluate, rank and recommend awards; oversee the grant management process; appropriately conduct meetings and discharge responsibilities; and perform such other functions as set forth in the SNP Ordinance.

8. Attach the Board's standard operating procedures, if any.
See copy of Ordinance No. 96-115 attached.

9. Attach a copy of the Board's By-Laws, if any.
See attached.

10. Attach a copy of the Board minutes approving the Sunset Review Questionnaire, **including a vote of the membership.**

**SUNSET REVIEW QUESTIONNAIRE
MIAMI-DADE COUNTY BOARDS
2007**

See attached Minutes of January 11, 2007 full Oversight Committee meeting.

11. Include a diskette, saved as ASCII or Rich Text Format (RTF), of the County Manager's transmittal memorandum to the Board of County Commissioners with the Board's recommendation.
See attached.
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II. EVALUATION CRITERIA

1. Is the Board serving the purpose for which it was created? (Please provide detailed information) YES. The COC was created to oversee the deposit and disbursement of SNP Bond proceeds in accordance with the terms of SNP Ordinance 96-115; to issue solicitations for all Grants; to evaluate, disqualify and rank challenge Grant proposals; and to recommend the award of Grants in accordance with the Ordinance; to identify funding to reimburse the County for reasonable costs of providing staff to the COC in the process of oversight and Grant management of the Ordinance; to promulgate rules consistent with the Ordinance for the conduct of its meetings and discharge of its responsibilities; and to perform such other functions as are set forth for the COC in the Ordinance.
2. Is the Board serving current community needs? (Please provide detailed information) YES. The COC has overseen allocation of the \$200 million voter-approved SNP Bond program.
3. What are the Board's major accomplishments?
- a. Last 24 months: The COC has revised the Administrative Rules; scheduled Oversight Committee meetings throughout the County, in which it reviewed and granted scope/budget changes to various park improvement projects; heard progress reports from the County and various municipalities; and issued a 10th anniversary calendar for the year 2007.
- b. Since established: During its 10 years of existence, the SNPCOC has awarded the \$200 million in SNP bond funds approved by the voters of Miami-Dade County and an additional \$14 million in interest and recaptured funds, providing for more than 450 individual park project improvements.
4. Is there any other board, either public or private, which would better serve the function of this board?
No.
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**SUNSET REVIEW QUESTIONNAIRE
MIAMI-DADE COUNTY BOARDS
2007**

5. Should the ordinance creating the Board be amended to better enable the Board to serve the purpose for which it was created? (Attach proposed changes, if answer is "Yes")
No. Ordinance No. 96-115 established the COC based on voter approval.

6. Should the Board's membership requirements be modified?
No.

7. What is the operating cost of the Board, both direct and indirect? (Report on FY 2006 and FY 2007)
The SNPCOC is a volunteer Board and has no direct operating costs.
8. Describe the Board's performance measures developed to determine its own effectiveness in achieving its stated goals.
The COC has established a Monitoring, Auditing and Administrative Rules (MAAR) sub-committee to oversee the expeditious distribution of funds. The SNP Administrative Rules require Grantees to submit quarterly reports detailing the status of each project. Status reports covering all projects are prepared and reviewed by the COC and forwarded to the Board of County Commissioners. In addition, an annual independent audit of all Bond proceeds is conducted.

SAFE NEIGHBORHOOD PARKS CITIZENS' OVERSIGHT COMMITTEE
2003-2007 MEETING ATTENDANCE RECORD

MEMBER	1/9/03	4/3/03	9/16/03	11/13/03	5/11/04	6/15/04	9/14/04	11/17/04	2/9/05	6/29/05	11/8/05	1/11/07
Adirim	P	P	P	P	P	P	P	P	V	V	V	V
Adorno	P	P	P	P	E	E	E	E	P	P	A	A
Andreu *	V	V	V	V	V	V	V	V	P	P	V	V
Betancourt	V	P	P	E	P	P	V	V	V	V	V	V
Branch	E	E	P	P	P	P	P	E	A	A	P	P
De La Luz	V	V	V	V	V	V	V	P	P	A	P	P
Flink	V	A	V	V	V	V	V	V	V	V	V	V
Foehrenbach	P	P	P	P	E	P	P	P	P	P	P	P
Hernandez	P	P	P	P	P	P	P	P	P	P	P	P
Levrant	P	E	P	P	P	P	P	P	A	P	A	A
Malette	V	V	V	P	P	E	P	P	E	P	E	A
Mendiola	P	P	P	E	P	P	E	A	P	P	P	P
Morris	P	V	V	V	V	V	V	V	V	V	V	V
Perez	E	V	V	V	V	V	V	V	V	V	V	V
Pinkston	P	E	E	E	E	E	E	A	A	A	A	V
Taddeo	P	P	E	E	E	E	E	V	V	V	V	V
Tillman	P	A	A	A	A	A	A	A	V	V	V	V

* Appointed 12/6/04

SAFE NEIGHBORHOOD PARKS CITIZENS' OVERSIGHT COMMITTEE - MONITORING, AUDITING & ADMINISTRATIVE RULES SUBCOMMITTEE
2003-2007 MEETING ATTENDANCE RECORD

MEMBER	1/9/03	3/13/03	7/24/03	9/16/03	11/13/03	1/22/04	4/28/04	6/15/04	10/7/04	2/9/05	5/25/05	9/12/05	1/19/06	4/20/06	7/13/06	10/26/06	1/11/07
Adirim	P	P	P	P	P	P	P	P	P	V	V	V	V	V	V	V	V
Andreu	-	-	-	-	-	-	-	-	-	P	A	A	A	V	V	V	V
Betancourt	V	P	P	E	E	E	E	P	V	V	V	V	V	V	V	V	V
De La Luz	V	V	V	V	V	V	V	V	V	P	P	P	P	A	P	A	P
Foehrenbach	-	-	-	-	-	-	-	-	-	P	P	P	P	P	E	P	P
Hernandez	P	E	P	P	P	E	E	P	P	P	A	A	A	A	A	A	P
Levrant	V	V	V	P	P	E	P	P	P	A	A	A	A	A	A	A	A
Malette	V	V	V	V	V	P	E	E	P	A	A	A	P	A	P	A	A
Mendiola	P	P	E	E	E	P	P	P	E	P	A	A	A	P	P	P	P
Pinkston	P	P	E	E	E	P	P	P	E	A	A	P	P	P	P	P	V

SAFE NEIGHBORHOOD PARKS CITIZENS' OVERSIGHT COMMITTEE - GRANT REVIEW SUBCOMMITTEE
2003-2007 MEETING ATTENDANCE RECORD

MEMBER	5/11/04	6/15/04	9/14/04
Adirim	P	P	P
Branch	P	P	P
Foehrenbach	E	P	P
Levrant	P	P	P
Malette	P	E	P

Note: The Grant Review Subcommittee did not meet in 2003, 2005 or 2006.

Legend:
A = Absent
E = Excused
P = Present
V = Vacant



Miami-Dade Legislative Item

File Number: 962238

File Number: 962238 **File Type:** Ordinance **Status:** Adopted
Version: 0 **Reference:** 96-115 **Control:** County Commission
File Name: SAFE NEIGHBORHOOD PARK BONDS **Introduced:** 7/23/1996
Requester: NONE **Cost:** **Final Action:** 7/16/1996
Agenda Date: 7/16/1996 **Agenda Item Number:** 4EALTERNATE

Notes: AMENDED **Title:** ORDINANCE AUTHORIZING ISSUANCE, SUBJECT TO APPROVAL BY
 VERSION AS SPECIAL ELECTION, OF NOT EXCEEDING \$200,000,000 GENERAL
 ADOPTED OBLIGATION BONDS OF DADE COUNTY, FLORIDA FOR PURPOSE OF
 (SEE FILE NO. FINANCING CAPITAL IMPROVEMENT PROGRAM FOR CERTAIN
 962169) PARKS, BEACHES, NATURAL AREAS AND RECREATION FACILITIES;
 ESTABLISHING A CITIZENS' OVERSIGHT COMMITTEE, INCLUDING
 MEMBERSHIP AND POWERS TO ADMINISTER PROGRAM;
 DESIGNATING ENTITIES AND PROJECTS ELIGIBLE FOR FUNDING;
 PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND
 EFFECTIVE DATE.

Indexes: BONDS **Sponsors:** Parks Recreation and HAFB Reuse and Redevelopment Committee
 FINANCE
 PARKS

Sunset Provision: No **Effective Date:** **Expiration Date:**
Registered Lobbyist: None Listed

Legislative History

Acting Body	Date	Agenda Item	Action	Sent To	Due Date	Returned	Pass/Fail
Board of County Commissioners	7/16/1996	4E ALTERNATE	Adopted as amended				P

REPORT: Commissioner Sorenson presented an amendment to the foregoing ordinance to reflect the following changes: -
 In Section 4 (3)(iii) add the sentence "which funding may include amounts available under this bond program if
 the costs of staffing are related to individual projects authorized by this ordinance." -In Section 2 add the
 paragraph "It is the intent of this ordinance to produce a net benefit to the residents of Dade County. No
 substitution in capital project funding by the county and/or municipalities shall occur as a result of the projects
 specifically funded by this bond issue." -In Section 13 add the paragraph "The Citizens Oversight Committee
 shall have the right and the sole discretion to require recipients of any grants to retain the services of an
 independent private sector inspector general to audit, investigate, monitor, oversee, inspect and review the
 operations, activities, performance of the recipient and its contractor. Said audit shall include compliance of
 contract specifications and project costs as well as the prevention of corruption and fraud. Grant agreement
 shall include an acknowledgement by the recipient that the Citizens Oversight Committee has the right to utilize
 an IPSIG." This motion was seconded by Commissioner Moss. Commissioner Souto expressed concern that

Dade County had not promoted or advertised the Friends of the Metro Parks tax deductible program either through their cable television channel, Channel 34, or any county publications. County Manager Vidal indicated he would ensure Commissioner Souto's concerns were relayed to the Channel 34 staff. Commissioner Souto also expressed concern with the number of county parks that were allowed to continue to deteriorate after Hurricane Andrew and with the foregoing ordinance asking the citizens to tax themselves to improve certain parks when there were numerous small neighborhood parks throughout the county that were not being used. He presented an amendment that would include a provision in the ordinance to prioritize improvements to existing neighborhood parks and lots designated as parks in the unincorporated areas. Mr. Hank Adorno, representing the Trust for Public Land, noted approximately 80% of the \$200 million in capital funds would be used to fix things that had been allowed to deteriorate however, operating and programming dollars would be required to be budgeted by the county and the municipalities prior to receipt of the capital funds. He requested the Board consider adopting the ordinance as is. Commissioner Ferre concurred with the concerns expressed by Commissioner Souto and stressed the importance of expending the funds in a manner that would reach those who needed the parks the most. Commissioner Kaplan expressed concern with the selection process of trust members and presented an amendment to require the submission of four names for each of the 13 positions in the Citizens Oversight Committee which the Board could select from by ballot vote. He also recommended Exhibit "B" 1A be amended to specify the money be earmarked for beaches within the City of Miami Beach. Mr. Bill Cutie, acting director, Parks and Recreation Department, noted, for the record, that the \$3 million allocation specified in Exhibit "B" 1A would be directed towards the strip of beach from Haulover Beach south to South Point Park. Commissioner Teele indicated he had no problem with the proposed ordinance as long as it did not specifically relate to the unincorporated area in Dade County and stressed the importance of maintaining equity, noting citizens residing in unincorporated areas were entitled to the same things as those who resided within municipalities. Following further discussion on concerns expressed by the Board, Commissioner Kaplan presented a motion to defer this item to September. This motion was seconded by Commissioner Souto. Mr. Adorno indicated should the Board defer this item, he would not go forward with the promotion of the item. Based on concerns expressed by Chairman Diaz de la Portilla regarding the way the money was divided between the cities and UMSA and distributed within UMSA, Mr. Adorno indicated the municipalities, combined, would receive a total of \$37 million and the unincorporated areas would receive \$50 million, with the remaining amounts being distributed in the following manner: \$20 million for capital; \$20 million for grants, which the county could apply for; and the remaining for regional parks. Commissioner Souto expressed his opposition to the proposed ordinance noting, in his opinion, it contained numerous problems that needed to be addressed further. Commissioner Teele stated his intent to proffer a motion instructing the county manager to preserve the county rights relating to the Parrot Jungle property, located in the Village of Pinecrest, and stressed the importance of maintaining the property as a natural area with no commercial operations permitted. He presented an amendment to include language that provided Dade County, in joint partnership with the Village of Pinecrest, equal access in managing the Parrot Jungle property. Commissioner Teele expressed concern with the inequities that existed in the distribution of the money throughout the districts and stressed the need to be fair across the board. Based on concerns expressed by Commissioner Teele, Mr. Cutie advised the Board that, according to the proposed ordinance, monies would be distributed in the following manner, but noted the figures did not include competitive grant dollars for projects across multiple districts: District 1 \$12.6 million District 2 \$ 5 million District 3 \$ 8.7 million District 4 \$17 million District 5 \$15.7 million District 6 \$ 3.8 million District 7 \$21 million District 8 \$24.6 million District 9 \$27.8 million District 10 \$ 8.2 million District 11 \$13.9 million District 12 \$ 6.9 million District 13 \$11.9 million Commissioner Moss noted, for the record, the money allocated for his district, District 9, included \$12 million for Metro Zoo. Commissioner Teele noted the amount allocated for District 3 included \$7 million that would go to the City of Miami and only \$780,000 would go to the unincorporated area in that district. Commissioner Ferguson presented an amendment to Exhibit A, Section O, Subsection iii (p), to add the word "area" to the end of the sentence and to add one member, the president or representative of the Baptist Ministers Council, to the Nominating Committee, for a total of 22 members. Commissioner Kaplan presented an amendment to add one member, a representative of the Rabbinical Assembly of Greater Miami, to the Nominating Council, for a total of 23 members. Commissioner Moss proposed an amendment to reallocate funds in the amount of \$2.5 million from existing projects, within the recommended plan for Districts 8 and 9, to the South Dade Cultural Center in order to complete the facility. He indicated this could be done by taking \$250,000 each from Homestead/Bayfront Park, Family Aquatic, Southridge and Homestead AFB in District 9, with a match-in-funding from District 8. Commissioner Sorenson expressed her desire to support Commissioner Moss but requested they attempt to identify an alternate source of funding to accomplish Commissioner Moss' request. Commissioner Kaplan stated, inasmuch as there were no further substantive changes to be made to the proposed ordinance, he would withdraw his motion to defer. County Attorney Ginsburg read an amendment to Section 5(c)5, presented by Commissioner Teele, that would require a priority be given to correct vestiges of past discrimination when the trust considered grant applications. Upon conclusion of their discussion on this item, County Attorney Ginsburg and Assistant County Attorney Benitez clarified, for the record, the following proffered amendments to be incorporated in the proposed ordinance: * To Section 4, Subsection 3(iii), add "which funding may include amounts available under this bond program if the cost of staffing are related to the individual projects authorized by this ordinance." * To Section 11, add the language "It is the intent of this Ordinance to produce a net benefit to the residents of Dade County.

