

**MEMORANDUM**

Non-Agenda Item No.15(F)(1)

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

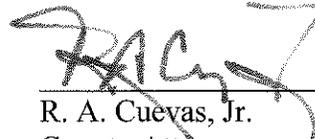
**DATE:** July 2, 2013

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

**SUBJECT:** Resolution creating the  
Miami-Dade County Public  
Private Partnership Program;  
establishing policy; requiring  
the preparation and periodic  
update of a plan  
Resolution No. R-1022-13

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Juan C. Zapata and Co-Sponsor Vice Chair Lynda Bell.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

**DATE:** July 2, 2013

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R. A. Cuevas, Jr.  
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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 \_\_\_\_\_

Non-Agenda Item No. 15(F)(1)  
7-2-13

RESOLUTION NO. R-1022-13

RESOLUTION CREATING THE MIAMI-DADE COUNTY  
PUBLIC PRIVATE PARTNERSHIP PROGRAM;  
ESTABLISHING POLICY; REQUIRING THE PREPARATION  
AND PERIODIC UPDATE OF A PLAN

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** Purpose and Policy. Infrastructure is a vital and foundational element in the future of Miami-Dade County and the County's infrastructure including its mass transit facilities, airport and seaport, fuel supply facilities, medical or nursing care facilities, recreational facilities, sporting facilities and water and wastewater facilities require significant and on-going improvements and upgrades. Infrastructure funding from traditional sources, including State and Federal are often unavailing, inconsistent and unpredictable, with demand for funding clearly exceeding the resources available. A range of private investors and organizations have demonstrated a growing interest throughout the country in long-term infrastructure investments. It is in the best interest of the County to work collaboratively with such investors, to provide a structure and simplify its procurement policies and practices to allow for such alternative financing for appropriate projects in order to meet the County's infrastructure needs, all consistent with the protection of the transparency and integrity of public contracting. To give effect to this intent, the Public Private Partnership Program of Miami-Dade County is hereby created.

**Section 2.** Public Private Partnership Plan. The Mayor shall develop, and deliver to the Board of County Commissioners within ninety days following the effective date of this resolution a written plan to maximize the use of public private partnerships in County projects (the "Plan"). The Plan shall contain, at a minimum, a list of projects considered suitable for public private partnerships arrangements, a timeline for their completion, and an identification of potential advantages and disadvantages of the delivery method in connection with each project. The Plan shall contain proposed legislative recommendations to simplify the County processes utilized to identify, solicit, evaluate, and contract for private investment opportunities consistent with applicable law. In particular, and without limitation to the foregoing, the Plan shall propose an amendment to the provisions of this Code governing unsolicited proposals, to simplify them, conform them to additional authorizations that may have resulted from amendments to the State law, and make them more effective. The Plan shall also contain a description of similar projects in other communities in the United States which may be used as a model. The Plan shall be updated and reported to the Board of County Commissioners, through its Infrastructure Committee, every six months. The Plan shall be subject to Board approval.

The Prime Sponsor of the foregoing resolution is Commissioner Juan C. Zapata and the Co-Sponsor is Vice Chair Lynda Bell. It was offered by Commissioner **Juan C. Zapata** , who moved its adoption. The motion was seconded by Commissioner **Lynda Bell** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 2<sup>nd</sup> day of July, 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.

A handwritten signature in black ink, appearing to read "Hugo Benitez", is written over a horizontal line.

Hugo Benitez