

MEMORANDUM

Agenda Item No. 11(A)(21)

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

DATE: January 22, 2014

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

SUBJECT: Resolution directing County Mayor to finalize negotiations with Miami Heat Limited Partnership, Basketball Properties, Ltd. and its affiliates, as necessary, for an extension of the term of the American Airlines Arena agreements, subject to subsequent Board consideration and approval

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Bruno A. Barreiro.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM
(Revised)

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

DATE: January 22, 2014

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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)(21)
1-22-14

RESOLUTION NO. _____

RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO FINALIZE NEGOTIATIONS WITH MIAMI HEAT LIMITED PARTNERSHIP, BASKETBALL PROPERTIES, LTD. AND ITS AFFILIATES, AS NECESSARY, FOR AN EXTENSION OF THE TERM OF THE AMERICAN AIRLINES ARENA AGREEMENTS, SUBJECT TO SUBSEQUENT BOARD CONSIDERATION AND APPROVAL

WHEREAS, the Miami Heat and the American Airlines Arena have significantly contributed to the local economy since their inception; and

WHEREAS, according to a recent study the Miami Heat and the American Airlines Arena generate over \$1.4 billion in labor income and goods and services every year and support over 21,000 jobs annually; and

WHEREAS, the Miami Heat and the American Airlines Arena have instilled a sense of civic pride in our community; and

WHEREAS, the American Airlines Arena along with a new Major League Soccer stadium facility located in the downtown area will continue to further strengthen its vibrancy and continue to position the urban core as a live, work and play center; and

WHEREAS, on November 20, 2012 Basketball Properties, Ltd. exercised its contractual option to negotiate an extension of the term of the Management Agreement; and

WHEREAS, an extension of the term of the Management Agreement and the other related agreements by and among the County, Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates related to the American Airlines Arena, will assure that

the Miami Heat remain in Miami-Dade County and play at the American Airlines Arena for the next 25 years; and

WHEREAS, the agreements by and among the County, Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates related to the use, operation, and maintenance of the American Airlines Arena will have to be amended to evidence the extension of the term; and

WHEREAS, this Board wishes to direct the County Mayor or the Mayor's designee to finalize negotiations with Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates for said extension and present all necessary agreements to the Board for its consideration and approval,

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

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board directs the County Mayor or the Mayor's designee to finalize negotiations with Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates for said extension and present all necessary agreement to the Board for its consideration and approval within thirty (30) days from the effective date of this resolution; provided, however, if the County Mayor or the Mayor's designee is unable to successfully negotiate the terms of such agreement within the requisite time period, a report detailing the status of the negotiations shall be presented to this Board instead.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro. 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 22nd day of January, 2014. 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

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