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

Memorandum

MIAMI-DADE COUNTY

Date: April 2, 2013

Agenda Item No. 8(O)(5)

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Resolution authorizing that the Board approve the attached resolution authorizing the execution of Joint Funding Agreement No. 13GGESMC0000109 between Miami-Dade County and the US Geological Survey for Water Resources Investigations for Fiscal Year 2013 retroactive to October 1, 2012

Resolution No. R-248-13

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the execution of Joint Funding Agreement No. 13GGESMC0000109 between Miami-Dade County through the Water and Sewer Department (WASD) and the U.S. Geological Survey for Fiscal Year 2013 retroactive to October 1, 2012. The water resources investigations authorized by this Joint Funding Agreement are required to comply with the County's 20-Year Water Use Permit, they include equipment maintenance, and data collection relating to groundwater elevations, water quality and saltwater intrusion.

The delay in presenting this Joint Funding Agreement to the Board is due to the different reviews the agreement had to undergo as it has various funding sources.

SCOPE

This Joint Funding Agreement provides services of countywide significance as it includes monitoring groundwater water levels, water quality and salt water intrusion throughout the County.

FISCAL IMPACT/FUNDING SOURCE

The fiscal impact to the County totals $1,092,121.00; of which $794,953.00 will be funded by WASD's Operating Revenues, and $297,168.00 will be funded by the Department of Regulatory & Economic Resources's (RER) Proprietary Revenues Fund: GF030, Subfund 039. The U.S. Geological Survey will contribute $317,243.00, making the total dollar amount of this agreement $1,409,364.00.

TRACK RECORD/MONITOR

WASD's Deputy Director for Regulatory Compliance and Capital Improvements, Douglas L. Yoder, will oversee the implementation of this Joint Funding Agreement.

BACKGROUND

This Joint Funding Agreement has been in place with the U.S. Geological Survey for the past seven (7) years to provide monitoring services required to comply with the County's 20-Year Water Use Permit. The information provided by these monitoring services is used by WASD and RER. The data collected by WASD related to water quality and quantity is used to ensure an adequate and safe drinking water supply. The data collected by RER is related to water quality in public and private water wells.

The services funded by WASD include the operation and maintenance of sixty-three (63) water level monitoring wells, thirty-five (35) salt water interface monitoring stations, the operation and maintenance

of seven (7) rain gauge instruments, the collection of additional data during droughts, and the operation of a website which interacts with the most recent data collected.

The services funded by RER include the operation and maintenance of forty (40) water level recording stations, one canal stage meter and rain gauge flow instrumentation, and twenty-six (26) saltwater interface monitoring stations.

This agreement will terminate on September 30, 2013.

Alina T. Hudak
Deputy Mayor

☐ ORIGINAL

Form 9-1366
(Oct. 2005)

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement

Customer #:	6000001226
Agreement #:	13GGESMC0000109
Project #:	
TIN #:	59-6000573
Fixed Cost Agreement	☑ Yes ☐ No

FOR
FLORIDA WATER SCIENCE CENTER - FT. LAUDERDALE/DAVIE

THIS AGREEMENT is entered into as of the 1st day of October, 2012, by the U.S. GEOLOGICAL SURVEY, UNITED STATES DEPARTMENT OF THE INTERIOR, party of the first part, and the MIAMI-DADE COUNTY, party of the second part.

1. The parties hereto agree that subject to availability of appropriations and in accordance with their respective authorities there shall be maintained in cooperation AN INVESTIGATION OF WATER RESOURCES FOR BASIC DATA MONITORING AND SNAPPER CREEK , herein called the program. The USGS legal authority is 43 USC 36C; 43 USC 50; and 43 USC 50b.
2. The following amounts shall be contributed to cover all of the cost of the necessary field and analytical work directly related to this program. 2(b) includes In-Kind Services in the amount of $0.00.

by the party of the first part during the period

(a) $317,243.00 October 01, 2012 **to** September 30, 2013

by the party of the second part during the period

(b) $1,092,121.00 October 01, 2012 **to** September 30, 2013

(c) Additional or reduced amounts by each party during the above period or succeeding periods as may be determined by mutual agreement and set forth in an exchange of letters between the parties.

