

MEMORANDUM

Agenda Item No. 5(A)

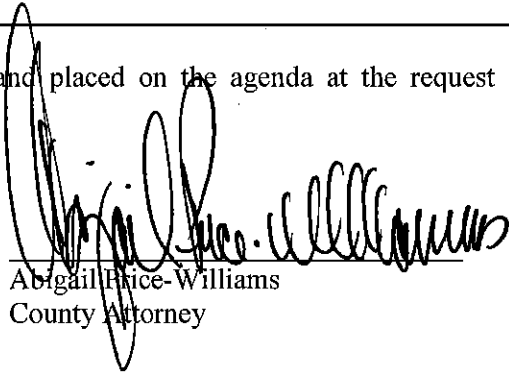
TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: November 7, 2017

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution approving Significant Modification to Building Better Communities General Obligation Bond Program Projects No. 332.1 – "Garden of the Arts" to reduce allocation by \$61,684.00 for a new funding allocation of \$2,723,316.00 and No. 355 - "John F. Kennedy Library" to reduce funding allocation by \$623,014.00 for a new funding allocation of \$132,472.00, addition of new Project No. 364 – "Charles Deering Estate" with \$684,698.00 of surplus funds from Project Nos. 332.1 and 355, all as identified in Appendix A to Resolution No. R-919-04, after a public hearing; waiving provisions of Implementing Order 3-47 regarding adding new projects to Bond Program using surplus funds; approving Significant Modifications to Projects No. 28 - "Charles Deering Estate" to reduce its allocation by \$684,698.00 for a new allocation of \$4,315,302.00 and No. 350 - "Hialeah - Park Renovations and Improvements" to increase its allocation by \$684,698.00 for a new allocation of \$1,683,978.00, both as identified in Appendix A to Resolution No. R-913-04, after a public hearing

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Esteban L. Bovo, Jr.



Abigail Price-Williams
County Attorney

APW/smm



MEMORANDUM

(Revised)

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

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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. 5(A)
11-7-17

RESOLUTION NO. _____

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECTS NO. 332.1 – “GARDEN OF THE ARTS” TO REDUCE ALLOCATION BY \$61,684.00 FOR A NEW FUNDING ALLOCATION OF \$2,723,316.00 AND NO. 355 - “JOHN F. KENNEDY LIBRARY” TO REDUCE FUNDING ALLOCATION BY \$623,014.00 FOR A NEW FUNDING ALLOCATION OF \$132,472.00, ADDITION OF NEW PROJECT NO. 364 – “CHARLES DEERING ESTATE” WITH \$684,698.00 OF SURPLUS FUNDS FROM PROJECT NOS. 332.1 AND 355, ALL AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-919-04, AFTER A PUBLIC HEARING; WAIVING PROVISIONS OF IMPLEMENTING ORDER 3-47 REGARDING ADDING NEW PROJECTS TO BOND PROGRAM USING SURPLUS FUNDS; APPROVING SIGNIFICANT MODIFICATIONS TO PROJECTS NO. 28 – “CHARLES DEERING ESTATE” TO REDUCE ITS ALLOCATION BY \$684,698.00 FOR A NEW ALLOCATION OF \$4,315,302.00 AND NO. 350 – “HIALEAH – PARK RENOVATIONS AND IMPROVEMENTS” TO INCREASE ITS ALLOCATION BY \$684,698.00 FOR A NEW ALLOCATION OF \$1,683,978.00, BOTH AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04, AFTER A PUBLIC HEARING

WHEREAS, pursuant to Resolution No. R-919-04 (the “Cultural Facilities Resolution”), the voters of Miami-Dade County approved the issuance of general obligation bonds in a principal amount not to exceed \$552,692,000.00 to construct and improve libraries, cultural facilities, and Head Start learning centers for pre-school children to offer multicultural educational opportunities and activities; and

WHEREAS, pursuant to Resolution No. R-913-04 (“Parks Resolution”), the voters of Miami-Dade County approved the issuance of general obligation bonds in a principal amount not to exceed \$680,258,000.00 to construct and improve neighborhood and regional parks and other recreational areas; and

WHEREAS, Appendix A to the Cultural Facilities Resolution and Appendix A to the Parks Resolution list projects eligible for funding from the Building Better Communities General Obligation Bond Program (“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 Cultural Facilities Resolution is Bond Program Project No. 332.1 - “Garden of the Arts” (“Project No. 332.1”) with an allocation of \$2,723,316.00 and a project description that provides “Acquire and construct the Cultural Heritage, Education and Performing Arts Park, to include a Bay of Pigs Memorial and an amphitheater in order to offer multicultural educational and performing arts opportunities and activities to children and adults in our community;” and

