

Memorandum



Date: January 22, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Significant Modification to Building Better Communities Bond Program Project No. 30 –
“Redland Fruit & Spice Park Area-Wide Park Improvements”

Agenda Item No. 5(F)

Recommendation

It is recommended that the Board of County Commissioners (BCC) adopt the attached resolution approving a significant modification to the project description for Building Better Communities-General Obligation Bond (BBC-GOB) program Project No. 30, “Redland Fruit & Spice Park Area-Wide Park Improvements” following a public hearing pursuant to Resolution R-913-04 (“Authorizing Resolution”). The significant modification formalizes the use of BBC-GOB funding for land acquisition. BBC-GOB was identified as the funding source within the resolutions approving the contracts for sale of two parcels acquired in 2006 and 2007. If the BCC elects not to approve this resolution, then other funding source(s) will need to be identified for the land acquisition.

Item	Original BBC Project	Modified BBC Project
Project Name	Redland Fruit & Spice Park	Redland Fruit & Spice Park
Project Number	30	30
Project Description	“Area-wide park improvements include lake, pergola, pedestrian and vehicular circulation; teahouse, and landscaping”	“Area-wide park improvements including lake, pergola, pedestrian and vehicular circulation; teahouse, landscaping, and land acquisition”.
Amount and schedule of BBC funding allocation	\$4.0 Million Allocation available through fiscal year 2017-2018	No change

Scope

The scope is limited to Redland Fruit & Spice Park located in Commission District 8 and solely to this project. The park is located at 24801 S. W. 187 Avenue.

Fiscal Impact/Funding Source

There is no fiscal impact on the existing BBC-GOB allocation due to this modification. However, if the resolution is not approved, an alternate funding source in the amount of \$971,639.44 will be required to fund the land acquisition (including associated fees). The source of those funds will be determined in the event of failure of this resolution.

Track Record/Monitor

The agency responsible for implementing the project is the Miami-Dade County Park and Recreation Department (MDPR) and the project manager is Barbara Falsey, Chief, Planning, Research and Real Property Division.

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 R-913-04 (Attachment 1) lists municipal projects eligible for funding from the BBC-GOB Bond 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.

Redland Fruit & Spice is a regional special activity park and a unique asset to Miami-Dade County. The BCC approved expenditure of BBC-GOB funds in the amount of \$1,150,000 for acquisition of approximately five and one-half (5.5) acres of land to expand the park to a total of approximately 36.5 acres, pursuant to Resolutions R-1137-06 (Attachment 2) and R-966-07 (Attachment 3) respectively. This significant modification enumerates land acquisition within the project description for clarity. The additional lands serve to increase park services, expand programming, administrative offices, equipment storage, and enhance park visitors' experience.

On December 4, 2007 the BCC adopted Resolution R-1365-07 (Attachment 4), authorizing an allocation of Safe Neighborhood Parks (SNP) discretionary funding and pre-agreement land acquisitions of \$200,000.00 offsetting the cost and supplanting the level of BBC-GOB funds used. All of the proposed improvements in the project description are expected to be completed with BBC-GOB other funding sources. The lake scope element is currently under construction.

Due to high land values, limited availability of funding options when needed for this acquisition and the long-term property owners' interest in selling to the County, the use of BBC-GOB allocated funds is vital for the successful park expansion. The park's general plan will be amended to incorporate the newly acquired parcels.

MDPR was authorized to use BBC-GOB funding for the land acquisition. However, a subsequent review by the County Attorney's Office determined that a technical correction, in the form of this Significant Modification, was needed. This item was reviewed by the Building Better Communities Citizens' Advisory Committee at their meeting on June 26, 2008 and was forwarded for consideration by the BCC with a favorable recommendation.

Attachments



Alex Muñoz
Assistant County Manager



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** January 22, 2009
and Members, Board of County Commissioners

FROM:  R. A. Cuevas, Jr.
County Attorney **SUBJECT:** Agenda Item No. 5 (F)

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(F)

Veto _____

1-22-09

Override _____

RESOLUTION NO. _____

RESOLUTION APPROVING SIGNIFICANT
MODIFICATION TO BUILDING BETTER
COMMUNITIES GENERAL OBLIGATION BOND
PROGRAM PROJECT NO. 30 - "REDLAND FRUIT &
SPICE PARK" AS 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:

Section 1. The foregoing recital is incorporated in this resolution and is approved.

Section 2. This Board hereby approves the significant modification to Building Better Communities General Obligation Bond Program Project No. 30 - "Redland Fruit & Spice Park" as 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2009. 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

Approved _____ Mayor

Veto

Override

ATTACHMENT 1

Amended

Special Item No. 2

7-20-04

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

RESOLUTION NO. R- 913-04

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,

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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 "Pepe" 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	Jose "Pepe" Diaz	aye
Betty T. Ferguson	aye	Sally A. Heyman	aye
Joe A. Martinez	absent	Jimmy L. Morales	aye
Dennis C. Moss	aye	Dorrian D. Rolle	aye
Natacha Seijas	nay	Rebeca Sosa	absent
Sen. Javier D. Souto	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, enclosed within a hand-drawn oval.

Gerald T. Heffernan

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

APPENDIX A

CONSTRUCT AND IMPROVE PARK AND RECREATIONAL FACILITIES

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PROJECT NUMBER	MUNICIPAL PROJECT LOCATION	BCC DISTRICT	PROJECT NAME	PROJECT DESCRIPTION	STREET ADDRESS	ALLOCATION (000's)
18	UMSA	1	Ives Estates District Park	Area-wide park improvements including building construction, athletic fields, maintenance facility, vehicle and pedestrian circulation, landscaping and picnic area.	1475 Ives Dairy Road	\$20,000
317	CW	1	Parks Improvements in District 1	General improvements to existing local parks include renovation, and upgrades.	Various	\$3,000
19	North Miami	2	Recreational Facility	GOB funds to compliment other funding sources to construct a recreational facility to house an olympic sized pool, martial arts facilities and fencing facilities.	TBD	\$5,000
20	UMSA	4	Haulover Park	Area-wide park improvements that include building construction and renovations, vehicle and pedestrian circulation, beach area, great lawn, landscaping, boat slips, and jetty pier.	10800 Collins Avenue	\$23,000
21	North Miami Beach	4	Greynolds Park	Area-wide park improvements that include building construction and restoration, pedestrian circulation, natural areas restoration and landscaping.	17530 W Dixie Hwy.	\$7,000
22	Miami Beach	5	Lummus Park	Provide improvements to Lummus Park and the Art Deco Visitors Center.	Ocean Drive (5 St-15 St)	\$7,000
23	Miami Beach	5	South Pointe Park	Provide improvements to South Pointe Park.	1 Washington Street	\$5,000
24	UMSA	6	A.D. Barnes Park	Area-wide park improvements include leisure access expansion, maintenance facility, enhancements to facilities for the disabled, shelter renovations and vehicle and pedestrian circulation.	3401 SW 72 Avenue	\$4,000
25	UMSA	7	Crandon Park	Area-wide improvements that include master plan time certain conditions, building construction and renovation, tennis center renovation, cart pathways, landscaping, vehicle and pedestrian circulation, beach area, enhance amusement area, landscaping, natural area restoration, utilities, and marina improvements.	4000 Crandon Blvd.	\$23,000

Note: Allocation shown in nominal value.

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)
26	Coral Gables	7	Matheson Hammock Park	Area-wide park improvements that include building restoration; maintenance center relocation; vehicle and pedestrian circulation; natural area restoration; and landscaping.	9610 Old Cutler Road	\$6,000
27	Palmetto Bay	7	Chapman Field Park	Area-wide park improvements include vehicle and pedestrian circulation; building construction; trails; signage; landscaping; and utilities and park lighting.	13601 Old Cutler Road	\$5,000
28	Palmetto Bay	8	Charles Deering Estate	Area-wide park improvements that include rehydration; south addition improvement; fencing; vehicular and pedestrian circulation; landscaping.	16701 SW 72 Avenue	\$5,000
29	UMSA	8	Black Point Park and Marina	Area-wide park improvements include jetty development; and vehicle and pedestrian circulation.	24775 SW 87 Avenue	\$1,800
30	UMSA	8	Redland Fruit and Spice Park	Area-wide park improvements include lake, pergola, pedestrian and vehicular circulation; leahouse; and landscaping.	24801 SW 187 Avenue	\$4,000
31	UMSA	8	Camp Owalissa Bauer	Area-wide park improvements include building renovation; pedestrian circulation; trails; and landscaping.	17001 SW 264 Street	\$1,000
32	UMSA	8	Lakes by the Bay Park	Area-wide park improvements include building construction; athletic fields and courts; vehicle and pedestrian circulation; natural areas restoration; and utilities.	SW 216 St and 87 Avenue	\$4,500
33	UMSA	9	Homestead Bayfront Park	Area-wide park improvements that include building construction & renovation; atoll pool improvements; enhanced picnic areas; vehicular and pedestrian circulation; landscaping.	9698 NW Canal Drive	\$4,000
34	UMSA	9	Homestead Air Reserve Park	Area-wide park improvements include building construction; dog park; athletic fields and courts; playgrounds; vehicular & pedestrian circulation; picnic areas; and landscaping and related site improvements.	SW 268 St and SW 127 Avenue	\$15,057
35	UMSA	9	Southridge Park	Area-wide park improvements include stadium completion; building construction, aquatic center, courts, playgrounds, vehicle and pedestrian circulation; and landscaping.	19355 SW 114 Court	\$7,600
36	UMSA	9	Larry and Penny Thompson Park	Area-wide park improvements to include campground renovations; trails; aquatic facility; beach and lake picnic facilities.	12451 SW 184 Street	\$6,600

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2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

