MEMORANDUM

Agenda Item No. 14(A)(2)

TO:	Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners	**DATE:**	February 17, 2009
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution relating to executing a Building Better Communities General Obligation Bond Grant Agreement with Gold Coast Railroad Museum, Inc.

This resolution was amended by the Transit, Infrastructure and Roads Committee to delete the words stricken through and to add the words underlined, as indicated in the item.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Dennis C. Moss.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM

(Revised)

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

DATE: February 17, 2009

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

SUBJECT: Agenda Item No. 14(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 Mayor's written recommendation**

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

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

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(2)
2-17-09

RESOLUTION NO. _____

RESOLUTION APPROVING THE TERMS OF AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND GRANT AGREEMENT WITH GOLD COAST RAILROAD MUSEUM, INC. IN THE AMOUNT OF $489,132 TO FUND THE EXTENSION OF THE MUSEUM'S TRACK SYSTEM AND THE ADDITION OF ASSOCIATED EQUIPMENT

WHEREAS, the Building Better Communities General Obligation Bond ("BBC GOB") Program included a line item, Project Number 223, for not-for-profit community organizations in the amount of $30 million; and

WHEREAS, on July 24, 2007, this Board approved the allocation of the $30 million to 37 not-for-profit organizations, one of which was the Gold Coast Railroad Museum, Inc. ("Gold Coast") for $489,132; and

WHEREAS, Gold Coast preserves, exhibits and operates historic Florida railroad equipment for education purposes at the Gold Coast Railroad Museum ("Museum") and Gold Coast will use the BBC GOB grant funds for the extension of the Museum's track system and the addition of associated equipment; and

WHEREAS, the Museum is located on almost 50 acres of historic County-owned property that Gold Coast operates through a License Agreement with the County and Gold Coast has been operating the Museum at this location for over 22 years; and

WHEREAS, Gold Coast currently has 13 years remaining on its License Agreement with the County and the BBC GOB Administrative Rules require site control for a minimum of 25 years; and

WHEREAS, the Park and Recreation Department is in the process of extending the License Agreement with Gold Coast and this extension is expected to be heard by this Board by August of 2009; and

WHEREAS, in order for Gold Coast to timely install the new railroad tracks, Gold Coast must finalize its agreement with its contractor by the end of February 2009 and must have the BBC GOB funds available shortly thereafter in order to pay for such improvements; and

WHEREAS, Gold Coast therefore has requested that this Board waive the requirement in the BBC GOB Administrative Rules that grantees demonstrate site control for 25 years as a pre-condition to receiving BBC GOB funds, with the understanding that in approximately 6 months it is anticipated that Gold Coast will have the required site control,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves the terms of and authorizes the Mayor or the Mayor's designee to execute the BBC GOB Program Grant Agreement, in substantially the form [[~~attached hereto as Exhibit A,~~]]>>approved by this Board pursuant to Resolution No. R-595-05 with the exception of site control, as more fully set forth herein,<<[1] by and between the County and Gold Coast in the amount of $489,132 to fund the extension of the Museum's track system and the addition of associated equipment.

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[1] Words stricken through and/or [[double]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

The Prime Sponsor of the foregoing resolution is Chairman Dennis C. Moss. It 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
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of February, 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. MR

Monica Rizo