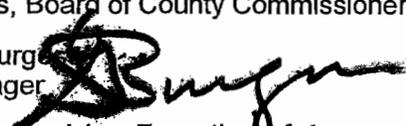


Memorandum



Date: December 7, 2010

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

From: George M. Burgin
County Manager 

Subject: Resolution Authorizing Execution of Agreement Number 4600001923 with the South Florida Water Management District for Trail Glades Range Culvert Crossing Replacement

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

Recommendation

It is recommended that the Board adopt the attached resolution authorizing execution of Agreement Number 4600001923 (Attachment A) with the South Florida Water Management District (SFWMD), with the SFWMD reimbursing \$157,946.88 to the Park and Recreation Department (MDPR) for the design, permitting and construction of water control gates and other operational elements of the Trail Glades Range Culvert Crossing Replacement project.

Scope

Trail Glades Range is a county-wide facility located at 17601 S.W. 8th Street in Commission District 12. The culvert crossing is located at the entrance of Trail Glades Range.

Fiscal Impact/Funding Source

This agreement will reimburse the MDPR \$157,946.88 for the design, permitting and construction of water control gates and other operational elements required by the SFWMD.

The estimated total project cost of the Trail Glades Range Culvert Crossing Replacement project is \$1.1 million, consisting of \$157,946.88 for the SFWMD portion, \$811,263.08 for construction of the culvert, and \$130,790.04 in design, testing, and permitting costs. County funds for design and construction consist of Building Better Communities (BBC) General Obligation Bonds (GOB) allocated to BBC GOB Project No. 44, Trail Glades Range, index code is CPD044PR1780; and GOB Significant Modification reallocated interest proceeds from Project No. 322, "Northside Police Station" to Project No. 44, "Trail Glades Range", approved under resolution R-708-10 (Attachment B). There is no increase in County debt service and there is no increase in the operating or capital obligations on current or future County budgets.

Track Record/Monitor

Jorge Mora, Capital Programs Director, MDPR will coordinate with the SFWMD to assure compliance with the terms of the Agreement.

Background

In 2007, the culvert structure spanning the Tamiami Canal and bearing the only access road to Trail Glades Range was found to be structurally degraded. MDPR designed repair plans involving reinforcement of the culvert structure. During permitting through the SFWMD, MDPR was informed that the existing culvert, composed of two 72" pipe culverts, did not meet current SFWMD standards and required replacement with a bridge or a box culvert.

The culvert replacement is a requirement of the SFWMD as a condition to obtain permits for capital improvements in furtherance of the Trail Glades Range General Plan. The estimated total project cost for the selected alternate, a box culvert, is \$1.1 million.

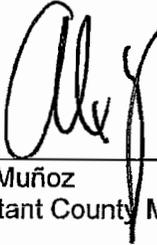
Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners
Page 2

MDPR will design, permit and construct water control slide gates and other operational elements to be paid by and for the benefit of the SFWMD. Those elements include the following:

- Replacement of existing slide gates
- Installation of PVC conduits
- Repair/Replacement of SFWMD signage
- Removal of existing up and downstream stilling wells

Pursuant to the Agreement, the SFWMD will reimburse MDPR \$157,946.88 for the design, permitting, bidding, award and construction costs of said elements.

Attachments



Alex Muñoz
Assistant County Manager



MEMORANDUM
(Revised)

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

DATE: December 7, 2010

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

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

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(M)(1)(A)
12-7-10

RESOLUTION NO. _____

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT NUMBER 4600001923 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT ("SFWMD") FOR DESIGN, PERMITTING AND CONSTRUCTION OF WATER CONTROL GATES AND OTHER OPERATIONAL ELEMENTS OF TRAIL GLADES RANGE CULVERT CROSSING REPLACEMENT PROJECT, WITH A PRE-BID TOTAL PROJECT COST ESTIMATE OF \$1,100,000, WITH \$157,946.88 TO BE REIMBURSED BY SFWMD, AND AUTHORIZING COUNTY MAYOR OR DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purpose 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 authorizes the County Mayor or County Mayor's designee to execute Agreement Number 4600001923 between Miami-Dade County and the South Florida Water Management District ("SFWMD") for the design, permitting and construction of water control gates and other operational elements of the Trail Glades Range Culvert Crossing Replacement project, with a pre-bid total project cost estimate of \$1,100,000, with the SFWMD reimbursing \$157,946.88 of that amount, in substantially the form attached hereto and made part hereof; and further authorizes the County Mayor or County Mayor's designee to exercise all provisions contained therein.

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 | Lynda Bell |
| Audrey M. Edmonson | Carlos A. Gimenez |
| Sally A. Heyman | Barbara J. Jordan |
| Joe A. Martinez | Jean Monestime |
| Natacha Seijas | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of December, 2010. 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.



Monica Rizo

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ATTACHMENT A

ORIGINAL

SAP REFERENCE NO. 9500004145

**SOUTH FLORIDA WATER MANAGEMENT DISTRICT
LOCAL GOVERNMENTAL AGREEMENT**

AGREEMENT NO. 4600001923

BETWEEN THE

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

AND

MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS

THIS AGREEMENT is entered into as of the _____ by and between the South Florida Water Management District (**DISTRICT**) and the Miami-Dade County Board of County Commissioners (**COUNTY**).

WHEREAS, the **DISTRICT** is a public corporation of the State of Florida, created by the Florida Legislature and given those powers and responsibilities enumerated in Chapter 373, Florida Statutes, to include entering into contracts with public agencies, private corporations or other persons; and

WHEREAS, the **DISTRICT** desires to provide financial assistance to the **COUNTY** to assume the responsibility for the civil engineering design, permitting, bidding, demolition, construction and construction inspection for repairs to the Trail Glades Culvert Crossing and G119 structure; and

WHEREAS, the **COUNTY** warrants and represents that it has no obligation or indebtedness that would impair its ability to fulfill the terms and conditions of this **AGREEMENT**; and

WHEREAS, the Governing Board of the **DISTRICT** at its December 10, 2009 meeting, approved entering into this **AGREEMENT** with the **COUNTY**;

NOW, THEREFORE, in consideration of the covenants and representations set forth herein and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties agree as follows:

1. The **DISTRICT** agrees to contribute funds and the **COUNTY** agrees to perform the work set forth in Exhibit "A" attached hereto and made a part hereof, subject to availability of funds and in accordance with their respective authorities for the civil

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engineering design, permitting, bidding, demolition, construction and construction inspection for repairs to the Trail Glades Culvert Crossing and G119 structure.

2. The period of performance of this **AGREEMENT** shall commence on the date of execution of this **AGREEMENT** and shall continue for a period of two (2) years.
3. The total **DISTRICT** contribution shall not exceed the amount of One Hundred and Fifty Seven Thousand, Nine Hundred and Forty Five Dollars and Eighty Eight Cents (\$157,946.88). In no event shall the **DISTRICT** be liable for any contribution hereunder in excess of this amount. The **DISTRICT** shall make payment subject to receipt of invoices from the **COUNTY** which are accompanied by adequate documentation to support actual expenditures within the Not-to-Exceed **AGREEMENT** funding limitation specified above. Supplemental instructions concerning reimbursable expenditures are set forth in Exhibit "A", Statement of Work (paragraph "C" and Attachment 2 thereto), which is attached hereto and made part of the **AGREEMENT**. **DISTRICT** payment is further subject to completion and acceptance of the deliverables described in the Payment and Deliverables Schedule set forth in Exhibit "B" which is also attached hereto and made part of this **AGREEMENT**. In the event the **COUNTY** is providing a cost sharing contribution as provided for in paragraph 5 below, the **COUNTY** shall provide evidence that its minimum cost share has been met for each invoice submitted. The subject cost share documentation shall be included with each invoice. If the total consideration for this **AGREEMENT** is subject to multi-year funding allocations, funding for each applicable fiscal year of this **AGREEMENT** will be subject to Governing Board budgetary appropriation. In the event the **DISTRICT** does not approve funding for any subsequent fiscal year, this **AGREEMENT** shall terminate upon expenditure of the current funding, notwithstanding other provisions in this **AGREEMENT** to the contrary. The **DISTRICT** will notify the **COUNTY** in writing after the adoption of the final **DISTRICT** budget for each subsequent fiscal year if funding is not approved for this **AGREEMENT**.
4. The **COUNTY** shall submit quarterly financial reports to the **DISTRICT** providing a detailed accounting of all expenditures incurred hereunder throughout the term of this **AGREEMENT**. The **COUNTY** shall report and document the amount of funds expended per month during the quarterly reporting period and the **AGREEMENT** expenditures to date within the maximum not-to-exceed **AGREEMENT** funding limitation.
5. The **COUNTY** shall cost share in the ^{approximated}~~not to exceed~~ amount of Eight Hundred and Eleven Thousand and Two Hundred and Sixty Three Dollars and Eight Cents (\$811,263.08) in conformity with the laws and regulations governing the **COUNTY**, subject to change based upon the construction bids received and/or any unforeseen conditions.
6. All work to be performed under this **AGREEMENT** is set forth in Exhibit "A", Statement of Work, which is attached hereto and made a part of this **AGREEMENT**. The **COUNTY** shall submit quarterly progress reports detailing the status of work to date for each task. The work specified in Exhibit "A" shall be under the direction of the **COUNTY** but shall be open to periodic review and inspection by either party. No work set forth in Exhibit "A" shall be performed beyond the two (2) year expiration date of this **AGREEMENT** unless authorized through execution of an amendment to cover succeeding periods.

