



Miami-Dade Board of County Commissioners
Office of the Commission Auditor

Board of County Commissioners Meeting

July 18, 2017
9:30 A.M.
Commission Chambers

Office of the Commission Auditor
111 N.W. First Street, Suite 1030
Miami, FL 33128
(305) 375-2524

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III 171759	BOARD DIRECTIVES QUARTERLY REPORT
Notes	<p>Pursuant to Resolution No. R-256-10, this item is the Board Directives Quarterly Report for past due directives up to June 30, 2017. At the April 18, 2017, Board meeting, when the last quarterly report was submitted, the Board had concerns regarding the amount of outstanding Board directives.</p> <p>Since that meeting, the Office of the Commission Auditor met with the County Mayor's Policy and Legislative Affairs Unit (Policy Staff) to address the backlog and discuss ways to improve the process to achieve a higher timely completion rate. According to the Policy Staff, some of the reasons for delays in completing Board directives included technical issues, staffing challenges and quantity of directives requests. Policy Staff stated that the following solutions are being implemented to streamline the current process.</p> <ol style="list-style-type: none"> 1. A Request for Proposal (RFP) relating to the procurement of a comprehensive agenda management system has been issued by the Information Technology Department and is currently under review. This software would ultimately solve the discrepancies in how the information is viewed by the stakeholders in the process. 2. The Mayor's Office has hired a Policy Staff Director and a Senior Policy Analyst and they are treating the directives backlog as a top priority. 3. The Policy Staff has assumed a more proactive role in ensuring that deadlines are appropriately noted in the system prior to assigning directives to Deputy Mayors/Senior Advisor. 4. In an effort to manage the amount of directives being received, Policy Staff has been conducting weekly and monthly meetings with staff reporting to the Deputy Mayors/Senior Advisor to discuss the status of outstanding directives. <p>There has been a significant reduction in the amount of outstanding directives. OCA continues to collaborate with the Clerk of the Board and the Mayor's Office to ensure that Board directives are handled as a top priority.</p>
4A 171758	ORDINANCE RELATING TO ZONING; AMENDING SECTIONS 33-84, 33-96, 33-107, 33-284.87, 33-314, 21-166, 21-169, AND 33C-2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING STANDARDS, CRITERIA, AND PROCEDURES RELATED TO DIGITAL KIOSK SIGNS; MAKING TECHNICAL AMENDMENTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	<p><u>ISSUE/REQUESTED ACTION</u> This ordinance proposes changes to the County Code relating to zoning. The amendments reflect technical and procedural changes.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Amending the following Sections of the County Code: 33-84 (definitions), 33-96 (illumination), 33-107 (Class C commercial signs), 33-284.87 (signs), 33-314 (direct applications and appeals to the County Commission), 21-166 (bus shelter location and extension onto private property), 21-169 (exemption of</p>

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	<p>signs from zoning requirements), and 33C-2 (Rapid Transit Zone).</p> <p><u>PROCEDURAL HISTORY</u></p> <ul style="list-style-type: none"> - 07/07/2017: Requires municipal notification by the BCC. This impacts several cities therefore a six-week notice is required. - This item is scheduled for first reading. <p><u>ANALYSIS/FINDINGS</u></p> <p>This item deals mainly with digital kiosk signs, which are meant to interact with pedestrians, be used for advertising, as well as offer valuable information such as bus routes.</p> <p>The proposed changes update the current Code to include several provisions that relate to kiosk signs, such as emitting auditory messages when pedestrians interact with it, or illuminating, but must not impact drivers or those who are not interacting with the sign; the item also includes other specifications into the lighting patterns allowed, and the size specifications for the signs. It also states that kiosks placed by the County shall provide Wi-Fi, bus routes and schedules, charging stations, and other useful pedestrian information.</p> <p>The item updates the definition for “Kiosk Signs” to: “A detached, dual-face sign placed within a base and affixed or permanently attached to the ground, >>where the sign face is<< similar in dimensions to a bus-shelter sign. >>The kiosk structure shall be of pedestrian scale and may also contain Wi-Fi or other equipment that is housed in a compartment that screens the equipment from view.”</p> <p>The item also amends Sec. 21-169 and 33C-2 to specify the exemptions of signs from zoning requirements, as well as the specifications for the Rapid Transit Zone. The "Rapid Transit Zone" consists of all land area, including surface, subsurface, and appurtenant airspace, heretofore or hereafter designated by the Board of County Commissioners as necessary for the construction of the fixed-guideway portion of the Stage I Rapid Transit System, including all station sites, parking areas and yard and maintenance shop facilities.</p> <p><u>FISCAL IMPACT</u></p> <p>No fiscal impact has been determined.</p>
<p>4B 171654</p>	<p>ORDINANCE RELATING TO ENVIRONMENTAL PROTECTION; AMENDING SECTIONS 24-44 AND 8CC-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REQUIRING THE POSTING OF NOTICE OF CONTAMINATION ON PROPERTY WHERE ANY PERSON RESIDES; REQUIRING CERTAIN INFORMATION TO BE INCLUDED IN THE POSTED NOTICE; REQUIRING LABORATORY RESULTS AND OTHER INFORMATION TO BE PROVIDED TO THE COUNTY; PROVIDING FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING FOR DELAYED ENFORCEMENT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should approve amending Sections 24-44 and 8CC-10 of the Code to accomplish</p>

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	<p>the following:</p> <ul style="list-style-type: none"> • Requiring availability of information to residents about environmental contamination; • Requiring certain information to be included in the posted notice; • Requiring laboratory results and other information to be provided to the County; • Providing enforcement by civil penalty; and • Providing for delayed enforcement. <p><u>APPLICABLE LEGISLATION/POLICY</u></p> <p>Section 24-44 and Sec. 8CC-10 of the County Code are being amended. The ordinance will enhance civil penalties to those who commit violations, including:</p> <ul style="list-style-type: none"> • Failure to post notice of contaminated site; • Failure to provide Department with laboratory results; and • Other violations of subsection 24-44(2)(j)(v). <p>Each of these violations has a civil penalty of \$500.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u></p> <p>The item was deferred at the July 6, 2017 Board meeting.</p> <p><u>ANALYSIS/FINDINGS</u></p> <p>This item provides clear specifications on the notice of contamination, such as when and where it should be posted. The ordinance states that currently the County requires that notice about contamination be provided only in certain limited situations, and therefore, many residents may be unaware that contaminants are present on the property where they reside. Section 24-44 as amended notes that within 10 days of the notice of contamination being posted on the property, the party or parties responsible for SRA's shall send a copy of the notice, laboratory results that comply with Chapter 62-160, and forward a site sketch to the department. In addition to the posting requirements, whenever a party or parties responsible for SRAs receives or has knowledge of laboratory analytical results that comply with appropriate quality assurance protocols, the party or parties responsible for SRA shall submit such laboratory analytical results to the Department.</p> <p>Broward County maintains a search database that is accessible to residents that provides information on known contaminated locations within Broward County. These sites include those contaminated with petroleum and non-petroleum constituents. Site information furnished includes facility name, number, location and type, site program type, description of contamination identified, current cleanup status and remediation progress.¹ County residents can look up what properties and areas are considered contaminated but are not necessarily notified directly as this ordinance would encourage.</p> <p><u>FISCAL IMPACT</u></p> <p>N/A</p>
4C 171755	ORDINANCE RELATING TO THE N.W. 7TH AVENUE CORRIDOR COMMUNITY

¹ <http://webapps2.broward.org/dpepcl/search.htm>

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	REDEVELOPMENT AGENCY; AMENDING SECTION 2-1889 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REAPPOINTING AND APPOINTING MEMBERS TO THE BOARD OF COMMISSIONERS; DESIGNATING CHAIR AND VICE CHAIR; PROVIDING FOR FUTURE APPOINTMENT OF OFFICERS AND MEMBERS BY RESOLUTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should amend Section 2-1889 of the Code to appoint members to the N.W. 7th Avenue Corridor Community Redevelopment Agency (CRA) and designation of a chair and vice chair by resolution.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Florida Statutes Section 163.356 (2) states that when the governing body adopts a resolution declaring the need for a community redevelopment agency, that body shall, <i>by ordinance</i>, appoint a board of commissioners of the community redevelopment agency, which shall consist of not fewer than five or more than nine commissioners.</p> <p>On July 7, 2011, the Board adopted Ordinance No. 06-18, which established the N.W. 7th Avenue Corridor CRA and appointed an initial Board of Commissioners.</p> <p><u>ANALYSIS/FINDINGS</u> The sponsoring commissioner is requiring that future appointments of the Board of Commissioners and Officers of the Agency be done <i>by resolution</i>.</p> <p>In 2010, there was a lawsuit filed by a past Board member in the case of <i>I-95 Frontage, LLC et al vs Miami-Dade County et al</i>, in which the plaintiffs challenged the Board of County Commissioners method of appointing members to the CRA Board, i.e. by resolution. Subsequently, the case went to the Third District Court of Appeal and the County won.²</p> <p>Section 163.356, Florida Statutes, does not prohibit a governing body from appointing members to a CRA Board by resolution or ordinance. However, appointing members by resolution is considered to be the more efficient and expedient method.</p> <p><u>FISCAL IMPACT</u> N/A</p>
4F 171750	ORDINANCE GRANTING PETITION OF S.W. 112 INVESTMENTS, LLC, FOR ESTABLISHMENT OF A COMMUNITY DEVELOPMENT DISTRICT GENERALLY BOUNDED ON THE NORTH BY SW 232 STREET, ON THE EAST BY HOMESTEAD EXTENSION (FLORIDA TURNPIKE), ON THE SOUTH BY SW 236 STREET, AND ON THE WEST BY SW 112 AVENUE; CREATING AND ESTABLISHING LANDINGS AT MIAMI COMMUNITY DEVELOPMENT DISTRICT; PROVIDING FOR NAME, POWERS AND DUTIES; PROVIDING

² <http://www.3dca.flcourts.org/Opinions/3D13-0136.pca.pdf>

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	DESCRIPTION AND BOUNDARIES; PROVIDING INITIAL MEMBERS OF BOARD OF SUPERVISORS; ACCEPTING PROFFERED DECLARATION OF RESTRICTIVE COVENANTS; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should adopt the Ordinance creating the Landings at Miami Community Development District (CDD) in unincorporated Miami-Dade County (County), subject to the acceptance of the declaration of restrictive covenants running with the lands within the jurisdiction of the CDD.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Authority for the CDD is granted by the Miami-Dade County Home Rule Charter, pursuant to the procedures and factors set forth in Section 190.046 of the Florida Statutes.</p> <p>A declaration of restrictive covenants has been submitted consistent with the requirements of Resolution No. R-413-05, adopted by the Board on April 5, 2005, and as amended by Resolution No. R-883-06, which was adopted on July 18, 2006, to add language regarding the option to pay capital assessments in full at the time of closing. The declaration of restrictive covenants provides for:</p> <ul style="list-style-type: none"> • notice in the public records of the projected taxes and assessments to be levied by the Landings at Miami CDD; • individual prior notice to the initial purchaser of a residential lot or unit within the development; and • provisions for remedial options to initial purchasers whose contract for sale did not include timely notice of the existence and extent of CDD liens and special assessments. <p><u>ANALYSIS/FINDINGS</u> According to the Social Equity statement, the proposed Ordinance grants a petition for the creation of the Landings at Miami CDD.</p> <p>S.W. 112 Investments, LLC, (“Petitioner”), the owner of the Landings at Miami Development, has filed an application to create the Landings at Miami CDD in connection with said development. The Landings at Miami CDD is designed to provide a financing mechanism for community infrastructure, facilities, and services, along with certain ongoing operations and maintenance for the Landings at Miami CDD. The development plan for the lands within the proposed Landings at Miami CDD includes construction of 168 single family units and 300 townhome units with associated roadway improvements, storm water management system, wastewater collection system, water distribution system, and recreational area improvements and facilities, which are estimated to cost approximately \$13.144 million. This development has private roads that are to be maintained by a HOA or the Landings at Miami CDD.</p> <p><u>FISCAL IMPACT</u> The creation of the Landings at Miami CDD will have no fiscal impact to the County. CDD funding is derived from assessments levied against the properties within the CDD, which are secured by a lien against the properties and collected directly by the CDD or through the annual Combined Real Property tax bill pursuant to an interlocal agreement with the County.</p>

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	In accordance with Florida Statutes 190, the Petitioner has paid a filing fee of \$15,000.00 to the County.
4G 171724	ORDINANCE RELATING TO ZONING; AMENDING SECTIONS 33-302 AND 33-303 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING REGULATIONS FOR APPROVAL OF GOVERNMENTAL FACILITIES TO PROVIDE FOR APPROVAL OF COUNTY FACILITIES WHERE THE COUNTY RETAINS JURISDICTION IN INCORPORATED AREAS; REORGANIZING EXISTING CODE PROVISIONS SETTING FORTH THE COUNTY’S ZONING JURISDICTION AND EXEMPTIONS FOR GOVERNMENTAL FACILITIES HEARINGS; UPDATING DEFINITIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	<p><u>ISSUE/REQUESTED ACTION</u> This ordinance proposes changes to the County Code, relating to zoning. Amendments relate to jurisdiction for incorporated areas, and formatting/reorganizing existing code provisions.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Amending County Code Sections 33-302 (definitions) and 33-303 (exclusive procedure). Ordinance No. 74-47 which created the Miami-Dade County Administrative Committee, which is listed in Section 33A-5 (definitions): The words "Developmental Impact Committee (Committee)" shall mean and refer to the Miami-Dade County Administrative Committee, created by Ordinance No. 74-47 of the Board of County Commissioners, adopted on June 18, 1974.</p> <p><u>PROCEDURAL HISTORY</u> - 7/11/2017: Requires municipal notification by the Board. This impacts several cities therefore a six-week notice is required. - This item is scheduled for first reading.</p> <p><u>ANALYSIS/FINDINGS</u> Similar to item 4A (171758), relating to zoning, this item seeks to amend the County Code. It will amend Sec. 33-302 definitions for “Developmental Impact Committee,” “Director,” and “Department.” Sec. 33-303 develops an exclusive procedure for zoning in the unincorporated areas or where the County retains zoning jurisdiction in incorporated areas. The item makes an exception for approval of governmental facilities, including any airport or seaport properties.</p> <p><u>FISCAL IMPACT</u> This ordinance has no fiscal impact</p>
5B 171551	ORDINANCE EXTENDING AMNESTY PERIOD CREATED BY ORDINANCE NO. 16-24 FOR AN ADDITIONAL NINE MONTHS, COMMENCING AUGUST 26, 2017 AND ENDING MAY 26, 2018; EXTENDING A LIMITED EXCEPTION FROM CIVIL PENALTIES AND LIENS FOR CODE VIOLATIONS RELATING TO AUTO REPAIR SHOP BUSINESSES UPON AN OWNER’S COMPLIANCE WITH THE BUILDING AND ZONING CODES; PROVIDING SEVERABILITY,

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	EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve an ordinance providing an exception from civil penalties and liens during a nine-month amnesty period for noncompliant auto repair shops to correct zoning and building code violations.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Ordinance No. 16-24, approved by the Board on February 17, 2016, waived any and all civil penalties related to the enforcement of the building and zoning codes in connection with auto repair shop operations that are being conducted outdoors provided the owner corrects the code violations within an 18-month amnesty period.</p> <p><u>PROCEDURAL HISTORY</u> The proposed ordinance was adopted on first reading as amended at the June 20, 2017 Board meeting. The amendment suspends the Rules of Procedure to eliminate the requirement for a public hearing before a committee of the Board and instead schedules a public hearing and second reading before the Board at its July 18, 2017 meeting.</p> <p><u>ANALYSIS</u> The County Code requires certain businesses, such as auto repair shops, to be in enclosed buildings to minimize potential compatibility issues. However, many auto repair shops perform work outside to move vehicles and to ensure proper ventilation. Ordinance No. 16-24 created a limited exception from civil penalties and liens resulting from building code and zoning code violations for auto repair shop businesses with operations being conducted outdoors in the front of the property. The ordinance established an 18-month amnesty period, giving businesses an opportunity to cure code violations therein. That amnesty period ends on August 26, 2017.</p> <p>This item extends the end date by nine months, through May 26, 2018, affording businesses not yet in compliance a final opportunity to rectify code violations. Exemption from penalties is contingent on the property owner correcting all zoning and building code violations and paying all enforcement costs during the amnesty period. The proposed ordinance shall not apply in the event that the County commenced a civil action to collect on the civil penalties or to foreclose a lien nor shall the ordinance serve as a defense against any such action or against any enforcement action brought by the County.</p> <p>A similar item – File No. 171718 – proposes to extend the amnesty period by one year for homeowners to become compliant with building code violations. The item was forwarded to the Board with a favorable recommendation by the Government Operations Committee at its July 11, 2017 meeting.</p> <p><u>Input from the Regulatory and Economic Resources Department</u></p> <ol style="list-style-type: none"> 1. There is no significant fiscal impact to the County. This would just extend the period by which auto repair shops must become compliant. 2. A notice with the new deadline will be sent to auto repair shops by neighborhood compliance staff in the Department of Regulatory and Economic Resources. Compliance is determined by whether the auto body repair shop is meeting the established Code standards. 3. No procedures and documents have to be developed. Note that this item is extending an

