OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 8(L)(2)

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

DATE: September 3, 2014

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

SUBJECT: Resolution authorizing the execution of an Interlocal Agreement between the City of Miami Gardens (City) and the Miami-Dade County Stormwater Utility for payment by the City of Miami Gardens of its pro-rata share of principal and interest payments on outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 maturing April 1, 2014 and April 1, 2015, and outstanding Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013

Resolution No. R-760-14

The accompanying resolution was prepared by the Public Works and Waste Management Department and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

R. A. Cuevas, Jr.
County Attorney

RAC/lmp

Memorandum

MIAMI-DADE COUNTY

Date: September 3, 2014

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution authorizing the execution of an Interlocal Agreement between the City of Miami Gardens and the Miami-Dade County Stormwater Utility for payment by the City of its pro-rata share of principal and interest payments on outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 maturing April 1, 2014 and April 1, 2015, and outstanding Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the execution of an Interlocal Agreement (Agreement) between the City of Miami Gardens (City) and the Miami-Dade County Stormwater Utility (Utility) for payment by the City of its pro-rata share of principal and interest payments on outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 maturing April 1, 2014 and April 1, 2015, and outstanding Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013 (refer to Exhibit A of the Agreement). The term of the Agreement is from October 1, 2014 to September 30, 2029.

Scope

The City's municipal boundaries fall within Commissioner Barbara Jordan's District 1.

Fiscal Impact/Funding Source

There is a positive fiscal impact to the County. The City will make payments to the Utility in accordance with the Debt Service Schedule shown in Exhibit A of the Agreement. Over the life of the Agreement, the City will pay the Utility $10,133,774.

Track Record/Monitor

The Public Works and Waste Management Department, Stormwater Utility Planning Division's Division Director, Marina Blanco-Pape, P.E., will be responsible for monitoring this Agreement.

Background

Incorporated areas exempted from the Utility that were part of the Utility Service Area at the time the bonds were originally issued are required to pay a pro-rata share of the debt service on such bonds pursuant to inter-local agreements.

On February 5, 2013, by Board Resolution R-92-13, Miami-Dade County and the City of Miami Gardens renewed their agreement providing for the billing of stormwater charges by the Water and Sewer Department (WASD) for the City. Through this agreement, WASD collected and forwarded to the Utility, the City's pro-rata share of the debt service on the Stormwater Utility Revenue Bonds Series 1999 and Series 2004. This agreement was later terminated on September 30, 2013.

On May 7, 2013, by Board Resolution R-388-13, the City entered into an Intergovernmental Cooperation Agreement with Miami-Dade County Office of the Property Appraiser providing for the non-ad valorem assessment for stormwater user fees to properties within the incorporated area of the City, and for the collection of said fees by the Miami-Dade County Tax Collector beginning on October 1, 2013. All collected stormwater fees would then be forwarded by the Tax Collector to the City for its use.

On April 23, 2014, by Resolution 2014-71-2049, the City Council of the City approved the proposed Agreement. The proposed Agreement provides a mechanism for the City to make routine payments to the Utility of the City's pro-rata share of the debt service on the outstanding Miami-Dade County Stormwater Utility Revenue Bonds.

Alina T. Hudak,
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: September 3, 2014

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

SUBJECT: Agenda Item No. 8(L)(2)

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(L)(2)
9-3-14

RESOLUTION NO. R-760-14

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS (CITY) AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR PAYMENT BY THE CITY OF MIAMI GARDENS OF ITS PRO-RATA SHARE OF PRINCIPAL AND INTEREST PAYMENTS ON OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE BONDS, SERIES 2004 MATURING APRIL 1, 2014 AND APRIL 1, 2015, AND OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE REFUNDING BONDS, SERIES 2013