7. The **COUNTY** is hereby authorized to contract with third parties (subcontracts) for services awarded through a competitive process required by Florida Statutes. The **COUNTY** shall not subcontract, assign or transfer any other work under this **AGREEMENT** without the prior written consent of the **DISTRICT's** Project Manager. The **COUNTY** agrees to be responsible for the fulfillment of all work elements included in any subcontract and agrees to be responsible for the payment of all monies due under any subcontract. It is understood and agreed by the **COUNTY** that the **DISTRICT** shall not be liable to any subcontractor for any expenses or liabilities incurred under the subcontract(s).
8. Both the **DISTRICT** and the **COUNTY** shall have joint ownership rights to all work items, including but not limited to, all documents, technical reports, research notes, scientific data, computer programs, including the source and object code, which are developed, created or otherwise originated hereunder by the other party, its subcontractor(s), assign(s), agent(s) and/or successor(s) as required by the Exhibit "A", Statement of Work. Both parties' rights to deliverables received under this **AGREEMENT** shall include the unrestricted and perpetual right to use, reproduce, modify and distribute such deliverables at no additional cost to the other party. Notwithstanding the foregoing, ownership of all equipment and hardware purchased by the **COUNTY** under this **AGREEMENT** shall be deemed to be the property of the **COUNTY** upon completion of this **AGREEMENT**. The **COUNTY** shall retain all ownership to tangible property.
9. The **COUNTY**, to the extent permitted by law, assumes any and all risks of personal injury, bodily injury and property damage attributable to negligent acts or omissions of the **COUNTY** and the officers, employees, servants and agents thereof. The **COUNTY** represents that it is self-funded for Worker's Compensation and liability insurance, covering bodily injury, personal injury and property damage, with such protection being applicable to the **COUNTY**, its officers and employees while acting within the scope of their employment during performance of under this **AGREEMENT**. In the event that the **COUNTY** subcontracts any part or all of the work hereunder to any third party, the **COUNTY** shall require each and every subcontractor to identify the **DISTRICT** as an additional insured on all insurance policies as required by the **COUNTY**. Any contract awarded by the **COUNTY** shall include a provision whereby the **COUNTY's** subcontractor agrees to indemnify, pay on behalf, and hold the **DISTRICT** harmless from all damages arising in connection with the **COUNTY's** subcontract.
10. The **COUNTY** and the **DISTRICT** further agree that nothing contained herein shall be construed or interpreted as (1) denying to either party any remedy or defense available to such party under the laws of the State of Florida; (2) the consent of the State of Florida or its agents and agencies to be sued; or (3) a waiver of sovereign immunity of the State of Florida beyond the waiver provided in Section 768.28, Florida Statutes.
11. The parties to this **AGREEMENT** are independent entities and are not employees or agents of the other parties. Nothing in this **AGREEMENT** shall be interpreted to establish any relationship other than that of independent entities, between the **DISTRICT**, the **COUNTY**, their employees, agents, subcontractors or assigns, during or after the term of this **AGREEMENT**. The parties to this **AGREEMENT** shall not assign, delegate or otherwise transfer their rights and obligations as set forth in this

AGREEMENT without the prior written consent of the other parties. Any attempted assignment in violation of this provision shall be void.

12. The parties to this **AGREEMENT** assure that no person shall be excluded on the grounds of race, color, creed, national origin, handicap, age or sex, from participation in, denied the benefits of, or be otherwise subjected to discrimination in any activity under this **AGREEMENT**.
13. The **COUNTY**, its employees, subcontractors or assigns, shall comply with all applicable federal, state and local laws and regulations relating to the performance of this **AGREEMENT**. The **DISTRICT** undertakes no duty to ensure such compliance, but will attempt to advise the **COUNTY**, upon request, as to any such laws of which it has present knowledge.
14. Either party may terminate this **AGREEMENT** at any time for convenience upon thirty (30) calendar days prior written notice to the other party. In the event of termination, all funds not expended by the **COUNTY** for authorized work performed through the termination date shall be returned to the **DISTRICT** within sixty (60) days of termination.
15. The **COUNTY** shall allow public access to all project documents and materials in accordance with the provisions of Chapter 119, Florida Statutes. Should the **COUNTY** assert any exemptions to the requirements of Chapter 119 and related Statutes, the burden of establishing such exemption, by way of injunctive or other relief as provided by law, shall be upon the **COUNTY**.
16. The **COUNTY** shall maintain records and the **DISTRICT** shall have inspection and audit rights below. The **COUNTY** shall similarly require each subcontractor to maintain and allow access to such records for audit purposes:
 - A. Maintenance of Records: The **COUNTY** shall maintain all financial and non-financial records and reports directly or indirectly related to the negotiation or performance of this **AGREEMENT** including supporting documentation for any service rates, expenses, research or reports. Such records shall be maintained and made available for inspection for a period of five (5) years from the expiration date of this **AGREEMENT**.
 - B. Examination of Records: The **DISTRICT** or designated agent shall have the right to examine in accordance with generally accepted governmental auditing standards all records directly or indirectly related to this **AGREEMENT**. Such examination may be made only within five (5) years from the expiration date of this **AGREEMENT**.
 - C. Extended Availability of Records for Legal Disputes: In the event that the **DISTRICT** should become involved in a legal dispute with a third party arising from performance under this **AGREEMENT**, the **COUNTY** shall extend the period of maintenance for all records relating to the **AGREEMENT** until the final disposition of the legal dispute. All such records shall be made readily available to the **DISTRICT**.
17. Whenever the **DISTRICT**'s contribution includes state or federal appropriated funds, the **COUNTY** shall, in addition to the inspection and audit rights set forth in paragraph 16

above, maintain records and similarly require each subcontractor to maintain and allow access to such records in compliance with the requirements of the Florida State Single Audit Act and the Federal Single Audit Act, as follows:

A. Maintenance of Records: The **DISTRICT** shall provide the necessary information to the **COUNTY** as set forth in Exhibit "C". The **COUNTY** shall maintain all financial/non-financial records through:

- (1) Identification of the state or federal awarding agency, as applicable
- (2) Project identification information included in the Catalog of State Financial Assistance (CSFA) or the Catalog of Federal Financial Assistance (CFDA), as applicable
- (3) Audit and accountability requirements for state projects as stated in the Single Audit Act and applicable rules of the Executive Office of Governor, rules of the Chief Financial Officer and rules of the Auditor General and the State Projects Compliance Supplement
- (4) Audit/accountability requirements for federal projects as imposed by federal laws and regulations
- (5) Submission of the applicable single audit report to the **DISTRICT**, as completed per fiscal year

B. Examination of Records: The **DISTRICT** or designated agent, the state awarding agency, the state's Chief Financial Officer and the state's Auditor General and/or federal awarding agency shall have the right to examine the **COUNTY's** financial and non-financial records to the extent necessary to monitor the **COUNTY's** use of state or federal financial assistance and to determine whether timely and appropriate corrective actions have been taken with respect to audit findings and recommendations which may include onsite visits and limited scope audits.

18. All notices or other communication regarding this **AGREEMENT** shall be in writing and forwarded to the attention of the following individuals:

South Florida Water Management District

Attn: Gary Dunmyer, P.E., Project Manager
Telephone No. (561) 682-6422
Fax No. (561) 681-6232

Attn: Jennifer Kilian, Contract Specialist
Telephone No.: (561) 682-6018
Fax No.: (561) 682-5070

3301 Gun Club Road
West Palm Beach, FL 33406

Miami Dade County Commissioners

Attn: Jose A. Gonzalez, P.E., Project Manager
Telephone No. (305) 755-7833
Fax No. (305) 755-7995

Attn: Jack Kardys, Director
Telephone No.: (305) 755-7903
Fax No.: (305) 755-7995

111 NW 1st Street 29th Floor
Miami, FL 33128

19. Invoices, clearly marked "ORIGINAL", shall be sent to the attention of Accounts Payable at the **DISTRICT's** address specified below. All invoices shall reference the **AGREEMENT** and SAP Reference Numbers specified on page one of this **AGREEMENT**. In addition, a copy of the invoice shall be sent to the attention of the **DISTRICT's** Project Manager either at the address specified in paragraph 18 above or via Facsimile (FAX) using the FAX number also specified above.