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	<p>existing amnesty period.</p> <p><u>FISCAL IMPACT</u> According to the Fiscal Impact statement accompanying this item, the Neighborhood Enforcement Unit maintains 33 active enforcement cases for auto repairs being conducted outside enclosed buildings. This is a very small percentage of the Unit's overall enforcement activities. Furthermore, since the exemption from civil penalties is conditioned upon correction of the violation within the amnesty period and the County is permitted to recuperate direct enforcement costs, implementation of the proposed ordinance should not have a fiscal impact.</p>
<p>5C 171492</p>	<p>ORDINANCE AUTHORIZING ISSUANCE FROM TIME TO TIME OF MIAMI-DADE COUNTY, FLORIDA SEAPORT COMMERCIAL PAPER (CP) NOTES, IN ONE OR MORE SERIES, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$200,000,000.00 OUTSTANDING AT ANY ONE TIME, FOR PURPOSE OF PROVIDING INTERIM FINANCING OF SEAPORT CAPITAL IMPROVEMENT PROGRAM (CIP) PROJECTS, INCLUDING PAYING CP NOTES; AUTHORIZING ISSUANCE FROM TIME TO TIME OF NOT TO EXCEED \$400,000,000.00 AGGREGATE PRINCIPAL AMOUNT MIAMI-DADE COUNTY, FLORIDA SEAPORT REVENUE BONDS, IN ONE OR MORE SERIES, FOR PURPOSE OF FINANCING SEAPORT CIP PROJECTS, INCLUDING PAYING CP NOTES, PURSUANT TO SECTION 207 OF ORDINANCE NO. 88-66, AS AMENDED; PROVIDING FOR ESTABLISHMENT OF DETAILS OF CP NOTES AND BONDS BY SUBSEQUENT RESOLUTIONS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO OBTAIN PROPOSALS FOR SELECTION OF COMMERCIAL PAPER DEALER(S), ISSUING AND PAYING AGENT(S) AND CREDIT PROVIDER(S) IN CONNECTION WITH CP NOTES; AND PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE [SEE AGENDA ITEM 5D]</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve an ordinance that authorizes the following: (1) issuance of Seaport commercial paper notes in an amount not to exceed \$200 million outstanding at any one time to provide temporary financing for a portion of the cost of PortMiami's Capital Improvement Program (CIP); (2) issuance of \$400 million in Seaport revenue bonds to take out the notes and/or fund the CIP; and (3) the procurement of a credit provider, commercial paper dealer and issuing and paying agent.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Pursuant to Ordinance No. 88-66, as amended by Ordinance No. 14-34, the County is authorized to issue revenue bonds from time to time secured by PortMiami net revenues to finance or refinance capital expenditures for the operation of PortMiami properties.</p> <p>Also see Florida Statutes Section 125.013 (General Obligation and Revenue Bonds), governing the County's authority to issue bonds.</p> <p><u>PROCEDURAL HISTORY</u> The proposed ordinance was adopted on first reading at the June 20, 2017 Board meeting and is scheduled for public hearing at the July 18, 2017 Board meeting.</p>

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	<p><u>ANALYSIS</u></p> <p>This item proposes an ordinance to provide PortMiami the ability to utilize up to \$200 million in commercial paper notes at any one time to support the department's CIP. Under the ordinance, a Commercial Paper Program will be implemented to provide interim financing for PortMiami's current five-year \$442 million CIP, the majority of which has already been approved by the Board. The specific timeframe for commercial paper is up to three years. The ordinance provides for the issuance of \$400 million in revenue bonds to take out the notes. More specifically, the \$400 million in Seaport Revenue Bonds will be used to pay off the commercial paper program when it expires and fund the remainder of the CIP not funded by the commercial paper program.</p> <p>The ordinance also directs the department to procure and select a credit provider, commercial paper dealer and issuing and paying agent in connection with the notes.</p> <p><u>Input from PortMiami</u></p> <ol style="list-style-type: none"> 1. Commercial paper is a debt facility allowing funds to be drawn as needed up to the limit. \$200 million is the limit for this program. The draws are sold as interest-bearing short-term notes not exceeding 270 days. The notes continue to be bought and sold in the markets during the program term. This program term is up to three years. Commercial paper works on a spot interest rate, which is considerably lower than long-term, fixed-rate debt. 2. The largest portion of CIP projects are typically financed with debt. Portions of some projects are supported by grants or private party contributions. Terminal A is an exception where Royal Caribbean is financing the majority of the project cost. Terminal AA negotiations are not final but it is envisioned to have similarities. The required Master Plan update is in progress thus some long range needs are subject to change. Big projects over the long-term under consideration could include Cruise Terminal AAA and K, continued densification of other Terminal Operator cargo yards, completion of an inland port development and replacing aged infrastructure when it reaches the end of its useful life. The highest and best use for the Southwest Corner has yet to be determined and could become another long range project. 3. The Finance Dept. selected the commercial paper dealer(s) using a competitive solicitation. Dealer(s) were selected based on their response to a solicitation including their costs and fees. 4. The "Act" referenced in the ordinance refers to Florida Statutes Chapters 125 and 166 under which Miami-Dade County issues bonds. The \$200 million commercial paper notes will not be used to pay for non-CIP projects. 5. The \$400 million in additional bonds include bonds issued to replace the \$200 million in commercial paper when it expires and additional revenue bonds to complete the CIP through FY 2021. <p><u>FISCAL IMPACT</u></p> <p>The ordinance authorizes: (1) the issuance of Notes to be paid from sources described in, or pursuant to, subsequent resolution or resolutions adopted by the Board, which may include proceeds from Notes and/or Additional Bonds, Net Revenues, draws under a credit facility, and (2) the issuance of a Credit Facility by a bank, which will secure the Notes and be secured by a covenant to budget and appropriate "legally available non-ad-valorem revenues" of the County.</p>

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5D 171599	<p>RESOLUTION APPROVING ISSUANCE FROM TIME TO TIME OF MIAMI-DADE COUNTY, FLORIDA SEAPORT COMMERCIAL PAPER NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$200,000,000.00 OUTSTANDING AT ANY ONE TIME; APPROVING PLAN OF FINANCE AFTER PUBLIC HEARING AS REQUIRED BY SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED; APPROVING CERTAIN DETAILS WITH RESPECT TO SUCH COMMERCIAL PAPER NOTES, INCLUDING DISTRIBUTION OF OFFERING MEMORANDUM; APPOINTING COMMERCIAL PAPER DEALER, LETTER OF CREDIT PROVIDER AND ISSUING AND PAYING AGENT; APPROVING FORMS OF CERTAIN RELATED AGREEMENTS; AUTHORIZING AMOUNTS DUE TO LETTER OF CREDIT PROVIDER TO BE PAYABLE FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES THAT COUNTY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY, IF NET REVENUES ARE INSUFFICIENT; DELEGATING DETERMINATION OF FINAL TERMS OF SAID COMMERCIAL PAPER NOTES TO COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE, SALE, EXECUTION AND DELIVERY OF COMMERCIAL PAPER NOTES; WAIVING PROVISIONS OF RESOLUTION NO. R-130-06, AS AMENDED; PROVIDING SEVERABILITY AND EFFECTIVE DATE [SEE AGENDA ITEM NO. 5C]</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should authorize the following actions:</p> <ul style="list-style-type: none"> (1) the issuance, from time to time, of commercial paper notes in an amount not to exceed \$200 million at any one time for PortMiami; (2) appointment of the Commercial Paper Dealer, letter of credit provider and paying agent; (3) the form and delivery of certain related agreements; (4) amounts payable to the letter of credit (LOC) provider, to be payable from legally available non-ad valorem revenues that the County covenants to budget and appropriate annually if net revenues are insufficient; and (5) Waiving Resolution No. 130-06, which requires that contracts be finalized and executed prior to being placed on a commission agenda. <p><u>APPLICABLE LEGISLATION/POLICY</u> Pursuant to Ordinance No. 88-66, as amended by Ordinance No. 14-34, the County is authorized to issue revenue bonds from time to time secured by PortMiami net revenues to finance or refinance capital expenditures for the operation of PortMiami properties.</p> <p>Also see Florida Statutes Section 125.013 (General Obligation and Revenue Bonds), governing the County’s authority to issue bonds.</p> <p><u>PROCEDURAL HISTORY</u> N/A</p> <p><u>ANALYSIS</u> This is the companion item to File No. 171492 (Commercial Paper Program Ordinance), which is also on the July 18, 2017 Board agenda. This item implements the temporary financing framework set forth</p>

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	<p>in the ordinance for the issuance of up to \$200 million in commercial paper notes, at any one time, for PortMiami Capital Improvement Plan (CIP) Projects totaling \$442 million. This Commercial Paper Program will also require the issuance of up to \$400 million in Seaport revenue bonds which will be used to repay the commercial paper debt (i.e., once the initial \$200 million limit is reached, PortMiami may issue bonds to take out that first \$200 million and then commence issuing an additional set of commercial paper notes of up to \$200 million). The \$200 million will be used as needed during the first years of the \$442 million CIP. This allows PortMiami to pay interest expenses only on the amount used for CIP Projects. The balance of the CIP will be funded with Seaport Revenue Bonds. Exhibit A to the resolution shows a lumped project cost for CIP projects by category – Cruise Terminal Related Projects and Cargo, Other Seaport Improvements. A table (Attachment 1 to Research Notes) was provided by PortMiami and displays the project cost for each line item included in Exhibit A as well as the estimated project completion date.</p> <p>After a competitive selection process and based on factors including but not limited to fees, term, experience and commitment amount, the County’s Enterprise Segments Financial Advisor, Hilltop Securities, recommends the selection of Bank of America, N.A. as the LOC provider, Merrill Lynch, Pierce, Fenner & Smith, Incorporated as Dealer, and U.S. Bank National Association as paying agent.</p> <p>Resolution No. R-130-06 provides that any County contract with a third-party be finalized and executed prior to its placement on a County commission or committee agenda. The execution of the LOC agreement and other documents related to the Notes will not occur until after the effective date of the CP Award Resolution. Therefore, a waiver of Resolution No. R-130-06 is required.</p> <p><u>FISCAL IMPACT</u></p> <p>The principal on the Notes will be paid solely from (i) funds drawn under the LOC, (ii) proceeds of Additional Bonds and/or Subordinated Bonds, or (iii) a rollover of the maturing series of Notes or the issuance of additional Notes. The interest on the Notes will be paid solely from (i) funds drawn under the LOC for such purpose, (ii) capitalized Note interest and proceeds of Notes refunding the same, (iii) the proceeds of Additional Bonds or Subordinated Bonds, (iv) the issuance of additional Notes, or (v) legally available Net Revenues. The Notes will be secured by the LOC. The obligations of the County to the LOC provider, as set forth in the Credit Agreement, are secured by a covenant to budget and appropriate “legally available non-ad-valorem revenues” of the County to the extent there are not sufficient Net Revenues of the Department to meet such obligations.</p>
<p>5E 171685</p>	<p>RESOLUTION APPROVING THE JOSEPH CALEB AUDITORIUM EXPANSION, LOCATED AT 5400 NW 22 AVENUE, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve an expansion of the Joseph Caleb Auditorium located in District 3.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Section 33-303 of the Code states that “...the Board of County Commissioners may establish any governmental facility listed as follows where the Board may direct without regard to the zoning or use</p>

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	<p>classification of any particular site or location: public parks, playgrounds and buildings, and structures supplementary and incidental to such uses; domestic violence centers; fire stations; police stations; public auto inspection stations; public water and sewer treatment and distribution facilities; public libraries; public buildings and centers; public hospitals, nursing homes and health facilities; public auditoriums, arenas, museums, art galleries and convention halls..."</p> <p><u>RELEVANT PRECEDENT/HISTORY</u></p> <p>This item, approving the expansion of a government facility, is recommended for approval by the Miami-Dade County Site Review Committee.</p> <p><u>ANALYSIS/FINDINGS</u></p> <p>The Department of Cultural Affairs has identified the need to expand the Auditorium, a 962-seat theater that has been the gathering place in the Liberty City community for over 35 years. The proposed expansion will provide enhanced civic and cultural needs for the community and will include additional improvements to include a green room, new lobby configuration, a loading dock accessible from an improved circular drive for truck entry/exit, and an upgrade to concession parks and public restrooms. The expansion will also assist in attracting higher-caliber shows with larger production capabilities.</p> <p>Historically, the Joseph Caleb Auditorium has featured concerts, community forums, movie screenings and productions by community arts organizations. The parking lot serving the Auditorium and the adjoining Caleb Center office complex is scheduled to be eliminated and later serve as the site of the new courthouse and parking garage. The public art funds generated by the parking garage project will be used to have an artist design a prominent and attractive "connection" between the new garage/courthouse and the Auditorium.³</p> <p>Cultural centers are becoming more popular around the world, as technology like the internet makes the world feel more connected. More and more people are becoming interested in other cultures in addition to wanting to share their own. Cultural centers are a prime way to bring communities together.</p> <table><tr><th>Small Neighboring Centers</th><th>Location</th><th>Size</th><th>Facilities</th></tr><tr><td>African-American Research Library & Cultural Center</td><td>Fort Lauderdale</td><td>60,000 sq. ft.</td><td><ul style="list-style-type: none">• Exhibit areas• Auditorium• Reception Hall• Theater style area• Classroom styles</td></tr><tr><td>Pembroke Pines City Center</td><td>Pembroke Pines</td><td>35,000 sq. ft.</td><td><ul style="list-style-type: none">• Exhibits for trade shows• Banquet hall• Theater style area• Concert hall• Classroom style area</td></tr></table>	Small Neighboring Centers	Location	Size	Facilities	African-American Research Library & Cultural Center	Fort Lauderdale	60,000 sq. ft.	<ul style="list-style-type: none">• Exhibit areas• Auditorium• Reception Hall• Theater style area• Classroom styles	Pembroke Pines City Center	Pembroke Pines	35,000 sq. ft.	<ul style="list-style-type: none">• Exhibits for trade shows• Banquet hall• Theater style area• Concert hall• Classroom style area
Small Neighboring Centers	Location	Size	Facilities										
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Pembroke Pines City Center	Pembroke Pines	35,000 sq. ft.	<ul style="list-style-type: none">• Exhibits for trade shows• Banquet hall• Theater style area• Concert hall• Classroom style area										

³ <http://www.miamidadearts.org/facilities/joseph-caleb-auditorium>

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	<p><u>FISCAL IMPACT</u></p> <p>The expansion is supported with proceeds from the Building Better Communities General Obligation Bond Program.</p>
<p>7A 171180</p>	<p>ORDINANCE RELATING TO CONVEYANCE OF COUNTY PROPERTY; AMENDING SECTION 2-8.6.5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; CODIFYING IN THE CODE EXISTING COUNTY POLICY THAT PROVIDES FOR LEASE RATHER THAN CONVEYANCE OF COUNTY PROPERTY TO NOT-FOR-PROFIT CORPORATIONS UNLESS OTHER COMPELLING CIRCUMSTANCES JUSTIFY CONVEYANCE; PROVIDING FOR WAIVER WITH A SUPERMAJORITY VOTE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should amend Section 2-8.6.5 (Purchase, sale, lease of real property) to require conveyances of County property to nonprofits be by lease rather than by deed.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u></p> <p>Florida Statutes Section 125.38 (sale of county property) governs the conveyance or lease of County property to nonprofits for the promotion of community interest and welfare.</p> <p>Resolution No. R-256-13, adopted by the Board on April 2, 2013, established the County policy that conveyances to nonprofits shall be via lease rather than via deed, unless compelling circumstances justify the conveyance by deed; the resolution also requires a rental payment in lieu of paying taxes in the event that tax exempt status is achieved by the nonprofit unless a hardship or other substantial reason exists for foregoing such payment.</p> <p>Section 2-8.6.5 of the County Code governs the purchase, sale and lease of real property.</p> <p><u>PROCEDURAL HISTORY</u></p> <p>This item was (1) adopted on first reading at the May 16, 2017 Board meeting; (2) forwarded to the Board with a favorable recommendation from the Government Operations Committee at its June 13, 2017 meeting; and (3) deferred at the July 6, 2017 Board meeting.</p> <p><u>ANALYSIS</u></p> <p>This item proposes to codify Resolution No. R-256-13, which requires the conveyance of County property to nonprofits to be by lease rather than by deed. Conveying to nonprofits by lease allows the County to balance the promotion of community interest and welfare by entering into transactions with nonprofit corporations while maintaining ownership and control over such properties to ensure that the properties are developed and utilized in the public interest. Conveyance by lease also allows the County to maximize the number of properties on its tax rolls.</p> <p>Section 2-8.6.5 of the County Code requires, prior to the County's entering into any contract, agreement or lease relating to the purchase, sale or leasing of real property by, to or from the County, all individuals, corporations, partnerships, joint ventures or other legal entities having any interest of any kind in the property to be purchased, sold or leased, shall file with the County a</p>

