MEMORANDUM

Agenda Item No. 11(A)(28)

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

DATE: June 5, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution relating to the development of a new ballpark and a name change to Miami Marlins and agreement to play Marlins' spring season games at Homestead Baseball Complex

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dennis C. Moss, Commissioner Carlos A. Gimenez and Commissioner Rebeca Sosa.

Murray A. Greenberg
County Attorney

MAG/jls

MEMORANDUM
(Revised)

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

DATE: June 5, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(28)

Please note any items checked.

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(28)
06-05-07

RESOLUTION NO.

RESOLUTION DIRECTING MAYOR OR HIS DESIGNEE TO INCLUDE AMONG TERMS TO BE NEGOTIATED BY AND AMONG COUNTY, CITY OF MIAMI, FLORIDA MARLINS, LP, AND MAJOR LEAGUE BASEBALL FOR DEVELOPMENT OF NEW BALLPARK A NAME CHANGE TO MIAMI MARLINS AND AGREEMENT TO PLAY MARLINS' SPRING SEASON GAMES AT HOMESTEAD BASEBALL COMPLEX

WHEREAS, the County, the City of Miami (the "City"), Florida Marlins, LP (the "Florida Marlins"), and Major League Baseball currently are negotiating an agreement for the development of a new ballpark for the Florida Marlins; and

WHEREAS, on February 26, 2007, the County Manager distributed a report to the Board related to the status of the above described negotiations (the "County Manager Report"); and

WHEREAS, on March 6, 2007, the Board adopted Resolution No. R-304-07, which among other things, accepted the portion of the County Manager's Report related to funding the development of a new ballpark, but directed the County Manager to consider all potential sites; and

WHEREAS, the Board wishes to direct the Mayor or his designee to include among the terms to be negotiated by and among the County, the City, the Florida Marlins and Major League Baseball, an agreement by the Florida Marlins to change its name to the Miami Marlins and to play its spring season games at the Homestead Baseball Complex for the reasons set forth in the memorandum attached as Exhibit A to this resolution,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Mayor or his designee is hereby directed to include among the terms to be negotiated by and among the County, the City, the Florida Marlins, and Major League Baseball for development of a new ballpark an agreement by the Florida Marlins to change its name to the Miami Marlins and to play its spring season games at the Homestead Baseball Complex for the reasons set forth in the attached memorandum. A report detailing the progress of the negotiations shall be prepared and presented to the Board on an ongoing basis.

The foregoing resolution was sponsored by Commissioner Dennis C. Moss, Commissioner Carlos A. Gimenez and Commissioner Rebeca Sosa and offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of June, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. GBK

Geri Bonzon-Keenan

EXHIBIT "A"

MEMORANDUM

OFFICE OF COMMISSIONER DENNIS C. MOSS

Miami-Dade County Board of County Commissioners

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Date: April 16, 2007

To: Honorable Carlos Alvarez, Mayor
George Burgess, Miami- Dade County Manager

Cc: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners,
Murray Greenberg, Miami-Dade County Attorney

From: Dennis C. Moss, District 9, Miami-Dade County Commissioner

Re: Florida Marlins Stadium

As the county continues its dialogue with the Florida Marlins in reference to building a baseball stadium, I would like for the two issues that I raised, to be a part of the discussion. The two issues that I am referring to are:

1. Renaming the Florida Marlins, the Miami Marlins.
2. Holding spring training at the Homestead Baseball Complex once their current contract expires.

If Miami-Dade County is willing to put up the money to build a new stadium for the Marlins, renaming the team the Miami Marlins is a must. This will bring them in line with the Miami Dolphins and the Miami Heat professional sports teams, which also call Miami-Dade County their home.

If Miami-Dade County is willing to put up the money to build a new stadium for the Marlins, moving their spring training site to the Homestead Baseball Complex is another reasonable request that will benefit our community. Originally, the Homestead Baseball Complex was to be the spring training home of the Cleveland Indians, but after Hurricane Andrew, the Indians voided the contract when the stadium was damaged by the storm. The city rebuilt the stadium, but since that time has been unable to secure a major league team. The stadium is built to major league standards and the City of Homestead and Florida City are growing municipalities, who have every amenity and then some that the current host city has.

The Marlins current spring training site is Rodger Dean Stadium in Jupiter, Florida. Rodger Dean is not only the host stadium for the Marlins, but they are the host stadium for the St. Louis Cardinals Major League Baseball Team as well. That's right; the Jupiter Stadium has two professional baseball teams, while our Homestead Baseball Complex has none. If Miami-Dade County is going to fund a new stadium for the Marlins, then it is not unreasonable for the Marlins to play their spring games in Miami-Dade County. This will help revive the ballpark; bring people into the area to spend money; provide tourist taxes that will help pay for the new Marlin Stadium; create jobs; etc. Finally, I have had a conversation with the Mayor and the City Manager of Homestead, and they are extremely interested in this happening.