

Memorandum



Date: July 1, 2008

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

From: George M. Burgess
County Manager

Subject: Significant Modification of *Building Better Communities* General Obligation Bond Program
Project No. 48 – “Miami MetroZoo”

Agenda Item No. 5(K)

Recommendation

It is recommended that the Board adopt the attached resolution which approves a significant modification to the project description for Building Better Communities - General Obligation Bond Program (BBC - GOB Program) Project No. 48 - “Miami MetroZoo” following a public hearing pursuant to Resolution No. R-913-04. The change to the project description will allow the Miami-Dade Park & Recreation Department (MDPR) to utilize a portion of the allocated funds to provide new trams related to the proposed improvements for Miami MetroZoo.

Scope

Miami MetroZoo is rated as one of the top ten zoos in the United States and is open to all visitors and residents of Miami-Dade County. The zoo is located at 12400 NW 152 Street in Commission District 9.

Fiscal Impact/Funding Source

There is no fiscal impact on the existing BBC - GOB Program allocation due to this modification.

Track Record/Monitor

MDPR is the implementing agency. Miami MetroZoo is responsible for monitoring this contract and the project manager is Zoo Director, Eric Stephens.

Background

On November 2, 2004, voters overwhelmingly approved the referendum to fund more than 300 capital improvements throughout the County over the next 15 to 20 years. Appendix “A” to Resolution No. R-913-04 (Attachment 1) lists projects eligible for funding from the BBC GOB Program by number, name and project description. All additions, deletions and significant modifications to individual projects require a majority vote of the Board following a public hearing. One of the projects included in the BBC GOB Program as Project No. 48 is “Miami MetroZoo” with an allocation equal to \$12,000,000 and the following Project Description: “Construction of Phase III - Zoo-Wide improvements and entry.”

MDPR has worked with the Zoo Oversight Committee, Zoological Society of South Florida and the Zoo’s staff in programming the Zoo-Wide funding in accordance with the Master Plan to maximize the public benefits of the BBC - GOB Program funding. Therefore, MDPR is requesting a significant modification to the project description to allow a portion of the funds to be used to provide new trams to support patron circulation within the Zoo as new exhibits are opened, including the Amazon & Beyond exhibit scheduled to be completed this year. The new proposed description states: “Construction of Phase III - Zoo-Wide improvements, trams, and entry”. The terms are being added to the scope since transportation enhancements are part of Miami Metrozoo’s master development plan but not specifically mentioned in the construction of phase III improvement.

Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners
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Miami MetroZoo operates trams to enhance the visitor experience, by providing comfort to its patrons and as a revenue generator. A projected attendance increase of 65,000 for the first ten months following the opening of Amazon and Beyond means that the monorail will be at capacity, and trams are essential transportation for guests throughout the Zoo.

The new trams will replace those currently in operation for the last 18 years. The new vehicles are expected to cost \$350,000 and have a life cycle of 20 years, including a warranty period of one (1) year.

Attachment



Alex Muñoz
Assistant County Manager



MEMORANDUM

(Revised)

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

DATE: July 1, 2008

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

SUBJECT: Agenda Item No. 5(K)

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. 5(κ)

Veto _____

7-1-08

Override _____

RESOLUTION NO. _____

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 48 – “MIAMI METROZOO”, IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04 AFTER A PUBLIC HEARING

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves the significant modification to Building Better Communities General Obligation Bond Program Project No. 48 - “Miami MetroZoo” identified in Appendix A to Resolution No. R-913-04 after a public hearing, all as more particularly described in the accompanying memorandum.

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 |
| Dorin D. Rolle | Natacha Seijas |
| Katy Sorenson | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of July, 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.

MVR

Monica Rizo

ATTACHMENT 1

Approved _____ Mayor
Veto _____
Override _____

Amended
Special Item No. 2
7-20-04

RESOLUTION NO. R- 913-04

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

RESOLUTION PROVIDING FOR HOLDING OF GENERAL OBLIGATION BOND SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, ON NOVEMBER 2, 2004 WITH RESPECT TO AUTHORIZATION OF NOT EXCEEDING \$680,258,000 GENERAL OBLIGATION BONDS OF SAID COUNTY TO CONSTRUCT AND IMPROVE PARK AND RECREATIONAL FACILITIES

WHEREAS, the Board of County Commissioners of Miami-Dade County, Florida (the "Board") finds it necessary and appropriate and in the best interest of the County to hold a special election to authorize the issuance of General Obligation Bonds (the "Bonds") of Miami-Dade County in an amount not to exceed \$680,258,000, as needed, in series from time to time, which Bonds will be secured by the full faith and credit of the County; and

WHEREAS, proceeds from such Bonds will be used for various, unfunded capital projects that have been identified and delineated in Appendix A, attached to this Resolution; and

WHEREAS, issuing such Bonds will stimulate the County economy and provide employment; and

WHEREAS, upon approval by the electors of the County to issue the Bonds, the Board will enact Bond ordinances authorizing the issuance of the Bonds so approved; and

WHEREAS, the Board intends, to the extent possible, that the debt service millage required to pay the debt service on the Bonds shall not exceed the current debt service millage in any year while the Bonds are outstanding and the total principal amount of the Bonds has been fixed with that intention in mind,

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

Section 1. The preamble to this Resolution and the County Manager's memorandum accompanying this Resolution are approved and incorporated by reference in this Resolution.

