



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

**Board of County Commissioners Meeting**

January 22, 2020  
9:30 A.M.  
Commission Chambers

Yinka Majekodunmi, CPA  
Commission Auditor  
Office of the Commission Auditor (OCA)  
111 N.W. First Street, Suite 1030  
Miami, FL 33128  
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**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 3B6  
File No. 192905**

**Researcher: IL   Reviewer: TD**

RESOLUTION APPROVING TERMS OF AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE A PUBLIC TRANSPORTATION GRANT AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO PROVIDE STATE TRANSIT CORRIDOR DEVELOPMENT PROGRAM FUNDING IN THE AMOUNT OF \$6,000,000.00 TO PURCHASE UP TO ELEVEN REPLACEMENT BUSES FOR THE I-95 EXPRESS BUS SERVICE FOR A TOTAL PROJECT AMOUNT OF \$6,000,000.00; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE AGREEMENT; AND AUTHORIZING RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE

**ISSUE/REQUESTED ACTION**

Whether the Board should authorize a public transportation grant agreement with the State of Florida Department of Transportation (FDOT) to provide state transit corridor development program funding in the amount of \$6,000,000 to purchase eleven replacement buses for the I-95 Express Bus service for the Department of Transportation and Public Works (DTPW).

**PROCEDURAL HISTORY**

**Prime Sponsor:**

**Department/Requester: Public Housing and Community Development**

There is no procedural history on this item.

**ANALYSIS**

This item proposes that the Board authorize a grant agreement providing for \$6,000,000 dollars from FDOT for the purchase of eleven buses for the I-95 Express Bus service program. The I-95 Express service is geared toward reducing overall traffic congestion on the I-95 facility, maintain free flow of traffic in the express lanes and increase the people-moving capacity of the highway.

There is no fiscal impact to the County as 100% of the \$6,000,000 dollars are being provided by an FDOT grant.

The buses will be purchased in FY 2020-21 as originally included in the Fiscal Year (FY)2019-2020 adopted budget and mutli-year capital plan under Bus Related projects (Project # 673800/SteS3001647 Compressed Natural Gas/CNG CIP202)The program provides funding to relieve traffic congestion and improve road capacity within identified transportation corridors by increasing people-carrying capacity of the systems. Transit Corridor Development Program funds are intended to alleviate congestion in designated transportation corridors such as I-95 and are eligible to receive up to 100 percent State funding.

The grant funds mandate that the type of buses to be purchased are 40-foot Compressed Natural Gas (CNG) buses. The County has recently approved purchases for 420 CNG buses as part of the CNG legislation.

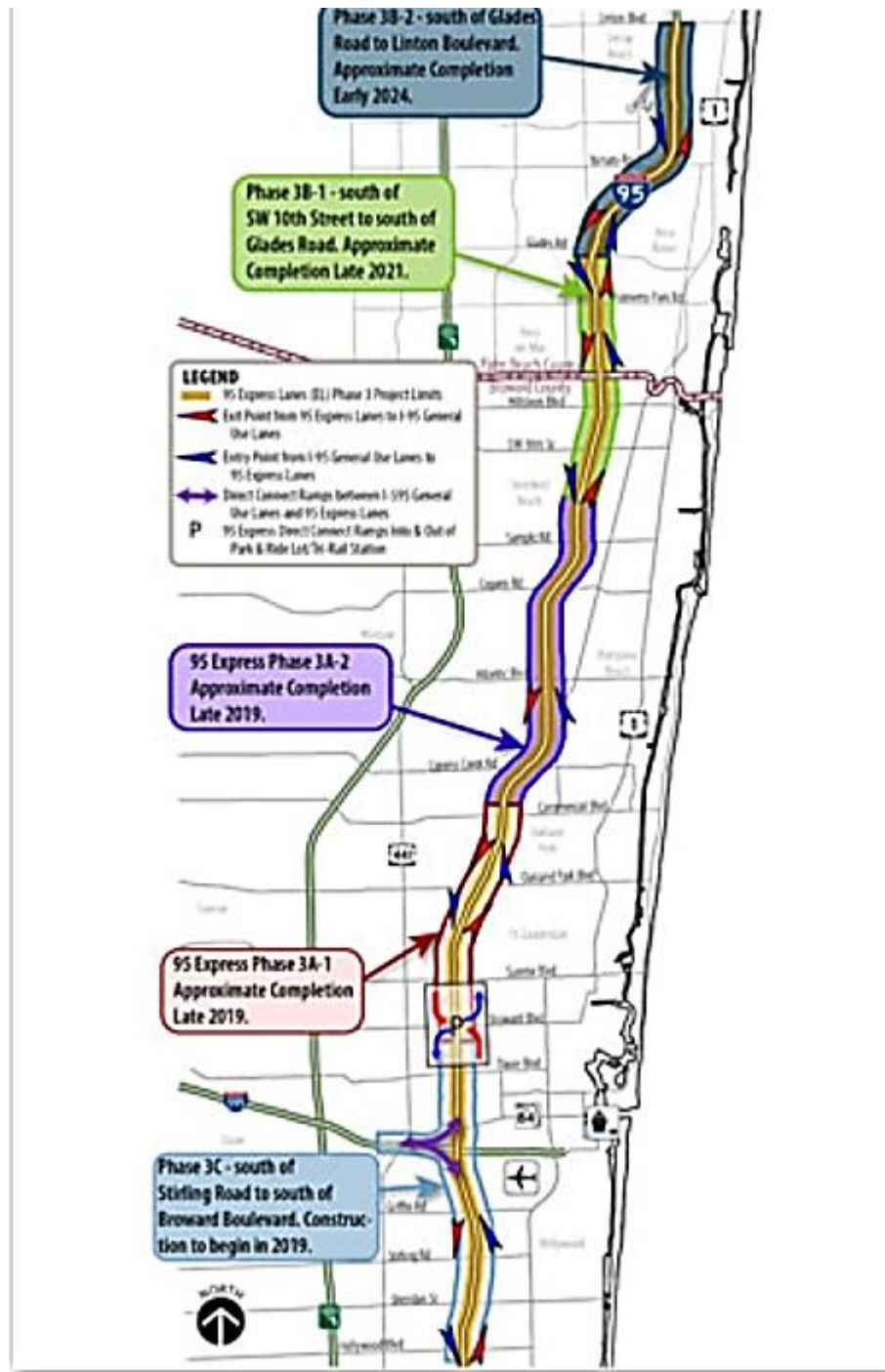
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Below is a map of the 95 Express corridor (See Figure 1)

Figure 1



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Below is a screenshot of the Public Transportation Agreement (See Figure 2)  
**Figure 2**

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION <b>PUBLIC TRANSPORTATION GRANT AGREEMENT</b>				Form 725-000-01 STRATEGIC DEVELOPMENT OGC 02/19
Financial Project Number(s): <small>(item-segment-phase-sequence)</small>	Fund(s):	DSDB	FLAIR Category:	088774
442447-1-94-01	Work Activity Code/Function:	631	Object Code:	751000
	Federal Number/Federal Award		Org. Code:	55062020629
	Identification Number (FAIN) – Transit only:		Vendor Number:	F596000573129
Contract Number:	G1C16	Federal Award Date:		
CFDA Number:	N/A	Agency DUNS Number:	N/A	
CFDA Title:	N/A			
CSFA Number:	55.013			
CSFA Title:	Transit Corridor Development Program			

THIS PUBLIC TRANSPORTATION GRANT AGREEMENT ("Agreement") is entered into \_\_\_\_\_, by and between the State of Florida, Department of Transportation, ("Department"), and Miami-Dade Department of Transportation and Public Works, ("Agency"). The Department and the Agency are sometimes referred to in this Agreement as a "Party" and collectively as the "Parties."

