MEMORANDUM

Agenda Item No. 11(A)(1)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	June 2, 2015
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution amending Resolution No. R-51-10 regarding allocation of $3,704,147.00 from Building Better Communities General Obligation Bond Program Project Number 249 - "Preservation of Affordable Housing Units and Expansion of Home Ownership" to RUDG, LLC to fund construction of Porto Allegre - Edificio Camacho Rental Apartments to decrease allocation by $543,546.00 due to project completion for less than budgeted amount; and recapturing those funds for future reallocation to another eligible project in Commission District 5

This item was amended at the 5-14-15 Economic Prosperity Committee to add "Edificio Camacho" after each reference to Porto Allegre as the name of the project is now "Porto Allegre – Edificio Camacho."

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

for

R. A. Cuevas, Jr.
County Attorney

RAC/cp

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. 11(A)(1)

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)(1)
6-2-15

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION NO. R-51-10 REGARDING ALLOCATION OF $3,704,147.00 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO RUDG, LLC TO FUND CONSTRUCTION OF PORTO ALLEGRE – EDIFICIO CAMACHO RENTAL APARTMENTS TO DECREASE ALLOCATION BY $543,546.00 DUE TO PROJECT COMPLETION FOR LESS THAN BUDGETED AMOUNT; AND RECAPTURING THOSE FUNDS FOR FUTURE REALLOCATION TO ANOTHER ELIGIBLE PROJECT IN COMMISSION DISTRICT 5

WHEREAS, pursuant to Resolution No. R-918-04 (the "Affordable Housing Resolution"), the voters approved the issuance of general obligation bonds in a principal amount not to exceed $194,997,000.00 to construct and improve affordable housing for the elderly and families; and

WHEREAS, Appendix A to the Affordable Housing 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 Affordable Housing Resolution and approved by the voters for funding is Project No. 249 – "Preservation of Affordable Housing Units and Expansion of Home Ownership" with an original allocation of $137.7 million ("Project No. 249"); and

WHEREAS, in 2010 and pursuant to Resolution No. R-51-10, this Board approved the allocation of $3,704,147.00 from Project No. 249 to RUDG, LLC to fund the purchase and rehabilitation of Porto Allegre >>(since then renamed "Porto Allegre – Edificio Camacho)<< [1] consisting of 24 rental units located at 126 S.W. 8th Avenue, Miami, Florida to provide affordable housing to low and moderate income families ("Porto Allegre >>- Edificio Camacho<< Project"); and

WHEREAS, in 2011 and pursuant to Resolution No. R-635-11, this Board approved the agreements with RUDG, LLC for the Porto Allegre >>- Edificio Camacho<< Project in the amount of $3,704,147.00; and

WHEREAS, RUDG, LLC completed the Porto Allegre >>- Edificio Camacho<< Project in January of 2013 for less than the budgeted amount, or for $3,160,601.00, leaving an unused allocation to the Porto Allegre >>- Edificio Camacho<< Project in the amount of $543,546.00; and

WHEREAS, this Board desires to amend Resolution No. R-51-10 in order to reduce the allocation to RUDG, LLC for the Porto Allegre >>- Edificio Camacho<< Project by $543,546.00 for a new allocation of $3,160,601.00 and to recapture those funds for future reallocation to another eligible project in Commission District 5,

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

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

[1] Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

Section 2. This Board hereby amends Resolution No. R-51-10 to decrease the allocation to RUDG, LLC for the Porto Allegre >>- Edificio Camacho<< Project by $543,546.00 as the Porto Allegre Project was completed for less than the original $3,704,147.00 allocated to such Project. Further, $543,546.00 of Project No. 249 funds are hereby recaptured and are available for this Board's future reallocation to another eligible project in Commission District 5.

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:

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