

# MEMORANDUM

Agenda Item No. 11(A)(2)

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**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

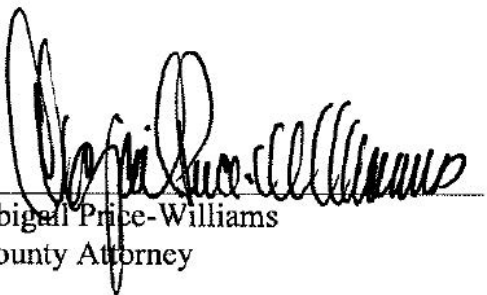
**DATE:** October 20, 2020

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

**SUBJECT:** Resolution directing the County Mayor to prepare a plan to create a park at County-owned property located at 12821SW 232nd Street Miami-Dade County; further directing County Mayor to identify all of the legally available funding necessary for the design and construction of the park; and directing placement of a report on this Board's agenda pursuant to Ordinance No. 14-65

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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/uw



## MEMORANDUM (Revised)

**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**DATE:** October 20, 2020

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

**SUBJECT:** Agenda Item No. 11(A)(2)

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 present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_ 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)(2)  
10-20-20

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

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE A PLAN TO CREATE A PARK AT COUNTY-OWNED PROPERTY LOCATED AT 12821 SW 232ND STREET MIAMI-DADE COUNTY; FURTHER DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IDENTIFY ALL OF THE LEGALLY AVAILABLE FUNDING NECESSARY FOR THE DESIGN AND CONSTRUCTION OF THE PARK; AND DIRECTING PLACEMENT OF A REPORT ON THIS BOARD'S AGENDA PURSUANT TO ORDINANCE NO. 14-65

**WHEREAS**, the County owns certain vacant property comprised of 217,800 square feet, located at 12821 SW 232nd Street, Miami-Dade County, folio number 30-6914-000-0191 (the "property"); and

**WHEREAS**, the property is currently held and managed by the County's Department of Transportation and Public Works Department ("DTPW"); and

**WHEREAS**, the Property is not currently being utilized by DTPW; and

**WHEREAS**, the area surrounding the property is being rapidly developed and park impact fees may be available as a source of funds for the development of the park; and

**WHEREAS**, creating a park at the property would preserve green space and recreational opportunities for current and future County residents; and

**WHEREAS**, this Board desires that funding from all legally available funding sources be identified and allocated to create a park at the property,

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

**Section 1.** This Board directs the County Mayor or County Mayor's designee to: (i) conduct due diligence to identify any obstacles or restrictions to developing the property into a

park; (ii) prepare a plan to develop the property into a park, including consideration of any limitations or restrictions on the use of the property, the method by which the property would be transferred from DTPW's management and oversight to that of the Parks, Recreation and Open Spaces Department and whether any third-party approvals are needed to effectuate the transfer, and recommendations for further action; (iii) identify all legally available funding necessary for the design and construction of a park at the property, including park impact fees; and (iv) consult with the district Commissioner in the development of the plan within 30 days of the effective date of this resolution.

**Section 2.** This Board directs the County Mayor or County Mayor's designee to submit a written report to this Board within 60 days of the effective date of this resolution, which shall be placed on an agenda of the Board pursuant to Ordinance No. 14-65, setting forth all of the information sought in Section 1 of this resolution.

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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of October, 2020. 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.

mjs

Melanie J. Spencer