

Memorandum



Date: June 30, 2009

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

From: George M. Burgess
County Manager

Subject: Resolution Authorizing a Memorandum of Agreement between Miami-Dade County and the City of South Miami for the purchase, delivery, and if needed, assistance with the installation of the trees, in an amount not to exceed \$20,000 from the Community Image Advisory Board, for tree planting within the City limits, and for Training of Tree Care Specialists

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

Recommendation

It is recommended that the Board of County Commissioners (BCC) approve the attached resolution authorizing a Memorandum of Agreement (MOA) between the City of South Miami and Miami-Dade County in which the County will purchase trees for planting within the city limits for a cost not to exceed \$20,000 and, if needed, assist with the installation of the trees, and facilitate the training of Tree Care Specialists through the Institute of Food and Agricultural Sciences Extension (IFAS).

Scope

This agreement impacts the City of South Miami which is entirely located within Commission District 7.

Fiscal Impact/Funding Source

The project cost will not exceed \$20,000 and will be funded by Miami-Dade County through the Community Image Advisory Board (CIAB). This project will be funded by the CIAB Capital Outlay Reserve (COR) fund.

Track Record/Monitor

The Office of Community Image, Manager, Christina M. Casado will monitor this memorandum of agreement between Miami-Dade County and the City of South Miami.

Background

Miami-Dade County has had historical losses in tree canopy cover due to hurricanes, citrus canker and urban development. In order to address such losses the Street Tree Master Plan (STMP) was developed by a working group comprised of representatives from various organizations. Said plan addresses the need to increase tree canopy along our roadways and serves as a reference for urban street tree projects. The STMP also describes the procedures for planting and maintaining trees throughout Miami-Dade County and encourages partnerships with municipalities for the implementation of the plan.

The City of South Miami has an ongoing effort to enhance the aesthetics of their community and on April 27th, 2009, Mayor Horace Feliu approached the CIAB regarding the adoption of the STMP with their commitment of increasing the tree canopy. The CIAB unanimously agreed to assist the City with this project and directed the Office of Community Image to establish a partnership between the City and the County to accomplish this effort. As a result, the attached MOA stipulates that the CIAB will purchase trees up to a value of \$20,000 for planting in medians, parks, and public rights-of-way within the City limits. Additionally, the County will facilitate training for the City employees on best practices for tree care specialists.

The City of South Miami has agreed to assume the maintenance of these trees utilizing the best tree care standard practices. It is anticipated that the project will be completed by September 30, 2009.


Assistant County Manager



MEMORANDUM
(Revised)

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

DATE: June 30, 2009

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

SUBJECT: Agenda Item No. 8(P)(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 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. 8(P)(1)(B)
6-30-09

RESOLUTION NO. _____

RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE MIAMI-DADE COUNTY AND THE CITY OF SOUTH MIAMI FOR THE PURCHASE, DELIVERY AND, IF NEEDED, ASSISTANCE WITH THE INSTALLATION OF TREES, IN AN AMOUNT NOT TO EXCEED \$20,000 FROM THE COMMUNITY IMAGE ADVISORY BOARD, FOR TREE PLANTING WITHIN THE CITY LIMITS AND TRAINING OF CITY TREE CARE SPECIALISTS

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

WHEREAS, Miami-Dade County (County) and the City of South Miami (City) wish to restore recent tree losses due to hurricanes, citrus canker, and urban development; and

WHEREAS, the County, through the Community Image Advisory Board (CIAB), has agreed to assist municipal governments and train their personnel in best practices for tree planting and maintenance; and

WHEREAS, the County is willing to purchase and deliver, and if needed, assist with the installation of trees, up to a value of \$20,000, for planting in parks, medians and public rights-of-way within the City limits; and

WHEREAS, the City will plant and maintain the trees planted in accordance with the Memorandum of Agreement (MOA) using the best tree care standard practices set by one of the organizations that certify arborists,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes the County Mayor or designee to execute the MOA between the City of South Miami and Miami-Dade County for the purchase and delivery of trees and, if needed, assist with the

installation of trees, in an amount not to exceed \$20,000 provided by the Community Image Advisory Board, for tree planting in the parks, medians and public rights-of-way within the city limits, and training of the City's tree care specialists.

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 30th day of June, 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 *Rad*

Robert A. Duvall

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MEMORANDUM OF AGREEMENT

This **AGREEMENT**, made and entered into this ____ day of _____, 2009 by and between the **CITY OF SOUTH MIAMI, SOUTH MIAMI, FLORIDA** a political subdivision of the **STATE OF FLORIDA** hereinafter referred to as the "CITY", and **MIAMI-DADE COUNTY**, a political subdivision of the **STATE OF FLORIDA**, hereinafter referred to as the "COUNTY".