NOW, THEREFORE, in consideration of the mutual benefits to be derived from joint participation on the Project, the Parties agree to the following:

1. **Authority.** The Agency, by Resolution or other form of official authorization, a copy of which is attached as **Exhibit "D", Agency Resolution** and made a part of this Agreement, has authorized its officers to execute this Agreement on its behalf. The Department has the authority pursuant to Section(s) 341.000, Florida Statutes, to enter into this Agreement.
2. **Purpose of Agreement.** The purpose of this Agreement is to provide for the Department's participation in Buy Replacement up to 11 - Bus CNG 40 FT - I-95 Express Bus Service, as further described in **Exhibit "A", Project Description and Responsibilities**, attached and incorporated into this Agreement ("Project"), to provide Department financial assistance to the Agency, state the terms and conditions upon which Department funds will be provided, and to set forth the manner in which the Project will be undertaken and completed.
3. **Program Area.** For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):

- ☐ Aviation
- ☐ Seaports
- ☒ Transit
- ☐ Intermodal

**DEPARTMENTAL INPUT**

The following questions were asked to DTPW on January 13, 2020. Responses are delineated in bold.

1. What is the age of the current buses providing 95 express service? **Currently using 2019 buses**
2. How many customers does the 95-express service program serve? **The average weekday ridership for the I-95 Express is 1300 (commuters riding both ways).**
3. Will electric buses be used for 95- express service? **No**
4. Is the 95 express service operated and managed by DTPW or another entity? **DTPW**

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**ADDITIONAL INFORMATION**

In August 2007, the Miami-Urban Partnership, comprised of FDOT, Miami-Dade Transit, Miami-Dade Metropolitan Planning Organization, Broward Metropolitan Planning Organization, Broward County Transit, the Miami-Dade Expressway Authority and the Florida Turnpike Enterprise entered into an Urban Partnership Agreement to convert 21 miles of two (2) high-occupancy vehicle lanes, one (1) in each direction, along I-95, from I-395 in Miami to I-595 in Fort Lauderdale into variably-priced, high-occupancy vehicle (HOV) lanes. A major component of the project included implementing new express bus service within the high occupancy toll lanes between Broward and Miami-Dade Counties. In accordance with the Miami-Urban Partnership Agreement, DTPW implemented the 95 Express Bus Service. This express service operates express bus service routes (without transfers) in between Miami-Dade County and Fort Lauderdale/Hollywood, Broward County along I-95, a major transportation corridor, from the Broward Boulevard and Sheridan Street park-and-ride lots with direct service to downtown Miami and the Civic Center. To operate the I-95 Dade-Broward Express Service, twenty-one (21) buses are needed. As part of its commitment to provide premium express service, DTPW has identified the need for up to eleven (11) replacement buses

<https://95express.com/>

**APPLICABLE LEGISLATION/POLICY**

Chapter 341.0532, Florida Statutes, Statewide Transportation Corridors, Florida's statewide transportation corridor is The Atlantic Coast Corridor, from Jacksonville to Miami, including Interstate 95.

[http://www.leg.state.fl.us/statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0300-0399/0341/Sections/0341.0532.html](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0300-0399/0341/Sections/0341.0532.html)

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**Item No. 7A**

**File No. 193027 (192368 Original and 192921 Substitute)**

**Researcher: MF    Reviewer: TD**

ORDINANCE RELATING TO VACATION RENTALS; AMENDING SECTION 33-28 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING REQUIREMENTS RELATING TO THE RESPONSIBILITIES AND DUTIES OF PEER-TO-PEER OR PLATFORM ENTITIES (“PLATFORMS”); SPECIFYING THE MANNER IN WHICH PLATFORMS MUST PROVIDE NOTICE OF REQUIREMENTS TO PERSONS OR ENTITIES OFFERING VACATION RENTALS; REQUIRING PLATFORMS TO PROVIDE CERTAIN INFORMATION TO PLATFORM USERS; SPECIFYING THE MANNER IN WHICH PLATFORMS MAY COMPLY WITH REQUIREMENT RELATING TO SUBLETTING; CLARIFYING THAT REQUIREMENT TO ALLOW COUNTY INSPECTION OF PLATFORM RECORDS AND INFORMATION IS SUBJECT TO ADMINISTRATIVE SUBPOENA OR OTHER LEGAL PROCESS; REQUIRING PLATFORMS TO PROVIDE THE COUNTY WITH PERIODIC REPORTS; REQUIRING PLATFORMS TO ENTER INTO CERTAIN AGREEMENTS TO ADDRESS LISTINGS FOR VACATION RENTALS WITH REPEAT VIOLATIONS AND TO ENCOURAGE USER COMPLIANCE WITH COUNTY REGULATIONS; DELETING REQUIREMENT THAT PLATFORMS ONLY FACILITATE TRANSACTIONS FOR VACATION RENTALS WITH A VALID CERTIFICATE OF USE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**ISSUE/REQUESTED ACTION**

Whether the Board should authorize amending the County’s Vacation Rentals Ordinance (Section 33-28 of the County Code) to: (1) specify the manner in which platforms must provide notice of requirements for persons offering vacation rentals; (2) require certain information of users; (3) specify subletting compliance; (4) clarify inspection of records and legal processes; (5) address repeat violations; (6) encourage user compliance; and (7) delete requirement that platforms only facilitate transactions for vacation rentals with a valid Certificate of Use.

**PROCEDURAL HISTORY**

**Prime Sponsor:** Commissioner Sally A. Heyman, District 4

**Department/Requester:** None

The substitute item (File No. 192921) was heard at the Infrastructure and Capital Improvements Committee (ICI) meeting of December 10, 2019 and forwarded to the BCC with an amended favorable recommendation. At the committee meeting, Mr. Armando Ibarra, representing the Greater Miami and the Beaches Hotel Association, spoke in favor of the ordinance. Prior to this, the original item (File No. 192368) was deferred at the ICI Committee meeting of November 13, 2019. Commissioner Heyman requested the November 2019 deferral citing a request from the Hotel Association, which had not had an opportunity to engage its membership in the subject matter. Ms. Heyman pointed out that the Hotel Association had been a partner in the initial drafting of the 2017 vacation rental ordinance. Previously, the original item was adopted on first reading at the BCC meeting of October 3, 2019.

**ANALYSIS**

The purpose of this item is for the Board to amend the County’s Vacation Rentals Ordinance, codified as Section 33-28 of the County Code, to revise the requirements relating to the responsibilities and duties of peer-to-peer platform entities. More specifically, the amendment accomplishes the following:

- Specifying way platforms must provide notice of requirements for persons offering vacation rentals;
- Requiring certain information of users;
- Specifying subletting compliance;

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- Clarifying inspection of records and legal processes;
- Addressing repeat violations;
- Encouraging user compliance; and
- Deleting requirement that facilitates vacation rentals with only a valid Certificate of Use.

The substitute item materially differed from the original item in that the items listed below were listed as separate requirements rather than part of the safe-harbor to the payment processing provision.

- It retains the existing Code provision prohibiting peer-to-peer or platform entities from providing processing services, or otherwise facilitating payment, for vacation rentals that do not have a valid Certificate of Use (CU);
- It modifies the existing safe-harbor to this requirement so that a peer-to-peer or platform entity shall not be held liable for providing payment processing services where it: informs responsible parties of the County's CU requirement and takes specific steps to facilitate compliance with that requirement; provides the County with periodic reports relating to vacation rental listings; and enters into an agreement with the County to provide a means for addressing repeat violators and facilitates compliance with the County's CU requirement;

Subsequently, the current amended item (File No. 193027) was submitted as a result of the ICI Committee's request from its December 2019 meeting to address listings that have failed to obtain a CU. As such, the following amendment is part of the proposed Ordinance:

- *Listings for properties that are offered, rented, or occupied as vacation rentals without a valid, unexpired CU to ensure that any such listings do not operate as vacation rentals unless and until a CU is obtained.*

The County's Vacation Rentals Ordinance No. 17-78 was adopted by the Board on October 17, 2017 and only applies to the unincorporated areas of the County. Under the ordinance, a vacation rental is defined as: any dwelling unit or residence, including but not limited to, any unit or group of units in a condominium, cooperative, or apartment building, that is rented in whole or in part to a transient occupant for a period of less than 30 days or one calendar month, whichever is less, or whichever is advertised or held out to the public as a place that may be rented to a transient occupant, but shall not include a hotel, motel, or bed and breakfast as defined in the Code.