No substitution in capital project funding by the County and/or municipalities shall occur as a result of the projects specifically funded by this bond issue." * To Section 13, add the paragraph "The Citizens Oversight Committee shall have the right and the sole discretion to require recipients of any grants to retain the services of an Independent Private Sector Inspector General (IPSIG) to audit, investigate, monitor, oversee, inspect and review the operations, activities and performance of the recipient and its contractor. Said audit shall include compliance with contract specifications and project costs as well as the prevention of corruption and fraud. Grant agreement shall include an acknowledgement by the recipient that the Citizens Oversight Committee has the right to utilize an IPSIG." * To include a provision for four nominations for each slot to be filled. * To Exhibit B, Section N, to read "Four million dollars for the acquisition, planning, design and development of the former Parrot Jungle property, if made available for acquisition, to be implemented by either the County Park and Recreation Department or the Park and Recreation Department in joint partnership with the Village of Pinecrest pursuant to interlocal agreement. * To Exhibit A, Section O, subsection iii (p), to add the word "area" to the end of the sentence. * To add one member, the president of the Baptist Ministers Council, to the Nominating Council for a total of 22 members. * To add one member, the president of the Rabbinical Assembly of Greater Miami, to the Nominating Council for a total of 23 members. * To Section 5(c)5, add language that would require a priority be given to correct vestiges of past discrimination when the Trust considered grant applications.

Legislative Text

TITLE

ORDINANCE AUTHORIZING ISSUANCE, SUBJECT TO APPROVAL BY SPECIAL ELECTION, OF NOT EXCEEDING \$200,000,000 GENERAL OBLIGATION BONDS OF DADE COUNTY, FLORIDA FOR PURPOSE OF FINANCING CAPITAL IMPROVEMENT PROGRAM FOR CERTAIN PARKS, BEACHES, NATURAL AREAS AND RECREATION FACILITIES; ESTABLISHING A CITIZENS' OVERSIGHT COMMITTEE, INCLUDING MEMBERSHIP AND POWERS TO ADMINISTER PROGRAM; DESIGNATING ENTITIES AND PROJECTS ELIGIBLE FOR FUNDING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND EFFECTIVE DATE.

BODY

WHEREAS, it is necessary and desirable to improve the quality of life, to benefit property values, to promote prevention of juvenile crime by providing positive recreation opportunities, and to improve the recreation facilities for youth, adult, and senior citizens in Dade County (the "County") through the improvement of neighborhood and regional parks and the development, rehabilitation, protection, restoration and acquisition of beach and natural areas within the County; and

WHEREAS, the State of Florida, the County and the municipalities within Dade County presently own and operate numerous parks and park facilities, natural areas, and heritage sites, which are in need of improvement; and

WHEREAS, the acquisition and capital improvement of State, County and municipal parks, beaches, natural areas and recreational and heritage facilities benefit the entire population of both incorporated and unincorporated Dade County; and

WHEREAS, at the same time that the Board considered this Ordinance, the Board adopted a resolution calling for a special election to be held in Dade County, Florida (the "Special Election") on Tuesday, November 5, 1996 for the purpose of submitting to the electors of the County the question of whether general obligation bonds not exceeding \$200,000,000 shall be authorized for a capital improvement program for improvements to, and the acquisition of, neighborhood and regional parks, beaches, natural areas and recreational and heritage facilities; and

WHEREAS, the Board wishes to authorize the issuance of the Bonds subject to the referendum, to establish a Citizens' Oversight Committee to administer the capital improvement program, and to designate those entities and projects which will be eligible for funding;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, that:

Section 1. Findings. The Board finds that:

- (a) The purposes described in the Whereas clauses are incorporated in the body of this Ordinance by reference. This Ordinance shall hereafter be known as the "Safe Neighborhood Parks Ordinance" and referred to herein as the "Ordinance".
- (b) It is critical that neighborhood and regional parks are restored and improved throughout the County to improve the overall quality of life of our communities, provide safe places for children to play and alternatives to gangs and gang activities, increase recreation opportunities for senior citizens, and provide pleasant places for all residents to enjoy relief from congestion and urban stress.
- (c) The improvement, restoration, expansion, and enhanced safety of park, open space and recreation lands and facilities will help reduce crime, increase the attractiveness of the County as a place in which to live and locate businesses, maintain sound economic conditions and a high standard of livability in the County by increasing property values, economic activity, employment opportunities and tourism throughout the County.
- (d) The protection of beach, park, recreation and natural areas is vital to the quality of life in the County, providing important recreation opportunities to all residents of the County, especially children and senior citizens, and helping to protect air and water quality.
- (e) The Board finds that the distribution of the funds for qualified projects must be done in a fair and organized manner.

Section 2. Definition. As used in this Ordinance, the following terms mean:

"Administrative Expenses" means all direct expenses incurred in administering the development and completion of any of the projects authorized and approved under the terms of this Ordinance. Administrative costs shall not include those administrative expenses incurred in the everyday operation of any Not-For-Profit Organization and Public Agency, which administer a project funded pursuant to this Ordinance.

"Beaches" means beaches open to use by all of the residents of the County.

"General Fund" means those funds raised, primarily through ad valorem taxes, fees and transfers, that are used to account for the general operations of the County or municipal governments and all transactions which are not accounted for in other funds or account groups.

"Natural Area" means an environmentally sensitive area usually containing a natural forest community, freshwater or coastal wetland and managed to maintain and enhance biological values.

"Not-For-Profit Organization" means any legally incorporated not-for-profit organization created under the laws of the State of Florida (the "State") and designated as a tax exempt entity by the United States Internal Revenue Service, which has among its purposes the provision of park and recreation services, gang prevention and intervention, tree-planting, or the conservation and preservation of lands for park, natural areas, scenic, historic, or open spaces.

"Parks" mean those areas of public land set aside for aesthetic, educational, recreational, or cultural use by the citizens of the County.

"Park and Recreation Department" means the Dade County Park and Recreation Department.

"Public Agency or Public Agencies" means an agency or agencies or administrative division or divisions of the United States government, the State of Florida, the County, or any municipality within the County.

"Recreation and Heritage Facilities" mean those facilities that are managed by a Public Agency or Agencies that focus their programming on cultural, historical, educational and recreational activities:

"State Park" means a park owned or operated by the Florida Department of Environmental Protection, Division of Recreation and Parks.

"Trust Account" means the separate interest bearing account into which proceeds of the Bond program, as outlined in this Ordinance, shall be deposited.

"UMSA" means Unincorporated Municipal Service area of the County, for which the County provides municipal services.

Section 3. Bonds. In accordance with the provisions of the Dade County Home Rule Charter and the general laws of the State of Florida, including Chapters 125, 159, and 166, Florida Statutes, there is authorized to be issued, subject to the approval of the electorate pursuant to the Special Election, general obligation bonds of the County, in one or more series, in an aggregate principal amount not to exceed Two Hundred Million Dollars (\$200,000,000) outstanding at any one time (the "Bonds"). This ordinance also authorizes the issuance of other evidences of indebtedness in the form of anticipation notes or bonds in anticipation of the issuance of the Bonds. The Bonds shall be payable from unlimited ad valorem taxes levied on all taxable property in the County without limit as to rate or amount, the full faith and credit of the County being pledged to the payment of principal of, redemption premium, if any, and interest on the Bonds. The Bonds shall bear interest at such rate or rates, not exceeding the maximum rate of interest permitted by law at the time of their sale, shall be stated to mature on a date or dates not exceeding forty (40) years from the date of issue, shall be subject to redemption and shall have such other terms, covenants and provisions as shall be determined by the Board by one or more subsequent ordinances or resolutions. The purpose of the Bonds shall be (i) to pay the costs of issuance of Bonds, (ii) to pay eligible administrative costs, and (iii) to finance the acquisition of and capital improvements to Parks, Beaches, Natural Areas and Recreational and Heritage facilities, in the manner set forth in this ordinance, in amounts not to exceed the following:

(a) Municipal per capita allocation and direct grants for specific projects: One hundred seven million nine hundred and fifty thousand dollars (\$107,950,000) for grants to Public Agencies and Not-For-Profit Organizations for the development, improvement, rehabilitation, restoration or acquisition of real property for Parks and park safety, youth, adult and senior citizens' recreation facilities, Beaches, greenways, trails, and Natural Areas in accordance with the following schedule:

(1) Nineteen million nine hundred fifty thousand dollars (\$19,950,000) for grants to all incorporated municipalities and UMSA (Unincorporated Municipal Service Area) within the County, in accordance to the following schedule:

(i.) Nine million seven hundred thousand dollars (\$9,700,000) to divide on a per capita basis among the municipalities duly incorporated on the effective date of this Ordinance.

(ii.) Ten million two hundred fifty thousand dollars (\$10,250,000) to UMSA as its municipal share.

(2) Direct grants for specific projects: Eighty-eight million dollars (\$88,000,000) for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" and incorporated in this Ordinance by reference.

(b) Grants for Specific Regional Projects: Seventy-seven million fifty thousand dollars (\$77,050,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for Regional Parks, Beaches and Biscayne Bay access, specific regional projects, Heritage Facilities, Natural Area Preserves and greenways and trails, in accordance with the schedule described in Exhibit "B".

(c) Challenge Grants: Fifteen million (\$15,000,000) for challenge grants to Public Agencies and Not-For-Profit Organizations in accordance with the following schedule:

(1) Seven million dollars (\$7,000,000) for challenge grants to Public Agencies and Not-For-Profit Organizations for land acquisition, construction and development of youth recreation and service facilities.

(2) Eight million dollars (\$8,000,000) for challenge grants to Public Agencies and Not-For-Profit Organizations for natural areas, recreation and open space land acquisition and development.

Section 4. Administration.

(a) The Citizens' Oversight Committee. A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the Bonds. The Committee will have thirteen (13) members; one residing in each of Dade County's thirteen commission districts. Members of the Committee shall be residents of Dade County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee and the Nominating Committee, as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

(1) Selection. Members of the Committee shall be nominated and appointed in the manner set forth in this subsection. The Board of County Commissioners of Dade County, Florida shall appoint a nominating committee (the "Nominating Committee") comprised of twenty-three (23) members as follows:

(i) Six (6) representatives of the State, County or municipal government; which shall include the following persons or their designees: the State Attorney for the Eleventh Judicial Circuit, the Superintendent of the Dade County School Board, the Dade County Manager, and the Executive Director of the Dade League of Cities;

(ii) Twelve (12) representatives of civic, not-for-profit organizations, which shall include the following persons or their designees: Chairman of the United Way, President of Tropical Audubon Society, President of Citizens for a Better South Florida, Director of the Urban League, Director of Alliance for Aging, President of the Jewish Federation, President of the Children's Services Council, President of the Cuban National Planning Council; President of CAMACOL, President of the Miami-Dade Branch NAACP; President of Baptist Ministers Council of Greater Miami and Vicinity; and the Executive Vice President of the Rabbinical Association of Greater Miami;

(iii) Five (5) representatives of civic, not-for-profit organizations dedicated to promoting and conserving the environmental or recreational resources of this community, which shall include the following persons or their designees: President of the Florida Recreation and Park Association, President of the Land Trust of Dade County, and President of the Sierra Club.

The Nominating Committee shall submit a slate of four (4) candidates from each Commission District to the Board of Dade County Commissioners for selection. The Board must select from the slate submitted by the Nominating Committee; however, the Board may request additional nominations.

(2) Term. The Committee members shall serve two year terms, and may be reappointed. The terms shall be staggered, with the representatives of the evenly-numbered districts scheduled for replacement or reappointment after the first year. Members of the Committee shall not be compensated for their services.

(3) Powers and duties. The Committee shall have the following powers and duties:

(i) to oversee the deposit and disbursement of the Bond proceeds in accordance with the terms of this Ordinance;

(ii) to issue solicitations for all grants, to evaluate, disqualify, and rank challenge grant proposals, and to recommend the award of grants in accordance with the terms of this Ordinance;

(iii) to identify funding to reimburse the County for the reasonable costs of providing staff to the Committee, in the process of the oversight and grant management of this Ordinance, which funding may include amounts available under this Bond program if the costs of staffing are related to individual projects authorized by this Ordinance;

(iv) to promulgate rules consistent with this Ordinance for the conduct of its meetings and the discharge of its responsibilities;

(v) to perform such other functions as are set forth for the Committee in this Ordinance.

(4) Deposit of Bond Proceeds. All proceeds of the sale of the Bonds shall be delivered to the Director of the Finance Department of Metropolitan Dade County who shall deposit those proceeds in the Trust Account, not to be commingled with other funds of the County, to be disbursed solely for the purposes set forth in this Ordinance. Dade County, itself or through independent auditors, shall have the right at all times to audit the books and records of the Committee.

(5) Staff. The County Manager and the County Attorney shall provide to the Committee adequate staff and support services to enable the Committee to carry out its duties and responsibilities.

Section 5. Grant Proposals.

(a) Any adjustments to the amount available from the Bond proceeds which are required to be made to satisfy the costs of providing staff or other services to administer the Bonds shall be made to the amounts available under this Bond program, not to exceed one (1%) percent.

(b) The following provisions of this Section 5(b) shall apply to all grants to be awarded pursuant to this Ordinance:

(1) Individual applications for grants or per capita allocations pursuant to Section 3 shall be submitted to the Committee for approval as to conformity with the requirements of this Ordinance and for Committee review and recommendation. The application shall be accompanied by an authorizing resolution from the governing body of the applicant Public Agency that the project (or projects) for which the grant or allocation is sought is an important park and recreation project (or projects) which will benefit all residents of Dade County and that operating, management and programming funds are included in budget.

(2) Not more than seventeen percent (17%) of monies awarded under any grant may be utilized for project planning, design and administration.

(3) The interest earned on proceeds of the Bonds which have been sold but not allocated shall be used for acquisition of park, open space and natural areas to meet the future needs of the growing population of Dade County. Requests for use of these interest funds may be made to the Committee by Public Agencies and Not-For-Profit Organizations, with all title vesting in a Public Agency.

