Memorandum

MIAMI-DADE COUNTY

Date: March 4, 2008

Agenda Item No. 8(M)(1)(A)

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

From: George M. Burgess
County Manager

Subject: Resolution Accepting Safe Neighborhood Parks Discretionary Funds, Pre-Agreement Land Acquisition Funds and Recaptured Funds

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RECOMMENDATION

It is recommended that the Board approve the attached resolution authorizing the County Manager to complete the grant process for $65,000 of Safe Neighborhood Parks' Discretionary Interest Earned Funds for Amelia Earhart Park; $200,000 of Safe Neighborhood Parks' Pre-Agreement Land Acquisition Funds for acquisition of the Summers Property, and; $242,790 of Safe Neighborhood Recaptured Funds for Homestead Air Reserve Park. These grants are subject to all the terms and conditions of the enacted Safe Neighborhood Parks Ordinance (Ordinance No. 96-115). Grant administration will be through the Miami-Dade Park and Recreation Department.

SCOPE

This resolution allows the acceptance of grant awards to the Miami-Dade Park and Recreation Department from three Safe Neighborhood Parks funding sources.

FISCAL IMPACT/FUNDING SOURCE

The fiscal impact of this agenda item reflects the granting of a total of $507,790 in Safe Neighborhood Parks funding.

TRACK/RECORD/MONITORING

The Park and Recreation Department is responsible for monitoring and tracking the expenditure of Safe Neighborhood Parks funds granted to the County.

BACKGROUND

On July 16, 1996, the Board enacted Ordinance No. 96-115 authorizing the issuance, subject to approval of the electorate, of $200 million in general obligation bonds for parks projects. The ordinance established a Citizen's Oversight Committee and, empowered it to administer the bond program; and designated entities and projects eligible for bond funding. At the November 5, 1996, special election a large majority of those voting approved the bond program.

On May 6, 1997, the Board appointed the Citizen's Oversight Committee. In May 2007, consistent with the SNP Oversight Committee Resolution R-1-99 (Attachment 1), the Committee solicited applications for land acquisitions and park capital improvements awards resulting in recommendations of $1,400,000 in Discretionary funding and $613,000 in Pre-Agreement Land Acquisition funding. On December 4, 2007, the Board adopted Resolution No. R-1365-07 (Attachment 2), authorizing the allocation of $2,013,000 of Safe Neighborhood Parks Discretionary and Pre-Agreement Land Acquisition Funds to specific entities for specific bond projects. The SNP Oversight Committee recommended grants totaling $265,000 to Miami-Dade County for the following park projects:

Park	Scope of Work	Grant Amount
Amelia Earhart Park	Construction of shelters	$65,000
Fruit and Spice Park	Acquisition of Summer Property	$200,000

In July and October 2007, consistent with SNP Oversight Committee Resolution R-1-03 (Attachment 3), the Committee reviewed requests for re-authorization of unexpended bond proceeds from 2001 and 2002 expired contracts. After consideration of staff recommendations, the Committee approved re-authorization of $609,252 in recaptured funds. On December 4, 2007, the Board also adopted Resolution No. R-1364-07 (Attachment 4), authorizing allocation of Safe Neighborhood Parks' Recaptured Funds to specific entities for bond projects. The SNP Oversight Committee recommended grants totaling $242,790 to Miami-Dade County for the construction of shelters at Homestead Air Reserve Park.

In accordance with Ordinance No. 96-115 and committee guidelines, the attached resolution authorizing agreement, execution and expenditure authority of these SNP funds, must be adopted by the grantee's legislative body for the County to execute the award. The grant amount of $265,000 is consistent with the County's share allocated by Resolution No. R-1365-07 and the grant amount of $242,790 is consistent with the County's share allocated by Resolution No. R-1346. The total allocation to the County for the two SNP grants is $507,790.

Attachments

Alex Muñoz
Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: March 4, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(M)(1)(A)

Please note any items checked.

