



MEMORANDUM
Harvey Ruvlin
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INLUC
Agenda Item No. 6(A)

TO: Honorable Chairwoman Natacha Seijas
and Members, Infrastructure & Land Use
Committee

DATE: April 13, 2011

FROM: Diane Collins
Division Chief,
Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

Diane Collins

The following Clerk's Summary of Minutes for the meeting of January 12, 2011 is being submitted for placement on the upcoming Infrastructure & Land Use Committee agenda for approval:

January 12, 2011

DC/ae
Attachment



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Infrastructure and Land Use Committee

Natacha Seijas (13) Chair; Barbara J. Jordan (1) Vice Chair; Commissioners Bruno A. Barreiro (5), Jose "Pepe" Diaz (12), Jean Monestime (2), and Rebeca Sosa (6)

Wednesday, January 12, 2011

2:00 PM

Commission Chambers

Members Present: Jose "Pepe" Diaz, Barbara J. Jordan, Jean Monestime, Natacha Seijas, Rebeca Sosa.

Members Absent: None.

Members Late: Bruno A. Barreiro 2:34:00 PM.

Members Excused: None.

Members Absent County Business: None.

1 Minutes Prepared By:

Report: *Alan Eisenberg, Commission Reporter
305-375-2510*

1A ROLL CALL

Report: *The following staff members were present:
Assistant County Manager Alina Hudak; Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management; Assistant County Attorneys Geri Bonzon-Keenan and Daniel Frastai; and Deputy Clerks Doris Dickens and Alan Eisenberg.*

Assistant County Geri Bonzon-Keenan noted pursuant to the County Manager's memorandum dated January 12, 2011, Agenda Items 4A SUBSTITUE, 6G, and 6H should be added to today's agenda; and Item 4D should be withdrawn.

It was moved by Commissioner Diaz that the Committee approve the agenda with the changes requested by the County Manager. This motion was seconded by Commissioner Jordan and upon being put to a vote, passed by a vote of 5-0 (Commissioner Barreiro was absent).

2 REMARKS FROM CHAIRPERSON SEIJAS

Report: *Chairwoman Seijas welcomed everyone to the first 2011 meeting of the Infrastructure and Land Use Committee (INLUC). She noted she had met with the directors of departments under this Committee's jurisdiction; and starting in March, the Committee would hear budget presentations from 2 to 3 department directors so that Committee members would be familiar with the issues, programs, and needs of each department by June or the upcoming budget cycle.*

Chairwoman Seijas asked the Office of Strategic Business Management Director to prepare an executive level score card to be used by each director to measure the activities, finances, and personnel within his/her department and by this Committee to determine whether the level of services should be enhanced, reduced or eliminated.

Chairwoman Seijas acknowledged Mr. Eugene Love, Director, Office of Agenda Coordination and his staff for working with her office to compile today's (1/12) agenda.

Chairwoman Seijas said she looked forward to working with Vice-Chairwoman Jordan and each Committee member to forward legislation to improve the County's operations.

Upon the conclusion of the Chair's remarks, the Committee convened in a moment of silence, followed by the Pledge of Allegiance. Chairwoman Seijas asked that everyone remember the people of Haiti in commemoration of sad days but in hopes of a bright future.

3 DEPARTMENT PRESENTATIONS

4 DEPARTMENTS

4A

110039 Resolution

RESOLUTION APPROVING AN "AGREEMENT TO PURCHASE DEVELOPMENT RIGHTS/CONSERVATION EASEMENT" IN THE AMOUNT OF \$1,600,000.00, OF APPROXIMATELY 80 ACRES, LOCATED AT SW 300 STREET AND SW 217 AVENUE AS PART OF THE COUNTY'S PURCHASE OF DEVELOPMENT RIGHTS PROGRAM WITH DIAMOND I FARMS, INC. AS SELLERS; PROJECT FUNDING SOURCE INCLUDING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS; AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (County Manager)

Withdrawn

Report: (See Agenda Item 4A Substitute; Legislative File No. 110102)

4A SUB.