WITNESSETH

WHEREAS, the **CITY** and **COUNTY** are concerned that recent losses in tree cover due to hurricanes, citrus canker, and urban development have had a negative impact on the green infrastructure and its ability to mitigate pollution and enhance air and water quality, and,

WHEREAS, the **COUNTY** through the Community Image Advisory Board (CIAB) Street Tree Master Plan (STMP) has committed to assisting municipal governments improve the percentage of canopy cover in their cities, and,

WHEREAS, the **COUNTY** through the **CIAB** has agreed to assisting municipal governments train their personnel in best practices for tree planting and maintenance, and,

WHEREAS, the **CITY** Commission has by proper resolution attached hereto as Attachment "A" and by reference made a part thereof, authorized its City Manager or his designee to enter into this **AGREEMENT**.

NOW THEREFORE, in consideration of the promises and the covenants contained herein, the parties agree:

The **COUNTY** shall purchase, deliver, and if needed, assist with the installation of trees (up to value \$20,000) for planting in parks, medians and public rights-of-way within the **CITY** limits, see Attachment B.

The **COUNTY** shall arrange for training **CITY** employees on best practices for tree care and arborist certification.

The **CITY** will plant and maintain the trees planted as part of this **AGREEMENT** using the best tree care standard practices set by one of the organizations that certify arborist.

The **CITY** will hold harmless the **COUNTY** for work associated and materials provided as part of this **AGREEMENT**, as this is a funding agreement, and the City is to install the work contemplated.

The **CITY** shall identify and obtain all necessary permits, utility adjustments and right-of-way to perform the project tree plantings in accordance with applicable State, Federal, and local laws and ordinances, and shall not commence the work described in this **AGREEMENT** until all necessary permits have been obtained.

The **CITY** shall clear all utilities within the planting areas at least forty-eight (48) hours prior to any tree installation activities.

COUNTY
~~MIAMI-DADE~~ CITY

The CITY shall not allow trees to obstruct the view of the COUNTY'S Public Works or Florida Department of Transportation's roadway signs.

The CITY shall be responsible for the inspection of the tree installations, see exhibit B. Plantings shall be completed prior to _____, 2009.

The CITY commits to adopting the principles of Street Tree Master Plan by approving the COUNTY'S plan or preparing an original plan that complements the concepts presented in the COUNTY'S plan.

To the extent permitted by law, the CITY shall indemnify and hold harmless the COUNTY its officers and employees, from all suits, actions, claims of liability arising out of the CITY'S negligent performance of the work under this AGREEMENT, due to the failure of the CITY to construct and maintain the tree plantings in conformance with the standards described in this AGREEMENT.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year first above written.

CITY OF SOUTH MIAMI

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

By: W. A. Balog, Sr.
City Manager

By: _____
Mayor or his designee

ATTEST: [Signature] (SEAL)
City Clerk

ATTEST: _____ (SEAL)
County Clerk

APPROVED AS TO LEGAL FORM

By: [Signature]
City Attorney

By: _____
County Attorney

ATTACHMENT "B"
Planting Sites

- Project Locations:** The project locations are within the city limits of the City of South Miami to include medians and public right-of-way.
- Design:** Miami-Dade County will prepare landscape plans depicting proposed planting location, installation details and notes; as well as, a plant list showing species, quantity, specifications, etc. Development of these plans will be Estimated Design timeframe: 30 calendar days.
- Permitting:** The project locations are along city road. The City of South Miami will process any necessary plans and permit applications. Estimated Permitting timeframe: 30 calendar days.
- Construction:** The Miami-Dade County Office of Community Image has agreed to design, select, and procure plant material for the implementation of the landscape enhancements. Based on the permit requirements, the City will be required to coordinate with utility companies, governmental agencies having jurisdiction and calling for inspections as required. The City will accept plant material and account for quantities, quality and size as specified on landscape plans provided by the county. No substitution of plant material shall be accepted unless mutually agreed upon by the City and the County and documented in writing. The County will perform a final inspection once material is installed.
- Estimated Construction time frame: 30 calendar days
- Plant Selection:** The medians will be planted with drought tolerant species to minimize water use. The plans will include species mutually agreeable to the City of South Miami and Miami-Dade County that minimize water use and maintenance costs, decrease the likelihood of theft, are suitable to the locations(s) for sun/shade adaptability, continuity and design to adjacent areas, and provide vibrant colors wherever possible.
- Cost:** Miami-Dade County's contribution of the purchase and delivery of plants, and the initial planting soil and mulch shall not exceed \$20,000.00