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PROJECT NUMBER	MUNICIPAL PROJECT LOCATION	BCC DISTRICT	PROJECT NAME	PROJECT DESCRIPTION	STREET ADDRESS	ALLOCATION (000's)
106	UMSA	9	West Perrine Park	Local park improvements include aquatic center, athletic fields and courts; vehicle and pedestrian circulation; landscaping and irrigation.	17121 SW 104 Avenue	\$5,000
108	UMSA	9	Sgt Joseph Delancy Park	Local park improvements include pool renovation and expansion and irrigation.	14450 Boggs Drive	\$2,500
109	UMSA	9	Goulds Park	Local park improvements include pool renovation and expansion, irrigation and vehicular circulation.	21840 SW 114 Avenue	\$1,243
306	UMSA	9	Colonial Drive Park	Local park improvements include building renovations, athletic field upgrades, irrigation upgrades, and a playground.	10750 SW 156 Terrace	\$1,325
307	UMSA	9	Sharman Park	Local park improvements includes development of the general plan, irrigation and renovations of facilities.	SW 219 Street and SW 123 Avenue	\$600
37	UMSA	10	Kendall Soccer Park	Area-wide park improvements include building construction; athletic fields; playgrounds; pedestrian circulation; picnic areas; and landscaping.	SW 80 St and 127 Avenue	\$4,000
38	UMSA	10	Tropical Park	Area-wide park improvements include equestrian and boxing center expansion; stadium upgrades; dog park; vehicle and pedestrian circulation improvements; landscaping; and utilities.	7900 SW 40 Street	\$15,000
39	UMSA	10	Kendall Indian Hammocks Park	Area-wide park improvements include recreation center construction; athletic fields; dog park; vehicular and pedestrian circulation; and utilities.	11395 SW 79 Street	\$6,000
41	UMSA	10	Tamiami Park	Area-wide park improvements include building upgrades; athletic fields and courts; vehicle and pedestrian circulation; aquatic center; landscaping; and utilities.	11201 SW 24 Street	\$8,000
40	UMSA	11	West Kendall District Park	Area-wide park improvements include lake excavation; building construction; athletic fields and courts; dog park; playgrounds; vehicle and pedestrian circulation; picnic areas; and landscaping.	SW 120 St and SW 167 Avenue	\$23,000
42	UMSA	11	Boystown (Camp Matecumbe)	Area-wide park improvements include building demolition, renovations, and construction; playground; athletic fields and courts; vehicle and pedestrian circulation; landscaping; and utilities.	SW 120 St and SW 137 Avenue	\$6,000
43	UMSA	11	Tree Islands Park	Area-wide park development to include environmental mitigation; recreation center buildings; walkways; vehicle circulation; landscaping; and picnic area.	SW 24 St and 142 Avenue	\$5,000

Note: Allocation shown in nominal value.

**2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS**

APPENDIX A

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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 well fields.	Various	\$30,000
49	Miami Beach	CW	Beach Maintenance Facility	Renovate/replace area-wide beach maintenance facility at Northshore Open Space Park.	Collins 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

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**2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS**

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PROJECT NUMBER	MUNICIPAL PROJECT LOCATION	BCC DISTRICT	PROJECT NAME	PROJECT DESCRIPTION	STREET ADDRESS	ALLOCATION (000's)
53	Opa-locka	1	Opa-locka - Community Swimming Pool and Gymnasium	GOB funds will compliment other funding for the acquisition of land, design and construction of new community swimming pool/gymnasium to provide recreational activities for youth and young adults in the City of Opa-locka.	TBD	\$609
54	Miami Gardens	1	Miami Gardens - Park Renovations and Improvements	Park improvements to all 16 parks in the City of Miami Gardens to include: renovations and new construction of stadiums, field centers, recreational centers, athletic fields and facilities, pedestrian and vehicle access, irrigation, and pool improvements.	Various	\$9,831
55	El Portal	3	El Portal - Acquire Land for Park	GOB funds will compliment other funding for land acquisition for a new park in the Village of El Portal.	TBD	\$249
56	Sunny Isles	4	Sunny Isles - Redesign Active Park	GOB funds will compliment other funding for revamping of Active Park to provide for amenities, inclusive of a community center, gymnasium, playground, and little league baseball field in City of Sunny Isles Beach.	181 Dr and N Bay Road	\$347
57	Aventura	4	Aventura - Purchase Land for Parks/Public Facilities	GOB funds will compliment other funding to purchase vacant land in the City of Aventura to be used for parks or other public facilities.	TBD	\$4,714
58	West Miami	6	West Miami - Recreational Building	GOB funds will compliment other funding for construction of new multi-purpose recreation center building in City of West Miami.	TBD	\$131
59	Miami Springs	6	Miami Springs - Recreation Complex	GOB funds will compliment other funding to renovate existing and/or build a new gym, new competition swimming pool, tennis courts, plus parking lot and access road on the golf course in the City of Miami Springs.	1401 Westward Drive	\$1,520
60	South Miami	7	South Miami - Green Space Park	GOB funds will compliment other funding to acquire 10 acres for Green Space park.	TBD	\$1,343
61	Palmetto Bay	8	Palmetto Bay - Acquisition and Improvements of Parks	GOB funds will compliment other funding for the acquisition and improvement of parks and the construction of a new recreational community center in the Village of Palmetto Bay.	TBD	\$3,026
62	Florida City	9	Florida City - Construct Youth Activity Center	GOB funds will compliment other funding for the construction of a Youth Activity Center in Florida City.	TBD	\$846

Note: Allocation shown in nominal value.

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

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PROJECT NUMBER	MUNICIPAL PROJECT LOCATION	BCC DISTRICT	PROJECT NAME	PROJECT DESCRIPTION	STREET ADDRESS	ALLOCATION (000's)
63	Sweetwater	12	Sweetwater - Improvements to Dominoes Park & Carlow Park	Addition to tot lot with equipment and gazebo at Dominoes Park and restoration of gazebos at Carlow Park in the City of Sweetwater.	10650 SW 4 Street	\$100
64	Sweetwater	12	Sweetwater - Improvements to Youth Center Building	Install a new roof, new field lights, new playground equipment, grounds and field improvements at the Youth Center Building in the City of Sweetwater.	TBD	\$500
65	Hiialeah Gardens	12	Hiialeah Gardens - Passive Park Improvements	Improvements to walking path and gazebo at Passive Park.	TBD	\$300
66	Hiialeah Gardens	12	Hiialeah Gardens - Bernie Wilson Park Improvements	Purchase playground equipment for Bernie Wilson Park in the Town of Hiialeah Gardens.	10300 NW 87 Avenue	\$80
67	Doral	12	Doral - Acquisition and Development of Municipal Parks	GOB funds will compliment other funding to acquire and develop municipal parks.	3000 NW 87 Avenue	\$4,607
68	Miami Lakes	13	Miami Lakes - Royal Oaks Park Development Project	Construction of Royal Oaks Park Community Center/Clubhouse facility in Town of Miami Lakes.	16500 NW 87 Avenue	\$2,000
69	North Miami Beach	Various - 1 & 4	North Miami Beach - Renovate Various City Facilities	GOB funds will compliment other funding for repairs and upgrades to public facilities owned by the City of North Miami Beach including pools, recreation centers, and parks.	Various	\$4,321
70	North Miami	Various - 1, 2, 4	North Miami - Construct Recreational Community Center at Claude Pepper Park	GOB funds will compliment other funding for the construction of a new recreational Community Center with teen lounge and gymnasium in City of North Miami.	1400 NW 135 Street	\$5,937
71	Hiialeah	Various - 2, 6, 12, 13	Hiialeah - Convert Milander Stadium Playing Surface	Milander Stadium conversion of playing surface to artificial turf and new press box.	4700 Palm Avenue	\$899
72	Hiialeah	Various - 2, 6, 12, 13	Hiialeah - Reconstruct Walker Park	Demolition and reconstruction of recreation building with the addition of e-library, police sub-station, outdoor restrooms, aquatic facility & indoor soccer field at Walker Park.	2825 W 8 Avenue	\$3,702
73	Hiialeah	Various - 2, 6, 12, 13	Hiialeah - Reconstruct Wilde Park & Wilde Adult Center	Wilde Park & Wilde Adult Center renovation of buildings, field, court and lighting.	5405 W 18 Avenue	\$529

Note: Allocation shown in nominal value.

**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)
74	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovate Edgar J. Hall Recreational Center	Renovation of the Edgar J. Hall Special Population Recreational Center building.	2250 W 60 Street	\$212
75	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovate O'Quinn Park	Renovation of building, courts, fields, parking lot and playground at O'Quinn Park.	6041 W 2 Avenue	\$317
76	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovate Slade Park	Conversion of field #2 to soccer field and addition of batting cages at Slade Park.	2501 W 74 Street	\$159
77	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovate Southeast Park	Renovation of basketball courts, playgrounds, buildings and new irrigation system at Southeast Park.	1015 SE 9 Avenue	\$132
78	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovate Sparks Park	Renovation of building, courts and fields at Sparks Park.	1301 W 60 Street	\$264
79	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovations to Bucky Dent Park	Renovations of the softball fields and concession/restroom building at Bucky Dent Park.	2250 W 60 Street	\$846
80	Hialeah	Various - 2, 6, 12, 13	Hialeah - Renovations to Goodlet Park	Conversion of hockey rink to indoor soccer area, construction of outdoor restroom/concession building, additional field drainage, additional wiring and sound in cultural arts theatre, renovation of Tennis Center at Goodlet Park.	4200 W 8 Avenue	\$635
81	Hialeah	Various - 2, 6, 12, 13	Hialeah - Upgrade Graham Park	Installation of batting cages, renovation of dugouts and miscellaneous repairs at Graham Park.	455 W 60 Street	\$106
82	Miami	Various - 3, 5, 6, 7	Miami - Parks and Facility Improvements	Provide the following: Grapeland Water Park, Little Haiti Soccer Park, Linear Parks/Greenways/Baywalk.	Various	\$26,761
83	Miami Beach	Various - 4 & 5	Miami Beach - Beachfront Restrooms	To construct eight ADA compliant, beachfront restrooms.	Various	\$250

Note: Allocation shown in nominal value.