A peer-to-peer platform is defined as: any person, service, business, company, marketplace, or other entity that, for a fee or other consideration, provides property owners and responsible parties a platform or means to offer vacation rentals to transient occupants whether through the Internet or other means. A responsible party is defined as: the person or entity authorized by the property owner to obtain a Certificate of Use for a vacation rental, and who will be, 1) responsible for ensuring compliance with all regulations related to vacation rentals; and 2) available to respond 24 hours per day, 7 days per week to any issue that arises relating to the vacation rental.

According to the item's Fiscal Impact Statement, the proposed amendment will not have a fiscal impact as implementation will not require additional staffing resources and any enforcement of the ordinance would be absorbed as part of ongoing monitoring.

The requirements for operating a vacation rental as set forth on RER's website are:

- Vacation rentals must be licensed by the State of Florida;

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- Responsible parties must obtain a Certificate of Use (prior to listing and advertising the property on any peer-to-peer platform); the cost is \$36.70 per certificate, at which point an inspection is required with a total cost of \$136.17;
- A new CU must be obtained annually; and
- If a property does not pass inspection, or has pending fines or liens for violations, a CU will not be issued.

The key operational ramifications for peer-to-peer platforms under the amendment are as follows:

- *As part of its vacation rental listing registration process, inform the responsible party that a Certificate of Use must be obtained before offering a vacation rental in the County; include a link to the County webpage where a Certificate of Use may be applied for and obtained; provided a dedicated field to enable the responsible party to input the Certificate of Use (CU) number before such party completes registration and lists a vocational rental on the platform;*
- *A peer-to-peer entity shall comply with administrative subpoenas or other appropriate legal process from the County seeking information relating to persons or entities listing or offering vacation rentals on its service or platform;*
- *Provides the Department, on a monthly basis, a report disclosing for each vacation rental listing the information entered by the responsible party in the CU dedicated field, or whether the responsible party left that field blank; the total number of vacation rental listings on the service or platform during the prior month; and the total number of nights that vacation rentals listed on the service or platform were rented during the prior month;*
- *Enter into an agreement with the Department that provides for: 1) addressing listings for properties with three or more fully adjudicated violations committed within a consecutive 12-month period to ensure that any such listings do not operate as vacation rentals unless and the requirements of paragraph (6) of subsection (C) and paragraph (2) of subsection (E) have been complied with; and*
- *Facilitating responsible party compliance with the Certificate of Use requirement.*

OCA performed research on legislation and processes adopted by neighboring jurisdictions regarding vacation rentals. Below is a synopsis of best practices for vacation rentals from municipalities in Miami-Dade and Broward Counties.

<b>Jurisdiction</b>	<b>Governance</b>
<b>City of Miami Beach</b>	Approved vacation/short-term rentals are required to obtain proper authorization and zoning approvals as well as Business Tax Receipt to operate. The City has a search feature on its website whereby users can look up legal rental units licenses and address information. <a href="https://secure.miamibeachfl.gov/ShortTermRentalLicenses/">https://secure.miamibeachfl.gov/ShortTermRentalLicenses/</a>
<b>City of North Miami Beach</b>	The City requires a short-term rental registration application and hosts are required to register the property with the City's Code Compliance Division to offer short-term rentals. There is a one-time \$100 application fee. Short-term vacation rentals are allowed in single-family and multi-family residential districts. <a href="https://www.citynmb.com/Search?searchPhrase=vacation%20rental">https://www.citynmb.com/Search?searchPhrase=vacation%20rental</a>

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<b>Town of Bay Harbor Islands</b>	The Town requires vacation rental registration and issuance of a Business Tax Receipt, as well as proof that notice has been provided to and written consent has been given by a condo, cooperative or management of a complex. <a href="https://www.bayharborislands-fl.gov/business-tax-receipts">https://www.bayharborislands-fl.gov/business-tax-receipts</a>
<b>City of Fort Lauderdale</b>	The City has a Vacation Rental Registration Program that regulates vacation rentals. The City's compliance division ensures the rental operators are current with the state and tax licenses and that each vacation rental meets minimum housing and life safety standards. The City's website offers features to register and renew registration of properties and provides enforcement information listing properties that have been discovered as operating illegally as well as those that have Certificates of Compliance. <a href="https://www.fortlauderdale.gov/departments/sustainable-development/community-enhancement-and-compliance/vacation-rental-program">https://www.fortlauderdale.gov/departments/sustainable-development/community-enhancement-and-compliance/vacation-rental-program</a>
<b>City of Hollywood</b>	The City requires a Vacation Rental License only for properties zoned RS (Single-Family Residential District) and RM (Multiple Family Residential District); there is an initial application fee of \$500 and a renewal fee of \$350. The units are required to undergo City inspection prior to the issuance of the license. <a href="https://www.hollywoodfl.org/946/Vacation-Rental-License">https://www.hollywoodfl.org/946/Vacation-Rental-License</a>
<b>City of Pompano Beach</b>	The City requires operators to obtain an annual permit by obtaining a license as a Transient Public Lodging Establishment with Florida's DBPR. Also required are the following: a certificate of registration with the state Department of Revenue, and Broward County and City of Pompano Beach Business Tax Receipts. Once approved, several city inspectors from various departments visit the premises. <a href="http://pompanobeachfl.gov/pages/task_force">http://pompanobeachfl.gov/pages/task_force</a>

**ADDITIONAL INFORMATION**

Vacation rentals in South Florida have been the subject of legal challenges. The City of Miami Beach passed an ordinance banning short-term rentals, which a Miami-Dade County court struck down, citing a conflict with state law. The ban was deemed "illegal and unenforceable" after Miami Beach imposed hefty fines for illegal rentals, ranging from \$20,000 for the first violation to \$40,000 for the second, \$60,000 for the third, \$80,000 for the fourth and \$100,000 for each violation thereafter. The court ruled that the city's fines were in direct conflict with the state, which caps fines at \$1,000 per day for the first infraction and \$5,000 per day for repeat violations.

<https://www.remiamicibeach.com/citywide/the-court-decision-on-miami-beachs-short-term-rental-ban-what-it-means-and-what-it-doesnt/>

The County's Department of Regulatory and Economic Resources (RER) has a webpage on Short-Term Vacation Rentals. <https://www.miamidade.gov/building/standards/residential-short-term-vacation-rentals.asp>

**APPLICABLE LEGISLATION/POLICY**

**Florida Statute Section 509.242**, regulates public lodging establishments, and defines vacation rentals as: any unit or group of units in a condominium or cooperative or any individually or collectively owned single-family, two-family, three-

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family, or four-family house or dwelling unit that is also a transient public lodging establishment but that is not a timeshare project.

[http://www.leg.state.fl.us/statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0500-0599/0509/Sections/0509.242.html](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0500-0599/0509/Sections/0509.242.html)

**Ordinance No. 17-78**, adopted October 17, 2017, regulates vacation rentals, creating Section 33-28 of the Code, requiring a Certificate of Use and establishing zoning regulations for vacation rentals in the unincorporated area; providing requirements for issuance of Certificate of Use and renewal; providing vacation rental standards and duties of peer-to-peer or platform entities and responsible parties; requiring a bond under certain circumstances; requiring vacation rentals to comply with certain existing code provisions and imposing certain additional code requirements including requirements related to maximum occupancy, signs, noise, parking and pets; prohibiting a sexual predator or offender from occupying a vacation rental under certain circumstances; amending Section 8CC; providing for enforcement by civil penalties.

<http://www.miamidade.gov/govaction/matter.asp?matter=172425&file=false&fileAnalysis=false&yearFolder=Y2017>

**Section 33-28 of the Miami-Dade County Code** (Vacation Rentals), provides regulations pertaining to vacation rentals to preserve the quiet nature and atmosphere of residential areas and to ensure to the County's residents the tranquility and peaceful enjoyment of their neighborhoods.

