MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

RCA
Agenda Item No. 6(A)

TO: Honorable Chairman Javier D. Souto and Members, Recreation and Cultural Affairs Committee

DATE: March 12, 2007

FROM: Kay M. Sullivan
Director, Clerk of the Board Division

SUBJECT: Approval of Commission Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Recreation and Cultural Affairs Committee:

February 12, 2007

KMS/kl
Attachment

Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF

Meeting Minutes

Recreation & Cultural Affairs Committee

Javier D. Souto (10) Chair; Dennis C. Moss (9) Vice Chair; Commissioners Audrey M. Edmonson (3), Barbara J. Jordan (1), Katy Sorenson (8), and Dorrin D. Rolle (2)

Monday, February 12, 2007 **2:00 PM** **COMMISSION CHAMBERS**

Members Present: Audrey M. Edmonson, Barbara J. Jordan, Dennis C. Moss, Dorrin Rolle, Katy Sorenson, Javier D. Souto.

Members Absent: None.

Members Late: None.

Members Excused: None.

1 MINUTES PREPARED BY:

Report: *Karen Leonard, Commission Reporter, (305)375-1296*

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *In addition to those members of the Committee in attendance at today's (2/12) meeting, the following staff members were present: Assistant County Manager Alex Munoz and Assistant County Attorney Wilfredo Ferrer; and Deputy Clerks Jovel Shaw and Karen Leonard.*

Chairman Souto called the meeting to order at 2:00 p.m.

Assistant County Attorney Wilfredo Ferrer noted that the quorum for this Committee required four (4) members to be present; however, it was admissible to address the discussions matters.

1D DISCUSSION MATTERS

1D1

070401 **Report**

DISCUSSION RE: SUNSET REVIEW OF ALL TASK FORCES AND BOARDS UNDER PARKS

Report Received

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing discussion matter into the record.*

Ms. Vivian Donnell Rodriguez, the Director of the Miami-Dade County Park and Recreation Department (MDPRD), appeared before the Committee and presented an overview of the four (4) committees under the MDPRD that provided sunset review reports as required; including the Kendall Lakes Landscape and Maintenance Special Task District Advisory Board, the Miami-Dade Metro Zoo Oversight Advisory Board, the Park and Recreation Citizen's Advisory Committee; and the Ronald Reagan Equestrian Center Advisory Board. She noted each of these boards had been active and meeting on a regular basis, but she did not have a recommendation at this time other than that these Boards continued to meet.

Commissioner Moss questioned whether any issues existed with members not being appointed. He recommended that members serving on all boards participate in efforts to fill vacancies by submitting the names/resumes to respective commissioners who had appointments to fill.

Ms. Rodriguez noted members were appointed in different ways, and that Commissioner Moss' recommendation would be applicable to the Park and Recreation Citizen's Advisory Committee which was the largest of the four and on which vacancies need to be filled. She stated she would check with each of commissioner regarding appointments to fill these vacancies.

Commissioner Moss recommended that Advisory Board members submit the names and resumes of potential candidates to the respective commissioners who have appointments.

Chairman Souto asked the Miami-Dade County Park and Recreation Department (MDPRD) Director to prepare a report for review at the March 12, 2007, Committee meeting, reflecting which boards departments were recommending be sunset; including an analysis of the number of vacancies and the number of meetings cancelled

due to the lack of a quorum, etc.

Hearing no other questions or comments, the Committee proceeded to consider the next agenda items.

1D2

070402 **Report**

DISCUSSION RE: REVIEWING THE MATTER OF "PRIVATE FUNDS" PROMISED TO THE P.A.C. AND THE COMMITMENT BY THE PEOPLE WHO WERE MEMBERS OF THIS FOUNDATION

Report Received

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing report into the record.*

Chairman Souto noted this matter was discuss by the County Commission and that members of the Commission raised concern regarding the $60 million loan with the Civil Bank, during which he voiced concern regarding the County's involvement in this loan.

Mr. Parker Thomson, Chairman of the Trust Board, the Performing Arts Center (PAC), responded to Chairman Souto's concern. He noted this was money that the Foundation had agreed to identify and the Foundation had commitment for pledges from private individuals totaling approximate amount of $19 million. Mr. Thomson explained that the proposal was that two banks would loan $16 million, in tax exempt, low interest bonds, which would be paid off with the $19 million pledges once they had been made. He noted the banks had agreed to approve the $16 million, provided it was backed by the County.