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)
84	Miami Beach	Various - 4 & 5	Miami Beach - Flamingo Park	Renovation of Park.	11 Street and Jefferson Avenue	\$3,099
85	Miami Beach	Various - 4 & 5	Miami Beach - Normandy Shores Golf Course	Elevate entire course, re-build bunkers, re-grass fairways, continuous cart path, upgrade irrigation system for pas palum, pas palum grass, laser grade tees.	2401 Biarritz Avenue	\$1,000
86	Miami Beach	Various - 4 & 5	Miami Beach - Band Shell Park	Renovation of historic band shell and surrounding park, which is on the beach walk corridor.	7275 Collins Avenue	\$1,500
87	Miami Beach	Various - 4 & 5	Miami Beach - Scott Rakow Youth Center	Renovation to Youth Center, including gymnasiums, ice rink into multi-purpose room, adding fitness center, ADA accessibility and exterior improvements.	2700 Sheridan Avenue	\$1,000
88	Coral Gables	Various - 6 & 7	Coral Gables - Enhancement/Expansion of Public Parks and Plazas	Creation of new parks (land acquisition), restoration and improvements.	TBD	\$5,000
89	Homestead	Various - 8 & 9	Homestead - Humpty Dumpty Park	GOB funding will compliment other funding for the development of a park in the City of Homestead.	Palm Dr. & Farmilife Road	\$3,509
90	UMSA	1	Unincorporated Municipal Service Area - Country Village Park	Local park improvements include athletic fields and courts and pedestrian circulation.	NW 186 St and NW 67 Avenue	\$1,578
91	UMSA	1	Unincorporated Municipal Service Area - North Glades Park	Local park improvements including building replacement.	NW 52 Ave and NW 173 Drive	\$1,400
92	UMSA	2	Unincorporated Municipal Service Area - Arcola Lakes Park	Local park improvements include building and aquatic construction, picnic shelter, vehicle and pedestrian circulation, landscaping, and utilities.	1301 NW 83 Street	\$6,000
93	UMSA	2	Unincorporated Municipal Service Area - Oak Grove Park	Local park improvements include building renovation, playground, picnic area, pedestrian circulation improvements and landscaping.	690 NW 159 Street	\$618
314	CW	2	Unincorporated Municipal Service Area - Local Park Improvements	General improvements to existing local parks include renovation, and upgrades.	Various	\$4,000
94	UMSA	3	Unincorporated Municipal Service Area - North Shorecrest and Military Trail Park	Local park improvements include shelter, exercise station, pedestrian circulation, natural area re-development and landscaping.	825 NE 89 Street	\$500

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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)
95	UMSA	3	Unincorporated Municipal Service Area - Olinda Park	Local park improvements include pedestrian circulation, seating, and utilities upgrade.	2101 NW 51 Street	\$250
96	UMSA	3	Unincorporated Municipal Service Area - Marva Banerman Park	Local park improvements include irrigation, lighting, and seating.	4830 NW 24 Avenue	\$150
97	UMSA	3	Unincorporated Municipal Service Area - Local Parks	General improvements to existing local parks include renovation, and upgrades.	Various	\$184
98	UMSA	3	Unincorporated Municipal Service Area - Jefferson Reaves Sr. Park	Local park improvements include court and picnic area.	3100 NW 50 Street	\$200
99	UMSA	4	Unincorporated Municipal Service Area - Biscayne Shores Park	Local park improvements include building construction, vehicle and pedestrian circulation, picnic area, landscaping, and utilities.	NE 116 St and 14 Avenue	\$1,500
100	UMSA	4	Unincorporated Municipal Service Area - Local Parks	General improvements to existing local parks include renovation, and upgrades.	Various	\$327
101	UMSA	8	Unincorporated Municipal Service Area - Southdade Park	Local park improvements include aquatic facility.	16350 SW 280 Street	\$5,000
102	UMSA	8	Unincorporated Municipal Service Area - Leisure Lakes Park	Local park improvements include building renovations.	29305 Illinois Road	\$600
103	UMSA	8	Unincorporated Municipal Service Area - Medsouth Park	Local park improvements include courts, playground, vehicular and pedestrian circulation, picnic area, exercise station, and landscaping.	SW 208 Street and 130 Avenue	\$700
104	UMSA	8	Unincorporated Municipal Service Area - Continental Park	Local park improvements include building expansion and playground replacement.	10000 SW 82 Avenue	\$1,000
315	UMSA	8	Gloria Floyd - Pineshore Pineiland Preserve	General improvements to existing local parks include renovation, and upgrades.	128 Street and 122 Avenue	\$250
316	UMSA	8	Unincorporated Municipal Service Area - Briar Bay Park	General improvements to existing local parks include renovation, and upgrades.	SW 128 Street and 90 Avenue	\$250
105	UMSA	9	Unincorporated Municipal Service Area - Chuck Pezoldt Park	Local park improvements include building construction, athletic fields and courts, vehicle and pedestrian circulation, playground, landscaping, irrigation, picnic area, and utilities.	SW 168 Street and SW 157 Avenue	\$4,350

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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)
107	UMSA	9	Unincorporated Municipal Service Area - Royal Colonial Park	Local park improvements include picnic area, vehicle and pedestrian circulation, landscaping, and utilities.	SW 149 Avenue and SW 280 Street	\$1,400
110	UMSA	9	Unincorporated Municipal Service Area - Naranja Park	Local park improvements include building renovations, irrigation, pool renovation and expansion, and site improvements.	14150 SW 264 Street	\$2,000
308	UMSA	9	Unincorporated Municipal Service Area - Deerwood Park	Local park improvements includes development of the general plan and irrigation.	SW 144 Street and SW 122 Avenue	\$775
309	UMSA	9	Unincorporated Municipal Service Area - Domino Park (West Perrine)	Local park improvements includes development of the general plan and irrigation.	TBD	\$218
111	UMSA	10	Unincorporated Municipal Service Area - Local Park Improvements	General improvements to existing local parks include renovation, and upgrades.	Various	\$4,000
112	UMSA	11	Unincorporated Municipal Service Area - Westwind Lakes Park	Local park improvements include building construction, athletic fields and courts, pedestrian circulation, and utilities.	SW 69 St and 152 Avenue	\$2,400
113	UMSA	11	Unincorporated Municipal Service Area - Wild Lime Park	Local park improvements include courts, vehicular and pedestrian circulation, playground, picnic area, and landscaping.	11341 SW 147 Avenue	\$1,500
114	UMSA	11	Unincorporated Municipal Service Area - Eden Lakes Park	Local park improvements include open play field, courts, playground, picnic area, pedestrian circulation, and landscaping.	SW 167 Ave and 47 Street	\$1,500
115	UMSA	11	Unincorporated Municipal Service Area - Olympic Park	Local park improvements include building construction and vehicular circulation.	8601 SW 152 Avenue	\$1,600
116	UMSA	11	Unincorporated Municipal Service Area - Bird Lakes Park	Local park improvements include athletic field and park lighting.	SW 144 Ave. & SW 47 Street	\$283
117	UMSA	11	Unincorporated Municipal Service Area - Lago Mar Park	Local park improvements include restroom building, shelter construction and vehicular circulation.	SW 162 Ave. & 80 Street	\$1,000
118	UMSA	11	Unincorporated Municipal Service Area - International Gardens Park	Local park improvements include completion of pedestrian circulation.	SW 18 St. & SW 123 Court	\$100
119	UMSA	11	Unincorporated Municipal Service Area - Local Park Improvements	General improvements to existing local parks include renovation, and upgrades.	Various	\$3,500

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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)
120	UMSA	12	Unincorporated Municipal Service Area - North Trail Park	Local park improvements include picnic area; athletic fields and courts; pedestrian circulation; and landscaping.	SW 8 St and SW 127 Avenue	\$1,759
121	UMSA	12	Unincorporated Municipal Service Area - Country Lake Park	Local park improvements include building construction; athletic field and courts, playground, and landscaping.	NW 195 St and NW 87 Avenue	\$2,500
122	UMSA	13	Unincorporated Municipal Service Area - Ferri Property	Local park improvements include building construction and vehicle and pedestrian circulation improvements.	Miami Gardens Dr. and Old Elm Road	\$2,100
123	UMSA	13	Unincorporated Municipal Service Area - Local Park Improvements	Park improvements to existing local parks to include renovation and upgrades.	NW 194 St and NW 82 Avenue	\$1,283
			Bond Issuance Cost To Construct and Improve Park and Recreational Facilities	The costs to issue bonds for park and recreational facilities.		\$34,877
			TOTAL			\$680,258

Note: Allocation shown in nominal value.

ATTACHMENT 2

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(1)(A)
10-10-06

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

RESOLUTION NO. R-1137-06

RESOLUTION APPROVING THE CONTRACT FOR SALE AND PURCHASE OF APPROXIMATELY 3.71-ACRES OF LAND, INCLUDING A SINGLE FAMILY RESIDENCE FOR THE PURCHASE PRICE OF \$650,000.00, LOCATED AT 24905 S.W. 184TH COURT, FROM MARGUERITE FOURNIER, FOR THE PURPOSE OF EXPANDING THE FRUIT AND SPICE PARK; AUTHORIZING THE COUNTY MANAGER TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

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

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby authorizes a Contract for Sale and Purchase between Marguerite Fournier as seller and Miami-Dade County as buyer of 3.71 acres of land, including a single family residence, located at 24905 SW 184th Court for the purchase price of \$650,000.00, for the purpose of expanding the Fruit and Spice Park ; authorizing the County Manager to execute same for and on behalf of Miami-Dade County, and authorizing the County Manager to exercise any and all other rights conferred therein.

The foregoing resolution was offered by Commissioner Sally A. Heyman , who moved its adoption. The motion was seconded by Commissioner Dorrin D. Rolle and, upon being put to a vote, the vote was as follows:



MEMORANDUM

(Revised)

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

DATE: October 10, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 8(F)(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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of October, 2006. 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

KAY SULLIVAN

Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency



Thomas Goldstein



CONTRACT FOR SALE AND PURCHASE

Project: Miami-Dade Parks and Recreation Departments
Expansion of the "Redland Fruit and Spice Park Acquisition"
Folio No: 30-6825-000-0161

This Contract for Sale and Purchase is entered into as of the ____ day of June, 2006 by and between MIAMI-DADE COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "Buyer" and Marguerite M. Fournier, whose address is, 24905 SW 184 Court, Miami, Florida 33031 hereinafter referred to as "Seller."

WITNESSETH, that for and in consideration of the mutual covenants contained herein, the Buyer and Seller agree as follows:

1. REALTY. Seller agrees to sell to Buyer and Buyer agrees to purchase from Seller that certain real property, located at 24905 SW 184 Court, Miami, Fl. 33031, Miami-Dade County, Florida, comprised of approximately 3.71 acres of land and legally and more specifically described in Exhibit A, together with all tenements, hereditaments, privileges, servitudes, and other rights appurtenant to real property, if any (collectively, the "Real Property"), and all buildings, fixtures, and other improvements thereon, if any, all fill and top soil thereon, if any, all oil, gas and mineral rights possessed by Seller, if any, and all right, title and interest of Seller in and to any and all streets, roads, highways, easements, drainage rights, or rights-of-way, appurtenant to the Real Property, if any, and all right, title and interest of Seller in and to any and all covenants, restrictions, agreements and riparian rights as same may apply to and benefit the Real Property, if any.

2. PURCHASE PRICE. Buyer agrees to pay a purchase price for the real property of \$650,000.00 (Six-Hundred-and-Fifty-Thousand and 00/100), by County check or wire transfer. The purchase price shall be adjusted according to the net acreage as determined by the final survey referred to Paragraph 7 herein, and exclusive of any dedicated rights-of-way located thereon. The purchase price to be paid at closing shall be subject to other adjustments and prorations provided for herein and will be paid at closing by County check for the Property referenced above.

3. INTEREST CONVEYED. Seller is the record owner of the fee simple title to the subject Property and agrees to convey good, marketable and insurable title by Warranty Deed.