(4) After approval of this Ordinance by special election, administrative rules governing the implementation of the Ordinance shall be prepared by the County Manager. Such rules shall include a timeline for the grant programs identified in Section 3 of this Ordinance, criteria and procedures for evaluating such grants, notification of affected Public Agencies and Not-For-Profit Organizations of the proposed criteria and procedures and of the dates of public workshops to be held throughout the County for the purpose of receiving public input on the proposed criteria and procedures. After at least one public workshop for each of the grant programs referenced in Section 3, the Committee shall adopt final criteria and procedures for evaluating grants for each program, and shall notify affected Public Agencies and Not-For-Profit Organizations as to the application timeline, criteria and procedures for evaluating challenge grants for each program. Grants shall be awarded by the Board of County Commissioners upon recommendation of the Committee in accordance with this Ordinance and the rules adopted in accordance with this provision.

(5) A Public Agency may enter into an agreement with one or more Not-For-Profit Organizations for the purpose of carrying out a grant pursuant to this Ordinance, subject to the requirements of Section 9.

(6) Each Public Agency shall make every effort to employ local residents, and particularly youth, from the area in

which proposed projects are located.

(7) Each Public Agency shall make every effort to work with Not-for-profit Organizations with a demonstrated history of youth employment and training, gang prevention and intervention, and environmental preservation and land conservation.

(8) Funds that are granted pursuant to Section 3 for the purposes of development, improvement, rehabilitation or restoration shall be expended for these purposes only on lands owned or leased by a Public Agency. Funds may also be utilized for projects on lands for which the Public Agency holds a lease or other use agreement for an unexpired minimum term of 25 years.

(9) In projects where funds are allocated pursuant to Section 3 for park and facility development, every effort shall be made to use non-invasive, drought-resistant, or xeriscape landscape material, water-conserving irrigation systems and energy-efficient fixtures, except when such use can be shown to be unfeasible. When projects involve the rehabilitation of existing irrigation systems or the creation of new irrigation systems, reclaimed water should be used whenever possible and priority shall be given to development of reclaimed water irrigation systems.

(10) The minimum amount that an applicant may request for any individual project is ten thousand dollars (\$10,000). Any agency may allocate all or a portion of its per capita share to a regional or state project or another neighboring city, and all agencies shall be encouraged to form partnerships to leverage other available funds with the Dade County School Board, other Public Agencies, and Not-For-Profit Organizations for park and recreation purposes.

(11) Funds made available for approved projects from grants shall be expended or encumbered by the recipient within three years of the date when such funds are first made available unless an extension is authorized pursuant to the express terms of this Ordinance. Any such grant funds that are not expended or encumbered by the recipient within such period, shall be made available for award for one or more of the classes of expenditures specified in Section 3 that the Committee deems to be of the highest priority.

i. Upon deposit into the Trust Account, the original recipient of the funds shall have no further claim to the funds.

ii. Trust Account funds shall be made available pursuant to the programs outlined in Section 3, and shall be prioritized for heavily used parks and recreation facilities in underserved areas of the County or municipalities. When funds are to be used for the acquisition of property, priority shall be given to acquiring land for park, recreation or natural areas purposes in densely populated, underserved areas with documented deficiencies in park, recreation or open space opportunities.

(12) The scope of each per capita project, shall remain as defined in the application for Bond funds and this Ordinance. If there are required modifications to the scope of the specific project, the recipient may alter the scope of the specific project, as defined by the administrative rules. The modifications shall be subject to approval by the Committee. The full amount allocated for a specific project as detailed within the application and this Ordinance shall be used for the designated project and not transferred to another project.

(13) If Bond proceeds have not been expended or encumbered within the periods allowed, the recipient agencies may submit to the Committee for review and approval in its discretion a plan for expenditure or encumbrance of the funds in accordance with the purposes of this Ordinance within the municipality or area of the County in which the funds were originally authorized to be expended.

(c) Challenge Grants. In addition to those provisions contained in Section 5 (b) above, the following provisions shall apply to challenge grants to be awarded pursuant to Section 3 (c) of this Ordinance.

(1) The funds authorized in Section 3 (c) shall be available as grants on a challenge basis to Public Agencies and Not-for-profit Organizations.

(2) An extension not to exceed two (2) years beyond the three-year time limit for expenditure or encumbrance of grant

funds may be authorized by the Committee for reasonable cause.

(3) These grants shall be limited for acquisition of lands for public use, and improvements or development to publicly owned lands and facilities.

(4) Pursuant to Section 3 (c) (1), an amount not to exceed seven million dollars (\$7,000,000), shall be dedicated to park, recreation and open space acquisition and development in areas which: (i) are identified as economically and/or socially disadvantaged consistent with Federal guidelines, where at least 51 percent of residents live at or below 80 percent of the County's median income, and (ii) which possess a documented deficiency in recreation and open space opportunities defined as the difference between area supply and area demand for facilities, programs and services.

(5) In the evaluation of grant applications pursuant to Section 3(c)(1), priority shall be given first to correct vestiges of past discrimination and second to those which meet one or more of the following criteria: (i) joint application by a Public Agency and a Not-For-Profit Organization whose primary focus is working with youth; (ii) application by a Not-For-Profit Organization with a demonstrated history of gang intervention, gang prevention, ability to work with at-risk youth, and prior experience in such activities through grants from Public Agencies; (iii) application by Not-For-Profit Organization which agrees to and can demonstrate the ability to operate and maintain the facility to be constructed or developed on a long-term basis; (iv) application by a Not-For-Profit Organization with experience in park and open space acquisition and preservation.

(d) Grants for Specific County and Municipal Projects. In addition to those provisions contained in Section 5(b) above, the following provisions shall apply to the grants for specific County and municipal projects to be awarded pursuant to Sections 3 (a)(2) and 3 (b) of this Ordinance.

(1) These grants shall be limited for acquisition of lands for public use, and improvements or development to publicly owned lands and facilities for the purposes set forth in Sections 3 (a) (2) and 3 (b) of this Ordinance.

(2) An extension not to exceed two (2) years beyond the three-year time limit for expenditure or encumbrance of grant funds may be authorized by the Committee for reasonable cause.

Section 6. Disbursement of Funds.

(a) No funds authorized under Section 3 may be disbursed to any recipient unless the recipient agrees:

(1) That grants for all programs in Section 3 shall be made available at least once every twelve (12) months with public notice from the County.

(2) To maintain and operate in perpetuity the property acquired, developed, improved, rehabilitated or restored with the funds, except where leases are in effect. The recipient or its successors in interest in the property may transfer the responsibility to maintain and operate the property to another Public Agency or another Not-For-Profit Organization in accordance with this Section. The recipient agency must provide adequate programming for any new facilities constructed with proceeds of the Bonds.

(3) To use the property only for the purposes of this Ordinance and to make no other use, sale, or disposition of the property, except as provided in subdivision (b) of this Section.

(4) Any beach, park or other public facility acquired, developed, rehabilitated or restored with funds from this act shall be open and accessible to the public without discrimination as to race, color, gender, age, religious belief, residence, national origin, marital status, or disability.

(5) In order to maintain the exclusion from gross income for federal income tax purposes of the interest on any bonds, notes or other evidences of indebtedness issued for purposes of this Ordinance, each recipient of funds pursuant to this Ordinance covenants to comply with each applicable requirement of Section 103 and Sections 141 through 150 of the Internal Revenue Code of 1986, as amended. Each recipient of funds shall agree in writing to the conditions specified

in paragraphs (2), (3), and (4) of this Section.

The conditions specified in paragraphs (2), (3), (4) and (5) of this Section shall not prevent the transfer of property acquired, developed, improved, rehabilitated or restored with funds authorized pursuant to Section 3 of this Ordinance from the recipient to any other Public Agency, to a Not-For-Profit Organization authorized to acquire, develop, improve or restore Public real property for park, wildlife, recreation, open space or gang prevention and intervention purposes, to the State of Florida or to the National Park Service, provided that any such successor to the recipient assumes the obligations imposed by such conditions.

(b) Any changes in use of any property acquired through grants pursuant to this Ordinance must be maintained in perpetuity for public park and recreation purposes. If the use of the property acquired through grants pursuant to this Ordinance is changed to one other than a use permitted under the category from which the funds were provided, or the property is sold or otherwise disposed of, an amount equal to the (1) amount of the grant, (2) the fair market value of the real property, or (3) the proceeds from the portion of such property acquired, developed, improved, rehabilitated or restored with the grant, whichever is greater, shall be used by the recipient, subject to subdivision (a) of this Section, for a purpose authorized in that category or shall be reimbursed to the Trust Account and be available for appropriation only for a use authorized in that category.

If the property sold or otherwise disposed of is less than the entire interest in the property originally acquired, developed, improved, rehabilitated or restored with the grant, an amount equal to the proceeds or the fair market value of the property interest sold or otherwise disposed of, whichever is greater, shall be used by the grantee, subject to subdivision (a) of this Section, for a purpose authorized in that category or shall be reimbursed to the general fund and be available for appropriation only for a use authorized in that category. Nothing in this Section 6 shall limit a Public Agency from transferring property acquired pursuant to this Ordinance to the National Park Service or the State Park System, with or without consideration.

(c) Awards pursuant to this Ordinance shall first be available during the fiscal year in which Bond proceeds are initially available.

Section 7. Property Acquisition.

(a) All real property acquired pursuant to this Ordinance shall be acquired in compliance with Dade County Administrative Order 8-4 and Florida Statute 125.355, and all other applicable laws. Funds disbursed to a Public Agency other than the County in accordance with Section 3 shall be expended by that agency pursuant to an Interlocal agreement with Metro-Dade County.

(b) For the purposes of this Ordinance, acquisition may include gifts, purchases, leases, easements, the exercise of eminent domain, the transfer or exchange of property of like value, transfers of development rights or credits, and purchases of development rights and other interests.

(c) All grants, gifts, devises, or bequests to any of the qualified Public Agencies of this Ordinance, conditional or unconditional, for park, conservation, recreational, wildlife habitat, natural lands or other purposes for which real property may be acquired or developed pursuant to this Ordinance, shall be made in the name of the agency and accepted and received on behalf of the agency pursuant to the applicable Administrative Order of the County. The grants, gifts, devises or bequests shall be available for expenditure for the purposes specified in Section 3 hereof.

Section 8. Public Access and Community Involvement.

(a) Reasonable public access to lands and facilities funded by this Ordinance shall not be denied, except where that access may interfere with resource protection.

(b) All funds allocated pursuant to this Ordinance for projects involving the rehabilitation or restoration of beach, park, recreation, open space or natural lands shall be used to the maximum extent practical to employ residents from the surrounding community in which the particular rehabilitation or restoration project is being carried out.

(c) To the maximum extent feasible, Public Agencies and Not-For-Profit Organizations shall be encouraged and have authority to use funds received pursuant to this Ordinance to provide funding through agreements with community organizations, particularly when youth can be employed to work on restoration or rehabilitation projects being carried out in their own communities. Such agreements shall be entered into solely for the accomplishment of the purposes set forth by this Ordinance.

Section 9. Environmental Review.

(a) Prior to recommending the acquisition of lands that are located on or near tidelands, submerged lands, swamp, or other wetlands, whether or not those lands have been granted in trust to a local Public Agency, any agency receiving funds pursuant to this Ordinance shall submit to the Dade County Department of Environmental Resources Management (DERM) any proposal for the acquisition of those lands pursuant to this measure. DERM may, at its discretion, within ninety (90) days of such a submission, review the proposed acquisition, make a determination as to the State's existing or potential interest in the lands, and report its findings to the entity making the submittal and to the County Manager.

(b) No wetlands or riparian habitat acquired pursuant to Section 3 shall be used as a dredge spoil area or shall be subject to revetment which damages the quality of the habitat for which the property was acquired.

(c) No provision of this Ordinance shall be construed as authorizing the condemnation of publicly-owned lands.

Section 10. Bond Capital.

(a) Pursuant to subdivision (e) of Section 5506.9 of the Public Resources Code, no proceeds from any Bonds, notes or other evidences of indebtedness issued by Dade County shall be used for any operations, maintenance or servicing purposes, except that such proceeds may be used to pay all costs incidental to the preparation and issuance of the Bonds.

(b) The amounts of all allocations designated in Section 3 are gross amounts, and shall be reduced not more than one percent (1%) for the costs of the overall administrative expenses of the Bond.

Section 11. Maintenance of Effort.

It is the intent of this Ordinance to produce a net benefit to the residents of Dade County. No substitution in capital project funding by the County and/or municipalities shall occur as a result of projects specifically funded by this bond issue.

Section 12. Sale of Bonds.

The Bonds may be issued either all at one time or in part from time to time as the Board of County Commissioners may in its discretion determine by subsequent ordinance or resolution. The sale of such Bonds shall not be combined with the sale of any other bonds of the County.

Section 13. Independent Audit.

There shall be an annual independent audit of all proceeds of the Bonds. This audit shall examine all proceeds on hand and unexpended. The expense of the audit shall be paid from the general bond fund. All Bond recipients shall cooperate fully with the program's auditors.

The Committee shall have the right, in its sole discretion, to require recipients of any grant to retain the services of an independent private sector inspector general (IPSIG) to audit, investigate, monitor, oversee, inspect and review the operations, activities and performance of the recipient and its contractor. Said audit shall include compliance with contract specifications and project costs, as well as the prevention of corruption and fraud. Grant agreements shall

include an acknowledgment by the recipient that the Committee has the right to utilize an IPSIG.

Section 14. If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of this Ordinance shall not be affected by such invalidity.

Section 15. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Metropolitan Dade County, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word

Section 16. This Ordinance does not contain a sunset provision.

Section 17. This Ordinance shall become effective ten (10) days following the date of its enactment.

Section 18. In addition to any other remedies provided by law to any person or entity, the remedies provided in the Citizens Bill of Rights shall be available for violations of this Ordinance.

OTHER

Exhibit "A"

A. Four hundred thousand dollars (\$400,000) to the City of Coral Gables in accordance with the following schedule:

- i. Three hundred thousand dollars (\$300,000) for the development and renovation of Phillips Park.
- ii. Fifty thousand dollars (\$50,000) for Nat Winokur Park for the installation of new playground system.
- iii. Fifty thousand dollars (\$50,000) for Salvador Park for the renovation of playground system and picnic pavilion.

B. Forty-eight thousand dollars (\$48,000) to the City of Florida City for Loren Roberts Park to develop a baseball and a softball field.