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 Miami Gardens and the Miami-Dade County Stormwater Utility for payment by the City of its pro-rata share of principal and interest payments on outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 maturing April 1, 2014 and April 1, 2015, and outstanding Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013, commencing on October 1, 2013 and shall remain in effect until the bonds are no longer outstanding and the City's pro-rata share of the total debt service on the bonds is fully paid, in substantially the form attached hereto, and made a part hereof; authorizes the Mayor or Mayor's designee to execute amendments to this agreement that are reasonably necessary to implement

the intent of this agreement; and authorizes the Mayor or Mayor's designee to exercise the provisions contained therein.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, 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			**aye**
Lynda Bell, Vice Chair			**aye**
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**aye**
Jose "Pepe" Diaz	**absent**	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	**absent**
Juan C. Zapata	**aye**		

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

MIAMI-DADE COUNTY, FLORIDA

INTERLOCAL AGREEMENT

between

THE CITY OF MIAMI GARDENS
AND
THE MIAMI-DADE COUNTY STORMWATER UTILITY
FOR
PAYMENT BY THE CITY OF MIAMI GARDENS OF ITS PRO-RATA SHARE OF PRINCIPAL AND INTEREST PAYMENTS ON OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE BONDS, SERIES 2004 MATURING APRIL 1, 2014 AND APRIL 1, 2015, AND OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE REFUNDING BONDS, SERIES 2013

MIAMI-DADE COUNTY
STORMWATER UTILITY (305) 372-6688
PUBLIC WORKS AND WASTE MANAGEMENT DEPARTMENT
701 NORTHWEST FIRST COURT, SUITE 500
MIAMI, FL 33136

INTERLOCAL AGREEMENT
between
THE CITY OF MIAMI GARDENS
AND
THE MIAMI-DADE COUNTY STORMWATER UTILITY
FOR
PAYMENT BY THE CITY OF MIAMI GARDENS OF ITS PRO-RATA SHARE OF PRINCIPAL AND INTEREST PAYMENTS ON OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE BONDS, SERIES 2004 MATURING APRIL 1, 2014 AND APRIL 1, 2015, AND OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE REFUNDING BONDS, SERIES 2013

THIS INTERLOCAL AGREEMENT, [the "Agreement"] by and between the Miami-Dade County Stormwater Utility, a public body corporate and politic, through its governing body, the Board of County Commissioners of Miami-Dade County, Florida [the "UTILITY",] and the City of Miami Gardens, a Florida Municipal Corporation, through its governing body, the Miami Gardens City Council of the City of Miami Gardens, Florida [the "CITY",] is entered into as follows:

WITNESSETH

WHEREAS, Section 403.0893, Florida Statutes (F.S.), authorizes the establishment of stormwater utilities to plan, construct, operate, and maintain stormwater management systems; and

WHEREAS, the Board of County Commissioners of Miami-Dade County [the "Board"], did, by adoption of Miami-Dade County Ordinances No. 91-66 and Ordinance No. 91-120, as amended by Ordinance Nos. 92-44 and 92-86, create a stormwater utility, and which UTILITY may operate within a municipality or municipalities; and

WHEREAS, the County issued its Miami-Dade County Stormwater Utility Revenue Bonds, Series 1999 and Series 2004 [the "PRIOR BONDS"] to fund certain capital improvements and enhancements to the stormwater utility within the Utility's Service Area which included the area that was incorporated as the CITY; and

WHEREAS, the CITY acknowledged and recognized its responsibility on December 13, 2006, through CITY Ordinance No. 2006-25-106, to pay its pro-rata share of the principal and interest on the PRIOR BONDS; and

WHEREAS, the UTILITY formally exempted the CITY from the Miami-Dade County Stormwater Utility on March 1, 2007, through County Resolution No. R-277-07, with the condition that the CITY continue to pay its pro-rata share of the principal and interest on the PRIOR BONDS; and

WHEREAS, the CITY entered a five-year Agreement with the Miami-Dade County Water and Sewer Department [the "WASD"] on March 1, 2007 [the "Five-Year Agreement") , pursuant to County Resolution No. R-251-07, for the collection of, and payment to the CITY by WASD, of the CITY stormwater charges collected within the City [the "City Receipts"]. WASD retained the CITY's pro-rata share of the annual principal and interest payments on the PRIOR BONDS on a monthly basis and transferred such amounts to the UTILITY.