Assistant County Manager Munoz pointed out that the loan had been approved and the funding had been allocated for construction cost. He explained that the Foundation had the option to pay back the loan directly (with the County's backing), which was explained in the report presented last week. Mr. Munoz also explained that the commitments were linked to a schedule to payback the loan with minimal exposure the County. He noted this report was in response to the instruction given by members of the Commission last week.

Mr. Thomson clarified that the private sector had received the pledges, but had not cashed out to the extent of $19 million. He explained that the Foundation would absorb all the cost, but the County's backing was necessary in order for the banks to approve the loan.

Commissioner Moss questioned what happened to prevent the Foundation from cashing out the

pledges timely enough to fulfill the obligation.

Mr. Michael Hardy, President of the PAC, explained that with the exception of a $10 million gift, all gifts received by the Foundation were traditionally committed on a three to five year pledge basis. He explained that in the past donors had insisted that commitments to pledges be made over a period of time.

Concerning Commissioner Moss' question whether donors were made award of the hardship this would create for the County, the Foundation and the taxpayers of this community, Mr. Thomson said they were.

Mr. Thomson noted members of the Foundation had tried to persuade each of the donors to accelerate their payments, which had not proven successful in some cases. He said the Foundation continue to encourage donors to pay off pledges in advance of the obligation data.

Commissioner Moss noted lingering concerns of this nature must be addressed, particularly considering the cost associated with the construction of the PAC. He questioned whether pledges were collectible

Mr. Thomson noted to date, the pledges were 100 percent collectible.

Assistant County Manager Munoz expounded on Mr. Thomson's comments at Commissioner Moss' request. He noted the pledges were legally enforceable pursuant to agreements between the Foundation and the donors, which the County would require as a part of the loan closing documents.

Following further discussion, Chairman Souto clarified his concerns regarding the implication of the County's involvement in this loan.

Commissioner Jordan noted she would echo the concerns of Commissioner Moss regarding the time period for collecting pledges. However, she understand that the County had already invested the resources and this was an effort ensure that the loan was paid off. She noted she was pleased to hear Mr. Hardy's comments that the Foundation declined a gift due to the lengthy payback period. She suggested Committee members accept the report and move forth.

In response to Chairman Souto's concern regarding the repercussion to the County if the loan was not paid, Assistant County Attorney Munoz explained that the County would be guarantor if the loan was not paid. He noted; however, the Foundation received 100 pledges and the two primary pledges totaled approximately $16.8 million from the Carnival Center and the Knight Foundation. He reiterated that the contracts were legally enforceable and would be treated collateral.

Following further explanation by Assistant County Manager Munoz, the Committee accepted the report.

7

1D3

070403 **Report**

DISCUSSION RE: CREATING AN ART EXHIBIT AT THE PARKS

Report Received

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing report into the record.*

Ms. Vivian Donnell Rodriguez, the Director of the Miami-Dade County Park and Recreation Department (MDPRD),, provided Committee members with an update on a series of exhibits being sponsored in parks throughout the County for the past few years, which she noted included the cooperation and participation of local artists. She also noted the department was partnering with the Dade County Fair to feature African Heritage and other performances at the Fair. Ms. Donnell Rodriguez said the department had expanded the neighborhood outreach (both on performances and visual arts) and would continue to do so.

Commissioner Souto explained that the intent was to extend this program to feature performances and art exhibits in as many parks as possible throughout the County, using Columbia.

Commissioner Rolle spoke in support of the proposal and commended the Ms. Donnell Rodriguez and her staff their assistance in making improvements at Gwen Cherry Park before the Super Bowl.

Ms. Rodriguez encouraged the Committee members to visit the Gwen Cherry Park to observe the renovations made to that park.