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	<p>document identifying the extent of its ownership interest in the subject real property. This item amends Section 2-8.6.5 as follows: (1) requires all conveyances to nonprofits for a public purpose be by lease and not by deed; (2) provides an exception to convey by deed upon a two-thirds vote of the Board members present upon a finding that a compelling circumstance exists for conveyance of County property to a nonprofit by deed; (3) prescribes a process for requesting a conveyance, including notifying the district commissioner wherein the property lies within 10 business days of the relevant County department's (i.e., Internal Services) receipt of such request; and (4) exempts conveyances to nonprofits which develop properties in accordance with the Infill Housing Program or other affordable housing and workforce housing programs.</p> <p>To gain a full sense of the current practice of conveying to nonprofits, OCA posed the following questions to the Internal Services Department, the County department overseeing the administration of conveyances to nonprofits.</p> <ol style="list-style-type: none"> 1. This item proposes codifying existing policy regarding conveying County property to a nonprofit by lease rather than by deed; R-256-13, approved by the Board on 4/2/13, established this policy; since the resolution's effective date, what's the total number of conveyances to nonprofits, and of that number, how many were conveyed by deed and how many by lease; and 2. Summarize the application/approval process whereby a nonprofit is conveyed County property by lease and deed. <p>The questions were unanswered as of July 17, 2017, the publication date of these Research Notes.</p> <p><u>Fiscal Impact</u></p> <p>According to the Fiscal Impact statement accompanying the item, the workload generated from the increase in leases will be absorbed by Internal Services Department staff who would normally process conveyances. Thus, if approved, the ordinance will not have a fiscal impact to the County. However, it is unclear why the proposed amendment would lead to an increase in leases as this item would merely codify existing policy, a policy that has been in place since the effective date of Resolution No. R-256-13, adopted by the Board on April 2, 2013.</p>
<p>8D1 171745</p>	<p>RESOLUTION AUTHORIZING ISSUANCE OF CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION REFUNDING BONDS, SERIES 2017A, IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$91,000,000.00, IN ONE OR MORE SERIES, TO (I) REFUND ALL OR PORTION OF CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION BONDS, SERIES 2009A WITH ESTIMATED NET PRESENT VALUE SAVINGS OF 9.54%, ESTIMATED COSTS OF ISSUANCE OF \$457,830.00 AND ESTIMATED FINAL MATURITY OF APRIL 1, 2039; (II) FUND DEBT SERVICE RESERVE ACCOUNT, IF NECESSARY, AND (III) PAY COSTS OF ISSUANCE; PROVIDING THAT BONDS SHALL BE PAYABLE SOLELY FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES THAT COUNTY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BIDS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS, TO FINALIZE TERMS AND DETAILS OF BONDS, INCLUDING ACCEPTANCE OF BIDS, AND TO SELECT REGISTRAR, PAYING AGENT AND OTHER AGENTS; PROVIDING CERTAIN COVENANTS, CONTINUING DISCLOSURE COMMITMENT</p>

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	AND OTHER REQUIREMENTS; APPROVING FORMS OF RELATED DOCUMENTS; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE, SALE AND DELIVERY OF BONDS; WAIVING PROVISIONS OF RESOLUTION NO. R-130-06, AS AMENDED; AND PROVIDING FOR SEVERABILITY
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should adopt Series 2017 Resolution which authorizes the issuance in an aggregate principal amount not to exceed \$91 million for the purpose of refunding bonds for economic savings.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> The Series 2017A Refunding Bonds will advance the refund of the Capital Asset Acquisition Special Obligation Bonds, Series 2009A which was issued pursuant to Ordinances 07-51 and 09-48 and Resolution No. R-907-09. Resolution No. R-1313-09 established the County's refunding policy.</p> <p><u>ANALYSIS/FINDINGS</u> This item proposes authorizing the issuance of capital asset acquisition special obligation refunding bonds for economic savings.</p> <p>As of June 14, 2017, the anticipated net present value savings associated with the refunding was approximately \$7.74 million or 9.543 percent. Consistent with the County's refunding policy established by Resolution No. R-1313-09, the net present value savings that will be achieved by issuing the Series 2017 Refunding Bonds exceed a five percent threshold, and the final maturity of the Series 2017 Refunding Bonds is not greater than the final maturity of the Refunded Bonds, which is April 1, 2039.</p> <p>The programming and recommended use of bond proceeds will be managed through the County's annual capital budget process, under the guidance of the Director of the Office of Management and Budget.</p> <p>The Series 2017A Refunding Bonds will advance refund of the Series 2009A Bonds which funded the following projects:</p> <ul style="list-style-type: none"> • Port of Miami Projects – Construction and/or Acquisition of Capital Assets; • Public Health Trust – Construction and Capital Equipment Purchases; and • Various Capital Projects, including but not limited to: Cyber Security; Design and Construction of the West Lot Multi-Use Facility; Light Speed Facility – Phase 1; and Close-out Costs for Various Capital Projects. <p><u>FISCAL IMPACT</u> The principal and interest on the proposed Series 2017A Refunding Bonds are special and limited obligations of the County, payable solely from legally available non-ad valorem revenues as appropriated annually, or from revenues otherwise available from authorized funds and debt service reserves. Actual debt payments will be budgeted within the countywide General Fund.</p>
8D2 171746	RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED \$700,000,000.00 OF

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	<p>AVIATION REVENUE REFUNDING BONDS, IN ONE OR MORE SERIES, PURSUANT TO SECTION 211 OF AMENDED AND RESTATED TRUST AGREEMENT AND APPLICABLE ORDINANCES FOR PURPOSES OF REFUNDING AND, AS APPLICABLE, REDEEMING CERTAIN OUTSTANDING AVIATION REVENUE BONDS AND REVENUE REFUNDING BONDS WITH ESTIMATED NET PRESENT VALUE SAVINGS OF 9.035%, ESTIMATED COSTS OF ISSUANCE OF \$2,287,982.05 AND ESTIMATED FINAL MATURITY OF OCTOBER 1, 2040, FUNDING RESERVE ACCOUNT, IF NECESSARY; PROVIDING FOR CERTAIN DETAILS OF BONDS AND THEIR SALE BY NEGOTIATION; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE DETAILS, TERMS AND OTHER PROVISIONS OF BONDS; PROVIDING CERTAIN COVENANTS; APPROVING FORMS OF AND AUTHORIZING EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE, SALE AND DELIVERY OF BONDS; WAIVING PROVISIONS OF RESOLUTION NO. R-130-06 AS AMENDED AND PROVIDING SEVERABILITY</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve the accompanying Series 2017 Resolution which authorizes the following:</p> <ul style="list-style-type: none"> • Issuance of Aviation Revenue Refunding Bonds, Series 2017B Alternative Minimum Tax (AMT) (Series 2017B Bonds); • Issuance of Aviation Revenue Refunding Bonds, Series 2017C Non-AMT (Series 2017C Bonds); • Issuance of Aviation Revenue Refunding Bonds, Series 2017D Taxable (Series 2017D Bonds), which, together with the Series 2017B Bonds and Series 2017C Bonds are referred to as the Series 2017 Refunding Bonds, in an aggregate principal amount not to exceed \$700 million to refund all or a portion of the outstanding Aviation Revenue and Aviation Revenue Refunding Bonds, Series 2003E, 2007A, 2007C, Series 2008A and Series 2009A; and • Waiver of the requirements of Resolution No. R-130-06 because the sale of the Series 2017 Refunding Bonds, which will set the final terms, will not occur until after the effective date of the Series 2017 Refunding Bonds. <p><u>APPLICABLE LEGISLATION/POLICY</u> The Board authorized the issuance of \$6.2 billion in Aviation Revenue Bonds pursuant to Ordinance Nos. 95-38, 96-31, 97-207 and 08-121.</p> <p><u>ANALYSIS/FINDINGS</u> The purpose of the 2017 Resolution is to issue Aviation Revenue Refunding Bonds in one or more series. The Refunded Bonds are to be issued to provide funds to pay a portion of the cost of certain projects included in the Aviation Department's CIP.</p> <p>The Series 2017 Resolution is to provide for: (1) paying the cost of issuance, including a Credit Facility or Reserve Facility, if any, and underwriter's discount, and (2) funding the reserve requirement, if any, with proceeds of the Series 2017 Refunding Bonds or a Reserve Facility.</p>

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	<p>According to the Aviation Department, this particular refunding is for savings only. There are no specific projects associated with this financing as it is refunding prior debt. The three Series (2017B, 2017C and 2017D) are placeholders to provide maximum flexibility from now until the pricing. It allows the transaction to include Alternative Minimum Tax (AMT), Non-AMT and Taxable Bonds.</p> <p>Further, the department provided the below explanation of AMT Bonds and Non-AMT Bonds:</p> <ul style="list-style-type: none"> • On AMT Tax Exempt Bonds, interest on the Series 2017B Bonds is excludable from gross income for federal income tax purposes, except for any period during which such Series 2017B Bonds are held by a person who is a “substantial user” of the facilities financed or a “related person,” as those terms are used in Section 147(a) of the Code; (ii) interest on the Series 2017B Bonds is an item of tax preference in calculating the federal alternative minimum tax liability of individuals, trusts, estates and corporations; • On Non-AMT Bonds, interest on the Series 2017C Bonds is excludable from gross income of the owners thereof for federal income tax purposes; (iv) interest on the Series 2017C Bonds is not an item of tax preference for purposes of the alternative minimum tax imposed on individuals and corporations; however, such interest on the Series 2017C Bonds will be taken into account in determining adjusted current earnings for the purpose of computing the alternative minimum tax imposed on certain corporations. <p><u>FISCAL IMPACT</u></p> <p>Based on market conditions as of June 14, 2015, the proposed refunding generates a debt service savings of approximately \$103 million over the life of the Series 2017 Refunding Bonds, representing a net present value savings of \$60.6 million, or nine percent of the amount of the Refunded Bonds.</p> <p>Interest rates have fallen from the date of issuance of the Refunded Bonds, making now an opportune time to issue the Series 2017 Refunding Bonds and use the proceeds to pay off the Refunded Bonds for a savings.</p>
<p>8F1 171135</p>	<p>RESOLUTION APPROVING THE REPLENISHMENT OF THE OVERALL PROGRAM EXPENDITURE LIMIT (OPEL) IN THE AMOUNT OF \$450 MILLION FOR THE MISCELLANEOUS CONSTRUCTION CONTRACTS PROGRAM (MCC)</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should approve \$450 million to replenish the Overall Program Expenditure Limit (OPEL) for the Miscellaneous Construction Contracts (MCC) Program because the balance is projected for expenditures prior to the end of FY 2016-17.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u></p> <p>Section 2-8.2.7.01 of the Code (MCC Program) Ordinance 09-101 established the MCC Program, on September 15, 2009, to enhance the contracting opportunities of Community Small Business Enterprises.</p> <p>The Board previously approved resolutions R-597-08, R-352-11 and R-748-14 on May 20, 2008, May</p>

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	<p>2, 2011 and September 3, 2014, respectively, replenishing the OPEL. Projects under the MCC Program are approved by the Board as part of the County's annual budget process.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u></p> <p>This item was forwarded to the Board without a recommendation from the Government Operations Committee at its June 13, 2017 meeting.</p> <p>The Committee members discussed the following:</p> <ul style="list-style-type: none"> • Where does the \$450 million come from and is it in addition to the regular construction that is taking place in the County? <i>ISD Director explained that the user departments who access the pool, already have this money budgeted in their capital budget and that the Board already adopted these projects for the departments in the budget book. She further explained that the MCC program has a \$5 million limit, so only projects under \$5 million are approved.</i> • Why are they asking for \$450M (\$150M) per year? <i>The director explained that the replenishment amount is consistent with the level of activities that the departments have been using over the last three years and relates to their planned projects for the next three years.</i> • What capital projects have been completed over the last three years, especially for departments such as Aviation, Fire, WASD and DTPW who are requesting large sums of money? <i>The department explained that the requested amount is not additional funds but this process is only a procurement vehicle used by departments to access vendors as needed. The department gave an example for WASD, stating that the pump station and water meter relocation program are already in the 7040 Program that is a part of the \$143 million requested by WASD. ISD promised to provide the Board with a list of the capital projects completed and the vendors that were awarded for these projects.</i> <p><u>ANALYSIS/FINDINGS</u></p> <p>The MCC Program has a direct beneficial impact on all Commission Districts by accelerating small construction projects, facility repairs and neighborhood improvements throughout Miami-Dade County. The program has two Plans: the 7040 Plan, a 100% SBE – Construction set-aside program and the 7360 Plan, which is utilized:</p> <ol style="list-style-type: none"> a) whenever funding sources prohibit the use of the SBE – Construction set-asides; or b) when the Small Business Development Division determines that there is insufficient availability for a SBE-Construction set aside. <p>Under the MCC 7040 Plan, participants are required to be certified with the County's Small Business Enterprise Construction Program. Under the MCC 7360 Plan, participants may respond to a Request for Price Quotation without being a registered vendor or a MCC 7360 participant.</p> <p>Since the last OPEL replenishment, 1,053 awards valued at \$163 million were issued through the 7040 Plan to certified small business enterprise construction firms.</p> <p>OCA posed the following questions/requests to ISD:</p> <ol style="list-style-type: none"> 1. Provide a list of capital projects by department; 2. Provide a list of vendors who received awards for the last 3 years for the capital projects; 3. Provide a list of projects that are budgeted by user department for the next 3 years.

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	<p>ISD advised that the above information will be provided to the Board in a supplemental memo to the item.</p> <p><u>FISCAL IMPACT</u> The Office of Management and Budget approves funding availability for each department prior to proceeding with an MCC project.</p>
<p>8F2 170802 171767</p>	<p>RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00439 IN A TOTAL AMOUNT UP TO \$88,356,000.00 FOR OFFICE AND NON-OFFICE FURNITURE FOR MULTIPLE COUNTY DEPARTMENTS FOR A TERM OF EIGHT YEARS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve the establishment of a replacement prequalification pool, RTQ-00439, for office furniture for County departments.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Section 2-8.1 of the Code and Implementing Order No. 3-38 (Contracts and Purchases Generally), governing the authority to award and modify contracts.</p> <p><u>PROCEDURAL HISTORY</u> This item was presented at the Board’s 5/2/17 meeting and, after discussion, was deferred.</p> <p>At that meeting, the following comments were made by the Board members:</p> <ul style="list-style-type: none"> • A commissioner stated she would approve the item if it only included local vendors; • A commissioner questioned ISD’s large allocation; and • A commissioner suggested buying furniture through Amazon or buying individual pieces of furniture as needed rather than bulk purchases. <p>In response to those concerns, the Mayor suggested the removal of allocations and instead including departmental needs as part of the annual departmental budget process as the allocation requested in the item is inflated.</p> <p><u>ANALYSIS/FINDINGS</u> This item proposes to establish a prequalification pool for “Furniture Office and Non-Office,” for multiple County departments. This pool provides for the purchase and installation of furniture, including replacement parts, upholstery and associated products and services.</p> <p>The supplement to the item clarifies the following:</p>

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	<ul style="list-style-type: none"> • This pool represents a 50 percent reduction in allocation as compared to the current pool; • The requested allocation will cover purchases for resilient, commercial-grade furniture that will last for many years; and • Commercial-grade furniture offers the ability for offices within the County to re-purpose furniture as needs change. <p>The supplement further states that the County will monitor expenditures under this pool for office furniture by ensuring that purchases are limited to those that are operationally necessary for departments and will increase the useful life of the County’s existing furniture through repurposing whenever possible.</p> <p>In 2007, the Board approved R-177-07, which awarded a furniture and office equipment pool for a five-year term, with one, five-year option to renew (OTR) period. As part of that approval, the Board requested that an annual report of expenditures under the contract be provided.</p> <p>Attached (<i>refer to link below</i>) is the last report, providing a description and summary of the purchases made from March 1, 2016 through February 28, 2017 under the current pool. During this reporting period, a total of \$6,127,530 was expended to complete various projects throughout the County. The projects comprising the majority of the expenditures over the past year included Miami International Airport's terminal refurbishment project, the new Animal Services facility, the Transportation and Public Works Traffic and Signals renovation project, and library facility renovation projects.</p> <p>http://www.miamidade.gov/mayor/library/memos-and-reports/2017/04/04.21.17-Annual-Report-of-Furniture-and-Office-Equipment-Expenditures-Under-Contract-1072-116-March-1-2016-February-28-2017.pdf</p> <p>In response to a Commissioner’s inquiry concerning the justification for the requested department allocations, OCA collaborated with ISD to ascertain the specific furniture needs corresponding to the requested allocations. Refer to Attachment 2, at the end of this document, containing the results of OCA’s collaborative efforts.</p> <p>The Mayor’s Memorandum indicates that a Small Business Enterprise Bid Preference will be applied. However, according to ISD’s Project Worksheet dated 9/27/2016, there is also a set-aside measure for SBE firms for contracts up to \$100,000.</p> <p>OCA sent the following questions/requests to ISD, and, as of 7/14/17, OCA has not received a response.</p> <ol style="list-style-type: none"> 1. Let us know the amount released, to date, for each of the user departments under the current pool. 2. Provide the Market Research conducted prior to the re-procurement of the replacement pool. <p><u>FISCAL IMPACT</u></p> <p>The fiscal impact for the eight-year term is \$88,356,000. The current pool, 1072-1/16, is valued at \$257,231,000 for a 10-year and five-month term and expires on July 31, 2017.</p>