C. Five million dollars (\$5,000,000) to the City of Hialeah in accordance with the following schedule:

- i. Two million six hundred thousand dollars (\$2,600,000) for McDonald Park for new lake contours, enhanced recreation areas, building renovations, fencing, lighting and other improvements.
- ii. One million four hundred thousand dollars (\$1,400,000) for Dent Park for the construction of the Dent Park gymnasium.
- iii. Six hundred thousand dollars (\$600,000) for the development of a neighborhood park located at West 32-36 Avenue connector Road (Hialeah and Hialeah Gardens Blvd.) and 79 Street.
- iv. Two hundred and fifty thousand (\$250,000) for renovations and improvements at Cotson Park and Reid Pool Park, to include improved athletic fields, renovation of ballfield building and security lighting.

v. One hundred and fifty thousand (\$150,000), divided equally between Babcock Park and Milander Park for installation of new playgrounds/totlots to comply with the American with Disabilities Act (ADA) requirements.

D. One million five hundred thousand dollars (\$1,500,000) to the City of Homestead in accordance with the following schedule:

- i. One million dollars (\$1,000,000) to implement the first phase of the development of the Homestead Equestrian Center and to be used to leverage additional funds for the completion of the Center.

- ii. Five hundred thousand dollars (\$500,000) for Roby George Park for the development of the Phichol Williams Community Center.
- E. Five hundred thousand dollars (\$500,000) to the Village of Key Biscayne for the development of Village Green Park.
- F. Eighteen million dollars (\$18,000,000) to the City of Miami in accordance with the following schedule:
 - i. One million eight hundred thousand dollars (\$1,800,000) for the restoration of the historically designated Virrick Gym, to be used by persons with disabilities for adaptive sailing and other community youth-related activities.
 - ii. One million dollars (\$1,000,000) to complete a beach erosion control program on Virginia Key Beach and enhancements to the island dune systems.
 - iii. Eight hundred thousand dollars (\$800,000) for the development of a new recreation/senior trust building and site improvements at Maceo Park.
 - iv. Eight hundred thousand (\$800,000) for the improvements and renovations to the recreation building, swimming pool, and ballfields, courts and playgrounds at Gibson Park.
 - v. Eight hundred thousand dollars (\$800,000) for acquisition and renovations at Jose Marti Park.
 - vi. Eight hundred thousand dollars (\$800,000) for improvements and renovations to Hadley Park.
 - vii. Seven hundred thousand dollars (\$700,000) for renovations and improvements to the youth center and swimming pool at Virrick Park.
 - viii. Seven hundred thousand dollars (\$700,000) for improvements to the recreation building and renovations to the basketball/tennis court and baseball/softball fields and improvements to Douglas Park.
 - ix. Six hundred fifty thousand dollars (\$650,000) for recreation building improvements, new and renovated basketball courts and baseball/softball fields, and swimming pool renovations for Shenandoah Park.
 - x. Five hundred thousand dollars (\$500,000) for the design and construction of the Virginia Key Environmental Education Center.
 - xi. Five hundred thousand dollars (\$500,000) to be used as local matching funds for the renovation and adaptive reuse of two historic structures, the Wagner Homestead and the Ft. Dallas Barracks for Lummus Park.
 - xii. Five hundred thousand dollars (\$500,000) for shoreline improvements, seating and plazas for Lummus Park.
 - xiii. Five hundred thousand dollars (\$500,000) to be used as a local match for other grants to extend the Miami Riverwalk.
 - xiv. Five hundred thousand dollars (\$500,000) for shoreline stabilization, building renovation and new tennis court and roller hockey facility enhancement at Peacock/Myers Park.
 - xv. Five hundred thousand dollars (\$500,000) for shoreline stabilization, swimming pool facility renovation, tennis center renovation, and lighting at Morningside Park.
 - xvi. Four hundred fifty thousand dollars (\$450,000) for improvements to the recreation center for Persons with Disabilities Programs, renovations to ballfields, and new playground and improvements at Kinloch Park.
 - xvi. Four hundred fifty thousand dollars (\$450,000) for renovations and improvements to Williams Park.

- xvii. Four hundred twenty-five thousand dollars (\$425,000) for renovations and improvements at Athalie Range Park.
- xviii. Three hundred fifty thousand dollars (\$350,000) for improvements and renovations at Robert King High Park.
- xix. Three hundred fifty thousand dollars (\$350,000) for recreation building renovations and swimming pool facility renovations at Curtis Park.
- xx. Three hundred fifty thousand dollars (\$350,000) for building renovations and exercise course at Roberto Clemente Park.
- xxi. Three hundred fifty thousand dollars (\$350,000) for renovations to building, ballfield and swimming pool facility and new playground and volleyball courts at West End Park.
- xxii. Three hundred thousand dollars (\$300,000) for shoreline stabilization, new playground, exercise course, volleyball court and lighting at Pace Park.
- xxiii. Three hundred thousand dollars (\$300,000) for improvements to the tennis center/restroom building, new tennis court and lighting upgrade for Kirk Munroe Park.
- xxiv. Three hundred thousand dollars (\$300,000) for building and ballfield renovations, playground expansion and security lighting upgrade for Allapattah Comstock Park.
- xxv. Four hundred thousand dollars (\$400,000) for recreation building and ballfield renovations, new playground and new sports lighting at Fern Isle Park.
- xxvi. Three hundred twenty-five thousand dollars (\$300,000) for expansion, renovation and improvements at Buena Vista Park.
- xxvii. Two hundred thousand dollars (\$200,000) for repair and renovation of Manuel Arttime Center Theater, to improve handicapped accessibility, and exterior security lighting.
- xxviii. One hundred fifty thousand dollars (\$150,000) for renovations and improvements to recreation building, ballfields and new sports lighting at Moore Park.
- xxix. One hundred fifty thousand dollars (\$150,000) for renovations and improvements to recreation building, ballfields, playground and lighting at Grapeland Park.
- xxx. One hundred fifty thousand dollars (\$150,000) for building and court renovations, new fencing, playground and improvements at Belafonte-Tacolcy Center.
- xxxi. One hundred fifty thousand dollars (\$150,000) for recreation and parking improvements, playground expansion, fencing and sports lighting at Reeves Park.
- xxxii. One hundred fifty thousand dollars (\$150,000) for shoreline stabilization and site building improvements, including exercise course at Legion Park.
- xxxii. The hundred fifty thousand dollars (\$150,000) for building renovation, fencing and lighting for Simpson Park.
- xxxiii. One hundred fifty thousand dollars (\$150,000) for improvements and renovations at Dorsey Park.
- xxxiv. One hundred twenty-five thousand dollars (\$125,000) for renovations, improvements and shoreline enhancements to Kennedy Park.

xxxv. One hundred twenty-five thousand (\$125,000) for building and ballfield renovations and new playground and fencing at Coral Gate Park.

xxxvi. One hundred thousand dollars (\$100,000) for softball field and basketball court renovations, new playgrounds and volleyball court at Southside Park.

xxxvii. One hundred thousand dollars (\$100,000) for building and court renovations, playground and lighting for Bryan Park.

xxxviii. One hundred and twenty thousand dollars (\$125,000) for amphitheater renovations, playing field improvements and new tot lot for African Square Park.

xl. One hundred thousand dollars (\$100,000) for court and ballfield renovations, new fencing, lighting and playground at Armbrister Park.

xli. One hundred thousand dollars (\$100,000) for new restroom facility, fencing, playground expansion, security/sport lighting and irrigation at Henderson Park.

xlii. One hundred thousand dollars (\$100,000) for park expansion and improvements and ballfield construction at Lemon City Park.

xliii. One hundred thousand dollars (\$100,000) for park expansion and site improvement at Maximo Gomez Park (Domino Park).

xliv. One hundred thousand dollars (\$100,000) for new playground, lighting and renovations of courts, ballfields and restrooms at Riverside Park.

xlv. One hundred thousand dollars (\$100,000) for renovations and site improvements, including walkways and nature trails at Alice Wainwright Park.

xlvi. One hundred thousand dollars (\$100,000) for baywalk lighting at Bayfront Park.

xlviii. One hundred thousand dollars (\$100,000) for building renovations, new playground, court renovations and lighting upgrade at Bryan park.

xlvi. One hundred thousand dollars (\$100,000) for new fencing, playground and volleyball court and renovation of restrooms, parking lot improvements and improved lighting at Sewell Park.

G. Six million three hundred seventy-five thousand dollars (\$6,375,000) to the City of Miami Beach in accordance with the following schedule:

i. Three million dollars (\$3,000,000) for beach and boardwalk renovation and restoration.

ii. Two million one hundred fifty thousand dollars (\$2,150,000) for renovation of North Shore Open Space Park.

iii. One million dollars (\$1,000,000) for swimming pool renovation at municipal parks.

iv. Two hundred twenty-five thousand dollars (\$225,000) for rehabilitation of the Police Athletic League (P.A.L.) Juvenile Center at Flamingo Park.

H. Five hundred thousand dollars (\$500,000) to the City of Miami Springs in accordance with the following schedule:

i. Four hundred fifty-seven thousand dollars (\$457,000) for municipal pool renovation at the Municipal Recreation

Center.

ii. Forty-three thousand dollars (\$43,000) for Prince Field renovations.

I. One million dollars (\$1,000,000) to the City of North Miami for the development of the North Miami Community Center.

J. Two million eight hundred fifty thousand dollars (\$2,850,000) to the City of North Miami Beach in accordance with the following schedule:

i. One million eight hundred fifty thousand dollars (\$1,850,000) for the acquisition and development of the 167th Street Athletic Field.

ii. One million dollars (\$1,000,000) for the development of the North Miami Beach Youth Enrichment Services (Y.E.S.) Center at Government Center.

K. One hundred seventy thousand dollars (\$170,000) to the City of Opa Locka for the development of Segal Park.

L. Three hundred thousand dollars (\$300,000) to the City of South Miami for the development of the Murray Park Recreation Center.

M. Five hundred thousand dollars (\$500,000) to the City of Sweetwater for the expansion and/or development of Antonio Maceo Park.

N. One hundred twenty-five thousand dollars (\$125,000) to the City of West Miami for the renovation and development of the recreation center and Cooper Park.

O. Fifty million seven hundred thirty-two thousand dollars (\$50,732,000) to Dade County UMSA, in accordance with the following schedule:

i. Four million dollars (\$4,000,000) for local park expansion at the following parks:

a. One million five hundred thousand dollars (\$1,500,000) for Carol City Community.

b. One million five hundred thousand dollars (\$1,500,000) at Gwen Cherry Park.

c. One million dollars (\$1,000,000) for Cutler Ridge Neighborhood.

ii. Five million dollars (\$5,000,000) to Dade County UMSA for park pool development, including the acquisition of a family aquatic center for approximately two million dollars (\$2,000,000), and the renovation and upgrade of aquatic facilities for approximately five hundred thousand dollars (\$500,000), each at Norwood, Gwen Cherry, Cutler Ridge, South Dade, A.D. Barnes, and Tamiami Parks.

iii. Forty one million seven hundred thirty thousand dollars (\$41,732,000) to Dade County UMSA for local park development in accordance with the following schedule:

a. Five hundred thousand dollars (\$500,000) for neighborhood park development at Brentwood Park.

b. One million eight hundred thousand dollars (\$1,800,000) to complete park development, including a small community center and lighted athletic fields, at Rolling Oaks Park.

c. One million dollars (\$1,000,000) to continue park development, including addition to existing recreation building and walkways along Oleta River at Highland Oaks Park.

- d. Seven hundred fifty thousand (\$750,000) for park development, including recreation building, at Lakes by the Bay Park.
- e. Eight hundred thousand dollars (\$800,000) for park development including recreation building, at Deerwood Park.
- f. Two million dollars (\$2,000,000) to complete park development with community football/soccer stadium, recreation center, playground and athletic fields at Southridge Park.
- g. One million five hundred thousand dollars (\$1,500,000) to continue park development, including community building, completion of softball complex and restroom/concession/storage building, at Kendall Indian Hammocks Park.
- h. Five hundred thousand dollars (\$500,000) to continue park development with lighted soccer fields, tot lot and picnic shelter at Southern Estates Park.
- i. Eight hundred thousand dollars (\$800,000) to continue park development, including recreation building, at Millers Pond Park.
- j. Nine million dollars (\$9,000,000) for park and recreation land acquisition in West Kendall Area, with phase I district park development to include lighted ballfields, soccer fields, restroom/concession building and maintenance facility, for West Kendall Park.
- k. Six hundred seventy-five thousand dollars (\$675,000) to continue park development to include lighted soccer and multipurpose fields at Westwind Lakes Park.
- l. Six hundred seventy-five thousand dollars (\$675,000) to continue park development to include multipurpose athletic fields, tennis courts, multipurpose courts, tot lot and picnic shelter at Country Lake Park.
- m. Eight hundred thousand dollars (\$800,000) to continue park development to include lighted soccer fields, multipurpose courts, restroom/storage/concession building at Country Village Park.
- n. Two million six hundred eighty two thousand dollars (\$2,682,000) for park development to include picnic shelters, walkway and jogging paths, recreation/fitness center and courts at Miami West Park.
- o. One million dollars (\$1,000,000) for further park development to include community center at The Women's Park.
- The following park projects promote juvenile crime prevention:
- p. Three million dollars (\$3,000,000) to develop large recreation center in the Miami Carol City Park area.
- q. Seven hundred fifty thousand dollars (\$750,000) to develop park to include multipurpose courts, athletic fields and upgrade of existing recreation center at Perrine Park.
- r. One million dollars (\$1,000,000) to complete recreation building and upgrade other park facilities at Goulds Park.
- s. Four million dollars (\$4,000,000) for phase I development to include athletic fields, trails and picnicking areas at HAFB Recreation Area.
- t. One million dollars (\$1,000,000) to initiate development of new community park at Royal Colonial Park.
- u. Four million five hundred thousand dollars (\$4,500,000) to replace stadium field house, provide a baseball complex, upgrade equestrian center, electrical utilities and irrigation at Tropical Park.
- v. Two million dollars (\$2,000,000) to continue park development, including soccer fields and recreation center expansion, at Tamiami Park.

w. One million dollars (\$1,000,000) for further park development to include recreation building, additional parking, landscaping and lighting of existing ballfield at Ruben Dario Park.

Exhibit "B"

1. Nineteen million nine hundred thousand dollars (\$19,900,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for beaches and Biscayne Bay access, in accordance with the following schedule:

A. Three million dollars (\$3,000,000) for beach restoration and dune renourishment, to be used as the local match for Federal and State of Florida funds in projects south of the County line to Government Cut.