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COUNTY
~~LABS~~ CITY

ATTACHMENT "A"
CITY RESOLUTION

**CITY Resolution No. _____ dated _____, 2008 attached
hereto and incorporated herein.**

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COUNTY
~~IOAB~~ CITY

RESOLUTION NO. 62-09-12871

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH MIAMI-DADE COUNTY THROUGH THE COMMUNITY IMAGE ADVISORY BOARD (CIAB) TO ASSIST THE CITY OF SOUTH MIAMI IMPROVE THE PERCENTAGE OF TREE CANOPY COVER; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of South Miami and the County wishes to replace trees canopies lost during hurricanes, citrus canker and urban development and which have had a negative impact on the green infrastructure and its ability to mitigate pollution and enhance air and water quality; and,

WHEREAS, the County through the Community Image Advisory Board (CIAB) Street Tree Master Plan (STMP) has committed to assisting the City of South Miami to improve the percentage of canopy cover in their cities, and,

WHEREAS, the County through the CIAB, has agreed to assist the City of South Miami in training their personnel in best practices for tree planting and maintenance, and,

WHEREAS, the City commits to adopting the principles of the County's Street Tree Master Plan, included here by reference, which aims to increase tree canopy by 30% by the year 2020, plant and maintain a healthy urban forest to attain the environmental and social benefits that tree canopy provides; and,

WHEREAS, the City Manager is authorized to work with CIAB in submitting required document, including presentation materials, to secure up to a value of \$20,000.00 from the County for trees and other plant material for public right-of-way within City limits.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF SOUTH MIAMI, FLORIDA;

Section 1. The City Manager is authorized to work with CIAB in submitting required document, including presentation materials, to secure up to a value of \$20,000.00 from the County for trees and other plant material for public right-of-way within City limits. A copy of the agreement with Miami-Dade County through CIAB is attached.

Section 2. The City of South Miami commits to adopting the principles of the County's Street Tree Master Plan, included here by reference, which aims to increase tree canopy by 30% by the year 2020, plant and maintain a healthy urban forest to attain the environmental and social benefits that tree canopy provides to the community.

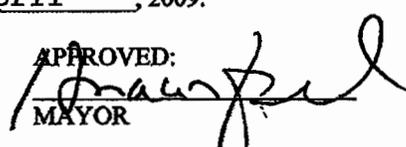
Section 3. This resolution shall take effect immediately upon approval

PASSED AND ADOPTED this 7th day of April, 2009.

ATTEST:


CITY CLERK

APPROVED:


MAYOR

READ AND APPROVED AS TO FORM:


Luis R. Figueredo
Office of City Attorney

COMMISSION VOTE:	5-0
Mayor Feliu:	Yea
Vice Mayor Beasley:	Yea
Commissioner Palmer:	Yea
Commissioner Beckman:	Yea
Commissioner Newman:	Yea

Landscape and Tree Ordinances and to be used as minimum standards in order to enhance the County tree canopy to a minimum of 30 percent coverage, countywide by 2020.

Goals of the Street Tree Master Plan

- ✿ Plant quality trees in public rights of way
- ✿ Develop and execute a Tree Management Plan to craft sustainable tree structure
- ✿ Promote the design of urban spaces that adequately fit trees
- ✿ Encourage local growers to produce the quality and species for public rights-of-way
- ✿ Educate policy makers and the public on the importance of adequate tree canopy
- ✿ Promote the expansion of the overall canopy in Miami-Dade County to at least 30 percent by 2020. This target reflects both the initiatives of the Street Tree Master Plan and other canopy restoration efforts in Miami-Dade County to create a greener, more walkable, livable community.

The Street Tree Master Plan will accomplish the “greenprint” goals by:



- ✿ establishing a street tree working group
- ✿ educating Miami-Dade citizens on tree canopy issues
- ✿ promoting “right tree, right place”
- ✿ inventorying the condition of Miami-Dade street trees
- ✿ researching historical habitat and ecology
- ✿ developing guidelines for maintenance of the green infrastructure on par with the gray infrastructure

Healthy street trees play an integral role in supporting the County’s urban shade “canopy,” which contribute greatly to lower ambient air temperatures, increase aesthetic enjoyment, provide economic improvement, improve the quality of life, and enhance the historic characteristics of our community. A shady, tree-lined street is more walkable, especially in the summer months in South Florida.

The Street Tree Master Plan is guided by an overall vision to restore and enhance the County's tree canopy into a thriving urban forest that provides multiple aesthetic and environmental benefits. The Miami-Dade County Street Tree Master Plan, the Miami-Dade County Landscape Manual, and the proposed Best Management Practices are designed to support the vision by providing a “greenprint” for the appropriate planning, implementation, and management of our existing and planned tree resources.