WHEREAS, the above Five-Year Agreement was replaced on February 5, 2013 with a new ten-year Agreement with similar terms and conditions; and

WHEREAS, the CITY and WASD both wish to terminate such ten-year Agreement upon their approval of an approved alternate method of payment by the CITY to the UTILITY; and

WHEREAS, it is the intent of the UTILITY and the CITY, through this Agreement, to establish an approved alternate method of payment by the CITY from City Receipts to the UTILITY for the CITY's pro-rata share of principal and interest on the Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013 and the Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 that mature on April 1, 2014 and April 1, 2015 [collectively, the "BONDS"] which refunded the PRIOR BONDS in order to achieve an interest cost savings to the benefit of the City and the Utility,

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and the mutual benefits to be derived from this Agreement, the parties hereto agree as follows:

ARTICLE I
CITY AND UTILITY RESPONSIBILITIES

A. The City shall pay to the UTILITY on September 15, December 15, March 15, and June 15 of each year, commencing on December 15, 2013 the quarterly payments depicted in Exhibit "A". It is understood that the initial Invoice may be prepared in a manner that allows reconciliation of any outstanding fees, if necessary, based on the final approval by the BOARD.

B. The CITY and the UTILITY agree that the quarterly amount to be paid by the City to the Utility set forth in Exhibit "A" may be increased or decreased administratively by agreement of the County Mayor and City Manager based on a refinancing or restructuring of the outstanding BONDS or due to a CITY annexation that increases the City's Receipts and decreasing the UTILITY's fees in a like amount. The CITY will have the option to satisfy the annexation area's pro-rata share of the debt service on the BONDS through a separate agreement.

C. The CITY and the UTILITY shall maintain financial records pertaining to this Agreement for 5 years after the expiration of this Agreement, and shall make them available for inspection and copying at the place where the records are maintained within a reasonable time after receiving a records request.

D. The CITY and the UTILITY shall each comply with all applicable regulations, ordinances and laws in effect in the performance of this Agreement.

E. The CITY and the UTILITY agree that the Ten Year Agreement is terminated and thereby, no longer has any legal force or effect.

ARTICLE II
TERM OF THE AGREEMENT

This Agreement shall commence on October 1, 2013, and remain in full force and effect until the BONDS are no longer outstanding and the CITY's pro-rata share of the total debt service on the BONDS is fully paid. This Agreement may be terminated by mutual agreement of both parties, only if a UTILITY approved alternate method of satisfaction of any outstanding balance of the CITY's pro-rata share of the debt service on the BONDS is executed by the parties.

This Agreement shall also be terminated at the discretion of the County Mayor in the event the CITY fails to make a payment to the County pursuant to Article 1 A. of this Agreement for two consecutive quarters. Thereafter, the County shall collect the CITY Receipts, retain the CITY's pro-rata share of the annual principal and interest payments on the BONDS and transfer the remainder of the City Receipts to the CITY.

ARTICLE III
RIGHTS OF PARTIES; OTHERS

It is the intent and understanding of the parties that this Agreement is solely for the CITY and the UTILITY. No person or entity other than the CITY or the UTILITY shall have any rights or privileges under this Agreement in any capacity whatsoever, either as a third-party beneficiary or otherwise.

ARTICLE IV
GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of Florida. The UTILITY and the CITY agree to submit to service of process and jurisdiction of the State of Florida for any controversy or claim arising out of or relating to this Agreement or a breach of this Agreement. Venue for any court action between the parties for any such controversy arising from or related to this Agreement shall be in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida, or in the United States District Court for the Southern District of Florida, in Miami-Dade County, Florida.

ARTICLE V
ENTIRETY OF AGREEMENT

The parties agree that there are no commitments, agreements, or understandings concerning the subject matter of this Agreement that are not contained in this Agreement, and that this Agreement contains the entire agreement between the parties as to all matters contained herein. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written. It is further agreed that any oral representations or modifications concerning this Agreement shall be of no force or effect, and that this Agreement may be modified, altered or amended only by a written amendment duly executed by both parties hereto or their authorized representatives.

