Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Board of County Commissioners Meeting

January 22, 2014
9:30 A.M.
Commission Chamber

Research Division

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Board of County Commissioners
January 22, 2014 Meeting
Research Notes

Item No.	Research Notes
4A **132338**	ORDINANCE RELATING TO ZONING AND SUBDIVISION REGULATIONS; PROVIDING MINIMUM LOT REQUIREMENTS FOR LOTS WITH WATER BODIES; AMENDING SECTIONS 33-1, 33-49, AND 28-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); CREATING SECTION 33-6.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance relating to Zoning and Subdivision Regulations, does the following: • Provides minimum lot requirements for lots with water bodies; • Amends Sections 33-1, 33-49, and 28-1 of the Code of Miami-Dade County (Code); and • Creates Section 33-6.1 of the Code.

Comparison of Current Zoning and Subdivision Code and the Proposed Amendments
Amendments to Sections 33-1, 33-49, and 28-1 and Creation of Section 33-6.1 of the Code.

Section of Code	Current Code	Proposed Amendments *Bold refers to proposed amendments.*	Notes
Sec. 33-1(61) ***Zoning - Definition of Lot***	*Lot.* Parcel of land shown on a recorded plat or on the official County zoning maps or any piece of land described by a legally recorded deed.	Lot. Parcel of land**, which may include a water body as provided in Section 33-6.1 of this chapter,** shown on a recorded plat or on the official County zoning maps or any piece of land described by a legally recorded deed.	*Adds language to the definition of lot, referring to new section of the Code.*
Sec. 33-6.1 ***Lot with a Water Body.***	*N/A*	**Lots located within the following zoning districts may include water bodies and rights-of-way to satisfy the minimum lot area requirement: AU, GU, EU-S, EU-1, EU-1C, and EU-2.** **The following criteria shall apply to those lots that use the water body portion to satisfy minimum lot requirements:** **1. The water body portion of the lot (up to the top of the bank) shall be maintained in a satisfactory manner, without expense to the general taxpayer of Miami-Dade County, by a Homeowners Association, Special Taxing District, or similar entity as approved by the Director.** **2. Lot coverage requirements shall be based only on the land portion of the lot (as measured from the top of the bank).** **3. Setbacks shall be measured from the property line.** **4. The following is prohibited in the water body portion of a lot:** **a. filling.** **b. alteration of approved slope.** **c. temporary or permanent structures.** **d. swimming or the use of watercrafts or boats.** **5. No variances of setbacks, lot coverage, frontage requirements or applicable depth requirements are allowed.**	*Creates new section of the Code, providing regulations for lots with a water body.* *Zoning Districts* *AU - Agricultural / Residential 5 Acres gross;* *GU - Interim District - Uses depend on character of neighborhood, otherwise EU-2 standards apply;* *EU-S - Estate use, suburban Single-family 25,000 ft^2 gross;* *EU-1 - Estates, Single-Family, 1 acre or more in area;* *EU-1C - Estates, Single-Family, $2^{1}/_{2}$ acres or more in area; and* *EU-2 - Estates, Single-Family, 5 Acres Gross.*
Sec. 33-49 ***Table of minimum widths, area of lots; maximum lot coverage, and minimum building sizes.***	*Table providing the minimum width and area of lots, the maximum lot coverage, and minimum building sizes.*	*Amends the Minimum Lot Area under the AU, GU, EU-S, EU-1, EU-1C, and EU-2 Zoning Districts to specifying that the minimum lot area for those Zoning Districts will include right of way* ***and/or water body.***	*Adds wording, "and/or water body."*
Sec. 28-1(c) ***Subdivision - Definition of Lot***	"Lot" is a portion of a subdivision or other parcel of land, however designated, intended as a single building site or unit for transfer of ownership or for development.	"Lot" is a portion of a subdivision or other parcel of land**, which may include a water body as provided in Section 33-6.1 of this code**, however designated, intended as a single building site or unit for transfer of ownership or for development.	*Adds language to the definition of lot, referring to new section of the Code.*

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4B **132585**	ORDINANCE RELATING TO ZONING; REVISING REGULATIONS PERTAINING TO ADMINISTRATIVE MODIFICATIONS AND ADJUSTMENTS; AMENDING SECTIONS 33-36.1 AND 33-310.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance relating to Zoning, revises regulations pertaining to administrative modifications and adjustments, and amends Sections 33-36.1, Administrative Adjustment Procedure, and 33-310.1, Administrative Modification or Elimination of Conditions and Restrictive Covenants, of the Code of Miami-Dade County (Code).

Comparison of Current Zoning Code and the Proposed Amendments *Amendments to Sections 33-36.1 and 33-310.1 of the Code.*			
Section of Code	**Current Code**	**Proposed Amendments** *Bold refers to proposed amendments.*	**Notes**
Sec. 33-36.1(c)(2) ***Administrative Adjustment Procedure - Limitations and Exclusions.***	A setback shall not be adjusted below ***twenty-five (25)*** percent of that required by the underlying district regulations.	A setback shall not be adjusted below **fifty (50)** percent of that required by the underlying district regulations.	*Amends Administrative Adjustment Procedures to provide that a setback adjustment from below 50% (currently 25%) of that required by the underlying district regulations.*
Sec. 33-36.1(d) ***Administrative Adjustment Procedure – Application.***	The ***application for administrative adjustment shall be made by*** the owner of the property on a form prescribed by the Department. For the purposes of this section the term "owner" shall mean the person who owns and resides at, or owns and intends to reside at, the subject premises***. The term "owner" shall also include*** qualified developers participating in "The Infill Housing Initiative" pursuant to Article VII, Chapter 17 of this code. A declaration of restrictive covenants in recordable form and approved by the Director shall be submitted by such qualified developer, together with the application for administrative adjustment. Such declaration of restrictive covenants shall certify that the subject property shall be sold in accordance with "The Infill Housing Initiative**.**" The application shall include ***(i)*** a certified land survey, performed in accordance with Florida Administrative Code, dated within one year proceeding the filing date of the administrative adjustment application, providing such survey reflects all current conditions of the subject property; ***(ii)*** accurately dimensioned plans showing the location of the proposed construction in relation to the existing structure(s) and the general location and use of existing structures on property adjacent to the subject property; ***(iii)*** additional plans as may be required by the Director; and ***(iv)*** a letter of intent explaining the reason and justification for the proposed administrative adjustment. It is provided however, that such survey shall not be required to	**(1)** **Filing. An application for administration adjustment shall be made by one of the following:** **(a)** the owner of the property on a form prescribed by the Department. For the purposes of this section the term "owner" shall mean the person who owns and resides at, or owns and intends to reside at, the subject premises**; or** **(b)** qualified developers participating in "The Infill Housing Initiative" pursuant to Article VII, Chapter 17 of this code. A declaration of restrictive covenants in recordable form and approved by the Director shall be submitted by such qualified developer, together with the application for administrative adjustment. Such declaration of restrictive covenants shall certify that the subject property shall be sold in accordance with "The Infill Housing Initiative**;" or** **(c)** **the developer of six (6) or fewer residences within an existing platted subdivision, provided that only one such application may be filed by any developer within the same subdivision.** **(2)** The application shall include**:** **(a)** a certified land survey, performed in accordance with Florida Administrative Code, dated within one year proceeding the filing date of the administrative adjustment application, providing such survey reflects all current conditions of the subject property; **(b)** accurately dimensioned plans	*Changes format of the current Code.* *Adds a new subsection (Subsection c), that the developer of six (6) or fewer residences within an existing platted subdivision, provided that only one such application may be filed by any developer within the same subdivision.*

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	depict municipal boundaries as required by Section 33-304(a).	showing the location of the proposed construction in relation to the existing structure(s) and the general location and use of existing structures on property adjacent to the subject property; **(c)** additional plans as may be required by the Director; and **(d)** a letter of intent explaining the reason and justification for the proposed administrative adjustment. It is provided however, that such survey shall not be required to depict municipal boundaries as required by Section 33-304(a).	
Sec. 33-310.1(A)(V)(B) ***Modification or Elimination of Conditions and Restrictive Covenants When No New Adverse Impacts Will Result.***	The request does not include a modification or elimination of conditions or restrictive covenants imposed simultaneously with a district boundary change;	***Subsection Removed from the Code.***	*Removes subsection and renumbers remaining subsections to reflect removal.*
Sec. 33-310.1(A)(V)(B)(10) ***Modification or Elimination of Conditions and Restrictive Covenants When No New Adverse Impacts Will Result.***	the modification or elimination will result in an increase in building ***cubic content*** on the subject property of no more than 10%, ***or no more than 10% of the median building cubic content on similarly zoned parcels in the immediate vicinity, whichever is larger***;	the modification or elimination will result in an increase in building **square footage** on the subject property of no more than 10%;	*Changes measurement from cubic content to square footage.* *Removes language referring to the median building cubic content.*
Sec. 33-310.1(A)(V)(B)(11) ***Modification or Elimination of Conditions and Restrictive Covenants When No New Adverse Impacts Will Result.***	***N/A***	**the modification or elimination will result in a building height increase of no more than one story;**	*Adds new subsection (Subsection 11) to the Code specifying that the building height increase will be no more than one story. Renumbers remaining subsections to reflect addition.*

Additional Information
According to the Department of Regulatory and Economic Resources, the proposed changes will provide for the administrative approval of the following:

- Adjustment of setbacks for single-family, duplex, townhouse and accessory residential uses in RU and EU districts of no more than 50%;
- Adjustment of setbacks for single-family residential and residential accessory uses in AU and GU districts of no more than 50%;
    - The standard for both were lowered to no more than 25% in 2002, this will allow property owners the ability to receive approval administratively instead of through a public hearing if they meet all requirements for the administrative approval.
- Release or modify conditions of restrictive covenants imposed at the time of a district boundary change.
- Modify or eliminate a condition or restrictive covenant provided it will not result in an increase of building square footage of more than 10% and increase in building height of more than one story.

Overall the proposed ordinance if approved would result in more administrative approvals.

4C	ORDINANCE AMENDING SECTION 30-388.2 OF THE MIAMI-DADE COUNTY CODE PROVIDING THAT, CONSISTENT WITH STATE LAW, PARKING

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140043	CHARGES MAY BE IMPOSED ON VEHICLES DISPLAYING A DISABLED PARKING PERMIT OR LICENSE TAG AT PUBLIC HEALTH TRUST FACILITIES UNDER SPECIFIED CIRCUMSTANCES, BUT THAT SUCH CHARGES MAY NOT BE IMPOSED FOR CERTAIN VEHICLES AS DEFINED IN SUCH STATE LAW; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Notes

The proposed ordinance amends Section 30-388.2, Free Public Parking for the Physically Disabled, of the Miami-Dade County Code (Code), providing that parking charges may be imposed on vehicles displaying a disabled parking permit or license tag at Public Health Trust facilities under specified circumstances, but that such charges may not be imposed for certain vehicles. The proposed ordinance is consistent with State law.

The Public Health Trust loses approximately $760,000 in annual revenue by providing free disabled parking.

Comparison of Current Code and the Proposed Amendments
Amendments to Section 30-388.2 of the Code.

Section of Code	Current Code	Proposed Amendments *Bold refers to proposed amendments.*	Notes
Sec. 30-388.2(2) ***Free Public Parking for the Physically Disabled.***	***N/A***	**Notwithstanding subsection (1) above, the Public Health Trust shall be entitled to charge and collect parking fees for the use of any timed parking space, in a parking facility or lot made available for parking by the Public Health Trust, by vehicles that display a disabled parking permit or license plate issued under state law, except that any such vehicle exiting a Public Health Trust parking facility or lot less than two hours from entering the facility or lot shall not be charged parking fees. Any such vehicle exiting the facility or lot more than two hours from entering the facility or lot shall be charged for the time the vehicle uses the facility or lot, except that any such vehicle shall not be charged a parking fee for the first two hours that the vehicle uses the facility or lot.**	*Creates new subsection allowing for parking charges to be imposed on vehicles displaying a disabled parking permit or license plate at the Public Health Trust. Allows up to two hours of free parking.* *Renumbers subsections.*
Sec. 30-388.2(3) ***Free Public Parking for the Physically Disabled.***	(3) Notwithstanding subsection (2) above, no parking charges shall be imposed by the Airport or Seaport Departments upon any vehicle with specialized equipment, such as ramps, lifts, or foot or hand controls, or for utilization by a person who has a disability or whose vehicle is displaying the Florida Toll Exemption permit.	**(4)** Notwithstanding subsection**s** (2) **and (3)** above, no parking charges shall be imposed by the **Public Health Trust or the** Airport or Seaport Departments upon any vehicle with specialized equipment, such as ramps, lifts, or foot or hand controls, or for utilization by a person who has a disability or whose vehicle is displaying the Florida Toll Exemption permit.	*Adds the Public Health Trust to this subsection of the Code.*

Additional Information

On November 5, 2013, under Ordinance No. 13-104, the Board of County Commissioners (BCC) approved amendments to Section 30-388.2 of the Code providing that, consistent with state law, parking charges may be imposed on vehicles displaying a disabled parking permit or license tag at any County Airport or Seaport under specified circumstances; however, such charges may not be imposed for certain vehicles as defined in such state law.

Ordinance No. 13-104 allows the Aviation and Seaport departments to charge and collect parking fees to *vehicles that display a disabled parking permit or license tag issued under Sections 316.1958, 320.084, 320.0842, 320.0843, 320.0845, or 320.0848, but no parking charges will be imposed by the Aviation or the Seaport upon any vehicle with specialized equipment, such as ramps, lifts, or foot or hand controls, or for utilization by a person who has a disability or whose vehicle is displaying the Florida Toll Exemption permit. In addition, any vehicle that displays a disabled parking permit or license tag issued, exiting an airport or seaport parking facility less than two hours from entering the facility will not be charged parking fees. Any such vehicle exiting the facility more than two hours from entering the facility will be charged for the entire time the vehicle uses the facility.*

Ordinance No. 13-104 allows the Aviation and Seaport to charge and collect parking fees for vehicles displaying parking permits or license tags issued under the following sections of the Florida Statutes:

- 316.1958 - Out-of-state vehicles bearing identification of issuance to persons who have disabilities;
- 320.084 - Free motor vehicle license plate to certain disabled veterans;
- 320.0842 - Free motor vehicle license plates to veterans who use wheelchairs;
- 320.0843 - License plates for persons with disabilities eligible for permanent disabled parking permit;
- 320.0845 - License plates for members of Paralyzed Veterans of America; and
- 320.0848 - Persons who have disabilities; issuance of disabled parking permits; temporary permits; permits for certain providers of

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	transportation services to persons who have disabilities. <u>State Law Changes</u> Law changes for disabled parking permit holders under the Florida Department of Highway Safety and Motor Vehicles: • Effective July 1, 2012, any person that loses or has their disabled parking permit stolen must provide form HSMV 83039, Application for Disabled Person Parking Permit, completed and signed by their certifying authority within the last 12 months. Once completed, the form has to be taken to the local county tax collector office or license plate agency for replacement. • Effective Oct. 1, 2012, any person renewing their disabled parking permit must have current certification. • Anyone with a disabled parking permit who parks on the street at a turnstile meter will continue to park for free; however, there are new time restrictions, 4 hours maximum. The law also allows local municipalities to exceed the 4 hours maximum by local ordinance. <u>Office of the Inspector General Report</u> In April 2008, the OIG completed an investigation into workers at Miami International Airport (MIA) abusing a county ordinance that provides free parking in public parking facilities to the disabled. A large number of the disabled parking spaces reserved for the traveling public were frequently occupied by airport workers who appeared to be able-bodied, and had employee parking provided to them at an off-site location. The OIG conducted an in-depth review of the designated disabled parking spaces at MIA, including those in the Flamingo and Dolphin garages and the short-term lot, which required an examination of thousands of fee waiver entries in electronic data format. The records reviewed determined that in a two-week period, approximately half (52%) of all the disabled fee waivers were generated by individuals holding security ID badges and credentials issued by the Miami-Dade Aviation Department. The fee waivers were attributable to over 200 such airport workers, only five of whom were Miami-Dade Aviation Department employees.
4E 140050	ORDINANCE RELATING TO PROPERTY OWNERS' RESPONSIBILITY TO MAINTAIN SWALES ADJACENT TO THEIR PROPERTIES; AMENDING SECTIONS 19-13 AND 19-14 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO REQUIRE THE REPAIR AND RESTORATION OF SWALES; PROVIDING EXCEPTIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance, relating to property owners' responsibility to maintain swales adjacent to their properties, amends Sections 19-13 and 19-14 of the Code of Miami-Dade County (Code), to require the repair and restoration of swales. Currently, Sections 19-13, Maintenance of Lots in Residential-Zoned Districts, and 19-14, Maintenance Standards for Lots in Non-Residential-Zoned Districts, of the Code require property owners to maintain the swales adjacent to their properties, in residential and non-residential zoned districts, respectively.

