Approved _____ Mayor

Veto _____

Override _____

Agenda Item No.8(Q)(1)(A)

03-06-07

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

RESOLUTION NO. R-248-07

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE UNITED STATES OF AMERICA FOR OFFICE SPACE TO BE USED BY U.S. CUSTOMS AND BORDER PROTECTION AT THE PORT OF MIAMI; AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that that this Board approves a Supplemental Lease Agreement between Miami-Dade County and the United States of America for office space to be used by U.S. Customs and Border Protection at the Port of Miami commencing retroactively on November 1, 2006, in the annual amount of $502,959.18 for the first year, with increases tied to the Consumer Price Index in subsequent years; in substantially the form attached and authorizes the County Mayor or his designee to execute same for and on behalf of Miami-Dade County after review by the County Attorney's Office; and to exercise all rights conferred therein.

The foregoing resolution was offered by Commissioner Rebeca Sosa, who moved its adoption. The motion was seconded by Commissioner Dennis C. Moss and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	aye		
Barbara J. Jordan, Vice-Chairwoman	aye		
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of March, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.
Jess M. McCarty

JMM

Memorandum

MIAMI-DADE COUNTY

Date: March 6, 2007

Agenda Item No. 8(Q)(1)(A)

To: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Authorizing the Execution of a Supplemental Lease Agreement for Office Space Use by U.S. Customs and Border Protection

RECOMMENDATION

It is recommended that the Board approve the accompanying resolution authorizing the execution of a Supplemental Lease Agreement between Miami-Dade County and the United States of America (Government) for office space use by U.S. Customs and Border Protection (CBP) staff at the Dante B. Fascell Port of Miami-Dade.

BACKGROUND

On April 25, 2006, the Board approved Resolution No. R-447-06 authorizing the execution of a lease for real property at 1500 Port Boulevard between Miami-Dade County and the Government for CBP staff stationed at the Port of Miami. This lease agreement contemplated customized tenant improvements to the space prior to occupancy thereby necessitating, upon completion of the build-out, execution of a supplemental lease agreement outlining the actual commencement date of occupancy.

The Seaport Department completed the build-out of office space in October 2006 and the CBP began operations at this facility on November 1, 2006. The attached supplemental lease agreement provides for a three-year lease term commencing on November 1, 2006 and expiring on October 31, 2009. As provided for in the original lease agreement, the Government shall pay the Port of Miami $502,959.18 in annual rent, with annual Consumer Price Index (CPI) adjustments, for usage of 15,747 rental square feet of office space and 63 parking spaces.

FISCAL IMPACT

It is anticipated that this lease agreement will generate approximately $400,000 in additional annual revenues for the Seaport Department.

Susanne M. Torriente
Chief of Staff/Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: March 6, 2007

FROM: Murray A. Greenberg County Attorney

SUBJECT: Agenda Item No. 8(Q)(1)(A)

Please note any items checked.

_____ **"4-Day Rule" ("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**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

GENERAL SERVICES ADMINISTRATION PUBLIC BUILDINGS SERVICE **SUPPLEMENTAL LEASE AGREEMENT**	SUPPLEMENTAL AGREEMENT NO. 1	DATE 11/1/2006
	TO LEASE NO. GS-04B-45823	

ADDRESS OF PREMISES 1500 Port Building
1500 Port Boulevard
Miami, Florida 33132-2034

THIS AGREEMENT, made and entered into this date by and between MIAMI-DADE COUNTY

whose address is 111 N.W. First Street
Suite 2620
Miami, Florida 33128-1980

hereinafter called the Lessor, and the UNITED STATES OF AMERICA, hereafter called the Government:

WHEREAS, the parties hereto desire to amend the above Lease.

NOW THEREFORE, these parties for the considerations hereinafter mentioned covenant and agree that the said Lease is amended, effective November 1, 2006, as follows:

PARAGRAPH 2 is amended to read: "TO HAVE AND TO HOLD the said premises with their appurtenances for the term beginning on November 1, 2006 through October 31, 2009 with no terminations rights for Government or Port of Miami."

THE FOLLOWING REFLECTS CHANGE TO LESSOR ADDRESS:

Miami-Dade County
111 N.W. First Street
Suite 2620
Miami, Florida 33128-1980

THE FOLLOWING REFLECTS CHANGE TO PAYEE ADDRESS:

Miami-Dade County
111 N.W. First Street
Suite 2620
Miami, Florida 33128-1980

All other terms and conditions of the lease shall remain in force and effect.

IN WITNESS WHEREOF, the parties subscribed their names as of the above date.

LESSOR MIAMI-DADE COUNTY

BY _____ _____
(Signature) *(Title)*

IN PRESENCE OF

_____ _____
(Signature) *(Address)*

UNITED STATES OF AMERICA

BY _____ CONTRACTING OFFICER
(Signature) GENERAL SERVICES ADMINISTRATION
(Official Title)

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