South Florida Water Management District
Attention: Accounts Payable
P.O. Box 24682
West Palm Beach, Florida 33416-4682

20. **DISTRICT** and **COUNTY** recognizes that any representations, statements or negotiations made by **DISTRICT** and **COUNTY** staff do not suffice to legally bind **DISTRICT** and **COUNTY** in a contractual relationship unless they have been reduced to writing and signed by an authorized **DISTRICT** and **COUNTY** representative. This **AGREEMENT** shall inure to the benefit of and shall be binding upon the parties, their respective assigns, and successors in interest. 21. This **AGREEMENT** may be amended, extended or renewed only with the written approval of the parties. The **DISTRICT** shall be responsible for initiating any amendments to this **AGREEMENT**, if required.
22. This **AGREEMENT**, and any work performed hereunder, is subject to the Laws of the State of Florida. Nothing in this **AGREEMENT** will bind any of the parties to perform beyond their respective authority, nor does this **AGREEMENT** alter the legal rights and remedies which the respective parties would otherwise have, under law or at equity.
23. Should any term or provision of this **AGREEMENT** be held, to any extent, invalid or unenforceable, as against any person, entity or circumstance during the term hereof, by force of any statute, law, or ruling of any forum of competent jurisdiction, such invalidity shall not affect any other term or provision of this **AGREEMENT**, to the extent that the **AGREEMENT** shall remain operable, enforceable and in full force and effect to the extent permitted by law.
24. Failures or waivers to insist on strict performance of any covenant, condition, or provision of this **AGREEMENT** by the parties shall not be deemed a waiver of any of its rights or remedies, nor shall it relieve the other party from performing any subsequent obligations strictly in accordance with the terms of this **AGREEMENT**. No waiver shall be effective unless in writing and signed by the party against whom enforcement is sought. Such waiver shall be limited to provisions of this **AGREEMENT** specifically referred to therein and shall not be deemed a waiver of any other provision. No waiver shall constitute a continuing waiver unless the writing states otherwise.
25. Any dispute arising under this **AGREEMENT** which cannot be readily resolved shall be submitted jointly to the signatories of this **AGREEMENT** with each party agreeing to seek in good faith to resolve the issue through negotiation or other forms of non-binding alternative dispute resolution mutually acceptable to the parties. A joint decision of the signatories, or their designees, shall be the disposition of such dispute.

26. This **AGREEMENT** states the entire understanding and agreement between the parties and supersedes any and all written or oral representations, statements, negotiations, or agreements previously existing between the parties with respect to the subject matter of this **AGREEMENT**.
27. Any inconsistency in this **AGREEMENT** shall be resolved by giving precedence in the following order:
 - (a) Terms and Conditions outlined in preceding paragraphs 1 – 26
 - (b) Exhibit "A" Statement of Work
 - (c) Exhibit "B" Payment and Deliverable Schedule
 - (d) All other exhibits, attachments and documents specifically incorporated herein by reference

IN WITNESS WHEREOF, the parties or their duly authorized representatives hereby execute this AGREEMENT on the date first written above.

**SOUTH FLORIDA WATER MANAGEMENT DISTRICT
BY ITS GOVERNING BOARD**

By: _____

Jessica J. Flattman, Director of Procurement

SFWMD OFFICE OF COUNSEL APPROVED

By: [Signature]
Date: 8.9.10

SFWMD PROCUREMENT APPROVED

By: [Signature]
Date: 8.9.10 smc

MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS

By: _____

Title: _____

Exhibit "A"
Statement of Work

Trail Glades Culvert Crossing and the G119 Gates

A. Introduction/Background

The Trail Glades Culvert Crossing and G119 structure consists of twin 72" corrugated metal culverts and two (2) manually operated slide gates mounted on the upstream end of each culvert. The culverts/gates are on 0.35 acres, located in the South Florida Water Management District's (District) C-4 (Tamiami) Canal Right-of-Way, in unincorporated Miami-Dade County, on the north side of NW 8th Street (Tamiami Trail), about ¼ mile east of Krome Avenue (Section 6, Township 54, Range 39). (See Attachment 1-Location Map).

In 1955, pursuant to Section 40E-6.381 of the F.A.C., Miami-Dade County Board of County Commissioners Parks and Recreation Department (County) accepted the maintenance responsibility of the Trail Glades Culvert Crossing upon issuance of a District permit. The G119 gates, which allow water flow deliveries from Water Conservation Area 3A to eastern Dade County via the L-30 or L-29 canals, are mounted to the culverts and maintained by the District.

In August 2006, the County submitted Environmental Resource Permit application No. 060407-16 to the District for the development of the Trail Glades site.

In August 2007, the District's Right-of-Way Division learned that an inspection of the G119 gates and culverts, completed as a part of the District's Structure Inspection Program, resulted in the following repair recommendations:

- Expedite repairs to the "Danger Gates Open Without Warning" sign, including replacement of both posts and reconnection of the sign.
- Replace the "No Boating" and structure identification sign during next maintenance cycle or site upgrade.
- Expedite replacement of both 72" CMP culverts.

In an April 2008 request for additional information, the District's Surface Water Management Division informed the County that the District required a Right-of-Way (ROW) permit for the proposed modifications to the entrance road over the Trail Glades Culvert Crossing.

The County contacted the District's Right-of-Way Division regarding a permit. The District notified the County of the Structural Inspection results and directed them to promptly replace the failing culverts with box culverts per current District Standards. The District also requested that the County add the following items to their culvert replacement project at the expense of the District:

- Replace the existing slide gates, which were custom built for 72" culverts.
- Install a 4" PVC sleeve under the Trail Glades entrance road for the District's future use.
- Repair and/or replace existing District signs.
- Remove existing up and downstream stilling wells.

B. Objectives

The objective of this Statement of Work is for the County, based on District standards, to assume the responsibility for the civil engineering design, permitting, bidding, demolition, construction and construction inspection of:

- Removal and replacement of the two (2) existing slide gates.
- Installation of a 4" PVC sleeve under the Trail Glades entrance road.
- Repair and/or replacement of two (2) existing District signs.
- Removal of the two (2) existing stilling wells and CR10 enclosure.

C. Scope of Work

The County shall, at their own expense, be responsible for design and management of the construction of the Trail Glades culvert replacement, based upon the recommendations generated during the District's Structural Inspection. The design and construction scope shall meet District standards and include:

1. Removal and replacement of the two (2) existing slide gates.
2. Installation of a 4" PVC sleeve, including a Quazite Corp box at each end, under the Trail Glades entrance road.
3. Repair of the "Danger Gates Open Without Warning" sign, including replacement of both posts and reconnection of the sign.
4. Replacement of the "No Boating" and structure identification sign.
5. Removal of the upstream and downstream stilling wells, including the CR10 enclosure.

The scope includes, but is not limited to, the collection of additional survey and geotechnical information, civil engineering design, permitting, bidding, demolition, disposal, construction, preparation of the as-built survey and construction inspection associated with the items listed above. The District will allow the County to block the C-4 Canal temporarily for a construction period not to exceed 150 days from the commencement of construction. The County shall provide adequate space for a construction staging area within the Trail Glades project site and provide a warranty covering the materials and labor for the period of one year from the date of the District's acceptance of the Engineer of Record's final construction certification. The District will assume the maintenance responsibility of items one (1) through five (5) above upon completion of construction and the District's acceptance of the Engineer of Record's final construction certification.

The District shall reimburse the County for all the direct expenses related to items 1 through 5, above; and reimburse the County for up to 15% of the cost associated with design, mobilization, excavation, removal/disposal, turbidity barriers, earthen dam, dewatering, bedding, fill, solicitation, and construction management related to the rehabilitation of the Trail Glades Culvert Crossing and the G119 Gates. Further details on the allocation of expenses between the District and the County are shown in Attachment 2 hereto. All cost reimbursement is subject to the total Not to Exceed amount specified in Paragraph 3 of the Agreement.

D. Work Breakdown Structure

Task 1.0 – Prepare Detailed Design and Permitting

Subtask 1.1 - Prepare Technical Specifications/Drawings (50%).

The County shall prepare technical specifications/drawings to the 50% completion level documenting the improvements necessary to complete the Scope of Work listed in Section C.

The County shall have on-going communication with the District Project Manager during development of the 50% documents.

District Project Manager: Gary R. Dunmyer, P.E.
Infrastructure Maintenance Division
Telephone: (561) 682-6422
Fax: (561) 681-6232
Email: gdunmyer@sfwmd.gov

By May 31, 2011, the County shall submit the 50% design documents to the District Project Manager for review. The County shall prepare and submit eight (8) copies of the drawings and specification, all electronic files, and the Engineer's Opinion of Cost (See Subtask 1.4) to the District's Project Manager. The District's Project Manager will review the deliverables and provide comments to the County by May 17, 2011. The County shall provide written responses to the District comments with the submittal of Subtask 1.3; modifications required to address review comments shall be incorporated into the documents prepared under Subtask 1.3.