4. AD VALOREM TAXES. Buyer hereby covenants that it is a political subdivision of the State of Florida and is exempt from payment of ad valorem taxes. Therefore, it shall be Seller's responsibility to comply with Section 196.295, Florida Statutes by placing the appropriate amount of pro rata taxes to the day of closing and any delinquent taxes in escrow with the Miami-Dade County Tax Collector.

5. TITLE INSURANCE. Buyer may, within fifteen (15) business days of the effective date of this Contract, obtain a marketable title insurance commitment and furnish a copy to the Seller. Said commitment shall show a good, marketable and insurable title to the Property in the Seller's name. Buyer shall have ten (10) business days from receipt of title commitment to inspect said title documents and report defects, if any, in writing to the Seller. Buyer may, at

M. F.

Memorandum



Date: October 10, 2006

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

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

From: George M. Burgess
County Manager

Subject: Acquisition of approximately 3.71-acres of land containing a single family residence located at 24905 S.W. 184 Court, Miami Dade County, for the Park and Recreation Department Fruit and Spice Park Expansion Project

It is recommended that the Board of County Commissioners approve the attached Contract for Sale and Purchase for the acquisition of approximately 3.71-acres of land containing a single family residence for the Fruit and Spice Park Expansion Project. This item was prepared by General Services Administration at the request of the Park and Recreation Department and is recommended for approval.

SELLER: Marguerite Fournier
TAX FOLIO NUMBERS: 30-6825-000-0161
SIZE: 3.71-acres (approximately)
LOCATION: 24905 S.W. 184 Court, Miami, Florida
COMMISSION DISTRICT: 9
ZONING: AU (Agricultural)

A Governmental Facilities hearing will not be required for this acquisition since the proposed use is permitted under the current land use plan. Should the Parks Department elect to modify the existing use of the addition and incorporate it into a new general plan of the existing park, they will be required to proceed with the public hearing process pursuant to Section 33-303 of the Miami-Dade County Code. The existing Redland Fruit and Spice Park is designated as a Special Use Park. The property is located within Commission District 9 and outside the Urban Development Boundary (UDB).

In accordance with Miami-Dade County's Comprehensive Development Master Plan (CDMP) (Recreation and Open Space Element Policy 5Biv.), "In areas outside the Urban Development Boundary (UDB) but inside the Urban Expansion Area (UEA) or contiguous to the UDB, the County may acquire and "bank" land for future use as recreation open space."

PURCHASE PRICE: \$650,000.00 which is equal to \$175,202.00 per-acre.

APPRAISED VALUE: Appraisals were performed by two independent appraisers: One appraiser valued the property at \$650,000.00. The second appraiser determined the value at \$665,000.00. Several offers and counter-offers were made until staff agreed to purchase the property for the owners' asking price of \$650,000.00. The initial offer was \$575,000.00, followed by offers of \$620,000.00 and \$635,000.00.

BACKGROUND: The Redland Fruit and Spice Park encompasses approximately 32-acres of land, is owned and operated by the Park and Recreation Department, and is the only tropical botanical garden of its kind in the United States. The Redland Fruit and Spice Park is located at 18500 SW 248 Street and is known for more than 500 varieties of exotic and subtropical fruit and nut species, herb trees and shrubs. The park operates daily and is a very active facility that hosts a number of festivals each year that introduce new and unusual fruits and vegetables to the South Florida markets. The park offers classes and tours as well as expert gardening and botanical advice. The facility has its own store where a variety of items and books are sold. Also located on the property is a coral rock building constructed in 1912, one of the original coral rock buildings constructed in South Florida.

JUSTIFICATION: Miami-Dade County's growing population and tourist interest in South Florida has encouraged the Miami-Dade Park and Recreation Department to clearly foresee the future need for additional property at the park. The operation is in need of additional space to expand agricultural propagation of the plants and to create additional working areas. The acquisition will expand the services currently offered by the park and will provide the Redland community and surrounding areas with a facility that will enhance public enjoyment.

IMPROVEMENTS: Located on the 3.71-acre property is a 2,740 square foot single family residence with a garage, shed and horse stalls. The Park and Recreation Department's future plans for the structures include additional space for agricultural maintenance staff and equipment storage facility.

FUNDING SOURCE: The acquisition of the expansion property for the Fruit and Spice Park is funded in the Building Better Communities General Obligation Bond Program.



Assistant County Manager

Buyer's expense, obtain an owner's marketable title insurance policy (ALTA Form "B") from a title insurance company licensed by the State of Florida ("Title Company") in the amount of the purchase price. In addition, the policy shall insure title to the Real Property for the period between closing and recording of the Statutory Warranty Deed. If the title commitment shows title to the Property to be unmarketable and uninsurable, then this Contract shall be rendered null and void and both Buyer and Seller shall be released of all obligations hereunder, except that Buyer may waive any defects and proceed with closing at Buyer's option.

6. **INSPECTIONS/HAZARDOUS MATERIALS.** Buyer shall, at Buyer sole cost and expense, and prior to the effective date of this Contract, furnish to Sellers an environmental site assessment of the Property. Buyer shall use the services of competent, professional consultants with expertise in the environmental site assessing process to determine the existence and extent, if any of Hazardous Materials on the Property. The environmental site assessment shall be certified to Buyer and the date of certification shall be within 45 days before the date of closing. The Buyer shall obtain a Letter of Current Enforcement Status of the Property by the Miami-Dade County Department of Environmental Resources Management (DERM) and conduct a review of the environmental site assessment as required or recommended by DERM to determine the existence and extent, if any, of hazardous materials or toxic substances and hazardous waste on the Property in violation of any laws, ordinances, rules or restrictions of any governmental authority having jurisdiction. The term "Hazardous Materials" shall mean any hazardous or toxic substance, material or waste, it shall also include solid waste or debris of any kind. Should such inspections show defects to the Property, including the presence of hazardous material and/or excessive development cost, which Buyer is unable or unwilling to accept, Buyer may elect to terminate its processing of this Contract by giving Sellers written notice prior to the effective date, whereupon both Buyer and Sellers shall be released from all further obligations hereunder, except those which expressly survive the termination hereof, unless Sellers in Sellers' sole discretion elect in writing to repair such defects to Buyer's satisfaction. If Sellers agree to repair such defects by Closing or unwilling to repair such defects to Buyer's satisfaction, Buyer may waive all such defects and proceed to closing at Buyers option without adjustment to the Purchase Price such option to be exercised in writing within fifteen (15) days of Sellers' notice to Buyer that they are unable or unwilling to repair such defects. If Buyer does not waive such defects, this Contract shall terminate as above set forth. If the Letter of Current Enforcement Status or subsequent testing confirms the presence of hazardous materials or toxic substances and hazardous waste on the Real Property, Buyer or Seller may elect to terminate this Contract within fifteen (15) days of receipt of such Letter or testing reports by giving written notice to the other party, whereupon both Buyer and Sellers shall be released from all further obligations hereunder, except those which expressly survive the termination hereof. Should Buyer and Seller elect not to terminate this Contract and proceed with Closing, Seller shall, at Seller's sole cost and expense, promptly and diligently commence and complete any and all assessments and clean ups and monitoring of the Real Property necessary to obtain full compliance with any and all applicable governmental restrictions.

7. **SURVEY.** Buyer(s), at Buyer(s) sole cost and expense and not less than 30 days prior to closing, deliver to Buyer, a current, certified boundary survey of the Property prepared by a professional land surveyor licensed by the State of Florida. The survey shall be certified to the Buyer, the Title Company and the Seller. The date of certification shall be within sixty (60) days before the Closing date, unless this sixty (60) day time period is waived by Buyer and by the Title Company for purposes of deleting the standard exceptions for survey matters and easements or claims of easements not shown by the public records from the owners' title policy.

M. F.

The survey shall contain a certification of the number of square feet and calculated acreage contained in the Real Property, less any dedicated right of way thereon. If the survey shows any encroachment on the Real Property or that any improvements on the Real Property encroach on the land of others, the same shall be regarded as a title defect. The legal description in the survey shall be subject to Seller's and Buyer's approval.

8. **RIGHT TO ENTER REAL PROPERTY.** Seller agrees that Buyer and its agents shall, upon reasonable notice, have the right to enter the Real Property for all lawful and agreed upon purposes in connection with this transaction provided the Buyer shall indemnify and hold Seller harmless for damage or injury caused by Buyer and its agents subject to all limitations of Section 768.28, Florida Statutes. Buyer shall not in the course of such entry make any invasive tests, alterations or improvements to the balance of the parent tract owned by Seller, except with the express written consent of Seller. Buyer hereby agrees to indemnify, protect and hold harmless Seller from and against any and all claims, demands, losses, costs, damages to the balance of the parent tract. If Closing does not occur, Buyer shall repair and restore the Property to the condition existing prior to any test or construction on the site.

9. **TENANCIES.** Seller further warrants and represents that no person is living on or occupying the Property, that there is no tenant in possession of the Property and that there are no leases or other agreements and understandings affecting possession, use or occupancy of the Property.

10. **PRORATIONS:** In addition to proration of taxes as provided in Paragraph 4 above, expenses for electricity, water, sewer, waste collection, and personal property taxes, if any and all revenue if any shall be prorated to the day prior to closing.

11. **LIENS.** All liens of record, including certified municipal and county liens, as well as special assessments, if any, shall be paid in full at or before closing by the Seller. If a pending lien has been filed against the subject Property which has not been certified as of the date of closing, and the work and improvements for which the lien was filed have been completed prior to the closing, despite the fact that the pending lien has not been certified, such lien shall be paid by the Seller.

12. **CLOSING.** The closing of this transaction shall be completed within thirty (30) days of the Effective Date of this contract unless otherwise extended, as mutually agreed upon by both Buyer and Seller or as otherwise provided herein. The precise date, time, and place of closing shall be set by Buyer and Seller.

13. **TIME.** Buyer and Seller mutually agree to fully and timely execute such papers as deemed necessary to complete the conveyance in accordance with the terms of this contract. Time is of the essence of this Contract. All obligations are subject to Acts of God or Nature or any other occurrence, which is beyond the control of Seller or Buyer. All time periods shall be counted in calendar days.

14. **BROKERS.** Any and all real estate fees or commissions claimed due pursuant to this transaction to any real estate broker or agent shall be paid by the Seller. Sellers shall hold Buyer harmless from and against any and all claims, liability, cost, expense, damages, judgments and causes of action, including reasonable attorney's fees, based on real estate commissions claimed due pursuant to this transaction to any real estate broker or real estate agent.

15. **EXPENSES.** Seller shall be responsible for recording fees on the Warranty Deed. Seller shall be responsible for the payment of Florida Documentary Stamp Taxes and Miami-Dade County Surtax on the Warranty Deed.

