

MEMORANDUM

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

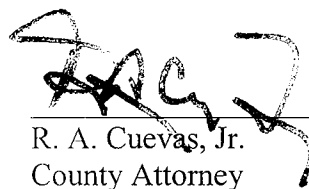
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: September 1, 2011

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

SUBJECT: Resolution resolution authorizing
the execution of an Interlocal
Agreement between the City of Doral
and Miami-Dade County for
sponsorship of an Adopt-a-Tree event
in the City of Doral; and authorizing
the Mayor designee to exercise all
provisions therein

The accompanying resolution was prepared by the Department of Environmental Resources Management and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.

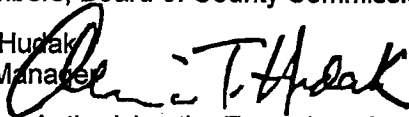


R. A. Cuevas, Jr.
County Attorney

RAC/cp

Date: September 1, 2011

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

From: Alina T. Hudak
County Manager 

Subject: Resolution Authorizing the Execution of an Interlocal Agreement between the City of Doral and Miami-Dade County for Sponsorship of an Adopt-a-Tree Event in the City of Doral

Recommendation

It is recommended that the Board of County Commissioners approve the attached resolution authorizing the execution of an Interlocal Agreement (Attachment A) between the City of Doral and Miami-Dade County (the County) to provide funding and sponsorship for an Adopt-A-Tree event to be held in the City of Doral on September 24, 2011.

Scope

The City of Doral is in Commissioner Diaz's District 12.

Fiscal Impact/Funding Source

The budget for the Doral Adopt-A-Tree event is approximately \$90,000. The City of Doral shall contribute up to \$40,000 for the purchase of trees for the event. The County, through its Department of Environmental Resources Management (DERM), will pay all other related costs. Without the proposed Interlocal Agreement, the County would be responsible for all costs for this event. The County funds are under Index Code: DE387167, Subobject: 49620.

Track Record/Monitor


The Chief of the DERM Environmental Education and Communication Office will monitor this agreement.

Background

Since 2001, Miami-Dade County's Adopt-A-Tree Program has given away over 157,000 trees to residents of Miami-Dade County at events held throughout the County. Following a 2009 Adopt-a-Tree event held in the City of Doral, the City Council of the City of Doral entered into an Interlocal Agreement to sponsor an Adopt-a-Tree event in their city in 2010. The Adopt-A-Tree event in the City of Doral on September 25, 2010 distributed over 3,000 free trees and, due to the success of the event, City of Doral officials again offered to sponsor a 2011 Adopt-A-Tree event to be held in their city.

On April 13, 2011, the City Council of the City of Doral adopted Resolution No. 11-35 (Attachment B), approving the Interlocal Agreement for the City of Doral to provide up to \$40,000 to the County for the purchase of trees for an Adopt-A-Tree event to be held in the City of Doral on September 24, 2011.

The attached resolution authorizes the execution of the Interlocal Agreement and is recommended for approval.


Assistant County Manager



MEMORANDUM

(Revised)

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

DATE: September 1, 2011

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

SUBJECT: Agenda Item No. 8(D)(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(D)(1)(A)
9-1-11

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF DORAL AND MIAMI-DADE COUNTY FOR SPONSORSHIP OF AN ADOPT-A-TREE EVENT IN THE CITY OF DORAL; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS THEREIN

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby authorizes the Mayor or Mayor's designee to execute an Interlocal Agreement between the City of Doral and Miami-Dade County for the City of Doral to provide up to \$40,000 toward the purchase of trees for an Adopt-A-Tree event in the City of Doral to be held on September 24, 2011, in substantially the form attached hereto and made part hereof; authorizes the Mayor or Mayor's designee to execute any necessary amendments to this agreement for time extension and to accept additional funds that may become available for this agreement; and authorizes the Mayor or Mayor's designee to exercise the 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:

Joe A. Martinez, Chairman
Audrey M. Edmonson, Vice Chairwoman
Bruno A. Barreiro
Esteban L. Bovo, Jr.
Sally A. Heyman
Jean Monestime
Rebeca Sosa
Xavier L. Suarez
Lynda Bell
Jose "Pepe" Diaz
Barbara J. Jordan
Dennis C. Moss
Sen. Javier D. Souto

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of September, 2011. 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.

ASR

Abbie Schwaderer-Raurell

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ATTACHMENT A

INTERLOCAL AGREEMENT

Between the City of Doral and Miami-Dade County

for Sponsorship of the Adopt-a-Tree Event in the City of Doral

This Interlocal Agreement by and between the City of Doral, Florida ("the City") and Miami-Dade County, Florida ("the County") is entered into to provide sponsorship of an Adopt-a-Tree event to be held within the City of Doral in September 2011 ("the Event"). For purposes of this Interlocal Agreement ("Agreement"), the Miami-Dade County Department of Environmental Resources Management ("DERM") shall administer this Interlocal Agreement for and on behalf of the County.