Subtask 1.2 - Permitting.

The County shall obtain all required permits and ensure that the project meets the regulatory requirements of all government agencies with permitting jurisdiction. This shall include, but is not limited to, modification of submittals as necessary to comply with requirements of the reviewing agency; providing the requisite number of the latest revision of the Plan Set signed and sealed by a Professional Engineer registered in the state of Florida; clarifying issues with regulating officials; and providing any additional documentation required to gain issuance of the permit(s).

Subtask 1.3 - Prepare Final Technical Specifications/Drawings (100%).

The County shall revise design drawings to incorporate the District's comments from the 50% review (See Subtask 1.1). After all comments have been addressed and all permits have been received, The County shall provide the District Project Manager two (2) copies of the final drawings on D-size (24" X 36") paper signed and sealed by a Professional Engineer registered in the State of Florida. In addition, the County shall provide drawings in electronic format; AutoCAD 2005 or latest edition and in PDF and "tif" formats. This task shall be completed by September 30, 2011.

The County shall have on-going communication with the District Project Manager during development of 100% design drawings and specifications.

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Subtask 1.4 - Prepare Engineer's Opinion of Cost.

The County shall prepare, and submit to the District's Project Manager, the estimate of construction cost for the 50% design (Due May 31, 2011) and an estimate of the construction cost for the 100% complete design (Due September 30, 2011). Bid items that are reimbursable to the County by the District shall be listed separately.

Task 2.0 - Contract Documents and Bid Solicitation

The County shall prepare solicitation documents, including but not limited to solicitation instructions, draft contract documents, bid tabulation sheet and a request for a construction schedule. The County shall solicit bids for construction from a minimum of three (3) qualified Contractors. The District will assist the County in reviewing and responding to the Contractor's Request for Information relating to the District gates, signs, and stilling wells, including the preparation and issuance of addenda. The County shall submit the final bid tabulation and construction schedules to the District for review and comment prior to awarding the contract to the lowest responsive and responsible bidder. The County shall notify the District of the dates and times of the pre-bid and pre-construction conferences. The County shall prepare minutes of the conferences for subsequent distribution.

Task 3.0 - Construction and Construction Oversight

Subtask 3.1 - Shop Drawings.

The County shall submit shop drawings related to the District's gates, Quazite Corp box and signs/posts to the District Project Manager for review and comments. The County shall prepare and submit three (3) copies to the District. The District will review the deliverables and provide comments or the approval to the County within twenty-one (21) days from The County's issuance of the Contractor's Notice To Proceed. If District comments are required for the shop drawings, The County shall provide the District with revised shop drawings within fourteen (14) days from the date of receiving comments from the District.

Subtask 3.2 - Site Visits.

The County shall conduct periodic site visits to ensure that construction is in conformance with contract plans and specifications.

Subtask 3.3 - Record Drawings and Engineer's Final Certification.

The County shall review Contractor produced record drawings related to District gates and signs to ensure accuracy and completeness of the documents. The County shall incorporate the Contractor's as-built information into the contract drawings. The County shall provide the District Project Manager with two (2) sets of the record drawings signed and sealed by a Florida Registered Engineer, engineer's final certification, and proof of acceptance for all permits. The County shall provide record drawings in electronic format, AutoCAD 2005 or latest edition and in PDF and "tif" formats.

EXHIBIT "B"

Trail Glades Culvert Crossing and the G119 Gates

PAYMENT AND DELIVERABLE SCHEDULE

Payments by the District to MDPR shall not exceed the **NOT TO EXCEED AMOUNT** of **\$157,946.88** listed in Table 1 below. Payments are based upon all the direct expenses described in Paragraph "C", Exhibit "A", Statement of Work, and 15% of the cost associated with the design and construction cost of the Trail Glades Culvert Crossing and the G119 Gates as detailed in Attachment 2 to Exhibit "A", Statement of Work. MDPR shall submit invoices accompanied by any and all documentation that confirms actual expenditures incurred by MDPR within the not-to-exceed amounts specified below (in Table 1). Payment is further subject to receipt of documentation to demonstrate completion of each project task in accordance with Exhibit "A" Statement of Work requirements. MDPR shall be responsible for reviewing and approving deliverables from the Contractor to ensure that project objectives are met. MDPR is also responsible for project management, budget management and quality control with the Contractor.

All invoices shall reference the pertinent District Contract Number, SAP Reference Number and project name.

Table 1 – Payment/Deliverable Schedule Table

| Task | Deliverable | Due Date | District Not-To-Exceed Payment* |
|--|---|--------------------|---------------------------------|
| Task 1 – Detailed Design and Permitting | 100% Design Drawings, Engineer's Opinion of Cost and Copies of Permits | September 30, 2011 | \$18,769.25 |
| Task 2 - Bid Solicitation and Contract Documents | Final Bid Tabulation and Construction Schedule | February 29, 2012 | \$937.50 ** |
| Task 3 – Construction and Construction Oversight | As-builts, Engineer's Final Certification, and Final Release of All Permits | October 31, 2012 | \$138,240.13 ** |
| Not-to-Exceed Total | | | \$157,946.88 |

*The District will only be obligated to pay for documented actual expenditures within the not-to-exceed amounts specified above and within the expenditure limitations described in the . In the event actual expenditures by MDPR are less than the not-to-exceed for a particular task, MDPR shall have the right to apply the unexpended balance towards a subsequent task. MDPR shall provide written advance notice of its decision to exercise this right. In no event shall the District's total obligation exceed \$157,946.88 as specified above. MDPR cost-share for this agreement shall be equal to, or greater than, the District not-to-exceed total payment cost.

**Funding for tasks 2 and 3 are subject to the District's Governing Board Budgetary approval for Fiscal Years 2011 and 2012.



Date: July 8, 2010

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

Agenda Item No. 5(E)

From: George M. Burgess
 County Manager

Resolution No. R-708-10

Subject: Significant Modification reallocating interest proceeds from Building Better Communities General Obligation Bond (BBC-GOB) Project No. 322 – "Northside Police Station" to fund a budget shortfall for Project No. 44 – "Trail Glades Range" and also modifying funds allocated to each of these projects.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the attached resolution: (1) approving a significant modification to Building Better Communities General Obligation Bond (BBC GOB) Project Nos. 322 – "Northside Police Station", identified in Appendix A to Resolution No. R-915-04 (Attachment 1), and to BBC GOB Project No. 44 - "Trail Glades Range", identified in Appendix A to Resolution No. R-913-04 (Attachment 2), to revise the BBC-GOB funds allocated to each project and to revise the project description of Project No. 44 to include infrastructure restoration; and (2) authorizing the use of interest earnings, previously allocated by the Board on July 21, 2009 to BBC GOB Project No. 322 – "Northside Police Station" via Resolution No. R-944-09 (Attachment 3), to BBC GOB Project No. 44 - "Trail Glades Range" in order to fund an estimated \$1.1 million budget shortfall, all in accordance with Implementing Order (IO) 3-47.

| Item | Original BBC Project | Modified BBC Project |
|------------------------|---|--|
| Project Name | Northside Police Station | No change |
| Project Number | 322 | No change |
| Project Description | "Expansion and renovation of the Northside Police Station" | No change |
| BBC funding allocation | \$13.52 Million (Original project allocation of \$10 million plus \$3.52 million from BBC GOB interest earnings approved by the Board on July 21, 2009 via Reso R-944-09) | \$11.02 Million (Reduction of \$2.5 million from previously-allocated interest proceeds [\$1.1 million to be reallocated to Project No. 44 and \$1.4 million to be returned to GOB Interest fund]) |

| Item | Original BBC Project | Modified BBC Project |
|----------------|----------------------|----------------------|
| Project Name | Trail Glades Range | No change |
| Project Number | 44 | No change |

| Item (cont.) | Original BBC Project | Modified BBC Project |
|------------------------|--|--|
| Project Description | "Area-wide park improvements including building and range construction and renovation, mitigation, and land acquisition" | "Area-wide park improvements including building and range construction and renovation, mitigation, <u>infrastructure restoration</u> and land acquisition" |
| BBC funding allocation | \$8.0 Million | \$9.1 Million |

Scope

The Trail Glades Range is a county-wide facility located in Commission District 12. The park is located at 17601 S. W. 8th Street. The Northside Police Station is located in Commission District 2 and will primarily serve residents within Commission District 2 and small portions of Commission Districts 3 and 5. The station is located at 799 NW 81st Street.