Comparison of Current Code and the Proposed Amendments
Sections 19-13 and 19-14 of the Code

<u>Section of Code</u>	<u>Current Code</u>	<u>Proposed Amendments</u> *Bold refers to proposed amendments.*	<u>Notes</u>
Sec. 19-13(B) ***Maintenance of Lots in Residential-Zoned Districts.***	It shall be the responsibility of the responsible party for property in a residential-zoned district and adjacent to a County right-of-way to maintain the swale area which abuts their property.	It shall be the responsibility of the responsible party for property in a residential-zoned district and adjacent to a County right-of-way to maintain the swale area which abuts their property. **Such maintenance responsibility shall include, but is not limited to, maintaining grass or other appropriate vegetation healthy and dense enough to provide filtering while protecting underlying soils from erosion, replacing vegetation where soils are exposed, and maintaining proper elevations within the swale.**	*Adds language specifying what encompasses maintenance of lots in residentially zoned districts.*
Sec. 19-14(B) ***Maintenance Standards for Lots in Non-Residential-Zoned Districts.***	It shall be the responsibility of the responsible party for the property adjacent to a County right-of-way and in a non-residential zoned district to maintain the swale area which abuts their property.	It shall be the responsibility of the responsible party for the property adjacent to a County right-of-way and in a non-residential zoned district to maintain the swale area which abuts their property. **Such maintenance responsibility shall include, but is not limited to, maintaining grass or other appropriate vegetation healthy and dense enough to provide filtering while protecting underlying soils from erosion, replacing vegetation where soils are exposed, and maintaining proper elevations within the swale.**	*Adds language specifying what encompasses maintenance of lots in non-residentially zoned districts.*

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5C 132486	RESOLUTION APPROVING A NEW ADMINISTRATION BUILDING FOR THE PUBLIC WORKS AND WASTE MANAGEMENT DEPARTMENT, LOCATED AT 18701 NE 6TH AVENUE, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY(Regulatory and Economic Resources)
Notes	The proposed resolution finds that the proposed satellite waste operations administration building for the Public Works and Waste

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	Management (PWWM) Department located at 18701 NE 6th Avenue is necessary to provide for and protect the public health, safety and welfare of the citizens of Miami-Dade County. This item relates to the Governmental Facilities approval process provided in Section 33-303 of the County Code. <u>Fiscal Impact</u> Funding for the new satellite waste operations administration building is to be provided from the Waste Collection Operations Fund. The new building cost is estimated to be $300,000 for design and $1,950,000 for construction including contingencies. <u>Justification and Project Description</u> The current waste transfer administration building was built in 1968. The County's solid waste operation at this location has grown substantially, necessitating a new administration building to accommodate primarily collection employees' office space needs. The new offices are designed to properly conduct collection and disposal of waste management operations and to store the Department's archives. The new building is proposed on the west side of the subject property known as the PWWM NE Transfer Station, which is located at 18701 NE 6th Avenue. This property already houses a mechanical shop and fuel pumps building, an open truck wash building, a surge pit facility, a scale-house building, an existing administration building and parking for employees and trailers. A LEED Silver certification for this development is sought. <u>Site Review Committee</u> The committee's task is to review projects subject to 33-303 of the Code of Miami-Dade County with regard to the public need for the proposed facility, its impact upon the surrounding community, and other similar considerations. The committee reviewed this project on September 12, 2012 and recommended approval. Furthermore, on December 5, 2012, and January 30, 2013, public meetings were held by the PWWM Department with neighborhood residents, who expressed no objections to the application.
5D **132412**	RESOLUTION AUTHORIZING THE DISBURSEMENT OF UP TO $2,500,000.00 FROM THE WETLANDS TRUST FUND TO THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PROGRAM FOR LAND ACQUISITION IN THE SOUTH DADE WETLANDS EEL PROJECT AREA AND PROVIDING FOR LAND MANAGEMENT ACTIVITIES(Regulatory and Economic Resources)
Notes	The proposed resolution authorizes the disbursement of up to $2,500,000.00 from the Wetlands Trust Fund to the Environmentally Endangered Lands (EEL) Program for land acquisition in the South Dade Wetlands EEL Project area and providing for land management activities. The subject properties are located in the South Dade Wetlands EEL Project Area, in District 9. <u>Fiscal Impact</u> Pursuant to Section 24-37 of the Code, this resolution authorizes the disbursement of funds, as funds become available, from the Wetlands Trust Fund for land acquisition. The total unencumbered available balance of the Wetlands Trust Fund as of September 30, 2013 is $7,402,149. The total unencumbered available balance of the Special Area Management Plan (SAMP) Index Code within the Wetlands Trust Fund as of September 30, 2013 is $1,902,012.
5E **132257**	RESOLUTION AUTHORIZING WAIVER OF SECTION 2-11.1 (C) OF MIAMI-DADE COUNTY CODE AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BARREIRO ENTERPRISES, CORP., FOR PREMISES LOCATED AT 1454 S.W. FIRST STREET, SUITE 130, MIAMI, FLORIDA, TO BE UTILIZED BY AS A COMMISSION DISTRICT OFFICE FOR COMMISSIONER BRUNO BARREIRO, WITH A TOTAL FISCAL IMPACT TO THE COUNTY ESTIMATED TO BE $360,781 FOR THE INITIAL FOUR-YEAR TERM OF THE LEASE AND THE ADDITIONAL FOUR-YEAR RENEWAL OPTION TERM; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes the execution of a Lease Agreement with Barreiro Enterprises, Corp., (Landlord), for Commissioner Bruno A. Barreiro's District Office located at 1454 SW 1 Street, Miami, Florida. **Fiscal Impact/Funding Source** The total fiscal impact for the first year of the initial lease term will be $41,924. This amount is comprised of $35,744 in annual base rent (which is approximately $14.57 per square foot), $4,750 for security alarm, phone and data, and a $1,430 lease management fee. The total projected fiscal impact for the initial four-year lease term, plus the additional four-year renewal option term is estimated to be $360,781. The funding source is the General Fund. **Background** Commissioner Bruno A. Barreiro's district office has been at this location since 2001, with the original lease between the Landlord and the County approved by the Board on January 23, 2001 through R-09-01, and renewed on December 4, 2007 through R-1278-07. The current lease expires on December 3, 2013. As was noted in the prior leases, the subject property is owned by Commissioner Bruno A. Barreiro's immediate relatives (parents), and as such, leasing of space within the subject building for the intended purpose is required to comply with Section 2-11.1 of the Code of Miami-Dade County, Florida, Conflict of Interest and Code of Ethics Ordinance. This requires that the subject property be leased at a cost of no more than 80 percent of its fair market value, as certified by an approved Appraiser paid for by the provider. Accordingly, an appraisal

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	evaluation secured and paid for by the Landlord was conducted by Investors Research Associates, Inc. on August 28, 2013, which reported a rent market value of $25.00 per square foot. Staff's negotiated lease rate of $14.57 is approximately 71 percent of the identified market rent, which is well within the 80 percent threshold mentioned above, and complies with the Code requirement. **Additional Information** On December 3, 2013, the BCC adopted R-976-13 authorizing the execution of a Retroactive Lease Agreement between the County and the City of Miami Beach (Landlord), for Commissioner Bruno A. Barreiro's District Office located at the Miami Beach Convention Center, 1700 Convention Center Drive, Miami Beach, Florida, which is the City of Miami Beach's City Hall (City Hall). The total fiscal impact for the first year of the initial lease term will be $1,031 dollars. This amount is comprised of $1 in annual base rent, $550 for operating expenses, and $480 for the security alarm. The total projected fiscal impact for the initial 46 month term of the lease, plus the additional three-year renewal option period will be $6,408. The funding source is the General Fund.
7A **132252**	ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO REQUIRE A SEPARATE VOTE FOR APPROVAL OF EACH MILLAGE RATE LEVIED BY THE COUNTY AT THE TIME THE BOARD CONSIDERS THE MILLAGE RATES TO BE INCLUDED IN THE TRUTH IN MILLAGE (TRIM) NOTICE TO TAXPAYERS AND APPROVAL OF MILLAGE RATES AT ITS ANNUAL PUBLIC BUDGET HEARINGS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners (BCC) amends Section 2-1 of the Miami-Dade County Code providing for the following: • The Board will adopt its proposed millage rates for use in the preparation of the Truth in Millage (TRIM) notice of proposed property taxes by separate resolution for each of the following rates: Countywide General Fund; Unincorporated Municipal Service Area; Miami-Dade Fire and Rescue Service District for operating purposes; Miami-Dade Library System for operating purposes; Countywide bonded debt service; and Miami-Dade Fire and Rescue Service District bonded debt service. • The date, time, and place at which the annual public hearings are scheduled will be approved by motion or in a separate resolution adopted by the Board. • The Board will adopt millage rates at the first and second budget hearing by a separate vote for each millage rate. The Board's adoption of each proposed millage rate at the first budget hearing and each final millage rate at the second budget hearing will be by separate ordinance for each of the following millage rates: Countywide General Fund; Unincorporated Municipal Service Area; Miami-Dade Fire and Rescue Service District millage for operating purposes; Miami-Dade Library System millage for operating purposes; Countywide bonded debt service; and Miami-Dade Fire and Rescue Service District bonded debt service.
7B **132162**	ORDINANCE RELATING TO ZONING; AMENDING SECTIONS 33-1 AND 33-279 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; DEFINING FARM STANDS; EXPANDING PERMITTED USES FOR PROPERTIES ZONED AU FROM FRUIT AND VEGETABLE STANDS TO FARM STANDS; ALLOWING VEHICLES OR TRAILERS TO SERVE AS FARM STANDS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Notes	The proposed ordinance relating to zoning; amends the following Sections of the Code of Miami-Dade County (Code) to provide for the following:
	• Under Section 33-1, Definitions:
	    o Adds a definition for Farm Stands;
	• Under Section 33-279, Uses Permitted in the Agricultural District:
	    o Expands the permitted uses for properties zoned AU (agricultural), allowing for farm stands; and
	    o Allows vehicles or trailers to serve as farm stands.
	
	The AU Zoning District allows Agricultural uses and single family residences on five-acre lots and every customary use associated with it, including pools, sheds, private garages, carports, etc.
	
	Fiscal Impact
	Implementation of this ordinance will not have a fiscal impact to the County.

Comparison of Miami-Dade County Current Zoning Code and Proposed Amendments
Farm Stands

Section of Code	Current Code	Proposed Amendments *New Language Bolded*	Notes
Sec. 33-1 ***Definitions***	*Currently, no definition is provided for Farm Stands.*	Farm Stands. A farm stand is a permanent or portable structure or vehicle located on an actively farmed site for the retail sale of agricultural products, as provided in Section 33-279 (6.1).	*Subsection 44.1 added with the definition of Farm Stands.* *Proposed amendments to Section 33-279 (6.1) provided below.*

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Sec. 33-279(6.1)(a) – (b) ***Uses Permitted***	**Fruit and vegetable stands** may be permitted in the area designated agriculture on the Adopted Land Use Plan Map of the Comprehensive Development Master Plan upon compliance with the following conditions: (a) The property upon which the fruit and vegetable stand is located shall be not less than five (5) acres gross. (b) Such **fruit and vegetable stand** shall be accessory to a bonafide, actively farmed and harvested agricultural crop, and said agricultural crop must encompass 51 percent or more of the property. The **fruit and vegetable stand** shall be operated only by the party engaged in the production of the crop on that property. The stand shall be operated only during the period of time that the crop is being produced on the site, and the **fruit and vegetable stand** use shall be discontinued when farming on the property is abandoned. Farming on the property shall not be deemed abandoned if the property is fallow between seasonal growing periods. **Fruit and vegetables** sold shall not be limited to products grown on the property.	**Farm stands** may be permitted in the area designated agriculture on the Adopted Land Use Plan Map of the Comprehensive Development Master Plan upon compliance with the following conditions: (a) Such **farm stand** shall be accessory to a bonafide, actively farmed and harvested agricultural crop **or crops**, and said agricultural crop**s** must encompass 51 percent or more of the property. The **farm stand** shall be operated only by the party engaged in the production of the crop**s** on that property. The stand shall be operated only during the period of time that the crop**s are** being produced on the site, and the **farm stand** use shall be discontinued when farming on the property is abandoned. Farming on the property shall not be deemed abandoned if the property is fallow between seasonal growing periods. **Agricultural products** sold shall not be limited to products grown on the property.	*Throughout this Section of the Code, fruit and vegetable stand(s) is replaced with farm stand(s). Section 33-1(46.1) defines a Fruit and Vegetable Stand as any portable establishment for the retail sale of locally grown fresh fruit and vegetables and food products derived from such fruit and vegetables.* *Removes Subsection (a) under the current Code, which requires the fruit and vegetable stand to be located on property that is at least five (5) gross acres. According to RER, this section is redundant with Section 33-280 which is the Section containing the lot requirements for the AU zoning district.* *Renumbers the remaining subsections.* *Increased the maximum size of the stand allowable from one thousand (1,000) sq. ft. to one thousand five hundred (1,500) sq. ft.* *Amends the stipulation for retail sale providing that more than 51 percent of the products offered for sale are derived from crops grown or animals raised in Miami-Dade County. Currently, the stipulation for retail sale is that the food products be derived from the agricultural crop on the property where the fruit and vegetable stand is located and that the food products are manufactured by the fruit stand operator.*
Sec. 33-279(6.1)(f) – (i) ***Uses Permitted***	**(f)** The stand shall be on open-sided, **non-self propelled vehicle or conveyance permanently equipped to travel upon the public highways; however, a mobile home shall not be utilized as a fruit and vegetable stand.** (g) The maximum size of the stand shall not exceed **one thousand (1,000**) square feet. Refrigerated storage area(s) shall be included in computing the size of the stand. **(h) Food** products offered for retail sale **shall be derived from the agricultural crop on the property where the fruit and vegetable stand is located and such food products shall be manufactured by the fruit stand operator.** (i) The hours of operation of the **fruit and vegetable stand** shall be limited to between 6:30 a.m. and 9:00 p.m.	(e) The stand shall be **a permanent structure of at least one open side; an** open-sided, **portable stand, trailer, or vehicle; or a self-propelled uni-body truck.** (f) The maximum size of the stand shall not exceed **one thousand five hundred (1,500)** square feet. Refrigerated storage area(s) shall be included in computing the size of the stand. (g) **Agricultural and food** products **may be** offered for retail sale, **provided that more than 51 percent of the products offered for sale shall be derived from crops grown in Miami-Dade County or animals raised in Miami-Dade County.** (h) The hours of operation of the **farm stand** shall be limited to between 6:30 a.m. and 9:00 p.m.	

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7C **132079**	ORDINANCE CREATING SECTION 12-27 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO BALLOT LANGUAGE FOR GENERAL OBLIGATION BOND REFERENDUM AND PROVIDING FOR INCLUSION IN THE CODE AND AN EFFECTIVE DATE
Notes	The proposed ordinance creates Section 12-27 of the Code of Miami-Dade County relating to ballot language for General Obligation Bond Referendums. **Sec. 12-27. General Obligation Bond Referendum Ballot Questions.** *Subject to the requirements of Florida Statutes Sections 100.211 and 101.161 and unless expressly waived by a vote of two-thirds (2/3) of the Board members present, all resolutions calling a special election to place a bond referendum before the voters must include a statement within the ballot summary which informs voters that such general obligation bonds if approved will be "paid or secured by taxes derived from the assessed value of property in the County." The required inclusion of such language in the*

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	general obligation bond referendum ballot summary is directory only and the failure to include such language shall not be used as a basis to invalidate the bond referendum or the ballot summary in any litigation.
7D **132290**	ORDINANCE RELATING TO ZONING; ESTABLISHING THE PORTMIAMI ZONING DISTRICT; AMENDING SECTIONS 33-111 AND 33-314 OF THE CODE OF MIAMI-DADE COUNTY (CODE); CREATING SECTIONS 33-426 THROUGH 33-432 OF THE CODE; PROVIDING FOR MARITIME, COMMERCIAL, AND OTHER USES; PROVIDING FOR SIGNAGE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE
Notes	The proposed ordinance relating to Zoning, establishes the PortMiami Zoning District for the purpose of promoting and expanding port operations, providing for maritime, commercial and other uses, and providing for signage. The proposed ordinance does the following: • Amends Sections 33-111, Directional Signs, and 33-314, Direct Application and Apeals to the County Commission, of the Code of Miami-Dade County (Code), and • Creates Sections 33-426 through 33-432 of the Code, PortMiami Zoning (PMZD), providing for maritime, commercial, and other uses; and signage. o The intent of these regulations to create a zoning district (PMZD) that is responsive to the operating needs of PortMiami. The regulations allow the setting aside of Port property for the expansion and enhancement of cruise and cargo operations; guide Port development in a manner that is consistent with the goals and objectives of the adopted Comprehensive Development Master Plan (CDMP) and the Port Master Plan**; provide site plan review standards for third party development in the Port; allow multiple land uses which support maritime port operations; and provide for non-maritime land uses including commercial, hospitality, and recreational facilities on-site, that cater to the maritime and tourism industries and the Miami-Dade County community.**
7F **132488**	ORDINANCE PERTAINING TO ZONING AND CODE ENFORCEMENT; PROHIBITING CLOTH FENCES AND REGULATING THE APPEARANCE AND MAINTENANCE OF BOTH WIRE FENCES AND CHAIN LINK FENCES WITH CLOTH AFFIXED TO THEM IN ALL DISTRICTS; AMENDING SECTIONS 33-11 AND 8CC-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 131945]
Notes	The proposed ordinance pertaining to Zoning and Code Enforcement amends Sections 33-11 and 8CC-10 of the Code of Miami-Dade County (Code), prohibiting cloth fences and regulating the appearance and maintenance of both wire fences and chain link fences with cloth affixed to them in all districts. ***This substitute differs from the original item in following manner:*** • ***The language has been expanded to include plastic cross mats as a material covered by the Ordinance;*** • ***The prohibition against cloth, fabric, canvass, silt screens, mesh, or other such material not being utilized as a fence has the added exception of "unless being utilized pursuant to Section 33-11(f)" of the Code; and*** • ***This new version makes it clear that a permit is required for any wind resistant fence on a residential property and that the wind resistant fence and material affixed thereto must be properly maintained.***

Comparison of Current Zoning Code and Proposed Amendments *Sections 33-11 and 8CC-10 of the Code*			
Section of Code	**Current Code**	**Proposed Amendments** *Bold refers to proposed amendments.*	**Notes**
Sec. 31-11(b) ***Fences, Walls, Bus Shelters and Hedges - Exterior Finish of Walls and Fences***	All walls and fences shall be maintained in good, clean and finished condition. A fence with a finished and unfinished side shall be erected so that the unfinished side and supporting members face inward toward the interior of the property. Furthermore, all fences shall have the finished side facing the neighboring property or street (outward). A continuous wall or fence that is owned by multiple property owners or held in common ownership shall be of uniform construction and materials and its exterior shall also be maintained in good, clean and finished condition for the entire length of said wall or fence. Each side of a CBS wall shall be completely finished with stucco and paint. Each side of a decorative masonry wall shall be completely painted; however, walls comprised of decorative brick and natural stone may be left unpainted provided the cement and grout are finished on both sides. If a wall is to be placed on a shared property line, consent for access must be obtained from the adjoining property owner(s) prior to finishing the opposite side of the wall. If such consent cannot be obtained, the property owner erecting the wail must present proof that a request for access approval was mailed to every adjacent property owner, by certified mail, return receipt requested, to the mailing address(es) as listed in the most current Miami-Dade County tax roll, and the mailing was returned undeliverable or the adjacent property owner(s) failed to respond to the request within thirty (30) days after receipt. Upon such a showing, the property owner erecting the wall shall not be required to finish the opposite side of the wall. **Cloth, fabric, canvass, silt screens, mesh, or other such material shall not be utilized as a fence unless otherwise required by law or unless being utilized pursuant to Section 33-11(f) above.**		*Prohibits the use of cloth, fabric, canvass, silt screens, mesh, or other such material to be utilized as a fence unless required by law or under Section 33-11(f), Fences for Tennis Courts; Fences and Walls for Other Recreational Uses.*
Sec. 33-11(g) ***Fences, Walls, Bus***	*Wire fences, barbed wire and electricity charged fences.* Wire fences shall be ***permitted*** in all districts except where otherwise prohibited by this chapter.	*Wire fences,* ***chain link fences****, barbed wire and electricity charged fences.* Wire fences **and chain link fences** shall be **allowed** in all districts except where otherwise prohibited by this chapter. **Cloth,**	*Amends title of subsection to include chain link fences.*

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<tr><th>Item No.</th><th>Research Notes</th></tr>
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<tr><td>Shelters and Hedges - Wire Fences Barbed Wire and Electricity Charged Fences</td><td>Barbed wire fences and fences charged with electricity shall be permitted only in the AU Zoning District, except as may be approved after public hearing and except:</td><td>fabric, canvass, silt screens, mesh, plastic cross mats, or other such material affixed to wire fences or chain link fences must be properly maintained. Failure to properly maintain the material shall be a violation of this section. Unless otherwise required by law, wire fences and chain link fences on residential properties shall not have the application of cloth, fabric, canvass, silt screens, mesh, plastic cross mats or other such material without first obtaining a building permit. Barbed wire fences and fences charged with electricity shall be permitted only in the AU Zoning District, except as may be approved after public hearing and except:</td><td>Provides regulations regarding the appearance and maintenance of both wire fences and chain link fences.</td></tr>
<tr><td>Sec. 8CC-10

Schedule of Civil Penalties</td><td>
<table>
<tr><td><u>Code Section</u></td><td><u>Description of Violation</u></td><td><u>Civil Penalty</u></td></tr>
<tr><td>33-11</td><td>Over-height fence, barbed wire fence, wall or hedge</td><td>$200.00</td></tr>
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</table>
</td><td>Amends Chapter 8CC of the Code to provide for penalties for improperly maintained fence, wall or hedge.</td></tr>
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<u>Fiscal Impact</u>
Implementation of this ordinance will not have a fiscal impact to the County. Any additional enforcement required under the proposed ordinance will be absorbed using existing staff.
</td></tr>
<tr><td>7G
132182</td><td>ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS AND COUNTY BOARDS; AMENDING SECTION 2-1 AND CREATING SECTION 2-11.39.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE A REASONABLE OPPORTUNITY FOR THE PUBLIC TO BE HEARD ON PROPOSITIONS BEFORE THE BOARD OF COUNTY COMMISSIONERS AND OTHER COUNTY BOARDS; PROVIDING EXCEPTIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</td></tr>
<tr><td>Notes</td><td>The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners (BCC) and County Boards, amends Section 2-1 and creates Section 2-11.39.2 of the Code of Miami-Dade County (Code), to provide a reasonable opportunity for the public to be heard on propositions before the BCC and other County Boards.

