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

MEMORANDUM

Agenda Item No. 5(A)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	March 8, 2016
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution approving significant modification of Building Better Communities General Obligation Bond Program Projects No. 121 – "Unincorporated Municipal Service Area – Country Lake Park" to reduce allocation by $1,500,000.00 and No. 123 – "Unincorporated Municipal Service Area – Local Park Improvements" to increase allocation by $1,500,000.00 of surplus funds from Project No. 121, both as identified in Appendix A to Resolution No. R-913-04, after a public hearing and in accordance with Implementing Order 3-47 regarding allocation of surplus funds Resolution No. R-182-16

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairman Esteban L. Bovo, Jr.

Abigail Price-Williams
County Attorney

APW/smm

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: March 8, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 5(A)

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

_____ Statement of social equity 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. 5(A)
3-8-16

RESOLUTION NO. R-182-16

RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECTS NO. 121 – "UNINCORPORATED MUNICIPAL SERVICE AREA – COUNTRY LAKE PARK" TO REDUCE ALLOCATION BY $1,500,000.00 AND NO. 123 – "UNINCORPORATED MUNICIPAL SERVICE AREA – LOCAL PARK IMPROVEMENTS" TO INCREASE ALLOCATION BY $1,500,000.00 OF SURPLUS FUNDS FROM PROJECT NO. 121, BOTH AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04, AFTER A PUBLIC HEARING AND IN ACCORDANCE WITH IMPLEMENTING ORDER 3-47 REGARDING ALLOCATION OF SURPLUS FUNDS

WHEREAS, pursuant to Resolution No. R-913-04 ("Parks Resolution"), the voters of Miami-Dade County approved the issuance of general obligation bonds in a principal amount not to exceed $680,258,000.00 to construct and improve neighborhood and regional parks and other recreational areas to include athletic fields and gymnasiums, courts, pools, playgrounds, marinas, restore beaches, and the preservation of endangered lands; and

WHEREAS, Appendix A to the Parks Resolution lists projects eligible for funding from the Building Better Communities General Obligation Bond Program (the "Bond Program") by project number, municipal project location, County Commission district, project name, project description, street address and allocation; and

WHEREAS, one of the projects listed in Appendix A to the Parks Resolution is Project No. 121 – "Unincorporated Municipal Service Area – Country Lake Park" in County Commission District 13, with an original allocation of $2,500,000.00, and a project description that provides "Local park improvements include building construction; athletic field and courts, playground, and landscaping" ("Project No. 121"); and

WHEREAS, another of the projects listed in Appendix A to the Parks Resolution is Project No. 123 – "Unincorporated Municipal Service Area – Local Park Improvements" in County Commission District 13, with an original allocation of $1,283,000.00, and a project description that provides "Park improvements to existing local parks to include renovation and upgrades" ("Project No. 123"); and

WHEREAS, all of the $1,283,000.00 original allocation for Project No. 123 has been expended or is committed to ongoing local park improvements; and

WHEREAS, Project No. 123 has a budget shortfall of $1,500,000.00, such shortfall negatively impacting the development of the local parks in County Commission District 13; and

WHEREAS, the scope of Project No. 121 has been reduced so as to allow Project No. 121 to be completed with the expenditure of $1,000,000.00, and thereby leaving unused proceeds of $1,500,000.00, such unused proceeds being "surplus funds" (as such term is defined in Implementing Order ("IO") 3-47) that can be used for Project No. 123; and

WHEREAS, this Board desires to approve a significant modification to Project No. 121 to reduce its allocation by $1,500,000.00, resulting in a revised allocation of $1,000,000.00, and to Project No. 123 in order to allocate the $1,500,000.00 of surplus funds from Project No. 121 to Project No. 123, resulting in a revised allocation of $2,783,000.00; and

WHEREAS, IO 3-47 sets forth a process for the allocation of surplus funds to existing Bond Program projects that have a budget shortfall; and

WHEREAS, this item was considered by the Bond Program's Citizens' Advisory Committee at its meeting on January 21, 2016 and it received a favorable recommendation from the Committee,

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

Section 1. The foregoing recital clauses are incorporated herein by this reference and are adopted by this Board.

Section 2. This Board, after a public hearing, hereby approves the significant modification of Project No. 121 in Appendix A to the Parks Resolution, to reduce its allocation from $2,500,000.00 to $1,000,000.00.

Section 3. This Board hereby declares $1,500,000.00 as surplus funds and, after a public hearing, hereby approves the significant modification of Project No. 123 in Appendix A to the Parks Resolution to increase its original allocation from $1,283,000.00 to $2,783,000.00.

The Prime Sponsor of the foregoing resolution is Vice Chairman Esteban L. Bovo, Jr. It was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of March, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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. MJM

Michael J. Mastrucci