16. **LOSS.** All risk of loss to the Property shall be borne by Seller until transfer of title.

17. **ACCESS.** Seller warrants and represents that there is legal ingress and egress to the Real Property being purchased under this contract.

18. **POSSESSION.** Seller shall deliver possession of the Property and keys to all locks, if any, to the Buyer at closing; subject to the terms of the Miami Lincoln Mercury Lease.

19. **DEFAULT.** If either party defaults under this Contract, then the other party may waive the default and proceed with closing without adjustment to the purchase price, in which event any and all claims with respect to such default shall be deemed extinguished, or either party may seek specific performance. In no event shall either party be liable for any damages (actual, special consequential, punitive or otherwise) for any default under this Contract.

20. **LITIGATION.** In the event of any litigation arising out of this Contract, the prevailing party shall be entitled to recover reasonable attorney's fees and costs from the other party upon final court judgment, including appellate proceedings.

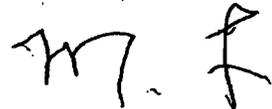
21. **DISCLOSURE.** Seller warrants that to the best of its knowledge there are no facts which materially and adversely affect the physical condition and present use of the Real Property which have not been disclosed by Seller to Buyer or which are not readily observable to Buyer or which Buyer cannot discover during customary due diligence.

22. **SUCCESSORS IN INTEREST.** This Contract will ensure to the benefit of and be binding upon, and is intended solely for the benefit of the parties hereto, and their respective heirs, personal representatives, successors, and assigns; and no third party will have any rights, privileges or other beneficial interests herein or hereunder.

23. **GOVERNING LAW.** This Contract is governed by and will be construed in accordance with the laws of the State of Florida, and in the event of any litigation concerning the terms of this Contract; proper venue thereof will be in Miami-Dade County.

24. **INVALID PROVISIONS.** In the event any term or provision of this Contract is held illegal, unenforceable or inoperative as a matter of law, the remaining terms and provisions will not be affected thereby, but will be valid and remain in force and effect, provided that the inoperative provision (s) are not essential to the interpretation or performance of this Contract in accordance with the clear intent of the parties.

25. **RECORDING.** This Contract or notice thereof may be recorded by Buyer in the minutes of the Clerk of the Board of County Commissioners Miami-Dade County, Florida, but shall not be recorded in the official public records of the Clerk of the Court of Miami-Dade County, Florida.



26. **ASSIGNMENT.** Neither this Contract nor any interest therein shall be assigned by Buyer or Seller without the express written consent of each other.

27. **ENTIRE AGREEMENT.** This Contract contains the entire agreement between the parties hereto as it pertains to the subject matter contained herein and shall supersede and take precedence over any and all prior and contemporaneous agreements and understandings between the parties hereto.

28. **EFFECTIVENESS.** The effectiveness of this Contract is contingent upon approval by the Miami-Dade County Board of County Commissioners ("Board"), as well as public hearing approval pursuant to Section 33-303 of the Code of Miami-Dade County, if applicable, and provided no motion to reconsider such approval is made at the next regularly scheduled meeting of said Board. If a motion to reconsider approval hereof is made within such time, then the Effective Date hereof shall be the date of the next regularly scheduled meeting of the Board, at which next regularly scheduled meeting, provided a motion to reconsider has been filed, the Board shall reconsider its prior approval hereof; provided further, however, that such initial Board approval or subsequent reconsideration and approval ratification shall not be effective until the earlier of; a) the date the Mayor of Miami-Dade County indicates approval of such Commission action; or b) the lapse of ten (10) days without the Mayor's veto (the "Effective Date"). In the event that the Mayor vetoes the Board approval, the Board approval shall not be effective in the absence of an override of the Mayor's veto that shall be at the next regularly scheduled meeting of the Board after the veto occurs, in which case such override date shall be the Effective Date. The actions of the Commission and the Mayor in connection with the award or rejection of any contract rests within their sole discretion. If not vetoed, the contract shall become effective in accordance with Resolution No. R-377-04. The date of such approval of the Contract by Buyer, as set forth above is the Effective Date of this Contract.

29. **RADON GAS:** Radon is a naturally occurring radioactive gas that, when it has accumulated in the building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed Federal and State guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your County Public Health Unit.

NOTICE. All communications regarding this transaction shall be directed to:
as to Buyer:

William L. Pupo
Real Estate Officer
General Services Administration
111 NW 1st Street, Suite 2460
Miami, Florida 33128
305-375-3493

as to Seller:

Marguerite Fournier
24905 SW 184 Ct
MIAMI, FLORIDA 33031
305-247-6878

M. F.

IN WITNESS WHEREOF, the Buyer and Seller have duly executed this Contract as of the day and year above written.

BUYER:

MIAMI-DADE COUNTY

ATTEST:

By: _____
Clerk

By: _____
County Manager

Date: _____

Approved as to form and legal sufficiency.

Assistant County Attorney

SELLER:

Marguerite Fournier

By: Marguerite Fournier

By: _____

Date: June 23, 2006

[Signature]

Witness
Victor Fournier

Print

Valerie Rhoads

Witness
Valerie Rhoads

Print

STATE OF Florida
COUNTY OF Miami - Dade

I HEREBY CERTIFY, that on this 23 day of June, 2006, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Marguerite Fournier for personally known to me, or proven, by producing the following identification: _____ to be the person who executed the foregoing instrument freely and voluntarily for the purposes therein expressed.

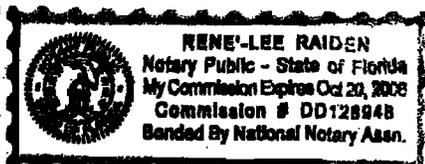
WITNESS my hand and official Seal at _____, in the County and State aforesaid, on this, the 23 day of June, 2006.

Renee-Lee Raiden (SEAL)
Notary Public

Renee-Lee Raiden
Print Name

Notary Public, State of Florida
My Commission expires 10/20/2006

NOTARY SEAL / STAMP



"EXHIBIT A"
LEGAL DESCRIPTION

The North $\frac{3}{4}$ of the East $\frac{1}{4}$, less the North 355 feet, of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 25, Township 56 South, Range 38 East, lying and being in Dade County, Florida; less the East 50 feet for Railroad Right-of Way and less the West 25 feet for right of way, Miami,-Dade County, Florida

M. P.



MIAMI-DADE COUNTY
PARK AND RECREATION DEPARTMENT
REDLAND FRUIT & SPICE PARK ADDITION - LOCATION MAP

SW 248TH ST

SW 187TH AV

SW 184TH CT

Subject Site

FOLIO:
3068250000161

Legend

-  Minor Roads
-  Major Roads
-  Highways
-  County Parks
-  Railroad

36

My Home
Miami-Dade County, Florida

miamidade.gov

MIAMI-DADE

Property Information Map



Digital Orthophotography - 2005

0 ————— 165 ft

This map was created on 8/24/2006 11:26:46 AM for reference purposes only.

Web Site © 2002 Miami-Dade County. All rights reserved.



Summary Details:

Folio No.:	30-6825-000-0161
Property:	24905 SW 184 CT
Mailing Address:	MARGUERITE FOURNIER 24905 SW 184 CT MIAMI FL 33031-1806

Property Information:

Primary Zone:	8000 AGRICULTURE
CLUC:	0001 RESIDENTIAL- SINGLE FAMILY
Beds/Baths:	3/2
Floors:	1
Living Units:	1
Adj Sq Footage:	3,107
Lot Size:	4 ACRES
Year Built:	1947
Legal Description:	25 56 38 3.71 AC M/L N3/4 OF E1/4 OF NW1/4 OF NW1/4 LESS N355FT & LESS S A F R/W & LESS W25FT FOR R/W LOT SIZE IRREGULAR OR 14814-1397 1190 1

Sale Information:

Sale O/R:	14814-1397
Sale Date:	11/1990
Sale Amount:	\$180,000

Assessment Information:

Year:	2006	2005
Land Value:	\$278,250	\$222,600
Building Value:	\$212,831	\$172,161
Market Value:	\$490,881	\$394,761
Assessed Value:	\$182,825	\$177,500
Homestead Exemption:	\$25,000	\$25,000
Widow Exemption:	\$500	\$500
Total Exemptions:	\$182,825	\$177,500
Taxable Value:	\$0	\$0

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ATTACHMENT 3

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(1)(B)
09-04-07

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

RESOLUTION NO. R-966-07

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, IN THE AMOUNT OF \$500,000, BETWEEN GORDON SUMMERS AND HELENE K. SUMMERS, AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER OF APPROXIMATELY 1.88-ACRES OF IMPROVED PROPERTY LOCATED AT 18400 SW 248 STREET FOR THE PURPOSE OF EXPANDING THE REDLAND FRUIT AND SPICE PARK; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

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

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves a Contract for Sale and Purchase between Gordon Summers and Helene K. Summers as seller and Miami-Dade County as buyer of 1.88 acres of land, including a single family residence, located at 18400 SW 248th Street for the purchase price of \$500,000.00, for the purpose of expanding Redland Fruit and Spice Park; authorizing the County Mayor or his designee to execute the same for and on behalf of Miami-Dade County; and authorizing the County Mayor or his designee to exercise any and all other rights conferred therein.

The foregoing resolution was offered by Commissioner Dorrian D. Rolle, who moved its adoption. The motion was seconded by Commissioner Carlos A. Gimenez and upon being put to a vote, the vote was as follows:

100115 2007-09
09/04/07 10:00 AM
100115 2007-09
ADJUTANT CLERK

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	aye	Rebeca Sosa	absent
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of September, 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. *[Signature]*
Thomas Goldstein

ENVIRONMENTAL: An environmental site assessment has been prepared by the Department of Environmental Resources Management (DERM) and no evidence of contamination or violations have been sited in the report.

TAXES: The Miami-Dade County Tax Collector shows no outstanding taxes for this property. The gross real estate taxes for 2006 were \$1,466.48 and were paid in full.

TRACK RECORD: The Department of Business Development has no record on file for Gordon Summers or Helene K. Summers.

PURCHASE PRICE: After extended negotiations, and several offers and counter offers, the property owner agreed to sell the property at the County's appraised value of \$500,000.

APPRAISED VALUE: A state-certified independent appraiser hired by the County valued the property at \$500,000. Pursuant to Chapter 125.355 Florida Statutes, only one appraisal is required for property acquisitions of \$500,000 or less.