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

_____ 6 weeks required between first reading and public hearing

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

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Bid waiver requiring County Manager's written recommendation

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

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(M)(1)(A)
03-04-08

RESOLUTION NO. _____

RESOLUTION AUTHORIZING EXECUTION OF TWO GRANT AGREEMENTS WITH THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM FOR DISCRETIONARY AND PRE-AGREEMENT LAND ACQUISITION FUNDS AND RECAPTURED FUNDS FOR SPECIFIC PARK PROJECTS

WHEREAS, the citizens of Miami-Dade County have authorized the issuance of general obligation bonds (the "Bonds") for the purpose of financing capital improvement programs for certain parks, beaches, natural areas and recreation facilities; and

WHEREAS, to implement and give effect to the bond program, Miami-Dade County, Florida enacted Ordinance 96-115, the Safe Neighborhood Parks Ordinance (the "Ordinance"); and

WHEREAS, the County Ordinance 96-115, adopted by the Board provides for the granting of the Safe Neighborhood Parks' Bond funds to be used for acquisition of park open space and natural areas, and other projects consistent with the Ordinance; and

WHEREAS, the County Ordinance 96-115, also provides for the recaptured interest earned and proceeds of the Safe Neighborhood parks Bond to be used for acquisition of park open space and natural areas, and other projects consistent with the Ordinance; and

WHEREAS, the County Resolution 1364-07 adopted by the Board on December 4, 2007 allocated Safe Neighborhood Parks Discretionary and Pre-Agreement Land Acquisition funds to the Miami-Dade Parks and Recreation Department for projects specified in the Citizen's Oversight Committee report attached; and

WHEREAS, the County Resolution 1365-07 adopted by the Board on December 4, 2007 allocated Safe Neighborhood Parks recaptured funds to the Miami-Dade Parks and Recreation Department for projects specified in the Citizen's Oversight Committee report attached; and

WHEREAS, pursuant to the terms of Ordinance 96-115, the passage of this resolution and the acts contemplated by this resolution are conditions to obtaining a grant; and

WHEREAS, Miami-Dade County wishes to complete the grant process for the projects listed below subject to all terms and conditions of the Ordinance,

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

Section 1. This Board hereby authorizes the Mayor or his designee to complete the two granting processes for the projects and in the grant amounts listed below, and in connection with each project to execute such grant agreement, subgrant agreements and other required contracts and documents, to expend Safe Neighborhood Parks Discretionary and Pre-Agreement Land Acquisition funds and recaptured funds received for the purpose described in the funding requests, to execute any necessary amendments to the grant agreements, subgrant agreements and other contracts and documents, and to take such other acts as may be necessary to bind Miami-Dade County and accomplish the intent of this resolution. Application has been made with respect to each of the following projects (the "Projects") in the amounts set forth below.

2007 SNP Discretionary Funding

Amelia Earhart Park	$65,000

2007 SNP Pre-Agreement Land Acquisition Funding

Fruit and Spice Park	$200,000

Reallocation of Recaptured Funding

Homestead Air Reserve Park	$242,790

Section 2. Miami-Dade County shall complete each of the projects in accordance with the terms of the grant agreements, the Ordinance, and the administrative rules authorized by the Citizens' Oversight Committee (the "Committee") to implement the Ordinance. If the total cost of a project exceeds the values allocated in the grant, then Miami-Dade County will provide any supplemental funds required to complete the project. In the event that supplemental funds are necessary for completion of a project, as of the point in time that it is known that supplemental funds are needed, Miami-Dade County will demonstrate that such supplemental funds have been committed to the project prior to and as a condition of disbursement of further disbursement of grant funds. The requirement for Miami-Dade County to provide any supplemental funds required to complete the Project may, at the sole discretion of the committee, be modified in whole or in part by a reduction in scope of work consistent with the Ordinance.

Section 3. Miami-Dade County recognizes and directs that any beach, park, or other public facility acquired, developed, rehabilitated or restored with bond funds, including the Projects, shall be open and accessible to the public without discrimination as to race, color, gender, age, religion, belief, residence, national origin, marital status or disability.

Section 4. To the extent allowed by law, Miami-Dade County shall commit any and all funds, which may be required to operate, maintain and provide programming at each park project upon its completion.

Section 5. Budget adjustments in capital project funding for Miami-Dade County projects approved by the Board and for which funding is available is permitted subject to the following condition: Miami-Dade County projects receiving a budget adjustment must have prior approval of the Citizens' Oversight Committee.