ARTICLE VI
HEADINGS

Captions and headings in this Agreement are for ease of reference only and do not constitute a part of this Agreement and shall not affect the meaning or interpretation of any provisions herein.

ARTICLE VII
REPRESENTATION OF CITY

The CITY represents that this Agreement has been duly authorized, executed and delivered by the City Council of the City of Miami Gardens, as the governing body of the CITY and it has the required power and authority to perform this Agreement and has granted the City Manager or the City Manager's Designee the required power and authority to perform this Agreement.

ARTICLE VIII REPRESENTATION OF UTILITY

The UTILITY represents that this Agreement has been duly approved, executed and delivered by the Miami-Dade County Board of County Commissioners, as the governing body of the UTILITY, and it has granted the Miami-Dade County Mayor or the Mayor's Designee the required power and authority to perform this Agreement.

ARTICLE IX
WAIVER

There shall be no waiver of any right related to this Agreement unless in writing and signed by the party waiving such right. No delay or failure to exercise a right under this Agreement shall impair such right or shall be construed to be a waiver thereof. Any waiver shall be limited to the particular right so waived and shall not be deemed a waiver of the same right at a later time or of any other right under this Agreement.

ARTICLE X
INVALIDITY OF PROVISIONS, SEVERABILITY

Wherever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision of this Agreement shall be prohibited or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement, provided that the material purposes of this Agreement can be determined and effectuated.

IN WITNESS THEREOF, the parties hereto through their duly authorized representatives hereby execute this Agreement.

Attest:

CITY OF MIAMI GARDENS, FLORIDA
1515 NW 167 Street Bldg. 5, Suite 200
Miami Gardens, FL 33169
Attn: Dr. Danny O. Crew, City Manager
(305) 622-8007

City Clerk — Date 4/28/2014

Authorized signature on behalf
of the City of Miami Gardens, Florida.

By: _____ 4/28/14
City Manager — Date

MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, FLORIDA AS GOVERNING BODY OF THE MIAMI-DADE COUNTY STORMWATER UTILITY

By: _____ _____
Mayor or Mayor's Designee — Date

Stephen P. Clark Center
111 N.W. 1 Street
Miami, Florida 33128

HARVEY RUVIN, CLERK

Attest:

By: _____ _____
Deputy Clerk Date

Approved as to form and legal sufficiency

By:_____
Assistant County Attorney

EXHIBIT "A"

Debt Service Schedule
City of Miami Gardens

(see attached exhibit)

EXHIBIT A

DEBT SERVICE SCHEDULE
City of Miami Gardens
Pro-Rata Share of Total Annual Debt Service for
Miami-Dade County Stormwater Utility Revenue and Revenue Refunding Bonds

	2004 ERU
SWU SvcArea only	726,430
MGdns	69,590
SWU SvcArea + MGdns.	796,020
MGdns. %	8.742%

Period	Total Annual Debt Service (See Note 1)	Miami Gardens (Annual Share)	Miami Gardens Monthly Est. Payments	Miami Gardens Quarterly Payments (See Note 2)
Oct 2013-Sept 2014	$ 7,414,221.71	$ 648,151.26	$ 54,012.61	$ 162,037.82
Oct 2014-Sept 2015	$ 7,234,044.20	$ 632,400.14	$ 52,700.01	$ 158,100.04
Oct 2015-Sept 2016	$ 7,231,631.40	$ 632,189.22	$ 52,682.43	$ 158,047.30
Oct 2016-Sept 2017	$ 7,234,242.80	$ 632,417.51	$ 52,701.46	$ 158,104.38
Oct 2017-Sept 2018	$ 7,236,387.40	$ 632,604.99	$ 52,717.08	$ 158,151.25
Oct 2018-Sept 2019	$ 7,232,892.20	$ 632,299.44	$ 52,691.62	$ 158,074.86
Oct 2019-Sept 2020	$ 7,234,757.20	$ 632,462.47	$ 52,705.21	$ 158,115.62
Oct 2020-Sept 2021	$ 7,235,601.80	$ 632,536.31	$ 52,711.36	$ 158,134.08
Oct 2021-Sept 2022	$ 7,233,253.00	$ 632,330.98	$ 52,694.25	$ 158,082.74
Oct 2022-Sept 2023	$ 7,234,607.00	$ 632,449.34	$ 52,704.11	$ 158,112.34
Oct 2023-Sept 2024	$ 7,233,317.80	$ 632,336.64	$ 52,694.72	$ 158,084.16
Oct 2024-Sept 2025	$ 7,233,247.00	$ 632,330.45	$ 52,694.20	$ 158,082.61
Oct 2025-Sept 2026	$ 7,233,117.80	$ 632,319.16	$ 52,693.26	$ 158,079.79
Oct 2026-Sept 2027	$ 7,233,688.00	$ 632,369.00	$ 52,697.42	$ 158,092.25
Oct 2027-Sept 2028	$ 7,233,680.80	$ 632,368.38	$ 52,697.36	$ 158,092.09
Oct 2028-Sept 2029	$ 7,231,854.00	$ 632,208.68	$ 52,684.06	$ 158,052.17

