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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Agenda Item No. 8(K)(1)(B)

Resolution No. R-646-08

Date: June 3, 2008

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

From: George M. Burgess
County Manager

Subject: Resolution Regarding Village Carver

RECOMMENDATION

It is recommended that the Board of County Commissioners (BCC) approve the attached Resolution to correct a scrivener's error relating to the name of the contracting entity for Village Carver adopted by the BCC on June 5, 2007, through Resolution R-641-07. The remaining provision of Resolution R-641-07 shall remain unchanged.

SCOPE

Village Carver is located at 401 N.W. 71 Street in Commission District 3.

FISCAL IMPACT

This item will not create a negative fiscal impact to the County nor does it change or affect the amount awarded by the BCC to this project.

BACKGROUND

Resolution R-641-07 allocated $25 million of gap funding for ten separate affordable housing projects as part of the 2007 Surtax Mid-Year Cycle Request for Application (RFA) process. Among the ten projects was Village Carver.

After the BCC adopted R-641-07, staff became aware that was a scrivener's error with respect to Village Carver and the contracting entity listed in the item. The County Attorney's Office has opined that BCC approval is necessary to correct an error of this nature; therefore, this resolution is being submitted to correct the scrivener's error regarding Village Carver.

The Developer/Applicant listed in the attachment and the correct contracting entity is as follows:

Developer Name/Applicant	Activity/Project Name	Correct Contracting Entity
Village Carver Development, LLC	Village Carver	Village Carver Phase I, LLC

Upon BCC approval of this resolution, staff will continue to work with this entity to execute the contract.

Cynthia W. Curry
Senior Advisor to the County Manager

MEMORANDUM

(Revised)

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

DATE: June 3, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(K)(1)(B)

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**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(K)(1)(B)
6-3-08

RESOLUTION NO. **R-646-08**

RESOLUTION CORRECTING A SCRIVENER'S ERROR IN RESOLUTION R-641-07 APPROVED BY THE MIAMI-DADE BOARD OF COUNTY COMMISSIONERS RELATING TO THE CONTRACTING ENTITY FOR VILLAGE CARVER WITHOUT CHANGING THE EXISTING FUNDING AMOUNT; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS

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 this Board authorizes the correction of a scrivener's error to Resolution R-641-07, relating to the contracting entity for Village Carver as outlined in the original Request for Application (RFA) binder submitted for a previously approved Documentary Stamp Surtax Program (Surtax) allocation, without changing the existing funding amount. Finally, the Board authorizes the County Mayor or his designee, following approval by the County Attorney's Office, to execute agreements, contracts, and amendments on behalf of Miami-Dade County; to shift funding sources for this program activity without exceeding total amount allocated to that agency; to shift funding to different affiliated agencies without exceeding the total allocated to the project, and to exercise amendment, modification, renewal, cancellation and termination clauses on behalf of Miami-Dade County, Florida.

The foregoing resolution was offered by Commissioner **Carlos A. Gimenez**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** 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	**absent**	Audrey M. Edmonson	**absent**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Joe A. Martinez	**aye**	Dennis C. Moss	**aye**
Dorrin D. Rolle	**absent**	Natacha Seijas	**absent**
Katy Sorenson	**aye**	Rebeca Sosa	**absent**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of June, 2008. 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.

Shannon D. Summerset