[https://library.municode.com/fl/miami\\_-\\_dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIIICOR\\_CH33ZO\\_ARTIINGE\\_S33-28VARE](https://library.municode.com/fl/miami_-_dade_county/codes/code_of_ordinances?nodeId=PTIIICOR_CH33ZO_ARTIINGE_S33-28VARE)

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**Item No. 8C3  
File No. 192821**

**Researcher: JFP Reviewer: TD**

RESOLUTION APPROVING THE FIRST AMENDED AND RESTATED OPERATING AND MANAGEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND VIZCAYA MUSEUM AND GARDENS TRUST, INC.; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE ALL PROVISIONS CONTAINED THEREIN

**ISSUE/REQUESTED ACTION**

Whether the Board should approve the First Amended and Restated Operating Management Agreement between the County and the Vizcaya Museum and Gardens Trust, Inc. (Trust), which addresses the roles and responsibilities of the County and the Trust regarding Vizcaya Museum and Gardens (Vizcaya) in the event of natural and other defined disasters.

**PROCEDURAL HISTORY**

**Prime Sponsor: Commissioner Javier D. Souto, District 10**

**Department/Requester: Department of Cultural Affairs**

This item was forwarded to the BCC with a favorable recommendation by the Parks, Recreation and Cultural Affairs Committee at its December 12, 2019 meeting.

**ANALYSIS**

The purpose of this item is to approve the first amendment to the Operating and Management Agreement between the County and the Trust to allow for the clarification of roles and responsibilities of the parties in the event of a disaster, among other minor amendments. The agreement, established on July 6, 2017 via Ordinance No. 17-42, transfers management responsibility of Vizcaya from the County to the Trust while the County remains the owner of the property. However, Hurricane Irma highlighted the need for clearly defined roles and responsibilities in the event of a disaster.

The added language defines *disaster* as 1) events defined by the Federal Emergency Management Agency as a disaster, or 2) when a "Declaration of Emergency" is issued by the County Mayor and/or the Governor of the State of Florida. Generally, the amendment prescribes that the County will be responsible for covering the costs of preparations, repairs, and restoration, while the Trust will be responsible for undergoing emergency protective measures, debris removal, and restoration of buildings and equipment in the event of a disaster, and is to be reimbursed by the County for expenses incurred. Outlined below are the detailed responsibilities of the County under the First Amended and Restated Operating Management Agreement.

**The County's Roles and Responsibilities in the event Vizcaya is impacted by disaster**

- The County, as the owner of the facility, remains legally responsible and is to pay for emergency protective measures, debris removal, and restoration of Vizcaya's buildings and equipment, with the exception that the County is not responsible for the repair or replacement of personal property owned by the Trust.
- The County is to submit the expenses incurred directly to the Federal Emergency Management Agency (FEMA) for reimbursement and is to serve as the applicant responsible for submitting the necessary documentation to FEMA or other applicable government agency.
- The County is to reimburse the Trust for all disaster-related expenses and administrative costs within 60 calendar days of the Trust's submission of satisfactory documentation for reimbursement, subject to the availability and appropriation of funds as determined by the County, and is responsible for all reimbursements and repayments requested that are denied by FEMA or other governmental agencies.

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- The County is to include the Trust in emergency communications customarily offered to County departments.
- The County is responsible for reporting to FEMA or any other relevant governmental agencies any insurance proceeds received by either party in the aftermath of a disaster.
- The County Mayor has the authority, but not the obligation, to negotiate and execute agreements with the Trust for funding allocations in the event that the Trust determines that it does not have adequate cash-on-hand to incur disaster-related expenses, upon notification by the Trust by no later than within 14 days of this determination.
- Any disaster-related expenses initially paid through funds allocated for the facility's general benefit, such as General Obligation Bonds for the overall improvement of Vizcaya rather than for specific disaster-related projects, and subsequently reimbursed or funded by insurance, FEMA, or other entity, are to be credited to the fund allocated for Vizcaya's general benefit within 60 calendar days from date of receipt.

The Trust's Roles and Responsibilities in the event Vizcaya is impacted by disaster

- The Trust is to serve as contractor to the County, undertaking the emergency protective measures, debris removal, and restoration of buildings and equipment necessitated by disasters on behalf of the County, unless the County and the Trust mutually agree in writing that there are aspects of this work that are best managed directly by the County.
- The Trust has the authority to purchase good and services from vendors with whom the County has relationships and/or contracts.
- The Trust is to provide the County substantiating documentation necessary for the County to submit such applications for public funding to FEMA or other applicable governmental agency with enough time in advance of applicable deadlines for the County to review and use the information for its application. The Trust is to follow the policies and procedures of FEMA or other applicable government agency for documenting and procuring emergency protective measures, debris removal, or restoration of buildings and equipment in order to ensure eligibility for and compliance with the funding requirements.
- The Trust is to submit to the County documentation of payment for third-party goods and services, expenses, and administrative costs for emergency protective measures, debris removal, and restoration of buildings and equipment in connection with disasters.
- The Trust is to report to the County any insurance proceeds it applies for and receives in the aftermath of a disaster within 10 days of receiving the funds.

The Agreement is further amended to provide the Mayor with the authority to approve revisions to Vizcaya's mission statement, enable the Trust to access County goods at the sole discretion of the County, and to cover the roles and responsibilities of the County and the Trust in the settlement of insurance claims in order to maximize insurance proceeds and to provide requisite oversight for the use of insurance proceeds.

The Trust's Board of Directors approved this First Amended and Restated Operating Management Agreement at its public meeting on November 21, 2019.

OCA's due diligence of Vizcaya Museum and Gardens Trust, Inc. is detailed below.

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**Researcher: JFP Reviewer: TD**

Managing Organization	Corporate Registration	Tax Collector's Office	Florida DBPR	Westlaw
Vizcaya Museum and Gardens Trust, Inc.	Florida Not for Profit Corporation  Active  Principal Address: 3251 South Miami Avenue, Miami, FL 33129  Filed: September 2, 2014	No account on file.	N/A	No relevant cases.

**APPLICABLE LEGISLATION/POLICY**

**Ordinance No. 17-42**, adopted July 6, 2017, transitioned the responsibility for the management of Vizcaya Museum and Gardens to Vizcaya Museum and Gardens Trust, Inc.

<http://intra/gia/matter.asp?matter=171827&file=false&yearFolder=Y2017>

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**Item No. 8F2  
File No. 192799**

**Researcher: IL Reviewer: PGE**

RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-01211 TO FEICK SECURITY CORPORATION 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 UP TO \$10,665,663.00 FOR THE INITIAL FOUR-YEAR TERM; 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

**ISSUE/REQUESTED ACTION**

Whether the Board should approve an award of Contract No. RFP-01211 to Feick Security Corporation in the amount of \$10,665,663 for an initial term of four-years, with an additional one, four-year option to renew in the amount of \$10,665,663 for security guard services for the Internal Services Department (ISD).

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Department/Requester: Internal Services Department**

This item was brought before the Housing, Social Services & Economic Development Committee on December 9, 2019 and it was forwarded to the BCC with a favorable recommendation.

**ANALYSIS**

The purpose of this item is to approve a Contract Award to Feick Security Corporation in an amount of \$10,665,663 for an initial four-year term (April 1, 2020 – April 1, 2024) with an additional one, four-year option to renew in the amount of \$10,665,663 for security guard services rendered at facilities operated by the Public Housing and Community Development department (PHCD). The security guard services were procured under *Contract No. RFP-01211*.

A current contract awarded under Resolution No. R-751-17 for *Contract No. RFP - 00281* for security guard services valued at \$8,987,800, scheduled to expire on March 31, 2020. The fiscal impact for this contract is \$21,331,326, inclusive of the option to renew. The proposed contract costs \$329,518 less annually than the current contract. However, the proposed contract will cost \$12,343,526 more but will also be for five additional years (eight-year term) than the current contract (three-years).



Below is a comparison table between the current contract and the proposed contract delineating and comparing the total price and the annual allocation rate of expense. Note that the current contract was for a three-year period, and the proposed agreement is for an eight-year period. Comparing both contracts, the total cost is higher for the contract with the longer term, however, the annual allocation reveals a savings of \$329,518 dollars.