The proposed ordinance also provides for exceptions. The reasonable opportunity to be heard includes but is not limited to the following exceptions:

An official act that must be taken to deal with an emergency situation affecting the public health, welfare, or safety, if compliance with the requirements would cause an unreasonable delay in the ability of the Commission or a committee to act;
An official act involving no more than a ministerial act, including, but not limited to, approval of minutes and ceremonial proclamation;
A meeting that is exempt from the Sunshine Law;
A meeting during which the Commission or a committee is acting in a quasi-judicial capacity; provided, however, that this provision does not affect the right of a person to be heard as otherwise provided by law;
Procedural motions, including, but not limited to, motions to defer an item, recess or adjourn;
Ordinances on first reading, except as provided below;
If an ordinance fails on first reading, then an opportunity to be heard will be provided. If one or more members of the public speak on the ordinance, then there will be a second vote on the ordinance on first reading, and the failure to adopt the ordinance on first reading is not effective unless it fails on such second vote.
Ordinances on second reading when there was a previous opportunity to be heard at a public hearing at committee or otherwise;
Propositions before the Commission when there was a previous opportunity to be heard at committee;
A request or direction to the Mayor or other County official that will be brought back before the Commission or a committee when there will be a subsequent opportunity to be heard on the proposition; or
Any situation where there has been a previous public hearing or reasonable opportunity to be heard on a proposition, or where there will be a subsequent public hearing or reasonable opportunity to be heard on a proposition.

<u>Fiscal Impact</u>
Implementation of this ordinance will not have a fiscal impact to the County.
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	Additional Information The following is the Florida Senate Bill Summary regarding the recent legislation adopted by the State of Florida (Florida Chapter 2013-227): *Neither the Florida Constitution nor the Sunshine Law specifies that members of the public have the right to speak at public meetings. This bill creates a new section of law that requires members of the public to be given a reasonable opportunity to be heard on a proposition considered by the board or commission of a state agency or local government. Such opportunity does not have to occur at the same meeting at which the board or commission takes official action if certain requirements are met. The bill excludes specified meetings and acts from the opportunity to be heard requirement. The bill authorizes a board or commission to adopt certain reasonable rules or policies governing the opportunity to be heard. If a board or commission adopts such rules or policies and thereafter complies with them, it is deemed to be acting in compliance with the section.*
8A1 **132317**	RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE LEASE AND CONCESSION AGREEMENT, RETAIL CONCESSIONS PROGRAM 2012, PACKAGE 2, RFP NO. MDAD-07-12, TO AIRPORT SUBWAY II, LLC, WITH A MINIMUM ANNUAL GUARANTEE OF $306,000.00, AND FOR A TERM OF EIGHT (8) YEARS, WITH A TWO (2) YEAR OPTION TO RENEW; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE RENEWAL AND TERMINATION PROVISIONS CONTAINED THEREIN(Aviation Department)
Notes	The proposed resolution approves the award of a Non-Exclusive Lease and Concession Agreement for the Retail Concessions Program 2012, Package 2, to Airport Subway II, LLC. The term of the Agreement is for eight (8) years and the term may be extended for two (2) years. This will be located in the Rental Car Facility at Miami International Airport. **Fiscal Impact** The concessionaire will pay the Miami-Dade Aviation Department (MDAD) the greater of 13% of gross revenues or the Minimum Monthly Guarantee. The Minimum Annual Guarantee (MAG) submitted by Airport Subway II, LLC is $306,000.00. **Background** The Request for Proposals (RFP) was advertised November 9, 2012, for qualified firms to submit proposals to operate a food and beverage location consisting of a nationally branded fried chicken with two "open" nationally branded offerings, for Package 1; and a nationally branded sandwich shop to be located in the Rental Car Facility across the street from MIA for Package 2. The first Selection Committee was held on July 9, 2013, to review the proposals received for the subject project. The Committee reached a conclusion with Package 1 at their August 13, 2013 meeting. A separate meeting was scheduled to finalize Package 2. When the Committee met again September 26, 2013, they reviewed the sole proposal provided for Package 2 by Airport Subway II, LLC. At the direction of the Committee, Airport Subway II, LLC did not make a presentation but instead received and responded to questions from the Committee. Following the discussion period, Airport Subway II, LLC was deemed responsible by the Committee. The MAG submitted by Airport Subway II, LLC was $306,000.00. The Committee then proceeded to recommend award of Package 2 to Airport Subway II, LLC. A voluntary ACDBE goal was established for this project. CONTRACT MEASURES ACHIEVED: 60.67% • 31.00% Carrie Concession, Inc. is a certified ACDBE • 29.67%, MSI Foods and Services, Inc. is a certified ACDBE **Additional Information** On December 3, 2013, the BCC adopted R-965-13, approving the award of a Non-Exclusive Lease and Concession Agreement for the Retail Concessions Program 2012, Package 1 (nationally branded chicken franchise and two "open" nationally branded franchises), to Master ConcessionAir, LLC for a term of eight (8) years. The term may be extended for two (2) years if mutually agreed to in writing by both parties. The concessionaire will pay the Miami-Dade Aviation Department (MDAD) the greater of 13% of gross revenues or the Minimum Monthly Guarantee. The Minimum Annual Guarantee (MAG) submitted by Master ConcessionAir, LLC, is $631,218.00.
8A2 **132431**	RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; APPROVING FORTY-YEAR DEVELOPMENT LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND LAN CARGO, S.A. (LAN) FOR LAN'S CONSTRUCTION OF A HANGAR FACILITY ON THE WEST SIDE OF THE AIRPORT AT AN INITIAL ANNUAL GROUND RENTAL OF $134,164.90; AUTHORIZING THE MAYOR OR DESIGNEE TO TAKE REASONABLE AND APPROPRIATE STEPS FOR THE AVIATION DEPARTMENT AND LAN TO OBTAIN FEDERAL AND STATE FUNDING FOR THE HANGAR FACILITY PROJECT; APPROVING THE USE OF AVIATION DEPARTMENT FUNDS TO DEMOLISH EXISTING BUILDING 715 AND TO CONSTRUCT THE COMMON-USE APRON;WAIVING THE RESPONSIBLE WAGES PROVISION OF SECTION 2-11.16 OF THE CODE OF MIAMI-DADE COUNTY IN REGARD TO THE HANGAR PORTION OF THE PROJECT; AUTHORIZING THE MAYOR OR DESIGNEE TO TAKE ALL STEPS NECESSARY OR REASONABLE TO ASSIST LAN WITH THE COMPLETION OF THE PROJECT(Aviation Department)
Notes	The proposed resolution approves a forty (40) year Development Lease Agreement with Lan Cargo, S.A. (Lan) for Lan's construction of a jet hangar facility on the west side of Miami International Airport (MIA) and the Aviation Department's construction of (i) a paved aircraft apron and taxiway connector south of the hangar to connect the hangar with the taxiway, and (ii) a paved aircraft apron to the east of the hangar for common-use aircraft parking. It is further recommended that the Board waive the requirements of Ordinance 12-43 with respect to responsible wages on the Lan portion of the construction project. **Fiscal Impact** The agreement requires the Miami-Dade Aviation Department (MDAD) to pay $450,000 to demolish an existing vacant building with already budgeted funds. Lan will fund the construction of its hangar facility. Following construction of the hangar, MDAD will receive ground-lease rental payments over the term of the agreement, initially $134,164.90 annually. Following the 30th year of the Agreement, Lan will pay to MDAD fair-market-value improvement rents on the hangar facility.

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	The Florida Department of Transportation (FDOT) will fund 100% of the preferential-use apron through equal grants from FDOT and its Economic Development Transportation Project Fund (EDTPF), totaling $1,168,263.00 toward its 50% share of the estimated cost of $2,336,526.00. A second FDOT Joint Participation Agreement (JPA) in the amount of $1,168,263.00 provides funding for the remaining 50%. The JPA also includes $1,271,684.00, which represents 50% of the non-federal share of the common-use apron located east of the hangar. This common-use apron is estimated to cost $6,145,677.00 and the Federal Aviation Administration (FAA) has agreed to fund $4,609,258.00 or 75% of these costs. The remaining $264,735 required for the common-use apron will be funded by MDAD. All of these funding agreements have been approved via Resolutions R-409-13, R-410-13, and R-793-13. Any costs not covered by federal, state, or EDTPF grants will be paid by previously budgeted MDAD Capital Improvement Program funds.
8A3 **132228**	RESOLUTION AUTHORIZING $6,000,000 INCREASE TO SPENDING AUTHORITY FOR THE NON-EXCLUSIVE TELECOMMUNICATIONS AND NETWORK SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NORSTAN COMMUNICATIONS, INC. D/B/A BLACK BOX NETWORK SERVICES FOR MIAMI-DADE AVIATION DEPARTMENT, RFP NO. MDAD-08-06(Aviation Department)
Notes	The proposed resolution approves the contract modification to the Non-Exclusive Telecommunications and Network Services Agreement with Norstan Communications, Inc. d/b/a Black Box Network Services by $6,000,000.00, to the total amount of $43,772,379.00. **Fiscal Impact** The funding source of the additional requested $6,000,000.00 allocation is the Miami-Dade Aviation Department (MDAD) operating budget and other funds allocated to construction projects supported by Black Box. **Background** This contract with Black Box provides for the operations, management, maintenance, service, support and equipment, and supplies of certain telecommunications and data network infrastructure, hardware and software systems for Miami-Dade Aviation Department. On October 6, 2009, the Board awarded the Agreement to Black Box with a total allocation of $37,772,379.00 from a requested $50,000,000.00. There are two types of expenses covered by this contract: fixed and variable. The fixed expenses are the management fee and the third-party maintenance support estimated at $34,530,710.00. The remaining $3,241,669.00 was dedicated to miscellaneous project work, which is a combination of a projected amount based on prior year's history and unanticipated potential project expenditures. Based on projected historical variable expenditures and anticipated fixed expenditure rates for the Agreement, the total approved expenditure level of $37,772,379.00 will be exhausted by July 2014. Contract measures: Community Small Business Enterprise (CSBE) eight percent (8%) Contract Measure Achieved at Award: CSBE Eight percent (8%) ($3,021,790.32) Subcontractor: Ruben Electric Technology, Inc. CWP Workforce Goal: For work performed at MIA - 29% (11 employees) For work performed at Opa-locka - 45% (17 employees) For work performed at other MDAD facilities the CWP goal will be determined. The Agreement is seventy-six percent (76%) complete and eleven percent (11%) of the CSBE goal has been achieved through July 2013. Black Box has paid the CSBE subcontractor $3,062,589.00 to date. CWP has not applied, as all projects were work-order driven not exceeding 30 days. In order to place CWP goals on projects, they must exceed 30 days and $250,000.00. **Additional Information** On October 6, 2009, the BCC adopted R-1141-09, approving the Non-Exclusive Telecommunications and Network Services Agreement. However, concerns were raised regarding the management fee and the cost multiplier associated with this contract. The BCC approved $37,772,379 for an initial 5 year term and any option to renew would return to the County Commission for approval.
8C1 **132328**	RESOLUTION AUTHORIZING THE FUNDING OF TWENTY-NINE (29) GRANTS FOR A TOTAL OF $177,000.00 FROM THE DEPARTMENT OF CULTURAL AFFAIRS FY 2013-2014 2ND QUARTER COMMUNITY GRANTS - ALYANS ATIZAY AYISYEN, INC. A/F/A FOR ART IN THE SKY; ALYANS ATIZAY AYISYEN, INC. A/F/A FOR THE JUST BEE MOVEMENT; AMPLIFYME, INC.; ANCHOR ARTS MANAGEMENT, INC. A/F/A FOR NU FLAMENCO COLLABORATIVE, INC.; ARTISTS IN RESIDENCE IN EVERGLADES, INC.; ARTS BALLET THEATRE OF FLORIDA, INC. A/F/A FOR THE OPERA ATELIER, INC.; ARTSPRING, INC.; BEAUX ARTS OF THE LOWE ART MUSEUM OF THE UNIVERSITY OF MIAMI, INC.; BIG BLUE & YOU, INC.; BRANCHES, INC.; BRAZILIAN VOICES, INC.; CENTER FOR ADVANCEMENT OF JEWISH EDUCATION, INC.; CITY OF MIAMI GARDENS; COMMUNITIES IN SCHOOLS OF MIAMI, INC.; DR. MARTIN LUTHER KING, JR., PARADE AND FESTIVITIES COMMITTEE, INC.; DUMOND CONSERVANCY FOR PRIMATES AND TROPICAL FORESTS, INC.; FEDERATION OF FAMILIES, MIAMI-DADE CHAPTER, INC.; FINGER LAKES GRASSROOTS FESTIVAL ORGANIZATION, INC.; HOLOCAUST DOCUMENTATION & EDUCATION CENTER, INC.; LIVING ARTS TRUST, INC. D/B/A O CINEMA A/F/A FOR IFCM CORP.; MCCAULEY FUND TO CURE PARALYSIS, INC. (DBA - RISE UP GALLERY); MIAMI ACTING COMPANY, INC.; ROTARY FOUNDATION OF SOUTH MIAMI, INC.; ST. PATRICKS DAY COMMITTEE, INC.; TAKE HEED THEATER COMPANY, INC. A/F/A FOR MANGROVE CREATIVE COLLECTIVE; THE MIAMI FOUNDATION, INC. A/F/A FOR THE MIAMI RAIL; TRADISYON LAKOU LAKAY, INC.; UNITED JEWISH GENERATIONS, INC.; WOMENS INTERNATIONAL FILM & ARTS FESTIVAL, INC., WAIVING RESOLUTION R-130-06, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GRANT AGREEMENTS AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN(Department of Cultural Affairs)

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Notes	The proposed resolution waives the requirements of Resolution No. 130-06 in order to expedite the allocation of funding support, and approves funding of 29 grants for a total of $177,000.00 from the FY 2013-14 Community Grants Program – Second Quarter. *Resolution No. 130-06 requires that contracts with non-governmental entities be signed by the other parties before being submitted to the Board of County Commissioners (BCC).* <u>Fiscal Impact and Recent Awards</u> The Community Grants Program funding comes from Department of Cultural Affairs' approved departmental revenues, as adopted in the FY 2013-14 County budget ordinance. A total of $525,000.00 is allocated for FY 2013-14 Community (CG) Grants. Upon allocation of the funds under the proposed resolution, a remaining balance of $184,000.00 is to be used in the subsequent quarters of the program. <u>Community Grants Panel</u> On October 29, 2013, the Community Grants Panel convened to review 29 applications requesting $234,400.00 for the Second Quarter of the program. The panel recommended funding 29 applicants for a total of $177,000.00. Subsequently, at the November 20, 2013 Cultural Affairs Council meeting, these recommendations were approved. The Community Grants Program is responsive on a quarterly basis to organizations, which develop small and large-scale community-based programs, projects, events and publications. The program is particularly sensitive to the following needs: • Indigenous cultural neighborhood activities and projects encouraging the preservation of heritage, traditions and culture; and • Social service organizations and cultural groups developing collaborative intervention projects. Furthermore, the Community Grant Program specifically evaluated each applicant organization based on the following competitive review criteria: (1) quality of program; (2) administrative capability; (3) marketing strategy; (4) fundraising efforts; and (5) geographic location of event. **Additional Notes** <u>FY 2013-14 Community Grant Program Awards</u> On November 5, 2013, under Resolution No. 886-13, the BCC approved the funding of 29 grants for a total of $164,000 from the FY 2013-14 Community Grants Program – First Quarter. <u>Previous Board Directives and Grant Program Requirements</u> *On January 23, 2013, the BCC instructed staff to include the Commission District for each of the grantees/organization awarded Tourist Development Council (TDC) Grant Program Funding. The Commission District has been included for each of the recommended grantees in this proposed resolution.* *The Community Grants Program requires that an applicant be a not-for-profit corporation incorporated in the State of Florida and that all program activities and Miami-Dade County grant expenditures take place in Miami-Dade County. The focus is on ensuring direct benefits to the citizens of and visitors to Miami-Dade County.*
8F3 **132339**	RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE BETWEEN INVESTORS-R-US, INC., AS SELLER AND MIAMI-DADE COUNTY AS BUYER, OF TWO CONTIGUOUS PARCELS OF LAND LOCATED AT 15540 AND 15560 NE 7 AVENUE, MIAMI, FLORIDA IN THE AMOUNT OF $170,000 FOR THE PURPOSE OF EXPANDING OAK GROVE PARK TO PROVIDE SPACE FOR THE DEVELOPMENT OF HAITIAN COMMUNITY CENTER WITHIN OAK GROVE PARK; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN; AND AUTHORIZING AND DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCEPT CONVEYANCE OF SAME BY INSTRUMENT OF CONVEYANCE(Internal Services)
Notes	The proposed resolution authorizes the following: • The acquisition of two contiguous parcels of land totaling approximately 24,000 square feet (0.55 acres) of land and a partially-built single family home located at 15540 and 15560 NE 7 Avenue, Miami, Florida, for the purposes of expanding Oak Grove Park; • Directs the County Mayor or his designee to execute the Contract for Sale and Purchase in the amount of $170,000, not including closing costs (approximately $5,000); and • Directs the County Mayor or his designee to accept the conveyance and to record the instrument of conveyance in the public records of Miami-Dade County. ***The acquisition of these parcels will allow for the relocation of the existing tennis courts in order to accommodate the construction of the Haitian Community Center that is planned for the park. Impact fees are available for the purchase of the land and $10 million in Building Better Communities General Obligation Bond funds are available to construct and improve park and recreational facilities.*** <u>Fiscal Impact</u> The estimated total acquisition and closing costs are approximately $175,000, which is less than the property's appraised value of $176,925. The funding source is Park, Recreation, and Open Space Impact Fees.
8F5 **132265**	RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE AMERICAN NATIONAL RED CROSS, FOR PREMISES LOCATED AT 9300 NW 41 STREET, DORAL, FLORIDA, TO BE UTILIZED BY THE AMERICAN NATIONAL RED CROSS AS ADMINISTRATIVE OFFICE SPACE, WITH A TOTAL FISCAL IMPACT TO THE COUNTY OF $16,430 FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AGREEMENT AND THE ADDITIONAL FIVE FIVE-YEAR RENEWAL OPTION PERIODS; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL

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	OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes the execution of a Lease Agreement between Miami-Dade County (County) and the American National Red Cross (Tenant), for 900 square feet of air-conditioned office space at Miami-Dade Fire Rescue Headquarters located at 9300 NW 41 Street, Doral, Florida. The Lease has a term of five years, plus five additional five-year renewal option periods. **Fiscal Impact** The current cost of operating expenses for the space is approximately $3,240 per year. The tenant will only pay $1.00 in rent per year during the initial five-year lease term. The Fire District will absorb the operating expenses for this space, which total approximately $16,430 during the initial five-year lease term. For the five, five-year renewal option periods, the rent will be adjusted based on an annual determination by the County of the building's operating costs. **Background** The American National Red Cross has requested to lease 900 square feet of administrative office space at Miami-Dade Fire Rescue Headquarters. The negotiated lease rate is below market rate; however, in consideration of the services provided by the American National Red Cross to the residents of Miami-Dade County, as well as their coordination with Miami-Dade Fire Rescue and the Office of Emergency Management during times of emergencies, it is in the County's best interest to accommodate the American National Red Cross at this location. Furthermore, they will be paying rent after the initial lease term to cover the operating costs associated with the 900 square feet they will be occupying.
8F6 **132358**	RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT THE FLORIDA CITY NEIGHBORHOOD SERVICE CENTER, 1600 NW 6 COURT, FLORIDA CITY, WITH THE CENTER OF INFORMATION AND ORIENTATION, FOR PREMISES TO BE UTILIZED AS OFFICE SPACE, WITH A TOTAL FISCAL IMPACT TO THE COUNTY ESTIMATED TO BE $9,420.14 IN REVENUE OVER THE INITIAL LEASE TERM AND THE ADDITIONAL FIVE ONE-YEAR RENEWAL OPTION PERIODS; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes the execution of a Lease Agreement between the County and the Center of Information and Orientation, a Florida Not-for-Profit Corporation (Tenant), for 132 square feet of air-conditioned office space at the Florida City Neighborhood Service Center located at 1600 NW 6 Court, Florida City, Florida, which is operated by Community Action and Human Services (CAHS). The term of the Lease is for one year, with five, one-year renewal options. **Fiscal Impact** The revenues to the County for the first year of the lease are estimated to be $1,456.33. The cumulative revenues to the County for the initial one-year and the five, one-year renewal option periods are estimated to be $9,420.12. The rent will be adjusted annually by three percent, and is factored into the figures for the renewal option periods. **Background** The Center of Information and Orientation has been at this location since 2009, with the original lease between the County and the Tenant approved by the Board through R-668-09. The purpose of the Center is to provide housing referral services to HIV/AIDS clients. The Center occupies 132 square feet in the Florida City Neighborhood Service Center facility where administrative and referral services are provided.
8F7 **132381**	RESOLUTION AUTHORIZING ADDITIONAL TIME AND EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO $69,552,000.00 FOR VARIOUS CONTRACTS FOR THE PURCHASE OF GOODS AND SERVICES(Internal Services)
Notes	The proposed Procurement Package includes a total of **six (6) procurement actions totaling $69,552,000,** authorizing the following: • Authorizes additional expenditure authority and or time in an amount up to $69,552,000.00 for the purchase of goods and services; • Authorizes the County Mayor or his designee to conduct spot bids, award subsequent contracts, and add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis, for the pools; • Authorizes the County Mayor or his designee to execute contracts for the items and exercise contract modifications, options-to-renew, any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts. *The contract amounts and departmental allocations represent the maximum spending authority based on past utilization. This action does not guarantee that the total contract amount/value will be expended by the department. Funding will be expended only if the department's budget can support the expenditures approved in its annual budget adopted by the Board of County Commissioners (BCC).*

Item No.	Modifications Additional Expenditure Authority and/or Time Extension
1	**Auto, Vessel, Mobile Home, Parking Permit, Tag Registration Renewal** Request to extend this contract for an additional six months until July 31, 2014 so the Finance Department may continue to purchase printing and mailing services for auto, vessel, mobile home, parking permits, and tag registration renewal notices. No additional funding is required. Bids received for a replacement contract were evaluated and the lowest bidder was referred to the Florida Highway and Safety Motor Vehicles (FHSMV) for approval. Award cannot be made until the bidder is approved by FHSMV. A replacement contract is expected to be in place by mid-2014.
2	**Natural Gas Consulting Services** Request for additional expenditure authority in the amount of $100,000 to allow the Internal Services Department to access

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		this contract for natural gas consulting services. Authorization is also requested to exercise the fourth option-to-renew (OTR) term in the amount of $400,000. Total amount requested is $500,000. The County's Fleet Division is converting its diesel engine powered fleet to Compressed Natural Gas (CNG) powered fleet. Conversion will include the purchase of CNG vehicles, conversion of facilities and infrastructure, and the addition of a new fueling station to accommodate the new fleet. A request for qualifications (RFQ) will be advertised to establish a pool of prequalified vendors to compete for work orders issued by the County for services on an as needed basis. The scope of work under this contract will be expanded to include consulting services for the following CNG related issues: conversion, sourcing, availability, capacity, pricing, and industry providers and technical assistance implementing changes. The additional allocation and fourth OTR period brings the cumulative value of this contract to $1,500,000. **Additional Information** The following concerns were raised at the December 10, 2013 Finance Committee Meeting: *Question:* *The timeframe for obtaining natural gas consulting services and whether these services would affect any other available natural gas opportunities. Also, would the consultants provide the County with the expertise needed to move forward?* • *Internal Services Department (ISD) responded that last year, the Mayor established a working group to explore the feasibility of converting heavy fleet, including busses, to natural gas. This process included the opportunity for the natural gas industry to provide input and that a request to advertise was being drafted in conjunction with the County Attorney which would be presented to the Board for approval in January 2014.* *The idea was to establish a pool of firms that would allow the County to improve its infrastructure, to purchase vehicles, and to obtain financing largely through the cost savings realized from using compressed natural gas over diesel fuel. The intent behind the proposed resolution was to hire a consultant, who was already working for the Water and Sewer Department and possessed sufficient industry experience. A forthcoming agenda item to establish a pilot program to purchase Public Works/Waste Management heavy fleet vehicles will begin the transition toward the realization of future cost savings.* *Question:* *Whether any natural gas purchase proposals currently existed other than the foregoing proposed resolution?* • *ISD responded that a Request for Information (RFI) was circulated earlier in the year which contributed to the Request to Advertise (RTA). The RTA would establish a pool of professional firms, including individuals, engineers, financial institutions, and auditors to provide the County with information on converting existing operations to natural gas.* *Question:* *Whether County guidelines related to small business opportunities and local vendors would be followed?* • *ISD responded that the initial solicitation would only establish a pool of applicants; however, the biggest opportunity for local participation and small business opportunities would come from establishing specific goals for individual projects.* *Question:* *The method of payment for the conversion process?* • *ISD explained that the charge to convert a Solid Waste truck was approximately $50,000 and this cost would decrease in the future. The County purchased millions of gallons of diesel fuel annually and the cost savings between diesel fuel and compressed natural gas was in excess of $1.00. This would generate sufficient savings, allowing the County to convert more vehicles to compressed natural gas, updating its fleet and facilities.* *Question:* *Would any busses be purchased?* • *ISD responded that a bus component was included in the proposal and a determination would be made as to whether there were any opportunities in the marketplace to leverage savings into bus purchases.*
	3	**Public Safety and Emergency Preparedness Equipment** Request for additional expenditure authority in the amount of $500,000 to allow the Miami-Dade Police Department to purchase an automated license plate recognition system. The purchase will be made using an Urban Areas Security Initiative Grant. The additional allocation brings the cumulative value of this contract to $3,780,000.
	4	**OEM Parts/ Repair Services/ Passenger Cars, Vans, Etc. – Prequalification Pool** Request to extend this pool for an additional five years until March 31, 2019, and $22,463,000 in expenditure authority so various County departments may purchase original equipment manufacturer parts and repair services for vehicles, construction equipment, and light equipment fleets. Market research shows the requirements, terms and conditions of the contract will not change if a replacement contract is issued, and it is anticipated that the same vendors will pre-qualify for a replacement solicitation. Qualified vendors may be added to the pool at any time during the term of the contract, subject to bi-annual ratification by the Board. The additional allocation brings the cumulative value of this contract to $50,011,000.

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5 **Fire Rescue Apparatus – Prequalification Pool**
Request to extend this pool contract for an additional five years until June 30, 2019, and $38,328,000 in expenditure authority so that Miami-Dade Fire Rescue can continue to purchase various fire apparatus.

Market research shows the requirements, terms and conditions of the contract will not change if a replacement contract is issued, and it is anticipated that the same vendors will pre-qualify for a replacement solicitation. Qualified vendors may be added to the pool at any time during the term of the contract, subject to bi-annual ratification by the Board.

The additional allocation brings the cumulative value of this contract to $86,328,000.

6 **Continuous Forms Printing Services – Prequalification Pool**
Request to extend this pool contract for an additional five years until February 28, 2019, and $1,732,000 in expenditure authority so that various County departments may continue to purchase continuous forms printing services.

Market research shows the requirements, terms and conditions of the contract will not change if a replacement contract is issued, and it is anticipated that the same vendors will pre-qualify for a replacement solicitation. Qualified vendors may be added to the pool at any time during the term of the contract, subject to bi-annual ratification by the Board.

The additional allocation brings the cumulative value of this contract to $3,486,000.

7 **Signs and Banners (Purchase and Installation) – Prequalification Pool**
Request to extend this pool contract for an additional five years until April 8, 2019, and $5,791,000 in expenditure authority so that various County departments may continue to purchase various types of signs, banners and installation services.

Market research shows the requirements, terms and conditions of the contract will not change if a replacement contract is issued, and it is anticipated that the same vendors will pre-qualify for a replacement solicitation. Qualified vendors may be added to the pool at any time during the term of the contract, subject to bi-annual ratification by the Board.

The additional allocation brings the cumulative value of this contract to $6,424,000.

Additional Notes
The proposed allocation for this extension so proportionally higher than the current one-year allocation, which is due in part to higher anticipated usage by the Internal Services Department (on behalf of other departments); Parks, Recreation and Open Spaces (PROS); and PortMiami. The chart below provides the increased allocations:

Department	Existing 1-year allocation	Additional 5-year allocation requested	Requested Allocation average spending per year
Internal Services Department	$463,000	$4,500,000	$900,000
PROS	$ 50,000	$ 400,000	$ 80,000
PortMiami	$ 55,000	$ 636,000	$127,200

- The average annual spending under the requested allocation for the Internal Services Department is $437,000 more than the existing one-year allocation of $463,000.
- The average annual spending under the requested allocation for PROS is approximately $30,000 more than the existing one-year allocation of $50,000.
- The average annual spending under the requested allocation for PortMiami is approximately $72,200 more than the existing one-year allocation of $55,000.

8 **Pinnacle Maintenance Support and Professional Services**
Request additional expenditure authority in the amount of $238,000 is requested to allow the Information Technology Department to purchase and implement an expansion to the existing Pinnacle Information Management System for County telecommunications services.

The additional allocation brings the cumulative value of this contract to $520,000.

8F8 132406	RESOLUTION PURSUANT TO SECTION 125.38, FLORIDA STATUTES, APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A RETROACTIVE LEASE AGREEMENT BETWEEN THE COUNTY AND GUARDIAN AD LITEM THROUGH THE STATE OF FLORIDA ELEVENTH JUDICIAL CIRCUIT OF FLORIDA FOR CERTAIN COUNTY OWNED PROPERTY LOCATED AT OVERTOWN TRANSIT VILLAGE SOUTH, 601 NW 1 COURT, MIAMI, FOR PREMISES TO BE UTILIZED FOR ADMINISTRATIVE OFFICES FOR A RENTAL AMOUNT OF $1.00 PER YEAR WITH A FISCAL IMPACT TO THE COUNTY OF APPROXIMATELY $800,000 FOR TENANT IMPROVEMENTS AND $500,000 IN ANNUAL OPERATING AND MAINTENANCE COSTS AND AUTHORIZING SUBLEASE OF A PORTION OF SUCH PREMISES ON THE SAME TERMS AND CONDITIONS TO VOICES FOR CHILDREN FOUNDATION, A FLORIDA NON-PROFIT FOR PREMISES TO BE UTILIZED IN SUPPORT OF THE GUARDIAN AD LITEM NORMAL ACTIVITIES AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes the execution of a Retroactive Lease Agreement between the County and Guardian Ad Litem through

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	the State of Florida, Eleventh Judicial Circuit of Florida (Guardian Ad Litem), for 19,117 square feet of air-conditioned office space in Overtown Transit Village South, with parking in common with other tenants at the Overtown Transit Village South located at 601 NW 1 Court, Miami, Florida. The lease term is ten years with two additional five year renewal option periods. Additionally, the proposed resolution authorizes the sublease of portions of the premises to Voices For Children Foundation, Inc., a Florida Non Profit Corporation (Voices for Children). **Fiscal Impact** Guardian Ad Litem will pay the County $1.00 annually for the initial term and renewal term. The annual cost to the County to operate and maintain the space is approximately $500,000 and will be included in Juvenile Services' annual budgets. The funding source is the General Fund. **Background** The Guardian Ad Litem is administered by the State of Florida Eleventh Judicial Circuit of Florida. They require administrative office space to continue their advocacy work for children being served by the State Attorney's Office of the Eleventh Judicial Circuit of Florida, who also occupies space at Overtown Transit Village South for its Child Support Enforcement Program. The Lease Agreement allows Guardian Ad Litem to sublet space to Voices for Children under the same terms and conditions as this Lease Agreement. Voices for Children's mission is to help raise funds to ensure that every abused and neglected child in Miami-Dade County has a court-appointed Guardian Ad Litem and that financial assistance and other resources are available for their accompanying health, educational, and social needs. The Guardian Ad Litem began occupying this space in Overtown Transit Village South in January 2012. It was originally believed that a formal lease agreement was not necessary due to the Guardian Ad Litem's operation being funded in Juvenile Services' budget. It was subsequently determined that a formal lease agreement would be required since Guardian Ad Litem is not a Miami-Dade County agency.
8F9 **132408**	RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MAYA PLANTATION, INC., FOR PREMISES LOCATED AT 1351 N.W. 78 AVENUE, DORAL, FLORIDA, TO BE UTILIZED BY THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT, FOR ITS FOOD SERVICES BUREAU, WITH A TOTAL FISCAL IMPACT TO THE COUNTY ESTIMATED TO BE $13,570,000 FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AND THE ADDITIONAL FIVE-YEAR RENEWAL OPTION PERIOD; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN(Internal Services)
Notes	The proposed resolution authorizes execution of a Lease Agreement between the County and Maya Plantation, Inc., a Florida Corporation (Landlord), for Miami-Dade Corrections and Rehabilitation's (MDCR's) Food Services Bureau, located at 1351 NW 78 Avenue, Doral, Florida. The term of the lease is five years, plus one additional five-year renewal option period. **Fiscal Impact** The total fiscal impact for the first lease year is estimated to be $1,141,989. This amount is comprised of $633,890 in annual base rent ($10.00 per square foot); $188,931 for utilities, alarm monitoring, phone and data connections; $159,106 common area maintenance, real estate taxes and insurance; $121,207 tenant improvements; $25,355 for a lease management fee; and $13,500 for janitorial and custodial services. The total projected fiscal impact for the initial five-year lease term and the additional five-year renewal option term is estimated to be $13,570,000. The funding source is the General Fund. **Background** MDCR is responsible for providing three meals daily to an average inmate population of approximately 5,000. This is currently accomplished through a dispersed food services operation where meal tray production operations and food deliveries occur in three separate locations, food items are transported between four locations, and administration is housed completely separate from the food preparation functions. Meal tray production occurs in the kitchens of the Metro-West Detention Center, Turner Guildford Knight Correctional Center (TGK) and the Pre-Trial Detention Center (PTDC) with a combined total space of approximately 40,000 square feet from these three geographically-dispersed areas. The leasing of this warehouse would consolidate the meal tray preparation function and administrative oversight into one location, while increasing overall food storage capacity. This warehouse will also permit MDCR to expand its food preparation services to other County departments that provide meals, such as the Community Action and Human Services Department. The current TGK kitchen will assume the cooking function presently occurring at the PTDC kitchen and will become the only cooking kitchen for the entire system after the completion of the PTDC retrofitting project. The current storage space at TGK is inadequate to handle the storage for the food items/ingredients needed for the entire system, as well as for placement on trays. Centralization of the food preparation process will allow TGK the storage space needed for cooking functions.
8F10 **132234**	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO $1,471,000.00, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT(Internal Services)
Notes	The proposed Procurement Package includes a total of **five (5) procurement actions totaling $1,471,000,** authorizing the following: • Additional expenditure authority for contracts in a total amount up to $1,471,000.00, for the purchase of goods and services; • The County Mayor or his designee to execute contracts for the items approved and exercise contract modifications, options-to-renew,

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	any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts; • The use of Charter County Transportation Surtax Funds for the contracts. *The contract amounts and departmental allocations represent the maximum spending authority based on past utilization. This action does not guarantee that the total contract amount/value will be expended by the department. Funding will be expended only if the department's budget can support the expenditures approved in its annual budget adopted by the Board of County Commissioners (BCC).*

Item No.	Modifications - Additional Expenditure Authority
1	**Flat Tire Repair Services** Miami-Dade Transit (MDT) is requesting an allocation to this contract with Pelar Trading Corporation for the purchase of flat tire repair services for its buses and fleet vehicles. Approval is requested to increase the expenditure authority on this contract by an additional $100,000 so that MDT can utilize this contract through the December 31, 2018 contract expiration date. Currently, the using departments include Aviation, Fire Rescue, Internal Services, Seaport, and Water and Sewer for a total allocation of $488,000. The proposal is to add MDT as a using department with an allocation of $100,000. The additional allocation increases the cumulative value of this contract to $588,000.
2	**Special Purpose Trucks** MDT is requesting an allocation to this contract for the purchase of four armored vehicles for daily fare collection activities at Metrorail stations. Approval is requested to increase the expenditure authority on this contract by an additional $640,000. By purchasing these armored vehicles, MDT will no longer be required to rent vehicles for fare collection activities. Currently, the using department Internal Services Fleet Management has an existing allocation of $200,000. The proposal is to add MDT as a using department with an allocation of $640,000, so that MDT can utilize this contract through the June 30, 2014 contract expiration date. The additional allocation increases the cumulative value of this contract to $840,000.
3	**Integrated Pest Management** MDT is requesting additional expenditure authority of up to $68,000 to increase the frequency of pest control treatments and employ additional methods of pest management for its bus fleet through the July 31, 2014 contract expiration date. Currently, the using departments include Aviation, Community Action and Human Services, Correction, Fire, Library, Park, Judicial Administration, Police, Public Works and Waste Management, Seaport, Permitting Environment and Regulatory Affairs, Vizcaya, Transit, Internal Services, Homeless Trust, and Water and Sewer for a total allocation of $746,000. The proposal is to add $68,000 to the existing MDT allocation of $93,000 for a total MDT allocation of $161,000. The additional allocation increases the cumulative value of this contract to $814,000.
4	**Petroleum Products – Prequalification** Requests retroactive approval for additional expenditure authority of up to $636,000 that was necessary for MDT to continue purchasing automatic transmission fluid and other petroleum products for the transit fleet through the December 31, 2013 contract expiration date. MDT's original allocation was depleted and it was necessary to replenish the allocation to ensure availability of these products through the end of the contract term. On September 17, 2013, this contract was modified for an additional expenditure of $636,000 to MDT. The proposed request retroactively approves this allocation.
5	**Tires** MDT is requesting an allocation to this contract for the purchase of tires for Metromover and other vehicles. Approval is requested to increase the expenditure authority on this contract by an additional $27,000 so that MDT can utilize this contract through the April 30, 2014 contract expiration date. This is a competitively established State of Florida contract for the purchase of tires. The County uses this contract to purchase the majority of the tires for County-owned vehicles. Currently, the using departments include Aviation, Fire Rescue, Internal Services, Parks, Seaport, Vizcaya and Water and Sewer for a total allocation of $3,641,000. The proposal is to add MDT as a using department with an allocation of $27,000. The additional allocation increases the cumulative value of this contract to $3,668,000.