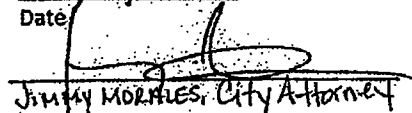
- I. The City agrees to contribute up to \$40,000 to the County for up to 2,750 trees to be given to the public during the Event. Prior to the Event, County staff shall coordinate with the City on the number and species of trees to stay within the tree budget provided by the City as well as to coordinate the date, time, location, logistics and related specifics.
- II. All other costs for the event shall be paid by the County or other sponsors or both, through the County.
- III. This Agreement shall commence upon final execution by both parties and shall terminate on September 30, 2011, unless otherwise amended as provided for herein.
- IV. The City shall cooperate with the County in the selection of tree species within the parameters of the County's Adopt-a-Tree Program. Trees selected for the event shall be no greater than 3" trunk diameter/caliper in size. All trees shall be grade Florida #1 or better, in accordance with nursery industry guidelines in "Grades and Standards for Nursery Plants."
- V. The City shall cooperate with the County on selection of the date, location and any decisions necessary for the Event. The County agrees to conduct all required work to obtain the trees for the Event. The County shall deliver the trees to the Event location one day prior to the Event unless other arrangements are mutually agreed upon by the parties.
- VI. The maximum amount the City shall reimburse the County for trees purchased for the Event and for the life of this Agreement is \$40,000.00.
- VII. Deliverables and Payments.
 1. The City agrees to reimburse the County for costs of trees as set forth in this Agreement. The County shall provide to the City an invoice for the actual cost of all trees purchased for the Adopt-a-Tree event in the City.
 2. Payment by the City of the invoiced amount to the County shall be made not later than thirty (30) days after receipt of the invoice by the City.
- VIII. This Agreement may be modified by amendment through mutual written agreement of both parties. All amendments to this Agreement shall be in writing and signed by both parties, and shall become effective as on the date of the final signatory unless otherwise noted therein.
- IX. This Agreement becomes effective upon final execution by the parties:

For:

The City of Doral, Florida


Yvonne Spier-McKinley, City Manager

Date


Jimmy Morales, City Attorney

For:

Miami-Dade County, Florida

County Mayor or County Mayor's Designee

Date

RESOLUTION NO. 11-35

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY DEPARTMENT OF ENVIRONMENTAL RESOURCE MANAGEMENT FOR THE 2011 ADOPT-A-TREE PROGRAM; AUTHORIZING THE CITY MANAGER TO EXPEND AN AMOUNT NOT TO EXCEED \$40,000.00 FROM THE DORAL ENVIRONMENTAL ADVISORY BOARD BUDGET FOR THE PURCHASE OF TREES FOR THE SEPTEMBER 24, 2011 ADOPT-A-TREE EVENT AT J.C. BERMUDEZ PARK IN THE CITY OF DORAL; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the 2010 Adopt-a-Tree event was a great success whereby the City provided approximately 3,500 free trees to the community; and

WHEREAS, this event was hosted and sponsored by the City of Doral and co-sponsored by the Miami-Dade County Department of Environmental Resource Management (DERM); and

WHEREAS, Staff and the Doral Environmental Advisory Board (DEAB) respectfully request that the City Council authorize the City Manager to enter into an Interlocal Agreement with DERM for the 2011 City of Doral Adopt-A-Tree event; and

WHEREAS, Staff and the DEAB further request that the City Council authorize the City Manager to expend an amount not to exceed \$40,000.00 from the DEAB budget for the purchase of trees for the September 24, 2011 Adopt-a-Tree event at J.C. Bermudez Park in the City of Doral.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:

Section 1. The City Council of the City of Doral hereby authorizes the City Manager to enter into an Interlocal Agreement with DERM for the 2011 City of Doral Adopt-A-Tree event.

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Section 2. The City Council further authorizes the City Manager to expend an amount not to exceed \$40,000.00 from the DEAB budget for the purchase of trees for the September 24, 2011 Adopt-a-Tree event at J.C. Bermudez Park in the City of Dorai.

Section 3. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Councilman Boria, who moved its adoption. The motion was seconded by Councilman Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilmember Luigi Boria	Yes
Councilmember Pete Cabrera	Yes
Councilmember Ana Maria Rodriguez	Yes

PASSED AND ADOPTED this 13th day of April, 2011.



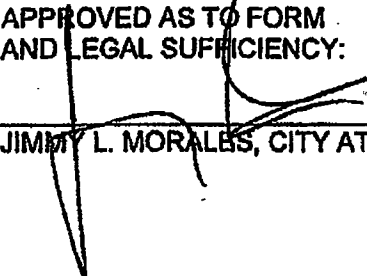
JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JIMMY L. MORALES, CITY ATTORNEY