

# MEMORANDUM

Agenda Item No. 11(A)(28)

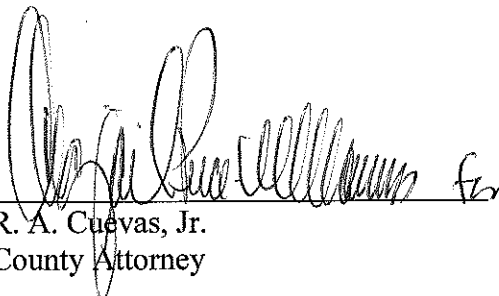
**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** January 23, 2013

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

**SUBJECT:** Resolution urging the Florida Legislature to enact legislation to enable the County to levy an additional penny of professional sports bed tax and permit the State to grant a State sales tax rebate from the sale of goods and services at Sun Life Stadium in order to fund a portion of the costs expended for the upgrade and modernization of Sun Life Stadium

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



R. A. Cuevas, Jr.  
County Attorney

RAC/smm



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** January 23, 2013

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

**SUBJECT:** Agenda Item No. 11(A) (28).

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 Mayor'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. 11(A)(28)  
1-23-13

RESOLUTION NO. \_\_\_\_\_

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT LEGISLATION TO ENABLE THE COUNTY TO LEVY AN ADDITIONAL PENNY OF PROFESSIONAL SPORTS BED TAX AND PERMIT THE STATE TO GRANT A STATE SALES TAX REBATE FROM THE SALE OF GOODS AND SERVICES AT SUN LIFE STADIUM IN ORDER TO FUND A PORTION OF THE COSTS EXPENDED FOR THE UPGRADE AND MODERNIZATION OF SUN LIFE STADIUM

**WHEREAS**, Sun Life Stadium hosts games for the Miami Dolphins and the Miami Hurricanes and premier events such as the Super Bowl, Pro Bowl, Orange Bowl, BCS Championships, world class soccer events and concerts; and

**WHEREAS**, each of these events bring visitors and tourists to Miami-Dade County, most of whom stay in hotel rooms and spend discretionary funds in the County resulting in the creation and/or retention of thousands of jobs in our community and spurs economic development vital to the economic health of Miami-Dade County; and

**WHEREAS**, Miami-Dade County and its businesses experience over \$300 million in economic benefits through the hosting of a single Super Bowl; and

**WHEREAS**, Miami-Dade County has a rich tradition and world-wide brand associated with hosting 10 Super Bowls, more than any other major metropolitan area in the United States; and

**WHEREAS**, the Super Bowl Host Committee is now in the process of bidding for the 2016 50<sup>th</sup> Anniversary Super Bowl, the single most important Super Bowl bid to date, as well as the 2017 Super Bowl, against San Francisco and Houston, both of which will have new state-of-the-art stadiums as components of their bids; and

**WHEREAS**, the 25 year old Sun Life Stadium, one of the oldest NFL stadiums in the United States, is now in need of significant modernization so that it will be competitive with state-of-the-art venues in Dallas, San Francisco, New Orleans, Houston, Phoenix, and New York, all of which are aggressively pursuing future world-class events, such as the Super Bowl, BCS Championship and Semi-Final Games, international soccer matches, Pan-Am Games, Olympic-sanctioned events and large entertainment events; and

**WHEREAS**, upgrading and modernizing Sun Life Stadium to as-new condition would significantly enhance Miami-Dade County's bid for the 2016 (50<sup>th</sup> Anniversary) and 2017 Super Bowls, would permit Miami-Dade County to remain competitive as a premier national and international location for world-class sports, and entertainment events, and help Miami-Dade County create thousands of local construction and permanent jobs and spur its economic growth for decades to come; and

**WHEREAS**, in order to develop a financial model to allow Miami-Dade County to sustain the long-term economic benefits from tourism that is related to major sports and entertainment events, and more specifically to support the as-new modernization and upgrade of Sun Life Stadium, it is necessary for the State to enact legislation to allow the Miami-Dade Commission to levy the existing statutorily authorized additional professional sports bed tax on persons (mostly visitors and tourists) lodging on the mainland of Miami-Dade County (which under current law, would exclude Miami Beach, Surfside, and Bal Harbour), and to allow the State to grant Sun Life Stadium a State sales tax rebate from goods and services sold at Sun Life Stadium, similar to what other professional sports franchises throughout the State have received for specific professional sports franchise facilities, subject to a statutory requirement that all or

any portion of the State sales tax rebate shall be utilized to fund a capital improvement project(s) with a cost equal to or in excess of two hundred fifty million dollars (\$250,000,000.00) provided a majority of the cost of such project is funded by private sources; and

**WHEREAS**, it is estimated that the completion of the proposed state-of-the-art upgrades to Sun Life Stadium alone would create approximately 3,700 construction jobs, an incremental 1,100 permanent jobs and approximately \$2 billion in overall economic benefit to Miami-Dade County over a fifteen (15) year period,

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

Section 1. Urges the Florida Legislature to enact legislation that enables the Miami-Dade County Commission to levy by a “super majority” vote the already statutorily authorized additional penny of professional sports bed tax on persons lodging (mostly visitors and tourists) in the County, with the exception of those persons lodging at Miami Beach, Surfside and Bal Harbour, that permits the State to grant a State sales tax rebate on goods and services sold at Sun Life Stadium, and that authorizes the use of such bed tax and State sales tax rebate to fund a portion of the as-new modernization and upgrade of Sun Life Stadium for the benefit of Miami-Dade County’s economy, provided that the cost to renovate the facility will be in excess of two hundred fifty million dollars (\$250,000,000.00), of which a majority will be funded by private sources.

Section 2. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the legislation described in Section 1 above, and authorizes and directs the 2013 State Legislative Package be amended to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 23<sup>rd</sup> day of January, 2013. 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. GBK

Geri Bonzon-Keenan