B. Five hundred thousand dollars (\$500,000) for development, including canal improvements, northside restroom building and picnic area upgrades to Black Point Park.

C. Two million dollars (\$2,000,000) to initiate master plan development, including picnic shelters, fishing and canoe launch area at Chapman Field Park.

D. Six million dollars (\$6,000,000) for restoration and upgrade, including garden areas, cabanas, picnic areas, restrooms, dockmaster's building, and park traffic circulation features at Crandon Park.

E. Four million dollars (\$4,000,000) for upgrading restroom and lifeguard facilities, beach side picnic shelters, fishing pier reconstruction, lighting and parking improvements at Haulover Park.

F. One million dollars (\$1,000,000) to renovate and upgrade atoll pool and picnic areas at Homestead Bayfront Park.

G. Two million dollars (\$2,000,000) to renovate and upgrade the atoll pool, roadways and picnic areas at Matheson Hammock Park.

H. One million four hundred thousand dollars (\$1,400,000) for continued historic preservation, development of interpretive trails and bay shore access at Charles Deering Estate.

2. Fifty-seven million four-hundred fifty thousand dollars (\$57,450,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for regional parks, regional recreation or heritage facilities and natural area preserves, in accordance with the following schedule:

A. One million five hundred thousand dollars (\$1,500,000) to provide ADA compliance at existing regional county park facilities.

B. Four million dollars (\$4,000,000) for the restoration of park and recreation natural areas and preserves to a maintenance level.

C. One million dollars (\$1,000,000) for the complete facility development, including a new music hall, additional landscaping and access control for the African Heritage Cultural Arts Center.

D. Two million dollars (\$2,000,000) for development of lighted soccer fields and multipurpose ballfields, sand volleyball courts for public recreation to serve northeast Dade and intramural for FIU Bay Vista Campus.

- E. Three hundred thousand dollars (\$300,000) to upgrade facility for the Dade County Auditorium to meet fire code provisions and provide general renovation.
- F. One million five hundred thousand dollars (\$1,500,000) to continue renovation and upgrading of gardens, orchards, arbors and buildings for Redland Fruit & Spice Park.
- G. One million dollars (\$1,000,000) to renovate and upgrade pool, shelter, light shuffleboard courts, install basketball court, tot lot, sand volleyball pit, recreation building, and for camping utility hookups at Larry & Penny Thompson Park.
- H. Twelve million dollars (\$12,000,000) toward completion of the second lobe, "The Latin American Experience," at Metrozoo, in accordance with approved plans, to be implemented by the Dade County Park and Recreation Department in consultation with the Zoological Society of Florida.
- I. Two hundred fifty thousand dollars (\$250,000) to initiate design and development for South Dade Cultural Arts Facility.
- J. Four million dollars (\$4,000,000) for continued development of an education complex at Fairchild Tropical Garden, including new construction and bringing existing structures up to ADA and County building code requirements in accordance with approved Fairchild Tropical Garden master plan to be implemented by its Board of Trustees in partnership with the County Park and Recreation Department.
- K. Four million dollars (\$4,000,000) for natural areas and for in-holding acquisition at the existing parks:
- a. Two million dollars (\$2,000,000) for Charles Deering Estates Outparcels.
 - b. Six hundred thousand dollars (\$600,000) for East Greynolds/Oleta River corridor.
 - c. Five hundred thousand dollars (\$500,000) for Camp Owaissa Bauer addition.
 - d. Five hundred thousand dollars (\$500,000) for PLANT additions.
 - e. Four hundred thousand dollars (\$400,000) for Redland Fruit & Spice Park outparcels.
- L. Three million dollars (\$3,000,000) to renovate and repair youth camp grounds, install irrigation, rehabilitate entry feature, install picnic shelters, and complete engineering on swimming hole restoration at Greynolds Park.
- M. Eight hundred thousand dollars (\$800,000) for the initial acquisition, design and development of an Hispanic Heritage Cultural Arts Facility.
- N. Four million dollars (\$4,000,000) for the acquisition, planning, design and development of the former Parrot Jungle property, if made available for acquisition, to be implemented by the County Park and Recreation Department or the County Park and Recreation Department in joint partnership with the Village of Pinecrest pursuant to interlocal agreement.
- O. One million eight-hundred thousand dollars (\$1,800,000) for the implementation of the adopted South Dade Greenways Plan.
- P. Two million dollars (\$2,000,000) for the expansion and development of a watersports center at the historic Virrick Gym site, with special emphasis on serving disabled persons.

The following park projects promote juvenile crime prevention:

Q. Six million dollars (\$6,000,000) for further park development with soccer fields, softball complex, a large recreation center and swimming beach at Amelia Earhart Park.

R. Three million dollars (\$3,000,000) to initiate regional park development, including youth and adult athletic facilities at Ives Estates Park.

S. Two million dollars (\$2,000,000) to renovate and upgrade group cabins and lodge kitchen and swimming pool for youth groups at Camp Owaissa Bauer Park.

T. Three million dollars (\$3,000,000) for development of a Youth Education and Sports Facility in the Carol City Area.

SAFE NEIGHBORHOOD PARKS BONDS

TO IMPROVE NEIGHBORHOOD AND REGIONAL PARKS,
RESTORE AND ACQUIRE RECREATIONAL AREAS,
BEACHES AND NATURAL LANDS -- ALL WITH THE
INTENTION TO PROMOTE NEIGHBORHOOD
SAFETY, REDUCE JUVENILE CRIME AND IMPROVE
QUALITY OF LIFE, SHALL DADE COUNTY
BE AUTHORIZED TO ISSUE GENERAL OBLIGATION
BONDS IN PRINCIPAL AMOUNT NOT EXCEEDING
\$200,000,000, WHICH WILL BEAR INTEREST NOT
EXCEEDING MAXIMUM LEGAL RATE AS DETERMINED
AT TIME OF SALE, PAYABLE FROM UNLIMITED AD
VALOREM TAXES, SUBJECT TO AN ANNUAL
INDEPENDENT AUDIT?

YES //

NO //

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26

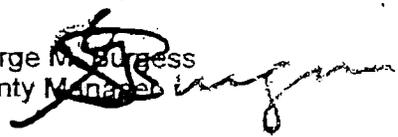


Y

Date: (Second Reading 05-09-06)
March 7, 2006

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

Agenda Item No. 7(L)

From: George M. Burgess
County Manager 

Subject: Ordinance to Amend Safe Neighborhood Parks Ordinance 96-115
0-06-70

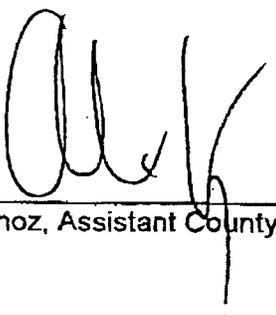
RECOMMENDATION

It is recommended that the Board of County Commissioners (BCC) approve the attached Ordinance to amend the Safe Neighborhood Parks (SNP) Ordinance 96-115 to sunset the SNP Nominating Committee.

BACKGROUND

On July 16, 1996, the BCC approved Ordinance No. 96-115 which authorizes issuance, subject to approval by special election, \$200 million in general obligation bonds for park projects; establishes a Citizens' Oversight Committee and empowers it to administer the bond program; and designates entities and projects eligible for bond funding. At the November 5, 1996 Special Election, 67% of those voting approved the bond program. On May 6, 1997, the BCC appointed the Citizens' Oversight Committee.

The SNP Nominating Committee was also established by the Ordinance to submit a slate of candidates to the BCC for appointment to the SNP Citizens' Oversight Committee. In July 1998, the Nominating Committee established an on-going application process for candidates to be submitted to the BCC to fill Oversight Committee vacancies. The Nominating Committee has not met since that time. In the 2005 Sunset Review Report, it was recommended that the SNP Nominating Committee be sunset and the application process be facilitated by staff.



Alex Munoz, Assistant County Manager

27

Memorandum



Date: May 9, 2006
To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
From: George M. Burgess
County Manager 
Subject: Ordinance Relating to the Safe Neighborhood Parks Ordinance

The proposed ordinance relating to the Safe Neighborhood Parks Ordinance, Article III of Chapter 25B of the Code of Miami-Dade County will have no fiscal impact to Miami-Dade County.


Assistant County Manager

Fiscal/00106

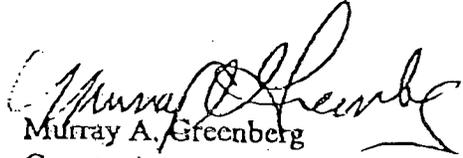
28



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez . DATE: May 9, 2006
and Members, Board of County Commissioners

FROM: 
Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 7(L)

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

29

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(L)

05-09-06

ORDINANCE NO. 06-70

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-23 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO REVISE THE SAFE NEIGHBORHOOD PARK CITIZENS' OVERSIGHT COMMITTEE APPOINTMENT PROCESS PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, Ordinance 96-115 established the Safe Neighborhood Parks Nominating Committee to provide candidates for selection by the Board of County Commissioners; and

WHEREAS, the Nominating Committee at its July, 17, 1998 meeting established an ongoing application process to fill vacancies as they occur on the Oversight Committee; and

WHEREAS, the Nominating Committee is not currently serving the purpose for which it was created,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Section 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec 25B-23. Administration.

¹Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

(a) *The Citizens' Oversight Committee.* A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the bonds. The Committee will have thirteen (13) members; one (1) residing in each of Miami-Dade County's thirteen (13) commission districts. Members of the Committee shall be residents of Miami-Dade County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee ~~[[and the Nominating Committee,]]~~ as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

(1) *Selection.*

~~[[Members of the Committee shall be nominated and appointed in the manner set forth in this subsection. The Board of County Commissioners of Miami-Dade County, Florida shall appoint a nominating committee (the "Nominating Committee") comprised of twenty three (23) members as follows:~~

~~(i) Six (6) representatives of the State, County or municipal government, which shall include the following persons or their designees: the State Attorney for the Eleventh Judicial Circuit, the Superintendent of the Miami-Dade County School Board, the Miami-Dade County Manager, and the Executive Director of the Miami-Dade League of Cities;~~

~~(ii) Twelve (12) representatives of civic, not-for-profit organizations, which shall include the following persons or their designees: Chairman of the United Way, President of Tropical Audubon Society, President of Citizens for a Better South Florida, Director of the Urban League, Director of Alliance for Aging, President of the Jewish Federation, President of the Children's Services Council, President of the Cuban National Planning Council; President of CAMACOL,~~

~~President of the Miami-Dade Branch NAACP; President of Baptist Ministers Council of Greater Miami and Vicinity; and the Executive Vice President of the Rabbinical Association of Greater Miami;~~

~~(iii) Five (5) representatives of civic, not-for-profit organizations dedicated to promoting and conserving the environmental or recreational resources of this community, which shall include the following persons or their designees: president of the Florida Recreation and Park Association, President of the Land Trust of Miami-Dade County, and President of the Sierra Club.~~

~~The Nominating Committee shall submit a slate of four (4) candidates from each Commission District to the Board of Miami-Dade County Commissioners for selection. The Board must select from the slate submitted by the Nominating Committee; however, the Board may request additional nominations.]]~~ >>Each member of the Board of County Commissioners shall appoint one representative to the Committee. Each representative shall reside in the appointing commissioner's district.<<

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is hereby amended to read as follows:

Section 4. Administration.

(a) *The Citizens' Oversight Committee.* A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the bonds. The

30

Committee will have thirteen (13) members; one (1) residing in each of Miami-Dade County's thirteen (13) commission districts. Members of the Committee shall be residents of Miami-Dade County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee ~~[[and the Nominating Committee,]]~~ as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

(1) *Selection.*

~~[[Members of the Committee shall be nominated and appointed in the manner set forth in this subsection. The Board of County Commissioners of Miami Dade County, Florida shall appoint a nominating committee (the "Nominating Committee") comprised of twenty three (23) members as follows:~~

~~(i) Six (6) representatives of the State, County or municipal government, which shall include the following persons or their designees: the State Attorney for the Eleventh Judicial Circuit, the Superintendent of the Miami Dade County School Board, the Miami Dade County Manager, and the Executive Director of the Miami Dade League of Cities;~~

~~(ii) Twelve (12) representatives of civic, not for profit organizations, which shall include the following persons or their designees: Chairman of the United Way, President of Tropical Audubon Society, President of Citizens for a Better South Florida, Director of the Urban League, Director of Alliance for Aging, President of the Jewish Federation, President of the Children's Services Council, President of the Cuban National Planning Council, President of CAMACOL, President of the Miami Dade Branch NAACP; President of Baptist Ministers Council of Greater~~

33

~~Miami and Vicinity; and the Executive Vice President of the Rabbinical Association of Greater Miami;~~

~~(iii) Five (5) representatives of civic, not for profit organizations dedicated to promoting and conserving the environmental or recreational resources of this community, which shall include the following persons or their designees: president of the Florida Recreation and Park Association, President of the Land Trust of Miami Dade County, and President of the Sierra Club.~~

~~The Nominating Committee shall submit a slate of four (4) candidates from each Commission District to the Board of Miami Dade County Commissioners for selection. The Board must select from the slate submitted by the Nominating Committee; however, the Board may request additional nominations.]]~~ >>Each member of the Board of County Commissioners shall appoint one representative to the Committee. Each representative shall reside in the appointing commissioner's district.<<

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of

34

enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an
override by this Board.

PASSED AND ADOPTED: May 9, 2006

Approved by County Attorney as
to form and legal sufficiency:

C. Lopez

Prepared by:

DDC

Diamela Del Castillo

MEMORANDUM

Agenda Item No. 6(D)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

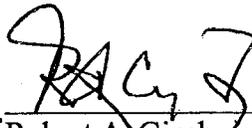
DATE: (Second Reading 01-20-05)
September 21, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Ordinance relating to Safe
Neighborhood Parks
pertaining to bonds

05 • 18

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

for 

Robert A. Ginsburg
County Attorney

RAG/bw

05.18

Memorandum



Date: January 20, 2005

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

A handwritten signature in black ink, appearing to read "G. Burgess", written over the printed name of the County Manager.