Fiscal Impact/Funding Source

The BBC-GOB proceeds currently allocated to Project No. 44 – "Trail Glades Range" and Project No. 322 – "Northside Police Station" are \$8 million and \$13.52 million, respectively. This item would reduce the allocation to Project No. 322- "Northside Police Station" by \$2.5 million for a new allocation of \$11.02 million, and the \$2.5 million would, in turn, be reallocated to Project No. 44 – "Trail Glades Range" and back to the GOB Interest Fund. Specifically, this item would increase the allocation to Project No. 44 – "Trail Glades Range" by \$1.1 million for a new allocation of \$9.1 million and would return \$1.4 million to the GOB Interest Fund for a total of \$1.5 million in available funds. An analysis of the fiscal impact of this commitment of funds has been conducted, and there is no substantive increase in the operating or capital obligations on current or future County budgets. The added scope of Project No. 44 provides for infrastructure rehabilitation, and will have no operating budget impact. The capital funding derives from interest revenues from prior BBC GOB bond sales, and results in no increase in debt service. The index code under which the capital funds will be budgeted is CPD044PR1780.

Track Record/Monitor

The implementing entities for these projects will be the Miami-Dade County Park and Recreation Department (MDPR) for Project No. 44 – "Trail Glades Range" and the General Services Administration (GSA) for Project No. 322 – "Northside Police Station". The monitoring entity will be the Office of Capital Improvements (OCI), George Navarrete, Interim Director.

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 each resolution approving the referendum question listed 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 BCC following a public hearing. BBC GOB Project No. 322 – "Northside Police Station" was a project listed in Appendix A to Resolution No. R-915-04 and BBC GOB Project No. 44 – "Trail Glades Range" was a project listed in Appendix A to Resolution No. R-913-04.

Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners
Page 3

On July 21, 2009, the Board approved the allocation of \$3.52 million in BBC-GOB interest earnings to Project No. 322 – "Northside Police Station" to cover a projected budget shortfall. This action revised the original allocation for Project No. 322 from \$10 million to \$13.52 million. Subsequent to the approval of this interest earnings allocation, bids were received for Project No. 322 – "Northside Police Station" and, due to the competitive nature of the current construction market, these bids were lower, as was the final contract award amount, than anticipated thereby negating the need for all of these interest earnings. These interest earnings are now available for reallocation from BBC GOB Project No. 322 and the Miami-Dade Park and Recreation (MDPR) has identified a projected budget shortfall for Project No. 44 – "Trail Glades Range". The tables above reflect the recommended funding for these two projects, including the amounts that would be utilized from BBC-GOB Program interest earnings.

Trail Glades Range is a regional special activity park and an asset to Miami-Dade County. The BBC-GOB allocation of \$8 million is funding significant range improvements, a clubhouse building, supporting improvements to the roadway, parking and sewer and the acquisition of approximately 20 acres of land to expand the park.

In 2007, the culvert structure spanning the Tamiami Canal and bearing the only access road to Trail Glades Range was found to be structurally degraded. MDPR designed repair plans involving reinforcement of the culvert structure. However, during permitting through the South Florida Water Management District (SFWMD), MDPR was informed that the existing culvert, composed of two 72" pipe culverts, did not meet current SFWMD standards, and required replacement with a bridge or a box culvert. The culvert replacement is a requirement of the SFWMD as a condition to obtain permits for capital improvements presently under design in furtherance of the Trail Glade Range General Plan. The estimated total project cost for the selected alternate, a box culvert, is \$1.1 million. Additionally, MDPR will design and construct water control slide gates and other elements to be paid by and for the benefit of the SFWMD. Since the original discovery of the degradation of the culvert structure, MDPR has reduced the width of the roadway from two lanes to a single lane, such that the current traffic flow requires inbound and outbound traffic to share one lane.

The culvert replacement project was not within the scope of the BBC GOB project, and the funding necessary to design and construct the project is not within the capacity of the original BBC-GOB allocation and thus a significant modification to Project No. 44 – "Trail Glades Range" to add "infrastructure restoration" to the Project Description is needed. Further, no other funding is presently available to MDPR. Therefore, increasing the BBC GOB allocation of Project No. 44 – "Trail Glades Range" to \$9.1 million with \$1.1 million of interest earnings and modifying the project description is appropriate. The need for surplus funds to cover budget shortfalls for multiple projects exceeds the available surplus funds, and the application for the funds has been evaluated against the evaluation factors identified in Implementing Order 3-47. The third evaluation factor contained in IO 3-47 asks whether the project will have a positive impact on safety of a particular facility or area. Here, the project will indeed have a positive impact on the safety of the Trail Glades Range because the existing culvert has been reduced to one lane for access off of US-41/Tamiami Trail, creating a risk of vehicle accidents. Development of the project will restore two-lane access and eliminate an unsafe condition, and supports future development consistent with the approved General Plan for the Range.

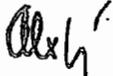
The balance of the interest earnings that are now being removed from Project No. 322 – "Northside Police Station" in the amount of \$1.4 million would be placed back into the GOB Interest Fund.

This item was reviewed by the BBC-GOB Citizens' Advisory Committee at their meeting on May 3, 2010 and was forwarded for consideration by the Board with a favorable recommendation.

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Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners
Page 4

Attachments



Alex Muñoz
Assistant County Manager

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MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** July 8, 2010
and Members, Board of County Commissioners

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

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required.

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5 (E)
7-8-10

RESOLUTION NO. R-708-10

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NOS. 322 - "NORTHSIDE POLICE STATION", AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-915-04 TO DECREASE ALLOCATION BY \$2,500,000 AND 44 - "TRAIL GLADES RANGE", AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04 TO INCREASE ALLOCATION BY \$1,100,000 TO BE FUNDED BY INTEREST EARNINGS GENERATED FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS, SERIES 2005, AFTER PUBLIC HEARING; AND APPROVING USE OF SUCH SURPLUS FUNDS TO FUND BUDGET SHORTFALL FOR PROJECT NO. 44 - "TRAIL GLADES RANGE", IN ACCORDANCE WITH IMPLEMENTING ORDER 3-47

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by this reference ("Manager's Memorandum"),

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

Section 1. This Board hereby approves the significant modification to: (a) Building Better Communities General Obligation Bond ("BBC GOB") Program Project No. 322 - "Northside Police Station" ("Project No. 322"), as identified in Appendix A to Resolution No. R-915-04; and (b) BBC GOB Project No. 44 - "Trail Glades Range" ("Project No. 44"), as identified in Appendix A to Resolution No. R-913-04, all as described in the Manager's Memorandum, after a public hearing.

Section 2. This Board hereby approves the use of \$1,100,000 to fund budget shortfalls in Project No. 44, all as more fully described in the Manager's Memorandum, which budget

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shortfall shall be funded from interest earnings generated from the Building Better Communities General Obligation Bonds, Series 2005.

The foregoing resolution was offered by Commissioner **Dorria D. Rolle**, who moved its adoption. The motion was seconded by Commissioner **Dennis C. Moss** and upon being put to a vote, the vote was as follows:

| | | | |
|----------------------|-----------------------------------|--------------------|--------|
| | Dennis C. Moss, Chairman | aye | |
| | Jose "Pepe" Diaz, Vice-Chairwoman | absent | |
| Bruno A. Barreiro | aye | Audrey M. Edmonson | aye |
| Carlos A. Gimenez | absent | Sally A. Heyman | aye |
| Barbara J. Jordan | aye | Joe A. Martinez | aye |
| Dorria 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 8th day of July, 2010. 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.
Monica Rizo

MR

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ATTACHMENT 1

Approved _____ Mayor

Veto _____

Override _____

Special Item No. 4

7-20-04

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

RESOLUTION NO. R-915-04

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 \$341,087,000 GENERAL OBLIGATION BONDS OF SAID COUNTY TO CONSTRUCT AND IMPROVE PUBLIC SAFETY 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 \$341,087,000, 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:



MEMORANDUM

Amended
Special Item No. 4

TO: Honorable Chairperson Barbara Carey Shuler, Ed. D. and Members, Board of County Commissioners **DATE:** July 20, 2004

FROM: George M. Burgess
County Manager  **SUBJECT:** Resolution Approving a Special Election for the *Building Better Communities* Bond Program – To Construct and Improve Public Safety Facilities

R#915-04

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the placement of the *Building Better Communities* General Obligation Bond Program (Program) ballot question authorizing funding for projects to construct and improve public safety facilities on the November 2, 2004, ballot. If approved by the Board and the voters, the referendum will allow the County to construct and improve public safety and security facilities including courts, detention centers, animal shelters and ocean lifeguard facilities (see Appendix A). This resolution will allow the County to issue General Obligation Bonds in an amount not to exceed \$341.087 million over a multi-year period to fund improvements to the County's infrastructure and address a number of quality of life issues in our community. Legislation creating interlocal agreements with the municipalities and establishing a Program Advisory Committee will be forwarded to the Board upon approval of the program by the electorate. Individual debt issuances will also be subsequently forwarded for Board approval.