Additionally, Chairman Souto commended Ms. Donnell Rodriguez and Mr. Santiago for the art exhibits featured in libraries throughout the County

1D4

070404 **Report**

DISCUSSION RE: CREATING A PROGRAM OF ADVERTISING CULTURAL ACTIVITIES AT PARKS IN THE CEMUSA SHELTERS: ALSO PROMOTE CULTURAL EVENTS WITH POSTERS TO THE TRAFFIC LIGHTS METAL

Carried over

1D5

070405 **Report**

DISCUSSION RE: DONATING BOOKS TO THE LIBRARY OF OUR SISTER CITY IN PERU (PUCALLPA), ON THE VISIT OF THE VICE-PRESIDENT OF PERU

Carried over

1D6

070406 **Report**

DISCUSSION RE: CULTURAL INTERCHANGES WITH THE MUSEUMS AND LIBRARIES OF OUR SISTER CITIES IN THE HEMISPHERE

Carried over

1D7

070407 **Report**

DISCUSSION RE: CREATING A CULTURAL INTERCHANGE PROGRAM WITH CITY OF MEDELLIN, COLOMBIA, BOTERO MUSEUM, PEDRO NEL GOMEZ MUSEUM ETC...

Carried over

2 COUNTY COMMISSION

2A

070154 **Resolution** **Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 18, 2007 SURFSIDE HEALTH AND FITNESS FESTIVAL SPONSORED BY THE TOWN OF SURFSIDE TOURIST BUREAU, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $716.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Sorenson

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no comments or questions regarding this item, the Committee proceeded to vote. (Commissioner Sorenson was absent.)

2B

070147 **Resolution** **Bruno Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JANUARY 20-21, 2007 FUNDRAISER FOR THE POLICE ATHLETIC LEAGUE SPONSORED BY SUPER MOTOR FEST, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $2,898.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Sorenson

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.
(Commissioner Sorenson was absent

2C

070343 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 5, 2007 MARLINS PEP RALLY FOR TAMIAMI LITTLE LEAGUE SPONSORED BY THE FLORIDA MARLINS, LP, A FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $2,500.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Sorenson

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote. (Commissioner Sorenson was absent.)

2D

070344 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FCAT PEP RALLY SPONSORED BY THE EUGENIA B. THOMAS ELEMENTARY SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $6,750.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Sorenson

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote. (Commissioner Sorenson was absent.)

2E

070332 **Resolution** **Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 11, 2007 WALK FOR AUTISM RESEARCH SPONSORED BY AUTISM SPEAKS, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $15,989.66 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

2F

070333 **Resolution** **Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 16-18, 2007 FESTIVAL FOR THE POOR SPONSORED BY ST. LOUIS CATHOLIC CHURCH, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $941.00 TO BE FUNDED FROM THE DISTRICT 7 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

2G

070335 **Resolution** **Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 1, 2007 JAZZ ON THE LAWN EVENT SPONSORED BY MIAMI CAROL CITY SENIOR HIGH SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $761.00 TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

2H

070346 **Resolution** **Dennis C. Moss**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 11, 2007 ANNUAL SPRING FESTIVAL SPONSORED BY ARYA SAMAJ OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,670.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

2I

070349 **Resolution** **Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 17, 2007 MARDI GRAS ON KROME EVENT SPONSORED BY HOMESTEAD MAIN STREET, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $2,866.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Sorenson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

2J

070340 **Resolution** **Rebeca Sosa**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 10-12, 2006 AND JANUARY 26-28, 2007 SEMINARS FOR SUBSTANCE ABUSE RECOVERY, AND AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 27-29, 2007 AND JULY 27-29, 2007 SEMINARS FOR SUBSTANCE ABUSE AND RECOVERY, SPONSORED BY NUEVO CAMINAR, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $4,808.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

Chairman Souto relinquished the chair to Vice Chairman Moss

2K

070083 **Resolution** **Sen. Javier D. Souto**

RESOLUTION DIRECTING THE COUNTY MANAGER TO ESTABLISH A COMMITTEE TO FURNISH INPUT TO THE ART IN PUBLIC PLACES TRUST FOR COMMISSIONING WORKS OF ART ALONG THE METRORAIL AND METROMOVER GUIDE-WAYS, COLUMNS AND OTHER FACILITIES, AND TO INSTALL OTHER WORKS OF ART ALONG THE METRORAIL AND METROMOVER CORRIDORS TO PROMOTE MIAMI-DADE COUNTY'S RICH CULTURAL AND ARTISTIC DIVERSITY

Deferred to no date certain
Mover: Souto
Seconder: Rolle
Vote: 6-0

Report: *Chairman Souto relinquished the chair to Vice Chairman Moss.*

Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.