Subject: Ordinance relating to Safe Neighborhood Parks; amending Ordinance 96-115 to allocate unexpended capital improvement funds

This ordinance relating to Safe Neighborhood Parks amending ordinance 96-115 to allocate unexpended capital improvement funds from North Shore Open Space Park to beaches and boardwalk renovations and restoration will have no fiscal impact on the County.

fiscal05404

36A



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 20, 2005

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 6(D)

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. 6(D)

Veto _____

01-20-05

Override _____

ORDINANCE NO. 05-18

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; RELATING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOCATE UNEXPENDED CAPITAL IMPROVEMENT FUNDS FROM NORTH SHORE OPEN SPACE PARK TO BEACHES AND BOARDWALK RENOVATION AND RESTORATION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the City of Miami Beach was awarded \$2,150,000 in total from the Safe Neighborhood Parks Bond (SNP) program for renovation of North Shore Open Space Park; and

WHEREAS, the City of Miami Beach anticipates completing the planned renovation project while experiencing savings of \$200,000; and

WHEREAS, the Beaches and Boardwalk renovation and restoration project is in critical need for continued restoration and renovations as part of the City's North Beach Recreational Corridor Project, funded through the SNP Beaches and Boardwalk project; and

WHEREAS, the City of Miami Beach intends to reallocate \$200,000 from North Shore Open Space Park to the Beach and Boardwalk restoration and renovation project; and

WHEREAS, the City of Miami Beach has agreed to utilize these savings to continue the City's North Beach Recreational Corridor Project, beginning in the area between 87th Street and 77th Street, and extending south until the funds are exhausted,

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

Section 1. Section 25B of the Code of Miami-Dade County, Florida, is hereby

amended to read as follows:¹

Sec 25B-22. Bonds.
* * *

(a) Municipal per capita allocation and direct grants for specific projects: One hundred seven million nine hundred and fifty thousand dollars (\$107,950,000.00) for grants to public agencies and not-for-profit organizations for the development, improvement, rehabilitation, restoration or acquisition of real property for parks and park safety, youth, adult and senior citizens' recreation facilities, beaches, greenways, trails, and natural areas in accordance with the following schedule:

* * *

(2) Direct grants for specific projects: Eighty-eight million three hundred and fifty thousand dollars (\$88,350,000.00) for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" [which can be found in the County Clerk's office attached to Ordinance No. 96-115] and incorporated in this article by reference. Any project changes in UMSA from the schedule attached as Exhibit "A" shall require approval by a unanimous vote of the County Commissioners present at the time the Board considers any such project changes.

* * *

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is

hereby amended to read as follows:

Exhibit "A"

G. Six million three hundred seventy-five thousand dollars (\$6,375,000) to the City of Miami Beach in accordance with the following schedule:

- i. ~~[[Three million dollars (\$3,000,000)]]~~ >> Three million two hundred thousand dollars (\$3,200,000)<< for beach and boardwalk renovation and restoration.
- ii. ~~[[Two million one hundred fifty thousand dollars (\$2,150,000)]]~~ >> One million nine hundred fifty

¹Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

- thousand dollars (\$1,950,000)<< for renovation of North Shore Open Space Park.
- iii. One million dollars (\$1,000,000) for swimming pool renovation at municipal parks.
- iv. Two hundred twenty-five thousand dollars (\$225,000) for rehabilitation of the Police Athletic League (P.A.L.) Juvenile Center at Flamingo Park.

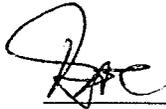
Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: JAN 27 2005

Approved by County Attorney as to form and legal sufficiency:



Prepared by:



Mariela Martinez-Cid

Sponsored by Commissioner Sally A. Heyman and Commissioner Bruno A. Barreiro



MEMORANDUM

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA

Agenda Item No. 6(M)

(Second Reading 6-3-03)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: April 22, 2003

FROM: Steve Shiver
County Manager

SUBJECT: Ordinance Amending Article III,
Section 25B-22 of the Code of
Miami-Dade County, Ordinance
96-115, Safe Neighborhood Parks
Bond

03.139

RECOMMENDATION

It is recommended that the Board of County Commissioners approve the attached ordinance amending Article III, Section 25B-22 of the Code of Miami-Dade County with reference to Ordinance 96-115, Safe Neighborhood Parks Bond, Exhibit A, Section I and Exhibit B, Section 2.D., to authorize the expenditure of funds originally earmarked for development of lighted soccer fields, multipurpose ball fields, and sand volleyball courts for public recreation to serve the need for active recreation opportunities in northeast Dade and intramural activities for FIU Bay Vista campus for the following alternatives: \$1,650,000 for lighted soccer fields and multi-purpose fields at Ives Estate District Park in northeast unincorporated Miami-Dade County and \$350,000 for lighted soccer field improvements at Ben Franklin Park in the City of North Miami.

BACKGROUND

Ordinance 96-115 authorized the issuance of general obligation bonds for the purpose of financing a capital improvement program for certain parks. Exhibit B, Section 2, of that ordinance enumerates capital improvements for the "development, improvement, restoration, rehabilitation or acquisition of real property for regional parks, regional recreation or heritage facilities and natural area preserves."

Among the projects listed (B.2.D.) was two million dollars (\$2,000,000) for the development of lighted soccer fields and multipurpose ball fields, and sand volleyball courts for public recreation to serve the need for active recreation opportunities in northeast Dade and intramural activities for FIU Bay Vista campus. The Department sought to utilize that funding for the stated improvements, first through development of athletic fields at the Bay Vista Campus of Florida International University and then, after modifications to the campus plan that eliminated athletic fields at that site, by working with the City of North Miami regarding the adjacent Interama site. The City of North Miami determined that a public park was not the preferred use of that site.

As a result, staff of the Park and Recreation Department sought alternative means and sites to address the recreation needs of the region. Staff met with officials from both the City of North Miami and North Miami Beach whose residents were anticipated to benefit from the project. The recommended alternatives meet the intent of providing active recreational opportunities in northeast Miami-Dade County.

Ives Estate District Park is a 92-acre park situated north of NW 209 Street and 16 Avenue, adjacent to I-95. Located on a former landfill, the park property was purchased from Miami Beach in 1995. Remaining portions of the original 148-acre landfill site are shared with Michael Krop Senior High School and a future middle school site. The park functions as the only district park in the northeast Miami-Dade County area. The park is designed to contain a large programmed and staffed recreation center, competition-quality lighted fields and courts and other more passive open spaces. The approved General Plan includes lighted ballfields, both soccer and baseball, a large recreation center, smaller specialty centers, courts – including volleyball and tennis, picnic areas, playground, open play fields, family aquatic center and a pathway system. Additional funding at the site will enable the completion of the youth lighted baseball fields and soccer fields and the initiation of work on the adult lighted soccer fields and associated parking and field house.

Within the City of North Miami, increased demand has placed strains on existing recreation infrastructure. In order to meet those demands, the City intends to convert two existing athletic fields at Ben Franklin Park, located at 13400 NW 12 Avenue, to soccer fields. The additional funding will allow the City to improve drainage and grading of the site, to relocate and provide additional lighting, and to install new turf and access control. The site is adjacent to an unincorporated area and in addition is heavily used by the adjacent middle school. This park serves not just residents of North Miami but also residents of adjacent unincorporated areas and municipalities.

The Safe Neighborhood Park Citizens Oversight Committee heard a presentation from the Park and Recreation Department at its April 3, 2003, meeting and approved the proposed amendment language.

By approving this ordinance amending Ordinance 96-115, important capital development projects can be completed that will enhance a regional park and contribute to access to Biscayne Bay.

FISCAL IMPACT

This ordinance will have a positive fiscal impact, allowing capital development related to the development, improvement and restoration of a regional park in South Dade County.

Attachments

44

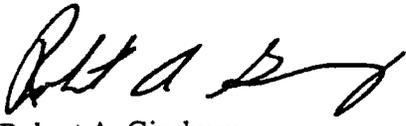


MEMORANDUM

(Revised)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: June 3, 2003

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 6(M)

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. 6(M)
6-3-03

Veto _____

Override _____

ORDINANCE NO. _____

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOCATE \$2 MILLION DOLLARS INTENDED FOR THE DEVELOPMENT OF ACTIVE RECREATION IN NORTHEAST MIAMI-DADE COUNTY TO MIAMI-DADE COUNTY FOR CAPITAL DEVELOPMENT AT IVES ESTATE DISTRICT PARK AND TO THE CITY OF NORTH MIAMI FOR CAPITAL IMPROVEMENTS TO BEN FRANKLIN PARK; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the Park and Recreation Department (PARKS) was awarded \$2,000,000 in total from the Safe Neighborhood Parks Bond (SNP) program for development of lighted soccer fields and multipurpose ball fields, sand volleyball courts for public recreation to serve northeast Miami-Dade and intramural for FIU Bay Vista Campus; and

WHEREAS, the PARKS is not able to proceed as anticipated due to a change in the FIU Bay Vista Campus Plan; and

WHEREAS, PARKS desires to improve active recreation opportunities for northeast Miami-Dade residents; and

WHEREAS, the approved general plan for the County's Ives Estate District Park, located north of NW 209 Street and 16 Avenue, adjacent to I-95, includes lighted soccer fields, ballfields and sand volley ball courts; and

WHEREAS, the city of North Miami intends to convert two athletic fields at Ben Franklin Park, located at 13400 NW 12 Avenue, into lighted soccer fields for the use of area residents; and

WHEREAS, the reallocation of these funds was recommended by the Safe Neighborhood Parks Citizen's Oversight Committee at its meeting of April 3, 2003,

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

Section 1. Article III of Chapter 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows¹:

Sec. 25B-22. Bonds

* * *

(a)(2). Grants for specific projects: ~~[[Eighty-eight million dollars (\$88,000,000)]]~~ >>Eighty-eight million three hundred and fifty thousand dollars (\$88,350,000)<< for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" [which can be found in the County Clerk's office attached to Ordinance No. 96-115] and incorporated in this article by reference.

* * *

(b). Grants for specific Regional Projects: ~~[[Seventy-seven million fifty thousand dollars (\$77,050,000)]]~~ >>Seventy-six million seven hundred thousand dollars (\$76,700,000)<< to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for Regional Parks, Beaches and Biscayne Bay access, specific regional projects, Heritage Facilities, Natural Area Preserves and greenways trails, in accordance with the schedule described in Exhibit "B" [which can be found in the County Clerk's office attached to Ordinance No. 96-115].

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is hereby amended to read as follows:

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Exhibit "A"

I. ~~[[One million dollars (\$1,000,000)]]~~ <<One million three hundred and fifty dollars (\$1,350,000)<< to the City of North Miami ~~[[for the development of the North Miami Community Center]]~~ >> in accordance with the following schedule:

- i. One million dollars (\$1,000,000) for the development of the North Miami Community Center.
- ii. Three hundred and fifty thousand dollars (\$350,000) for lighted soccer field improvements at Ben Franklin Park.<<

* * *

Exhibit "B"

* * *

2. ~~[[Fifty seven million four hundred fifty thousand dollars (\$57,450,000)]]~~ >>Fifty-seven million one hundred thousand dollars (\$57,100,000)<< to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation, or acquisition of real property for regional parks, regional recreation or heritage facilities and natural area preserves, in accordance with the following schedule:

* * *

D. ~~[[Two million dollars (\$2,000,000) for development of lighted soccer fields and multipurpose ballfields, sand volleyball~~

~~courts for public recreation to serve northeast Dade
and intramural for FIU Bay Vista Campus]].~~

* * *

R. ~~[[Three million dollars (\$3,000,000)]]~~ >>Four million six-hundred and fifty thousand dollars (\$4,650,000)<< to initiate regional park development, including youth and adult athletic facilities >>such as lighted soccer and multipurpose ballfields for public recreation<< at Ives Estates Park.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: JUN 03 2003

Approved by County Attorney as
to form and legal sufficiency:

RA6

Prepared by:

mmc

Mariela Martinez-Cid

MEMORANDUM

Honorable Chairperson and Members
Board of County Commissioners

DATE: April 21, 1998

SUBJECT: Fiscal Impact of Proposed
Ordinance (No. 980396)
Amending the Safe
Neighborhood Parks
Ordinance

FROM:


M. R. Stierheim
County Manager

The proposed ordinance (Agenda Item 4A from the February 19, 1998 Agenda) amending the Safe Neighborhood Parks Ordinance is merely a reallocation of funds from one project to another and therefore there is no fiscal impact to the County.



MEMORANDUM

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY (FL)

(Second Reading 6-3-03)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: April 22, 2003

FROM: Steve Silver
County Manager

SUBJECT: Ordinance Amending Article III,
Section 25B-22 of the Code of
Miami-Dade County, Ordinance
96-115, Safe Neighborhood Parks
Bond

03-138

RECOMMENDATION

It is recommended that the Board approve the attached ordinance amending Article III, Section 25B-22 of the Code of Miami-Dade County with reference to Ordinance 96-115, Safe Neighborhood Parks Bond, Exhibit B, Section 2.K.a. and Section 2.K.d.; to authorize the expenditure of remaining acquisition funds targeted for the Park Landscape and Nursery Training (PLANT) additions for further development at the Charles Deering Estate.

BACKGROUND

Ordinance 96-115 authorized the issuance of general obligation bonds for the purpose of financing a capital improvement program for certain parks. Exhibit B, Section 2. of the ordinance enumerates capital improvements for the "development, improvement, restoration, rehabilitation or acquisition of regional parks, regional recreation or heritage facilities and natural area preserves..." Among the projects listed (Section 2.K.d) was \$500,000 (\$495,000 actual) for natural areas and for in-holding acquisition at the PLANT in South Dade. The Department acquired 9.28 acres adjacent to the property and was unable to proceed with additional acquisition due to unwilling sellers.

As a result, staff of the Park and Recreation Department sought alternative means to provide needed improvements that meet the intent of the allocation. After discussion with the District Commissioner, it was determined that the remaining funds should be allocated to further development at the Charles Deering Estate including pathway lighting and site improvements to the south addition. The Charles Deering Estate is a regional park and the projects will improve access to Biscayne Bay.

The Safe Neighborhood Park Citizens Oversight Committee heard a verbal presentation from the Park and Recreation Department at its April 3, 2003, meeting and approved the proposed amendment language.

By approving this ordinance amending Ordinance 96-115, important capital development projects can be completed that will enhance a regional park and contribute to access to Biscayne Bay.

Honorable Chairperson and Members
Board of County Commissioners
Page 2

FISCAL IMPACT

This ordinance will have a positive fiscal impact, allowing capital development related to the development, improvement and restoration of a regional park in South Dade County.