JUSTIFICATION: The existing Redland Fruit and Spice Park, which encompasses approximately 32 acres, is owned and operated by the Parks Department and is the only tropical botanical garden of its kind in the United States. The Redland Fruit and Spice Park is located at 18500 SW 248 Street and is well-known for its more than 500 varieties of exotic and subtropical fruit and nut species, herb trees and shrubs. The park operates daily and is a very active facility that hosts a number of festivals each year that introduce new and unusual fruits and vegetables to the South Florida market. The park offers classes and tours as well as expert gardening and botanical advice. The facility has its own store where a variety of items and books are sold. Also located on the property is a coral rock building constructed in 1912, one of the original coral rock buildings constructed in South Florida.

Miami-Dade County's growing population and tourist interest in South Florida has created a demand for the expansion of the park. The operation is in need of additional space to expand agricultural propagation of the plants and to create additional working areas.

The acquisition of the property will allow the Park and Recreation Department to utilize the site as a garden center where public horticulture activities will take place. The existing house will be maintained for garden classes, plant distribution, horticultural and community meetings and serve as a demonstration project for landscape improvement and canopy expansion. The expanded services to the park will provide the Redland community and surrounding areas with a facility that will enhance public enjoyment.

Memorandum



Date: September 4, 2007

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

Agenda Item No. 8(F)(1)(B)

From: George M. Burgess
County Manager

Subject: Acquisition of 1.88 acres of land containing a single family residence, located at 18400 S. W. 248th Street, Miami-Dade County, for the Park and Recreation Department Redland Fruit and Spice Park Expansion Project.

RECOMMENDATION:

It is recommended that the Board of County Commissioners approve the attached Sale and Purchase Contract to acquire 1.88 acres of land containing a single family residence, for the amount of \$500,000, for the Redland Fruit and Spice Park Expansion Project. This item was prepared by General Services Administration at the request of the Park and Recreation (Parks) Department.

OWNER: Gordon Summers and Helene K. Summers

TAX FOLIO NUMBER: 30-6825-000-0160

SIZE: 1.88 Acres

LOCATION: 18400 S. W. 248th Street
Unincorporated Miami-Dade County

COMMISSION DISTRICT: 8

**COMMISSION DISTRICT:
IMPACTED:** Countywide

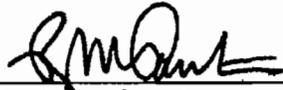
ZONING: AU Agricultural. The proposed use is permitted under the current land use plan; as a result, a Governmental Facilities hearing will not be required for this acquisition. Should the Parks Department elect to modify the existing use of the addition and incorporate it into a new general plan for the existing park, they will be required to proceed with the public hearing process pursuant to Section 33-303 of the Miami-Dade County Code. The existing Redland Fruit and Spice Park is designated as a Special Use Park. The property is located within Commission District 8 and outside the Urban Development Boundary (UDB).

In accordance with Miami-Dade County's Comprehensive Development Master Plan (CDMP), Recreation and Open Space Element Policy 5 Biv., "In areas outside the Urban Development Boundary (UDB) but inside the Urban Expansion Area (UEA) or contiguous to the UDB, the County may acquire and 'bank' land for future use as recreational open space."

Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners
Page 3

FUNDING SOURCES: The acquisition of the expansion property for Redland Fruit and Spice Park is funded in Project #30-Redland Fruit and Spice Park Improvements code #72696 of the Building Better Communities General Obligation Bond Program.

MONITOR: Shannon Clark, Real Estate Officer



Assistant County Manager

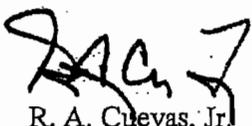


MEMORANDUM

(Revised)

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

DATE: September 4, 2007

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

SUBJECT: Agenda Item No. 8(F)(1)(B)

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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CONTRACT FOR SALE AND PURCHASE

Project: Fruit & Spice Park Expansion
Folio No: 30-6825-900-0160

This Contract for Sale and Purchase is entered into as of the _____ day of _____, 2007 by and between MIAMI-DADE COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "Buyer" and Gordon Summers and Helene K. Summers, whose address is 18400 SW 248th Street, Miami, Florida 33031, hereinafter referred to as "Seller."

WITNESSETH, that for and in consideration of the mutual covenants contained herein, the Buyer and Seller agree as follows:

1. **REALTY.** Seller agrees to sell to Buyer and Buyer agrees to purchase from Seller that certain real property, located in Miami-Dade County, Florida, which real property is legally and more specifically described in Exhibit A, hereto and incorporated herein by this reference, together with all tenements, hereditaments, privileges, servitudes, and other rights appurtenant to real property, if any (collectively, the "Real Property"), and all buildings, fixtures, and other improvements thereon, if any, all fill and top soil thereon, if any, all oil, gas and mineral rights possessed by Seller, if any, and all right, title and interest of Seller in and to any and all streets, roads, highways, easements, drainage rights, or rights-of-way, appurtenant to the Real Property, if any, and all right, title and interest of Seller in and to any and all covenants, restrictions, agreements and riparian rights as same may apply to and benefit the Real Property, if any.

2. **PURCHASE PRICE.** Buyer agrees to pay a purchase price for the real property of \$500,000.00 (Five Hundred Thousand Dollars and 00/100), by County check or wire transfer of U.S. funds. The purchase price shall be adjusted according to the net acreage as determined by the final survey as referred to in Paragraph 7 herein, and exclusive of any dedicated rights-of-way located, thereon. The purchase price to be paid at closing shall be subject to other adjustments and prorations provided for herein and will be paid at closing by County check for the Property referenced above.

3. **INTEREST CONVEYED.** Seller is the record owner of the fee simple title to the subject Property and agrees to convey good, marketable and insurable title by Warranty Deed.

4. **AD VALOREM TAXES.** Buyer hereby covenants that it is a political subdivision of the State of Florida and is exempt from payment of ad valorem taxes. Therefore, it shall be Seller's responsibility to comply with Section 196.295, Florida Statutes by placing the appropriate amount of pro rata taxes to the day of closing and any delinquent taxes in escrow with the Miami-Dade County Tax Collector.

5. **TITLE INSURANCE.** Buyer may, at its expense, within fifteen (15) business days of the effective date of this Contract, obtain a marketable title insurance commitment and furnish a copy to the Seller. Said commitment shall show a good, marketable and insurable title to the Property in the Seller's name. Buyer shall have ten (10) business days from receipt of title commitment to inspect said title documents and report defects, if any, in writing to the Seller. Buyer may at Buyer's expense obtain an owner's marketable title insurance policy (ALTA Form

"B") from a title insurance company licensed by the State of Florida ("Title Company") in the amount of the purchase price. In addition, the policy shall insure title to the Real Property for the period between closing and recording of the Statutory Warranty Deed. If the title commitment shows title to the Property to be unmarketable and uninsurable, then this Contract shall be rendered null and void and both Buyer and Seller shall be released of all obligations hereunder, except that Buyer may waive any defects and proceed with closing at Buyer's option.

6. **INSPECTIONS/HAZARDOUS MATERIALS.** Buyer shall, at Buyers sole cost and expense and at least thirty (30) days from the effective date of this Contract, furnish to Seller an environmental site assessment of the Property. The Buyer shall obtain a Letter of Current Enforcement Status of the Property by the Miami-Dade County Department of Environmental Resources Management (DERM) and conduct a review of the environmental site assessment as required or recommended by DERM to determine the existence and extent, if any, of hazardous materials or toxic substances and hazardous waste on the Property in violation of any laws, ordinances, rules or restrictions of any governmental authority having jurisdiction. The term "Hazardous Materials" shall mean any hazardous or toxic substance, material or waste, it shall also include solid waste or debris of any kind. Should such inspections show defects to the Property, including the presence of hazardous material and/or excessive development cost, which Buyer is unable or unwilling to accept, Buyer may elect to terminate its processing of this Contract by giving Sellers written notice prior to the expiration of the Inspection Period, whereupon both Buyer and Sellers shall be released from all further obligations hereunder, except those which expressly survive the termination hereof, unless Sellers in Sellers' sole discretion elect in writing to repair such defects to Buyer's satisfaction. If Sellers agree to repair such defects by Closing or unwilling to repair such defects to Buyer's satisfaction, Buyer may waive all such defects and proceed to closing at Buyers option without adjustment to the Purchase Price such option to be exercised in writing within fifteen (15) days of Sellers' notice to Buyer that they are unable or unwilling to repair such defects. If Buyer does not waive such defects, this Contract shall terminate as above set forth. If the Letter of Current Enforcement Status or subsequent testing confirms the presence of hazardous materials or toxic substances and hazardous waste on the Real Property, Buyer or Seller may elect to terminate this Contract within fifteen (15) days of receipt of such Letter or testing reports by giving written notice to the other party, whereupon both Buyer and Sellers shall be released from all further obligations hereunder, except those which expressly survive the termination hereof. Should Buyer and Seller elect not to terminate this Contract and proceed with Closing, Seller shall, at Seller's sole cost and expense, promptly and diligently commence and complete any and all assessments and clean ups and monitoring of the Real Property necessary to obtain full compliance with any and all applicable governmental restrictions.

7. **SURVEY.** ^{Buyer} Seller, at Seller's sole cost and expense and not less than 30 days prior to closing, deliver to Buyer, a current, certified boundary survey of the Property prepared by a professional land surveyor licensed by the State of Florida. The survey shall be certified to the Buyer, the Title Company and the Seller. The date of certification shall be within sixty (60) days before the Closing date, unless this sixty (60) day time period is waived by Buyer and by the Title Company for purposes of deleting the standard exceptions for survey matters and easements or claims of easements not shown by the public records from the owners' title policy. The survey shall contain a certification of the number of square feet and calculated acreage contained in the

Real Property, less any dedicated right of way thereon. If the survey shows any encroachment on the Real Property or that any improvements on the Real Property encroach on the land of others, the same shall be regarded as a title defect. The legal description in the survey shall be subject to Seller's and Buyer's approval.

8. **RIGHT TO ENTER REAL PROPERTY.** Seller agrees that Buyer and its agents shall, upon reasonable notice, have the right to enter the Real Property for all lawful and agreed upon purposes in connection with this transaction provided the Buyer shall indemnify and hold Seller harmless for damage or injury caused by Buyer and its agents subject to all limitations of Section 768.28, Florida Statutes. Buyer shall not in the course of such entry make any invasive tests, alterations or improvements to the balance of the parent tract owned by Seller, except with the express written consent of Seller. Buyer hereby agrees to indemnify, protect and hold harmless Seller from and against any and all claims, demands, losses, costs, damages to the balance of the parent tract. If Closing does not occur, Buyer shall repair and restore the Property to the condition existing prior to any test or construction on the site.

9. **TENANCIES.** Seller further warrants and represents that no person is living on or occupying the Property, that there is no tenant in possession of the Property and that there are no leases or other agreements and understandings affecting possession, use or occupancy of the Property, other than the restrictive use covenant recorded against the Property.

