

MEMORANDUM

Agenda Item No. 11(A)(1)

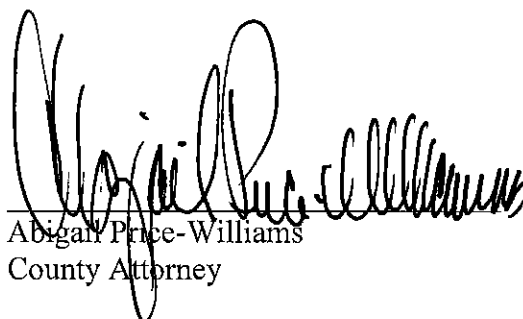
TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: April 4, 2017

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution establishing Board policy regarding County-owned real property; requiring County Mayor to provide written notification to District Commissioner in which County-owned property lies no less than four weeks prior to 1) any issuance of a request for proposal or expression of interest regarding the sale, lease, or development of such County-owned property or 2) placing any item on the agenda of this Board or any committee of this Board requesting the approval of the sale, lease, or surplus of County-owned property

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.



Abigail Price-Williams
County Attorney

APW/lmp



MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: April 4, 2017

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)

4-4-17

RESOLUTION NO. _____

RESOLUTION ESTABLISHING BOARD POLICY REGARDING COUNTY-OWNED REAL PROPERTY; REQUIRING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE WRITTEN NOTIFICATION TO DISTRICT COMMISSIONER IN WHICH COUNTY-OWNED PROPERTY LIES NO LESS THAN FOUR WEEKS PRIOR TO 1) ANY ISSUANCE OF A REQUEST FOR PROPOSAL OR EXPRESSION OF INTEREST REGARDING THE SALE, LEASE, OR DEVELOPMENT OF SUCH COUNTY-OWNED PROPERTY OR 2) PLACING ANY ITEM ON THE AGENDA OF THIS BOARD OR ANY COMMITTEE OF THIS BOARD REQUESTING THE APPROVAL OF THE SALE, LEASE, OR SURPLUS OF COUNTY-OWNED PROPERTY

WHEREAS, the Board of County Commissioners is composed of thirteen members representing single-member Commission districts; and

WHEREAS, County Commissioners have an interest in being made aware of the disposition of County-owned real property within his or her Commission district; and

WHEREAS, when County-owned property is being surplus, sold or leased, such items are presented to this Board for approval; and

WHEREAS, on occasion, the County Mayor or County Mayor's designee issues requests for proposal or expressions of interest in connection with the sale, lease or development of County-owned property, which are later presented to this Board for approval; and

WHEREAS, it is the informal policy of the Internal Services Department (ISD) to notify the District Commissioner of the district where the County-owned property is located prior to placing an item on the agenda of this Board to surplus, sell, or lease such property; and

WHEREAS, the decision to sell, lease and/or develop County-owned property is of great interest to the Commissioner representing the area where these properties are located, and there is no formal procedure for notifying Commissioners of these decisions across all the relevant departments; and

WHEREAS, the Board desires the County Mayor or County Mayor's designee to provide written notification to the District Commissioner within the district in which the County property lies no less than four weeks prior to the issuance of the expression of interest, request for proposal, surplus, sale or lease of such County-owned property,

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

Section 1. This Board ratifies and adopts the matters set forth in the foregoing recitals.

Section 2. It shall be the policy of this Board that the County Mayor or County Mayor's designee shall provide written notification to the District Commissioner in which the subject County-owned property lies no less than four weeks prior to: 1) the issuance of any request for proposal or expression of interest regarding the sale, lease, or development of such County-owned property; or 2) placing any item on the agenda of this Board or any committee of this Board requesting approval of the sale, lease, or surplus or County-owned property.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of April, 2017. 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.



Lauren E. Morse