The foregoing resolution was 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 4th day of March, 2008. 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. DDC

Diamela del Castillo

Attachment 1

RESOLUTION R-1-99
SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE
USE OF SAFE NEIGHBORHOOD PARKS INTEREST EARNINGS

WHEREAS, the Board of County Commissioners of Miami-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 Committee wishes to establish the use of Safe Neighborhood Parks interest earnings as specifically set forth below;

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

Section 1. **Initial Earnings.** Prior to full execution of grant agreement with Public Agency or Not-For-Profit Organization, interest earned shall be allocated to land acquisition.

Section 2. **Subsequent Earnings.** Subsequent to full execution of grant agreement with Public Agency or Not-For-Profit Organization, interest earned on behalf of each grant recipient to be allocated as follows:

(A). to the Office of Safe Neighborhood Parks, as needed, for central administration;

(B). the balance is to be distributed

30.00% to the Public Agency or Not-For-Profit Organization on whose behalf the interest was earned (may be used for soft costs consistent with the Ordinance)

- 70.00% to be used, at the discretion of the Oversight Committee, for land acquisition or other eligible projects consistent with the Ordinance.

APPROVED 3/26/99

Safe Neighborhood Park Citizens' Oversight Committee

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

Attachment 2

Memorandum

MIAMI-DADE COUNTY

Date: December 4, 2007

Agenda Item No. 12(A)(2)

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

From: George M. Burgess
County Manager

R-1365-07

Subject: Resolution Awarding Safe Neighborhood Parks Discretionary and Pre-Agreement Land Acquisition Funds

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RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) adopt the attached resolution, allocating $1,400,000 in Safe Neighborhood Parks (SNP) Discretionary Funds and $613,000 in SNP Pre-Agreement Land Acquisition Funds to specific public agencies and not-for-profit organizations, and authorizing the County Manager to negotiate and execute in an expedited manner grant agreements with the subject agencies.

SCOPE

The scope of this agenda item is Countywide as Safe Neighborhood Parks Bond Program funds are recommended for award to municipal and not-for-profit grantees.

FISCAL IMPACT/FUNDING SOURCE

Funding is provided by the Safe Neighborhood Parks Bond Program authorized under County Ordinance 96-115, including available interest earned.

TRACK/RECORD MONITOR

The Office of Safe Neighborhood Parks, now merged with the Office of Capital Improvements, is responsible for monitoring and tracking the distribution and reimbursement of all Safe Neighborhood Parks Bond Program funds. The responsible party for monitoring the SNP Bond Program is Marcia Martin of the Office of Capital Improvements (OCI).

BACKGROUND

On July 16, 1996, the Board 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 Board appointed the Citizens' Oversight Committee. In May 2007, consistent with SNP Oversight Committee Resolution R-1-99 (Attachment 1), the Committee solicited applications for land acquisitions and park capital improvements awards resulting in recommendations of $1,400,000 in Discretionary funding and $613,000 in Pre-Agreement Land Acquisition funding.

In accordance with Ordinance No. 96-115 and Master Bond Resolution No. R-1193-97, the Committee has submitted the attached Report (Attachment 2) recommending the allocation of $2,013,000 in grant awards from SNP Discretionary and Pre-Agreement Land Acquisition Funds to specific entities for specific projects.

Attachments

Ian Yorty, Interim Director, Office of Capital Improvements &
Special Assistant to the County Manager

MEMORANDUM
(Revised)

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

DATE: December 4, 2007

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 12(A)(2)

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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 12(A)(2)
12-04-07

RESOLUTION NO. **R-1365-07**

RESOLUTION AUTHORIZING ALLOCATION OF SAFE NEIGHBORHOOD PARKS DISCRETIONARY FUNDING AND PRE-AGREEMENT LAND ACQUISITION FUNDING TO SPECIFIC ENTITIES FOR SPECIFIC PARK PROJECTS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO NEGOTIATE AND EXPEDITE EXECUTION OF RELATED GRANT AGREEMENTS AND TO EXERCISE PROVISIONS THEREIN

WHEREAS, this Board desires to accomplish the purpose outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, since the County deems it important, desirable, and in the public interest that the Safe Neighborhood Parks bond program continue and expand, it is necessary to authorize allocation of discretionary and pre-agreement land acquisition funding to specific entities for specific park projects; and

WHEREAS, the County Ordinance No. 96-115, adopted by the Board on July 16, 1996, provides for discretionary and pre-agreement land acquisition funding of the Safe Neighborhood Parks bond program to be used for acquisition of park, open space and natural areas, and other projects consistent with the Ordinance; and

WHEREAS, the Citizens' Oversight Committee considered written requests for discretionary and pre-agreement land acquisition funds grants, in accordance with Safe Neighborhood Parks Citizens' Oversight Committee Resolution R-1-99,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board allocates Safe Neighborhood Parks discretionary and pre-agreement land acquisition funds to the entities specified in the Citizens' Oversight Committee Report attached; and authorizes the County Mayor or his designee to negotiate and expedite execution of the related grant agreement following approval by the County Attorney's Office. This Board further authorizes the County Manager to exercise amendment, modification, renewal, cancellation and termination provisions of such grant agreements.

