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

# Memorandum

MIAMI-DADE COUNTY

**Date:** September 10, 2010

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

**From:** George M. Burgess
County Manager

Agenda Item No. 8(D)(1)(E)

Resolution No. R-879-10

**Subject:** Resolution Authorizing the Execution of an Interlocal Agreement between the City of Doral and Miami-Dade County for Sponsorship of an Adopt-a-Tree Event in the City of Doral

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**Recommendation**
It is recommended that the Board of County Commissioners approve the attached resolution authorizing the execution of an Interlocal Agreement (Exhibit A) between the City of Doral and Miami-Dade County ("the County") to provide funding and sponsorship for an Adopt-a-Tree event to be held in the City of Doral on September 25, 2010.

**Scope**
The City of Doral is in Miami-Dade County Commission District 12.

**Fiscal Impact/Funding Source**
The budget for the Doral Adopt-a-Tree event is approximately $100,000. The City of Doral shall contribute up to $40,000 for the purchase of trees for the event. The County, through its Department of Environmental Resources Management (DERM), will pay all other related costs from a grant agreement with the State of Florida for such events (Expenditure Index Code DE2234). Without the proposed Interlocal Agreement, the County would be responsible for all costs for this event.

**Track Record/Monitor**
The Director of DERM will monitor this agreement.

**Background**
Since 2001, Miami-Dade County's Adopt-a-Tree Program has given away over 140,000 trees to residents of Miami-Dade County. On September 19, 2009, DERM held an Adopt-a-Tree event in the City of Doral which distributed over 3,300 free trees. Due to the success of the event, City of Doral officials offered to sponsor a 2010 Adopt-a-Tree event to be held in their city. A letter of intent was subsequently sent by the County Manager to the City of Doral City Manager and accepted.

On April 14, 2010, the City Council of the City of Doral adopted Resolution No. 10-73 (Exhibit B), approving an Interlocal Agreement for the City of Doral to provide up to $50,000 to the County for the purchase of trees for an Adopt-a-Tree event in the City of Doral on September 25, 2010. Due to budget constraints, the City of Doral Environmental Advisory Board requested that the Interlocal Agreement cap the City of Doral's sponsorship at $40,000.

The attached resolution authorizes the execution of the Interlocal Agreement and is recommended for approval.

Assistant County Manager

# MEMORANDUM

(Revised)

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

DATE: September 10, 2010

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

SUBJECT: Agenda Item No. 8(D)(1)(E)

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

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

_____ No committee review

_____ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____ ) 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. 8(D)(1)(E)
9-10-10

RESOLUTION NO. R-879-10

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF DORAL AND MIAMI-DADE COUNTY FOR SPONSORSHIP OF AN ADOPT-A-TREE EVENT IN THE CITY OF DORAL; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS 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 this Board hereby authorizes the Mayor or Mayor's designee to execute an Interlocal Agreement between the City of Doral and Miami-Dade County for the City of Doral to provide up to $40,000 toward the purchase of trees for an Adopt-a-Tree event in the City of Doral to be held on September 25, 2010, in substantially the form attached hereto and made part hereof; authorizes the Mayor or Mayor's designee to execute any necessary amendments to this agreement for time extension and to accept additional funds that may become available for this agreement; and authorizes the Mayor or Mayor's designee to exercise the provisions contained therein.

The foregoing resolution was offered by Commissioner **Dorrin D. Rolle**, 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 | **aye** | 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 | **aye** |
| Katy Sorenson | **aye** | Rebeca Sosa | **aye** |
| Sen. Javier D. Souto | **aye** | | |

The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of September, 2010. 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency:

Peter S. Tell

EXHIBIT A

# INTERLOCAL AGREEMENT

## Between the City of Doral and Miami-Dade County for Sponsorship of the Adopt-a-Tree Event in the City of Doral

This Interlocal Agreement by and between the City of Doral, Florida (hereinafter referred to as "the City") and Miami-Dade County, Florida (hereinafter referred to as "the County") is entered into to provide sponsorship of an Adopt-a-Tree event to be held within the City of Doral in September 2010 (hereinafter referred to as "the Event"). For purposes of this Interlocal Agreement (hereinafter sometimes referred to as the "Agreement"), the Miami-Dade County Department of Environmental Resources Management (hereinafter referred to as "DERM") shall administer this Interlocal Agreement for and on behalf of Miami-Dade County.