**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 8F2  
File No. 192799**

**Researcher: IL Reviewer: PGE**

**Figure 1**

<b>RFP-00281 (Three Year Term) Current</b>	<b>RFP-01211 (Eight Year Term) Proposed</b>	<b>Variance</b>
\$8,987,800	\$21,331,326	\$12,343,526 
\$2,995,933 (Annual)	\$2,666,415	\$ 329,518 

ISD opened the bid solicitation on July 23, 2019, seven vendors responded. The incumbent, Security Alliance, was amongst the seven firms that responded. ISD contacted over 5,006 vendors, of which 110 viewed the solicitation. The highest-ranked firm was Feick Security Corporation.

PHCD oversees a total of 113 housing developments consisting of 9,506 units. This replacement contract provides security services for 11 PHCD housing developments Countywide. Furthermore, PHCD recently increased the number of patrol guards, security guards at various developments, and the number of armed security guards to curb criminal activity and ensure the health and welfare of County personnel, property, and the public.

The table below summarizes OCA's due diligence review of the awarded vendor under the emergency purchase.

**Figure 2**

<b>Awarded Firms</b>	<b>Sunbiz</b>	<b>Tax Collector</b>	<b>Florida DBPR</b>	<b>Westlaw</b>
Feick Security Corporation	Florida for Profit Corporation  Principal Address 8869 SW 131 Street, 2 <sup>nd</sup> Floor, Miami, FL  Date Filed: March 27, 2003	Business address:  8865 SW 131 ST, Miami, FL  Status: Paid/Current	Nothing Found	No relevant cases found.

OCA reviewed the solicitation timeline of this replacement contract. Pursuant to Resolution No. R-718-17, the administration is directed to commence planning for re-procurement no later than 18 months PRIOR to the expiration of the current contract. The solicitation opened eight months prior to the expiration. OCA cannot verify if any planning began prior to that date.

As of January 6, 2020, the Blanket Purchase Order (BPO) in BTS for the current Contract (RFP-00281) shows an allocated amount of \$8,987,800. Of the allocated amount, a total of \$6,280,599 has been released, leaving a balance of \$2,707,200. OCA verified that Feick Security Corporation is a registered vendor with the County in BTS.

A January 6, 2019, search on the Business Management Workforce System for the Contract's Commodity Code – 99067 (Patrol Services), yielded 26 local small business enterprise firms. Feick Security Corporation was not one of the listed SBE firms.

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8F2**

**File No. 192799**

**Researcher: IL Reviewer: PGE**

A need for security services is warranted based on the level of crime that has affected some of the County's, public housing communities. As a result, some of the public housing complexes have had to shut down as reported by the Miami Herald on September 18, 2019, and PHCD. (See additional information below)

**DEPARTMENTAL INPUT**

The following questions were asked to the department on January 6, 2020, their response is below:

- At what facilities is security alliance stationed at? What areas/facilities will Feick Security Guards be stationed at?
- Does the new contract provide additional security guards to cover more facilities or is the County shifting security guards from certain areas to cover other facilities under the proposed contract?

**Figure 3** (Departmental Response)

Item	Group 1	Group 2	Group 3	Group 4	Group 5	Group 6	Group 7	Group 8	Group 9	Group 10	Group 11
Security Alliance	New Haven	Ward Towers I	Palm Courts	Liberty Square	N/A	Gwen Cherry 14	Phyllis Wheatley	N/A	N/A	N/A	Naranja
	Peters Plaza	Ward Towers II	Palm Towers			Gwen Chery 16	Claude Pepper				
	Kline Nunn										
Feick Security	N/A	N/A	N/A	N/A	N/A	N/A	Phyllis Wheatley	N/A	N/A	N/A	Naranja
							Claude Pepper				
More Guards/ Shifting	No	No	No	No	N/A	No	No	N/A	N/A	N/A	No

**BCC Meeting: January 22, 2020  
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**File No. 192799**

**Researcher: IL Reviewer: PGE**

**ADDITIONAL INFORMATION**

Miami-Dade County closed a second public housing complex (Annie Coleman 14) due to criminal activity consisting of shootings in 2018 and suspected gun activity. Note that the first housing complex was closed due to a matter of habitability.

<https://www.miamiherald.com/news/local/community/miami-dade/article235560637.html>

**APPLICABLE LEGISLATION/POLICY**

**Section 2-8.1 of the County Code** (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials, and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

[https://library.municode.com/fl/miami-dade-county/codes/code\\_of\\_ordinances?nodeId=PTIIICOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIIICOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Resolution No. R-187-12**, adopted February 21, 2012, directed the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://www.miamidade.gov/govaction/matter.asp?matter=120287&file=true&fileAnalysis=false&yearFolder=Y2012>

**Resolution No. R-718-17**, adopted July 6, 2017. Directs the Mayor to commence planning for re-procurement no later than 18 months PRIOR to the expiration of contracts and Lists of Prequalified Vendors for the purchase of goods and/or services; and directs the Mayor or their designee, on a quarterly basis to identify in writing to the Office of Commission Auditor those contracts and prequalified vendor lists that are set to expire no later than 18 months prior to expiration.

<http://intra/gia/matter.asp?matter=171632&file=true&yearFolder=Y2017>

**Implementing Order 3-38** sets forth the County's policies and procedures for the procurement of goods and services. The I.O. references the obligations and responsibilities of the Internal Services Department; the authority to award; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

**BCC Meeting:  
January 22, 2020  
Research Notes**

**Item No. 8F3  
File No. 192801**

**Researcher: IL   Reviewer: PGE**

RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING AWARD OF CONTRACT NO. FB-01285 FOR THE PURCHASE OF BULK INDUSTRIAL CRUDE SOLAR SALT IN AN AMOUNT NOT TO EXCEED \$3,770,000.00 FOR A FIVE YEAR TERM FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT; 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

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a designated purchase of FB-01285 to Morton Salt, Inc., (Morton) in an amount not to exceed \$3,770,000 for a five year term, for the purchase of bulk industrial crude solar salt for the Internal Services Department (ISD) on behalf of the Miami-Dade Water and Sewer Department (WASD).

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Department/Requester: Internal Services Department**

This item was brought before the Infrastructure & Capital Improvements Committee on December 10, 2019 and forwarded to the BCC with a favorable recommendation.



**ANALYSIS**

The purpose of this item is to approve a designated purchase to Morton Salt, Inc., in the amount of \$3,770,000 for a five-year term, for the purchase of bulk industrial crude solar salt for WASD. The industrial crude solar salt is utilized to produce an onsite generation of sodium hypochlorite, a type of bleach, used to disinfect sewage in the County's wastewater treatment plants.

The current contract, FB-00083 awarded under Resolution No. R-805-14 and valued at \$4,275,000, for a five-year term, expiring on March 5, 2020. The fiscal impact for the proposed contract is \$3,770,000 for a five-year term. The annual allocation of the new contract is \$101,000 less than the current contract.

Below is a comparison table between the current contract and the proposed contract delineating and comparing the total price and the annual rate of expense.

**Figure 1**

<b>FB-00083 (Five Year Term) Current</b>	<b>FB-01285 (Five Year Term) Proposed</b>	<b>Variance</b>
\$4,275,000	\$3,770,000	\$505,000 
\$855,000 (Annual)	\$754,000	\$329,518 

**BCC Meeting:  
January 22, 2020  
Research Notes**

**Item No. 8F3  
File No. 192801**

**Researcher: IL   Reviewer: PGE**

ISD opened the bid solicitation on July 23, 2019, with one vendor responding. The incumbent Morton Salt Inc. was the sole respondent. ISD notified 1,985 vendors and conducted market research prior to the solicitation. Additionally, ISD sent out a follow-up survey to nine vendors that viewed the solicitation. However, no responsive bids were received aside from Morton Salt Inc.

The County Attorney's Office deemed Morton Salt Inc.'s submission non-responsive due to Morton's position of taking exceptions to delivery time and pricing. The County Attorney's Office recommended that the County either re-solicit the procurement, or treat the purchase as a non-competitive bid waiver or designated purchase. Pursuant to Implementing Order 2-13, the administration furnished a copy of the County Attorney's opinion related to the non-responsive classification.