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8F11 **132342**	RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS IN A TOTAL AMOUNT UP TO $6,298,000.00, AND AUTHORIZING ADDITIONAL TIME AND EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO $9,934,000.00 FOR VARIOUS CONTRACTS FOR THE PURCHASE OF GOODS AND SERVICES, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT(Internal Services)

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Notes	The proposed Procurement Package includes a total of **six (6) procurement actions totaling $16,232,000,** authorizing the following: • Authorizes award of competitively established contracts in a total amount up to $6,298,000.00; • Authorizes additional expenditure authority and or time in an amount up to $9,934,000.00 for the purchase of goods and services; • Authorizes the County Mayor or his designee to conduct spot bids, award subsequent contracts, and add vendors to the pool at any time, subject to ratification by the Board of County Commissioners (BCC) on a bi-annual basis, for the procurement pools; • Authorizes the County Mayor or his designee to execute contracts for the items approved and exercise contract modifications, options-to-renew, any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts; and • Authorizes the use of Charter County Transportation Surtax Funds. **Competitive Contract Awards**

Item 1.1 – Bridge Cranes and Hoists

Area of Comparison	Proposed Contract	Current Contract
Description	The proposed contract awards a contract for the purchase of preventative maintenance, parts, and repair services for bridge cranes and hoists used by various County departments. Approval is also requested to allow Miami-Dade Transit (MDT) to use funds as a component of MDT Operating Funds for this contract.	On June 1, 2011, the current contract was established to allow various departments to purchase maintenance, inspection, and repair of bridge crane and hoists to comply with the requirements, regulations and standards of Crane Manufacturers Association of America, Inc. (CMAA), OSHA and other governmental regulations, code and requirements.
Cumulative Value	The amount requested for the five-year term is $3,406,000. The increase in allocation compared to the current contract is attributed to projected usage, including more frequent repairs to the County's aging equipment.	The current contract has a total allocation of $1,246,000, for two years and six months. The current contract expires on Feb. 28, 2014.
Vendors	On August 15, 2013, an Invitation to Bid was issued under full and open competition. The method of award was to the two lowest priced, responsive and responsible bidders as primary and secondary vendors for Groups 1 and 2. <u>Vendors</u> • Sunshine Hoist & Steel Erectors, Inc. • Equipment Repair Co., Inc.	On March 31, 2010, an Invitation to Bid was issued. The method of award was to two (2) responsive, responsible vendors who submit the lowest price in the aggregate on a group-by-group basis. <u>Vendors</u> • Sunshine Hoist & Steel Erectors, Inc. • Equipment Inspection Service • Advanced Overhead Systems Inc.
Funding Source	Includes Fire District, Internal Services, Proprietary, and MDT Operating Funds.	Includes Fire District, Internal Services, Proprietary, MDT Operating, and General Funds.

Item 1.2 – Fire Alarm System

Area of Comparison	Proposed Contract	Current Contract
Description	The proposed contract awards a contract for the purchase inspection, testing, monitoring, and emergency repair of, and maintenance to, fire alarm systems at various County facilities. The proposed contract also covers monitoring services a component of the scope that was not included in the current contract.	On April 1, 2011, the current contract was established for service to Fire Alarm Systems to include Inspection, Reporting, Testing, Certification and Repairs and Parts in conjunction with the County's needs on an as needed when needed basis.
Cumulative Value	The amount requested for the five-year term is $2,892,000. The proposed contract value is significantly lower than the current contract. The lower contract is attributed to cost savings obtained during the competitive procurement process, as well as a review of the anticipated needs of the user departments	The current contract is for six years and six months and valued at $6,770,000. The current contract expires on March 31, 2014.
Vendors	On March 6, 2013, an Invitation to Bid was issued under full and open competition. The method of award was to the two responsive and responsible bidders, by group, in	On June 28, 2006, an Invitation to Bid was issued. The method of award was to multiple vendors by groups. Award of the contract for Groups A thru M was made to

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	the aggregate, as primary and secondary vendors. <u>Vendor</u> • Metro Dade Security System, Inc. • Florida Fire Alarm, Inc. • Alemany Building Solutions, Corp. • Alpha Security & Fire Alarm Services, Inc.	a maximum of two (2) responsive, responsible vendors offering the lowest price on a group-by-group basis. <u>Vendor</u> • Florida Fire Alarm Inc. • Siemens Industry Inc. • SimplexGrinnell LP • Protective Systems Inc 5 • Florida State Fire & Security Inc. • Engineering Systems Technology Inc.
Funding Source	Includes Federal Funds, General Fund, Internal Services Operating Funds, Proprietary Funding, Internal Services Funds, Library District Funds, and MDT Operating.	Includes Federal Funds, General Fund, State Funds, Internal Services Operating Funds, Proprietary Funding, Internal Services Funds, Library District Funds, and MDT Operating.

Additional Expenditure Authority and/or Term Extensions

Item No.	Modifications Additional Expenditure Authority and/or Term Extensions
2.1	**Lawn Equipment, OEM Parts, and Repair Services – Prequalification Pool** Miami-Dade Transit (MDT) is requesting to add a $100,000 allocation to this existing pool for the purchase of lawn equipment, original equipment manufacturer parts, and repair services. Approval will increase expenditure authority on this contract by the additional $100,000 so that MDT can utilize this contract through the November 30, 2018 contract expiration date. The additional allocation increases the cumulative value of this contract to $6,522,000.
2.2	**Portable Generators – Prequalification Pool** MDT is requesting to add a $17,000 allocation to this existing pool for the purchase, maintenance and repair of portable generators. Approval will increase the expenditure authority of this contract by the additional $17,000 so that MDT can utilize this contract through the December 31, 2018 expiration date. The additional allocation increases the cumulative value of this contract to $7,436,000.
2.3	**Trapeze Software Maintenance and Support Services** Extends this contract by five years with an additional $4,400,000 so MDT may continue to purchase required software maintenance and support services for the existing Trapeze Solution. Trapeze is the sole provider of software maintenance support and professional services, as it would be cost prohibitive to purchase and implement a new system. Approval of this modification will also provide MDT with one additional five-year option-to-renew totaling $5,400,000 to be executed on a year-to-year basis with fixed pricing. The total amount of the additional five year modification and the five-year option-to-renew is up to $9,800,000. The additional allocation increases the cumulative value of this contract to $16,200,000.
2.4	**Printing Multiple Part Forms** MDT is requesting to increase their allocation by $17,000 so MDT may continue to purchase printing services for part forms. The additional allocation increases the cumulative value of this contract to $2,538,000.

Additional Information
At the December 10, 2013 Finance Committee meeting, the Board raised the following concerns regarding the MDT Operating Funds as a funding source:

- *Request for clarification on how the money was being generated.*
  Internal Services Department (ISD) noted the Miami-Dade Transit Department combined both County and Peoples Transportation Plan (PTP) funding into a single account used to purchase goods and services needed for operations, capital and other department needs.

- *The PTP funding should either be used as intended, not to supplement non-transit related items or done away with.*
  ISD responded that this concern had already been discussed with Transit, noting that the purpose of the consolidation of funds allows the department to continue its operations.

- *An explanation was requested about the comingling of funds and whether items were being purchased for non-transit related facilities with PTP funding.*
  ISD clarified that the funds allocated included the consolidation of PTP funding with other operating funds, in addition to grant funding. PTP funds were not used for the entire purchase, noting the disclosure was to properly identify that a portion of the item could include PTP funding. The Office of Management and Budget (OMB) clarified that any contract could be funded by any of the sources of funds that funded the Transit Department's operating budget. The PTP made up a larger portion of Transit's operating budget in previous

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	years, but the PTP was now mainly being used to pay the debt service costs associated with the capital project, the acquisition of busses, and rail car rehab. The PTP portion of the budget was becoming smaller; the PTP was smaller than the portion of the budget associated with salaries; and the PTP might not even be needed for operating expenses. OMB will provide the Board an analysis of methods used to allocate revenue and the portions of the budget associated with the different revenue sources. *OMB pointed out that Transit was included in pool contracts in order to obtain better pricing, noting that Transit funds were not being used to purchase items for other departments.* • *OMB was directed to provide the total number of busses purchased; the number of miles of roads constructed; and the number of miles that Metrorail was extended, as a result of the Peoples Transportation Plan (PTP) funding.* • *In addition, OMB was asked to provide the Committee with an overview of the PTP funding, showing the allocations for expansion, continued expansion and operations. Also, fiscal impact of free services, including: the Patriot Passport, the Golden Passport and the Metromover was added to the request.*
8F12 **132413** **Supp.** **140085**	RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH ADVOCATE PROGRAM, INC AND COURT OPTIONS, INC. FOR MISDEMEANOR DIVERSION SERVICES FOR THE ELEVENTH JUDICIAL CIRCUIT OF THE STATE OF FLORIDA IN AN AMOUNT NOT TO EXCEED $30,000,000.00; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE CONTRACTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NOS. RFP851A, AND RFP851B(Internal Services) SUPPLEMENTAL INFORMATION RE: EXECUTION OF AGREEMENTS WITH ADVOCATE PROGRAM, INC AND COURT OPTIONS, INC. FOR MISDEMEANOR DIVERSION SERVICES FOR THE ELEVENTH JUDICIAL CIRCUIT OF THE STATE OF FLORIDA
Notes	The proposed resolution authorizes execution of agreements with Advocate Program, Inc. and Court Options, Inc. for Misdemeanor Diversion Services for the Eleventh Judicial Circuit of the State of Florida in an amount not to exceed $30,000,000.00; authorizes the County Mayor or his designee to execute Contracts No. RFP851 for and on behalf of Miami-Dade County. The awarded firms will administer misdemeanor diversion services for offenders in the Criminal and Traffic Divisions of the Eleventh Judicial Circuit County Court. <u>Supplemental – Bid Protest</u> In addition, a Supplemental Information Item is provided to report that on December 2, 2013, a bid protest was filed with the Clerk of Board by Miami Dade Community Services, Inc. (MDCS). MDCS was one of the original six proposers; however, they were not one of the four firms recommended for oral presentation. In the bid protest, they claim that the procurement process was tainted by an Evaluation/Selection Committee member's apparent bias towards one vendor and by Sunshine Law and possibly Cone of Silence violations. Furthermore, they claim that the Committee's actions violate Florida law and Miami-Dade County policy and require rejection of all bids. A Hearing Examiner was appointed and a hearing was conducted on December 23, 2013. The Hearing Examiner concluded that the award be upheld. Although not the perfect RFP selection process, the Hearing Examiner did not find that anyone involved in the process did anything improper. A perfect RFP selection process in not required. The County did not act fraudulently, arbitrarily, illegally, or dishonestly. As such, whatever the actions were that contributed to the imperfections were not of such a magnitude as to create a selection process which was fatally flawed and anti-competitive. The Hearing Officer recommended that the award be upheld and that RFP 851, Misdemeanor Diversion Services, be awarded to the Advocate Program and Court Options. <u>The Misdemeanor Diversion Program</u> The Misdemeanor Diversion Program (Program) offers qualified offenders an alternative to formal criminal prosecution. Program participants sign a contract with the State of Florida waiving the right to a speedy trial and agreeing to comply with Program requirements and perform specific sanctions. Participants are normally supervised for six to 12 months depending on the offense. In return for successful completion of the Program, the State drops the participant's criminal charges enabling them to avoid a conviction. All referrals to the Program originate with a recommendation by the State Attorney's Office (SAO). There are three misdemeanor diversion services categories covered by the recommended contract: (1) Regular Misdemeanor Crimes Diversion; (2) DUI Criminal Traffic (Back on Track Program); and (3) Miscellaneous Criminal Traffic. The firms are to provide intake, evaluation and supervision of offenders in the Program, as well as other programs that may be developed during the life of the contract. Program services will be funded solely through the payment of fees by offenders. <u>Fiscal Impact</u> The estimated contract value is $30,000,000 for the initial three-year term. Individual offenders will pay established fees to the awardee for services rendered. There is no County or SAO funding allocated for this contract as all costs will be covered by the fees charged.
8G1 **132351**	RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2013-14 FOR THE NARANJA LAKES COMMUNITY REDEVELOPMENT AGENCY(Office of Management and Budget)
Notes	The proposed resolution approves the Naranja Lakes Community Redevelopment Agency's (Agency's) FY 2013-14 budget for the Naranja Lakes Community Redevelopment Area (Area). The Agency's budget includes revenues and expenditures in the amount of $2,014,971. Pursuant to Section III D of the Interlocal Agreement, the Board of County Commissioners (BCC) must approve the Agency's budget prior to the Agency expending any funds.

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	Fiscal Impact The Agency's revenue source is Tax Increment Financing (TIF), which is generated through the incremental growth of ad valorem revenues beyond an established base year, as defined in Section 163.387 of the Florida State Statutes. The Countywide TIF into the Agency's Trust Fund for FY 2013-14 is $530,054, and the Unincorporated Municipal Service Area (UMSA) TIF payment into the Trust Fund is $216,618. The County will continue to make payments to the CRA, based on each year's growth of ad valorem revenues over the base year through 2033, which is when the CRA will sunset. The Agency's FY 2013-14 budget of $2,014,971, was approved by the Agency on August 26, 2013. The budget includes revenue sources of County and UMSA TIF payments ($530,054 and $216,618, respectively), carryover from prior years ($1,265,499), and interest earnings ($2,800). Administrative expenditures total $65,000 and represent nine percent of TIF revenues, excluding the 1.5 percent County Administrative Charge ($11,200), satisfying the 20 percent cap in administrative expenditures required by the Interlocal Agreement. Administrative expenses are for direct County support. **Operating expenditures total $507,200, and include $150,000 for Community Policing. The Agency also has a contingency reserve of $1,431,571.** This Agency is among the few agencies that benefited from a small increase in TIF revenues for FY 2013-14. The slow recovery from the downturn in the economy has had a direct effect on the Agency and its revenue stream. In the previous four years, the taxable value in the Area, like all other community redevelopment areas, was reduced significantly. This reduction has negatively impacted the amount of TIF revenues available to address slum and blight within the Area in accordance with Agency's mission. This year's budget reflects conservative expenditures of available TIF and sets aside reserve funds to address future year debt service payments. To increase the Agency's revenue stream and better address slum and blight in the Area, the Agency adopted Resolution No. 2013-02 expressing the desire to study the feasibility of expanding the boundaries of the Area and instructing staff to undertake the necessary step to procure a Finding of Necessity Study for the area, generally described as follows: to the West, the Urban Development Boundary; to the East, the Florida Turnpike following SW 288 Street to SW 127 Avenue and then SW 248 Street to SW 122 Avenue; to the South, SW 288 Street; and to the North SW 232 Street from the Urban Development Boundary to SW 122 Avenue. Pursuant to Florida Statute 163.355, if the CRA wishes to expand its boundaries after conducting the Finding of Necessity, the Agency will recommend the expansion to the BCC in a future item for consideration.
8G2 **132379**	RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2013-14 FOR THE NORTH MIAMI BEACH COMMUNITY REDEVELOPMENT AGENCY(Office of Management and Budget)
Notes	The proposed resolution approves the North Miami Beach Community Redevelopment Agency's (Agency's) FY 2013-14 budget for the North Miami Beach Community Redevelopment Area (Area). The Agency's budget includes revenues and expenditures in the amount of $5,139,501. Pursuant to Section III D of the Interlocal Agreement, the Board of County Commissioners (BCC) must approve the Agency's budget prior to the Agency expending any funds. Fiscal Impact The Agency's revenue source is tax increment financing (TIF), which is generated through the incremental growth of ad valorem revenues beyond an established base year, as defined in Section 163.387 of the Florida State Statutes. The Countywide TIF into the Agency's Trust Fund for FY 2013-14 is $202,346 and the City of North Miami Beach's (City's) TIF payment into the Trust Fund is $222,266. The County will continue to make annual payments to the Agency, based on each year's growth of ad valorem revenues over the base year through 2028, which is when the CRA will sunset. The Interlocal Agreement requires the Agency to submit for County approval an annual budget for the implementation of the Plan. The Agency's FY 2013-14 budget of $5,139,501 was approved by the Agency on August 27, 2013 and by the City on September 11, 2013. The budget includes revenue sources of County and City TIF payments ($202,346 and $222,266, respectively), carryover from prior years ($4,679,589), and interest earnings ($35,300). Administrative expenditures total $30,928 and represent seven percent of the total TIF revenues from the County and City, excluding the 1.5 percent County Administrative Charge ($3,035), satisfying the 20 percent cap in administrative expenditures required by the Interlocal Agreement. Operating Expenditures total $3,389,322. The budget also includes a reserve of $1,716,216.
8G3 **132357**	RESOLUTION APPROVING THE EXECUTION OF THE FY 2013-14 CONTRACT IN THE AMOUNT OF $1,133,000 WITH THE STATE OF FLORIDA DEPARTMENT OF HEALTH FOR THE PURPOSE OF MEETING PUBLIC HEALTH NEEDS OF THE CITIZENS OF MIAMI-DADE COUNTY AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE THE AMENDMENT, RENEWAL, MODIFICATION, CANCELLATION, AND TERMINATION PROVISIONS THEREIN, TO EXECUTE FUTURE AGREEMENTS FOR, AND APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE(Office of Management and Budget)
Notes	The proposed resolution authorizes the execution of the agreement between Miami-Dade County and the State of Florida Department of Health (DOH) for one year, from October 1, 2013 to September 30, 2014. The resolution authorizes Miami-Dade County to provide $1,133,000 in program support to the State of Florida DOH for public health services to Miami-Dade County residents.

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<tr><th>Item No.</th><th>Research Notes</th></tr>
<tr><td></td><td>Fiscal Impact
The FY 2013-14 contract identifies a total program cost of $73,248,827, including funding from the state ($63,038,813) and local funding ($10,210,014). County support includes $1,133,000, funded by the Public Health Trust (PHT), as well as County-authorized fees ($3,702,875), Medicaid payments ($4,376,880), and other miscellaneous revenues ($997,259).

Background
Chapter 154, Florida Statutes requires that the DOH enter into a contract with each county. This contract provides for the Miami-Dade County Department of Health to promote public health, including environmental health services, to control and eradicate preventable diseases and to provide care to special populations. This contract format is prescribed by the state and it establishes a basic legal framework for shared responsibilities between the state DOH and Miami-Dade County.