110102 Resolution

RESOLUTION APPROVING AN "AGREEMENT TO PURCHASE DEVELOPMENT RIGHTS/CONSERVATION EASEMENT" IN THE AMOUNT OF \$1,600,000.00, OF APPROXIMATELY 80 ACRES, LOCATED AT SW 300 STREET AND SW 217 AVENUE AS PART OF THE COUNTY'S PURCHASE OF DEVELOPMENT RIGHTS PROGRAM WITH DIAMOND I FARMS, INC. AS SELLERS; PROJECT FUNDING SOURCE INCLUDING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS; AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 110039] (County Manager)

Amended

Report: (See Agenda Item 4A Substitute Amended; Legislative File No. 110130)

4A SUB. AMENDED

110130 Resolution

RESOLUTION APPROVING AN "AGREEMENT TO PURCHASE DEVELOPMENT RIGHTS/CONSERVATION EASEMENT" IN THE AMOUNT OF \$1,600,000.00, OF APPROXIMATELY 80 ACRES, LOCATED AT SW 300 STREET AND SW 217 AVENUE AS PART OF THE COUNTY'S PURCHASE OF DEVELOPMENT RIGHTS PROGRAM WITH DIAMOND I FARMS, INC. AS SELLERS; PROJECT FUNDING SOURCE INCLUDING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS; AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE 110102] (County Manager)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sosa

Seconder: Jordan

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Mr. Charles LaPradd, Agricultural Manager, noted scrivener's errors existed in the proposal which he read into the record.

The foregoing proposed resolution was forwarded to the County Commission with a favorable recommendation as corrected to the language on handwritten page 1, paragraph 3, under the heading "Fiscal Impact/Funding Source," to reflect the estimated reduction in ad valorem tax payments to the County was \$2,328 per year across all taxing districts; including the Water Management District; and that the actual reduction was \$1,258 based on the 2010 values; and to correct the language on handwritten page 2, paragraph 2, line 5, to replace "first purchases" with "second purchases."

Following discussion, Chairwoman Seijas asked Mr. LaPradd to provide an update on the latest weather forecast.

Mr. LaPradd said according to recent forecast, the temperature would drop to the low 40's tonight (1/12) and the temperature west of the everglades was expected to be cold tomorrow morning (1/13). Mr. LaPradd said losses in the agricultural industry exceeded \$54 million in December 2010 with green beans, squash, zucchini, papaya and bananas hardest hit. He noted the drop in the temperature was similar to the unprecedented 10 days of cold weather in January and February 2010, which resulted in

Infrastructure and Land Use Committee

Meeting Minutes

Wednesday, January 12, 2011

CLERK'S SUMMARY OF

*\$283 million or one-third of the sales in losses.
Mr. LaPradd said the County had never
experienced such a severe loss and that staff had
supplied all pertinent documentation required to
obtain federal assistance.*

4B

102872 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE TOWN OF MEDLEY AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR STORMWATER MANAGEMENT; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Jordan

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

There being no questions or comments, the Committee proceeded to vote.

4C

110036 Resolution

RESOLUTION DESIGNATING CODE INSPECTORS AND CODE ENFORCEMENT OFFICERS OF THE DEPARTMENT OF ENVIRONMENTAL RESOURCES MANAGEMENT TO ADMINISTER THE PROVISIONS OF CHAPTER 705, FLORIDA STATUTES, AS THEY PERTAIN TO LOST AND ABANDONED PROPERTY (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Jordan

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Commissioner Sosa asked Assistant County Manager Alina Hudak to provide her with a report reflecting the number of code enforcement officers issuing citations within the various County departments, by department; and to indicate whether enforcement officers issued citations in a specific area throughout the community including land use, code enforcement, and code violations; or whether different officers issued citations in different areas.

Commissioner Barreiro questioned whether the County was assuming the State's responsibility in addressing these enforcement issues.

Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, responded that the State allowed local code enforcement officers to apply the law. He noted that the law provided efficiencies in determining ownership and allowing the removal of derelict vessels.