BACKGROUND

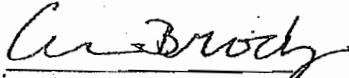
The recommended Program will provide the County with the capability of responding to the community's longstanding unfunded capital infrastructure needs in a comprehensive manner. The attached recommended list of projects provides a multi-faceted approach which addresses the need for facilities and infrastructure as well as economic development concerns. Since our Community Small Business Enterprise and Community Workforce regulations will apply to the *Building Better Communities* projects, it is anticipated that the Program will contribute to our economy by generating a large number of jobs as well as many new and meaningful business development and training opportunities in our local community.

A comprehensive report detailing our efforts to assemble a balanced *Building Better Communities* Program is presented under separate cover. The attached resolution and corresponding project recommendations further refine the proposed Program by incorporating the Board's input from the June 24, 2004 General Obligation Bond Workshop as well as subsequent individual follow-up meetings with Board members.

Honorable Chairperson Barbara Carey Shuler, Ed. D.
and Members, Board of County Commissioners
Page 2

We have a unique opportunity to move forward with this Program at this time. Existing debt from the Decade of Progress Bond Program, the Criminal Justice Bond Program and the Safe Neighborhood Parks Bond Program is being retired allowing capacity for future bond issuances while maintaining a flat millage rate for debt service. Finally, placement of the ballot question on an already scheduled General Election allows us to avoid incurring the considerable costs that would be associated with a separate election.

Therefore, it is respectfully requested that the Board approve the attached resolution and allow the electorate to vote on critical capital improvement issues impacting the future of Miami-Dade County.


Assistant County Manager

**BUILDING BETTER COMMUNITIES
CONSTRUCT AND IMPROVE PUBLIC SAFETY
FACILITIES**

To promote public safety by constructing and improving detention centers, justice centers, courthouses, police, fire and lifeguard stations, and new animal care and control facilities, described in Resolution No. 915-04, adopted July 20, 2004, shall Miami-Dade County issue General Obligation Bonds to pay cost of such projects in a principal amount not exceeding \$341,087,000, 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 Dennis C. Moss 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 | aye | 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.

Gerald T. Heffeman

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

APPENDIX A

CONSTRUCT AND IMPROVE PUBLIC SAFETY FACILITIES

| PROJECT NUMBER | MUNICIPAL PROJECT LOCATION | BCC DISTRICT | PROJECT NAME | PROJECT DESCRIPTION | STREET ADDRESS | ALLOCATION (000's) |
|----------------|----------------------------|--------------|--|---|------------------------------|--------------------|
| 170 & 171 | UMSA | CW | Animal Services Building Expansion and Electrical Upgrades | Construct additional kennel facilities at the existing facilities and install an emergency generator at the Animal Services complex and provide upgrades to complete the facility's electrical service. | 7401 NW 74 Street | \$2,000 |
| 172 | TBD | CW | New Animal Shelter | Construct a new animal shelter. | TBD | \$5,000 |
| 173 | Various - Miami & UMSA | CW | Haulover Beach and Crandon Park Fire Rescue | Construct two beach facilities to accommodate beach rescue functions, one at Crandon Park and the other at Haulover Beach. | Crandon and Haulover Beaches | \$3,000 |
| 174 | Miami | CW | Downtown Government Center Fire Alarm System | Replace the fire alarm systems in downtown County buildings, and install automated external defibrillators (AEDs) at the Plaza Center, Main Library, Miami Art Museum, Central Support Facility and Stephen P. Clark Center (SPCC). These facilities serve over 12,000 daily visitors and staff and 30,000 transit riders accessing the Government Center Station. | Various | \$3,000 |
| 175 | Miami | CW | Medical Examiner Building | Refurbish or replace building and equipment throughout facility to ensure continuity of this critical County function. Includes major HVAC equipment, emergency generator and fuel tank, and primary lab systems. This is a mission critical facility that must remain online at all times, particularly during natural disasters and other emergencies. | 1851 Bob Hope Road | \$3,200 |
| 176 | Miami | CW | SPCC Facility Refurbishment (Stairwell & Elevators) | Pressurize the east stairwell and service elevator vestibules, to keep smoke and other noxious fumes out of these critical emergency evacuation paths during an emergency. The SPCC is a 30 story facility with 2,800 employees and provides a myriad of County services to more than 2,000 daily visitors. In excess of 30,000 daily transit riders use the Government Center Station located inside the Center. | 1111 NW First Street | \$1,200 |

Note: Allocation shown in nominal value.

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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) |
|----------------|----------------------------|--------------|--|--|-------------------------|--------------------|
| 177 | Various | CW | Fire Code Requirements in GSA Buildings | Remove all non plenum-rated cables in the Courthouses, Libraries, County Hall and Commission Chambers, National Fire Protection codes and the National Fire Protection Association codes require that all data, electrical, television, and telephone cabling that is not plenum-rated are safety hazards due to their flammability and toxicity. All such cables must be removed. | Various | \$1,400 |
| 178 | Miami | CW | Abatement of Hazardous Materials in County Buildings | Abatement of lead, asbestos and other hazardous materials in mechanical and common areas in buildings older than fifteen years, such as the Dade County Courthouse, Criminal Courthouse, Community Action Agency and others. | Various | \$1,200 |
| 179 | Miami | CW | Miami-Dade Plaza Security Operations Enhancement | Replace security Infrastructure in the "Security Operations Center." Includes recorders, alarm monitoring and reporting equipment, cameras, fiber connections and software necessary to monitor alarms and dispatch security forces. Improvements will also provide remote capability to allow monitoring from remote locations particularly during disaster response. | 101 West Flagler Street | \$600 |
| 180 | TBD | CW | Additional Courtrooms And Administration Facilities | Expansion of court facilities in accordance with the master plan. | TBD | \$90,000 |
| 181 | Miami | CW | Miami-Dade County Courthouse HVAC Repairs | Replace or refurbish severely obsolete and failing mechanical/heating ventilation air-conditioning (HVAC) systems. Improve indoor air quality and reduce operating costs. Replace aging chilled water lines and valves and clean, sanitize and/or replace air ducts. This is the main Civil Courthouse built in 1925 and registered as a historical site. The Dade County Courthouse is a 27-story building employing more than 700 and servicing over 1,200 daily visitors. | 73 West Flagler Street | \$5,700 |
| 182 | CW | CW | Gerstein Justice Building HVAC Repairs | Modernize electronic controls, retrofit lighting, and upgrade restroom ventilation. Replace interlocking ceiling tile system. This is the main Criminal and Traffic Courthouse. The Richard E. Gerstein building is a nine-story building employing over 2,000 and servicing over 10,000 daily visitors. Replace or refurbish mechanical/HVAC systems. In order to improve air quality and reduce operating costs. | 1351 NW 12 Street | \$3,900 |

Note: Allocation shown in nominal value.

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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) |
|----------------|----------------------------|--------------|--|--|------------------------|--------------------|
| 183 | Miami | CW | Gerstein Justice Building Modernization of Security and Elevator Systems | Refurbish and modernize this facility, updating elevator controls to increase efficiency, as well as card access systems, security cameras and recorders. This is the main Criminal and Traffic Courthouse. The Richard E. Gerstein building is a nine story building employing over 2,000 and servicing over 10,000 daily visitors. | 1351 NW 12 Street | \$1,800 |
| 184 | Miami | CW | Miami-Dade County Courthouse Electrical System Refurbishment | Upgrade electrical systems to meet Building code. Electrical wiring and panels are more than 50 years old. This is the main Civil Courthouse built in 1925 and registered as a historical site. The Dade County Courthouse is a 27 story building employing over 700 and servicing over 1,200 daily visitors. | 73 West Flagler Street | \$2,800 |
| 185 | Miami | CW | Miami-Dade County Courthouse Plumbing Riser Refurbishment | Replace sanitary and domestic piping. Piping date back to the 1920's, and are in need of replacement. This is the main Civil Courthouse built in 1925 and registered as an historical site. The Dade County Courthouse is a 27-story building employing over 700 and servicing over 1,200 daily visitors. | 73 West Flagler Street | \$9,600 |
| 186 | UMSA | CW | Joseph Caleb Center Facility Refurbishment | Refurbish interiors (walls, carpeting, ceilings) in common areas and tenant spaces in the lower. Enclose main lobby atrium to provide climate control and protection from the elements. This is a seven story building that employs 350 and provides daily services to over 5,000 customers. The Joseph Caleb Center provides critically needed services to local community residents as well as social and government programs. | 5400 NW 22 Avenue | \$600 |
| 187 | Miami | CW | Gerstein Justice Building Elevator Addition | Add elevator and provide various upgrades to the building to improve the movement of the public within the building. The Richard E. Gerstein building is a nine story building employing over 2,000 employees and servicing over 10,000 daily visitors. | 1351 NW 12 Street | \$3,000 |
| 188 | Miami | CW | Miami-Dade County Courthouse Refurbishment Of Emergency Systems | Replace existing emergency generator with larger unit to handle fire pump (for emergency sprinklers) and increased emergency lighting. Upgrade drainage system in basement. Install 88 water saving restroom fixtures. This is the main Civil Courthouse built in 1925 and registered as a historical site. The Dade County Courthouse is a 27 story building employing more than 700 employees and servicing over 1,200 visitors daily. | 73 West Flagler Street | \$800 |

Note: Allocation shown in nominal value.