Although not mandated by State Statute, Miami-Dade County agrees to provide building space and insurance coverage for County-owned buildings, furnishings and equipment used by the DOH. It is the responsibility of the DOH to obtain insurance coverage for any buildings, furnishings, and equipment used by the agency but not owned by Miami-Dade County.</td></tr>
<tr><td>8H1
140086</td><td>RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI DADE COUNTY AND THE VILLAGE OF BAL HARBOUR; AUTHORIZING ASSISTANCE FOR DEVELOPMENT APPROVALS IN SUPPORT OF IMPLEMENTING THE HAULOVER PARK GENERAL PLAN; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO RECEIVE AND EXPEND FUNDS AND TO EXECUTE CONTRACTS, AGREEMENTS, AMENDMENTS, AND OTHER DOCUMENTS AS REQUIRED BY THE AGREEMENT UPON REVIEW AND FINAL APPROVAL BY THE COUNTY ATTORNEY AS TO LEGAL SUFFICIENCY (SEE ORGINAL ITEM UNDER FILE NO. 132258)(Parks, Recreation and Open Spaces)</td></tr>
<tr><td>Notes</td><td>The proposed resolution approves the Interlocal Agreement between the County and the Village of Bal Harbour (Village), and authorizes and directs the County Mayor or his designee to execute said Interlocal Agreement on behalf of Miami-Dade County.

At the December 9, 2013, Cultural Affairs and Recreation Committee meeting, this item was amended to remove Section 2E of the Interlocal Agreement (Section 2E: County shall coordinate requests to the Regulatory and Economic Resources Department (RER) to permit application fees waived for each project phase). The Village is supportive of this amendment.

In addition, the proposed resolution authorizes and directs the County Mayor or his designee to do the following:
• Coordinate with the Village the design, permitting and construction of the replacement jetty/pier;
• Coordinate with the Village the design, permitting and construction of the ongoing Sand Bypass project to periodically renourish Bal Harbour Beach; and
• Receive and expend grant funds and to execute contracts, agreements, amendments, and other documents as required by the Agreement upon review and final approval by the County Attorney as to legal sufficiency.

<u>Background</u>
The existing configuration of the Haulover Beach jetty has allowed long-shore currents to deposit sand sediment into Biscayne Bay, rather than across the Bakers Haulover Inlet and onto Bal Harbour Beach. The resulting sand starved beach adversely impacts property and tourism values and requires significant renourishment.

On September 23, 2013, the Village of Bal Harbour passed a Resolution authorizing an Interlocal Agreement with Miami-Dade County for the Jetty/Pier Reconstruction and Sand Bypass Project at Haulover Park, located at 10800 Collins Avenue. This project will advance implementation of the approved General Plan for Haulover Park by re-constructing the Jetty/Pier development to increase recreational participation, while also allowing certain Haulover Beach sand to be periodically relocated to Bal Harbour Beach, all at no cost to the County.

<u>Fiscal Impact</u>
All costs not provided for by State grants will be paid by the Village. There is no fiscal impact nor any County funding attached to this Agreement.</td></tr>
<tr><td>8J1
132430</td><td>RESOLUTION APPROVING CONTRACT AWARD TO THE LOWEST BIDDER, EBSARY FOUNDATION COMPANY FOR AREA 2 (BAYS 177-183) CONSTRUCTION OF SEAWALL, CONTRACT NO. 2009-043, IN THE AMOUNT OF $9,676,607.00, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY TERMINATION AND RENEWAL PROVISIONS THEREIN(Port of Miami)</td></tr>
<tr><td>Notes</td><td>The proposed resolution approves Award for Construction Contract No. 2009-043 between Ebsary Foundation Company and Miami-Dade County in the amount of $9,676,607.00. The funding source for this project is Seaport Bonds/Loans.

Additional delegation of authorities requested for this contract are as follows:
The General Conditions for the Contract, Article 42, "Disputes," Section B states that any and all disputes will be decided by the Contracting Officer. The contract stipulates that the Contracting Officer for this contract is the Director of the Miami-Dade Seaport Department and/or his/her designee.

This project consists of the construction of approximately 625 linear feet of new bulkhead wall connecting two existing sections of bulkhead, in an effort to meet infrastructure requirements to support future growth. The work to be performed includes furnishing and installing steel bulkhead wall with concrete cap; site civil; excavation and back fill; dredging; drainage; asphalt paving; water services; furnishing and installing fenders and mooring bollards; and providing environmental turbidity barriers.</td></tr>
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	Background The project was advertised on October 17, 2013. Five bids were received on November 18, 2013. The base bid amounts ranged between approximately $7.94 Million and $11.07 Million (excluding allowance accounts). The lowest base bid amount of $7,943,900, was submitted by Ebsary Foundation Company (Ebsary) and was found to be the lowest responsive and responsible bidder. In addition, Ebsary's bid was found compliant with the Community Small Business Enterprise (CSBE) measures. The base estimate included within the Request to Advertise was $8,700,551.09; therefore, the base bid amount submitted by Ebsary is 8.70% below the base estimate. As part of the recently amended and approved Terminal Agreement between Miami-Dade County and Seaboard Marine, LTD for marine terminal operations, PortMiami has agreed to the redevelopment of the Seaboard Marine Cargo Terminal. The County has a commitment to perform capital improvements to the Seaboard's terminal area in an effort to meet their infrastructures' requirements to support future growth. **Assigned Contract Measures** CSBE 7.23%; Estimated value: $631,778 CWP 10%; 4- New Hires **Sub-Contractors and Suppliers** 3C Construction Corp. Chin Diesel, Inc. Environmental Regulatory Compliance, Inc. (ERC) Hayward Baker Plumbers Enterprise Corporation Skyline Steel, LLC
8K1 **132333**	RESOLUTION AWARDING UP TO $1,645,000.00 OF DOCUMENTARY STAMP SURTAX FUNDS TO RLI BENEFICIAL DEVELOPMENT 11, LLC/METRO INVESTORS, INC., FOR DEVELOPMENT OF METRO SOUTH SENIOR APARTMENTS PROJECT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL CONTRACTS, AGREEMENTS, AND AMENDMENTS NECESSARY TO CARRY OUT THE AWARD AND PROJECT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN(Public Housing and Community Development)
Notes	The proposed resolution authorizes the County Mayor or County Mayor's designee to award and expend up to $1,645,000.00 of Documentary Stamp Surtax (Surtax) funds to RLI Beneficial Development 11, LLC for development of the Metro South Senior Apartments project that applied in the FY 2013 Consolidated Request for Applications (RFA) process. This item seeks authority and approval to award and expend up to $1,645,000.00 in Surtax funds for development of the Metro South Senior Apartments 2013 project, which is next in-line. However, the final funding amount will be conditioned upon a full feasibility and credit underwriting analysis. The underwriting report will determine the actual gap amount needed to complete the project; and, no funds will be released to RLI Beneficial and/or Metro Senior Apartments project until such determination has been recommended by the third party credit underwriter and prior to the financial closing transaction. By awarding up to $1,645,000.00, the item gives the County Mayor or County Mayor's designee the flexibility to award and expend funds, allowing the project to move forward without any further delays. **Additional Information** On December 3, 2013, the BCC adopted R-107-13, approving the allocation to Metro South Senior Apartments Limited Partnership of $1 million from the $137.7 million allocated for BBC Program Project No. 249 - ''Preservation of Affordable Housing Units and Expansion of Home Ownership'' to fund the development of the affordable housing component of the Metro South Project in District 7. The proposed development is a new 7-story residential development with approximately ninety-one (91) units of senior affordable housing for low and moderate income persons to include a mix of efficiency, one- and two- bedroom units, and parking, to be sited at 6101 Sunset Drive, South Miami, Florida.
8L2 **132285**	RESOLUTION APPROVING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF DORAL TO PROVIDE THE CITY OF DORAL WITH FUNDING IN AN AMOUNT UP TO $976,752.70 FOR THE CONSTRUCTION OF ROAD IMPROVEMENTS ALONG NW 97 AVENUE FROM NW 70 STREET TO NW 74 STREET; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN(Public Works & Waste Management)
Notes	The proposed resolution authorizes execution of a Joint Participation Agreement (JPA) between Miami-Dade County (County) and the City of Doral (City) to reimburse the City for the construction of a road improvement project along NW 97 Avenue from NW 70 Street to NW 74 Street (Project). **Fiscal Impact** The County will provide up to $976,752.70 from Road Impact Fee funds. **Background** The City has requested the construction of the Project be expedited to address traffic needs and has agreed to bid and construct the Project on a reimbursable basis. The Project will include the construction of a new four (4) lane roadway along NW 97 Avenue from NW 70 Street to NW 74 Street, with a storm drainage system, pavement markings, signing, roadway lighting, sidewalks, and curb and gutter.

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	The Project is tentatively scheduled to begin construction by May 2014.
8L3 **132548**	RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLORIDA'S TURNPIKE ENTERPRISE, CO-PERMITTEES NAMED IN THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT NO. FLS000003-003, PROVIDING FOR PERFORMANCE OF PROFESSIONAL SERVICES BY MIAMI-DADE COUNTY, AND FOR ESTABLISHING RESPONSIBILITY FOR IDENTIFICATION AND CONTROL OF POLLUTANT DISCHARGES IN MUNICIPAL SEPARATE STORM SEWER SYSTEMS SHARED BETWEEN CO-PERMITTEES PROVIDING THAT FLORIDA'S TURNPIKE ENTERPRISE SHALL REIMBURSE MIAMI-DADE COUNTY UP TO $100,092.00; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS TO THE AGREEMENT; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONTAINED THEREIN(Public Works & Waste Management)
Notes	The proposed resolution authorizes the execution of a Joint Participation Agreement between Miami-Dade County (County) and Florida's Turnpike Enterprise. This agreement provides for the performance of professional services conducted by the County on behalf of Florida's Turnpike Enterprise, which is one of the co-permittees named in the National Pollutant Discharge Elimination System Permit No. FLS000003-003, establishes responsibilities for pollutants detected in storm sewer systems that are shared by co-permittees, and allows annual changes to the number of activities performed by the County for the co-permittees. This agreement is related to an existing National Pollutant Discharge Elimination System Interlocal Agreement, approved by Board Resolution No. R-1032-12. Due to State of Florida requirements, the Florida's Turnpike Enterprise's proposed agreement is in the format of a Joint Participation Agreement and requires separate approval. However, it is similar in intent to the National Pollutant Discharge Elimination System Interlocal Agreement that was approved under R-1032-12. Under the proposed joint participation agreement, the County would perform professional services on behalf of Florida's Turnpike Enterprise, to comply with conditions of the National Pollutant Discharge Elimination System Permit No. FLS000003-003. Professional services include water sampling, monitoring, analysis of storm sewer systems and related tasks. The proposed joint participation agreement, along with the National Pollutant Discharge Elimination System Interlocal Agreement approved through Board Resolution R-1032-12, establish responsibilities for control, reduction, and identification of non-stormwater pollutant discharges from municipal systems to state waters. The proposed joint participation agreement also sets forth annual not-to-exceed shared costs. The term of the proposed Florida's Turnpike Enterprise Joint Participation Agreement will be from the date of execution to December 20, 2016. **Fiscal Impact** Under the proposed agreement, Florida's Turnpike Enterprise will reimburse the County up to $100,092.00 for the term of the agreement. Without the proposed agreement, the County would be responsible for all costs of work contemplated by this agreement. The County work is funded by Stormwater Utility Fees. **Background** The Florida Department of Environmental Protection is delegated by the U.S. Environmental Protection Agency to implement the storm water element of the National Pollutant Discharge Elimination System as mandated by the Federal Clean Water Act. On June 21, 2011, the Florida Department of Environmental Protection issued Permit No. FLS000003-003 to 33 co-permittees in Miami-Dade County for the discharge of storm water to state waters from municipal stormsewer systems. The 33 co-permittees consist of 29 municipalities, the Florida Department of Transportation District Six, Florida's Turnpike Enterprise, Miami-Dade County Expressway Authority, and the County. Having thirty-five percent (35%) of the County's stormwater outfalls, the County is the lead co-permittee under the Permit. The five (5) year permit term expires June 20, 2016.
8M2 **132398**	RESOLUTION AUTHORIZING THE DISBURSEMENT OF UP TO $98,000 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND FOR BAYNANZA 2014 AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE FLORIDA INLAND NAVIGATION DISTRICT BY WHICH THE DISTRICT WILL PROVIDE FUNDING TO MIAMI-DADE COUNTY FOR THIS EVENT(Regulatory and Economic Resources)
Notes	Pursuant to Section 24-40 of the Code of Miami-Dade County, the proposed resolution does the following: • Approves disbursement of up to $98,000 from the Biscayne Bay Environmental Enhancement Trust Fund to be used for Baynanza 2014; and • Authorizes the Mayor or his designee to execute an agreement with the Florida Inland Navigation District to provide funding to Miami-Dade County in an amount not to exceed $10,000 for this event. *Baynanza is a cooperative effort among several County departments, environmental groups in Miami-Dade County and the community at large. The main event, Biscayne Bay Cleanup Day, will take place on April 26, 2014 and will include shoreline cleanup at more than 20 sites along Biscayne Bay. This event typically attracts approximately 6,000 volunteers and each receives a Baynanza t-shirt. The t-shirts commemorate the volunteers' hard work and promote awareness of the importance of Biscayne Bay.* <u>Fiscal Impact</u> Funding of $98,000 from the Biscayne Bay Environmental Enhancement Trust Fund is being requested for costs related to county and outside services for implementation of educational, public awareness, and environmental enhancement activities as part of Baynanza 2014 and particularly Biscayne Bay Cleanup Day. Costs for Biscayne Bay Cleanup Day include event staffing; safety and sanitation equipment, supplies and services; trash collection and disposal; commemorative t-shirts for volunteers; equipment rental; and marketing.

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	The Florida Inland Navigation District Agreement will provide up to $10,000 toward the Baynanza commemorative t-shirts. The Department of Regulatory and Economic Resources, Division of Environmental Resources Management (RER-DERM), will seek additional funds and in-kind services through sponsorships from local organizations that would like to support this community event. Any additional costs incurred by county staff for the planning of this event will be covered by the Division's operating budget. Pursuant to Section 7-22.1 of the Code of Miami-Dade County, funds generated by local boat registration fees and deposited into the Biscayne Bay Environmental Enhancement Trust Fund may be used for water body maintenance and enhancement activities such as Baynanza 2014. The unencumbered, available balance of the Biscayne Bay Environmental Enhancement Trust as of September 30, 2013 is $1,322,000.
8M3 **132375**	RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF DORAL AND MIAMI-DADE COUNTY FOR MAINTENANCE, USE AND OPERATION OF THE PEDESTRIAN AND CYCLIST PATHS WITHIN AND ALONG THE DRESSELS, NORTHLINE AND C-2 EXTENSION CANAL RIGHT-OF-WAY IN THE CITY OF DORAL(Regulatory and Economic Resources)
Notes	The proposed resolution authorizes the execution of an Interlocal Agreement between the City of Doral and Miami-Dade County for maintenance, use and operation of the pedestrian and cyclist paths within and along the Dressels, Northline and C-2 Extension Canal right-of-way in the City of Doral. <u>Background</u> The City of Doral applied for and received multiple Class III permits from Miami-Dade County to perform canal bank stabilization within the County's canal right-of-way along the Dressels Canal from the Palmetto Expressway to the Florida Turnpike, the Northline Canal along NW 25 Street from the Palmetto Expressway to the Florida Turnpike, and the C-2 Extension Canal along NW 117 Avenue from NW 25 Street to NW 58 Street. The City of Doral's Canal Bank Stabilization Program serves to prevent erosion of canal banks while creating public access pedestrian paths for walking, bicycling and other forms of passive recreation. Pursuant to the proposed Interlocal Agreement, the City of Doral assumes responsibility for the maintenance and operation of the pedestrian and cyclist paths within and along the canal right-of-way of the above canals. <u>Fiscal Impact</u> There are no fiscal impacts to Miami-Dade County. The proposed resolution does not require expenditure of any Miami-Dade County funds.
8M4 **132428**	RESOLUTION AUTHORIZING THE EXECUTION OF A SPECIFIC OPERATING AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR COOPERATIVE SOLID WASTE PROGRAM MANAGEMENT IN MIAMI-DADE COUNTY(Regulatory and Economic Resources)
Notes	The proposed resolution does the following: • Approves the Specific Operating Agreement between Miami-Dade County and the State of Florida Department of Environmental Protection for cooperative solid waste program management in Miami-Dade County; • Authorizes the County Mayor or his designee to execute same for and on behalf of Miami-Dade County; • Authorizes the County Mayor or his designee to execute amendments to this agreement for time extension or other amendments that reasonably accomplish the intent of this agreement; and • Authorizes the County Mayor or his designee to exercise the cancellation and renewal provisions. <u>Background</u> Pursuant to Resolution No. R-1146-98, Miami-Dade County and the Florida Department of Environmental Protection (FDEP) entered into a Solid Waste Program Specific Operating Agreement on October 8, 1998 that delegated certain responsibilities to Miami-Dade County for State-regulated solid waste management facilities. This delegation authorized Miami-Dade County to process applications for operating permits, perform inspections at solid waste management facilities to verify compliance with applicable regulations, initiate enforcement proceedings as warranted, perform recordkeeping and coordinate with FDEP. Solid waste management facilities accept waste for disposal, recycling, processing or storage and include construction and demolition transfer stations and landfills, municipal solid waste transfer stations, composting facilities, material recycling facilities and waste tire processors. Since 1998, the County, through DERM (now part of the Department of Regulatory and Economic Resources), has continuously managed the delegated Solid Waste Program in accordance with FDEP requirements. The proposed resolution approves the replacement Specific Operating Agreement with FDEP, thereby allowing the County to continue to manage the delegated Solid Waste Program and to retain the permit fees collected. This delegation streamlines the solid waste permitting process for the applicant by combining the county and state review at the local level and eliminating separate review by the state. <u>Fiscal Impact</u> This delegation agreement allows the County to collect fees for the issuance of operating permits at State-regulated solid waste facilities. Annual fee revenues of approximately $9,000 provide funds for program costs.
8M5 **132410**	RESOLUTION ACCEPTING ''ASSIGNMENT OF OPTION TO PURCHASE'' APPROXIMATELY 13.52 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND FIRSTBANK PUERTO RICO AS SELLER FOR A PURCHASE PRICE OF $375,000.00; AND AUTHORIZING