Commissioner Barreiro noted he was hopeful that the State and other jurisdictions did not turn their back on the issue and leave the responsibility for derelict vessels solely to the County.

There being no further questions or comments, the Committee proceeded to vote.

4D

110045 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION BONDS (BUILDING BETTER COMMUNITIES PROGRAM), SERIES 2011A, IN ONE OR MORE SERIES, PURSUANT TO ORDINANCE NO. 05 47 AND RESOLUTION NO. R-576-05, IN PRINCIPAL AMOUNT NOT TO EXCEED \$200,000,000 FOR PURPOSE OF PAYING ALL OR A PORTION OF CERTAIN APPROVED CAPITAL PROJECT COSTS AND PAYING COSTS OF ISSUING SERIES 2011A BONDS; AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION REFUNDING BONDS (PARKS PROGRAM), SERIES 2011B, IN AMOUNT NOT TO EXCEED \$42,000,000, WITH ESTIMATED NET PRESENT VALUE SAVINGS OF \$2,200,000 AND FINAL MATURITY NOT LATER THAN BONDS BEING REFUNDED, IN ONE OR MORE SERIES, PURSUANT TO ORDINANCE NO. 96 115 AND RESOLUTION NO. R-1193-97, AS AMENDED, FOR PURPOSE OF REFUNDING ALL OR A PORTION OF THE OUTSTANDING MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION BONDS (PARKS PROGRAM), SERIES 1999 AND SERIES 2001, AND PAYING COSTS OF ISSUING SERIES 2011B BONDS IN ESTIMATED AMOUNT OF \$600,000; AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, SEAPORT GENERAL OBLIGATION REFUNDING BONDS, SERIES 2011C, IN AMOUNT NOT TO EXCEED \$125,000,000, WITH ESTIMATED NET PRESENT VALUE SAVINGS OF \$8,800,000 AND FINAL MATURITY NOT LATER THAN BONDS BEING REFUNDED, IN ONE OR MORE SERIES, PURSUANT TO ORDINANCE NOS. 86 77 AND 88-66, AS SUPPLEMENTED AND AMENDED, FOR PURPOSE OF REFUNDING ALL OR A PORTION OF THE OUTSTANDING MIAMI-DADE COUNTY, FLORIDA, SEAPORT GENERAL OBLIGATION REFUNDING BONDS, SERIES 1996, AND PAYING COSTS OF ISSUING SERIES 2011C BONDS IN ESTIMATED AMOUNT OF \$1,800,000; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; PROVIDING CERTAIN DETAILS OF SUCH BONDS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND PARAMETERS, AUTHORITY TO FINALIZE TERMS AND OTHER PROVISIONS OF SUCH BONDS, INCLUDING ACCEPTANCE OF BID(S), SELECT BOND REGISTRAR, PAYING AGENT, ESCROW AGENT AND VERIFICATION AGENT, AND APPROVE FORM OF OFFICIAL NOTICE OF SALE, PRELIMINARY OFFICIAL STATEMENT, OFFICIAL STATEMENT, BOND FORMS, AND ESCROW DEPOSIT AGREEMENT; PROVIDING CERTAIN COVENANTS; AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES TO TAKE ALL ACTION NECESSARY IN CONNECTION WITH ISSUANCE AND

*Withdrawn**Mover: Diaz**Second: Jordan**Vote: 5-0**Absent: Barreiro*

SALE OF SUCH BONDS; AND PROVIDING SEVERABILITY. (Finance Department)