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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) |
|----------------|----------------------------|--------------|--|---|-------------------------------------|--------------------|
| 189 | Miami | CW | Public Defender Building Facility Refurbishment | Refurbish existing storage areas and replace undersized mechanical equipment throughout the building as needed to increase efficiency, enhance comfort, and reduce noise. | 1320 NW 14th Street | \$1,100 |
| 190 | Miami | CW | Graham Building Exterior Repairs | Exterior repairs, sealing, grouting and painting to protect deteriorating seals and finish of facade. | 1350 NW 12th Avenue | \$500 |
| 191 | Miami | CW | Dade County Courthouse Facility Refurbishment | Refurbish decades-old courtrooms, update electronics, and replace cracked and broken sidewalk pavers. This is the main Civil Courthouse built in 1925 and registered as a historical site. The Dade County Courthouse is a 27 story building employing over 700 employees and servicing over 1,200 visitors daily. | 73 West Flagler Street | \$800 |
| 192 | North Miami | CW | North Dade Justice Center Facility Refurbishment | Repair/replace building equipment, refurbish and modernize facility, including exterior painting, linted window replacement, sealing of exterior, carpet replacement, cooling tower replacement, and installation of Closed Circuit Television System (CCTV). There is also a Division of Motor Vehicles office located in the building allowing residents to renew their driver's licenses. The North Dade Justice Center provides services to over 3,000 daily customers. | 15555 Biscayne Blvd. | \$500 |
| 193 | Miami | CW | Mental Health Facility | To free up jail space and provide and effective and cost efficient alternative facility to house the mentally ill as they await a trial date. | 2200 NW 7 Avenue | \$22,100 |
| 194 | UMSA | CW | Construct a New Detention Center | Construct a detention center with 2,000 new jail beds and support facilities. | SW 8 St & Krome Avenue | \$80,000 |
| 195 | CW | CW | Pre-Trial Detention Center (PTDC) and Turner Guilford Knight Correctional Center (TGK) Renovations | Renovate the Pre-Trial Detention Center (PTDC) to comply with its 40-year recertification requirement including improvements to the medical clinic, expanding its support of the criminal courthouse, and complete major renovations at the correctional facilities. | 1321 NW 13 Street/7000 NW 41 Street | \$47,000 |
| 322 | CW | CW | Northside Police Station | Expansion and renovation of the northside police station. | 2950 NW 83 Street | \$10,000 |
| 196 | Hialeah Gardens | 12 | Hialeah Gardens - Facility Improvements | Construct a 2,000-square-foot Police Sub-Station in the Town of Hialeah Gardens. | TBD | \$800 |

Note: Allocation shown in nominal value.

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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) |
|----------------|----------------------------|-----------------|--|--|---------------------|--------------------|
| 197 | Miami Lakes | 13 | Miami Lakes - Construct Mini Police Station | Construction of a mini Police Station for Town of Miami Lakes Police Department. | TBD | \$500 |
| 198 | Miami Beach | Various - 4 & 5 | Miami Beach - Fire Station # 2 EOC and Historic Renovation | New Construction of new and renovated fire facilities and a Category Five Emergency Operation Center (as a part of the County's Emergency Operations Center system) and Renovation of Historic Fire Station. | 2300 Pinetree Drive | \$2,000 |
| 199 | Miami Beach | Various - 4 & 5 | Miami Beach - Fire Station # 4 | Demolition of condemned Fire Station and construction of a new Fire Station. | 7940 Collins Avenue | \$1,000 |
| 200 | Coral Gables | Various - 5 & 7 | Coral Gables - Homeland Security | Retrofit and modify existing municipal buildings to provide for building security. | Various | \$1,500 |
| 201 | UMSA | UMSA | Unincorporated Municipal Service Area - Bomb Disposal Range | Develop a site for detonation of explosive devices and neutralization of volatile chemicals. | TBD | \$500 |
| 202 | UMSA | UMSA | Unincorporated Municipal Service Area - Driving Range | Construct a new driving course for Basic Law Enforcement classes and incorporate defensive driving tactics, officer safety and driving skills courses. | TBD | \$2,320 |
| 203 | UMSA | UMSA | Unincorporated Municipal Service Area - Emergency Generators For District Stations | Replace old emergency generators at district police stations. | Various | \$890 |
| 204 | UMSA | UMSA | Unincorporated Municipal Service Area - Emergency Operations Center Renovations | Enhance all back-up electrical systems at the Emergency Operations Center. | 8700 SW 56 Street | \$250 |
| 205 | UMSA | UMSA | Unincorporated Municipal Service Area - Homeland Security - Building Enhancements | Increase homeland security structural defense at the Police Headquarters Complex and district stations. | Various | \$860 |
| 206 | UMSA | UMSA | Unincorporated Municipal Service Area - Homeland Security - Tactical Equipment | Increase homeland security capabilities by acquiring the necessary police tactical equipment. | UMSA | \$865 |

Note: Allocation shown in nominal value.

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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) |
|----------------|----------------------------|--------------|---|---|----------------|--------------------|
| 207 | TBD | UMSA | Unincorporated Municipal Service Area - Specialized Patrol Canine/Equine Facility | Construct a 6,100 square-foot police canine/equine training and office facility, horse pasture, equine stable and care area, canine training, boarding area, parking and training circle. | TBD | \$1,315 |
| | | | Bond Issuance Cost To Construct and Improve Public Safety Facilities | The costs to issue bonds for public safety facilities. | | \$17,487 |
| | | | TOTAL | | | \$341,087 |

Note: Allocation shown in nominal value.

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Approved _____ Mayor
Veto _____
Override _____

ATTACHMENT 2

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,

**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 | Dorin 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.

Gerald T. Heffernan

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

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

APPENDIX A

CONSTRUCT AND IMPROVE PARK AND RECREATIONAL FACILITIES

| 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 complement 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 | Greyhounds 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 renovations; building construction and renovation; tennis center; 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.

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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) |
|----------------|----------------------------|--------------|-------------------------------|--|-----------------------------|--------------------|
| 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 improvements, fencing, vehicular and pedestrian circulation; landscaping. | 18701 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; tearhouse; and landscaping. | 24801 SW 187 Avenue | \$4,000 |
| 31 | UMSA | 8 | Camp Owassa 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 | 8 | 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 |

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) |
|----------------|----------------------------|--------------|------------------------------|---|---------------------------------|--------------------|
| 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 Delaney 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 include 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 | Tamlami 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.

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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) |
|----------------|----------------------------|-------------------|--|---|---------------------------|--------------------|
| 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 | Hiaseah | 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 |

Note: Allocation shown in nominal value.

2004 BUILDING BETTER COMMUNITIES BOND PROGRAM
RECOMMENDED LIST OF PROJECTS

APPENDIX A

5

| PROJECT NUMBER | MUNICIPAL PROJECT LOCATION | BCC DISTRICT | PROJECT NAME | PROJECT DESCRIPTION | STREET ADDRESS | ALLOCATION (000's) |
|----------------|----------------------------|--------------|--|---|-----------------------|--------------------|
| 63 | 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 |

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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) |
|----------------|----------------------------|------------------------|---|--|--------------------|--------------------|
| 63 | Sweetwater | 12 | Sweetwater - Improvements to Dominoes Park & Carlow Park | Addition to toilet 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 | Hialeah Gardens | 12 | Hialeah Gardens - Passive Park Improvements | Improvements to walking path and gazebo at Passive Park. | TBD | \$300 |
| 66 | Hialeah Gardens | 12 | Hialeah Gardens - Bernie Wilson Park Improvements | Purchase playground equipment for Bernie Wilson Park in the Town of Hialeah Gardens. | 10300 NW 87 Avenue | \$80 |
| 67 | Doral | 12 | Doral - Acquisition and Development of Municipal Parks | GOB funds will complement 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 complement 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 complement 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 | Hialeah | Various - 2, 6, 12, 13 | Hialeah - Convert Milander Stadium Playing Surface | Milander Stadium conversion of playing surface to artificial turf and new press box. | 4700 Palm Avenue | \$899 |
| 72 | Hialeah | Various - 2, 6, 12, 13 | Hialeah - 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 | Hialeah | Various - 2, 6, 12, 13 | Hialeah - 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