Morton was the only bidder, and as a result the County pursued the purchase via a non-competitive designated purchase. Furthermore, ISD negotiated the exceptions taken by Morton and agreed to change the delivery time from two days to five days. This deviation is not expected to impact operations for the Water and Sewer Department. Morton took another exception to the bid stating that the price would only be honored until June 30, 2020 (within seven months) and pricing shall be re-negotiated on a yearly basis. At the negotiation, ISD was able to secure a firm price for a full year from the execution of the contract, and subsequent year price increases were limited at no more than three percent.

Morton Salt Inc. has been the awarded vendor for this type of service from November 12, 2012 under Contract No. 9627-0/14. Morton is the sole provider of bulk industrial crude solar salt to Miami-Dade County.

The table below summarizes OCA's due diligence review of the awarded vendor under the emergency purchase on January 10, 2020.

<b>Awarded Firms</b>	<b>Sunbiz</b>	<b>Tax Collector</b>	<b>Florida DBPR</b>	<b>Westlaw</b>
Morton Salt, Inc.	Foreign Profit Corporation  Principal Address 444 West Lake Street Suite 3000, Chicago, IL  Date Filed: August 4, 2010	Nothing Found	Nothing Found	No relevant cases found.

OCA reviewed the solicitation timeline of this replacement contract. Pursuant to Resolution No. R-718-17, the administration is directed to commence planning for re-procurement no later than 18 months PRIOR to the expiration of the current contract. The solicitation opened eight months prior to the expiration. OCA cannot verify any planning prior to that date.

**BCC Meeting:  
January 22, 2020  
Research Notes**

**Item No. 8F3  
File No. 192801**

**Researcher: IL    Reviewer: PGE**

As of January 6, 2020, the Blanket Purchase Order (BPO) in BTS for the current Contract (FB-00083) shows an allocated amount of \$4,275,000. Of the allocated amount, a total of \$3,605,000 has been released, leaving a balance of \$670,000.

Pursuant to Resolution No. R-716-12, on January 20, 2010, a search was conducted on the Business Management Workforce System for the Contract's Commodity Codes – 19036 (Chemicals Bulk), 19085 (Sodium Phosphates), 775 (Salt), 77563 (Salt Evaporated), 885 (Water and Wastewater Treating Chemicals), 88570 (Hardness Control Chemicals) - yielded eight local small business enterprise firms of which Morton Salt Inc., was not one of the listed SBE firms.

- Allied Paper Co, DBA Allied Paper & Chemical Co.
- Green-Energy-Products.com, LLC
- Pancar Industrial Supply Corporation
- Per Car Inc., DBA National Sunshine Auto Parts
- Pro-Grounds Products, Inc.,
- Rex Chemical Corporation
- Stein Paint Company
- The Tools Man, Inc., DBA The Tools Man Industry Supply

**ADDITIONAL INFORMATION:**

OCA conducted a web search on other potential companies that offer wastewater technologies and found the Thatcher Group, Inc.

<http://tchem.com/home/industrial-chemical-solutions-nalco-univar/water-treatment-solutions-chemicals/wastewater-technologies/>

**APPLICABLE LEGISLATION/POLICY**

**Section 2-8.1 of the County Code** (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials, and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single-vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

[https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Resolution No. R-187-12**, adopted February 21, 2012, directed the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://www.miamidade.gov/govaction/matter.asp?matter=120287&file=true&fileAnalysis=false&yearFolder=Y2012>

**Resolution No. R-716-12**, adopted September 4, 2012, requires identification of small business enterprise firms in any procurement item submitted for Board approval.

<http://intra/gia/matter.asp?matter=121265&file=true&yearFolder=Y2012>

**Resolution No. R-805-14**, adopted September 16, 2014, authorizes a contract award to Morton Salt, Inc, in the amount of \$4,275,000 for a five-year term.

<http://intra/gia/matter.asp?matter=141772&file=true&yearFolder=Y2014>

**BCC Meeting:  
January 22, 2020  
Research Notes**

**Item No. 8F3  
File No. 192801**

**Researcher: IL   Reviewer: PGE**

**Resolution No. R-718-17**, adopted July 6, 2017, Directs the Mayor to commence planning for re-procurement no later than 18 months PRIOR to the expiration of contracts and Lists of Prequalified Vendors for the purchase of goods and/or services; and directs the Mayor or their designee, on a quarterly basis to identify in writing to the Office of Commission Auditor those contracts and prequalified vendor lists that are set to expire no later than 18 months prior to expiration.

<http://intra/gia/matter.asp?matter=171632&file=true&yearFolder=Y2017>

**Implementing Order 2-13** sets forth the County's guidelines and procedures regarding legal opinions with respect to the competitive processes. Notwithstanding any contrary provision of any other Administrative Order or Implementing Order, it is the policy of the Board that the procedures expressed in this Implementing Order shall be applicable to and shall govern administrative requests for and opinions rendered by the County Attorney's Office in connection with any competitive process of the County, its agencies and administrative boards, including the Public Health Trust. The opinions covered shall include any relating to the responsiveness of any bidder or proposer where the determination may affect the outcome of the solicitation. This Implementing Order is directory in nature only, designed to guide the administration and the County Attorney's Office in the rendering of such opinions, and is not intended to create any rights for any participant in a bid contest or other proceeding.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO2-13.pdf>

**Implementing Order 3-38** sets forth the County's policies and procedures for the procurement of goods and services. The I.O. references the obligations and responsibilities of the Internal Services Department; the authority to award; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8F4**  
**File No. 192804**

**Researcher: JFP Reviewer: TD**

RESOLUTION AUTHORIZING A DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING AN ADDITIONAL THREE-YEAR TERM BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE OF CONTRACT NO. BW9403-3/19-3 IN AN AMOUNT NOT TO EXCEED \$47,000,000.00, FOR THE INFORMATION TECHNOLOGY DEPARTMENT FOR PURCHASE OF LOCAL TELECOM SERVICES; 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

**ISSUE/REQUESTED ACTION**

Whether the Board should, by a two-thirds vote of the Board members present, award a designated purchase of *Contract No. BW9403-3/19-3, Local Telecom Services*, to AT&T Corp. in an amount of up to \$47,000,000 for an additional three-year term for the Information Technology Department on behalf of all County departments.

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Department/Requester: Internal Services Department**

This item was forwarded to the BCC by the BCC Chairperson due to the December 12, 2019 Health Care and County Operations Committee being cancelled due to lack of quorum.

**ANALYSIS**

The purpose of this item is to approve a designated purchase, extending the current contract with AT&T Corp. for the provision of local telecommunication services for an additional three years, with two, one-year options to renew. The scope of services under this contract includes the supply of the main telephone lines at all County facilities, ethernet data lines, Voice over Internet Protocol, public safety E-911 circuits, 311 services, and other telephonic and data services. Except for the extension and the offering of additional optional services, such as enhanced Ethernet and dedicated E-911 solutions, the terms of the contract are to remain the same. AT&T Corp. agreed to maintain existing discount structures that are no longer available as well as the addition of these optional services not previously included in the contract in exchange for the County extending the current agreement rather than entering in a new agreement. The additional allocation being requested for the three-year extended contract period is \$47,000,000.

AT&T Corp. (formerly Bellsouth Telecommunications, Inc.) has been the County's provider of telecommunications services for nearly 30 years, and has been awarded the contract to provide telephone and data services to support specific County legacy services that maintain internal network connectivity, E-911 services and Emergency Service Provider Data Service continuously via bid waiver since 2002 (see below timeline with resolution numbers, year terms, and corresponding cumulative values).



**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8F4**  
**File No. 192804**

**Researcher: JFP Reviewer: TD**

The current contract, *Contract No. BW9403-3/19* awarded on November 15, 2011 via bid waiver for a term of five years, with three, one-year option to renew terms, is currently in its final option to renew term, expiring on February 15, 2020. Its current cumulative value is \$109,800,000. According to the County's Bid Tracking System, the current option term is valued at \$41,200,000, of which \$8,648,004 has been released, leaving a balance of \$32,551,996 (as of January 15, 2020). With this extension and additional allocation request, the modified cumulative allocation will be \$156,800,000 with a contract expiration date of February 15, 2023. Additional allocation requests will be made for the two, one-year option to renew terms.