Note 1: On September 16, 2013 the Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013, refunded all of the outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 1999 and Series 2004, except for the Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004, maturing on April 1, 2014 and April 1, 2015.

Note 2: The City's annual share of approximately $666,000, has now been reduced to approximately $632,400 per year. Quarterly payments are due in advance of each quarter on the following due dates; September 15 (for October, November, and December), December 15 (for January, February, and March), March 15 (for April, May, and June), and June 15 (for July, August, and September).

RESOLUTION NO. 2014-71-2049

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY. THAT CERTAIN AGREEMENT FOR STORMWATER BOND PAYMENTS BETWEEN THE MIAMI-DADE COUNTY STORMWATER UTILITY AND THE CITY OF MIAMI GARDENS, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in March 2007, the City Of Miami Gardens exercised its option to establish his own Stormwater Utility and billing collection system through agreements with Miami-Dade County, and

WHEREAS, included in those agreements, were bond payments to be made by the City for its share of the Miami-Dade Stormwater Utility Revenue Bonds, for previous stop stormwater projects, and

WHEREAS, in October 2013, the City started collecting stormwater fees on tax bills, through to the Property Appraiser's Office, and

WHEREAS, the City has to continue paying the City's share of the bond amounts to Miami-Dade County, and

WHEREAS, Miami-Dade County has presented a new agreement between Miami-Dade County and the City Of Miami Gardens which would provide for the City's payments that are due in reference to the refinanced Stormwater Utility Bonds at a lower rate, and

WHEREAS, City staff is recommending that the City Council authorize the City Manager to execute an Interlocal Agreement with Miami-Dade County for this purpose,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA AS FOLLOWS:

Section 1: ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2: AUTHORIZATION: The City Council of the City of Miami Gardens hereby authorizes the City Manager and City Clerk to execute at attest, respectively that certain Agreement for Stormwater Bond payments between the Miami-Dade County Stormwater Utility and the City of Miami Gardens, a copy of which is attached hereto as Exhibit "A".

Section 3: INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to obtain two (2) fully executed copies of the subject Agreement with one to be maintained by the City, and one to be delivered to Miami-Dade County.

Section 4: EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON APRIL 23, 2014.

OLIVER GILBERT, III, MAYOR

ATTEST:

RONETTA TAYLOR, MMC, CITY CLERK

Resolution No. 2014-71-2049

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ., CITY ATTORNEY

SPONSORED BY: CAMERON D. BENSON, CITY MANAGER

Moved by: Councilman Ighodaro
Second by: Councilman Harris

VOTE: 7-0

Mayor Oliver Gilbert, III	X (Yes)	____ (No)
Vice Mayor Lisa Davis	X (Yes)	____ (No)
Councilwoman Lillie Q. Odom	X (Yes)	____ (No)
Councilman David Williams Jr	X (Yes)	____ (No)
Councilwoman Felicia Robinson	X (Yes)	____ (No)
Councilman Rodney Harris	X (Yes)	____ (No)
Councilman Erhabor Ighodaro, Ph.D.	X (Yes)	____ (No)