Section 2. A General Obligation Bond Special Election shall be held on Tuesday, November 2, 2004, for the purpose of submitting to the qualified electors of the County the questions stated in the Notice of General Obligation Bond Special Election set forth below in Section 3 of this Resolution.

Section 3. Notice of said General Obligation Bond Special Election shall be published in The Miami Herald, a newspaper of general circulation in Miami-Dade County, Florida, at least twice, once in the fifth week and once in the third week prior to the week in which the election is to be held, the date of first publication in said newspaper to be at least thirty days before said election, which notice shall be substantially in the following form:

NOTICE OF GENERAL OBLIGATION BOND SPECIAL ELECTION
BUILDING BETTER COMMUNITIES
To be Held On
TUESDAY, NOVEMBER 2, 2004
MIAMI-DADE COUNTY, FLORIDA

A General Obligation Bond Special Election will be held on Tuesday, November 2, 2004, for the purpose of submitting to the qualified electors of Miami-Dade County, Florida, the following question:

**BUILDING BETTER COMMUNITIES
CONSTRUCT AND IMPROVE PARKS AND
RECREATIONAL FACILITIES**

To construct and improve neighborhood and regional parks and other recreational areas to include athletic fields and gymnasiums, courts, pools, playgrounds, marinas, restore beaches, and the preservation of endangered lands described in Resolution No. 913-04, adopted July 20, 2004, shall Miami-Dade County issue General Obligation Bonds to pay cost of such projects in a principal amount not exceeding \$680,258,000, bearing interest not exceeding maximum legal rate, payable from ad valorem taxes?

_____ FOR BONDS

_____ AGAINST BONDS

The polls at said election will be open from 7:00 o'clock A.M. until 7:00 P.M. of the same day. All qualified electors of the County shall be entitled to vote at said special election.

Said General Obligation Bond Special Election will be held at the established polling places in the several precincts, respectively, in the County as established for County-wide general elections.

Miami-Dade County shall be authorized to issue the bonds covered by the question hereinabove set forth if such issuance as to such question shall have been approved by vote of a majority of the qualified electors of Miami-Dade County voting thereon.

By order of the Board of County Commissioners of Miami-Dade County, Florida.

Clerk of the Board of County Commissioners of
Miami-Dade County, Florida

Section 4. Touch Screen Voting Machines shall be used at such special election, and the ballot question shall appear in substantially the form set forth in the Notice of General Obligation Bond Special Election in Section 3 of this Resolution.

Section 5. The question shall appear on the touch screens ballot as a separate question. Those qualified electors desiring to approve the issuance of bonds shall be instructed to vote "FOR BONDS". Those qualified electors desiring to disapprove the issuance of bonds shall be instructed to vote "AGAINST BONDS".

Section 6. Absentee paper ballots may be used by qualified electors of the County for voting on the question at said election. The form of such absentee ballot shall be in accordance with the requirements prescribed by the general election laws, and shall have printed thereon the question hereinabove set forth, with proper place for voting either "FOR BONDS" or "AGAINST BONDS" following the statement of the question aforesaid.

Section 7. A sample ballot showing the manner in which the question aforesaid shall appear on the touch screen ballot at this special election shall be published and provided in accordance with the applicable provisions of the general election laws.

Section 8. This special election on the question aforesaid shall be held and conducted in accordance with the applicable provisions of the general laws relating to special elections and the provisions of the Miami-Dade County Home Rule Charter. The County Manager, the Finance Director, the Supervisor of Elections and the Clerk of the County Commission are hereby authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this Resolution. This special election shall be a nonpartisan election. Inspectors and clerks to serve as election officials in connection with this special election shall be appointed in accordance with the provisions of the general election laws.

Section 9. This special election shall be canvassed by the County Canvassing Board as provided under the election laws of this State, in accordance with the provisions of Section 2.07 of the Home Rule Charter.

Section 10. All proceeds of the sale of the Bonds shall be delivered to the Finance Director of the County who shall deposit those proceeds in appropriate construction fund trust accounts, not to be commingled with other funds of the County, to be disbursed solely for the purposes set forth in this Resolution. The County, itself or through independent auditors, shall have the right at all times to audit the books and records of all beneficiaries who receive proceeds from the sale of the Bonds.