The foregoing resolution was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	**aye**		
Barbara J. Jordan, Vice-Chairwoman	**aye**		
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**absent**
Joe A. Martinez	**aye**	Dennis C. Moss	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**absent**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 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: **Kay Sullivan**
Deputy Clerk

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

Diamela del Castillo

Attachment 1

RESOLUTION R-1-99
SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE
USE OF SAFE NEIGHBORHOOD PARKS INTEREST EARNINGS

WHEREAS, the Board of County Commissioners of Miami-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 Committee wishes to establish the use of Safe Neighborhood Parks interest earnings as specifically set forth below;

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

Section 1. **Initial Earnings.** Prior to full execution of grant agreement with Public Agency or Not-For-Profit Organization, interest earned shall be allocated to land acquisition.

Section 2. **Subsequent Earnings.** Subsequent to full execution of grant agreement with Public Agency or Not-For-Profit Organization, interest earned on behalf of each grant recipient to be allocated as follows:

(A). to the Office of Safe Neighborhood Parks, as needed, for central administration;

(B). the balance is to be distributed

- 30.00% to the Public Agency or Not-For-Profit Organization on whose behalf the interest was earned (may be used for soft costs consistent with the Ordinance)

- 70.00% to be used, at the discretion of the Oversight Committee, for land acquisition or other eligible projects consistent with the Ordinance.

APPROVED 3/26/99

Safe Neighborhood Park Citizens' Oversight Committee

Attachment 2

citizens' oversight committee safe neighborhood parks

Safe Neighborhood Parks Bond Program
Citizens' Oversight Committee

July 25, 2007

Ms. Rachel Baum, Director
Miami-Dade Finance Department
111 N. W. First Street, Suite 2510
Miami, Florida 33128

Dear Ms. Baum:

On behalf of the Safe Neighborhood Parks Citizens' Oversight Committee, pursuant to Ordinance #96-115 and the master Resolution R-1193-97 for Safe Neighborhood Parks bonds, I submit the following Report showing recommended allocations for Discretionary and Pre-Agreement Land Acquisition funding:

2007 SNP Discretionary Funding Recommendations

Applicant/Grantee	Project Description	Rec. Award
Village of Virginia Gardens	Virginia Gardens Park	$ 45,000
Village of Biscayne Park	Recreation Center & Park	25,000
City of Homestead	Roscoe Warren Municipal Park	220,000
Miami-Dade County	Tamiami Park	135,000
City of Opa-locka	Sherbondy Park	163,000
City of North Miami	Kiwanis Park	112,000
Village of Palmetto Bay	Palmetto Bay Park	180,000
Village of Pinecrest	Pinecrest Gardens	215,000
Town of Cutler Bay	Cutler Ridge Park	75,000
City of Miami	Armbrister Park	65,000
Miami-Dade County	Amelia Earhart Park	65,000
City of North Miami	Besade Park	22,000
City of Sunny Isles Beach	Samson Oceanfront Park	30,000
YMCA of Greater Miami	Downrite Park	48,000
Total Recommended Awards and SNP Funds Available		**$1,400,000**

2007 SNP Pre-Agreement Land Acquisition Recommendations

Applicant/Grantee	Property Description	Rec. Award
Town of Cutler Bay	Willard Property	$200,000
Miami-Dade County	Summers Property	200,000
City of Sunny Isles Beach	Sunny Isles Blvd. Marina	113,000
City of South Miami	Dison Property	100,000
Total Recommended Awards and SNP Funds Available		**$613,000**

If you have questions or require clarification, please contact Vernita G. Chandler, Director, Office of Safe Neighborhood Parks, at 305-971-5055. Thank you.