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	THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONTAINED THEREIN(Regulatory and Economic Resources)
Notes	The proposed resolution does the following: • Accepts the "Assignment of Option to Purchase" from the Nature Conservancy as assignor, Miami-Dade County as assignee and Firstbank Puerto Rico as seller for a purchase price of $375,000.00, for purchase of property; • Authorizes the Mayor or his designee to execute same for and on behalf of Miami-Dade County; • Pursuant to Resolution No. R-974-09, directs the Mayor or his designee to record the instrument of conveyance accepted herein in the Public Records of Miami-Dade County, Florida; and to provide a recorded copy of the instrument to the Clerk of the Board within thirty (30) days of execution of said instrument; and • Directs the Clerk of the Board to attach and permanently store a recorded copy of said instrument together with this resolution. The property is located on the west side of US-1, south of SW 360 Street outside the UDB, in District 9. <u>Background</u> In May of 1990, with the knowledge that remaining wetland and forest communities were endangered, the electorate of Miami-Dade County authorized the County to levy an ad valorem tax for two years to create the EEL Program and Trust Fund. The purpose of the EEL program is to acquire, preserve, enhance, restore, conserve and maintain environmentally-endangered lands for the benefit of present and future generations. The County Commission originally placed the South Dade Wetlands on the EEL Priority A Acquisition List in 1993 and added this portion of the South Dade Wetlands EEL Project to the Acquisition List in 2010. The County, in partnership with the South Florida Water Management District, the State of Florida, and other funding partners, has acquired approximately 21,459 acres of land throughout Miami-Dade County since inception of the EEL Program. The parcel proposed for acquisition is located within the South Dade Wetlands EEL Project, an important wetland system in the southern part of the County. Land in this area is targeted for acquisition because of its strategic location between two national parks (Everglades National Park and Biscayne National Park) and within the watersheds of Florida Bay, Biscayne Bay, and Card and Barnes Sounds. Preserving and maintaining these wetlands is important for protecting against salt water intrusion of the Biscayne Aquifer and because of the importance of the region to endangered and threatened species. These two (2) properties are located outside the Urban Development Boundary (UDB), but have land use and zoning designations that potentially grant development of some portion of the wetlands. The land has been vulnerable to development and wetlands on the site were recently restored by the current owner as a result of a violation that occurred prior to their ownership. This acquisition will add to adjacent conservation wetlands and will facilitate the management and protection of other public land in the area. <u>Fiscal Impact</u> The EEL Trust Fund will be used for the purchase. The purchase price is $375,000.00 and the appraised value is $425,000.00. As of September 30, 2013, the balance of the EEL Trust Fund is $47,324,023, of which $22,423,666 is reserved for acquisition and $24,900,357 is reserved for management.
8M6 **132411**	RESOLUTION AUTHORIZING THE DISBURSEMENT OF $381,808.00 FROM THE TREE TRUST FUND TO THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PROGRAM FOR RESTORATION OF THE HOLIDAY HAMMOCK EEL PRESERVE INCLUDING THE PLANTING OF TREES AND THE LONG-TERM MANAGEMENT OF THE NATURAL FOREST COMMUNITY(Regulatory and Economic Resources)
Notes	The proposed resolution does the following: • Approves the disbursement of $381,808.00 from the Tree Trust Fund to the Miami-Dade County Environmentally Endangered Lands (EEL) Program for restoration of the Holiday Hammock EEL Preserve including the planting of trees and the long-term management of the natural forest community; and • Authorizes the County Mayor or his designee to deposit the funds disbursed in accordance with this Resolution into the EEL Management Trust Fund. The Holiday Hammock EEL Preserve is located near the main entrance to Everglades National Park at theoretical SW 400 Street and SW 207 Avenue, in District 9. <u>Background</u> The Tree and Forest Protection Ordinance (Ordinance No. 89-9), established the Tree Trust Fund for the purposes of acquiring, protecting and maintaining public and private natural forest communities and planting trees on public property. The Tree Trust Fund is funded by (1) mitigation contributions received pursuant to conditions specified in a tree removal permit, (2) grants and donations, and (3) fines and penalties for environmental damages to tree and forest resources . Except as otherwise specified in Section 24-39(3) of the Code, disbursements from the Tree Trust Fund require approval of the Board of County Commissioners. Disbursements from the Tree Trust Fund are used to protect and enhance Miami-Dade County's most important upland tree resources, specifically, natural forest communities, pinelands and hammocks and for planting of trees on public property. The Holiday Hammock EEL Preserve is a publicly owned natural area managed by the Miami-Dade County EEL Program that is almost entirely a designated natural forest community. Proposed work includes earthwork to clear the exotic vegetation and prepare the land for restoration, removal of the exotic vegetation

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	through burning, planting of native vegetation including trees, follow-up treatments and monitoring of the restoration project. Depending on site conditions, modifications to the restoration proposal may be necessary but will be subject to review and approval by the Department Director or his designee, and shall not exceed the approved disbursement amount of $381,808.00 except as otherwise allowed and specified in permit conditions pursuant to Section 24-39(3) of the Code. All monies authorized under this disbursement will be encumbered and deposited into the EEL Management Trust Fund. <u>Fiscal Impact</u> This resolution authorizes the disbursement of funds from the Tree Trust Fund for tree planting and for restoration and management activities, consistent with Section 24-39 of the Code that requires the Tree Trust Fund to be used for the acquisition, maintenance, management and protection of natural forest communities and for the planting of trees on public property. As of September 30, 2013, the available unencumbered balance of all Tree Trust Funds was $1,933,391.00. The available unencumbered balance of the Tree Trust Fund specifically earmarked for hardwood hammock restoration and planting trees on public property on September 30, 2013 was $810,173.00.
8M7 **132346**	RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30221 FROM KEN-BE-CAR TOURS, INC. TO WILDAYMIL RODRIGUEZ D/B/A WORLD INFINITY TRANSPORTATION SERVICES, LLC TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER(Regulatory and Economic Resources)
Notes	The proposed resolution approves the transfer of Certificate of Transportation No. 30221 from Ken-Be-Car Tours, Inc. to Wildaymil Rodriguez d/b/a World Infinity Transportation Services, LLC to provide special operations service as a passenger motor carrier. *This class of transportation is defined as transportation of persons in a motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route.* <u>Application</u> Ken-Be-Car Tours, Inc. has filed an application to transfer Passenger Motor Carrier Certificate of Transportation No. 30221 to Wildaymil Rodriguez d/b/a World Infinity Transportation Services, LLC. Issued on February 4, 1997, under Resolution No. 125-97. PMC No. 30221 authorizes special operations service. Wildaymil Rodriguez d/b/a World Infinity Transportation Services, LLC, located at 1030 SW 97 Avenue, Miami, Florida 33174, seeks to provide this class of service by transporting tourist and resident groups to and from various locations throughout Miami-Dade County 24-hours a day, seven days a week. Transportation is required to be pre-arranged at least 24-hours prior to service, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. Applicant is a new service provider; however, the principal of the corporation, Ms. Wildaymil Rodriguez, has been a registered chauffeur since March 2013. The applicant is in compliance with all Miami-Dade County Code (Code) requirements. <u>Fiscal Impact</u> Licensing, operating permit and inspection fees are collected by the Department of Regulatory and Economic Resources to support regulatory activities. There is an annual regulatory fee of $625 per certificate and $625 per vehicle that will yield $1,250 in revenue annually if the company operates only one (1) vehicle. Passenger Motor Carrier certificate holders can operate an unlimited number of vehicles under the certificate. Vehicle inspections are $38 per vehicle.
8M8 **132349**	RESOLUTION APPROVING APPLICATION FOR ONE (1) CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO THROWER MOBILITY TRANSPORTATION SERVICE CORP. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICES(Regulatory and Economic Resources)
Notes	The proposed resolution approves the application by Thrower Mobility Transportation Service Corp. for one (1) Certificate of Public Convenience and Necessity to operate one (1) nonemergency vehicle to provide wheelchair nonemergency medical transportation services in Miami-Dade County. <u>Application</u> Thrower Mobility Transportation Service Corp., located at 3038 NW 16 Street, Miami, Florida 33125, seeks to transport patients to and from various medical facilities throughout Miami-Dade County seven (7) days a week, 24 hours a day. Nonemergency Transportation rates are not regulated by Miami-Dade County; however, under the Code the Certificate Holder must file their rates with the Department of Regulatory and Economic Resources and post them within the passenger compartment section of each vehicle. The proposed rates are $50 per trip and $2.75 per mile, one-way. The vehicle operated under this certificate will be required to meet the requirements of Section 4-49 of the Code establishing vehicle inspection frequencies. Applicant is an existing permit holder which holds seven (7) Certificates of Public Convenience and Necessity to provide nonemergency medical transportation. The applicant is in compliance with all Miami-Dade County Code (Code) requirements. <u>Fiscal Impact</u> Licensing, operating permit and inspection fees are collected by the Department of Regulatory and Economic Resources to support regulatory activities. There is an annual regulatory fee of $625 per certificate that will yield $625 in revenue annually for the new certificate.

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	Vehicle inspections are $38 per vehicle.
8N1 132425	RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL TRANSIT ADMINISTRATION FOR FISCAL YEAR 2013 FTA SECTION 5307 URBANIZED AREA FORMULA PROGRAM FLEXIBLE FUNDING IN THE AMOUNT OF $1,731,980.00 TO PURCHASE TWO NEW BUSES FOR THE SOUTH MIAMI-DADE BUSWAY SERVICE; AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT PURSUANT TO SUCH APPLICATION; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATION AND AGREEMENT; WAIVING RESOLUTION R-178-02; AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE; AND AUTHORIZING USE OF CHARTER COUNTY TRANSPORTATION SYSTEM SURTAX FUNDS(Miami-Dade Transit)
Notes	The proposed resolution does the following: • Authorizes the County Mayor to file a financial assistance application with the USDOT for $1,731,980 in Fiscal Year 2013 FTA Section 5307 Urbanized Area Formula Program flexible funding to purchase two 60-foot articulated diesel-hybrid electric buses to provide additional service on the South Miami-Dade Busway and to utilize Charter County Transportation Surtax Funds as a local match; • Authorizes the County staff to furnish such additional information as the United States Department of Transportation and the Federal Transit Administration may require in connection with the grant agreement for this project; and • Waives Resolution No. 178-02, and further authorizes the County Mayor, his designee, or Miami-Dade Transit Director, to execute such contracts and agreements as are approved by the County Attorney's Office. o On February 26, 2002, the Board of County Commissioners (BCC) adopted Resolution No. 178-02, which instructed the administration to refrain from purchasing any additional articulated buses without receiving prior BCC approval. The total cost of the two 60-foot, articulated, diesel-electric hybrid buses is $2,199,614.00. Miami-Dade County (County) proposes to provide the additional $467,634.00 needed to fund this project from Charter County Transportation Surtax Bond (Surtax) proceeds. The federal participation for this grant is $1,731,980.00. MDT anticipates the delivery of the buses in July 2015.
9A1 132286	RESOLUTION AUTHORIZING THE SUPERVISOR OF ELECTIONS TO EXECUTE RENTAL AGREEMENTS FOR POLLING PLACES, TRAINING SITES, AND EARLY VOTING SITES, PROVIDED THAT EACH RENTAL AGREEMENT SHALL NOT EXCEED THE SUM OF $600.00(Elections Department)
Notes	The proposed resolution authorizes the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental agreements for Early Voting and Election Day voting locations as well as training facilities, provided that each rental agreement will not exceed the sum of $600.00. **Fiscal Impact** The proposed amendment for increased spending authority will be used at the sole discretion of the Supervisor of Elections to negotiate voting location rental fees on an as-needed basis. The prospective fiscal impact cannot be determined at this time. **Background** The Board adopted Resolution No. R-527-02 on May 21, 2002, authorizing the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental and hold harmless agreements, provided that each rental agreement will not exceed the sum of $400.00. The proposed resolution keeps all language in the rental and hold harmless agreements consistent, but amends the rental agreement amount up to $600.00.
10A1 132233	RESOLUTION APPROVING ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PORTION OF COSTS OF ACQUIRING AND CONSTRUCTING A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS ISLAND LIVING APARTMENTS FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED(Housing Finance Authority)
Notes	The proposed resolution authorizes the Housing Finance Authority of Miami-Dade County (HFA) to issue Multifamily Mortgage Revenue Bonds (Bonds) in one or more series in an aggregate principal amount not to exceed $12,000,000 for the construction of the Island Living Apartments (Project). The principal and interest on the Bonds will not constitute a debt, liability or a general obligation of the HFA, County, the State of Florida or any political subdivision of each, but will be the responsibility of the owner of the Project. The Board of County Commissioners previously authorized the issuance by the HFA of $12,000,000 in Multifamily Mortgage Revenue Bonds for the Project on December 4, 2012 through Resolution R-1044-12. However, pursuant to the federal tax code, TEFRA approvals expire in one year if bonds are not issued within that year. The HFA has not issued these bonds and a new approval is being sought to avoid having a "gap" in TEFRA approval. The item states that, the Series 2013 Bonds are expected to be issued by December 31, 2013. • *When will the bonds be issued?* Island Living Apartments, Ltd., a Florida limited partnership (Borrower), has requested that the HFA issue its multifamily mortgage revenue bonds in a principal amount not to exceed $12,000,000, in one or more series, so it may loan the proceeds to the Borrower for the purposes of financing or refinancing the costs of the acquisition and construction of a multifamily rental housing project. The project will consist of approximately 70 units, to be occupied in part by persons of low, moderate and middle income, located at 1201 NW 3rd Avenue, Miami-Dade County, Florida, to be known as Island Living Apartments, to be owned by the Borrower or such successors in interest in which CDG

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	Island Living, LLC, a Florida limited liability company, is a managing member, general partner or controlling stockholder. **Additional Information** According to the Florida Department of State Division of Corporations, CDG Island Living, LLC is an active corporation. The principal address is listed as follows: • Matthew Greer, 2950 SW 27th Avenue, Suite 200, Miami, Florida 33133; and • 1754, LLC, 2950 SW 27th Avenue, Suite 200, Miami, Florida 33133.
10A2 **132235**	RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR A PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS SEVENTH AVENUE TRANSIT VILLAGE I FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED(Housing Finance Authority)
Notes	The proposed resolution authorizes the Housing Finance Authority of Miami-Dade County (HFA) to issue Multifamily Mortgage Revenue Bonds (Bonds) in one or more series in an aggregate principal amount not to exceed $20,000,000 for the construction of the Seventh Avenue Transit Village I (Project). The principal and interest on the Bonds will not constitute a debt, liability or a general obligation of the HFA, County, the State of Florida or any political subdivision of each, but will be the responsibility of the owner of the Project. The Board of County Commissioners previously authorized the issuance by the HFA of $20,000,000 in Multifamily Mortgage Revenue Bonds for the Project on December 4, 2012 through Resolution R-1045-12. However, pursuant to the federal tax code, TEFRA approvals expire in one year if bonds are not issued within that year. The HFA has not issued these bonds and a new approval is being sought to avoid having a "gap" in TEFRA approval. The item states that, the Series 2013 Bonds are expected to be issued by December 31, 2013. • *When will the bonds be issued?* Seventh Avenue I, Ltd., has applied to the HFA for multifamily mortgage revenue bond financing assistance in an aggregate principal amount not to exceed $20,000,000 in one or more series to finance or refinance the acquisition and construction of Seventh Avenue Transit Village I, located the SW corner of the intersection of NW 6th Court and NW 62nd Street, in Miami, Miami-Dade County, Florida, an approximately 80-unit rental housing project to be occupied by persons or families of low, moderate or middle income to be owned by Seventh Avenue I, Ltd., a Florida limited partnership, or such successors in interest in which CDG Seventh Avenue I, LLC, a Florida limited liability company, is a managing member or general partner and/or controlling stockholder. Additional Information According to the Florida Department of State Division of Corporations, Seventh Avenue I, Ltd. and CDG Seventh Avenue I, LLC are active corporations. The principal address is listed as follows: • APC SEVENTH AVENUE I, LLC, 2950 S.W. 27TH AVENUE, SUITE 200, MIAMI, FL 33133; and • BAME SEVENTH AVENUE, LLC, 245 NW 8TH STREET, MIAMI, FL 33136.
11A1 **132448**	RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO STUDY THE FEASIBILITY OF ESTABLISHING A PROGRAM TO BE CALLED ''PAY IT FORWARD PROGRAM'' WHICH WOULD SOLICIT AND USE RETIREES AND SENIOR CITIZENS WITH EXPERTISE IN ALL AREAS OF COUNTY GOVERNMENT TO VOLUNTEER AND PROVIDE UNPAID ASSISTANCE TO VARIOUS COUNTY DEPARTMENTS AND TO REPORT FINDINGS TO BOARD WITHIN NINETY DAYS IN WRITTEN REPORT
Notes	The proposed resolution directs the County Mayor or his designee to study the feasibility of establishing a program to be called the "Pay It Forward Program" which would solicit and use retirees and senior citizens with expertise in all areas of County government to volunteer and provide unpaid assistance to various County Departments. In addition, the proposed resolution directs the County Mayor or his designee to report the findings and results of the feasibility study to the Board of County Commissioners within sixty (60) days of the effective date of this Resolution via a written report.
11A2 **132194**	RESOLUTION ADOPTING POLICY THAT, IN CONNECTION WITH THE REQUEST FOR PROPOSAL FOR UNDERWRITERS, FINANCIAL FIRMS SEEKING TO UNDERWRITE MIAMI-DADE COUNTY ISSUED BONDS CERTIFY THAT THEY DO NOT CONDUCT BUSINESS WITH IRAN
Notes	The proposed resolution does the following: • To the extent allowable by law, in connection with the request for proposals for underwriters, all financial institutions, including foreign financial institutions, seeking to underwrite bonds issued by Miami-Dade County, will certify that they are not conducting any transaction, commerce, service or business with any Iranian financial institution, including, without limitation, the Central Bank of Iran. • If any such financial institution is unable to make such certification, or makes such certification inaccurately, it will be disqualified from the selection process. • If such underwriter has been selected to be included in the County's underwriting pool based on an inaccurate certification, it is to be removed from the pool by the County Mayor or his designee. The federal government of the United States has adopted the Iran Threat Reduction Act which requires companies doing business in the United States to disclose business relationships with Iran to the Securities and Exchange Commission and empowers States to take any action consistent with the Iran Threat Reduction Act.

