Memorandum

MIAMI-DADE COUNTY

Date: June 21, 2016

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

Agenda Item No. 8(L)(1)

From: Carlos A. Gimenez
Mayor

Subject: Rescinding Resolution No.R-987-14 – Allocation of Economic Development Fund Project 124 to Miami Executive Aviation, LLC., Aviation Corporate Hangar Project

---

Recommendation

It is recommended that the Board of County Commissioners (Board) rescind the $500,000.00 allocation of funding from the Building Better Communities General Obligation Bond (BBC-GOB) Program, Economic Development Fund Project 124 (Project No. 124) to Miami Executive Aviation Corporate Hangar, LLC (Developer), which was authorized through Resolution No. R-987-14.

Scope

This project is located in District 1, which is represented by Commissioner Barbara J. Jordan.

Fiscal Impact/Funding Source

There will be no fiscal impact to the County with the approval of this item. Rescinding the $500,000.00 allocation to the Developer will make the funds available for reallocation to other eligible Project No. 124 projects.

Background

On November 5, 2014, the Board approved Resolution No. R-987-14, which allocated $500,000.00 to the Developer for the Aviation Corporate Hangar Project and also directed the Mayor or Mayor's designee to begin negotiating the terms of a grant agreement. The Resolution further directed that the grant agreement between the County and the Developer be submitted to the Board for approval.

In April 2015, the Department of Regulatory and Economic Resources provided the Developer with a draft grant agreement in an effort to begin negotiations. The Developer acknowledged receipt, but did not return the grant agreement with draft changes to commence negotiations. In July 2015, a revised grant agreement was sent to the Developer with a submission deadline. The Developer communicated that a grant agreement would not be submitted by the deadline. In November 2015, staff communicated to the Developer that an extension of six (6) months had been granted in order to continue negotiating grant agreements. At that point, the Developer advised they would not be pursuing BBC-GOB Program funding. Therefore, it is recommended that the Board rescind the allocation to the Developer for the Aviation Corporate Hangar Project.

Jack Osterholt
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: June 21, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(L)(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**

_____ **Statement of social equity 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. 8(L)(1)
6-21-16

RESOLUTION NO. _____

RESOLUTION RESCINDING RESOLUTION NO. R-987-14 WHICH ALLOCATED $500,000.00 OF PROJECT 124 FUNDS TO MIAMI EXECUTIVE AVIATION CORPORATE HANGAR, LLC.

WHEREAS, Appendix A to Resolution No. R-914-04 (the "Public Infrastructure 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 description, street address, and project funding allocation; and

WHEREAS, one of those projects listed in Appendix A to the Public Infrastructure Resolutions and approved by the voters for finding is Project No. 124 – Economic Development Fund ("Project 124") with a project description that states "Provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs"; and

WHEREAS, the goal of Project 124 is to encourage private sector development that will create jobs and cause economic development which will have long term benefits to the community; and

WHEREAS, this Board allocated $500,000.00 to Miami Executive Aviation Corporate Hangar, LLC, pursuant to Resolution No. R-987-14 and directed the County Mayor or the County Mayor's designee to negotiate a grant agreement with the grantee and to bring such grant agreement to this Board for its consideration; and

WHEREAS, Miami Executive Aviation Corporate Hangar, LLC, has indicated that it does not wish to enter into a grant agreement with the County; and

WHEREAS, in light of the expressed intention by Miami Executive Aviation Corporate Hangar, LLC to not enter into a grant agreement with the County, this Board wishes to rescind Resolution No. R-987-14 and the $500,000.00 allocation to Miami Executive Aviation Corporate Hangar, LLC thereby making such funds available for re-allocation to other eligible Project 124 projects,

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

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

Section 2. Resolution No. R-987-14, which allocated $500,000.00 of Project 124 funds to Miami Executive Aviation Corporate Hangar, LLC is rescinded.

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:

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 21st day of June, 2016. 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. JRA

Juliette R. Antoine