Attachments

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 6(L)
6-3-03

ORDINANCE NO. _____

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOCATE UNEXPENDED ACQUISITION FUNDS FROM PLANT ADDITIONS TO CAPITAL IMPROVEMENTS AT CHARLES DEERING ESTATE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the Park and Recreation Department (PARKS) was awarded \$495,000 in total from the Safe Neighborhood Parks Bond (SNP) program for the acquisition of additions to PLANT; and

WHEREAS, PARKS acquired such an addition at a total cost of \$200,862; and

WHEREAS, PARKS desires to use the remaining unexpended funds to further improvements at regional parks in Commission District 8; and

WHEREAS, improvements to the Deering Estate involve both restoration and improvement to Biscayne Bay Access; and

WHEREAS, the reallocation of these funds was recommended by the Safe Neighborhood Parks Citizens Oversight Committee at its meeting of April 3, 2003,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. Article III of Chapter 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows¹:

¹ Words ~~stricken through~~ and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged

Sec. 25B-22. Bonds

* * *

(b) Grants for specific regional projects: Seventy-seven million fifty thousand dollars (\$77,050,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for Regional Parks, Beaches and Biscayne Bay access, specific regional projects, Heritage Facilities, Natural Area Preserves and greenways trails, in accordance with the schedule described in Exhibit "B" [which can be found in the County Clerk's office attached to Ordinance No. 96-115].

* * *

Exhibit "B"

2. Fifty-seven million four hundred fifty thousand dollars (\$57,450,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation, or acquisition of real property for regional parks, regional recreation or heritage facilities and natural area preserves, in accordance with the following schedule:

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is hereby amended to read as follows:

* * *

Exhibit "B"

* * *

2.K. Four million dollars (\$4,000,000) for natural areas improvements and for in-holding acquisition at the existing parks:

a. ~~[[Two million dollars (\$2,000,000)]]~~>>Two million two hundred and ninety-four thousand one hundred and thirty-eight dollars (\$2,294,138)<<for Charles Deering Estate >>improvements and<< Outparcels.

* * *

d. ~~[[Five hundred thousand (\$500,000)]]~~>>Two hundred thousand eight hundred and sixty-two dollars (\$200,862)<< for PLANT additions.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: JUN 03 2003

Approved by County Attorney as
to form and legal sufficiency:

RA 6

Prepared by:

mnc

Mariela Martinez-Cid

MEMORANDUM

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE:

(Public Hearing 12-3-02)
November 19, 2002

FROM: Steve Shiver
County Manager

SUBJECT:

Ordinance Amending Article III,
Section 25B of the Code of
Miami-Dade County, Ordinance
96-115, Safe Neighborhood Parks
Bond

02-253

RECOMMENDATION

It is recommended that the Board approve the attached ordinance relating to the Safe Neighborhood Parks Bond Ordinance, Article III of Chapter 25B of the Code of Miami-Dade County; amending Section 25B-22 pertaining to bonds; amending Ordinance 96-115 to allow the Park and Recreation Department (Parks) to partner with the Zoological Society of Florida (Society) for Miami Metrozoo development.

BACKGROUND

Parks was awarded twelve million dollars (\$12,000,000) from the Safe Neighborhood Parks Bond (SNP) program for master plan update, aviary replacement and development of "The Hidden Ruins of Tropical America" exhibit at Miami-Metrozoo. Parks desires to partner with the Society in the development of the Hidden Ruins of Tropical America and other exhibits at the zoo.

The Society has been active for more than forty (40) years in supporting Miami-Metrozoo. It has obtained funding from state, county, and private sources for development, and in most cases, provided construction oversight saving the County both time and money. Because of the Society's commitment and record of achievement, staff is confident that the Society can assist the County in the timely design and expansion of Miami Metrozoo.

The SNP Citizen's Oversight Committee approved the proposed ordinance amendment language at its meeting of September 19, 2002. The Miami Metrozoo Oversight Board, created by Ordinance No. 98-168, has also reviewed and approved the proposed ordinance amendment.

This ordinance is comparable to that approved for improvements at Fairchild Tropical Gardens through its Board of Trustees and found to be cost effective and beneficial in time. For these reasons, it is in the best interest of the County to approve this amendment so that the much needed improvements at Miami Metrozoo may proceed.

FISCAL IMPACT

This ordinance will have a positive fiscal impact, allowing capital development to proceed more effectively at Miami Metrozoo, saving the County time and money.

Approved _____ Mayor

Agenda Item No. 4(G)
12-3-02

Veto _____

Override _____

ORDINANCE NO. 02-253

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS BOND ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOW THE PARK AND RECREATION DEPARTMENT TO PARTNER WITH THE ZOOLOGICAL SOCIETY OF FLORIDA FOR MIAMI METROZOO DEVELOPMENT INCLUDING MASTER PLAN UPDATE, AVIARY, AND HIDDEN RUINS OF TROPICAL AMERICA EXHIBIT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the Park and Recreation Department (PARKS) was awarded \$12,000,000 in total from the Safe Neighborhood Parks Bond (SNP) program for capital improvements to Miami Metrozoo, for the development of the second lobe; general plan update and schematic design of second lobe, including the Hidden Ruins of Tropical America exhibit; and

WHEREAS, the Zoological Society of Florida (SOCIETY) has been active for more than 40 years in supporting Miami Metrozoo; and

WHEREAS, PARKS desires to advance the relationship with the SOCIETY by allowing the SOCIETY to take advantage of resources; and

WHEREAS, PARKS is confident that the SOCIETY will be able to maximize results of SNP funding and is the best outlet for furthering the development of the Hidden Ruins of Tropical America exhibit and second lobe at Miami Metrozoo; and

WHEREAS, the SOCIETY has a proven record of successfully implementing capital improvement projects at Miami Metrozoo; and

02-253

WHEREAS, the SOCIETY wishes to be responsible for the design and construction of the Hidden Ruins of Tropical America exhibit, with appropriate County oversight; and

WHEREAS, the partnership with the SOCIETY was recommended by the Safe Neighborhood Parks Citizen's Oversight Committee at its meeting of September 19, 2002; and

WHEREAS, the Miami Metrozoo Oversight Board, created by Ordinance 98-168; approved the proposed ordinance amendment, and

WHEREAS, the Operating Agreement with the Society authorizes such a partnership,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. Article III of Chapter 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows¹:

Sec. 25B-22. Bonds

* * *

Section 3.(b). Grants for specific Regional Projects: Seventy-seven million fifty thousand dollars (\$77,050,000) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for Regional Parks, Beaches and Biscayne Bay access, specific regional projects, Heritage Facilities, Natural Area Preserves and greenways trails, in accordance with the schedule described in Exhibit "B".

* * *

¹ Words ~~stricken through~~ and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

* * *

Exhibit "B"

2. Fifty-seven million four hundred fifty thousand dollars (\$57,450,000) to the County Park and recreation Department for the development, improvement, restoration, rehabilitation, or acquisition of real property for regional parks, regional recreation or heritage facilities and natural area preserves, in accordance with the following schedule:

* * *

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is hereby amended to read as follows:

2.H. Twelve million dollars (\$12,000,000) [~~toward completion of the second lobe, "The Latin American Experience" at Metrozoo~~], >>for the master plan update, aviary replacement and development of "The Hidden Ruins of Tropical America" at Miami Metrozoo.<< [~~in accordance with approved plans, to be implemented by the Dade County Park and Recreation Department in consultation with the Zoological Society of Florida.~~] >>The Hidden Ruins of Tropical America is to be implemented by the Zoological Society of Florida in partnership with the Miami-Dade County Park and Recreation Department.<<

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 6. This ordinance does not contain a sunset provision.

PASSED AND ADOPTED: DEC - 3 2002

Approved by County Attorney as
to form and legal sufficiency: RAG

Prepared by: MM

Mariela Martinez-Cid

Memorandum

Agenda Item No. 4(Q)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE:

(Public Hearing 9-25-01
July 24, 2001

FROM: Steve Shiver

~~County Manager~~

SUBJECT:

Ordinance Amending
Article III, Section 25B-22
of the Code of Miami-
Dade County

01-160

RECOMMENDATION

It is recommended that the Board of County Commissioners (BCC) approve the attached ordinance amending Article III, Section 25B-22 of the County Code to authorize the City of Coral Gables to change their \$50,000 specified grant for Nat Winokur Park to Pierce Park.

BACKGROUND

In April 1999 the City of Coral Gables notified the Office of Safe Neighborhood Parks of their desire to redirect the funding for the \$50,000 specified project grant in the SNP Bond Ordinance (96-115) from Nat Winokur Park to Pierce Park. The request was prompted by the limited usage of the park, and the Rouse Company's plan to build a new park in the general area.

The Safe Neighborhood Parks (SNP) Citizens' Oversight Committee heard a verbal presentation from Coral Gables regarding this issue at the October 25, 1999 meeting and directed the City to both hold a neighborhood meeting and seek a resolution, following a public hearing, from the City Commission approving the change. The community meeting was held in November 1999 and Resolution No. 29928 subsequently passed by the City Commission authorizing the shift in funding from Nat Winokur Park to Pierce Park on March 28, 2000.

The SNP Citizens' Oversight Committee heard the City's formal request on July 18, 2000 and unanimously approved the redirecting of the funding to Pierce Park. Since that time the City of Coral Gables has been working with, and has gained the support of, the County Commissioner for District 7, within which the parks are located.

FISCAL IMPACT

This ordinance will have no fiscal impact on Miami-Dade County.

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 4(Q)
9-25-01

01-160

ORDINANCE NO. _____

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO REDIRECT \$50,000 FROM NAT WINOKUR PARK TO PIERCE PARK; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Article III of Chapter 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec 25B-22. Bonds.

*

*

*

- (a) Municipal per capita allocation and direct grants for specific projects: One hundred seven million nine hundred and fifty thousand dollars (107,950,000.00) for grants to public agencies and not-for-profit organizations for the development, improvement, rehabilitation, restoration or acquisition of real

¹Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

property for parks and park safety, youth, adult and senior citizens' recreation facilities, beaches, greenways, trails, and natural areas in accordance with the following schedule:

* * *

(2) Direct grants for specific projects: Eighty-eight million dollars (\$88,000,000) for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" and incorporated in this article by reference. Any project changes in UMSA from the schedule attached as Exhibit "A" shall require approval by unanimous vote of the County Commission present at the time the Board considers any such project changes.

* * *

Section 2. Ordinance 96-115 adopted by this Board on July 16,

1996 is hereby amended to read as follows:

Exhibit "A"

- A. Four hundred dollars (\$400,000) to the City of Coral Gables in accordance with the following schedule:
 - i. Three hundred thousand dollars (\$300,000) for the development and renovation of Phillips Park.
 - ii. Fifty thousand dollars (\$50,000) for ~~[[Nat Winokur Park for the installation of new playground system]]~~ >>development and improvements of Pierce Park<<.
 - iii. Fifty thousand dollars (\$50,000) for Salvador Park for the renovation of playground system and picnic pavilion.

* * *

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

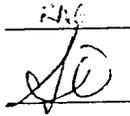
Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 6. This ordinance does not contain a sunset provision.

PASSED AND ADOPTED: SEP 25 2001

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:

Angelique Ortega

MEMORANDUM

Agenda Item No. 5(C)

(Public Hearing 5-5-98)

TO: Hon. Chairperson and Members
Board of County Commissioners

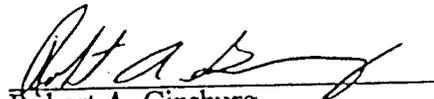
DATE: April 21, 1998

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Ordinance relating to
Safe Neighborhood Parks

98 · 58

The accompanying ordinance was prepared and placed on the agenda at the request of
Commissioner Betty T. Ferguson.


Robert A. Ginsburg
County Attorney

RAG/bw

65

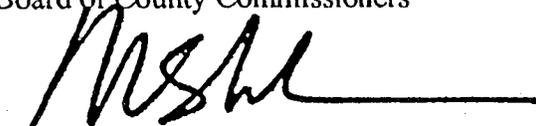


MEMORANDUM

107.07-17A METRO-DAC/CSA-MAT. MGT.

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: May 5, 1998

FROM: 
Merrett R. Stierheim
County Manager

SUBJECT: Fiscal Impact of
Ordinance (No. 981143)
Amending the Safe
Neighborhood Parks
Ordinance

The Ordinance (No. 981143) amending the Safe Neighborhood Parks Ordinance; requiring unanimous vote of Commissioners present to change any projects in the unincorporated municipal service area currently listed on approved schedules, has no fiscal impact to the County.

Directives

No directives were received regarding this request.

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5(C)
5-5-98

ORDINANCE NO. 98-58

ORDINANCE AMENDING SAFE NEIGHBORHOOD PARKS ORDINANCE; REQUIRING UNANIMOUS VOTE OF COMMISSIONERS PRESENT TO CHANGE ANY PROJECTS IN THE UNINCORPORATED MUNICIPAL SERVICE AREA CURRENTLY LISTED ON APPROVED SCHEDULES; AMENDING SECTION 25B-22 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; WAIVING SECTION 2-1, RULE 9.03(a) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Section 25B-22 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec 25B-22. Bonds.

* * *

(a) * * *

(2) Direct grants for specific projects: Eighty-eight million dollars (\$88,000,000.00) for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" [which can be found in the County Clerk's office attached to Ordinance No. 96-115] and incorporated in this article by reference. >>Any project changes in UMSA from the schedule attached as Exhibit "A"

¹Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

shall require approval by a unanimous vote of the County Commissioners present at the time the Board considers any such project changes.<<

- (b) Grants for specific regional projects: Seventy-seven million fifty thousand dollars (\$77,050,000.00) to the County Park and Recreation Department for the development, improvement, restoration, rehabilitation or acquisition of real property for Regional parks, Beaches and Biscayne Bay access, specific regional projects, Heritage Facilities, natural Area Preserves and greenways and trails, in accordance with the schedule described in Exhibit "B" [which can be found in the County Clerk's office attached to Ordinance No. 96-115]. >>Any project changes in UMSA from the schedule attached as Exhibit "B" shall require approval by a unanimous vote of the County Commissioners present at the time the Board considers any such project changes.<<

* * *

Section 2. The provisions of Rule 9.03(a), Section 2-11 of the Code of Miami-Dade County, Florida, are hereby waived.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

68

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 6. This ordinance does not contain a sunset provision.

PASSED AND ADOPTED: MAY 05 1998

Approved by County Attorney as
to form and legal sufficiency:

RAG

Sponsored by Commissioner Betty T. Ferguson.