5 PUBLIC HEARINGS

5A

102326 Ordinance

Bruno A. Barreiro,

Sally A. Heyman

Amended

ORDINANCE RELATING TO UNSAFE STRUCTURES, PERMITTING MUNICIPALITIES TO ESTABLISH BY ORDINANCE THEIR OWN ADMINISTRATIVE PROCESSES TO ADDRESS UNSAFE STRUCTURES WITHIN MUNICIPAL BOUNDARIES, INCLUDING PROCESSES FOR APPEALS OF UNSAFE STRUCTURE CASES; PERMITTING MUNICIPALITIES ADOPTING THOSE ADMINISTRATIVE PROCESSES TO PROMULGATE THEIR OWN STANDARDS FOR DECLARING UNSAFE STRUCTURES WITHIN MUNICIPAL BOUNDARIES; AMENDING SECTION 8-5 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Report: *See Agenda Item 5A Amended, Legislative File No. 110164 for the amended version.*

5A AMENDED

110164 Ordinance

Bruno A. Barreiro,

Sally A. Heyman, Jean Monestime, Rebeca Sosa
 ORDINANCE RELATING TO UNSAFE STRUCTURES,
 PERMITTING MUNICIPALITIES TO ESTABLISH BY
 ORDINANCE THEIR OWN ADMINISTRATIVE
 PROCESSES TO ADDRESS UNSAFE STRUCTURES
 WITHIN MUNICIPAL BOUNDARIES, INCLUDING
 PROCESSES FOR APPEALS OF UNSAFE STRUCTURE
 CASES; PERMITTING MUNICIPALITIES ADOPTING
 THOSE ADMINISTRATIVE PROCESSES TO
 PROMULGATE THEIR OWN STANDARDS FOR
 DECLARING UNSAFE STRUCTURES WITHIN
 MUNICIPAL BOUNDARIES; AMENDING SECTION 8-5
 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING
 SEVERABILITY, INCLUSION IN THE CODE, AND AN
 EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE
 NO. 102326]

*Forwarded to BCC with a favorable
 recommendation with committee
 amendment(s)*

Mover: Sosa

Seconder: Jordan

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan
 read the foregoing proposed ordinance into the
 record.*

*Chairwoman Seijas opened the public hearing and
 called for persons wishing to appear before the
 Commission in connection with this proposed
 ordinance. After hearing no one, she closed the
 public hearing.*

*Mr. Marc LaFerrier, Director, Department of
 Planning and Zoning, read amended language
 into the record.*

*Commissioner Barreiro noted the County could
 present its position on unsafe structures before the
 local Unsafe Structures Board and did not assume
 the property under the County's board.*

*Mr. LaFerrier responded that this ordinance
 would not change the jurisdiction of the Unsafe
 Structures Board and would not prevent the
 ultimate building demolition if that was the
 decision of the local Unsafe Structures Board. He
 noted it would allow an opportunity for the
 County's Historic Preservation Board to comment
 on its designated historic properties.*

*In response to Chairwoman Seijas' question
 whether the Assistant County Attorney agreed with
 the amended language read into the record by Mr.
 LaFerrier, Ms. Bonzon-Keenan asked that this
 item be postponed until later in today's (1/12)
 meeting in order to review these*

recommendations.

Mr. Charles Danger, Director, Building and Neighborhood Compliance, said that a historic building could not be demolished unless it was approved by the Historic Preservation Board in accordance with Chapter 16 of the County Code.

Later in the meeting, Assistant County Attorney Hugo Benitez clarified that the amended language provided by Mr. LaFerrier was acceptable.

Commissioner Monestime asked to be listed as a co-sponsor to this ordinance.

The foregoing proposed ordinance was forwarded to the County Commission with a favorable recommendation as corrected to add the following language on handwritten page 6, Section 3, end of the sentence: "...if such structures have been designated historic and is under the County's Historic Preservation jurisdiction, demolition procedures shall still abide by the process as set out in Miami-Dade County's Historic Preservation ordinance as found in Chapter 16A-116B."

5B

102733 Ordinance

Jose "Pepe" Diaz

ORDINANCE PERTAINING TO ZONING; PROVIDING FOR ADULT DAY CARE CENTER IN THE RU-5, RU-5A, BU-1, BU-1A, BU-2, BU-3 IU-1 AND OPD ZONING DISTRICTS; AMENDING SECTIONS 33-1, 33-124, 33-223.1, 33-223.6, 33-238, 33-259, 33-264, AND 33-284.30 OF THE CODE OF MIAMI-DADE COUNTY (CODE); PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Sosa
Vote: 6-0*

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed ordinance into the record.*

Chairwoman Seijas opened the public hearing and called for persons wishing to appear before the Commission in connection with this proposed ordinance. After hearing no one, she closed the public hearing.