I. The City agrees to contribute up to and including **$40,000** to the County for up to and including **2,750 trees** to be given to the public during the Event. Prior to the Event, County staff shall coordinate with the City on the number and species of trees to stay within the tree budget provided by the City as well as to coordinate the date, time, location, logistics and related specifics.

II. All other costs for the event shall be paid by the County or other sponsors or both, through the County.

III. This Interlocal Agreement shall commence upon final execution by both parties and shall terminate on September 30, 2010, unless otherwise amended as provided for herein.

IV. The City shall cooperate with the County in the selection of tree species within the parameters of the County's Adopt-a-Tree Program. Trees selected for the event shall be no greater than 3" trunk diameter/caliper in size. All trees shall be grade Florida #1 or better, in accordance with nursery industry guidelines provided in "Grades and Standards for Nursery Plants."

V. The City shall cooperate with the County on selection of the date, location and any other decisions necessary for the Event. The County agrees to conduct all required work to obtain the trees for the Event. The County shall deliver the trees to the Event location one day prior to the Event unless other arrangements are mutually agreed upon by the parties.

VI. The maximum amount the City shall reimburse the County for trees purchased for the Event and for the life of this Agreement is **$40,000.00**.

VII. Deliverables and Payments.
1. The City agrees to reimburse the County for costs of trees as set forth in this Agreement. The County shall provide to the City an invoice for the actual cost of **all trees** purchased for the Adopt-a-Tree event in the City.
2. Payment by the City of the invoiced amount to the County shall be made not later than thirty (30) days after receipt of the invoice by the City.

VIII. This Agreement may be modified by amendment through mutual written agreement of both parties. All amendments to this Agreement shall be in writing and signed by both parties, and shall become effective as on the date of the final signatory unless otherwise noted therein.

IX. This Agreement becomes effective upon final execution by the parties:

| For: | For: |
|---|---|
| The City of Doral, Florida | Miami-Dade County, Florida |
| Yvonne Soler-McKinley, City Manager | County Mayor or County Mayor's Designee |
| 4/16/10 Date | _____ Date |



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EXHIBIT B



**RESOLUTION No. 10 – 73**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE MIAMI-DADE COUNTY DEPARTMENT OF RESOURCE MANAGEMENT (DERM) FOR THE PURCHASE OF TREES FOR THE 2010 ADOPT-A-TREE EVENT SCHEDULED FOR SEPTEMBER 25, 2010 AT JC BERMUDEZ PARK IN AN AMOUNT NOT TO EXCEED $50,000.00; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS,** the City of Doral Environmental Advisory Board has requested the allocation of monies in order for the City to cover the purchase of trees for the 2010 Adopt-A-Tree event on September 25th, 2010 at JC Bermudez Park; and

**WHEREAS,** this event would be hosted by the City of Doral and the Miami-Dade County Department of Resource Management (DERM); and

**WHEREAS,** Staff respectfully requests that the City Council authorize the City [illegible] Interlocal Agreement with DERM (Exhibit "A") for the purchase

The foregoing resolution was offered by Councilwoman Ruiz who moved its adoption. The motion was seconded by Councilman Cabrera. By consensus, the vote was as follows:

| | |
|---|---|
| Mayor Juan Carlos Bermudez | Aye |
| Vice Mayor Robert Van Name | Aye |
| Councilman Pete Cabrera | Aye |
| Councilman Michael DiPietro | Aye |
| Councilwoman Sandra Ruiz | Aye |

PASSED and ADOPTED this 14th day of April, 2010.

JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

JIMMY MORALES, ESQ., CITY ATTORNEY