10. **PRORATIONS:** In addition to proration of taxes as provided in Paragraph 4 above, expenses for electricity, water, sewer, waste collection, and personal property taxes, if any and all revenue if any shall be prorated to the day prior to closing.

11. **LIENS.** All liens of record, including certified municipal and county liens, as well as special assessments, if any, shall be paid in full at or before closing by the Seller. If a pending lien has been filed against the subject Property which has not been certified as of the date of closing, and the work and improvements for which the lien was filed have been completed prior to the closing, despite the fact that the pending lien has not been certified, such lien shall be paid by the Seller.

12. **CLOSING.** The closing of this transaction shall be completed within forty-five (45) ^{HL HCS} days of the Effective Date of this contract unless otherwise extended, as mutually agreed upon by both Buyer and Seller or as otherwise provided herein. The precise date, time, and place of closing shall be set by Buyer and Seller.

13. **TIME.** Buyer and Seller mutually agree to fully and timely execute such papers as deemed necessary to complete the conveyance in accordance with the terms of this contract. Time is of the essence of this Contract. All obligations are subject to Acts of God or Nature or any other occurrence, which is beyond the control of Seller or Buyer.

14. **BROKERS.** Any and all real estate fees ^{real estate} or commissions claimed ^{unless hired by buyer} due pursuant to this transaction to any real estate broker or agent shall be paid by the Seller. Sellers shall hold Buyer harmless from and against any and all claims, liability, cost, expense, damages, judgments and causes of action, including reasonable attorney's fees, based on real estate commissions claimed ^{HCS}

due pursuant to this transaction to any real estate broker or real estate agent.

15. **EXPENSES.** ^{Buyer} Seller shall be responsible for recording fees on the Warranty Deed. Seller shall be responsible for the payment of Florida Documentary Stamp Taxes and Miami-Dade County Surtax on the Warranty Deed.

16. **LOSS.** All risk of loss to the Property shall be borne by Seller until transfer of title.

17. **ACCESS.** Seller warrants and represents that there is legal ingress and egress to the Real Property being purchased under this contract.

18. **POSSESSION.** Seller shall deliver possession of the Property and keys to all locks, if any, to the Buyer at closing.

19. **DEFAULT.** If either party defaults under this Contract, then the other party may waive the default and proceed with closing without adjustment to the purchase price, in which event any and all claims with respect to such default shall be deemed extinguished, or either party may seek specific performance. In no event shall either party be liable for any damages (actual, special consequential, punitive or otherwise) for any default under this Contract.

20. **LITIGATION.** In the event of any litigation arising out of this Contract, the prevailing party shall be entitled to recover reasonable attorney's fees and costs from the other party upon final court judgment, including appellate proceedings.

21. **DISCLOSURE.** Seller warrants that there are no facts which materially and adversely affect the physical condition and present use of the Real Property which have not been disclosed by Seller to Buyer or which are not readily observable to Buyer or which Buyer cannot discover during customary due diligence.

22. **SUCCESSORS IN INTEREST.** This Contract will ensure to the benefit of and be binding upon, and is intended solely for the benefit of the parties hereto, and their respective heirs, personal representatives, successors, and assigns; and no third party will have any rights, privileges or other beneficial interests herein or hereunder.

23. **GOVERNING LAW.** This Contract is governed by and will be construed in accordance with the laws of the State of Florida, and in the event of any litigation concerning the terms of this Contract, proper venue thereof will be in Miami-Dade County.

24. **INVALID PROVISIONS.** In the event any term or provision of this Contract is held illegal, unenforceable or inoperative as a matter of law, the remaining terms and provisions will not be affected thereby, but will be valid and remain in force and effect, provided that the inoperative provision (s) are not essential to the interpretation or performance of this Contract in accordance with the clear intent of the parties.

25. **RECORDING.** This Contract or notice thereof may be recorded by Buyer in the minutes of the Clerk of the Board of County Commissioners Miami-Dade County, Florida, but

shall not be recorded in the official public records of the Clerk of the Court of Miami-Dade County, Florida.

26. **ASSIGNMENT.** Neither this Contract nor any interest therein shall be assigned by Buyer or Seller without the express written consent of each other.

27. **ENTIRE AGREEMENT.** This Contract contains the entire agreement between the parties hereto as it pertains to the subject matter contained herein and shall supersede and take precedence over any and all prior and contemporaneous agreements and understandings between the parties hereto.

28. **EFFECTIVENESS.** The effectiveness of this Contract is contingent upon approval by the Miami-Dade County Board of County Commissioners ("Board"), as well as public hearing approval pursuant to Section 33-303 of the Code of Miami-Dade County, if applicable, and provided no motion to reconsider such approval is made at the next regularly scheduled meeting of said Board. If a motion to reconsider approval hereof is made within such time, then the Effective Date hereof shall be the date of the next regularly scheduled meeting of the Board, at which next regularly scheduled meeting, provided a motion to reconsider has been filed, the Board shall reconsider its prior approval hereof; provided further, however, that such initial Board approval or subsequent reconsideration and approval ratification shall not be effective until the earlier of; a) the date the Mayor of Miami-Dade County indicates approval of such Commission action; or b) the lapse of ten (10) days without the Mayor's veto (the "Effective Date"). In the event that the Mayor vetoes the Board approval, the Board approval shall not be effective in the absence of an override of the Mayor's veto that shall be at the next regularly scheduled meeting of the Board after the veto occurs, in which case such override date shall be the Effective Date. The actions of the Commission and the Mayor in connection with the award or rejection of any contract rests within their sole discretion. If not vetoed, the contract shall become effective in accordance with Resolution No. R-377-04. The date of such approval of the Contract by Buyer, as set forth above is the Effective Date of this Contract.

RADON GAS: Radon is a naturally occurring radioactive gas that, when it has accumulated in the building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed Federal and State guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your County Public Health Unit.

NOTICE. All communications regarding this transaction shall be directed to:
as to Buyer:

Shannon Clark
Real Estate Officer- GSA
111 NW 1st Street, Suite 2460
Miami, Florida 33128

as to Seller:

Gordon Summers and

Helene K. Summers
18400 SW 248th Street
Miami, Florida 33031

IN WITNESS WHEREOF, the Buyer and Seller have duly executed this Contract as of the day and year above written.

ATTEST:

BUYER:
MIAMI-DADE COUNTY

By: _____
Clerk

By: _____
County Manager
Date: _____

Penelope Margini
Witness
PENELOPE MARGINI
Print

SELLER:
GORDON SUMMERS

By: *Helene K. Summers*
Date: 3-31-07

[Signature]
Witness
CARLOS CARDOSO
Print

SELLER:
HELENE K. SUMMERS

By: *Helene K. Summers*
Date: 3-31-07

Penelope Margini
Witness
PENELOPE MARGINI
Print

[Signature]
Witness
CARLOS CARDOSO
Print

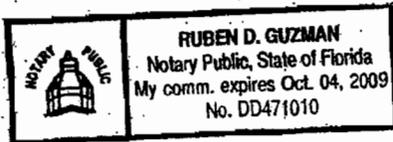
Approved as to form
and legal sufficiency.

[Signature]
Assistant County Attorney

STATE OF FLORIDA
COUNTY OF LAKE.

I HEREBY CERTIFY, that on this 31ST day of MARCH., 2007, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared GORDON SUMMERS and HELENE K. SUMMERS personally known to me, or proven, by producing the following identification: VALID FL. DR. LICENSES. to be the persons who executed the foregoing instrument freely and voluntarily for the purposes therein expressed.

WITNESS my hand and official Seal at Ht. DORA, in the County and State aforesaid, on this, the 31ST day of MARCH:, 2007.



Ruben D. Guzman (SEAL)
Notary Public

RUBEN D. GUZMAN
Print Name

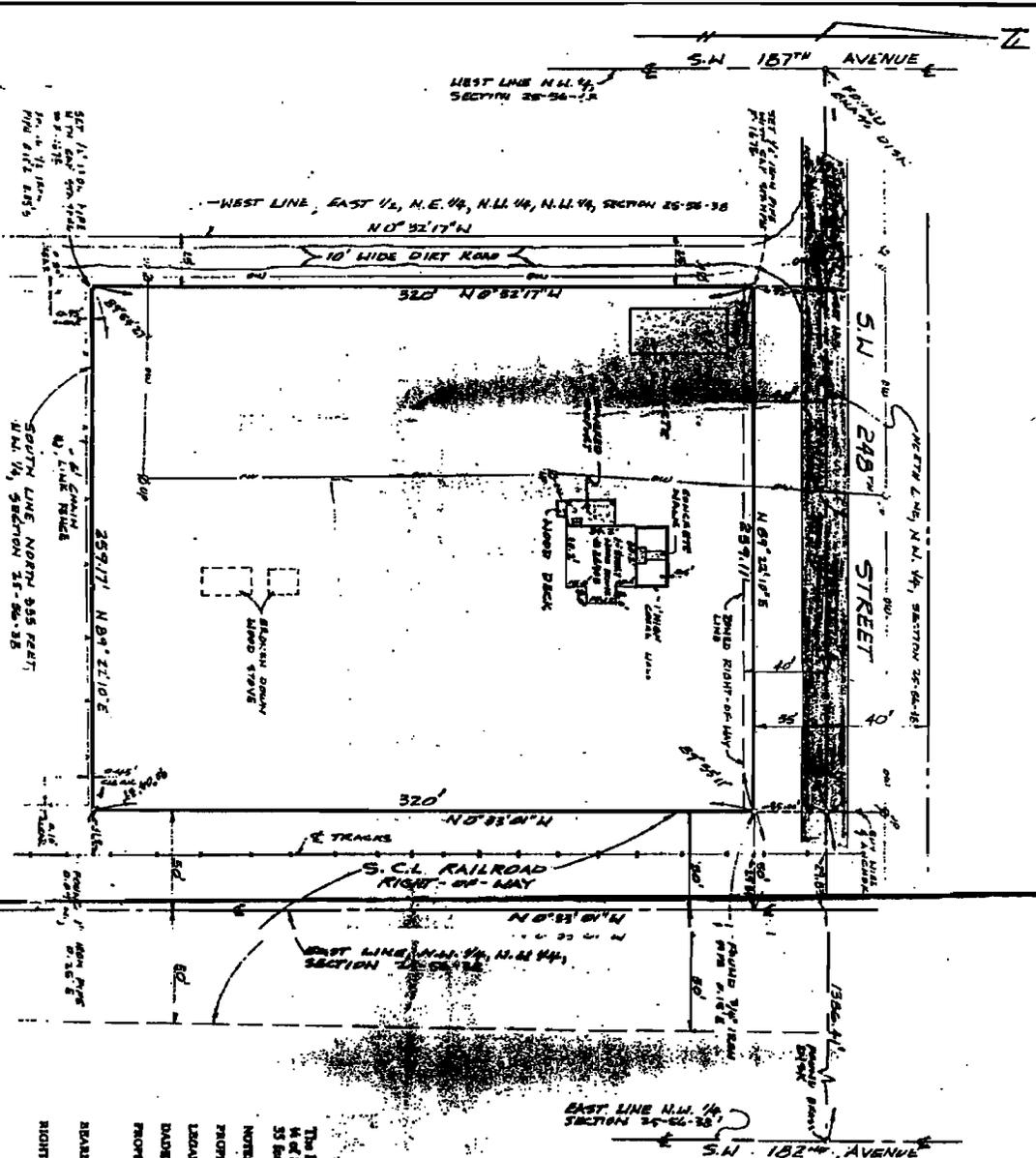
NOTARY SEAL / STAMP

Notary Public, State of FLORIDA
My Commission expires LAKE / OCT / 04 / 2009

EXHIBIT "A"
Legal Description

The North 355 feet of the East ½ of the Northeast ¼ of the Northwest ¼ of the Northwest ¼, less the North 35 feet and less the S.A.F. Railway Right of Way, and less the West 25 feet for Road Right of Way, in Section 25, Township 56 South, Range 38 East lying and being in Miami-Dade County, Florida.