There being no questions or comments, the Commission proceeded to vote.

5C

102291 Ordinance

ORDINANCE PERTAINING TO AIRPORT ZONING REGULATIONS; AMENDING SECTION 33-363.1 OF THE CODE OF MIAMI-DADE COUNTY PERTAINING TO USES PERMITTED ON OPA-LOCKA AIRPORT LANDS IN THE GP GOVERNMENT PROPERTY ZONING DISTRICT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Diaz

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed ordinance into the record.*

Chairwoman Seijas opened the public hearing and called for persons wishing to appear before the Commission in connection with this proposed ordinance. After hearing no one, she closed the public hearing.

There being no questions or comments, the Commission proceeded to vote.

6 COUNTY COMMISSION

6A

102596 Resolution**Carlos A. Gimenez**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON TUESDAY, [], 2011, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER THE HOME RULE CHARTER SHALL BE AMENDED TO: SPECIFY THE EXCLUSIVE PROCESS, FORM, CONTENT, AND METHOD FOR CERTIFICATION OF CITIZEN INITIATIVE, REFERENDUM, RECALL, AND CHARTER AMENDMENT PETITIONS, REPEAL ALL PROVISIONS IN CURRENT ORDINANCES AND RESOLUTIONS THAT REGULATE CITIZEN INITIATIVE, REFERENDUM, RECALL, AND CHARTER AMENDMENT PETITIONS, AND PROVIDE THAT THE BOARD OF COUNTY COMMISSIONERS SHALL NOT ADOPT ANY RESOLUTION OR ORDINANCE THAT REGULATES SUCH PETITIONS

Tabled**Mover: Jordan****Seconder: Seijas****Vote: 5-1****No: Sosa**

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

It was moved by Commissioner Monestime that the foregoing proposed resolution be moved for discussion.

The foregoing resolution died for lack of a second.

Chairwoman Seijas asked that the foregoing proposed resolution be laid on the table.

Commissioner Jordan questioned the implication of an item that has been laid on the table.

Assistant County Attorney Bonzon-Keenan responded that an item which failed to receive a second or which contained a typographical error would automatically roll over to the next Committee meeting. She noted that the item could roll over three times before deemed laid on the table and could not come back for three months or through a renewal process. She also noted that an item which did not receive a motion would be deemed as if no action had been taken.

It was moved by Commissioner Jordan that the foregoing proposed resolution be laid on the table. This motion was seconded by Chairwoman Seijas, and upon being put to a vote, passed 5-1 (Commissioner Sosa voted "no").

6B

102597 Resolution

Carlos A. Gimenez

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO PROVIDE THAT, EFFECTIVE WITH THE COUNTY COMMISSIONER ELECTIONS IN 2012, NO PERSON ELECTED FOR MORE THAN TWO CONSECUTIVE FOUR-YEAR TERMS AS A COUNTY COMMISSIONER SHALL BE ELIGIBLE TO QUALIFY FOR, NOR SHALL BE ELECTED AS, A COUNTY COMMISSIONER FOR THE NEXT SUCCEEDING TERM

Tabled

Mover: Jordan

Seconder: Seijas

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Commissioner Sosa noted she supported commissioners' salaries, term limits and no outside employment. She said the public needed adequate time to be educated and to respond to ballot questions and that this item should be considered at a later date.

Chairwoman Seijas noted she concurred with Commissioner Sosa.

Commissioner Barreiro also concurred with Commissioner Sosa. He noted that in the event that this item was not laid on the table, it could be deferred indefinitely until after public workshops were held and a discussion by the entire Board.