Resolution No. R-718-17, adopted on July 6, 2017, requires the Administration to commence the planning for re-procurement and re-advertisement of contracts and prequalification pools for the purchase of goods and services that are subject to Board approval no later than 18 months before the expiration of such contracts and pools, inclusive of option to renew periods. Based on the current option term's expiration date of February 15, 2020, re-procurement planning should have commenced in August 2018.

The new term of the contract will be effective on February 16, 2020. The justification provided by the department for the designated purchase is centered around lack of competition available, as evidenced by a Request for Information which revealed that no single provider other than AT&T Corp. is capable of providing all the required services, including supporting the County's existing telecommunication infrastructure. While dividing the services amongst multiple vendors would be impracticable at this time according to the department, Information Technology plans to modernize the existing infrastructure in the near future, potentially allowing for competition and the transition to a new vendor after the contract's option to renew term.

The department's due diligence search revealed that, in the current contract term, an invoice dispute occurred regarding billing amounts which was subsequently resolved by a credit being issued to the County. The billing error has been corrected. OCA's due diligence of AT&T Corp. is detailed in the below table.

Awarded Vendor	Corporate Registration	Tax Collector's Office	Florida DBPR	Westlaw
AT&T Corp.	Foreign Profit Corporation  Active  Principal Address: One AT&T Way Bedminster, NJ 07921-0752  Filed: April 24, 1980	Business Address: 460 NE 215th Street Miami, FL 33179  Status: Paid and Current	N/A	No relevant cases.

A January 15, 2020 Business Management Workforce System search of the Commodity Code for this solicitation—91895, Telecommunication Consulting Services—yielded the following 20 Small Business Enterprises.

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- BND Engineers, Inc.
- Civil Works, Inc.
- E.R. Brownell & Associates, Inc.
- EB Tech Consulting, Inc.
- Hammond & Associates, Inc.
- HCS Engineers, LLC
- I&C Consulting Engineers, Corp.
- Infrastructure Solutions Company LLC, dba Infrasol
- Insinet Group LLC
- Interactive Blue Communications, LLC, dba Nida Consulting Group, LLC
- Johnstek, Inc.
- Kmedia Inc, dba Techno IP Solutions
- M. Gill & Associates, Inc., dba Minority Business Enterprise Center
- Oracle Consulting Group, LLC, dba Oracle Cleaning Co.
- Outlook International, Inc.
- SDM Consulting Engineers, Inc.
- Statewide Electrical Services, Inc.
- Sun Wiring Inc.
- TNR Accounting Services Inc.
- Youssef Hachem Consulting Engineering, Inc., Db a YHCE, Inc.

However, the market research for this item states that AT&T Corp. is the only vendor capable of providing all the services necessary to support the County's existing telecommunication infrastructure, and that dividing the services across multiple vendors could result in operational disruptions.

**APPLICABLE LEGISLATION/POLICY**

**Section 5.03(D) of the Home Rule Charter** states that contracts for public improvements and purchases of supplies, materials, and services other than professional shall be made whenever practicable on the basis of specifications and competitive bids. The Board, upon written recommendation of the Mayor, may by resolution adopted by two-thirds vote of the members present waive competitive bidding when it finds this to be in the best interest of the county.

<http://www.miamidade.gov/charter/library/charter.pdf>

**Section 2-8.1 of the County Code** requires formal sealed bids for all contracts and purchases when the transaction involves the expenditure of \$250,000 or more, except that the Board of County Commissioners, upon written recommendation of the Mayor or Mayor's designee, may, by resolution adopted by two-thirds vote of the members present, waive competitive bidding when it finds this is to be in the best interest of the County.

<https://library.municode.com/fl/miami> -

[dade county/codes/code of ordinances?nodeId=PTIICOOR CH2AD ARTIINGE S2-8.1COPUGE](https://library.municode.com/fl/miami/codes/code%20of%20ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Section 2-8.1(b)(3) of the County Code** sets forth procedures for purchases when competitive procedures are not practicable. This provision defines a designated purchase as a purchase when the purchase through the use of formal sealed bids is not practicable, including, but not limited to: (1) sole source purchases; (2) services where no competition exists such as public utility services; (3) where purchases or rates are fixed by law or ordinance; (4) unique professional or artistic services not governed by the Consultants' Competitive Negotiations Act; (5) purchase of goods and services

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**File No. 192804**

**Researcher: JFP Reviewer: TD**

necessary to address an emergency or where additional formal competition would not be practicable; and (6) solicitations where only a single proposer has responded to a competitive solicitation but such response contains material defects and the County still desires to enter into a contract with such proposer.

Any recommendation by the Mayor for the award of a Designated Purchase shall at a minimum: (i) provide a written explanation of why the purchase through formal sealed bids would not be practicable under the circumstances and is in the best interest of the County, (ii) provide a written explanation of the process followed resulting in the recommendation for a Designated Purchase, and (iii) provide a written description of any informal competition conducted and any and all efforts to obtain a valuation of the recommended purchase. The Board of County Commissioners shall adopt any resolution authorizing a Designated Purchase by a two-thirds vote of the members present. Such adoption shall be deemed for all purposes to constitute a determination by the Board of County Commissioners that formal sealed bids are not practicable for this purchase and that it is in the best interest of the County to waive competitive bidding.

[https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Resolution No. R-864-02**, adopted July 23, 2002, approved a bid waiver for the purchase of local telephone service and aggregated broadband transport services from Bellsouth Telecommunications, Inc.

<http://intra/gia/matter.asp?matter=022240&file=false&yearFolder=Y2002>

**Resolution No. R-968-11**, adopted November 15, 2011, approved *Contract No. BW9403-3/19* for local Telecom services – voice and data for a five-year term with three, one-year options to renew, at a cumulative contract value of \$109,800,000.

<http://intra/gia/matter.asp?matter=112096&file=true&yearFolder=Y2011>

**Resolution No. R-477-18**, adopted May 1, 2018, directed the County Mayor to disclose to the Board the reasons goods and services are not being procured through local businesses when the recommendation is to award a contract to a non-local vendor or to establish a prequalification pool where less than 75 percent of the pool members are local businesses.

<http://intra/gia/matter.asp?matter=180822&file=true&yearFolder=Y2018>

**Resolution No. R-187-12**, adopted February 21, 2012, directed the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://www.miamidade.gov/govaction/matter.asp?matter=120287&file=true&fileAnalysis=false&yearFolder=Y2012>

**Resolution No. R-140-15**, adopted February 3, 2015, directs the County Mayor to conduct a full review prior to the re-procurement of replacement contracts for goods and services of the scope of services or goods requested to ensure such contracts reflect the current needs of the County and include such information in recommendations to the Board.

<http://intra/gia/matter.asp?matter=150090&file=true&yearFolder=Y2015>

**Resolution No. R-718-17**, adopted July 6, 2017, directs the Administration to commence planning for re-procurement no later than 18 months prior to the expiration of contracts and prequalification pools for purchases of goods and services.

<http://intra/gia/matter.asp?matter=171632&file=true&yearFolder=Y2017>

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8F4**  
**File No. 192804**

**Researcher: JFP Reviewer: TD**

**Resolution No. R-1011-15**, adopted November 3, 2015, directed the County Mayor to require that vendors provide addresses of all local branch offices and headquarters and the number and percentage of local residents such vendors employ in memoranda to the Board pertaining to vendors being recommended for contract award.

<http://intra/gia/matter.asp?matter=152271&file=true&yearFolder=Y2015>

**Resolution No. R-716-12**, adopted September 4, 2012, requires identification of small business enterprise firms in any procurement item submitted for Board approval.

<http://intra/gia/matter.asp?matter=121265&file=true&yearFolder=Y2012>

**Resolution No. R-841-06**, adopted July 6, 2006, states that whenever prior Commission approval is required for award of a successor contract or extension of an existing contract in order to assure no hiatus in the provision of goods or services to the County, the County Mayor shall present the request for such approval to the Board no later than 30 days before the existing contract expires or needs to be extended.

