

MEMORANDUM

Agenda Item No. 5(B)


TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 2, 2015

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

SUBJECT: Resolution approving significant modifications of Building Better Communities General Obligation Bond Program Project No. 241 – “Unincorporated Municipal Service Area – Future Multi-Use Facility” to reduce its allocation by \$2,600,000.00 and to Project No. 214 – “New Haitian Community Center” to increase its allocation with \$2,600,000.00 of surplus funds from Project No. 241 and to provide location of project, all as identified in Appendix A to Resolution No. R-917-04, after a public hearing and in accordance with Implementing Order 3-47 regarding allocation of surplus funds

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Jean Monestime.



R. A. Cuevas, Jr.
County Attorney

RAC/smm




MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 2, 2015

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

SUBJECT: Agenda Item No. 5(B)

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. 5(B)
6-2-15

RESOLUTION NO. _____

RESOLUTION APPROVING SIGNIFICANT MODIFICATIONS OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 241 – “UNINCORPORATED MUNICIPAL SERVICE AREA – FUTURE MULTI-USE FACILITY” TO REDUCE ITS ALLOCATION BY \$2,600,000.00 AND TO PROJECT NO. 214 – “NEW HAITIAN COMMUNITY CENTER” TO INCREASE ITS ALLOCATION WITH \$2,600,000.00 OF SURPLUS FUNDS FROM PROJECT NO. 241 AND TO PROVIDE LOCATION OF PROJECT, ALL AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-917-04, AFTER A PUBLIC HEARING AND IN ACCORDANCE WITH IMPLEMENTING ORDER 3-47 REGARDING ALLOCATION OF SURPLUS FUNDS

WHEREAS, pursuant to Resolution No. R-917-04 (“Public Service Outreach Facilities Resolution”), the voters of Miami-Dade County approved the issuance of general obligation bonds in a principal amount not to exceed \$255,070,000.00 to construct and improve public service outreach facilities to meet code and service requirements and to increase neighborhood and community access to services; and

WHEREAS, Appendix A to the Public Service Outreach Facilities Resolution lists projects eligible for funding from the Building Better Communities General Obligation Bond Program (the “Bond Program”) by project number, municipal project location, Commission district, project name, project description, street address and allocation; and

WHEREAS, one of the projects listed in Appendix A to the Public Service Outreach Facilities Resolution is Project No. 214 – “New Haitian Community Center,” located in Commission District 2, with an original allocation of \$10 million, a “to be determined (‘TBD’)”

street address and municipal project location, and a project description that reads “Acquire or construct a Haitian Community Center” (“Project No. 214”); and

WHEREAS, in 2014, pursuant to Resolution No. R-32-14, this Board approved the purchase of two parcels adjacent to Oak Grove Park, located at 680 NE 159th Street, Miami, FL 33162, for the purpose of expanding Oak Grove Park in order to accommodate the construction of the Haitian Community Center at the park; and

WHEREAS, then in 2014, this Board, pursuant to Resolution No. R-393-14, named the Haitian Community Center that was to be constructed at Oak Grove Park the “Father Gerard Jean-Juste Community Center,” and, pursuant to Resolution No. R-489-14, approved the revised general plan for Oak Grove Park to include the Father Gerard Jean-Juste Community Center; and

WHEREAS, the revised general plan for Oak Grove Park provided that the planned improvements for the 22-acre park were to include the new community center, a new splash area and pool, a new community gathering space, a band shell and a new parking area; and

WHEREAS, the improvements to Oak Grove Park were to be funded from Project No. 214 for the Father Gerard Jean-Juste Community Center as well as from Bond Program Project No. 93 – “Unincorporated Municipal Service Area – Oak Grove Park,” also in Commission District 2, with an original allocation of \$618,000.00 and a project description that reads “Local park improvements include building renovation, playground, picnic area, pedestrian circulation improvements and landscaping.” (“Project No. 93”); and

WHEREAS, Project No. 214 has a budget shortfall of \$2.6 million, such shortfall negatively impacting the development of the Father Gerard Jean-Juste Community Center at Oak Grove Park; and

WHEREAS, specifically, the Father Gerard Jean-Juste Community Center is to include an approximately 19,000 square foot facility to house multi-purpose recreation, exercise and meeting spaces, senior service space, and a game room, as well as a pool and splash area, outdoor community gathering space, a band shell and restrooms; and

WHEREAS, the Park, Recreation, and Open Spaces Department estimates that a minimum of \$2.6 million will be needed to fund the pool and splash area, the outdoor community gathering space, band shell and restrooms, all part of the Father Gerard Jean-Juste Community Center at Oak Grove Park; and

WHEREAS, another project within the Public Service Outreach Facilities Resolution is Bond Program Project No. 241 – “Unincorporated Municipal Service Area – Future Multi-Use Facility”, located in the unincorporated municipal service area (“UMSA”), with an original allocation of \$5.49 million, a TBD street address, and a project description that reads “Acquire or construct a multi-use County government facility in unincorporated Miami-Dade County in order to bring County services closer to local communities and to area that have experienced high growth and/or planned future significant growth” (“Project No. 241”); and

WHEREAS, to date, no funds have been allocated or utilized from Project No. 241 and this Board desires to approve a significant modification to Project No. 241 to reduce the original allocation of Project No. 241 by \$2.6 million, resulting in a revised allocation of \$2.89 million; and

WHEREAS, the \$2.6 million from Project No. 241 are thus “unused proceeds” (as such term is defined in Implementing Order 3-47 (“IO 3-47”)) and, upon approval of the significant modification to Project No. 241 to reduce its allocation to \$2.89 million, are deemed “surplus

funds” (as such term is also defined in IO 3-47) that can be used and allocated to Project No. 214 in order to fund the budget shortfall in Project No. 214; and

WHEREAS, this Board desires to approve a significant modification to Project No. 214 to increase its allocation by \$2.6 million, resulting in a revised allocation of \$12.6 million, to change its municipal project location from TBD to UMSA, and to change its street address from TBD to 680 NE 159th Street; and

WHEREAS, IO 3-47 sets forth a process for the allocation of surplus funds to existing Bond Program projects that have a budget shortfall; and

WHEREAS, this item was considered by the Building Better Communities Citizens’ Advisory Committee (the “Committee”) at its meeting of April 28, 2015 and it received a favorable recommendation from the Committee,

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

Section 1. The foregoing recital clauses are incorporated herein by this reference and are adopted by this Board.

Section 2. This Board, after a public hearing, hereby approves the significant modification of Project No. 241 in Appendix A to the Public Service Outreach Facilities Resolution, to reduce its allocation from \$5,490,000.00 to \$2,890,000.00.

Section 3. This Board hereby declares \$2,600,000.00 as surplus funds and, after a public hearing, hereby approves the significant modification of Project No. 214 in Appendix A to the Public Service Outreach Facilities Resolution to increase its original allocation from \$10,000,000.00 to \$12,600,000.00, to change its municipal project location from TBD to UMSA, and to change its street address from TBD to 680 NE 159th Street.

The Prime Sponsor of the foregoing resolution is Chairman Jean Monestime. 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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	


The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of June, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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 Perez