

# MEMORANDUM

Agenda Item No. 11(A)(6)

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

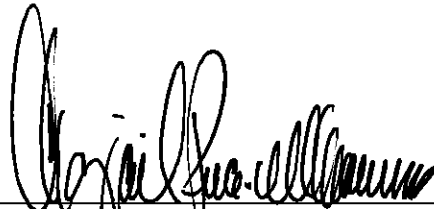
**DATE:** November 7, 2017

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution directing the County Mayor to provide a status report detailing which obligations of the Miami Marlins relating to the Baseball Stadium Agreements have been met, remain unmet, or are currently on-going

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



Abigail Price-Williams  
County Attorney

APW/smm



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

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County Attorney

**SUBJECT:** Agenda Item No. 11(A)(6)

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

Agenda Item No. 11(A)(6)

Veto \_\_\_\_\_

11-7-17

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE A STATUS REPORT DETAILING WHICH OBLIGATIONS OF THE MIAMI MARLINS RELATING TO THE BASEBALL STADIUM AGREEMENTS HAVE BEEN MET, REMAIN UNMET, OR ARE CURRENTLY ON-GOING

**WHEREAS**, in 2009, Miami-Dade County, the City of Miami, and the Miami Marlins entered into various agreements concerning the construction, management, and operation of a baseball stadium ("Baseball Stadium Agreements"); and

**WHEREAS**, as a party to the Baseball Stadium Agreements, the Miami Marlins agreed to fulfill a number of obligations concerning, for example, the stadium's construction, on-going operations, and additional community benefits; and

**WHEREAS**, many of those obligations extend beyond the stadium's construction phase; and

**WHEREAS**, the baseball stadium, currently named Marlins Park, opened in 2012; and

**WHEREAS**, recent reports indicate that a sale of the Miami Marlins to a new ownership group is expected to close in or around October 2017; and

**WHEREAS**, in order for the Miami Marlins to transfer their rights under the Baseball Stadium Agreements to a new ownership group, Section 14.2 of the Baseball Stadium Operating Agreement states that the Miami Marlins must provide to the County an agreement in writing that the new ownership group will assume all obligations and perform all provisions of the Miami Marlins under the Baseball Stadium Agreements; and

**WHEREAS**, in light of the potential new ownership and the five-year anniversary of the stadium's operation, this Board believes that it would be beneficial to obtain a comprehensive report regarding the status of all of the Miami Marlins' obligations under the Baseball Stadium Agreements,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board directs the County Mayor or County Mayor's designee to provide a status report to this Board within 60 days of the effective date of this resolution detailing which obligations of the Miami Marlins relating to the Baseball Stadium Agreements have been met, remain unmet, or are currently on-going. The completed report shall be placed on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. 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 7<sup>th</sup> 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.

MBV

Michael B. Valdes