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	According to the supplement, the largest contract allocations are for the following four departments: Aviation \$28,800,000; Library \$7,432,000; ISD \$30,000,000; and Seaport \$6,300,000. These four departments account for \$72,532,000 of the total allocation of \$88,356,000.
8F3 171603	<p>RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND SALTZ MICHELSON ARCHITECTS, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE NEW DOMESTIC VIOLENCE CENTER, ISD PROJECT NO. A12-HT-01 ESP, ISD CONTRACT NO. W130069, IN THE AMOUNT OF \$372,776.00 FUNDED FROM FOOD AND BEVERAGE TAX PROCEEDS AND INCREASING THE CONTRACT TIME BY 788 CALENDAR DAYS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve Amendment No. 1 to the Professional Services Agreement (PSA) between the County and Saltz Michelson Architects, Inc. (SMA) for architectural and engineering services for the New Domestic Violence Center in the amount of \$372,776, including a time extension of 788 calendar days.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Florida Statutes Chapter 287.055 and Chapter 2-10.4 of the County Code, both govern the acquisition of professional architectural, engineering, landscape architectural or surveying and mapping services.</p> <p>Sections 2-8.3 of the County Code relating to delegation of Board authority, and Section 2-8.1 regarding contingency allowances; the mayoral memo shall specify the purpose of the allowance.</p> <p>AO No. 3-39, relating to the acquisition of professional services.</p> <p>Resolution No. R-887-13, which adds the New Domestic Violence Center project to the County's Economic Stimulus Plan (ESP) approved list of projects on November 5, 2013.</p> <p>Resolution No. R-1001-15, which requires contracts with small business measures to meet at least 85 percent of the small business goals applicable to the portion of the contract work performed to date before a change order or contract amendment may be considered for Board approval. SMA has met the goal established for this project.</p> <p><u>ANALYSIS</u> This item proposes an amendment to the SMA PSA for design services for the County's New Domestic Violence Center in the amount of \$372,776. More specifically, the amendment does the following:</p> <ol style="list-style-type: none"> 1. Approves an increase of \$338,887 for additional professional services required due to the increased construction budget at the request of the Homeless Trust; 2. Approves an increase of \$33,889 on the original Contingency Allowance Account as a result of the increased value of the basic services; and 3. Extends the PSA term by 788 calendar days, from September 4, 2018 through October

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	<p>31, 2020, to align the term of the design contract with the estimated duration of the ensuing construction contract. The time extension includes 365 calendar days for warranty administration services.</p> <p>The Homeless Trust and its Domestic Violence Oversight Board determined that another domestic violence center was needed as the centers in the County are often operating at full capacity, creating a lack of available shelter beds for domestic violence survivors and their dependents. The new center will be located in District 8. This PSA for design services for that new center was advertised in September 2013 and awarded to SMA on January 23, 2015. The original PSA amount was for \$817,481. The original scope of work included design services for a domestic violence center that accommodates 60 emergency shelter beds.</p> <p>It was later determined that the available construction budget would not be sufficient to provide the initial design program. Thus, the Homeless Trust and its Domestic Violence Oversight Board agreed to increase the construction funding allocation from \$5.6 million to \$11.6 million. This PSA amendment reflects the cost of the additional design work required to match the increased construction budget. However, it is unclear from the mayoral memo whether there is an increase in the amount of emergency shelter beds under the new construction budget nor is it clear why the initial budget was grossly underestimated. SMA is currently completing the construction documents and construction is expected to begin in early May 2018 and be completed by October 2019.</p> <p><u>Fiscal Impact</u> The requested \$372,776 will be funded through the reallocation of expenses between current and future project phases using existing Food and Beverage Tax proceeds.</p>
<p>8F4 171604</p>	<p>RESOLUTION APPROVING AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BERMELLO, AJAMIL & PARTNERS, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE JOSEPH CALEB CENTER NEW COURTHOUSE ANNEX/ADDITIONS AND NEW PARKING GARAGE, ISD PROJECT NO. A07-GSA-02 GOB ESP, ISD CONTRACT NO. W70308/Z00051 GOB ESP, IN THE AMOUNT OF \$360,159 FUNDED FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM ISD PROJECT NO. 3028110, AND INCREASING THE CONTRACT TIME BY 1,087 CALENDAR DAYS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve Amendment No. 3 to the Professional Services Agreement between the County and Bermello, Ajamil & Partners, Inc. (BAP) for architectural and engineering services for the Caleb Center new courthouse annex/additions and new parking garage in the amount of \$360,159, including increasing the contract time by 1,087 calendar days.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Florida Statutes Chapter 287.055 and Chapter 2-10.4 of the County Code, both govern the acquisition of professional architectural, engineering, landscape architectural or surveying and mapping services.</p>

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	<p>Sections 2-8.3 of the County Code relating to delegation of Board authority, and Section 2-8.1 regarding contingency allowances; the mayoral memo shall specify the purpose of the allowance.</p> <p>AO No. 3-39, relating to the acquisition of professional services.</p> <p>Resolution No. R-851-08, adopted on July 17, 2008, adds the Caleb Center project to the County's Economic Stimulus Plan (ESP) approved list of projects.</p> <p>Resolution No. R-1001-15, which requires contracts with small business measures to meet at least 85 percent of the small business goals applicable to the portion of the contract work performed to date before a change order or contract amendment may be considered for Board approval. BAP has exceeded the goal established for this project.</p> <p><u>ANALYSIS</u></p> <p>This item authorizes a third amendment to the BAP PSA for the Caleb Center project. The amendment does the following:</p> <ol style="list-style-type: none"> 1. Approves an increase of \$32,782 for additional professional services due to revisions to the project's plans; 2. Approves an increase of \$186,400 for additional unforeseen construction administration services throughout completion of tenant improvements to the Center's seventh floor and completion of the parking garage facility; 3. Approves an increase of \$140,977 to replenish the PSA's original contingency allowance account; and 4. Extends the PSA term by 1,087 calendar days, from July 20, 2016 through July 12, 2019, to align the term of the design contract with the estimated duration of the ensuing construction contract. The time extension includes 365 calendar days for warranty administration services. <p>This project is located in District 3 and was awarded on April 29, 2009 to BAP for design services for the renovation of the Caleb Center New Courthouse Annex/Additions and Parking Garage. The original contract amount was \$1,802,841. The original scope included a new, freestanding courthouse annex building and parking garage.</p> <p>Two prior amendments have been approved. The first was in the amount of \$698,631 and was for design services for the expansion of the courthouse annex/additions; improvements to the atrium at the existing center; and replenishment of the contingency allowance. The second was in the amount of \$450,000 and was for design services for the Tower Building Courts (i.e., development of two courtrooms on the second floor, renovations to the third and seventh floor offices and safety enhancements to the existing surface parking area). The total cost of changes previously ordered is \$1,148,631. Amendment No. 3 is necessary to address unforeseen construction administration services (e.g., water and sewer delays related to water main extension installation and permitting and inspection services; Hurricane Erika weather delays and redesign of the State Attorney's Office). Construction completion is expected during fall 2018.</p> <p><u>FISCAL IMPACT</u></p> <p>The \$360,159 being requested will be funded through the reallocation of expenses between current and</p>

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	future project phases using existing Building Better Communities General Obligation Bond Program proceeds.
8F5 171459	RESOLUTION AUTHORIZING WAIVER OF BID PROCEDURES BY A TWO-THIRDS VOTE OF THE MEMBERS PRESENT PURSUANT TO SECTION 5.03(D) OF THE COUNTY CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE AND APPROVING AWARD OF CONTRACT NO. SS9537-0/21 TO PURE TECHNOLOGIES US, INC. FOR PURCHASE OF PIPELINE INSPECTION SERVICES FOR THE WATER AND SEWER DEPARTMENT IN A TOTAL AMOUNT NOT TO EXCEED \$30,000,000.00 FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve waiving the bid procedures to award a contract to Pure Technologies US, Inc. for pipeline inspection services.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Section 2-8.1 of the County Code and Implementing Order No. 3-38.</p> <p><u>PROCEDURAL HISTORY</u> 7/11/2017: Item 3C was forwarded to the BCC with a favorable recommendation by the Infrastructure and Utilities Committee; Passed 5 – 0</p> <p><u>ANALYSIS/FINDINGS</u> According to the vendor’s website, “Pure Technologies is a world leader in the development and application of innovative technologies for inspection, monitoring and management of physical infrastructure including water and hydrocarbon pipelines, buildings and bridges.” The item indicates that the vendor, Pure Technologies, Inc. is the sole vendor with the patented technologies (i.e. PipeDriver free-swimming tool) that are necessary for the highest quality pipeline inspections. These inspections will be provided along hundreds of miles of concrete cylinder pipes, which facilitate the flow of water at high pressure.</p> <p>https://www.puretechltd.com/about/company-overview</p> <p>The Market Research conducted by ISD shows that many of these pipes, made of concrete and metal, were installed several decades ago, and are prone to sudden failures. This would result in drastic property damage and interruption of services including removing wastewater and delivering water to the County.</p> <p>According to the County’s Small Business Development List as of July 14, 2017, there are 4 other vendors who are certified firms that registered under the same commodity code as these services (Code 96250: Leak Detection Services - Gas, Water, Chemical). See those vendors below.</p>

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	Certified Firm Under Commodity Code 96250		Phone Numbers		Address															
	American Contracting, Inc.		(305) 759-7000 (305) 229-9989		12260 SW 47 th St Miami, FL 33175-0000															
	Blazer Corporation		(305) 964-5754 (305) 964-5457		15492 SW 102 Ave Miami, FL 33157-0000															
	Brown Plumbing LLC		(305) 764-1731 (786) 955-6515		2007 Opa-Locka Blvd Opa-Locka, FL 33054-0000															
	High Tech Engineering Incorporated		(305) 412-0891 (305) 412-0590		13284 SW 120 th St Miami, FL 33186-0000															
	<u>FISCAL IMPACT</u>																			
	As stated in the agreement, the services provided may not exceed \$30,000,000 for a five-year term. The current contract, BW9537-0/16, is valued at \$35,054,000 for a five-year and six-month term. The balance under the current contract, which expires on August 31, 2017, is \$9,610,008.66. The new contract would be lower than the current one, due to negotiations and projections by WASD.																			
	<table><tr><th>Contract</th><th>Length of Term</th><th>Total Value</th><th>Released</th><th>Balance</th></tr><tr><td>Current Contract: BW9537-0/16</td><td>5.5 years</td><td>\$35,054,000</td><td>\$25,443,991.34</td><td>\$9,610,008.66</td></tr><tr><td>Proposed Replacement: SS9537-0/21</td><td>5 years</td><td>\$30,000,000</td><td>-</td><td>-</td></tr></table>					Contract	Length of Term	Total Value	Released	Balance	Current Contract: BW9537-0/16	5.5 years	\$35,054,000	\$25,443,991.34	\$9,610,008.66	Proposed Replacement: SS9537-0/21	5 years	\$30,000,000	-	-
	Contract	Length of Term	Total Value	Released	Balance															
	Current Contract: BW9537-0/16	5.5 years	\$35,054,000	\$25,443,991.34	\$9,610,008.66															
Proposed Replacement: SS9537-0/21	5 years	\$30,000,000	-	-																
8F6 171590	RESOLUTION APPROVING REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO REQUEST FOR QUALIFICATIONS NO. 00397 FOR A MUNICIPAL BOND UNDERWRITING POOL FOR THE FINANCE DEPARTMENT																			
Notes	<u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve the rejection of all proposals received under Request for Qualifications No. 00397, Municipal Bond Underwriting Pool, for the Finance Department. <u>PROCEDURAL HISTORY</u> This item was forwarded to the Board with a favorable recommendation by the Government Operations Committee (GOC) at its July 11, 2017 meeting. The GOC Chairman requested that this item be forwarded for consideration at the July 18, 2017 Board meeting. The Board’s Chairman approved waiver of the Board’s Rules of Procedure to allow the proposed resolution to be heard at the July 18, 2017 Board meeting. <u>ANALYSIS/FINDINGS</u> This item proposes to approve the rejection of all proposals for the Municipal Bond Underwriting Pool. The Administration rescinded the original recommendation to establish a pool, and recommends rejection of all proposals due to the elimination of firms based on responsiveness determinations by the County Attorney’s Office and the reduced number of firms available to establish the pool.																			

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	<p>The Finance Department intends to proffer an amendment to Section 2-10.6 of the Miami-Dade County Code, which governs the municipal bond underwriting pool. Currently, Section 2-10.6 of the Miami-Dade County Code restricts the number of firms that may be added to the outlined segments. A successor solicitation is being developed to allow for the inclusion of additional firms per segment; and a recent update to the boilerplate solicitation documents, to include a confidentiality waiver clause, will address the identified non-responsiveness issues.</p> <p>Until a new pool is established pursuant to Section 2-10.6 of the Miami-Dade County Code, the Code has a provision that allows for assignments to continue through the current established pool.</p> <p><u>FISCAL IMPACT</u> There is no fiscal impact to the County for this rejection of bids.</p>
<p>8F7 171463</p>	<p>RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-00160 TO CORVEL HEALTHCARE CORPORATION FOR DELIVERY OF A COMPREHENSIVE CLAIMS MANAGEMENT SYSTEM AND ASSOCIATED CLAIMS SERVICES FOR WORKERS COMPENSATION AND LIABILITY PROGRAMS FOR THE INTERNAL SERVICES DEPARTMENT IN AN AMOUNT OF UP TO \$28,383,000.00 FOR THE INITIAL FIVE-YEAR TERM AND TWO, FIVE-YEAR OPTIONS TO RENEW; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve Contract No. RFP-00160 to Corvel Healthcare Corporation for delivery of a comprehensive claims management system and associated claims services for workers compensation and liability programs for the Internal Services Department in an amount of up to \$28,383,000 for the initial five-year term and two, five-year options to renew.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> Section 2-8.1 of the Code (Contracts and Purchases Generally) and Implementing Order No. 3-38, governing the authority to award and modify contracts.</p> <p>See Florida Statutes Section 440.19, setting forth Workers' Compensation procedures.</p> <p><u>PROCEDURAL HISTORY</u> The item was heard at the July 11, 2017 Government Operations Committee meeting. At the request of the administration, the Chairman of the Board waived the item onto the July 18, 2017 Board meeting.</p> <p><u>ANALYSIS</u> The County issued a solicitation to obtain proposals from experienced and qualified firms to obtain comprehensive claims management and related services to replace two Miami-Dade County contracts.</p>

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	<p>The first is Contract No. RFP742, Risk Management Information System, which provides the existing claims processing system. The second is Contract No. BW9759-2/26, Workers Compensation Medical Bill Review, Preferred Discount Program and Electronic Data Interface Services, which provides bill review services for workers compensation claims. Consolidation allows the County to gain efficiencies through the automation of processes and use of a single technology platform, improving reporting, data integrity, and tracking capabilities.</p> <p>This award will leverage additional savings by bringing multiple systems under one system, merging the current individual systems used for workers compensation, liability, subrogation and safety. Increased automation will allow adjusters more time to investigate, assess and negotiate claims. The preferred provider discount program includes providers that are evaluated and credentialed by the Contractor and offers services at pre-negotiated, discounted rates to employee groups.</p> <p>Of the \$1,000,000 allocation for the current option term for RFP742, \$57,000 has been released. Of the \$4,300,000 allocated for the current term for BW9759-2/26, \$3,700,000 has been released.</p> <p><u>Input from the Risk Management Division (RMD) of the Internal Services Department</u></p> <p>A successful Workers Compensation PPO network provides or arranges for the coordination and delivery of services under the WC Law to diagnose, treat and rehabilitate employees requiring medical treatment for an occupational disease or injury arising out of the course of employment. In 2013, RMD initiated a review of its PPO penetration using the Florida State average and realized that there was room for improvement. The program was operating at a 49% PPO penetration rate using the RIMIS provider who accessed a third-party system. The Florida State average at the time was 68%. In 2014, an open and competitive bid process resulted in a direct relationship with CorVel allowing a change to manage the network directly.</p> <p>Prior to 2014 the PO/Budget was estimated off of a network third-party relationship that was not achieving discounts or using providers within the network. In 2014, MDC PPO costs for savings was at \$863,352.91 and MDC return on investment saving \$3,453,257. This increase was based on tail files now migrated to the network with the direct deal. In 2015, MDC PPO costs for savings were \$742,109 and MDC return on investment savings were \$2,969,552.40. In 2016, MDC PPO costs were 654,934.68 and MDC savings were 2,622,446.63. With an increase in channeling, the PPO reached 82%. Additionally, Preferred Providers were nominated and contracted within the network. The County's education to the adjusters and enforcement of utilizing the direct Network raised the PPO penetration from 49% to 82% with an average of 79%. Currently, the Florida State average is 69%.</p> <p>Letters of agreements above fee schedule now require RMD approval. Providers outside of the network were recruited. Network report management review is performed monthly. The vendor CorVel receives 25% of contracted savings below fee schedule from the PPO. The County maintains 75% of the achieved savings driven from the PPO. It is reflected as an invoice based agreement but County savings would not be achieved without increasing PPO usage, adding physicians, and enforcing channeling. The current return on investment savings is for every \$1.00 spent the County saves \$57.00.</p> <p><u>FISCAL IMPACT</u></p> <p>The fiscal impact for the five-year term is \$9,461,000. Should the County exercise the two, five-year options to renew, the estimated cumulative value will be \$28,383,000. Contract No. RFP742 is valued at \$3,335,872 and expires October 31, 2021. Contract No. BW9759-2/26 is valued at \$4,289,024 and</p>