WHEREAS, Project No. 332.1 has been completed for less than its total allocation and thus \$61,684.00 of unused funds remain available; and

WHEREAS, another one of the projects listed in Appendix A to the Cultural Facilities Resolution is Bond Program Project No. 355 – “John F. Kennedy Library” (“Project No. 355”) with an allocation of \$755,486.00 and a project description that provides “Funds will be used for capital costs to improve the John F. Kennedy Library;” and

WHEREAS, the eligible capital costs from the renovation to the John F. Kennedy Library by the City of Hialeah (“City”) were less than the allocation of Project No. 355 and thus \$623,014.00 of unused funds remain available; and

WHEREAS, the City desires, and has requested from the County, that it be allocated an amount equal to the sum of the unused allocations from Project Nos. 332.1 and 355 for the City to use for park projects; and

WHEREAS, accordingly, this Board desires to approve a significant modification to Project No. 332.1 to reduce its allocation by \$61,684.00 for a new funding allocation of \$2,723,216.00 and Project No. 355 to reduce its funding allocation by \$623,014.00 for a new funding allocation of \$132,472.00, and the addition of a new Project No. 364 – “Charles Deering Estate” to Appendix A to the Cultural Facilities Resolution to be funded with \$684,698.00 of surplus funds from Project Nos. 332.1 and 355; and

WHEREAS, the new Project No. 364 shall have a municipal project location of Palmetto Bay, Commission District 8, located at 16701 SW 72nd Avenue, a project allocation of \$684,698.00 and a project description as follows: “Renovations and Improvements to the historic and cultural structures within the Charles Deering Estate;” and

WHEREAS, Implementing Order 3-47 (“IO 3-47”) sets forth a process for the allocation of surplus funds to existing and new Bond Program projects and this Board desires to waive the provisions of IO 3-47 as it pertains to the addition of new projects to be funded to the Bond Program using surplus funds in order to fund new Project No. 364; and

WHEREAS, one of the projects listed in Appendix A to the Parks Resolution is Bond Program Project No. 350 - “Hialeah- Park Renovations and Improvements” (“Project No. 350”) with an allocation of \$999,280.00 and a project description that provides: “Park improvements as detailed in the City of Hialeah’s Department of Parks and Recreation Master Plan, as may be amended from time to time for park capital projects;” and

WHEREAS, another one of the projects listed in Appendix A to the Parks Resolution is Bond Program Project No. 28 – “Charles Deering Estate” (“Project No. 28”) with an original allocation of \$5,000,000.00 and a project description that provides “Area-wide park improvements that include rehydration; south addition improvements, fencing, vehicular and pedestrian circulation; landscaping;” and

WHEREAS, this Board desires to approve a significant modification to Project No. 28 to reduce its allocation by \$684,698.00 for a new funding allocation of \$4,315,302.00 and Project No. 350 to increase its funding allocation by \$684,698.00 for a new funding allocation of \$1,683,978.00; and

WHEREAS, this item was presented to the Bond Program Citizens' Advisory Committee on April 27, 2017 and received a favorable recommendation,

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

Section 1. All of the foregoing recital clauses are incorporated herein by reference and adopted by this Board.

Section 2. This Board, after a public hearing, hereby approves a significant modification to Project No. 332.1 to reduce its allocation by \$61,684.00 for a new funding allocation of \$2,723,216.00 and Project No. 355 to reduce its funding allocation by \$623,014.00 for a new funding allocation of \$132,472.00.

Section 3. This Board waives the provisions of IO 3-47 as it related to adding new projects to the Bond Program using surplus funds and, after a public hearing, approves the addition of new Project No. 364 – “Charles Deering Estate” to Appendix A to the Cultural Facilities Resolution to be funded with \$684,698.00 of surplus funds from Project Nos. 332.1 and 355, which new Project No. 364 shall have a municipal project location of Palmetto Bay, Commission District 8, located at 16701 SW 72nd Avenue, a project allocation of \$684,698.00 and a project description as follows: “Renovations and Improvements to the historic and cultural structures within the Charles Deering Estate.”

Section 4. This Board, after a public hearing, hereby approves a significant modification to Project No. 28 to reduce its allocation by \$684,698.00 for a new funding allocation of \$4,315,302.00 and Project No. 350 to increase its funding allocation by \$684,698.00 for a new funding allocation of \$1,683,978.00.

The Prime Sponsor of the foregoing resolution is Chairman Esteban L. Bovo, Jr. 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	Daniella Levine Cava
Jose "Pepe" Diaz	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

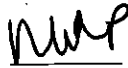
The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of November, 2017. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override 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.



Monica Rizo Perez