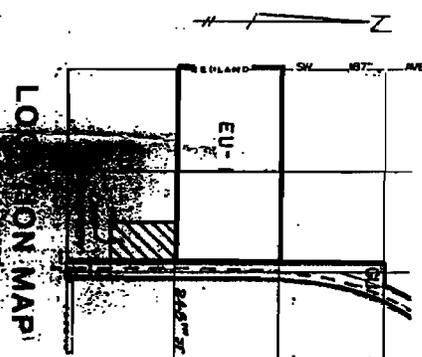
Parcel Identification Number: 30-6825-000-0160



CERTIFIED TO:
 ROBERT M. LEBBY, ESR.
 HELENE KASTYKA

LEGAL DESCRIPTION
 The North 333 feet of the East 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 25, Township 56 South, Range 38 East, DeSoto County, Florida, hereinafter referred to as the "Property", is being surveyed and shown as follows:
 BEARING AND DISTANCE UPON THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 25, TOWNSHIP 56 SOUTH, RANGE 38 EAST, DE SOTO COUNTY, FLORIDA, BEARING N 89° 22' 10" E
 RIGHT-OF-WAY INFORMATION FOR THE BOARD OF COUNTY COMMISSIONERS WAS OBTAINED FROM THE DE SOTO COUNTY RIGHT-OF-WAY DEPARTMENT AND VERIFIED BY LETTER FROM THE DE SOTO COUNTY COMMISSIONERS' OFFICE.
 EXAMINATION OF THE ABSTRACT OF TITLE WILL HAVE TO BE MADE TO DETERMINE THE RECORDED INSTRUMENTS, IF ANY, AFFECTING THIS PROPERTY.

LEGAL DESCRIPTION
 PROPERTY ZONED AU
 LEGAL DESCRIPTION ACCORDS TO 1984S ACORN
 DADE COUNTY FLOOD CONTROL ELEVATION +14.5 FEET
 PROPERTY LIES IN THE NATIONAL FLOOD INSURANCE PROGRAM'S FLOOD INSURANCE RATE MAP NO. 12888-D-1, DATED NOVEMBER 4, 1981, ZONE X, OUTSIDE THE 50 YEAR FLOOD PLAIN (BASE FLOOD ELEVATION NOT DETERMINED)
 BEARING AND DISTANCE UPON THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 25, TOWNSHIP 56 SOUTH, RANGE 38 EAST, DE SOTO COUNTY, FLORIDA, BEARING N 89° 22' 10" E
 RIGHT-OF-WAY INFORMATION FOR THE BOARD OF COUNTY COMMISSIONERS WAS OBTAINED FROM THE DE SOTO COUNTY RIGHT-OF-WAY DEPARTMENT AND VERIFIED BY LETTER FROM THE DE SOTO COUNTY COMMISSIONERS' OFFICE.
 EXAMINATION OF THE ABSTRACT OF TITLE WILL HAVE TO BE MADE TO DETERMINE THE RECORDED INSTRUMENTS, IF ANY, AFFECTING THIS PROPERTY.



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DESIGNED BY DRAWN BY DATE SCALE FIELD BOOK REFERENCE	CHECKED BY DATE PERMIT NO. SHEET NO.	<h2 style="text-align: center;">SKETCH OF SURVEY</h2> <p>A Portion of the Northwest 1/4 of Section 25, Township 56 South, Range 38 East, DeSoto County, Florida.</p>	<p>CAMPABLE & ASSOCIATES, INC. ENGINEERS PLANNERS SURVEYORS 9801 EAST EVERGREEN STREET, SUITE 101 MIAMI, FLORIDA 33157 PHONE: (305) 254-7171 (DAD4) (305) 762-8202 (BROWARD)</p>	<p>WE HEREBY CERTIFY that the true and correct copy of this sketch of survey has been filed for record in the Public Records of DeSoto County, Florida, in the name of Campable & Associates, Inc., P.O. Box 3074, P.L.A. # 4228, State of Florida.</p> <p>DATE OF RECORDING FILED IN PUBLIC RECORDS</p>
--	---	--	--	--

My Home



miamidade.gov

ACTIVE TOOL: SELECT



Show Me:

Property Information

Search By:

Select Item

Text only

Property Appraiser Tax Estimator

Summary Details:

Folio No.:	30-6825-000-0160
Property:	18400 SW 248 ST
Mailing Address:	GORDON SUMMERS & W HELENE K 18400 SW 248 ST MIAMI FL 33031-1856

Property Information:

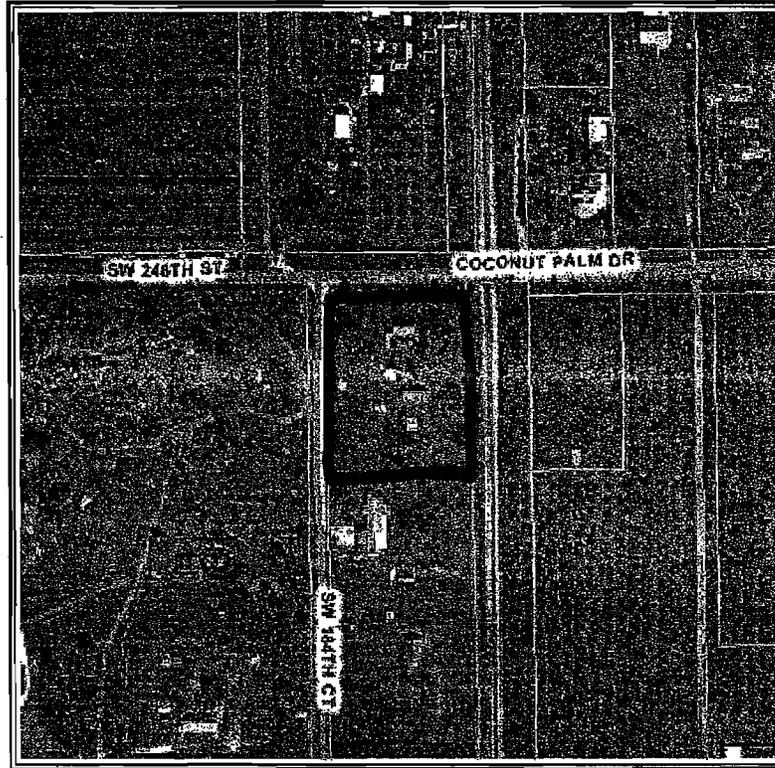
Primary Zone:	9000 AGRICULTURE
CLUC:	0001 RESIDENTIAL- SINGLE FAMILY
Beds/Baths:	2/1
Floors:	1
Living Units:	1
Adj Sq Footage:	1,236
Lot Size:	2 ACRES
Year Built:	1928
Legal Description:	25 56 38 1.88 AC M/L N355FT OF E1/2 OF NE1/4 OF NW1/4 OF NW1/4 LESS N35FT & LESS S A F RW & LESS W25FT FOR RW LOT SIZE IRREGULAR OR 20744-4921 092002 4

Sale Information:

Sale O/R:	14839-1842
Sale Date:	12/1990
Sale Amount:	\$107,500

Assessment Information:

Year:	2006	2005
Land Value:	\$300,800	\$150,400
Building Value:	\$70,971	\$55,620
Market Value:	\$371,771	\$206,020
Assessed Value:	\$74,525	\$72,355
Homestead Exemption:	\$25,000	\$25,000
Total Exemptions:	\$25,000	\$25,000
Taxable Value:	\$49,525	\$47,355

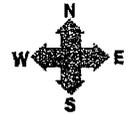


Digital Orthophotography - 2006

0 132 ft

Legend

- Property Boundary
- Selected Property
- Street
- Highway
- Miami-Dade County
- Water



We appreciate your feedback, please take a minute to complete our survey.

My Home | Property Information | Property Taxes
| My Neighborhood | Property Appraiser

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If you experience technical difficulties with the Property Information application, please click here to let us know.

E-mail your comments, questions and suggestions to Webmaster

Web Site
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MIAMI-DADE COUNTY
PARK AND RECREATION DEPARTMENT.
REDLAND FRUIT & SPICE PARK ADDITIONS

SW 248TH ST

REDLAND FRUIT & SPICE PARK

FOLIO #
3068250000160

subject property

SW 184th St

FOLIO #
3068250000161

LEGEND

- Parks
- Highways
- Property Lines

ATTACHMENT 4

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,

SS

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
Dorrrin 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

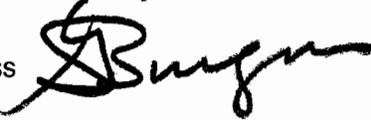
Diamela del Castillo

Date: December 4, 2007

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

Agenda Item No. 12(A)(2)

From: George M. Burgess
County Manager



R-1365-07

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

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

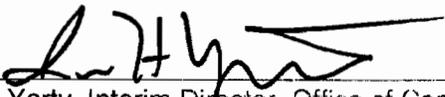
On July 16, 1996, the Board approved Ordinance No. 96-115 which authorizes issuance, subject to approval by special election, \$200 million in general obligation bonds for park projects; establishes a Citizens' Oversight Committee and empowers it to administer the bond program; and designates entities 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.

Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners
Page No. 2

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

**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)

Attachment 1

- 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



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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