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	<p>expires on October 31, 2017. Should this contract be approved, Contract No. RFP742 will be terminated for convenience following the implementation of the new system. The value of the new contract is based on the number of claims processed. Due to changes in state legislation pertaining to workers compensation related to first responders, an increase in claims volume is anticipated.</p>
<p>8F8 171399</p>	<p>RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF SUPPLEMENTAL AGREEMENT NO. 5 TO THE OVERTOWN TRANSIT VILLAGE RESTAURANT DEVELOPMENT AND OPERATING AGREEMENT WITH FOOD LINE SERVICES, INC., FOR PROPERTY LOCATED AT 701 NW 1 COURT, MIAMI, EXTENDING THE TERM OF THE AGREEMENT ON A MONTH-TO-MONTH BASIS, WITH ANTICIPATED MONTHLY RENTAL REVENUE OF \$1,206.00 BASED ON TWO AND ONE-HALF PERCENT OF THE MONTHLY GROSS SALES AND AMENDING CERTAIN TERMS OF THE AGREEMENT TO WAIVE THE CONTRACTORS OBLIGATION TO PAY UTILITY COSTS, WITH A FISCAL IMPACT TO THE COUNTY OF \$654.00 PER MONTH; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE SUPPLEMENTAL AGREEMENT AND EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN; AND DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE AN EXECUTED COPY OF SUPPLEMENTAL AGREEMENT NO. 5 TO THE PROPERTY APPRAISER'S OFFICE WITHIN 30 DAYS OF ITS EXECUTION</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve the execution of Supplemental Agreement No. 5 with Food Line Services Inc. for operation of a food services facility at the Overtown Transit Village Towers. Such approval would do the following:</p> <ul style="list-style-type: none"> (1) Authorize the retroactive extension of the term of the Operating Agreement on a month-to-month basis, commencing June 23, 2017; (2) Authorize the reduction of the guaranteed monthly rent from five percent of the monthly gross sales receipts to two and one-half percent of the monthly gross sales receipts, commencing June 23, 2017; (3) Waive Article 12 of the Operating Agreement, as modified by Supplemental Agreement No. 3, which requires the Contractor to pay additional rent in the amount of two percent of gross receipts in excess of the gross sales receipts exceeding \$750,000.00; and (4) Waive Article 40, which requires the Contractor to pay for utility services, during the extension period. <p><u>PROCEDURAL HISTORY</u> The item was heard at the July 11, 2017 Government Operations Committee meeting. At the request of the administration, the Chairman of the Board waived the item onto the July 18, 2017 Board meeting.</p> <p><u>RELEVANT PRECEDENT</u> In October 2009, via Supplemental Agreement No. 1, Food Line was granted a rental abatement for a period of 12 months to offset the additional \$30,000.00 it paid in required impact fees for the</p>

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	<p>construction of the restaurant. The impact fees were the responsibility of the County as owner of the building.</p> <p>Supplemental Agreement No. 2 authorized the exercise of the first of two, two-year optional renewal terms as well as a rental abatement for a period of 14 months, representing the period of time for the restaurant's build-out.</p> <p>Supplement Agreement No. 3 authorized the exercise of the second optional renewal term and modified the rental terms by reducing the monthly guaranteed rent to compensate Food Line for losses resulting from the south tower's lack of occupancy, additional construction expenses paid on behalf of the County and downtime due to construction delays.</p> <p>Supplemental Agreement No. 4 authorized the expansion of the space occupied by Food Line and set the associated rental terms for the additional space.</p> <p><u>ANALYSIS</u></p> <p>The proposed Supplemental Agreement No. 5 will authorize an extension of the term of the Operating Agreement on a month-to-month basis, with the option by either party to cancel after four months of the extended period, and will modify the monthly guarantee and percentage monthly gross receipts terms and conditions as mentioned above. The extended term is necessary to ensure continued food services at the Overtown Transit Village Towers (OTV), while the re-procurement process is finalized and a new contract is awarded and approved by the Board.</p> <p>The County is proposing to reduce the required guaranteed monthly rent from five to two and one-half percent of the monthly gross sales receipts to ensure continued food services at OTV. According to the Bid Tracking System, the current contract expired on June 22, 2017. The County has re-solicited these services and is currently evaluating the proposals received. It is anticipated that a new contract will be awarded in Fall 2017. According to Internal Services Department staff, Food Line Services has not been able to achieve a profit from its operation of a food service facility at OTV.</p> <p><u>FISCAL IMPACT</u></p> <p>The monthly revenue to the County through the end of the lease term was approximately \$3,374.00, which was based on five percent of the monthly gross sales. The proposed revenue to the County during the month-to-month lease extension period is estimated to be \$1,206.00 per month, which represents two and one-half percent of the average monthly gross sales receipts, based on the Contractor's average monthly gross sales of \$48,246.00. The estimated monthly utility cost to the County will be approximately \$654.00, based on current use, which will be paid from the rent collected from the restaurant. Waiving Article 12 regarding the payment of percentage rent should have no fiscal impact as gross sales have never reached \$750,000.00.</p>
<p>8F9 171554</p>	<p>RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-00188, SECURITY GUARD SERVICES FOR THE WATER AND SEWER DEPARTMENT, TO ALLIEDUNIVERSAL SECURITY SERVICE FOR SECTOR A, TO CENTURION FEICK PARTNERSHIP FOR SECTORS B AND C, AND TO SECURITY ALLIANCE FOR SECTOR D, WITH AN ESTIMATED FISCAL IMPACT TO THE COUNTY IN AN AMOUNT OF UP TO \$108,588,000.00 FOR THE INITIAL</p>

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	THREE-YEAR TERM AND TWO, THREE-YEAR OPTION TO RENEW TERMS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve award of a security guard services contract for the Water and Sewer Department (WASD) to AlliedUniversal for Sector A, Centurion Feick Partnership for Sectors B and C, and to Security Alliance for Sector D, with an estimated fiscal impact of up to \$108,588,000 for the initial three-year term and two, three-year option to renew terms.</p> <p><u>APPLICABLE LEGISLATION/POLICY/HISTORY</u> Section 2-8.1 of the Code (Contracts and Purchases Generally) and Implementing Order No. 3-38, governing the authority to award and modify contracts.</p> <p>Resolution No. R-1071-16, which directed the administration to include specifications in future County security guard services contracts allowing all local police academy graduates to qualify and serve on all levels of classifications of contracted for security guard services.</p> <p>Resolution No. R-660-16, which directed the administration to require firearms training, mental health evaluations and criminal background checks for armed security guards on County security guard services contracts.</p> <p>Resolution No. R-34-16, which authorized a designated purchase extending the current security guard services contracts – RFP487A and RFP487B – for up to one year, including a prorated allocation of up to \$20,525,000. These contracts were further extended administratively by six months as award of the new contracts did not occur within the timeframe granted under the designated purchase.</p> <p>Resolution No. R-1145-16, which ratified an emergency contract award – RFP-487A-001D – to Security Alliance, LLC in the amount of \$1,736,057 for security guard services for certain Internal Services Department and WASD facilities as the awarded vendor was no longer able to deliver the services.</p> <p><u>ANALYSIS</u> This item approves award of a security guard services contract for WASD to three vendors for four sectors – AlliedUniversal for sector A, Centurion Feick for sectors B and C and Security Alliance for sector D. The awarded vendors each have a local office. The contract provides for Tier 3 level security services, which is considered the highest level of security risk.</p> <p>Feick Security Corporation protested the award recommendation, arguing that the County Attorney's Office rendering of its proposal as nonresponsive was arbitrary and capricious. The proposal was deemed nonresponsive as the vendor marked its entire proposal confidential, invoking trade secret law protections that prohibit the County from evaluating the proposal. Feick also contested the award to AlliedUniversal, arguing that AlliedUniversal, the current recommended company, is not the same as Allied Barton, the company that submitted the proposal the County evaluated.</p>

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	<p>A hearing was convened on the protested issues and the examiner concluded that (1) the insertion of the term confidential on every page of the Feick proposal was properly evaluated by the County to be nonresponsive; (2) the County did not engage in any arbitrary or capricious method of evaluation nor did the County treat the proposers in an unequal manner; and (3) the merger of Allied Barton's and Universal Protection, LLC's parent companies did in fact occur and AlliedUniversal became the complete successor in interest to Allied Barton, the prevailing proposer.</p> <p><u>FISCAL IMPACT</u></p> <p>The fiscal impact for the three-year term is \$36,196,000. Should the County choose to exercise, at its sole discretion, the two (2), three-year option to renew terms, the estimated cumulative value will be \$108,588,000. The current contracts, RFP-487A (services WASD and Internal Services), RFP-487B (services Public Housing and Community Development) and RFP487A-001D (emergency contract servicing WASD and Internal Services facilities), are cumulatively valued at \$345,405,000 for nine years and expire on August 31, 2017. The department is currently covered under the Internal Services Department's security guard services contract.</p>
<p>8F10 171558</p>	<p>RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-00217 TO ALLIEDUNIVERSAL SECURITY SERVICE FOR THE DELIVERY OF TIERS 1, 2 AND 3 SECURITY GUARD SERVICES FOR THE INTERNAL SERVICES DEPARTMENT WITH AN ESTIMATED FISCAL IMPACT TO THE COUNTY IN AN AMOUNT OF UP TO \$201,474,000.00 FOR THE INITIAL THREE-YEAR TERM AND TWO, THREE-YEAR OPTION TO RENEW TERMS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should approve award of a security guard services contract for the Internal Services Department to AlliedUniversal for the delivery of Tiers 1, 2 and 3 security guard services with an estimated fiscal impact of up to \$201,474,000 for the initial three-year term and two, three-year option to renew terms.</p> <p><u>APPLICABLE LEGISLATION/POLICY/HISTORY</u></p> <p>Section 2-8.1 of the Code (Contracts and Purchases Generally) and Implementing Order No. 3-38, governing the authority to award and modify contracts.</p> <p>Resolution No. R-1071-16, which directed the administration to include specifications in future County security guard services contracts allowing all local police academy graduates to qualify and serve on all levels of classifications of contracted for security guard services.</p> <p>Resolution No. R-660-16, which directed the administration to require firearms training, mental health evaluations and criminal background checks for armed security guards on County security guard services contracts.</p>

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	<p>Resolution No. R-34-16, which authorized a designated purchase extending the current security guard services contracts – RFP487A and RFP487B – for up to one year, including a prorated allocation of up to \$20,525,000. These contracts were further extended administratively by six months as award of the new contracts did not occur within the timeframe granted under the designated purchase.</p> <p>Resolution No. R-1145-16, which ratified an emergency contract award – RFP-487A-001D – to Security Alliance, LLC in the amount of \$1,736,057 for security guard services for certain Internal Services Department and WASD facilities as the awarded vendor was no longer able to deliver the services.</p> <p><u>ANALYSIS</u></p> <p>This item approves award of a security guard services contract for the Internal Services Department to AlliedUniversal for the delivery of Tiers 1, 2 and 3 services covering County libraries, community neighborhood centers, OTV, County Hall, MIA and court facilities. The tier designation represents level of risk at facilities or posts throughout the County, with Tier 1 having the lowest level of risk, up to Tier 3, the highest level.</p> <p>Feick Security Corporation protested the award recommendation, arguing that the County Attorney’s Office rendering of its proposal as nonresponsive was arbitrary and capricious. The proposal was deemed nonresponsive as the vendor marked its entire proposal confidential, invoking trade secret law protections that prohibit the County from evaluating the proposal. Feick also contested the award to AlliedUniversal, arguing that AlliedUniversal, the current recommended company, is not the same as Allied Barton, the company that submitted the proposal the County evaluated.</p> <p>A hearing was convened on the protested issues and the examiner concluded that (1) the insertion of the term confidential on every page of the Feick proposal was properly evaluated by the County to be nonresponsive; (2) the County did not engage in any arbitrary or capricious method of evaluation nor did the County treat the proposers in an unequal manner; and (3) the merger of Allied Barton’s and Universal Protection, LLC’s parent companies did in fact occur and AlliedUniversal became the complete successor in interest to Allied Barton, the prevailing proposer.</p> <p><u>FISCAL IMPACT</u></p> <p>The fiscal impact for the three-year term is \$67,158,000. Should the County choose to exercise, at its sole discretion, the two (2), three-year option to renew terms, the estimated cumulative value will be \$201,474,000. The current contracts, RFP-487A, RFP-487B and RFP487A-001D, are cumulatively valued at \$345,405,000 for nine (9) years and expire on August 31, 2017. The Water and Sewer Department was under the current contract but is now under a separate contract for these services.</p>
8F11 171564	<p>RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-00281 TO SECURITY ALLIANCE, LLC FOR DELIVERY OF SECURITY GUARD SERVICES FOR THE INTERNAL SERVICES DEPARTMENT ON BEHALF OF THE PUBLIC HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT WITH AN ESTIMATED FISCAL IMPACT TO THE COUNTY IN AN AMOUNT OF \$6,552,000.00 FOR THE INITIAL THREE-YEAR TERM AND TWO, THREE-YEAR OPTION TO RENEW TERMS; AND AUTHORIZING THE COUNTY MAYOR OR</p>

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	COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve award of a security guard services contract for the Internal Services Department on behalf of the Public Housing and Community Development Department to Security Alliance, LLC with an estimated fiscal impact of up to \$6,552,000 for the initial three-year term and two, three-year option to renew terms.</p> <p><u>APPLICABLE LEGISLATION/POLICY/HISTORY</u> Section 2-8.1 of the Code (Contracts and Purchases Generally) and Implementing Order No. 3-38, governing the authority to award and modify contracts.</p> <p>Resolution No. R-1071-16, which directed the administration to include specifications in future County security guard services contracts allowing all local police academy graduates to qualify and serve on all levels of classifications of contracted for security guard services.</p> <p>Resolution No. R-660-16, which directed the administration to require firearms training, mental health evaluations and criminal background checks for armed security guards on County security guard services contracts.</p> <p>Resolution No. R-34-16, which authorized a designated purchase extending the current security guard services contracts – RFP487A and RFP487B – for up to one year, including a prorated allocation of up to \$20,525,000. These contracts were further extended administratively by six months as award of the new contracts did not occur within the timeframe granted under the designated purchase.</p> <p>Resolution No. R-1145-16, which ratified an emergency contract award – RFP-487A-001D – to Security Alliance, LLC in the amount of \$1,736,057 for security guard services for certain Internal Services Department and WASD facilities as the awarded vendor was no longer able to deliver the services.</p> <p><u>ANALYSIS</u> This item approves award of a security guard services contract for the Internal Services Department on behalf of the Public Housing and Community Development Department. The recommended awardee is Security Alliance, which has a local office in Doral. The contract provides for security guard services for 11 Public Housing and Community Development facilities across the County.</p> <p>Feick Security Corporation protested the award recommendation, arguing that the County Attorney's Office rendering of its proposal as nonresponsive was arbitrary and capricious. The proposal was deemed nonresponsive as the vendor marked its entire proposal confidential, invoking trade secret law protections that prohibit the County from evaluating the proposal.</p> <p>A hearing was convened on the protested issues and the examiner concluded that (1) the insertion of the term confidential on every page of the Feick proposal was properly evaluated by the County to be</p>

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	<p>nonresponsive and (2) the County did not engage in any arbitrary or capricious method of evaluation nor did the County treat the proposers in an unequal manner. Feick's proposal was correctly deemed nonresponsive by the County.</p> <p><u>FISCAL IMPACT</u> The fiscal impact for the three-year term is \$2,184,000. Should the County choose to exercise, at its sole discretion, the two (2), three-year option to renew terms, the estimated cumulative value will be \$6,552,000. The current contract, RFP-487B, is valued at \$118,589,500 for a nine-year term and expires on August 31, 2017. The allocation for this replacement contract is lower than the current contract due to the exclusion of the Water and Sewer Department, which will be serviced under its own contract.</p>
<p>8(I)1 171624</p>	<p>RESOLUTION APPROVING THE ACTION OF THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IMPLEMENT AN INITIATIVE FOR THE SEAL AND EXPUNGEMENT OF CRIMINAL RECORDS FOR ELIGIBLE PARTICIPANTS IN SUPPORT OF MILESTONE 6 OF THE MIAMI-DADE COUNTY MY BROTHER'S KEEPER LOCAL ACTION PLAN; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXPEND AN AMOUNT NOT TO EXCEED \$10,000.00 TO SUPPORT THE APPLICATION FEE SET BY THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT IN THE AMOUNT OF \$75.00 FOR AN ESTIMATED 132 ELIGIBLE PARTICIPANTS' SEAL AND EXPUNGE APPLICATIONS, AND THE POSTAGE COST OF \$.49 TO MAIL EACH APPLICATION</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should:</p> <ul style="list-style-type: none"> • Approve the implementation of an initiative for the seal and expungement of criminal records for eligible participants in support of the Miami-Dade My Brother's Keeper Local Action Plan; and • Authorize the Mayor or his designee to expend up to \$10,000.00 for the Miami Dade County Diversion program to support the seal and expungement application fee of \$75.00 plus postage of \$.49 for an estimated 132 eligible participants' seal and expungement applications. <p><u>APPLICABLE LEGISLATION/POLICY</u> Resolution No. R-314-17 directs the County Mayor or his designee to implement the strategies and recommendations of the Action Plan.</p> <p>On February 17, 2016, the Board adopted Resolution No. R-173-16 to convene a local action summit.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> This item was forwarded to the Board by the Chairman without a recommendation. The Clerk of the Board received the appropriate memorandum signed by Chairman Bovo approving the request by the Chairman's Policy Council to waive the Board's Rules of Procedure to allow the proposed resolution to be heard at the March 21, 2017 meeting. The resolution was adopted by the Board on March 21, 2017.</p> <p><u>ANALYSIS/FINDINGS</u></p>