Mr. Ivan Rodriguez, Director, Miami-Dade Art in Public Places, spoke in support of the foregoing resolution. He noted; however, that the department has submitted some proposed amendments to the existing Art in Public Places ordinance, which would accomplish the same intent as this proposed resolution. He noted the proposed amendments submitted by the department differed from this proposed resolution in that unlike the resolution, the proposed amendments identified a funding source. Mr. Rodriguez asked Committee members to defer this proposed resolution, pending their consideration of the amendments.

Chairman Souto, as sponsor of this proposed resolution, agreed to defer it as requested by Mr. Rodriguez.

Hearing no further questions or comments, Vice Chairman Moss called for a motion to defer.

It was moved by Chairman Souto that the foregoing proposed resolution be deferred, pending the Committee's consideration of proposed amendments to the existing Art in Public Places ordinance, as requested by Mr. Rodriquez.

Vice Chairman Moss asked Mr. Rodriguez to provide a brief overview of the proposed amended ordinance

Mr. Rodriguez clarified that the proposed amendments were currently being reviewed by the

Department Directors and had not been submitted for Committee review. Essentially, the amendments would expand the scope of the Art and Public Places ordinance to increase allocations from infrastructure projects, such as medians, sidewalks, roadways, and bridges to one (1%) percent for new construction, in lieu of one half (1/2%) percent; and to include one (1%) percent of the renovations in excess of $100,000. As proposed, Mr. Rodriguez noted the proposed amendment would provide greater flexibility to feature art in other public places throughout the County, other than specific buildings that generated the funds.

Commissioner Jordan suggested that Chairman Souto be listed as the sponsor of the proposed amendments.

Following further comments by Chairman Souto, the Committee proceeded to vote.

Assistant County Attorney Wilfredo Ferrer explained that the resolution was deferred to the March 12th Committee meeting.

Assistant County Manager Alex Munoz clarified that he would ensure that this proposed resolution was deferred, pending the Committee's consideration of the amendments.

Chairman Souto asked that the amendments be submitted for Committee review in March.

Upon concluding the foregoing, Chairman Souto resumed the Chair.

2L

070144 **Resolution** **Sen. Javier D. Souto**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 20, 2006 WINTER GAMES PEP RALLY SPONSORED BY THE EVERGLADES K-8 CENTER, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,932.00 TO BE FUNDED FROM THE DISTRICT 10 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Souto
Seconder: Sorenson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

3 DEPARTMENTS

3A

070285 **Resolution**

RESOLUTION AUTHORIZING APPROVAL OF THIRTEEN (13) GRANT AWARDS FROM THE FY2006-07 SUMMER ARTS & SCIENCE CAMPS FOR KIDS GRANTS PROGRAM TO: ACTORS' PLAYHOUSE PRODUCTIONS, INC.; BISCAYNE FOUNDATION, INC., THE; CREATIVE CHILDREN THERAPY, INC.; HISTORICAL ASSOCIATION OF SOUTHERN FLORIDA; MIAMI CHILDREN'S MUSEUM, INC., THE; MIAMI STAGE COMPANY/MIAMI CHILDREN'S THEATER, INC.; MUSEUM OF CONTEMPORARY ART, INC.; MUSEUM OF SCIENCE, INC.; NEW WORLD SCHOOL OF THE ARTS; PLAYGROUND THEATRE FOR YOUNG AUDIENCES, INC., THE; SOUTH FLORIDA BOYS CHOIR, INC., THE; THOMAS ARMOUR YOUTH BALLET, INC.; AND UNIVERSITY OF MIAMI FROST SCHOOL OF MUSIC; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Moss
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Commissioner Edmondson asked the Cultural Affairs Department Director to provide her with a list of names of the (30) applicants who originally applied for the Summer Arts and Science Camps for Kids (SAS-C) Grants Program.

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

3B

070288 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF EASEMENT TO THE CITY OF HOMESTEAD FOR THE INSTALLATION AND MAINTENANCE OF UTILITY FACILITIES IN AREA 291 AND AUTHORIZING THE COUNTY MANAGER TO TAKE SUBSEQUENT ACTION (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Moss
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

3C

070325 **Resolution**

RESOLUTION AMENDING RESOLUTION NO. R-1318-03 TO SUBSTITUTE THE 2007 USA OUTDOOR TRACK AND FIELD CHAMPIONSHIPS WITH THE 2007 USA PAN AMERICAN RACE WALK CUP TRIALS AND THE 2008 U.S. OLYMPIC TEAM TRIALS- 50 KM RACE WALK (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Commissioner Moss asked the Park and Recreation Department Director to provide an explanation regarding this proposed resolution.

