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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: March 17, 2009

Agenda Item No.3(B)(1)(A)

Resolution No. R-279-09

To: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Authorizing the County Mayor or County Mayor's Designee to Apply for up to $550,000 in Grant Funds from the Florida Inland Navigation District Waterways Assistance Program 2009 to Fund Shoreline Stabilization and Replace Two Culverts at R. Hardy Matheson Preserve

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Recommendation

It is recommended that the Board of County Commissioners approve the attached resolution authorizing the County Mayor or his designee to apply for up to $550,000 in grant funds from the Florida Inland Navigation District Waterways Assistance Program 2009.

Scope

The proposed work will be conducted along the Snapper Creek Canal in Commission District 7 (Commissioner Gimenez). The improvements in water quality discharging to Biscayne Bay will have countywide benefit.

Fiscal Impact/Funding Source

This grant will contribute up to $550,000 toward the $1,100,000 cost of the project. The balance of the needed funding will be available from the Biscayne Bay Environmental Enhancement Trust Fund.

Track Record/Monitor

The Florida Inland Navigation District's Waterways Assistance Program has awarded more than $5,000,000 to Miami-Dade County since 2002. The Director of the Department of Environmental Resources Management (DERM) will monitor this contract.

Background

The Florida Inland Navigation District is a Special State Taxing District for the continued management and maintenance of the Atlantic Intracoastal Waterway. The Waterways Assistance Program is a grant program established by the Florida Legislature and the Florida Inland Navigation District to financially cooperate with local governments to alleviate problems associated with the Atlantic Intracoastal Waterway and associated waterways within the Florida Inland Navigation District.

As part of the Biscayne Bay Restoration and Enhancement Program, DERM conducts various environmental restoration and enhancement activities throughout Biscayne Bay. The restoration activities under this Florida Inland Navigation District grant will be conducted at the R. Hardy Matheson Preserve, located at 9610 Old Cutler Road and managed by the Miami-Dade County Park and Recreation Department. The proposed project consists of the stabilization of the eroding portions of the manmade shoreline (approximately one mile) along the north shore of the Snapper Creek Canal and the replacement of two (2) 24" concrete culverts through the man-made spoil bank to enhance tidal flushing to an adjacent existing mangrove forest located to the north of the canal.

The Waterways Assistance Program requires that grant applications include an official resolution from the applicant's governing board that conforms to Chapter 66B-2.006(3) of the Florida Statutes. The attached resolution complies with said requirement and is recommended for approval.

Assistant County Manager

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 17, 2009

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

SUBJECT: Agenda Item No. 3(B)(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 Mayor'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. 3(B)(1)(A)
3-17-09

RESOLUTION NO. **R-279-09**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR UP TO $550,000 IN GRANT FUNDS FROM THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM 2009 TO FUND SHORELINE STABILIZATION AND REPLACE TWO CULVERTS AT R. HARDY MATHESON PRESERVE; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECEIVE AND EXPEND FUNDS AND TO EXECUTE GRANT AWARD AGREEMENTS AND AMENDMENTS AS REQUIRED

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

WHEREAS, Miami-Dade County is interested in carrying out the following described project for the enjoyment of the citizenry of Miami-Dade County and the State of Florida:

Project Title:	R. Hardy Matheson Preserve Shoreline Stabilization
Total Estimated Cost:	$1,100,000
Brief Description of Project:	Shoreline Stabilization (approximately 1 mile) and replacement of two concrete culverts

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes the County Mayor or the County Mayor's designee to apply for up to $550,000 in grant funds from the Florida Inland Navigation District for shoreline stabilization and culvert upgrades at R. Hardy Matheson Preserve and that the project described above be authorized,

AND, be it further resolved that said Miami-Dade County make application to the Florida Inland Navigation District in the amount of 50% of the actual cost of the project in behalf of said Miami-Dade County

AND, be it further resolved by Miami-Dade County that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.

2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said Miami-Dade County for public use.

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P.L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by handicapped persons as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

AND, be it resolved that the Board authorizes the County Mayor or the County Mayor's designee to execute such contracts and agreements as are required by this governmental body following approval by the County Attorney's Office; to receive and expend all monies for the purposes described in the funding request; and to file and execute any necessary amendments to the agreement for and on behalf of Miami-Dade County, Florida.

The foregoing resolution was offered by Commissioner Jose "Pepe" Diaz, 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:

Dennis C. Moss, Chairman aye
Jose "Pepe" Diaz, Vice-Chairman aye

Bruno A. Barreiro	absent	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	aye	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 17th day of March, 2009. 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.

Peter S. Tell