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	<p>This item is in support of Milestone 6 (<i>Reducing Violence and Providing a Second Chance</i>) of the Miami-Dade County My Brother's Keeper Local Action Plan. Under Milestone 6, reducing the representation of boys and young men of color in the criminal justice system coupled with reducing violent and criminal activity remains a top priority. MBK Actions for Transformation (of young men of color) is designed to:</p> <ol style="list-style-type: none"> 1) Promote seal and expungement opportunities for young men of color; 2) Promote driver's license reinstatement opportunities; 3) Implement child support programs to non-custodial parents to ensure the continuation of payments to avoid administrative enforcement, such as driver's license suspension; 4) Enhance and increase criminal diversion opportunities through innovative programming such as the Miami-Dade Juvenile Services Department's Civil Citation program for both youth and adults; 5) Implement anti-violence initiatives designed to address disproportionate minority contact by providing strategic service delivery based on crime statistics and designated zip codes. <p>According to Florida law, the only people who may qualify to have their records sealed are those who have not been convicted of any felony, misdemeanor or criminal traffic offense such as DUI, reckless driving or driving with a suspended license. A conviction on one case can prevent the person from sealing or expunging any other case, even if they were found not guilty or the charges were dismissed by the judge or nolle prossed (dropped by prosecutor). People who have received withholds of adjudication on misdemeanors and felonies that are not considered forcible felonies, may qualify to seal their record if they have no convictions on other cases.⁴</p> <p><u>FISCAL IMPACT</u></p> <p>Funds will be allocated from the Miami-Dade County Diversion Program. The Seal and Expungement initiative may continue beyond the 132 participants identified, if additional funding becomes available from the Program.</p>
<p>8J1 171455</p>	<p>RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO AWARD AND MANAGE THE CRUISE TERMINAL B PROJECT PURSUANT TO THE TERMS OF THE PORTMIAMI EXPEDITE ORDINANCE SET FORTH IN SECTION 2-8.2.15 OF THE CODE OF MIAMI-DADE COUNTY IN THE MAXIMUM AMOUNT OF \$135,000,000.00; AND WAIVING THE BID PROTEST RIGHTS AND PROCEDURES SET FORTH IN SECTION 2-8.3 AND 2-8.4 OF THE CODE OF MIAMI-DADE COUNTY AND IMPLEMENTING ORDER 3-21 UPON WRITTEN RECOMMENDATION OF THE MAYOR AND TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should:</p> <ul style="list-style-type: none"> • Authorize the County Mayor or his designee to award and manage the Cruise Terminal B project pursuant to the terms of the PortMiami Expedite Ordinance in the maximum amount of \$135,000,000.00; and

⁴ http://www.pdmiami.com/sealing_expunging_criminal_records.htm

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	<ul style="list-style-type: none"> • Waive the bid protest rights and procedures for those companies participating in the Cruise Terminal B project's procurement process as this project is significantly time constrained and a bid protest will jeopardize the County's contractual commitments <p><u>APPLICABLE LEGISLATION/POLICY</u> On April 5, 2016, the Board adopted PortMiami Expedite Ordinance codified at Section 2-8.2.15 of the Code and such ordinance allows for the Board to add individual projects accessing the ordinance.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> This item was forwarded to the Board with a favorable recommendation by the Economic Development and Tourism Committee at the June 15, 2017 meeting.</p> <p><u>ANALYSIS/FINDINGS</u> This item supports the construction of the Cruise Terminal B project, as allowed under the PortMiami Expedite Ordinance. Under Resolution No. R-532-17, the Port is required to construct a new Cruise Terminal B by January of 2020 (Temporary Certificate of Occupancy is October 15, 2019). The Port is located within District 5; however, the impact of this item is countywide, as the Port is a regional asset and the County's second economic engine, contributing \$41.4 billion annually to the local economy.</p> <p>The design-build contract solicitation for the Cruise Terminal B Project construction will be advertised in accordance with the standard County procurement process, with the exception of the bid protest waiver. The contract will also require that the Contractor make its best reasonable efforts to have a percentage of construction labor hours be performed by County residents in accordance with the Residents First Training and Employment program.</p> <p>The new Cruise Terminal B project will include a cruise terminal, parking facility, intermodal and provisioning area, passenger drop off and pick up, roadway and ancillary work. The Project will be delivered through a design-build agreement and provide additional capacity accommodating a range of new vessels.</p> <p><u>FISCAL IMPACT</u> The approximate PortMiami investment of \$100 million will be financed through new vessels that will occupy Norwegian's Cruise Line Bahamas (NCLB's) former facility, Cruise Terminal C. This resolution delegates award and management authority to the County Mayor for a design-build contract for the Cruise Terminal B Project, to meet PortMiami's contractual obligations.</p> <p>If the Board does not approve the subsequent NCLB contract amendment, the County Mayor will terminate this project and its use of the PortMiami Expedite Ordinance.</p>
8J2 171448	RESOLUTION APPROVING AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AMENDMENT NO. 1 TO 2012 CONTAINER HANDLING CRANE MAINTENANCE MANAGEMENT AGREEMENT BETWEEN THE COUNTY AND PORT OF MIAMI CRANE MANAGEMENT INC.; PROVIDING THE COUNTY WITH FOUR ADDITIONAL ONE-YEAR RENEWALS THEREOF AT AN ESTIMATED ANNUAL COST OF \$8.49 MILLION, AND \$33.96 MILLION IF ALL RENEWAL OPTIONS ARE EXERCISED; AUTHORIZING THE

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	COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE ALL TERMINATION, RENEWAL, AND OTHER COUNTY RIGHTS CONTAINED THEREIN; AND WAIVING COMPETITIVE BIDDING IN CONNECTION WITH THE APPROVAL AND EXECUTION OF THE AFOREMENTIONED MANAGEMENT AGREEMENT AMENDMENT BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should :</p> <ul style="list-style-type: none"> • Approve the Mayor or his designee to execute Amendment No. 1 to 2012 Container Handling Crane Maintenance Management Agreement between the County and Port of Miami Crane Management, Inc.; • Provide the County with four additional one-year renewals at an estimated annual cost of \$8.49 million, and \$33.96 million if all renewal options are exercised; • Authorize the Mayor or his designee to exercise all termination, renewal and other County rights; and the Amendment after review and approval by the County Attorney's Office; and • Waive competitive bidding in connection with the approval and execution of the Management Agreement amendment by a two-thirds vote of the Board members present. <p><u>APPLICABLE LEGISLATION/POLICY</u> Resolution No. R-671-99, created the PortMiami Crane Company, Inc. (Crane Company) as a not-for-profit corporation to manage the maintenance of the Port's container gantry cranes.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> This item was forwarded to the Board with a favorable recommendation by the Economic Development and Tourism Committee on June 15, 2017.</p> <p>This item was deferred at the July 6, 2017 Board meeting.</p> <p><u>ANALYSIS/FINDINGS</u> The Crane Company's primary mission is to provide the maritime community with the required services which has resulted in greatly improving crane reliability, efficiency, capacity and expert assistance to include project management of gantry cranes and cargo handling related work. Throughout the years, the Crane Company has performed well and kept a reliable, high standard of operations for the cranes. Recently, the Crane Company has been engaged in the acquisition and project management/design/review of three new Super-Post Panamax cranes, which are anticipated to arrive at the Port in 2019. Amendment No. 1 provides the County with four additional one-year County renewal options.</p> <p>As of 2017, the Crane Company has completed the following projects:</p> <ol style="list-style-type: none"> 1. Painting of SPN Cranes 1-2-3 (Champion, completed) 2. Project Management, design & fabrication of <u>New Cranes 13-16</u> (ZPMC, completed 2013-July-10) 3. Relocation of Cranes 4-5-7 to Wharf 6 (Konecranes, Completed 2013-July-18) 4. Design and fabrication of new 65LT Separating Spreaders (ZPMC, completed 2013-July-10)

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	<ol style="list-style-type: none"> 5. Independent Third Party Inspection Services (WCS, completed 2013-July-10) 6. Corrosion Removal and Warranty Painting Cranes 11-12 (ZPMC, completed) 7. Transportation of SPN Cranes 1-2-3 to Barranquilla, Colombia (BCT, Liftech & GRT, completed 2013-September-7) 8. Unloading and Commissioning of <u>New Cranes 13-16</u> (GBB, ZPMC, Cargotec, Eller-ITO, completed 2013-Nov-30) 9. Condition Survey of Cranes 4-12 (CCI, completed 2014-May-6) 10. Strengthening of Gantry Bulkhead, Crane Rail Support beam and tie-downs for new cranes (Odebrecht, completed 2014-May-7) 11. Crane 7-8-9-10 Boom Hoist Rope Replacement; purchase Request to buy ropes issued (Consolidated Rigging, completed 2014-May-14) 12. Installation of new Administration Trailer (completed 2015-Jan-5) 13. Structural Repairs of Crane 12 WS Pylon Backstay (completed 2015-July-29) 14. Cranes 11-12 Clean and Repair Hydraulic Anti-sag System (completed 2015-Nov-11) 15. Repair of Z24 due to Crane 7 Accident (ALM Machine Shop, completed 2014-May-14) 16. Structural Repairs of Crane 11-12 FCM-Backstay (completed 2015-Nov-11) <p><i>Crane Status:</i> All Port Miami cranes are operational except for Crane 6 in which corrosion repairs are being done in preparation to painting the top surface of boom and girder.⁵</p> <p><u>FISCAL IMPACT</u></p> <p>There is no fiscal impact. The Crane Company's budget is included within the Port's budget.</p>
8K2 171796	<p>RESOLUTION APPROVING THE FISCAL YEAR (FY) 2017 ACTION PLAN, WHICH INCLUDES AN ANNUAL UPDATE TO THE FY 2013-2017 CONSOLIDATED PLAN; APPROVING THE FY 2017 FUNDING RECOMMENDATIONS FOR \$11,553,854.00 OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS, \$1,400,086.00 OF HOME INVESTMENT PARTNERSHIPS (HOME) FUNDS, AND \$1,005,743.00 OF EMERGENCY SOLUTIONS GRANT (ESG) FUNDS; AUTHORIZING SUBSTANTIAL AMENDMENTS TO THE FY 2008-2012 AND FY 2013-2017 CONSOLIDATED PLANS AND THE FY 2009-2016 ACTION PLANS FOR THE RECAPTURE AND REALLOCATION OF CDBG FUNDS IN THE AMOUNT OF \$719,656.69 AND HOME FUNDS IN THE AMOUNT OF \$745,092.36; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO FILE THE FY 2017 ACTION PLAN AND SUBSTANTIAL AMENDMENTS WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); APPROVING A VOLUNTARY GRANT REDUCTION IN THE TOTAL AMOUNT OF \$5,843,254.16, TO BE IMPLEMENTED BEGINNING IN FY 2017 IN THE AMOUNT OF \$1,947,751.39 OF CDBG FUNDS EACH YEAR FOR THREE YEARS; WAIVING RESOLUTION NO. R-692-12 REQUIRING THAT PROJECTS RECEIVING CDBG, HOME, OR ESG FUNDS APPLY THROUGH A CONSOLIDATED REQUEST FOR APPLICATIONS (RFA) PROCESS; WAIVING RESOLUTION NO. R-596-12 REQUIRING THAT 30 PERCENT OF CDBG FUNDS BE ALLOCATED TO ECONOMIC DEVELOPMENT ACTIVITIES; APPROVING THIRD CONTRACT EXTENSION UNTIL DECEMBER 31, 2017 FOR ASSISTANCE TO THE ELDERLY,</p>

⁵ <http://www.cranemgt.com/organization/performance/>

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	<p>INC. FOR THEIR DEMENTIA MEMORY CLINIC LOCATED AT 5617 NW 7TH STREET, MIAMI, FLORIDA 33126; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL AGREEMENTS AND CONDITIONAL LOAN COMMITMENTS NECESSARY TO ACCOMPLISH THE PURPOSES SET FORTH IN THIS RESOLUTION AND TO EXERCISE THE TERMINATION, WAIVER, ACCELERATION, CANCELLATION, OR OTHER PROVISIONS SET FORTH THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 171721]</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve:</p> <ol style="list-style-type: none"> 1) The FY 2017 Action Plan, which includes an annual update to FY 2013-2017 Consolidated Plan for \$11,553,854.00 of CDBG funds, \$1,400,086.00 of HOME funds and \$1,005,743.00 of ESG Program funds; 2) Approve substantial amendments to the FY 2008-12 and FY 2013-17 Consolidated Plans and FY 2016 Action Plans; 3) Approve the submission of FY 2017 Action Plan and Substantial Amendment relating to HUD; 4) Waive Resolution No. R-692-12, to the extent that it requires that projects receiving CDBG, HOME and ESG funds apply through the FY 2017 Consolidated Request for Application process, and waive Resolution No. R-596-12, requiring that 30 percent of CDBG funds be allocated to economic development activities; 5) Approve a Voluntary Grant Reduction (VGR) of the County's entitlement allocation of CDBG funds in the amount of \$5,843,254.16; and 6) Approve a third contract extension of the FY 2013 CDBG Contract between the County and Assistance for Elderly, Inc. <p><u>APPLICABLE LEGISLATION/POLICY</u> Resolution No. R-692-12 – The County Mayor or his designee is directed to execute the Consolidated Plan and subsequent Request for Applications (RFA) or other processes, in a manner consistent with Resolution R-596-12.</p> <p>Resolution No. R-596-12 states that the CDBG funds should be targeted to the Neighborhood Revitalization Strategy Areas (NRSAs) as areas determined by the County to have high need and require that a minimum of fifty percent (50%) of those CDBG funds be used for economic development.</p> <p><u>PROCEDURAL/HISTORY</u> This item was amended at the HSSC meeting on 7/10/17 and forwarded to BCC with a favorable recommendation with committee amendment(s) - Passed 5-0</p> <p><u>ANALYSIS/FINDINGS</u> PHCD is the County's lead agency for coordination of the FY 2013-17 Consolidated Plan. An annual Action Plan describing federal resources available to fund priority activities. Activities funded with federal resources must achieve a national objective, serve intended beneficiaries, or achieve other federally mandated objectives. All projects must meet certain threshold criteria, such as proposing an eligible activity that would meet national objectives, to be considered for funding.</p>

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	<p>The available FY 2017 CDBG allocation for distribution is \$9,606,103.00 (11,533.854 – 1,947,751.39). Twenty percent (20%) has been allotted for administrative costs (table below). This amount must address multiple public service, economic development, housing, and public facilities/capital improvement needs. As part of its strategy, the County will continue to prioritize projects and activities that demonstrate an immediate readiness to proceed.</p> <table><tr><th colspan="4">FY 2017 Allocations</th></tr><tr><th></th><th>CDBG</th><th>HOME</th><th>ESG</th></tr><tr><td>Allocation</td><td>\$ 11,553,854.00</td><td>\$1,400,086.00</td><td>\$1,005,743.00</td></tr><tr><td>(Minus) Voluntary Reduction</td><td>\$ 1,947,751.39</td><td></td><td></td></tr><tr><td>(Minus) Administrative Costs</td><td>\$ 1,921,220.60 (20%)</td><td>\$ 140,008.60 (10%)</td><td>\$ 75,430.72 (7.5%)</td></tr><tr><td>TOTAL</td><td>\$ 7,684,882.01</td><td>\$1,260,077.40</td><td>\$ 930,312.28</td></tr></table> <p>The 2017 HOME and ESG funding will be recommended for homeless and non-homeless Tenant-Based rental Assistance (TBRA), rental housing rehabilitation, and Community Housing Development Organization (CHDO) housing. Following the Board’s approval of the funding recommendations, the County Mayor or his designee will issue a Conditional Loan Commitment of HOME funds toward the development of the projects.</p> <p><u>FISCAL IMPACT</u></p> <p>This item allocates \$9,606,103.00 of CDBG funds. These allocations of federal funds have no negative fiscal impact on the County’s general revenue fund. To avoid losing the FY 2017 allocation of CDBG, HOME and ESG funds from HUD, the County has a deadline of August 16, 2017 to submit the FY 2017 Action Plan to the local HUD office.</p>	FY 2017 Allocations					CDBG	HOME	ESG	Allocation	\$ 11,553,854.00	\$1,400,086.00	\$1,005,743.00	(Minus) Voluntary Reduction	\$ 1,947,751.39			(Minus) Administrative Costs	\$ 1,921,220.60 (20%)	\$ 140,008.60 (10%)	\$ 75,430.72 (7.5%)	TOTAL	\$ 7,684,882.01	\$1,260,077.40	\$ 930,312.28
FY 2017 Allocations																									
	CDBG	HOME	ESG																						
Allocation	\$ 11,553,854.00	\$1,400,086.00	\$1,005,743.00																						
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(Minus) Administrative Costs	\$ 1,921,220.60 (20%)	\$ 140,008.60 (10%)	\$ 75,430.72 (7.5%)																						
TOTAL	\$ 7,684,882.01	\$1,260,077.40	\$ 930,312.28																						
8L1 171678	RESOLUTION APPROVING, BY TWO-THIRDS VOTE OF MEMBERS PRESENT, AN EXCEPTION TO THE POLICY FOR ONE YEAR ON SALARIES OF RETIRED COUNTY EMPLOYEES THAT ARE REHIRED AS SET FORTH IN IMPLEMENTING ORDER 7-44, IN CONNECTION WITH THE HIRING OF MR. PEDRO QUINTELA FOR THE POSITION OF RER CODE COMPLIANCE AND TRAINING OFFICER (ENERGY) FOR THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT; AND WAIVING THIS BOARD’S POLICY THAT SUCH APPROVAL BE GRANTED IN ADVANCE OF HIRING, AS SET FORTH IN IMPLEMENTING ORDER 7-44 AND RESOLUTION NO. R-392-10 [SEE ORIGINAL ITEM UNDER FILE NO. 171384]																								
Notes	<p><u>ISSUE/REQUESTED ACTION</u></p> <p>Whether the Board should make an exception to its current policy and ratify the hiring of a retired employee at an intermediate salary.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u></p> <p>- Implementing Order 7-44 (rehiring of County Retirees) and Resolution No. R-392-10 (Item No. 101738 – Policy for all County Retirees Who Seek Re-employment)</p>																								