Ms. Vivian Donnell Rodriguez, the Director of the Miami-Dade County Park and Recreation Department (MDPRD), noted the department has been actively seeking amateur collegian events to be hosted in parks, and staff had bided, unsuccessfully, to host the 2005 National Junior Olympic Championship and the 2007 Outdoor Track and Field Championship. She noted that staff was contacted and invited to host the 2007 USA Pan-American Race Cup Trials and the 2008 USA Olympic Team Trials, which would further increase the County's participation in Olympic trial events. She also noted that the County was partnering with the City of Palmetto Bay in this effort.

Hearing no further comments or questions regarding this item, the Committee proceeded to vote.

3D

070326 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF AMENDED LEASE AGREEMENT WITH MIAMI- DADE COUNTY PUBLIC SCHOOLS FOR WILLIAM LEHMAN ELEMENTARY SCHOOL, LOCATED WITHIN SABAL CHASE PARK; MODIFYING INDEMNIFICATION PROVISIONS RELATED TO AMERICANS WITH DISABILITY ACT AND AMERICANS WITH DISABILITY ACT ACCESSIBILITY GUIDELINES; ALTERING MAINTENANCE RESPONSIBILITIES; AND ESTABLISHING PERMISSIONS TO ISSUE ALL PERMITS (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Moss
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Commissioner Sorenson noted she had met with a Community Council member earlier today who expressed concern regarding the number of soccer fields and lack of maintenance. She questioned whether the County had a plan in place to maintain soccer fields within the County.

Ms. Donnell Rodriguez explained the soccer fields were in good condition and that a number of new facilities (approximately 26) had been built exclusively for tournaments which were attracting numerous events. She suggested Commissioner Sorenson provide her with the name of this individual (council member) and she would contact him/her and try to resolve their concern.

Chairman Souto commented on the efforts underway to improve soccer fields.

Concerning Commissioner Rolle's request that the Oak Grove Park be included in the 26 soccer field in the pipeline, Ms. Donnell Rodriguez said she would explore this matter and contact Commissioner Rolle directly.

Commissioner Rolle emphasized that the Oak Grove Park was located in area that was highly populated with Haitian Americans and soccer was their primary sport.

4 COUNTY MANAGER

4A

070162 **Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 88 TO THE AGENCY CONSTRUCTION MANAGEMENT CONTRACT BETWEEN PERFORMING ARTS CENTER BUILDERS (PACB) AND MIAMI-DADE COUNTY, INCREASES THE CURRENT CONTRACT AMOUNT BY UP TO $12.5 MILLION; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE THE SAME

(County Manager)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Jordan
Seconder: Moss
Vote: 6-0

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Mr. Bill Johnson, Director, Seaport and the Performing Arts Center (PAC) Project, explained that a companion report, Agenda Item, 7F, was one today's agenda, which was the County Manager's Update. He asked that this report be considered along with this proposed resolution.

Hearing no objection, the Committee considered Agenda Item 4A and 7F simultaneously.

Mr. Johnson proceeded to provide the County Manager's update on the status of the PAC. He noted less than three hours ago, the City of Miami issued a final Certificate of Occupancy (CO) for the Concert Hall and a copy was available for review. Additionally, Mr. Johnson noted the punch list for the Concert Hall had been completed, and the final CO on the Ballet Opera House would be issued in 30 days or less. He said he was pleased to report that the project 19.11% CSBE participation goal had been satisfied; and that the contractor, Mr. Jesus Vasquez, was available to address commissioner's questions/concerns. He noted the 10% CSBE Management Goal included on the project was 11%, which exceeded the 10% goal.

Additionally, Mr. Johnson noted the workforce comprised 5,600 employees and that there were not serious injuries or loss of life; that all measures for local employment were exceeded. Mr. Johnson said he PAC would rank as one of the top centers in the world.