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| PROJECT NUMBER | MUNICIPAL PROJECT LOCATION | BCC DISTRICT | PROJECT NAME | PROJECT DESCRIPTION | STREET ADDRESS | ALLOCATION (000's) |
|----------------|----------------------------|-----------------------|---|--|------------------|--------------------|
| 74 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovate Edgar J. Hall Recreational Center | Renovation of the Edgar J. Hall Special Population Recreational Center building. | 2250 W 60 Street | \$212 |
| 75 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovate O'Quinn Park | Renovation of building, courts, fields, parking lot and playground at O'Quinn Park. | 8041 W 2 Avenue | \$317 |
| 76 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovate Slade Park | Conversion of field #2 to soccer field and addition of batting cages at Slade Park. | 2501 W 74 Street | \$169 |
| 77 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovate Southeast Park | Renovation of basketball courts, playgrounds, buildings and new irrigation system at Southeast Park. | 1015 SE 9 Avenue | \$132 |
| 78 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovate Sparks Park | Renovation of building, courts and fields at Sparks Park. | 1301 W 60 Street | \$264 |
| 79 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - Renovations to Bucky Dent Park | Renovations of the softball fields and concession/restroom building at Bucky Dent Park. | 2250 W 80 Street | \$846 |
| 80 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - 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 | Hiialeah | Various -2, 6, 12, 13 | Hiialeah - 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 palm, pas palm 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 gymnasium, 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. & Familla 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

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| PROJECT NUMBER | MUNICIPAL PROJECT LOCATION | BCC DISTRICT | PROJECT NAME | PROJECT DESCRIPTION | STREET ADDRESS | ALLOCATION (000's) |
|----------------|----------------------------|--------------|---|---|---------------------------------|--------------------|
| 95 | UMSA | 3 | Unincorporated Municipal Service Area - Ollinda Park | Local park improvements include pedestrian circulation, seating, and utilities upgrade. | 2101 NW 51 Street | \$250 |
| 96 | UMSA | 3 | Unincorporated Municipal Service Area - Marva Bannerman 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. | 29306 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 Pineand 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

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| 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 89 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 197 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 |
| 118 | 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 |

Note: Allocation shown in nominal value.

ATTACHMENT 3

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 5(H)
7-21-09

RESOLUTION NO. R-944-09

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 300 - "REGIONAL HEAD START CENTER", AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-919-04, TO INCREASE ALLOCATION BY \$1,480,000 AND PROJECT NO. 322 - "NORTHSIDE POLICE STATION", AS IDENTIFIED IN APPENDIX A TO RESOLUTION R-915-04, TO INCREASE ALLOCATION BY \$3,520,000 TO BE FUNDED FROM INTEREST EARNINGS GENERATED FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS, SERIES 2005, AFTER A PUBLIC HEARING; AND APPROVING USE OF SUCH SURPLUS FUNDS TO FUND BUDGET SHORTFALLS FOR SUCH PROJECTS IN ACCORDANCE WITH IMPLEMENTING ORDER 3-47

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by this reference ("Manager's Memorandum"),

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

Section 1. This Board hereby approves the significant modifications to: (a) Building Better Communities General Obligation Bond Program Project No. 300 - "Regional Head Start Center" ("Project No. 300"), identified in Appendix A to Resolution No. R-919-04; and (b) Project No. 322 - "Northside Police Station", identified in Appendix A to Resolution 915-04 ("Project No. 322) as described in the Manager's Memorandum, after a public hearing.

Section 2. This Board hereby approves the use of \$1,480,000 and \$3,520,000 to fund budget shortfalls in Project No. 300 and Project No. 322, respectively, all as more fully described

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

Memorandum



Date: July 21, 2009

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

From: George M. Burgess
 County Manager

Subject: Use of Building Better Communities General Obligation Bond Program Interest Earnings to Fund Budget Shortfall for Project Nos. 300 - "Regional Head Start Center" and 322 - "Northside Police Station" and Significant Modification to increase Program funds allocated to each project

Agenda Item No. 5(H)

Resolution No. R-944-09

Recommendation

It is recommended that the Board approve the attached resolution authorizing the use of interest earnings from the Building Better Communities General Obligation Bond Program (the "BBC GOB Program") to fund an estimated \$5 million budget shortfall for Project Nos. 300 - "Regional Head Start Center" and 322 - "Northside Police Station" in accordance with Implementing Order 3-47 (IO). The IO, which establishes the process for the allocation of BBC GOB Program surplus funds, was approved by the Board on March 17, 2009. In concert with authorizing the use of interest earnings, the attached resolution amends Appendix A to Resolution Nos. R-915-04 and R-919-04, adopted on July 20, 2004, which respectively authorized the holding of a bond election for the construction and improvement of public safety and cultural, library and multicultural educational facilities ("Authorizing Resolutions"), to increase the BBC GOB Program funds allocated to each project.

Scope

The Arcola Complex project is comprised of BBC GOB Program Project Nos. 300 - "Regional Head Start Center" and 322 - "Northside Police Station" and the non-BBC GOB Program funded Arcola Library. The Arcola Complex is located within Commission District 2. The public safety facility will primarily serve residents within Commission District 2 and small portions of Commission Districts 3 and 5. The Community Action Agency (CAA) regional head start facility will serve children throughout the County through the federally funded Head Start Program.

Fiscal Impact/Funding Source

The BBC GOB Program proceeds currently allocated to Project No. 300 - "Regional Head Start Center" and Project No. 322 - "Northside Police Station" are \$5.9 million and \$10 million, respectively. The table below reflects the estimated cost and recommended funding for these two projects including the amounts that would be utilized from BBC GOB Program interest earnings and other funding sources.

| Project Number | Project Description | Estimated Project Cost | BBC-GOB Original Allocation | BBC-GOB Unallocated Interest Earnings | Other Funding Sources |
|----------------|--------------------------------|------------------------|-----------------------------|---------------------------------------|-----------------------|
| 300 | CAA Regional Head Start Center | \$8,488,000 | \$5,900,000 | \$1,480,000 | \$1,108,000 |
| 322 | Northside Police Station | \$21,070,000 | \$10,000,000 | \$3,520,000 | \$7,550,000 |

Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners
Page 2

Track/Record/Monitor

The implementing entity for these projects will be the General Services Administration (GSA) and the monitoring entity will be the Office of Capital Improvements (OCI), Johnny Martinez, P.E., Director.

Background

BBC-GOB Program Project No. 300, "Regional Head Start Facility" is currently in the design phase and will contain six classrooms able to serve 120 children. The groundbreaking is anticipated in summer, 2010. Staff has identified an estimated budget shortfall of \$1,480,000 for this project. BBC GOB Program Project No. 322 "Northside Police Station" is a 32,000 square foot two-story substation, which is scheduled to break ground in November, 2009. Staff identified an estimated budget shortfall of \$3,520,000 for this project. Funding for these projects, including the planned use of the GOB BBC interest, subject to BBC procedural approval, was programmed as part of the FY 2008-09 Adopted Capital Budget and Multi-Year Capital Plan.

As of February 28, 2009, there was approximately \$8.6 million in BBC GOB Program unallocated interest earnings available. It is recommended that the Board authorize the use of a portion of these unallocated interest earnings to fund the \$5 million combined estimated budget shortfall for BBC GOB Program Project Nos. 300 - "Regional Head Start Center" and 322 - "Northside Police Station" thereby allowing both projects to move forward. Use of this funding would leave a remaining unallocated BBC GOB Program interest earnings balance of approximately \$3.6 million.

It is recommended that the Board authorize this resolution, which in concert with authorizing the use of interest earnings, also amends Appendix A to the Authorizing Resolutions, to increase the BBC GOB Program funds allocated to each project. If approved, the BBC GOB Program allocations for Project Nos. 300 and 322 will be modified as follows: the allocation for Project No. 300 (CAA Regional Head Start Center) will be increased from \$5,900,000 to \$7,380,000, an increase of \$1,480,000; and the allocation for Project No. 322 (Northside Police Station) will be increased from \$10,000,000 to \$13,520,000, an increase of \$3,520,000.

The need for BBC GOB Program interest earnings to cover budget shortfalls for Project Nos. 300 - "Regional Head Start Center" and 322 - "Northside Police Station" does not exceed the available interest earnings, and as such does not require the application of the Evaluation Factors listed in IO 3-47, for the purpose of allocating these funds.

This recommendation was presented to the Building Better Communities Citizens' Advisory Committee at their April 27, 2009 meeting and was forwarded for presentation to the Board with a favorable recommendation.


Wendi J. Norris, Director
General Services Administration