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

MEMORANDUM

Agenda Item No. 11(A)(8)

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

DATE: June 3, 2014

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

SUBJECT: Resolution approving allocation of $126,000,000.00 from Building Better Communities General Obligation Bond Program Project No. 17 – "Countywide Water and Sewer System Enhancements"
Resolution No. R-537-14

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime and Co-Sponsor Commissioner Sally A. Heyman.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

MEMORANDUM
(Revised)

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

DATE: June 3, 2014

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SUBJECT: Agenda Item No. 11(A)(8)

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. 11(A)(8)
6-3-14

RESOLUTION NO. R-537-141

RESOLUTION APPROVING ALLOCATION OF $126,000,000.00 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 17 – "COUNTYWIDE WATER AND SEWER SYSTEM ENHANCEMENTS" TO FUND EXTENSION OF SEWER SYSTEM TO DEVELOPED COMMERCIAL AND INDUSTRIAL CORRIDORS OF COUNTY

WHEREAS, sewer collection systems in developing areas of the County are generally constructed by developers and donated to the County when completed; and

WHEREAS, older developed commercial and industrial corridors exist throughout the County where the sewer collection system was not part of the infrastructure improvements when those Business Corridors were developed and therefore, they rely on septic tanks that are at capacity and cannot be expanded because of environmental regulations including the protection of the underground water supply; and

WHEREAS, without the availability of a sewer collection system, businesses are not able to locate in those Business Corridors and existing businesses are not able to expand, resulting in the loss of new jobs and a restraint on economic development; and

WHEREAS, many of the areas without sewers were the subject of land use charettes and have been re-zoned as mixed use corridors which cannot be developed without access to sewers; and

WHEREAS, this Board confirmed the need to improve the economic development capacity in the Business Corridors when it adopted Resolution No. 597-13 directing the Mayor to develop a plan to extend sewer service to the Business Corridors, including identifying sources of funding; and

WHEREAS, in response, the Mayor has submitted a memo dated April 14, 2014 ("Mayor's Memo") to this Board which (i) identifies the Business Corridors; (ii) identifies $126 million in unallocated Building Better Communities General Obligation Bond funds that have been approved by the voters for water and sewer improvements in Project 17 ("Project 17 GOB Funds"); and (iii) concludes that extending the sewer system to the Business Corridors would have economic benefits for the entire County and will improve economic and job development potential for the future, particularly in areas where economic improvement is most needed, while a the same time enhancing the protection of the water supply by eliminating commercial septic tanks from service; and

WHEREAS, Project 17 GOB Funds have not been allocated by the Water and Sewer Department to any other water and sewer projects in its capital plan and may be sufficient to fund the majority of the needed sewer expansions to the Business Corridors because the estimated unfunded cost of $233 million identified in the Mayor's Memo is very conservative since it includes a contingency of forty percent (40%); and

WHEREAS, the use of Project 17 GOB Funds will not have an immediate impact on water and sewer rates since there will be no need to issue water and sewer bonds or utilize available funds to pay the cost of such expansions,

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

Section 1. The foregoing recitals are incorporated in this Resolution and are approved.

Section 2. The Board approves the allocation of $126,000,000.00 from Project 17 of the Building Better Communities General Obligation Program to fund the sewer expansions to the Business Corridors identified in the Mayor's Memo and

accompanying report entitled "Sewer Service to Commercial Properties in Miami-Dade County".

The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime and the Co-Sponsor is Commissioner Sally A. Heyman. It was offered by Commissioner **Jean Monestime**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of June, 2014. 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.

Gerald T. Heffernan