Concerning Agenda Item 4A, Mr. Johnson explained that Change Order No. 88 in the amount of $12.5 million was completely in line with the

outline projections to the BCC in 2005, in terms of the additional money needed.

Commissioner Sorenson questioned whether the funding would be allocated from CDT funding or the Community Redevelopment Agency (CRA) funding for project.

Mr. Johnson noted that a conceptual agreement was negotiated with the previous Manager for the City of Miami; that agreement, in principle, was under negotiation with the currently City Manager, Pedro Hernandez, which was subject to approval by the Miami City Commission serving as the CRA and subject to approval by this Commission, which would provide for an additional 35% of the growth in the increment on that particular CRA through the year of 2027 or the life of the CRA.

Commissioner Sorenson questioned whether this would be an adjustment to the existing contract with the CRA.

Mr. Johnson concurred, noting the City Manager and the Mayor had endorsed this agreement. He also noted the funding would be allocation through County's budgetary appropriation process (the Sunshine Loan); that it was anticipated that funding source would be coming through the Omni CRA from the 35% increment.

Mr. Johnson noted that the Finance Director would be able to provide the dollar amount given to PAC annually and the projections were lucrative.

Concerning Commissioner Sorenson's question regarding baseline figure, Mr. Johnson noted the Finance Director would have to respond to Commissioner Sorenson's question; that considering the existing status, this project had become a catalyst for the Omni CRA and the greater part of the downtown area. Consequently, it appeared that revenue adjustments could be made to maintain this facility and complex.

Commissioner Sorenson noted although she supported efforts to maintain this facility, she wanted to ensure that the neighborhood was maintained as well, particularly considering the CRA was created to address the blighted area. She clarified that she did not have a problem with revenue sharing provided infrastructure and other improvements were made within the neighborhood.

Mr. Johnson said the previous Executive Director for the particular CRA, Frank Rawlinson, worked closely—and participated on the PAC Construction Committee and attend its monthly meetings, He reminded Committee members that it was the support of the Omni CRA that generated in excess of $5 million for infrastructure on the Super Block.

Commissioner Sorenson asked Assistant County Manager Alex Munoz to provide her with a report on the Omni Community Redevelopment Agency (CRA); including the baseline figures versus the current figures, the anticipated growth rate, and a proposal on how the remaining dollars would be spent.

Assistant County Manager Alex Munoz noted the information requested by Commissioner Sorenson's would be forwarded to the County Commission along with this proposed resolution,

Mr. Johnson responded to questions from Commissioner Rolle regarding the funding source. He noted the County would back the funding source regardless of whether or not it was the Omni CRA. He also noted the County Manager along with the Finance Director was exploring the feasibility of swapping CDT funding; that the funding sources would either be incremental CRA funding or CDT bed taxes. He said ad valorem property tax would not be used as a funding source.

Commissioner Rolle questioned the probability of using the Omni CRA as a funding source.

Mr. Johnson noted this would be subject to final approval by the City of Miami Commission (serving as the CRA Board) and this County Commission.

Concerning Commissioner Rolle's that the County always falls short in negotiations or cooperative agreements with the City of Miami Mr. Johnson noted the County Manager had negotiated an agreement with City Manager, Pete Hernandez, and the percentage rate increased from 30 to 35%, which was better then the agreement on the table a year ago. Mr. Johnson noted that the agreement had not yet been signed because it had to be approved by both the City and this Commission first.

Commissioner Moss noted that other areas needed to be redeveloped and it was important that resources be available to redevelop those areas in the future.

In conclusion, Mr. Johnson explained that the incremental funding would be always subject to the approval of this Commission, subject to an annual appropriation.

Hearing no further questions or comments, Chairman Souto motioned that the Committee members proceeded to vote.

Mr. Johnson asked that Chairman Souto ask the County Commission Chairman to waive the Board's rules and procedures and allow this report to be forwarded to the February 20, 2007, County Commission Meeting.

Commissioner Moss emphasized the importance of the County Manager to ensure that the operational aspect of the PAC and individuals with expertise were assigned to manage and monitor that process.

Chairman Souto asked Assistant County Manager Alex Munoz to monitor the PAC continually to identify any potential problems and to submit quarterly reports on the financial status of the PAC for Committee review.

Assistant County Manager Alex Munoz noted the County Manager had instructed staff to create quarterly reports and had been working with the Office of Strategic Business Management to address this issue.