Approved _____ Mayor

eto _____

erride _____

ORDINANCE NO. 98 . 4 4

ORDINANCE AMENDING THE SAFE NEIGHBORHOOD PARKS ORDINANCE; CHANGING USE OF FUNDS AUTHORIZED FOR DIRECT GRANT TO THE CITY OF SWEETWATER; DELETING GRANT AUTHORIZATION OF FIVE HUNDRED THOUSAND DOLLARS FOR THE EXPANSION AND/OR DEVELOPMENT OF ANTONIO MACEO PARK AND AUTHORIZING GRANT FOR THE DEVELOPMENT OF THE JORGE MAS CANOSA YOUTH CENTER AT RONSELLI PARKS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA:

Section 1. Ordinance 96-115, the Safe Neighborhood Parks Ordinance is hereby amended as follows:¹

Section 3. Bonds. In accordance with the provisions of the Dade County Home Rule Charter and the general laws of the State of Florida, including Chapters 125, 159, and 166, Florida Statutes, there is authorized to be issued, subject to the approval of the electorate pursuant to the Special Election, general obligation bonds of the County, in one or more series, in an aggregate principal amount not to exceed Two Hundred Million Dollars (\$200,000,000) outstanding at any one time (the "Bonds").

* * *

The purpose of the bonds shall be (i) to pay the costs of issuance of Bonds, (ii) to pay eligible administrative costs, and (iii) to finance the acquisition of and capital improvements to parks, Beaches, natural Areas and Recreational and Heritage facilities, in the manner set forth in this ordinance, in amounts not to exceed the following:

(a) Municipal per capita allocation and direct grants for specific projects: One hundred seven million nine hundred and fifty thousand dollars (107,950,000) for grants to Public

¹ Words ~~stricken through~~ and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged..

Agencies and Not-For-Profit Organizations for the development, improvement, rehabilitation, restoration or acquisition of real property for parks and park safety, youth, adult and senior citizens' recreation facilities, Beaches, greenways, trails, and Natural Areas in accordance with the following schedule:

* * *

(2) Direct grants for specific projects: eighty-eight million dollars (\$88,000,000) for direct grants to municipalities and UMSA, in accordance with the schedule attached as Exhibit "A" and incorporated in this Ordinance by reference.

* * *

Exhibit "A"

M. Five hundred thousand dollars (\$500,000) to the City of Sweetwater for the ~~[[expansion and/or]]~~ development of ~~[[Antonio Maceo Park]]~~ >>the Jorge Mas Canosa Youth Center at Ronselli Park.<<

Section 2. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including its sunset provisions shall become and be made a part of the Code of Metropolitan Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 3. This ordinance does not contain a sunset provision.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: APR 21 1998

Approved by County Attorney as to form and legal sufficiency.

RAG

Prepared by:



Sponsored by Dr. Miriam Alonso

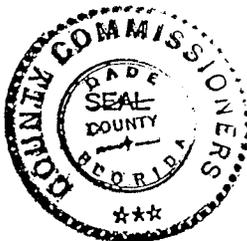
STATE OF FLORIDA)
) SS:
COUNTY OF DADE)

I, HARVEY RUVIN, Clerk of the Circuit Court in and for Dade County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Agenda Item No. 5(C) "Ordinance relating to Safe Neighborhood Park Bond Ordinance" approved by the Board of County Commissioners on April 21, 1998. _____ as appears of record.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 4th day of May, A.D. 19 98.

HARVEY RUVIN, Clerk
Board of County Commissioners
Dade County, Florida

By *Elizabeth Shaw*
Deputy Clerk



Board of County Commissioners
Dade County, Florida

Mission Statement for Sunset Review Questionnaire:

The Safe Neighborhood Parks (SNP) Citizens' Oversight Committee shall oversee deposit and disbursement of Bond proceeds; issue solicitations for grants to evaluate, rank and recommend awards; oversee the grant management process; appropriately conduct meetings and discharge responsibilities; and perform such other functions as set forth in the SNP Ordinance.

**RESOLUTION OF THE CITIZENS' OVERSIGHT COMMITTEE
ADOPTING BY-LAWS**

WHEREAS, the Board of County Commissioners of Dade County, Florida, through Ordinance 96-115, the Safe Neighborhood Parks Ordinance, duly organized and established this Citizens' Oversight Committee (the "Committee"); and

WHEREAS, the Ordinance has charged the Committee with the responsibility of overseeing the deposit and disbursement of Bond proceeds for the acquisition and improvement of parks and natural areas, all as more particularly set forth in the Ordinance; and

WHEREAS, the Ordinance has entrusted the Committee with the authority to promulgate rules for the conduct of its meetings and the discharge of its responsibilities; and

WHEREAS, the Committee wishes to promulgate the following by-laws, rules and regulations to govern the matters specifically set forth below;

**NOW THEREFORE BE IT RESOLVED BY THE CITIZENS' OVERSIGHT
COMMITTEE OF THE SAFE NEIGHBORHOOD PARKS BOND:**

Section 1. Effect and Amendment. These rules are complementary to and not in derogation of the Safe Neighborhood Parks Ordinance, the Government in the Sunshine Law, and other provisions of the Florida Statutes governing the conduct of public meetings. In the event of a conflict between these rules and any applicable law, the applicable law shall govern over these rules. These rules may be amended or repealed by a majority vote of the members of the Committee who constitute a quorum. The Committee may at any time by majority vote of the members who constitute a quorum suspend or waive the operation of these rules, and failure of

the Committee or any member to comply with the provisions of these rules shall not invalidate any resolution or other act of the Committee adopted by such majority vote.

Section 2. Quorum. A majority of the members of the Committee duly appointed by the Board of County Commissioners shall constitute a quorum. Final actions of the Committee and any action making formal recommendations to the Board of County Commissioners shall require a quorum. The Committee may by separate resolution or other act establish quorum requirements for subcommittees.

Section 3. Term. The Committee shall elect a Chairperson and a Vice-Chairperson. The Chairperson shall preside over meetings of the Committee, appoint subcommittees, and perform such other duties as the Committee may by resolution or other act designate. The Vice-Chairperson shall serve as the Chairperson in the absence of the Chairperson or at his or her request. Terms of office shall be one year with no term limit.

Section 4. Regular Meetings. Regular meetings of the Committee shall be held at such times and places as the Committee may, by resolution or other act from time to time determine. Meetings shall only be held in places accessible to individuals with disabilities and in accordance with the Florida Government in the Sunshine Law. Staff to the Committee shall give notice of each such resolution or other act of the Committee to any member who was not present at the time the same was adopted. The meetings shall be announced, recorded and otherwise conducted in accordance with the Florida Government in the Sunshine Law.

Section 5. Special Meetings. Special meetings of the Committee may be called by any three members of the Committee plus the Chairperson or the Vice-Chairperson. Any member

of the Committee may initiate a petition for a special meeting by addressing the same to Committee staff, who shall promptly circulate the request among other Committee members for their consideration and action.

Section 6. Subcommittees. The Committee may provide for such standing or special subcommittees as it deems desirable and discontinue the same at its pleasure. The Chairperson may also provide for such standing or special subcommittees as the Chairperson deems desirable to conduct the business of the Committee and discontinue the same at his or her pleasure. Each subcommittee shall consist of those persons named by the Committee or the Chairperson and shall have such powers and perform such duties as may be delegated to it, except that final action in all instances shall only be taken by the Committee duly constituted.

Section 7. Notice of Meetings. Notice of meetings of the Committee and of any subcommittee shall be advertised and otherwise given to all interested parties in the manner required by law.

Section 8. Agenda. The staff of the Committee shall prepare and deliver an agenda to members of the Committee reasonably in advance of the meeting. The agenda shall identify all those persons who wish to address the Committee, and the issues to be acted on, and shall contain any supporting documentation necessary to inform the Committee with respect to the issue in question. The Secretary may draft proposed resolutions or other acts for adoption by the Committee.

Section 9. Conduct of Meetings. The Chairperson shall preside at all meetings. Members of the public wishing to speak on an item shall be allowed to do so subject to reasonable

time limitations. The Chairperson, on his or her own or at the request of any member of the Committee, shall be entitled to interrupt or suspend any presentation before the Committee at any time when the presentation is irrelevant to the matter at hand or unduly repetitious of prior testimony before the Committee. The meetings shall be informal and need not be conducted according to technical rules relating to evidence and witnesses. When a motion is presented and seconded, it is under consideration and no further motion shall be received thereafter, except to adjourn, to lay on the table, to postpone or to amend until the question is decided. These motions shall have preference in the order in which they are mentioned and the first two (2) shall be decided without debate. Disagreements with respect to parliamentary procedure not otherwise provided for in the law or in these rules shall be resolved by reference to Mason's Manual of Legislative Procedure (1953 Edition) in all cases in which it is applicable. The County Attorney, or his or her designee, shall act as parliamentarian, and shall advise and assist the presiding officer in matters of parliamentary law.

Section 10. Minutes; Books and Records. Minutes of all meetings of the Committee, including all subcommittee meetings, shall be kept and prepared for approval by the Committee at the following meeting of the Committee. Resolutions adopted by the Committee shall be issued in writing, filed among the public records of Dade County, and mailed to all those persons reasonably known to be interested in the matter in question. The Committee will maintain complete and accurate records of its affairs. The Committee will maintain at its offices a membership register giving the names, addresses and other details of the membership and a copy of these by-laws, including amendments to date.

**Adopted at the Safe Neighborhood Parks Citizens' Oversight Committee meeting
held October 21, 1997.**

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**SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE**

**Stephen P. Clark Center
22nd Floor – Rear Conference Room
111 N. W. First Street
Downtown Miami**

Minutes of Meeting held Thursday, January 11, 2007

Members present:

Martin Mendiola, Vice Chair
Evans Branch III
Antonio De La Luz
Mary Foehrenbach
Daniel Hernandez

Members Absent:

Hank Adorno, Chair
Howard Levrant
Kelly Mallette

Others in Attendance:

Frank Faragalli, Miami-Dade Park & Recreation Department
Marc Napolitano, Coalition to Improve North Dade, Inc. (CIND)
Antranette Pierre, City of Miami Gardens

The meeting was opened at 2:35 p.m. by Mr. Mendiola.

Agenda item I: Minutes of November 8, 2005 Safe Neighborhood Parks Citizens' Oversight Committee (SNPCOC) Meeting

Motion by Mr. Hernandez; second by Dr. Branch. Motion passed unanimously.

Agenda item II: Coalition to Improve North Dade, Inc. (CIND)

Mr. Napolitano gave a status report on the North Dade Optimist Park. This project started before Miami Gardens became incorporated. Numerous re-bids, permitting processing and DERM problems over the years have prevented the project from being started. The City of Miami Gardens has funded some expenses and CIND will give the City additional funds to help with the costs to finalize the project. The original concession/storage building is gone. Mr. Mendiola mentioned the apparent lack of communication with the City of Miami Gardens, however, Ms. Pierre interjected that since the October 2006 MAAR meeting, CIND has submitted documents to the City. She also indicated that, in addition to the funds that the City and CIND currently have, the City would need \$124,000 more to complete the building under the current design, as costs have escalated over the years from the original project amount. The City has budgeted just over \$500,000 for this project and is considering completing the building first and then the park at a future time.

Mr. Napolitano indicated that the project was CIND's at inception before Miami Gardens became a municipality, and that the entire community

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wants to see this project brought to fruition. The City is planning to take over this project at some point.

Staff stated that the SNP contract will expire February 28, 2007, but could be extended by the Committee through September 2007, at which time the unexpended funds would be recaptured. Time is of the essence to spend the \$75,000 award. Mr. Napolitano mentioned forfeiting the monies now, however, staff explained that forfeiting would not allow the grantee to request re-authorization of recaptured funds as allowed by the Ordinance. By allowing the contract to expire February 28, 2007, CIND would have an opportunity to request re-authorization of the recaptured funds. Regardless, the project must be completed by December 2008.

Ms. Pierre stated that the North Dade Optimist Park is on the top of the City's list of projects to be completed because of the dire need for this park. Ms. Fohrenbach asked when the City would meet to discuss what they will spend on this project. Ms. Pierre said the City owns the park and would start to work on the budget next month.

Mr. Mendiola stated that realistically the project cannot be done in the length of time left on CIND's contract, and believes the money should be recaptured and applied to other projects that can be completed in shorter periods of time. He also suggested that the Committee consider making funds available if CIND and the City come back with a commitment to complete the project by December 2008.

Mr. Napolitano agreed to let the CIND contract expire February 28, 2007, which would allow CIND and the City to come back to the Committee to request re-authorized funding.

Agenda item III:

Proposed Future Awards and Contract Limitations

Staff recommends that new projects awarded after January 1, 2007 from interest earnings and recaptured funds be granted for up to one (1) year, with no contract extensions or re-authorization of funds beyond December 2008.

Motion by Mr. De La Luz; second by Mr. Hernandez. Motion passed unanimously.

Agenda item IV:

Reconciliation of Final Bond Sale and Available Funding

Staff explained that during the last bond sale in May 2005, the County had to reduce the final bond sale by the amount of premiums on all previous bond sales. It has been determined that there is now \$1,675,000 that the Committee can award through an application process, keeping in mind that the grantees must spend the monies and complete the projects by December 2008. Staff suggested priority be given to projects such as shelters, boundless playgrounds and the like on which the funds can be spent quickly.

Motion by Mr. Hernandez to have an application process using \$1.1 million for discretionary projects requiring a dollar-for-dollar match

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with the option to waive and that priority be given to projects funding shelters and boundless playgrounds. The balance of \$575,000 would be awarded for land purchases also with a dollar-for-dollar match. Further, all projects would have to be completed by December 2008. Second by Dr. Branch. Motion passed unanimously.

Agenda item V: Report on Funds Recaptured from Series 2001

Staff presented the Report showing \$478,082.63 recaptured from Series 01, including \$208,597 recaptured from the City of Doral (sub-granted from Miami-Dade County's award) for the Miami West Park project. Staff indicated Doral may be coming back to the Committee to request re-authorization of these funds.

Agenda item VI: SNP Bond Program Expenditure Summary as of November 2006

Staff indicated that the County was moving along with its projects and spending SNP award monies. As of November 30, 2006, the total Program has expended 74.38% of the Bond funds.

Agenda item VII: Ratification of Minutes – MAAR 2006 Meetings

Motion made by Mr. Hernandez to accept the MAAR Minutes; second by Mr. De La Luz. Motion passed unanimously.

Agenda item VIII: Sunset Review Report – SNP Citizens' Oversight Committee

Staff explained the County's Sunset Review reporting process and that there might be some discussion by the Board of County Commissioners (BCC) when the item is presented at a future BCC meeting.

Motion made by Mr. Hernandez; second by Dr. Branch. Motion passed unanimously.

Agenda item IX: Election of Officers

Mr. De La Luz indicated that he would like to defer the election of officers to the next meeting after all Committee members have been notified.

Motion by Mr. De La Luz; second by Dr. Branch. Motion passed unanimously.

There being no further business, the Chair adjourned the meeting at 4:05 p.m.