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	<p>- Original Item No. 171384 (The Hiring of Mr. Pedro Quintela)</p> <p><u>PROCEDURAL HISTORY</u> 6/13/2017: Item 3F was forwarded to the BCC with a favorable recommendation with committee amendment by the Government Operations Committee; Passed 3– 2; committee amendments limit the rehired employee’s tenure to one-year at the current salary and requires him to train his replacement.</p> <p><u>ANALYSIS/FINDINGS</u> During the GOC meeting on June 13, 2017, several commissioners raised concerns over the hiring of the individual, namely, instructing the department to not make a habit of making exceptions to the policy that is in place. These commissioners raised concerns over the lack of younger individuals being hired; for long-term stability within all the County departments, younger individuals need to enter the workforce and gain expertise.</p> <p>The department in question, RER, stated that in this specific circumstance, there was a mistake that occurred with the person who handled recruitment, and the supervisor that hired the individual was not aware of the current BCC policy. RER explained that this person is the only person available for the job due to the high level of expertise in building codes. RER stated that they have had 12 recruitments to find someone with experience for the position that yielded no candidates.</p> <p>OCA contacted RER for clarification on the item; RER responded that Mr. Quintela did accept the intermediate rate but is not currently being paid that rate. If this item is approved, he will be paid the intermediate rate and it will be retroactive to the date he commenced employment with the County, which is March 27, 2017.</p> <p><u>FISCAL IMPACT</u> There is no fiscal impact associated with this item, aside from the already allocated funds for the salary on this position, which is funded from proprietary fees in RER.</p>
<p>8L4 171728</p>	<p>RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY AND ROCKEFELLER PHILANTHROPY ADVISORS, INC., ON BEHALF OF ROCKEFELLER FOUNDATION’S 100 RESILIENT CITIES; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXERCISE ALL PROVISIONS THEREIN; WAIVING PROVISIONS OF RESOLUTION NO. R-130-06 WHICH REQUIRE A CONTRACT TO BE EXECUTED BY NON-COUNTY PARTIES BEFORE BEING PLACED ON AN AGENDA SEEKING APPROVAL OF CONTRACT BY THIS BOARD; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE CERTAIN AMENDMENTS TO MEMORANDUM OF UNDERSTANDING, SUBJECT TO NO COUNTY FUNDS BEING COMMITTED</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should:</p> <ul style="list-style-type: none"> • Approve and authorize the County Mayor or his designee to execute a Memorandum of Understanding (MOU) between the County and Rockefeller Philanthropy Advisors, Inc. on

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	<p>behalf of Rockefeller Foundation's 100 Resilient Cities;</p> <ul style="list-style-type: none"> • Authorize County Mayor or his designee to execute certain amendments to the MOU, to modify the contacts for the parties, modify the schedule, or modify the timeline associated with deliverables; and • Waive the provisions of Resolution No. R-130-06. <p><u>APPLICABLE LEGISLATION/POLICY</u> Resolution No. R-130-06 generally requires that contracts of the County with third parties be executed by non-County parties before being placed on an agenda of this Board.</p> <p><u>ANALYSIS/FINDINGS</u> The scope of this MOU is countywide and the MOU formalizes Miami-Dade as a member of 100 Resilient Cities, which the County applied to under the direction of Resolution No. R-1008-15. Cities apply to the 100 Resilient Cities Program to obtain help addressing challenges like earthquakes, fires, floods and other natural disasters, as well as high unemployment, an inefficient public transportation system, pervasive violence, and chronic food and water shortages.</p> <p>100 Resilient Cities Initiative is a \$164 million effort founded and financially supported by the Rockefeller Foundation in 2013. The Initiative focuses on helping cities around the world build resilience to the social, economic, and physical challenges of the 21st century. As members of the 100 Resilient Cities Network, Miami-Dade County, the City of Miami and the City of Miami Beach will receive funding and support from the Chief Resilience Officers and will work directly with the County and City leaders to develop a joint Resilience Strategy. The County and Cities will receive technical support through 100 Resilient Cities to develop a Resilience Strategy that reflects the region's collective needs and its capacity to address them, along with the support and services to implement that vision. This strategy will involve outreach to and coordination with the other 32 municipalities in the region.⁶</p> <p><u>FISCAL IMPACT</u> There will be no fiscal impact to the County as the County's contribution is limited to staff time.</p>
8M1 171682	RESOLUTION AUTHORIZING EXECUTION OF A STANDARD FORM FIRST AMENDED AND RESTATED NON-EXCLUSIVE AGREEMENT FOR COMMITMENT TO USE THE COUNTY SOLID WASTE MANAGEMENT SYSTEM FOR MUNICIPAL SOLID WASTE DISPOSAL BETWEEN MIAMI-DADE COUNTY AND PRIVATE SOLID WASTE HAULERS [SEE ORIGINAL ITEM UNDER FILE NO. 171360]
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve authorizing execution of a Standard Form First Amended and Restated Non-Exclusive Agreement (Agreement) for Commitment to Use the County's solid waste</p>

⁶ <http://miamifoundation.org/100-resilient-cities-and-the-rockefeller-foundation-welcome-greater-miami-and-the-beaches-into-global-resilience-building-network/>

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	<p>system for municipal solid waste disposal between the County and private solid waste haulers.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> The existing hauler agreement was approved by the Board in 1996 (see Resolution No. R-710-96).</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> The item was forwarded to the Board by the Infrastructure and Utilities Committee at its June 13, 2017 meeting, as amended. The amendment deletes the following language on handwritten page 11 at the end of the first paragraph: “in accordance with section 2 of this Article.” The item was deferred at the July 6, 2017 Board meeting.</p> <p><u>ANALYSIS</u> Haulers operating in the County provide residential and commercial waste collection services to municipalities and businesses throughout the County. Several municipalities (contract cities) that have existing long-term waste disposal agreements with the County use haulers to collect waste from their residents, and, in some cases, businesses. This is the first proposed change to the existing Agreement.</p> <p>There are currently 15 municipalities (contract cities) with a disposal Interlocal Agreement (ILA). The ILA requires the contract cities to deliver all of their residential waste to the County. All residential solid waste collected for the contract city (by a private hauler) shall be delivered to the County. The following municipalities having an ILA with the County for use of the County’s waste management system: Bal Harbour, Bay Harbor Islands, Coral Gables, Homestead, City of Miami, Miami Beach, Miami Shores, Miami Springs, North Bay Village, North Miami, North Miami Beach, South Miami, Surfside, Sweetwater, and West Miami. These municipalities pay the contract rate of \$66.79 per ton, rather than the \$88.06 per ton non-contract rate.</p> <p>One of the proposed improvements to the agreement is an affidavit that haulers complete attesting to the amount of waste collected. Private haulers are currently obligated to provide an annual affidavit. They will still be required to provide the annual affidavit as well as quarterly affidavits to track tons from contract cities and non-contract cities. The ILAs with the cities do not require them to provide an annual affidavit; however, DSWM staff tracks and monitors the tonnages from the contract cities on a weekly basis.</p> <p>Note that under the proposed agreement, there is no waste delivery obligation for the first 12 months of the agreement. This is because not all private haulers entering into a long-term disposal contract with DSWM have a tonnage history. In the past some have provided an estimate of their annual tons which can create a problem for them when they cannot meet the agreed to waste delivery obligation. The interim period will allow for a true accounting of a full year of tonnage history.</p> <p><u>FISCAL IMPACT</u> The hauler agreements are revenue-generating. In FY 2014-15, the haulers delivered approximately 75,000 tons of waste to the County at the contract rate, which is equivalent to approximately \$5 million in disposal revenue. As of 6/26/17, there are 30 hauler agreements in effect. For FY 2016-17, \$3,574,534 in revenue has been generated thus far from hauler agreements.</p>
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171744	RESOLUTION APPROVING SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NICHOLSON CONSTRUCTION COMPANY TO SETTLE ALL CLAIMS BETWEEN BOTH PARTIES FOR PROJECT NO. DB12-WASD-01, CONTRACT NO. 13NCC001, A DESIGN-BUILD PROJECT REPLACING A 54-INCH SEWER FORCE MAIN WITH A 60-INCH SEWER FORCE MAIN FROM THE CENTRAL DISTRICT WASTEWATER TREATMENT PLANT TO FISHER ISLAND PAYING NICHOLSON CONSTRUCTION COMPANY A TOTAL OF \$750,000.00, GRANTING A NON-COMPENSABLE TIME EXTENSION OF 295 DAYS FOR SUBSTANTIAL COMPLETION AND A NON-COMPENSABLE TIME EXTENSION OF 365 DAYS FOR FINAL COMPLETION, AND RELEASING \$2,022,500.00 HELD BY THE COUNTY IN LIQUIDATED DAMAGES; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH AGREEMENT AND EXERCISE ALL RIGHTS CONTAINED THEREIN
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve the above resolution approving a Settlement Agreement between Miami-Dade County, through the Water and Sewer Department (WASD), and Nicholson Construction Company (Nicholson) for \$750,000 and releasing \$2,022,500.00 held by the County in liquidated damages. The impact of this Settlement Agreement is countywide.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> On December 17, 2013, Resolution No. R-1060-13 approved Contract No. 13NCC001 in the amount of \$72,101,600.00 with a total contract term of 824 days for design-build services to replace the existing 54-inch sewer force main with a 60-inch sewer force main because it been assessed to be at-risk of failure.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> Since this is a Settlement item, no committee recommendation is required.</p> <p><u>ANALYSIS/FINDINGS</u> The main scope includes the installation of a precast concrete segmental tunnel, which will stretch more than a mile, under the ocean, from the treatment plant on Virginia Key to Fisher Island.</p> <p>As stipulated in the contract, the estimated completion date was set for 2016. However, during the course of the design-build project, Nicholson submitted six claims to the County, totaling \$5,703,708 which justified project setbacks due to:</p> <ol style="list-style-type: none"> 1) condition of full-face sand that created blockages in the tunnel boring machine; 2) unforeseeable harder limestone formation which cause steering difficulties; 3) inclement weather conditions; 4) implementation of a secant pile system used for deep excavations and a concrete testing program; and 5) difficulties to launch shaft due to different rock quality. <p>6) release of the liquidated damages (<i>due to Nicholson's failure to achieve the substantial completion date and the final completion by the dates in the Contract, the County held liquidated damages in the amount of \$2,022,500</i>).</p> <p>This Settlement Agreement resolves and settles all issues related to the construction. The County agrees</p>

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	<p>to:</p> <ul style="list-style-type: none"> a) pay Nicholson the sum of \$750,000 from the Contract's contingency account to address claim # 1 on differing site conditions that caused blockages in the tunnel boring machine and deviations in the tunnel alignment; b) award two compensable time extensions in the tunnel boring and deviations in the tunnel alignment; and c) release \$2,022,500 held by the County in liquidated damages. <p>The design-build contract includes planning, engineering, design, permitting, procurement, construction/installation, testing and the start-up of the replacement force main. Nicholson was instrumental in the construction of the Seaport tunnel.</p> <p><u>FISCAL IMPACT</u> The County will pay Nicholson Construction Company \$750,000; the funding source is WASD Revenue Bond Sold.</p>
<p>802 171770</p>	<p>RESOLUTION APPROVING EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF OPA-LOCKA FOR THE BILLING OF WATER, SANITARY SEWAGE AND STORMWATER UTILITY SERVICES CHARGES FOR AN INTIAL TEN YEAR PERIOD WITH TWO, FIVE YEAR OPTIONS TO RENEW CONTINGENT UPON RATIFICATION BY CITY OF OPA-LOCKA; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8(O)(3)]</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should approve an agreement between the City of Opa Locka (City) and the County for the Billing of Water, Sewage and Stormwater Utility Service Charges for an initial term of 10 years with two (2) five-year options to renew.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> In June 2016, the City met the legal criteria necessary for state intervention, and an executive order was signed by Governor Rick Scott, declaring the City to be in a "financial emergency," and appointing an Oversight Board to oversee the City's operations. On May 18, 2017 via Resolution No. 17-9365, the City Commission approved a draft of the Billing Agreement. On June 23, 2017, the Oversight Board approved the Billing Agreement.</p> <p><u>ANALYSIS/FINDINGS</u> The Billing agreement stipulates that the City and the County agree that approval by the City of the Wholesale Sewer Agreement is a condition to the parties entering into this Billing Agreement.</p> <p>In 2016, the City of Opa Locka turned over control of its troubled water and sewer system to Miami-Dade County in an effort to stem the loss of millions of dollars and restore what was once the city's most vital source of revenue. Records show that Opa Locka had lost an average of \$1.7 million annually over the past three years.</p>

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	<p><u>FISCAL IMPACT</u> This Billing Agreement will have a positive impact on the County:</p> <ol style="list-style-type: none"> 1. Before the County remits payment to the City for any amounts collected from water, sanitary sewer and Stormwater charges due to the City, the County will deduct its compensation for services rendered; 2. The City owes the County \$6,980,372 in delinquent charges and will pay the County 60 monthly payments of \$125,428.20 in order to re-pay the County. The monthly payment, which includes a three percent annual interest rate change, will be deducted from the amount collected for water, sewer, and Stormwater service by the County on behalf of the City; 3. There will be a short-term fiscal impact to the County, as the County will front all costs to install, replace, and repair the City's metering system at a cost of approximately \$1.5 million to \$2.2 million. 4. WASD assuming the billing and collection responsibilities for the City will increase the revenues to the City's water and sewer utility. WASD has a 99 percent collection rate, as opposed to the City's low historical collection rate.
<p>803 171771</p>	<p>RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT BETWEEN THE CITY OF OPA-LOCKA AND MIAMI-DADE COUNTY FOR THE PROVISION OF WHOLESALE SEWAGE DISPOSAL SERVICE FOR A TWENTY YEAR TERM AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8(O)(2)]</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should authorize the execution of a Contract between the City of Opa Locka (City) and the County for the provision of wholesale sewage disposal service for a 20-year term.</p> <p><u>APPLICABLE LEGISLATION/POLICY</u> On May 18, 2017, the City Commission approved this new Contract by Resolution No. 17-9364 and the State's Oversight Board approved it on June 23, 2017.</p> <p><u>ANALYSIS/FINDINGS</u> This item extends the wholesale sewage disposal arrangement between the City and the County, serving Districts 1, 2, and 13. Under the terms of this new Contract, the City agrees that it shall continue to operate and maintain its sanitary sewage facilities in accordance with all state, federal, and local laws. This Contract provides for two connection points to the County's system (12700 NW 30th Avenue and 12705 NW 42nd Avenue), and allows for future points of connection by mutual agreement of the City and the Water and Sewer Department Director.</p> <p>The Contract states that as compensation for the transmission, treatment, including reclamation, and any method of disposal of all sewage received from the City, the City shall pay to the County a monthly charge for such service based on a uniform rate for the County's volume customers.</p> <p>The City agrees that if any waters or waste are discharged by the City, either directly or by one of the City's retail customers, into the County's wastewater system, or is in violation of any local, state or</p>