Commissioner Jordan asked that the quarterly reports requested by Chairman Souto be prepared as a comparative analysis based on a three year Performa (projection/analysis over the next three years).

Mr. Munoz stated that he would work with the Cultural Affairs Department Director and members of the Cultural Affairs Council to conduct a comprehensive review, including the increase in cost per square foot, the revenues, and the marketing strategy and targeted audience

Commissioner Moss asked Assistant County Manager Alex Munoz to ensure that the Performing Arts Center remained competitive in terms of the type of concerts and other

performances scheduled.

Additionally, Chairman Souto noted that in terms of the financial status of the PAC, he had discussed with Mr. Springs strategies to promote the center by placing advertisements over graffiti.

Chairman Souto asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Bruno A. Barreirro waive the Committee's rules and allow the foregoing proposed resolution to be heard at the February 20, 2007 County Commission meeting.

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

7 REPORTS

7A

070264 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - MIAMI DADE COUNTY HISTORIC PRESERVATION BOARD

Report Received
Mover: Moss
Seconder: Edmonson
Vote: 6-0

7B

070286 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - FILM AND ENTERTAINMENT ADVISORY BOARD

Report Received
Mover: Moss
Seconder: Sorenson
Vote: 6-0

7C

070308 **Report**

ORAL REPORT RE: SOUTH MIAMI CULTURAL ARTS CENTER (County Manager)

Report Received

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing item into the record as an oral report.*

Mr. Michael Spring, Director, Cultural Affairs, appeared before the Committee and presented the item. Mr. Spring noted that an agenda item would be presented to the Committee members requesting monies to be replenished in the contingency fund. He noted that fortunately, this project was also funded by Convention Development Tax (CDT), which were bonds specifically issued for this project. Additional interest earnings on the bonds would allow money to be put into the project without requiring any new money, Mr. Spring noted. He stated that the last of the $3.5 million State grants had been received for the project, and he asked that this grant be accepted by Committee members today and included in the project budget. Mr. Spring noted that the funds from the State grant would be used to purchase an orchestra shelf for the stage which would enhance the acoustics in the building so that individuals could hear well. He noted his recent visit to the site and invited the Committee members to tour the site.

7D

070314 **Report**

REPORT RE: UPCOMING SPECIAL EVENTS/GROUND BREAKING CEREMONIES (County Manager)

Report Received
Mover: Rolle
Seconder: Moss
Vote: 6-0

Report: *Ms. Vivian Donnell Rodriguez, the Director of the Miami-Dade County Park and Recreation Department (MDPRD), provided an overview of the upcoming events within the next month at Deering Estate, City Parks, Joseph Caleb Auditorium, Metro Zoo, and Kendal Indian Hammocks.*

7E

070315 **Report**

ORAL REPORT RE: PERFORMING ARTS CENTER UPDATE (County Manager)

Report Received
Mover: Jordan
Seconder: Moss
Vote: 6-0

Report: *Assistant County Manager Alex Munoz noted that the foregoing report was discussed by Bill Johnson, Director, Seaport and the Performing Arts Center (PAC) Project, under Agenda Item 7F.*

7F

070161 **Report**

PERFORMING ARTS CENTER PROGRESS REPORT

(County Manager)

Report Received
Mover: Jordan
Seconder: Moss
Vote: 6-0

Report: *Mr. Stanley Alexis, representing the Roots and Cultural Festival, appeared before the Committee and expressed appreciation to commissioners for the funding approved for the event in September. He noted the Festival representatives were partnering with representatives from the Caribbean Consulate and Haiti to sponsor this event, with was one of the largest events held in the County. Mr. Alexis asked that members of the County Commission partner with the sponsors of this event.*

Concerning Commissioner Edmondson's inquiry regarding the date of the event, Mr. Alexis stated that the Roots and Cultural Festival would be held on May 26th and May 27th, 2007 which was the Memorial Day weekend from 11:00 a.m. until 11:00 p.m.

Assistant County Attorney Ferrer noted that the following discussion items would be carried over to the March 12, 2007, Committee meeting: 1D4, 1D5, 1D6, 1D7

8 ADJOURNMENT

Report: *There being no further business to come before the Recreation and Cultural Affairs Committee, the meeting was adjourned at 3:34 p.m.*