Chairwoman Seijas noted that this proposal was punitive, and she would schedule a workshop as soon as possible.

Commissioner Jordan noted her support for a 12 year term limit. She said that shorter term limits caused State legislators to act irresponsible and to hurt communities. She agreed with Chairwoman Seijas about the punitive nature of this proposal and also noted that it would be irresponsible to introduce this change without including salaries for commissioners.

There being no other questions or comments, the Commission proceeded to vote.

6C

110007 Resolution Jean Monestime

RESOLUTION RESCINDING RESOLUTION NO. R-1121-10 THEREBY CANCELLING ALLOCATION OF \$1,500,000 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – “PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP” TO FUND DEVELOPMENT OF AFFORDABLE HOUSING COMPONENT OF NEW BEGINNING VILLAGE PROJECT IN DISTRICT 2

Deferred to February 9, 2011
Mover: Monestime
Seconder: Sosa
Vote: 6-0

Report: *Lady Myra L. Taylor, City of Opa-locka Mayor, appeared before the Committee and spoke against the foregoing proposed resolution to rescind a \$1.5 million allocation for the New Beginning Village Project, approved by the County Commission on November 10, 2010. She urged Committee members to reconsider rescinding the \$1.5 million for this project as proposed in the foregoing resolution. Mayor Taylor noted this project involved the development a 7 acre multi-use residential housing and health complex and a worship center, which she and other officials worked diligently for three years to bring to the full County Commission for approval on November 4, 2010 and at that meeting, the Board approved an award of \$1.5 million. Subsequently, the City officials learned that this funding was in jeopardy of being rescinded.*

Mayor Taylor noted the total cost of the project was \$19 million; however, if the \$1.5 was rescinded, it would jeopardize the financing for the entire project and all the projects connected to it including the worship center. She urged commissioners to reconsider this proposal and explained that the water had been connected to the pump station; the clean-up had been approved by the Department of Environmental Resources Management (DERM); and the engineering and survey contracts were in place.

Chairwoman Seijas noted her support of this project; however, she asked Commissioner Monestime to give some additional thought to the proposal.

Commissioner Monestime noted he had spoken with Mayor Taylor and Bishop John H. Taylor regarding this project on several occasions. He said he was in the process of developing a comprehensive housing and economic

development plan for District 2; that as part of this process, he would not only review all allocations of County dollars, but how and where this funding could be more strategically applied to provide greater benefit to the District.

Commissioner Monestime noted several housing projects were already underway in District 2, and he had been informed by staff that neither of these projects was included on the list for the next funding cycle, which meant that they would be sitting there waiting for availability of other funding.

Commissioner Monestime clarified that the proposal to rescind the \$1.5 million would by no means close the door on the New Beginning Village Project, which he believed was an excellent, well-packaged project. However, he wanted to have the latitude of completing the comprehensive development plan and maximizing the opportunities for the District. In addition, Commissioner Monestime noted commissioners were responsible for maximizing the investment of taxpayer dollars.

Chairwoman Seijas noted she fully supported this project because she was aware of the needs of the Opa-locka community.

Commissioner Jordan asked Mayor Taylor to clarify what was included in the New Beginning Village Project.

Mayor Taylor noted the project included housing for the elderly and handicapped, a dialysis center, a comprehensive health clinic, and youth programs for the poor and working-class.

Bishop Taylor responded to Commissioner Jordan's question regarding the status of this project in terms of securing the funding. He noted they had secured commitments from banks that had agreed to fund the projects. In addition, they had two other partners that would help fund this project.

Commissioner Jordan noted that in order for organizations to secure financing from other entities, they generally come to the County to get a commitment which they use to secure financing for project development. She noted she had some concern regarding a similar item she presented at the last Committee meeting to transfer \$5 million from the Ives Estate to fund a gymnasium at Florida Memorial University (FMU).