Some projects listed in Appendix A of this Resolution may be the subject of contractual agreements between the County and the external agencies receiving the Bond proceeds to pay the cost of such projects. Such agreements shall provide the terms and conditions for the County to release Bond proceeds to the agency and such other requirements as the County shall deem appropriate. In the event that an agency fails, without adequate reason, to commence acquisition, planning, design or construction of a project within six (6) months of the receipt of County approval to proceed with such project, the County shall have the option of reallocating the Bond proceeds earmarked for such project to any other projects listed in Appendix A falling within the same ballot category.

All additions, deletions and significant modifications to individual projects or to Appendix A shall require a majority vote of the Board after public hearing.

Section 11. Bond proceeds in an amount not to exceed 3% of the principal amount of the Bonds shall be used to pay administrative expenses associated with managing the Bond program. The Finance Director will deposit these funds in a separate Bond Administrative Expense Fund.

Section 12. The Bonds are part of an overall Bond Program pursuant to which the County is proposing to issue up to \$2,925,750,000 in General Obligation Bonds ("Bond

Program") upon voter approval. The intent of the County is to include a combined municipal and UMSA component ("Municipal Component") in the Bond Program totaling 10% of the Bond proceeds, net of issuance costs. The formula used for distribution of proceeds is based on a weighted formula 75% on population and 25% on contribution to the tax roll (based on June 1, 2004 figures) as compared to the total population and property tax roll figures for the entire County. The data for this distribution was based upon most recent Census figures as provided by the Miami-Dade County Planning Department and tax roll figures as provided by the Miami-Dade County Property Appraiser. Should a municipality incorporate after passage of this Bond program, it may petition the Board for a portion of any unallocated Bond proceeds that had been apportioned to local projects in the UMSA area then contained in such municipality. Not all of the individual components of the Bond Program will include a Municipal Component but in the aggregate, the overall Bond Program will include a Municipal Component that equals 10% of the Bond Program.

It is the intent of the County that the balance of the bond proceeds from the Bond Program net of cost of issuance (90%) shall be used for projects of countywide and/or regional significance.

The foregoing resolution was offered by Commissioner **Jose "Pope" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Katy Sorenson** and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	aye
Katy Sorenson, Vice-Chairperson	aye
Bruno A. Barreiro	aye
Betty T. Ferguson	aye
Joe A. Martinez	absent
Dennis C. Moss	aye
Natacha Seijas	nay
Sen. Javier D. Souto	absent
Jose "Pepe" Diaz	aye
Sally A. Heyman	aye
Jimmy L. Morales	aye
Dorin D. Rolle	aye
Rebeca Sosa	absent

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of July, 2004. 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.

A handwritten signature in black ink, appearing to read "GTH", enclosed within a hand-drawn circle.

Gerald T. Heffeman

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

APPENDIX A

PROJECT NUMBER	MUNICIPAL PROJECT LOCATION	BCC DISTRICT	PROJECT NAME	PROJECT DESCRIPTION	STREET ADDRESS	ALLOCATION (000's)
44	UMSA	12	Trail Glades Range	Area wide park improvements include building and range construction and renovation, and mitigation.	US 41 and Krome Avenue	\$8,000
45	Hialeah	13	Amelia Earhart Park	Construct an aquatic center or provide area wide park improvements that include completion of sports complex, mountain biking course, recreation center building construction, vehicle and pedestrian circulation, utilities upgrades, and landscaping.	11900 NW 42 Avenue	\$23,000
46	UMSA	CW	Miami MetroZoo	Construction of Phase IV - Lakes and Australia Exhibit	12400 SW 152 Street	\$31,000
47	UMSA	CW	Miami MetroZoo	Construction of Phase V - Florida Exhibit	12400 SW 152 Street	\$31,000
48	UMSA	CW	Miami MetroZoo	Construction of Phase III - Zoo wide improvements and entry	12400 SW 152 Street	\$12,000
313	UMSA	CW	Miami MetroZoo	Additional improvements to MetroZoo	12400 SW 152 Street	\$13,000
2	CW	CW	Environmentally Endangered Lands (EEL) Program	Purchase lands at various sites throughout Miami-Dade County to support environmental protection initiatives	Various	\$40,000
10	CW	CW	Purchase Development Rights (PDR)	Purchase greenspace including development rights to maintain agricultural lands and protect wet fields	Various	\$30,000
49	Miami Beach	CW	Beach Maintenance Facility	Renovate/replace area wide Beach maintenance facility at Northshore Open Space Park.	Cobles Ave and 72 Street	\$500
50	Miami	CW	Renovate the Orange Bowl	Provide needed renovations to the Orange Bowl	1501 NW 3 Street	\$50,000
51	UMSA	Various - 1, 8, 9	South Dade and North Dade Greenway and Trail	Area wide continued development of South Dade Greenway and North Dade Greenway	South Dade Greenway	\$7,000
52	Various - Miami & UMSA	Various - 4, 5, 7	Beach Erosion Mitigation and Renourishment Project	Beach renourishment projects for eroded portions of Miami-Dade County beaches	Various	\$17,500

Note: Allocation shown in nominal value.

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