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	<p>federal law or regulation, or which creates a hazard to health or property, the County may terminate the contract or require payment to cover the cost of handling and treating such waste.</p> <p><u>FISCAL IMPACT</u> The sewage disposal revenue from the City to the County in FY 2015-16 is estimated to be \$2,250,259 (2.73%) of the County's estimated FY2015-16 sewage disposal revenue of \$82,379,368.</p>
<p>9A1 171505</p>	<p>RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE A SECOND AMENDMENT TO DATA SHARING AGREEMENT THAT INCLUDES MIAMI-DADE COUNTY COMMUNITY ACTION AND HUMAN SERVICES DEPARTMENT AS A PARTNER IN AN EXISTING RESEARCHER-PRACTITIONER PARTNERSHIP BETWEEN MIAMI-DADE COUNTY PUBLIC SCHOOLS, THE CHILDREN'S TRUST, THE EARLY LEARNING COALITION OF MIAMI-DADE/MONROE, INC., AND THE UNIVERSITY OF MIAMI, FOR THE DEVELOPMENT OF AN INTEGRATED DATA SYSTEM FOR THE SHARING AND SECURE LINKAGE OF EARLY CARE AND EDUCATION DATA, INCLUDING HEAD START AND EARLY HEAD START PARTICIPANTS, IN SUPPORT OF SCHOOL READINESS OF CHILDREN IN MIAMI-DADE COUNTY; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GRANT AGREEMENTS, OTHER REQUIRED AGREEMENTS AND DOCUMENTS, AS WELL AS AMENDMENTS, EXTENSIONS, AND RENEWALS OF SUCH AGREEMENTS AND DOCUMENTS PERTAINING TO DATA SHARING OF INFORMATION RELATED TO HEAD START AND EARLY HEAD START PROGRAM PARTICIPANTS AND TO EXERCISE TERMINATION, CANCELLATION, WAIVER, AND OTHER PROVISIONS SET FORTH THEREIN; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND GRANT FUNDING FOR FUTURE INITIATIVES RELATED TO DATA SHARING OF INFORMATION PERTAINING TO HEAD START AND EARLY HEAD START PROGRAM PARTICIPANTS SHOULD IT BECOME AVAILABLE FOR THIS PURPOSE</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should authorize the County Mayor to execute the Second Amendment to the Data-Sharing Agreement between the existing partners and add Miami-Dade County Community Action and Human Services Department (CAHS) to the agreement.</p> <p><u>PROCEDURAL HISTORY</u> 7/10/2017: Item 3A was forwarded to the BCC by the BCC Chairman with a favorable recommendation by the Housing and Social Services Committee; Passed 4 – 0.</p> <p><u>ANALYSIS/FINDINGS</u> The original partners of the "Miami-Dade County Partnership for School Readiness and Early Childhood Success" consisted of University of Miami, The Children's Trust, the Early Learning Coalition of Miami-Dade/Monroe, Inc., and Miami-Dade County Public Schools. This agreement would add the County's CAHS Department to the agreement. This agreement helps facilitate communication and data-sharing between these entities regarding early childhood programs in order to best provide for the County, especially low-income communities.</p>

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	<p>According to the Institute of Education Sciences, University of Miami was awarded a grant, totaling \$399,606 for the program in 2014. The following link shows the details of the grant: https://ies.ed.gov/funding/grantsearch/details.asp?ID=1527</p> <p>The following two links give more information into the history and mission of this partnership and the goals of some of the other partners:</p> <p>http://www.neighborhoodindicators.org/sites/default/files/publications/miami-dade_schoolreadinesssuccess_consultationmemo-june2008.pdf</p> <p>http://elcmdm.org/about_us/index.htm</p> <p><u>FISCAL IMPACT</u> There is no fiscal impact to the County by entering into this Agreement.</p>
<p>9A2 171357</p>	<p>RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE MEMORANDA OF UNDERSTANDING, IN SUBSTANTIALLY THE FORM ATTACHED HERETO, AND OTHER REQUIRED AGREEMENTS AND DOCUMENTS ON BEHALF OF MIAMI-DADE COUNTY WITH THE CITY OF MIAMI AND OTHER MUNICIPALITIES FOR THE PROVISION OF MENTORING SERVICES FOR AT-RISK YOUTH; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXERCISE AMENDMENTS, EXTENSIONS, AND RENEWALS OF SUCH MEMORANDA OF UNDERSTANDING, AND OTHER REQUIRED AGREEMENTS AND DOCUMENTS TO IMPLEMENT PROGRAMS FOR SUCH PURPOSE AND TO EXERCISE CANCELLATION, TERMINATION, WAIVER, AND OTHER PROVISIONS SET FORTH THEREIN; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND GRANT FUNDING FOR FUTURE INITIATIVES RELATED TO MENTORING SERVICES FOR AT-RISK YOUTH; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO PROVIDE CERTAIN REPORTS PERTAINING TO GRANT FUNDING FOR AND THE DEVELOPMENT OF PROGRAMS RELATED TO MENTORING SERVICES FOR AT-RISK YOUTH</p>
<p>Notes</p>	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should:</p> <ul style="list-style-type: none"> • Authorize the County Mayor or his designee to execute the Memorandum of Understanding (MOU) on behalf of Miami-Dade County, through its Juvenile Services Department (JSD), with the City of Miami, through the Miami Police Department (MPD), and other municipalities for the provision of mentoring services for at-risk youth; • Authorize the County Mayor or his designee to exercise amendments, extensions, renewals, cancellation, termination, waiver or other provisions set forth in the MOU related to the provision of mentoring services for at-risk youth as well as other agreements and documents necessary to further the provision of said mentoring services; • Authorize the County Mayor or his designee to apply for, receive and expend grant funding that

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	<p>may become available for future initiatives related to mentoring services for at-risk youth; and</p> <ul style="list-style-type: none"> • Direct the County Mayor or his designee to provide reports to the Board within 60 days of development of award of grant funding for programs related to mentoring services for at-risk youth. <p><u>ANALYSIS/FINDINGS</u></p> <p>This MOU supports the Mayor’s Youth and Community Safety Initiative, which focuses on providing comprehensive services to at-risk youth. JSD is collaborating with MPD’s Juvenile Assistance and mentoring Detail (J.A.M.), a program designed to prevent juvenile delinquency by connecting at-risk youth, ages 12-17, with law enforcement members as mentors. The J.A.M. program will provide fieldtrips to cultural, sports, and educational events. J.A.M. mentors will work closely with each youth to address personal goals and overcome challenges.</p> <p>The purpose of the MOU is that MPD and JSD agree to help at-risk youth lead productive, successful lives. The roles and responsibilities for each agency are listed in the MOU and there are no express or implied third party beneficiaries to the MOU. In regards to termination, it is understood by the Parties that the MOU is ongoing and may be terminated by either party without cause within 30 days of written notice to the other party.</p> <p>Mentoring, at its core, guarantees young people that there is someone who cares about them, assures them they are not alone in dealing with day-to-day challenges and makes them feel like they matter. Research confirms that quality mentoring relationships have powerful positive effects on young people in a variety of personal, academic, and professional situations. Ultimately, mentoring connects a young person to personal growth and development, and social and economic opportunity.⁷</p> <p>Strategies for Youth conducted a state-by-state survey of standards, including how to de-escalate potentially violent situations, and found that state government in all but five states play no role in setting standards. The five states with some degree of oversight are New Jersey, Virginia, Florida, Connecticut and Maryland. Strategies for Youth, which trains police in how to interact with young people, is unique because no other national organization exists solely for the purpose of improving police/youth interactions, advancing the cause of training public safety officers in the science of child and youth development and mental health, and supporting communities partnering to promote strong police/youth relationships.⁸</p> <p><u>FISCAL IMPACT</u></p> <p>There is no fiscal impact to the County to execute this MOU.</p>
10A1 171410	RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR’S DESIGNEE TO RECEIVE AND EXPEND UNIFIED HOMELESS CONTRACT FUNDS FROM THE FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES IN A TOTAL AMOUNT NOT

⁷ <http://www.mentoring.org/why-mentoring/mentoring-impact/>

⁸ <http://strategiesforyouth.org/>

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	<p>TO EXCEED \$1,086,999.99 FOR FISCAL YEARS BETWEEN 2016-2019; RATIFYING THE COUNTY MAYOR OR THE COUNTY MAYOR’S DESIGNEE’S ACTION IN EXECUTING THE UNIFIED HOMELESS CONTRACT WITH THE FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES AND ADVERTISING A REQUEST FOR APPLICATIONS TO AWARD FUNDS; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR’S DESIGNEE TO (1) AWARD SUCH FUNDS TO SELECTED NOT-FOR-PROFIT PROVIDERS, (2) AWARD STATE HOUSING INITIATIVES PARTNERSHIP FUNDS IN AN AMOUNT NOT TO EXCEED \$300,000.00 AND FOOD AND BEVERAGE MATCHING FUNDS IN AN AMOUNT NOT TO EXCEED \$300,000.00 CUMULATIVELY TO THE ENTITLEMENT JURISDICTIONS OF THE CITY OF MIAMI GARDENS, CITY OF HIALEAH AND THE CITY OF NORTH MIAMI, AND (3) AWARD FOOD AND BEVERAGE TAX FUNDS IN AN AMOUNT NOT TO EXCEED \$400,000.00 CUMULATIVELY TO THE CAMILLUS HOUSE AND THE ADVOCATE PROGRAM TO PROVIDE SUPPORT SERVICES TO HOMELESS HOUSEHOLDS RECEIVING SECTION 8 HOUSING CHOICE VOUCHERS FROM MIAMI-DADE PUBLIC HOUSING AND COMMUNITY DEVELOPMENT AS PART OF A HOMELESS PREFERENCE, AND (4) EXECUTE NECESSARY AGREEMENTS WITH SUCH PARTIES AND EXERCISE AMENDMENT, MODIFICATION, RENEWAL AND TERMINATION CLAUSES CONTAINED THEREIN; AND WAIVING RESOLUTION NO. R-130-06</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should:</p> <ul style="list-style-type: none"> • Authorize the County Mayor or his designee to receive and expend Staffing Grant Funds from the Florida Department of Children and Families (DCF), as part of a Unified Homeless Contract, in the amount totaling approximately \$1,086,999.99 for Fiscal Years between 2016-2019); • Ratify the County Mayor or his designee’s action in advertising a Request for Applications (RFA) to award and approve the selection of not-for-profit service providers; • Authorize the County Mayor or his designee to execute contracts with each service provider, to exercise amendments, modifications, cancellation, and termination clauses; • Waive Resolution No. R-130-06; • Authorize the County Mayor or his designee to enter into a Memorandum of Understanding (MOU) with the City of Miami Gardens, City of Hialeah and City of North Miami in the amount not to exceed \$600,000.00; and • Authorize the County Mayor or his designee to expend and award Food and Beverage Tax funds in a total not to exceed \$400,000.00 for FY 2017-19 to Camillus House and The Advocate Program. <p><u>APPLICABLE LEGISLATION/POLICY</u> Resolution No. R-1076-16 governs the issuance of Staffing Grant funds and other Homeless Households.</p> <p>Resolution 130-06 states that all contracts with non-County parties be fully negotiated and executed by such non-County party prior to approval by the Board.</p> <p><u>RELEVANT PRECEDENT/HISTORY</u> The item was forwarded to the Board by the Housing and Social Services Committee with a favorable</p>

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	<p>recommendation on July 10, 2017.</p> <p><u>ANALYSIS/FINDINGS</u></p> <p>The Unified Homeless Contract is under the umbrella of the Staff Grant contract (see Resolution No. R-259-17). The Contract will also include funding awarded to the County, through the Trust, including ESG, Challenge and TANF grant funds. Challenge and TANF Grants are subject to competitive solicitation for FY 2017-19, which was issued by the Homeless Trust this year. The DCF allocated Staffing Grant funds to assist in the development and implementation of planning, networking, coordinating and monitoring the delivery of housing and services to persons who are homeless or about to become homeless.</p> <p>The FYs 2016-19 distribution of Staffing Grant Funds from the Florida Department and Children and Families (DCF) <i>as part of a Unified Homeless Contract</i> is as follows:</p> <table data-bbox="370 779 1304 1003"> <tr> <th>Type</th><th>Amount</th></tr> <tr> <td>Grant funds</td><td>\$ 299,999.99</td></tr> <tr> <td>Emergency Solutions Grant (ESG)</td><td>\$ 400,000.00</td></tr> <tr> <td>Challenge Grant funds</td><td>\$ 317,000.00</td></tr> <tr> <td>Temporary Assistance for Needy Families (TANF)</td><td>\$ 70,000.00</td></tr> <tr> <td>TOTAL</td><td>\$1,086,999.99</td></tr> </table> <p>The MOU (not to exceed \$600,000.00) with the City of Miami Gardens, City of Hialeah and City of North Miami, is inclusive of \$300,000.00 in FY 2017-19 SHIP funds and \$300,000.00 in FY 2017-19 Food and Beverage matching funds. Food and Beverage Tax funds (not to exceed \$400,000.00) will be expended and awarded to Camillus House and the Advocate Program for FY 2017-19 to provide support services to homeless households receiving Housing Choice Vouchers from PHCD. Services funded by Food and Beverage tax funds will be available on a countywide basis.</p> <p>According to Camillus House, it has provided humanitarian services to the indigent and homeless populations of the County for more than 50 years. Camillus House programs include development initiatives that enhance client efforts to reshape their ability for self-enrichment. These initiatives include emergency assistance for food, clothing and shelter, residential substance abuse treatment and transitional and permanent housing.</p> <p><u>FISCAL IMPACT</u></p> <p>The County will provide SHIP funds in the total amount of \$300,000.00 and each of the entitlement jurisdictions will also contribute their SHIP funds. Each entitlement jurisdiction will be responsible for administering their respective SHIP funds. Additionally, the County will utilize budgeted Food and Beverage in the amount of \$300,000.00 for FY 2017-2019 as match funds.</p> <p>Pursuant to the terms of the United Homeless Contract, the Florida Department of Children and Families will reimburse the Trust for allowable expenditures incurred.</p>	Type	Amount	Grant funds	\$ 299,999.99	Emergency Solutions Grant (ESG)	\$ 400,000.00	Challenge Grant funds	\$ 317,000.00	Temporary Assistance for Needy Families (TANF)	\$ 70,000.00	TOTAL	\$1,086,999.99
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11A1 171259	RESOLUTION ESTABLISHING COUNTY POLICY THAT ANY LEGALLY-TRANSFERRABLE												

**Board of County Commissioners
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Research Notes**

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	<p>REVENUES FROM CONTRACT NO. RFP-00133 FOR THE DEVELOPMENT OF THE DOUGLAS ROAD METRORAIL STATION AND FROM THE LEASE AND DEVELOPMENT AGREEMENT OF THE SOUTH MIAMI METRORAIL STATION, AS AMENDED PURSUANT TO RESOLUTION NO. R-943-15, AS MAY BE AMENDED OR ASSIGNED FROM TIME TO TIME, BE TRANSFERRED FOR THE DEVELOPMENT AND CONSTRUCTION OF THE STRATEGIC MIAMI AREA RAPID TRANSIT PLAN; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE ANY DOCUMENTATION REQUIRED TO INCLUDE SAID POLICY IN UPCOMING PROPOSED FISCAL YEAR BUDGETS</p>
Notes	<p><u>ISSUE/REQUESTED ACTION</u> Whether the Board should:</p> <ul style="list-style-type: none"> • Establish as a County policy that any legally-transferrable revenues from Contract No. RFP-00133 for the development of the Douglas Road Metrorail Station, and from the lease and development agreement of the South Miami Metrorail Station, as amended pursuant to Resolution No. R-943-15 be transferred for the development and construction of the Strategic Miami Area Rapid Transit (SMART) Plan. • Direct the Mayor or designee to prepare any documentation required to include said policy in upcoming proposed budgets submitted to the Board for approval until the development and construction of the SMART Plan is completed. <p><u>APPLICABLE LEGISLATION/POLICY</u> Section 2-1795 of the County Code requires the Mayor to submit a proposed budget for approval by the Board in a line-item format with schedules for specific expenditures.</p> <p>Resolution No. R-943-15 amended the lease for development of the South Miami Metrorail Station. Resolution No. R-731-16 awarded a long term lease to Adler 13th Floor Douglas Station, LP for the development of the Douglas Road Metrorail Station.</p> <p><u>PROCEDURAL HISTORY</u> This item was forwarded to the Board with a favorable recommendation by the Chairman Policy Council (CPC) at its June 8, 2017 meeting.</p> <p><u>ANALYSIS/FINDINGS</u> This item proposes to establish as a County policy that any legally-transferrable revenues from the development of the Douglas Road Metrorail Station, and from the lease and development agreement of the South Miami Metrorail Station, be transferred for the development and construction of the SMART Plan.</p> <p>Funding the development of the SMART Plan is critical to improving the chronic traffic congestion in the County. Applying the proceeds from the long term lease to the SMART Plan will help fund the expansion of the County's transit system as well as show the federal and state governments the County's commitment to the SMART Plan.</p> <p>Department staff advised that the County has received rent (as of 6/27/17) of \$145,250 and \$1,500,540 for the South Miami Metrorail Station and the Douglas Road Metrorail Station, respectively.</p>

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	<p data-bbox="267 317 488 344"><u>FISCAL IMPACT</u></p> <p data-bbox="267 348 1019 375">According to the Mayor's Memorandum dated October 9, 2015:</p> <ul data-bbox="318 384 1490 514" style="list-style-type: none"><li data-bbox="318 384 1490 514">• The Fourth Amendment to the South Miami Metrorail Lease would provide significant rent payments to the County, which was projected to total more than \$100,000,000.00 over the 90-year lease term, or \$585,000 per year, plus one (1) percent of the adjusted gross income and a CPI adjustment every two (2) years. <p data-bbox="267 552 987 579">According to the Mayor's Memorandum dated July 19, 2016:</p> <ul data-bbox="318 588 1490 888" style="list-style-type: none"><li data-bbox="318 588 1490 718">• The Joint Development at Douglas Road Metrorail forecasted that the development would have significant positive economic impact on the community. The project's construction component was projected to create approximately 1,400 jobs and, once completed, permanently provide a minimum of 223 jobs.<li data-bbox="318 726 1490 787">• There would neither be County or other governmental funding required for this project as it would be exclusively financed by the developer.<li data-bbox="318 795 1490 888">• The 30-year initial lease term plus the two 30-year options to renew will generate an estimated \$464 million in revenue over the cumulative term of the lease with a net present value of \$40 million.