Commissioner Jordan noted she did not secure the bond funding for this project; that her predecessor, former Commissioner Betty Ferguson secured that funding. More importantly, Commissioner Jordan noted members of the County Commission had historically respected one another's designations, and although the project site was located within her district, she believed she had a responsibility contact former Commissioner Ferguson who headed the community advisory group(s) that worked for bring this project forward, and inquire whether or not she supported the transfer of the \$5 million to FMU. Commissioner Jordan explained that she had a vested interest in this project because Mayor Taylor represented one of the municipalities under her jurisdiction and her concern that the Village had already secured other commitments based on the \$1.5 million. She asked that rather than rescinding the \$1.5 million now, that Commissioner Monestime give the organization a timeline (one or two years) and come back with a proposal to rescind the funds if they were unable to move the project within that time.

Commissioner Monestime noted he would continue meeting with Mayor Taylor, Bishop Taylor, and others involved in this project. He reiterated that the Committee's action today's (1/12) would not close the door on this project or prevent it from moving forward in the future.

Chairwoman Seijas explained the total project amount was \$10.1 million; however, the \$1.5 which was on the table was needed to secure bank financing and other funding.

Commissioner Monestime asked that a representative from the Office of Capital Improvements, clarify the impact of this resolution on the New Beginning Project.

Mr. George Navarrete, Director, Office of Capital Improvements (OCI), noted this allocation was made by resolution which was adopted pursuant to the same practices used by other commissioners. Mr. Navarrete noted the OIC was unaware of any additional commitments; that the prior resolution clearly states that this allocation was subject to further agreements that must be approved by the Board; and staff was not aware of any other contracts awarded by the Board. He said staff did not have a lot of information about this development..

Commissioner Monestime asked that this proposal be voted up or down.

Chairwoman Seijas suggested that this proposal be set aside until the next Committee meeting, pending additional information from the City of Opa-locka. She noted apparently there was a disconnect in communication, but Committee members did not want to vote against this proposal because they understood what Commissioner Monestime was trying to accomplish.

Commissioner Sosa noted Mayor Taylor had worked diligently for this community for many years. She also noted Commissioner Monestime was a newly elected commissioner who was trying to address the needs of his district. She suggested Committee members forward this proposal to the County Commission and that in the interim, Commissioner Monestime could work with Mayor Taylor and all parties to resolve their concerns before it was considered by the Commission.

Following further comments by Chairwoman Seijas, Commissioner Monestime requested clarification regarding the timeline previously proposed by Commissioner Jordan.

Commissioner Jordan noted she suggested that rather than rescinding the \$1.5 million now, Commissioner Monestime give the organization a timeline (one or two years) and come back with a proposal to rescind the funds if they were unable to move the project within that time. She noted this was the only hope they had to save this project.

Chairwoman Seijas asked that Commissioner Monestime consider deferring this proposal resolution to the next Committee meeting, which was February 9; and that he would work with Mayor Taylor and Mr. Navarrette to review all the information on this project.

It was moved by Commissioner Monestime that the foregoing proposed resolution be deferred until the next Committee meeting (February 9, 2010). This motion was seconded by Commissioner Sosa and upon being put to a vote, passed by a vote of 6-0.

Chairwoman Seijas noted each Commissioner had a \$10.5 million allocation and based upon District 2 needs, she committed to transfer \$750,000 from her account to Commissioner Monestime.

6D

110008 Resolution **Jean Monestime**

RESOLUTION RESCINDING RESOLUTION NO. R-1064-10 THEREBY CANCELLING ALLOCATION OF \$6,500,000 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO FUND DEVELOPMENT OF TRADE WINDS AFFORDABLE HOUSING PROJECT IN DISTRICT 2

*Forwarded to BCC with a favorable recommendation
Mover: Monestime
Seconder: Sosa
Vote: 6-0*

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

There being no questions or comments, the Commission proceeded to vote.

