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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: September 2, 2008

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

From: George M. Burgess
County Manager

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

Resolution No. R-916-08

Subject: Resolution Approving a Partner Port Agreement Between the Dante B. Fascell Port of Miami-Dade and the Shanghai International Port Group Co., Ltd.

RECOMMENDATION

It is recommended that the Board approve the accompanying resolution authorizing a Partner Port Agreement between the Dante B. Fascell Port of Miami-Dade ("Port") and the Shanghai International Port Group Co., Ltd. ("SIPG").

SCOPE

The Port of Miami is located within District 5 – Chairman Bruno A. Barreiro. The purpose of this Agreement is to enhance relations and establish an alliance of cooperation aimed at generating new business between the Port and SIPG.

FISCAL IMPACT/FUNDING SOURCE

This Agreement will not have a fiscal impact on the Port.

TRACK RECORD/MONITOR

SIPG currently has no relationship or business at the Port. The Seaport Department staff member responsible for monitoring this Agreement is Addys Kuryla, Manager, Intergovernmental Affairs.

DELEGATED AUTHORITY

In accordance with Section 2-8.3, of the Miami-Dade County Code related to identifying delegation of Board authority, there are no authorities beyond that specified in the resolution which include authority for the Port to enter into a Partner Port Agreement with SIPG.

BACKGROUND

On July 21, 1998, the Board approved Resolution No. R-967-98 creating the International Sister Seaports Program for the purpose of officially linking the Port to seaports in foreign cities through an International Sister Seaports Agreement ("Agreement"). This Agreement provides for, among other things, the free and uninhibited exchange of information pertaining to cruise and cargo industries, planned infrastructure developments, general marketing research aimed at increasing cruise and cargo traffic; the possibility of creating technical and financial business arrangements to promote port activities; and the formation of technical working groups to exchange educational visits. Since the creation of the program, the Port has entered into forty-seven (47) Sister Seaport Agreements with ports from the Caribbean, Europe, Africa, Central and South America.

In April 2007, Port of Miami officials visited SIPG to discuss new business opportunities that would increase revenues and growth at our Port. As part of the discussions, the Port and SIPG agreed to enter into a Sister Seaport Agreement during SIPG's visit to Miami for the 2008 Seatrade Cruise Shipping Convention.

SIPG has expressed a desire to enter into an agreement with the Port to establish an alliance of cooperation aimed at generating new business for both ports. China is the Port's number one trading

partner as well as the number one importing country. Presently, some of the largest shipping lines calling at the Port are based in Shanghai, China.

This Agreement, which, due to restrictions attributable to the SIPG's governance structure, will be referred to (in name only) as a "Partner" Port Agreement versus the standard "Sister" Port Agreement, will assist in strengthening those relationships and will mark the Port's first agreement with an Asian port. It should be noted that there is no change in the standard language contained in the other 47 port agreements.

Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: September 2, 2008

FROM: R. A. Cuevas, Jr. 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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(Q)(1)(A)
9-2-08

RESOLUTION NO. **R-916-08**

RESOLUTION APPROVING A PARTNER PORT AGREEMENT BETWEEN THE DANTE B. FASCELL PORT OF MIAMI-DADE AND THE SHANGHAI INTERNATIONAL PORT GROUP CO., LTD; AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE PARTNER PORT AGREEMENT ON BEHALF OF THE COUNTY

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:

Section 1. Approves a Partner Port Agreement between the Dante B. Fascell Port of Miami-Dade and the Shanghai International Port Group Co., Ltd.

Section 2. Authorizes the Mayor or his designee to execute a Partner Port Agreement for and on behalf of Miami-Dade County after review and approval by the County Attorney's Office.

The foregoing resolution was offered by Commissioner Rebeca Sosa, who moved its adoption. The motion was seconded by Commissioner Dorrin D. Rolle 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	nay		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of September, 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. JMM

Jess M. McCarty

Declaration

International Partner Port Agreement
between
the Dante B. Fascell Port of Miami-Dade and the Shanghai International Port (Group) Co., Ltd

On the 12th day of March 2008, in Miami-Dade County, Florida, United States of America.

GATHERED:

ON BEHALF OF THE DANTE B. FASCELL PORT OF MIAMI-DADE: The Honorable Carlos Alvarez, Mayor, Miami-Dade County and Mr. Bill Johnson, Port Director

ON BEHALF OF THE SHANGHAI INTERNATIONAL PORT (GROUP) CO., LTD: Mr. Zhang Jia Li, Vice President, SIPG.

IN ASSEMBLY, for the purpose of signing a non-binding International Partner Port Agreement between the Dante B. Fascell Port of Miami-Dade and the Shanghai International Port (Group) Co., Ltd, under the following terms:

First.- This agreement will officially link the Dante B. Fascell Port of Miami-Dade (Port of Miami), Florida (U.S.A.) and the Shanghai International Port (Group) Co., Ltd (China) through an International Partner Port Agreement.

Second.- Both the Port of Miami, through its Director and duly elected officials, i.e., the Mayor and Commissioners, and the Shanghai International Port (Group) Co., Ltd. through its Director and duly elected officials, must execute the International Partner Port Agreement.

Third.- Both ports will commit to the free and uninhibited exchange of information pertaining to: the cargo and cruise industries in each port; historical statistical information pertaining to each; planned seaport infrastructure developments, and; general marketing research, aimed at increasing cruise and cargo traffic at both ports.

Fourth.- Both ports will study the possibility of creating the technical and financial means, by way of joint ventures or other business arrangements, to promote the traffic and port activities covered in this document.

Fifth.- Both ports will work toward the formation of technical working groups to exchange educational visits and act as goodwill ambassadors between the two ports.

Sixth.- Both ports will, through its normal promotional process, promote the relationship and advantages of doing business at the Partner Seaports.

Seventh.- Both ports will consider their participation in a bi-annual Partner Seaports Convention, to be held in Miami-Dade County, and agrees to actively participate in this activity. This bi-annual Partner Seaports Convention will highlight the affiliated Partner Seaports, and the accomplishments of each as a result of the program.

Eighth.- Through the mutual agreement of both Partner Seaports, additional areas of cooperation and partnering may be spelled out as a part of the Partner Port Agreement.

The parties consider of the utmost interest the creation of a working group, made up of a limited number of representatives from each party, for the express purpose of putting into practice the intentions of this Agreement.

In conformity, signed in the city and on the date indicated.

The Honorable Carlos Alvarez, Mayor *Miami-Dade County*	*Mr. Bill Johnson* *Port Director, Port of Miami*	*Mr. Zhang Jia Li* *Vice President, Shanghai International Port (Group) Co., Ltd*

Witness	*Witness*
Witness	*Witness*

Port of Miami

SIPG

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