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	The State of Florida has amended its debt management policy such that, in connection with requests for proposals for underwriters, the State of Florida will now require all financial institutions seeking to be underwriters for the State of Florida, to certify that neither they nor their subsidiaries conduct investment activities in Iran. **Additional Information** On August 10, 2012, the President signed into law the Iran Threat Reduction and Syria Human Rights Act of 2012 (ITRSHRA). The Iran-related provisions in the law provide for sanctions on activities related to Iran's energy and financial sectors, proliferation of weapons of mass destruction, support for terrorism, and human rights abuses. ITRSHRA also amends portions of the Iran Sanctions Act of 1996 (ISA), the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (CISADA), and section 1245 of the FY 2012 National Defense Authorization Act (NDAA). These new authorities greatly increase the pressure on Iran to comply with its full range of international nuclear obligations and engage in constructive negotiations with the international community. The legislation also contains provisions providing for sanctions on activities related to Syria's human rights abuses.
11A3 **131840**	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO REQUIRE CERTAIN AFFIDAVITS AS PART OF THE DUE DILIGENCE CONDUCTED BY THE COUNTY WITH RESPECT TO THE RESPONSIBILITY OF POTENTIAL VENDORS AND CONTRACTORS PRIOR TO CONTRACT AWARD
Notes	The proposed resolution directs the Mayor or his designee to require certain affidavits as part of the due diligence conducted by the County with respect to the responsibility of potential vendors and contractors prior to contract award. Specifically, the proposed resolution directs the Mayor or his designee to include as a condition of award of any contract that exceeds one million dollars ($1,000,000), or that otherwise needs to be presented to the Board of County Commissioners (BCC) for award approval, a requirement that the proposed vendor or contractor execute an affidavit under oath attesting to the following: (a) All of the lawsuits that have been filed against that entity, its directors, partners, principals, and/or board members, based on a breach of contract by that entity in the five (5) years prior to bid or proposal submittal, including the case name and number and the disposition of the case; (b) Any instances in the five (5) years prior to bid or proposal submittal where that entity has been defaulted and a brief description of the circumstances; and (c) All of the instances in the five (5) years prior to bid or proposal submittal where that the entity has been debarred or received a formal notice of noncompliance or non-performance, such as a notice to cure or a suspension from participating or bidding for contracts, whether related to Miami-Dade County or not. In addition, the Mayor or his designee will develop specifications to be contained within the competitive solicitation documents to give effect to the intent of this resolution. Any findings reported in any such affidavit will be considered by the Mayor or his designee in making a recommendation of responsibility, and will be reported to the BCC along with any recommendation for award presented to the BCC for award approval. **Additional Information** The following concerns were raised at the October 8, 2013 Finance Committee Meeting: *<u>Question:</u> Whether the responder would be non-compliant if the affidavits were not completed accurately and truthfully.* • *The County Attorney's Office (CAO) responded that the vendor would not be automatically disqualified; however, the bid must be reviewed for responsiveness.* *<u>Question:</u> Whether this legislation addressed the gray area where sometimes the affidavit was material to the bid and other times it was not.* • *Internal Services Department (ISD) responded that this proposed resolution addressed procurement items over $1 million. He noted the affidavits were a condition of the award, therefore part of the responsibility review and was not a responsibility issue. ISD would proceed with the award upon the vendor's submitting a properly completed affidavit and the Procurement Department conducting a satisfactory compliance review. A vendor would be interviewed as part of any concerns raised during the responsibility review and ISD would not recommend the award to the Board for approval if administration determined that the vendor was not responsible. ISD recommended an award to the Board if the vendor was responsible and the CAO determined them to be responsive.* *<u>Question:</u> Why affidavits were required if they were subject to interpretation, noting that there was no established rule that a vendor was non- responsive if they did not supply the required documentation. A vendor should either be required to provide the affidavit and these affidavits should not be required if they were not binding.* • *CAO noted that vendors were allowed to submit the affidavit prior to award if they did not do so when submitting the bid. The affidavit was a condition of the awarding the contract. Responsiveness was evaluated at the time the bid was submitted.* *<u>Question:</u> Concerned noted that submitting the affidavit was not considered material to the award of the bid when some vendors provided the affidavits upfront when submitting their bid and others did not.* • *CAO responded that the materiality issue was based upon case law.* *<u>Question:</u> Concern noted regarding determining who was a good partner or a legitimate vendor and whether appropriate legislation existed to prevent doing business with vendors who were not in good status with the County.* • *CAO responded that legislation existed requiring due diligence review for vendors who were in arrears to the County.*

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	<u>Question:</u> Requiring an affidavit after granting the award was a duplicative effort. The foregoing proposed resolution inasmuch as it would not make it any easier for vendors to do business with the County • *ISD responded that the Procurement Department included language in their Request for Proposals requiring a vendor to disclose whether they were subject to litigation as a condition of award. Previous instances where failure to submit an affidavit would result in the firm being deemed non-responsive and the rejection of those proposals. The affidavits were currently required after the selection and evaluation process to give time for the Department to meet with the firms.*
11A4 **140026**	RESOLUTION AMENDING RESOLUTION NO. R-81-09 RELATING TO MIAMI-DADE COUNTY'S APPLICATION FOR THE DISPOSITION AND REHABILITATION OF THE OPA-LOCKA BISCAYNE PLAZA PUBLIC HOUSING DEVELOPMENT (FL005074); AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO SUBMIT AN AMENDMENT TO SAID APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE AND MIAMI-DADE COUNTY HOUSING FINANCE AUTHORITY TO NEGOTIATE A GROUND LEASE(S) WITH DEVELOPER(S) COMPETITIVELY SELECTED BY MIAMI-DADE HOUSING FINANCE AUTHORITY FOR THE PURPOSE OF DEVELOPING CERTAIN PROPERTIES IN THE CITY OF OPA-LOCKA FOR VETERANS OR OTHER SPECIAL NEEDS PERSONS, SUBJECT TO UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S AND THE BOARD'S FINAL APPROVAL WHERE APPLICABLE; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO UTILIZE VETERANS AFFAIRS SUPPORTIVE HOUSING VOUCHERS OR ANY OTHER SUBSIDY TO ASSIST QUALIFIED APPLICANTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS TO ANNUAL CONTRIBUTION CONTRACTS, AGREEMENTS, RELEASES, AND ANY OTHER DOCUMENTS THAT MAY BE REQUIRED BY UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [SEE ORIGINAL ITEM UNDER FILE NO. 132267]
Notes	The proposed resolution amends Resolution No. R-81-09 relating to Miami-Dade County's application for the disposition and rehabilitation of the Opa-Locka Biscayne Plaza Public Housing Development. The proposed resolution authorizes the use of Veterans Affairs Supportive Housing vouchers or other federal subsidy, subject to the approval from Housing and Urban Development, to assist qualified veterans who desire to live in the newly developed project.
11A5 **132396**	RESOLUTION MODIFYING THE REQUIREMENTS ON THE USE OF CERTAIN PROPERTY OWNED BY HABITAT FOR HUMANITY PURSUANT TO FLORIDA STATUTE 125.38; DELETING THE REQUIREMENT FOR A CHILD DAY-CARE FACILITY IN EXCHANGE FOR ADDITIONAL AFFORDABLE HOUSING UNITS; AND AUTHORIZING EXECUTION OF DOCUMENTS NECESSARY FOR SUCH PURPOSE
Notes	The proposed resolution modifies the requirements on the use of certain property owned by Habitat for Humanity, deleting the requirement for a child day-care facility, pursuant to Section 125.38 of the Florida Statutes, in exchange for additional affordable housing units. The deletion of the currently existing requirement that Habitat construct a child day-care facility, in exchange for Habitat agreeing to construct a minimum of 4 additional affordable single family homes, for a total of a minimum of 49 single family homes.
11A6 **132399**	RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO RESEARCH ENROLLMENT OF DIABETIC CHILDREN IN PREKINDERGARTEN PROGRAMS AND TO REPORT BACK TO THE BOARD OF COUNTY COMMISSIONERS WITH PROPOSED RECOMMENDATIONS FOR AVOIDING DISCRIMINATION AND FACILITATING ENROLLMENT OF DIABETIC CHILDREN IN PREKINDERGARTEN PROGRAMS
Notes	The proposed resolution directs the County Mayor or designee to research whether prekindergarten centers in Miami-Dade County turn down diabetic children for enrollment when space is available, and to provide a report to the BCC within ninety (90) days with proposed recommendations for preventing discrimination and facilitating enrollment of diabetic children in prekindergarten programs in Miami-Dade County.
11A7 **132443**	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PROVIDE TO THIS BOARD A REPORT DISCLOSING THE COSTS INCURRED BY THE COUNTY IN RE-ADVERTISING COUNTY CONTRACTS DURING THE LAST TWELVE MONTHS
Notes	The proposed resolution directs the Mayor or his designee to prepare a report disclosing the costs incurred by the County in re-advertising contracts during the last twelve months. For purposes of this resolution, contracts include but are not limited to all purchases of goods and services, including professional services and leases. However, the contracts covered by this resolution are limited to purchases that are estimated in value to be over two hundred and fifty thousand dollars ($250,000). Furthermore, the Mayor or his designee is directed to provide a copy of this report to the Board of County Commissioners within sixty (60) days.
11A8 **132470**	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PREPARE A REQUEST FOR PROPOSALS (RFP) TO SELECT A CATTLE SHOW MANAGER IN TIME FOR THE 2015 MIAMI INTERNATIONAL AGRICULTURE, HORSE AND CATTLE SHOW AND TO ADVERTISE THE RFP NO LATER THAN APRIL 1, 2014
Notes	The proposed resolution directs the County Mayor or his designee to prepare a Request for Proposal (RFP) to select a Cattle Show Manager for the 8th Annual Miami International Agricultural Horse and Cattle Show (MIAHCS) to be held in April of 2015, as well as for at least 4 years thereafter. The RFP is to be advertised no later than April 1, 2014. Furthermore, the RFP should include provisions and allowances for sponsorships and public-private partnerships in order to raise money for the MIAHCS and reduce its reliance on general fund monies.
11A9 **132192** **Supp.** **140044**	RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO UPDATE COUNTY LOGO AND COUNTY SLOGAN SUPPLEMENT REGARDING RESOLUTION DIRECTING COUNTY MAYOR OR DESIGNEE TO UPDATE COUNTY LOGO AND COUNTY SLOGAN
Notes	The proposed resolution directs the County Mayor or his designee to solicit designs for a newly "refreshed" County logo and a County slogan

<table>
<tr><th>Item No.</th><th>Research Notes</th></tr>
<tr><td></td><td>with the intent to market the County as a destination for business and tourism, as well as a municipal service provider, and to present such “refreshed” logo, brand, and slogan to the Board of County Commissioners (BCC) for consideration within 120 days of the effective date of this resolution.

In creating and evaluating the solicitation, the County Mayor or his designee will consult with the Greater Miami Convention and Visitor’s Bureau, the Greater Miami Chamber of Commerce and solicit in-kind support from local advertising firms.

Furthermore, the BCC directs that, upon approval of the new County logo and County slogan, the County Mayor or his designees begin phasing the new County logo, brand, and slogan into use throughout the County in a manner that does not incur additional costs.

The Supplement provides amendments to the item to clarify that the slogan should also reflect the County as a municipal service provider and emphasize that the roll-out of the new slogan and logo will be cost neutral.</td></tr>
<tr><td>11A10
140053</td><td>RESOLUTION URGING THE FLORIDA LEGISLATURE TO REQUIRE SEXUAL PREDATORS AND OFFENDERS WHO ARE TRANSIENT TO (I) PROVIDE MORE SITE-SPECIFIC INFORMATION AS TO WHERE THEY ARE LOCATED AND TO LIST SUCH INFORMATION ON THEIR DRIVER’S LICENSES AND IDENTIFICATION CARDS AND (II) REGISTER WITH LAW ENFORCEMENT EVERY MONTH; FURTHER URGING THE LEGISLATURE TO MAKE IT A THIRD DEGREE FELONY FOR TRANSIENT SEXUAL PREDATORS AND OFFENDERS TO FAIL TO MEET THESE REQUIREMENTS</td></tr>
<tr><td>Notes</td><td>The proposed resolution urges the Florida Legislature to do the following:
• Require sexual predators and offenders who do not have a permanent or temporary address to provide more site-specific information as to where they are located and to list such information on their driver’s licenses and identification cards;
• Require transient sexual predators and offenders register monthly to increase the ability to track and monitor these individuals, and enforce state laws; and
• Make it a third degree felony for transient sexual predators and offenders to fail to include site-specific location on the driver license or identification card or to fail to register every month.
• Furthermore, the Office of Intergovernmental Affairs is directed to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).</td></tr>
<tr><td>11A11
140065</td><td>RESOLUTION URGING CONGRESS TO ENACT LEGISLATION KNOWN AS FAMILY AND MEDICAL INSURANCE LEAVE ACT OR SIMILAR LEGISLATION TO PROVIDE PAID FAMILY AND MEDICAL LEAVE</td></tr>
<tr><td>Notes</td><td>The proposed resolution urges Congress to pass the Family and Medical Insurance Leave Act or similar legislation.

Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 Federal Legislative Package when it is presented to the BCC.</td></tr>
<tr><td>11A12
132482</td><td>RESOLUTION APPROVING 2014 STATE LEGISLATIVE PRIORITIES</td></tr>
<tr><td>Notes</td><td>The proposed resolution approves the state legislative priorities for the 2014 session.

On January 24, 2012, under Resolution No. 59-12, the BCC directed the Office of Intergovernmental Affairs, when it presents the proposed federal or state legislative agenda respectively to the BCC, to include all “urging” resolutions and other resolutions related to federal or state legislation passed by the BCC to date for the current Congress or session.

Subsequently, on September 17, 2013, under Resolution No. 764-13, the BCC directed that the federal and state legislative packages each be presented to the BCC in two separate companion items: (1) one consisting of no more than ten (10) priorities for distribution to the Miami-Dade Legislative Delegation, and the other (2) to include guiding principles, Board “urging” resolutions enacted to date and departmental items for approval by the BCC. Upon the priorities being approved and effective, incorporating any amendments by the Board, the Chair of the Board, or a County Commissioner designated by the Chair, they will be transmitted to the respective federal or state legislative delegation.

The BCC will determine the 10 priorities. Currently, there are three (3) Critical Priorities:
Critical Priorities Adopted by the BCC
• County Share of Medicaid Costs
<u>Support</u> to repeal or reform the methodology of calculating the County share of Medicaid costs adopted by the Florida Legislature in SB1520.
• Film and Entertainment Tax Credit Incentive Program
<u>Support</u> a long-term commitment to fund the current film, television, and entertainment production tax credit incentive program.
• Miami-Dade County Home Rule Charter
<u>Oppose</u> any bill or joint resolution filed for consideration by the Florida Legislature that would adversely affect the Miami-Dade County Home Rule Charter or preempts local Home Rule.</td></tr>
<tr><td>11A13
132483</td><td>RESOLUTION APPROVING 2014 STATE LEGISLATIVE GUIDING PRINCIPLES,'' URGING'' RESOLUTIONS ADOPTED BY THE BOARD TO DATE AND DEPARTMENTAL LEGISLATIVE REQUESTS</td></tr>
<tr><td>Notes</td><td>The proposed resolution approves state legislative guiding principles, “urging” resolutions adopted by the Board of County Commissioners (BCC) to date and departmental legislative requests for the 2014 session of the Florida Legislature.

On January 24, 2012, under Resolution No. 59-12, the BCC directed the Office of Intergovernmental Affairs, when it presents the proposed federal or state legislative agenda respectively to the BCC, to include all “urging” resolutions and other resolutions related to federal or state legislation passed by the BCC to date for the current Congress or session.</td></tr>
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11A14 140057	RESOLUTION URGING THE GOVERNOR AND FLORIDA LEGISLATURE TO MAINTAIN STATE FUNDING FOR THE REMAINING ALLOCATIONS PROGRAMMED FOR THE FISCAL YEAR 2014-2015 FOR THE -50/52 FEET PORT OF MIAMI DEEP DREDGE PROJECT
Notes	The proposed resolution urges the Governor and Florida Legislature to maintain state funding for the remaining allocations programmed for the fiscal year 2014-2015 for the -50/52 feet Port of Miami Deep Dredge Project. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A15 140048	RESOLUTION EXPRESSING CONCERNS RELATED TO SB 372 OR SIMILAR LEGISLATION THAT WOULD HAVE THE EFFECT IN MIAMI-DADE COUNTY OF REMOVING THE DEVELOPMENT OF REGIONAL IMPACT REQUIREMENT FOR PROPOSED LARGE-SCALE DEVELOPMENT OUTSIDE THE URBAN DEVELOPMENT BOUNDARY; URGING THE FLORIDA LEGISLATURE TO AMEND SB 372 TO REMOVE THIS LANGUAGE
Notes	The proposed resolution urges the Florida Legislature to amend SB 372 to continue to require a Development of Regional Impact (DRI) for a proposed large-scale urban development outside the Urban Development Boundary (UDB) in Miami-Dade County. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC). Currently, a DRI is required in Miami-Dade County for a proposed large-scale urban development outside the UDB.
11A16 140060	RESOLUTION URGING THE FLORIDA LEGISLATURE TO AMEND SENATE AND HOUSE RULES OF PROCEDURE TO IMPOSE ON THE LEGISLATURE THE SAME REQUIREMENTS RELATED TO PROVIDING THE PUBLIC A REASONABLE OPPORTUNITY TO BE HEARD THAT THE LEGISLATURE IMPOSED ON LOCAL GOVERNMENTS THROUGH THE ENACTMENT OF CHAPTER 2013-227, LAWS OF FLORIDA
Notes	The proposed resolution urges the Florida Legislature to amend Senate and House Rules of Procedure to impose on the Legislature the same requirements related to providing the public a reasonable opportunity to be heard that the Legislature imposed on local governments through the enactment of Chapter 2013-227, Laws of Florida. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A17 140071	RESOLUTION URGING THE FLORIDA LEGISLATURE TO ADDRESS THE HUMAN TRAFFICKING OF CHILDREN BY ENACTING NEW OR STRICTER PENALTIES FOR IMPROPERLY DISCLOSING THE LOCATION OF A FOSTER HOME, SAFE HOUSE, OR GROUP HOME, AND FOR THREATENING OR INTIMIDATING FOSTER HOME PARENTS OR STAFF AT SAFE HOUSES OR GROUP HOMES
Notes	The proposed resolution urges the Florida Legislature to enact new or stricter penalties for improperly disclosing the location of a foster home, safe house, or group home, and for threatening or intimidating foster home parents or staff at safe houses or group homes. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A18 140039	RESOLUTION URGING THE FLORIDA LEGISLATURE TO AUTHORIZE ADDITIONAL FUNDING FOR TRANSPORTATION IMPROVEMENTS, INCLUDING ROADS AND TRANSIT, BY ALLOWING LOCAL GOVERNMENTS TO INCREASE THE RENTAL CAR SURCHARGE AND CONVENTION DEVELOPMENT, TOURIST DEVELOPMENT AND FOOD AND BEVERAGE TAXES
Notes	The proposed resolution urges the Florida Legislature to provide additional funding for transportation improvements, including roads and transit, by authorizing local governments to increase the rental car surcharge, Convention Development, Tourist Development and Food and Beverage Taxes for the express purpose of funding transportation improvements. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A19 132355	RESOLUTION URGING THE FLORIDA LEGISLATURE, THE FLORIDA SECRETARY OF STATE AND OTHER APPLICABLE STATE AGENCIES TO PROVIDE FUNDING FOR CAMP MATECUMBE
Notes	The proposed resolution urges the Florida Legislature, the Division of Historical Resources of the Florida Secretary of State's Office and other applicable state agencies to provide state funding for Camp Matecumbe, including, but not limited, to: • Funding for the preservation and restoration of historically significant buildings such as the gymnasium, cafeteria and chapel; • Funding for parks, recreational and educational programs and facilities; and • Any other funding that may be made available that may be applicable to Camp Matecumbe. Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A20 140038	RESOLUTION SUPPORTING HB 341 OR SIMILAR LEGISLATION THAT WOULD PROHIBIT SMOKING A TOBACCO PRODUCT IN A MOTOR VEHICLE IN WHICH ANOTHER PERSON WHO IS A MINOR IS PRESENT
Notes	The proposed resolution supports HB 341 or similar legislation that would prohibit smoking a tobacco product in a motor vehicle in which another person who is a minor is present, and urges the Florida Legislature to enact such legislation.

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	Furthermore, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board of County Commissioners (BCC).
11A21 **140089**	RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO FINALIZE NEGOTIATIONS WITH MIAMI HEAT LIMITED PARTNERSHIP, BASKETBALL PROPERTIES, LTD. AND ITS AFFILIATES, AS NECESSARY, FOR AN EXTENSION OF THE TERM OF THE AMERICAN AIRLINES ARENA AGREEMENTS, SUBJECT TO SUBSEQUENT BOARD CONSIDERATION AND APPROVAL
Notes	The proposed resolution directs the County Mayor or his designee to finalize negotiations with Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates for said extension and present all necessary agreement to the Board of County Commissioners (BCC) for its consideration and approval within thirty (30) days from the effective date of this resolution. However, if the County Mayor or his designee is unable to successfully negotiate the terms of such agreement within the requisite time period, a report detailing the status of the negotiations will be presented to this BCC instead. On November 20, 2012, Basketball Properties, Ltd. exercised its contractual option to negotiate an extension of the term of the Management Agreement. An extension of the term of the Management Agreement and the other related agreements by and among the County, Basketball Properties, Ltd., the Miami Heat Limited Partnership and their affiliates related to the American Airlines Arena, will assure that the Miami Heat remain in Miami-Dade County and play at the American Airlines Arena for the next 25 years. The will have to be amended to evidence the extension of the term.