Sincerely,

Hank Adorno
Chair

c: Vernita G. Chandler, Director, Office of Safe Neighborhood Parks
Marcia Martin, Assistant Director, Office of Safe Neighborhood Parks
Carmen Carlos, Fiscal Assistant, Office of Safe Neighborhood Parks

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Administrative Office/South Dade Government Center
10710 S.W. 211th Street, Room 109 * Miami, Florida 33189 * (305) 971-5055 Phone * (305) 971-5060 Fax

Section 2. **Proceeds and Interest Not Reauthorized**. The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

APPROVED 9/16/03

Safe Neighborhood Parks Citizens' Oversight Committee

Attachment 3

RESOLUTION R-1-03
SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE
VOTING REQUIREMENTS FOR RECAPTURED FUNDS

WHEREAS, the Board of County Commissioners of Miami-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 ensure thoughtful consideration of reauthorizing Safe Neighborhood Parks funds that have been recaptured following Grantee contract expiration;

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

Section 1. **Recaptured Proceeds and Interest.** Following written requests from a Grantee, under Section 5 (b) (13) of the Safe Neighborhood Parks Ordinance, and consideration of staff's recommendation, the Oversight Committee, by two-thirds vote of the members present may approve reauthorization of recaptured bond proceeds and interest.

Attachment 4

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

Memorandum

MIAMI-DADE COUNTY

Date: December 4, 2007

Agenda Item No. 12(A)(1)

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

From: George M. Burgess
County Manager

R-1364-07

Subject: Resolution Awarding Safe Neighborhood Parks Recaptured Funds

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RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) adopt the attached resolution allocating $609,252 in Safe Neighborhood Parks (SNP) Recaptured Funds to five (5) public agencies and two (2) not-for-profit organization, and authorizing the County Manager to negotiate and execute grant agreements with the subject agencies.

SCOPE

The scope of this agenda item reflects the re-allocation of $609,252 in recaptured funds to the following Safe Neighborhood Parks projects:

Grantee	Park Project	Award Amount
City of Florida City	Loren Roberts Park	$ 28,076
City of Homestead	Losner Park	23,220
City of Miami	Roberto Clemente and West End Parks	18,320
Miami-Dade County	Homestead Air Reserve Base Park	242,790
City of Doral	Miami West Park	208,596
Trust for Public Land	Southwest Overtown Playground	13,250
Coalition to Improve North Dade	North Dade Optimist Park	75,000
	Total Awards	$609,252

FISCAL IMPACT/FUNDING SOURCE

The fiscal impact of this agenda item re-allocates $609,252 in recaptured funds to existing Safe Neighborhood Parks projects and grantees for completion of improvements.

TRACK/RECORD MONITOR

The Office of Safe Neighborhood Parks, now merged with the Office of Capital Improvements, is responsible for monitoring and tracking SNP Bond Program recaptured funds distribution and reimbursements. The responsible party for monitoring these SNP Bond Program allocations is Marcia Martin of the Office of Capital Improvements (OCI).

BACKGROUND

On July 16, 1996, the Board 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 Board appointed the Citizens' Oversight Committee. In July 2007 and October 2007, consistent with SNP Oversight Committee Resolution R-1-03 (Attachment 1), the Committee reviewed written requests for re-authorization of unexpended bond proceeds from 2001 and 2002 expired contracts. After consideration of SNP staff recommendations, the Committee approved by two-thirds majority vote to re-authorize $609,252 in recaptured bond funds.

In accordance with Ordinance No. 96-115 and Master Bond Resolution No. R-1193-97, the Committee has submitted the attached Report (Attachment 2) recommending allocation of $609,252 in grant awards from Safe Neighborhood Parks Recaptured Funds to specific entities for specific projects.

Attachments

Ian Yorty, Interim Director, Office of Capital Improvements &
Special Assistant to the County Manager

MEMORANDUM

(Revised)

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

DATE: December 4, 2007

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 12(A)(1)

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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 12(A)(1)
12-04-07

RESOLUTION NO. **R-1364-07**

RESOLUTION AUTHORIZING ALLOCATION OF SAFE NEIGHBORHOOD PARKS RECAPTURED FUNDING TO SPECIFIC ENTITIES FOR SPECIFIC PARK PROJECTS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO NEGOTIATE AND EXPEDITE EXECUTION OF RELATED GRANT AGREEMENTS