6E

102900 Resolution **Dennis C. Moss**

RESOLUTION APPROVING ALLOCATION OF \$2,000,000 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO VILLA CAPRI ASSOCIATES, LTD. TO FUND DEVELOPMENT OF VILLA CAPRI APARTMENTS AFFORDABLE HOUSING PROJECT IN DISTRICT 9; DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO LIST SUCH PROJECT IN SERIES RESOLUTION AS ELIGIBLE FOR FUNDING IN NEXT SERIES OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS AND TO FUND \$2,000,000 FROM SUCH BOND PROCEEDS IN ORDER TO TIMELY DEVELOP AND CONSTRUCT SUCH PROJECT; REQUIRING BOARD APPROVAL FOR ANY ADJUSTMENTS TO SUCH FUNDING, INCLUDING CASH FLOW REVISIONS

*Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Monestime
Vote: 6-0*

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

There being no questions or comments, the Commission proceeded to vote.

6F

102891 Resolution Rebeca Sosa

RESOLUTION APPROVING ALLOCATION OF \$1.3 MILLION FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 220 – "ACQUIRE OR CONSTRUCT MULTI-PURPOSE FACILITIES" TO FUND DEVELOPMENT OF MULTI-PURPOSE FACILITY BY CITY OF MIAMI

Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Monestime
Vote: 6-0

Report: Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.

There being no questions or comments, the Commission proceeded to vote.

Commissioner Sosa acknowledged City of Miami Commission Chairman Wilfredo (Willy) Gort for his support on this item.

Commissioner Gort noted a close working relationship existed between the County and the City of Miami. He expressed appreciation to the entire Commission members for their ongoing support.

6G

110084 Resolution Dennis C. Moss

RESOLUTION APPROVING ALLOCATION OF \$500,000 OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO JL BROWN DEVELOPMENT CORPORATION TO FUND DEVELOPMENT OF RICHMOND PLACE TOWNHOME AFFORDABLE HOUSING PROJECT, IN DISTRICT 9; DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO LIST SUCH PROJECT IN SERIES RESOLUTION AS ELIGIBLE FOR FUNDING IN NEXT SERIES OF BONDS AND TO FUND \$500,000 FROM SUCH BOND PROCEEDS IN ORDER TO TIMELY DEVELOP AND CONSTRUCT SUCH PROJECT; REQUIRING BOARD APPROVAL FOR ANY ADJUSTMENTS TO SUCH FUNDING, INCLUDING CASH FLOW REVISIONS

Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Monestime
Vote: 6-0

Report: Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.

There being no questions or comments, the Commission proceeded to vote.

6H

110094 Resolution Dennis C. Moss

RESOLUTION APPROVING ALLOCATIONS OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" IN AMOUNT OF \$1,000,000 TO SBC SENIOR HOUSING LLC TO FUND DEVELOPMENT OF A SENIOR AFFORDABLE HOUSING PROJECT IN DISTRICT 9; DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO LIST SUCH PROJECT IN SERIES RESOLUTION AS ELIGIBLE FOR FUNDING IN NEXT SERIES OF BONDS AND TO FUND \$1,000,000 FROM SUCH BOND PROCEEDS IN ORDER TO TIMELY DEVELOP AND CONSTRUCT SUCH PROJECTS; REQUIRING BOARD APPROVAL FOR ANY ADJUSTMENTS TO SUCH FUNDING, INCLUDING CASH FLOW REVISIONS

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Second: Sosa

Vote: 6-0

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

There being no questions or comments, the Commission proceeded to vote.

7 CLERK OF THE BOARD

7A

102779 Report
CLERK'S SUMMARY OF MEETING MINUTES FOR THE NOVEMBER 9, 2010 GOVERNMENT OPERATIONS COMMITTEE MEETING (Clerk of the Board)

Approved

Mover: Jordan

Second: Sosa

Vote: 6-0

7B

110049 Report
CLERK'S SUMMARY OF MEETING MINUTES FOR THE DECEMBER 14, 2010 GOVERNMENT OPERATIONS COMMITTEE MEETING (Clerk of the Board)

Approved

Mover: Jordan

Second: Sosa

Vote: 6-0

8 REPORT

9 ADJOURNMENT

Report: *There being no further business, the Committee meeting was adjourned at 3:19 p.m.*