

MEMORANDUM

Agenda Item No. 11(A)(1)

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

DATE: September 7, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution rescinding
Resolution No. R-1121-14
which allocated \$9,000,000.00
from Building Better
Communities General Obligation
Bond Program Project No. 124 –
“Economic Development
Fund” to Skyrise Miami, LLC
to Fund Skyrise Miami Project

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



Abigail Price-Williams for
County Attorney

APW/smm



MEMORANDUM

(Revised)

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

DATE: September 7, 2016

FROM: Abigail Price-Williams
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
- 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. 11(A)(1)

9-7-16

RESOLUTION NO. _____

RESOLUTION RESCINDING RESOLUTION NO. R-1121-14 WHICH ALLOCATED \$9,000,000.00 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 124 – “ECONOMIC DEVELOPMENT FUND” TO SKYRISE MIAMI, LLC TO FUND SKYRISE MIAMI PROJECT

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 name, project description, street address and project funding allocation; and

WHEREAS, one of the projects listed in Appendix A to the Public Infrastructure Resolution and approved by the voters for funding is Project No. 124 – “Economic Development Fund” (“Project No. 124”) with an original allocation equal to \$75 million and 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 No. 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, Skyrise Miami, LLC submitted an application to the County requesting a Project No. 124 grant in the amount of \$9,000,000.00 to fund certain public infrastructure needs for its development of a \$410 million entertainment center and tourism attraction at Bayside (the “Skyrise Miami Project”); and

WHEREAS, on October 10, 2014, this Board approved, via Resolution No. R-1121-14, the allocation of \$9,000,000.00 of Project No. 124 funds to Skyrise Miami, LLC to fund the Skyrise Miami Project; and

WHEREAS, however, Skyrise Miami, LLC has now requested a withdrawal of its application for Project No. 124 funds and this Board would like to, correspondingly, rescind its prior resolution allocating such funds to Skyrise Miami, LLC,

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

Section 1. The foregoing recitals are hereby incorporated herein by reference and adopted by this Board.

Section 2. This Board hereby rescinds Resolution No. R-1121-14, which allocated \$9,000,000.00 of Project 124 funds to Skyrise Miami, LLC.

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 7th day of September, 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