WHEREAS, this Board desires to accomplish the purpose outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, since the County deems it important, desirable, and in the public interest that the Safe Neighborhood Parks bond program continue and expand, it is necessary to authorize allocation of recaptured funding to specific entities for specific park projects; and

WHEREAS, County Ordinance No. 96-115, adopted by the Board on July 16, 1996, provides for recaptured interest earned and proceeds of the Safe Neighborhood Parks Bond to be used for acquisition of park, open space and natural areas, and other projects consistent with the Ordinance; and

WHEREAS, in accordance with Section 5(13) of County Ordinance No. 96-115, if bond proceeds have not been expended or encumbered within the periods allowed, the recipient agencies may submit to the Citizens' Oversight Committee, for review and approval in its discretion, a plan for expenditure or encumbrance of the funds in accordance with the purposes of the Ordinance within the municipality or area of the County in which the funds were originally authorized to be expended; and

WHEREAS, the Citizens' Oversight Committee considered written requests for recaptured funds grants, in accordance with Safe Neighborhood Parks Citizens' Oversight Committee Resolution R-1-03,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board allocates Safe Neighborhood Parks recaptured funds to the entities specified in the Citizens' Oversight Committee Report attached; and authorizes the County Mayor or his designee to negotiate and expedite execution of the related grant agreements following approval by the County Attorney's Office. This Board further authorizes the County Manager to exercise amendment, modification, renewal, cancellation and termination provisions of such grant agreements.

The foregoing resolution was offered by Commissioner Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Joe A. Martinez and upon being put to a vote, the vote was as follows:

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 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: **Kay Sullivan**
Deputy Clerk

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

Diamela del Castillo

Attachment 1

RESOLUTION R-1-03
SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE
VOTING REQUIREMENTS FOR RECAPTURED FUNDS

WHEREAS, the Board of County Commissioners of Miami-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 ensure thoughtful consideration of reauthorizing Safe Neighborhood Parks funds that have been recaptured following Grantee contract expiration;

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

Section 1. Recaptured Proceeds and Interest. Following written requests from a Grantee, under Section 5 (b) (13) of the Safe Neighborhood Parks Ordinance, and consideration of staff's recommendation, the Oversight Committee, by two-thirds vote of the members present may approve reauthorization of recaptured bond proceeds and interest.

Section 2. **Proceeds and Interest Not Reauthorized**. The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

APPROVED 9/16/03

Safe Neighborhood Parks Citizens' Oversight Committee

Attachment 2

citizens' oversight committee safe neighborhood parks

Safe Neighborhood Parks Bond Program
Citizens' Oversight Committee

October 25, 2007

Ms. Rachel Baum, Director
Miami-Dade Finance Department
111 N. W. First Street, Suite 2510
Miami, Florida 33128

Dear Ms. Baum:

On behalf of the Safe Neighborhood Parks Citizens' Oversight Committee, pursuant to Ordinance #96-115 and the master Resolution R-1193-97 for Safe Neighborhood Parks bonds, I submit the following Report showing recommended allocations of recaptured bond proceeds.

The Oversight Committee has considered requests for re-allocation of recaptured funds and recommends the following park projects:

Grantee	Park Project	Award Amount
City of Florida City	Loren Roberts Park	$ 28,076
City of Homestead	Losner Park	23,220
City of Miami	Roberto Clemente & West End Parks	18,320
Miami-Dade County	Homestead Air Reserve Base Park	242,790
City of Doral	Miami West Park	208,596
Coalition to Improve North Dade	North Dade Optimist Park	75,000
Trust for Public Land	Southwest Overtown Playground	13,250
	Total Awards	$609,252

If you have questions or require clarification, please contact Marcia Martin, Safe Neighborhood Parks Bond Program, Office of Capital Improvements, at 305-375-2660. Thank you.

Sincerely,

Hank Adorno

Hank Adorno
Chair

c: Ian Yorty, Interim Director, Office of Capital Improvements
George Navarrete, Chief, Project Scheduling & Compliance, Office of Capital Improvements
Marcia Martin, SNP Bond Program, Office of Capital Improvements
Carmen Carlos, SNP Bond Program, Office of Capital Improvements

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Safe Neighborhood Parks Bond Program * Office of Capital Improvements
111 NW First Street, Suite 2130 * Miami, Florida 33128 * (305) 375-2660 Phone * (305) 971-6157 Fax