(d) The performance period may be changed by mutual agreement and set forth in an exchange of letters between the parties.

3. The costs of this program may be paid by either party in conformity with the laws and regulations respectively governing each party.
4. The field and analytical work pertaining to this program shall be under the direction of or subject to periodic review by an authorized representative of the party of the first part.
5. The areas to be included in the program shall be determined by mutual agreement between the parties hereto or their authorized representatives. The methods employed in the field and office shall be those adopted by the party of the first part to insure the required standards of accuracy subject to modification by mutual agreement.
6. During the course of this program, all field and analytical work of either party pertaining to this program shall be open to the inspection of the other party, and if the work is not being carried on in a mutually satisfactory manner, either party may terminate this agreement upon 60 days written notice to the other party.
7. The original records resulting from this program will be deposited in the office of origin of those records. Upon request, copies of the original records will be provided to the office of the other party.

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Form 9-1366
continued

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement

Customer #: 6000001226
Agreement #: 13GGESMC0000109
Project #:
TIN #: 59-6000573

8. The maps, records, or reports resulting from this program shall be made available to the public as promptly as possible. The maps, records, or reports normally will be published by the party of the first part. However, the party of the second part reserves the right to publish the results of this program and, if already published by the party of the first part shall, upon request, be furnished by the party of the first part, at costs, impressions suitable for purposes of reproduction similar to that for which the original copy was prepared. The maps, records, or reports published by either party shall contain a statement of the cooperative relations between the parties.
9. USGS will issue billings utilizing Department of the Interior Bill for Collection (form DI-1040). Billing documents are to be rendered **QUARTERLY**. Payments of bills are due within 60 days after the billing date. If not paid by the due date, interest will be charged at the current Treasury rate for each 30 day period, or portion thereof, that the payment is delayed beyond the due date. (31 USC 3717; Comptroller General File B-212222, August 23, 1983).

U.S. Geological Survey
United States
Department of the Interior

USGS Point of Contact

Name: Nancy Baroud
Address: 10500 University Center Dr., Suite 215
Tampa, FL 33612
DUNS3: 137783937/TAS: 143/40804
Telephone: 813.498.5013
Email: nbaroud@usgs.gov

Signatures

By Rafael W. Rodriguez Date 8/13/2012
Name: Rafael W. Rodriguez
Title: Director, FL WSC

By_____ Date_____
Name:
Title:

By_____ Date_____
Name:
Title:

MIAMI-DADE COUNTY WASD

Customer Point of Contact

Name: Virginia Walsh
Address: 3071 SW 38th Avenue, Room 554-10
Miami, FL 33146

Telephone: 786.552.8266
Email: WALSHV@miamidade.gov

Signatures

By_____ Date_____
Name: Carlos A. Gimenez
Title: Mayor, Miami-Dade County

By_____ Date 1/30/12
Name: Henry N. Gillman
Title: County Attorney, Miami-Dade County

By_____ Date_____
Name:
Title:

MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: April 2, 2013

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

SUBJECT: Agenda Item No. 8(O)(5)

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 Mayor'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(O)(5)
4-2-13

RESOLUTION NO. R--248-13

RESOLUTION AUTHORIZING THE EXECUTION OF JOINT FUNDING AGREEMENT NO. 13GGESMC0000109 RETROACTIVE TO OCTOBER 1, 2012 FOR WATER RESOURCES INVESTIGATIONS WITH THE UNITED STATES GEOLOGICAL SURVEY TO BE FUNDED BY MIAMI-DADE COUNTY IN THE AMOUNT OF $1,092,121.00; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED 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 Joint Funding Agreement No. 13GGESMC0000109 retroactive to October 1, 2012 with the United States Geological Survey for Water Resources Investigations to be funded by Miami-Dade County in the amount of $1,092,121.00, in substantially the form attached hereto and made a part hereof; authorizes the Mayor or Mayor's designee to execute any necessary amendments to the agreement and for time extension and to accept additional funds that may become available under this agreement; and authorizes the Mayor or Mayor's designee to exercise the provisions contained therein.

The foregoing resolution was offered by Commissioner **José "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:

Rebeca Sosa, Chairwoman			**aye**
Lynda Bell, Vice Chair			**aye**
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of April, 2013. 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Henry N. Gillman