<http://intra/gia/matter.asp?matter=061720&file=true&yearFolder=Y2006>

**Implementing Order 3-38** sets forth the County's policy and procedures for the procurement of goods and services. The I.O. references the obligations and responsibilities of the Internal Services Department; the authority to award; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources. An emergency purchase is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community or the preservation of public properties would not be possible using any of the other purchasing methods described in the Implementing Order.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

**BCC Meeting  
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Research Notes**

**Item No. 8F5  
File No. 192823**

**Researcher: MF   Reviewer: TD**

RESOLUTION AUTHORIZING ADDITIONAL TIME OF ONE YEAR AND ADDITIONAL EXPENDITURE AUTHORITY OF \$2,845,445 FOR A TOTAL AMOUNT UP TO \$21,854,645 FOR PREQUALIFICATION POOL NO. 00439 FOR PURCHASE OF OFFICE AND NON-OFFICE FURNITURE FOR VARIOUS COUNTY DEPARTMENTS; 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 COUNTY CODE 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

**ISSUE/REQUESTED ACTION**

Whether the Board should approve additional time of one year and increased expenditure authority of \$2,845,445 for a total amount up to \$21,854,645 to *Prequalification Pool No. RTQ-00439, Furniture Office and Non-Office*, for multiple County Departments.

**PROCEDURAL HISTORY**

**Prime Sponsor:** N/A

**Department/Requester:** Internal Services Department (ISD)

This item was forwarded to the BCC by the BCC Chairwoman due to the December 12, 2019 cancellation of the Health Care and County Operations Committee meeting.

**ANALYSIS**

This item is requesting Board authorization for increased spending of up to \$21,854,645 (i.e., capital allocation request of \$19,009,200 and operating budget allocation request of \$2,845,445) to *Prequalification Pool No. RTQ-00439, Furniture Office and Non-Office*, for multiple County Departments. The item also extends the life of the pool for one additional year. County departments use this pool to purchase systems furniture, including replacement parts, upholstery and associated products and services.

This pool was originally approved by the Board pursuant to Resolution No. R-95-18 on February 6, 2018 for a one-year term with an allocation of \$15,185,000. The resolution required presentation of yearly requests to the Board based on budgeted amounts for each user department. On February 5, 2019, through Resolution No. R-134-19, the Board authorized additional time of one-year and expenditure authority in a total amount up to \$16,517,860, which reflected approved departmental budgeted amounts for Fiscal Year 2018-19.


This item for a total increase of up to \$21,854,645 supports multiple departmental projects, and the individual departmental allocations reflect approved capital and operating budgets for Fiscal Year 2019-20. The table below summarizes the aforementioned approved allocations under this pool for Fiscal Years 2017-18, 2018-19, and 2019-20, including associated approval dates, resolutions, allocations and the cumulative pool value.

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**File No. 192823**

**Researcher: MF Reviewer: TD**

Date	Fiscal Year	Resolution	Amount
February 6, 2018	FY 2017-18	R-95-18	\$15,185,000
February 5, 2019	FY 2018-19	R-134-19	\$16,517,860
January 22, 2020	FY 2019-20	TBD	\$21,854,645
<b>Total</b> 			<b>\$53,557,505</b>

The departments requesting the largest allocations under this item are: Aviation (\$5,261,445), Internal Services (\$7,336,000), and Library System (\$5,575,000). Among the intended purchases for this additional expenditure are:

- Renovating branch libraries at Model City, Miami-International Mall, Coral Gables, et al
- Renovating the Stephen P. Clark Government Center floors 9, 10, 20, 24 and 26
- Reconfiguring space at the Elections Office headquarters and the Culmer Community Center
- Purchasing furniture, seating, shelving, files, benches, ticket and gate counters, terminal seating, et al, for the Miami-Dade Aviation Department

The current pool term expires on February 29, 2020 and has a cumulative value of \$32,851,586. The cumulative value is broken down as follows: original pool value of \$15,185,000; first one-year extension of \$16,517,860; and modifications approved under delegated authority totaling \$1,148,726. If this request for \$21,854,645 is approved, the pool's cumulative value would be \$54,706,231, and it would expire on February 28, 2021. It is important to note that the planned expenditures are for capital projects serving the community, and that the Board has already approved funding for these purchases in the Fiscal Year 2019-20 Adopted Budget.

OCA examined the Bid Tracking System (BTS) for *Prequalification Pool No. RTQ-00439* on December 11, 2019. The Blanket Purchase Order showed that of the \$32,851,586 allocated to the current pool term, a total of \$14,487,344 has been released, leaving a balance of \$18,364,242.

There are currently 52 prequalified vendors under this pool, of which 13 are local and eight are SBEs. The pool will remain open for additional vendors to be added upon submittal of the required prequalification documents.

The commodity codes for this procurement are: 41033 (Furniture, Healthcare, Custom made); 41034 (Furniture, Hospital, Not Specialized); 42003 (Arts and Crafts Furniture, Tables, etc.); 42013 (Children's Furniture, Including Stackable Types); 42015 (Courtroom Furniture, Chairs, Tables, etc.); 42056 (Library Furniture, Book, Trucks, Card Cabinets); 42084 (Schoolroom Furniture, Metal, Cabinets, Chairs); 42594 (Workstations, Modular, Systems Furniture). A search for local certified SBEs under the codes on the Business Management Workforce System on December 9, 2019 yielded the following results:

- All Points Design Corp., Hialeah, FL, SBE-G&S
- Apricot Office Interiors, Inc., Miami Gardens, FL, SBE-G&S\*
- Classroom Outfitters, LLC, Miami, FL, SBE-G&S\*
- Hillusa Corporation, Miami, FL, SBE-G&S
- Mark Products USA, Inc., dba Mark Products
- Office Dimensions, Inc., Miami, FL, SBE-G&S\*
- Office Express Supplies, Inc., Hialeah, FL, SBE-G&S\*
- Pancar Industrial Supply Corporation, Miami, FL, SBE-G&S

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**Researcher: MF Reviewer: TD**

- Woodwork Studio Center, Inc., Miami, FL, SBE-G&S

\*Denotes the companies listed in the prequalified vendors under this pool.

OCA performed due diligence of the 52 prequalified vendors on December 9, 2019; the findings are shown below. The SBE and local firms are identified in bold.

No.	Awarded Firm(s)	Corporate Registration	Tax Collectors Office	Florida DBPR	Westlaw
1	Advanced Filing Systems, Inc. dba Florida Office Systems  <b>(SBE and Local)</b>	Florida Profit Corporation  Active  Principal Address: 1561 SW 68 Ave. Plantation, FL  Filed: January 16, 1990	Business Address: 9332 NW 101 <sup>st</sup> St. Medley, FL  Status: Current and Paid	No account on file	No relevant cases
2	Affordable Interior Systems, Inc.	Foreign Profit Corporation  Active  Principal Address: 25 Tucker Dr. Leominster, MA 01453  Filed: January 2, 2014	No account on file	No account on file	No relevant cases
3	All Rack & Shelving, Inc.  <b>(Local)</b>	Florida Profit Corporation  Active  Principal Address: 10930 SW 129 St. Miami, FL 33175  Filed: December 18, 2000	Business Address: 10930 SW 129 St. Miami, FL 33175  Status: Current and Paid	No account on file	No cases
4	Allsteel, Inc.	Foreign Profit Corporation  Active	No account on file	No account on file	No cases

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**File No. 192823**

**Researcher: MF Reviewer: TD**

			Principal Address: 600 E. 2 <sup>nd</sup> St. Muscatine, IA  Filed: February 16, 2010				
5	Apricot Office Interiors, Inc.  (SBE and Local)	Florida Profit Corporation  Active  Principal Address: 20401 NW 2 <sup>nd</sup> Ave. #220 Miami, FL  Filed: October 22, 1999	Business Address: 20401 NW 2 Ave. #220 Miami Gardens, FL  Status: Current and Paid	No account on file	No cases		
6	Arconas Corporation	No account on file	No account on file	No account on file	<i>Harris v. Arconas Corp., et al</i> ; Case No. 5:18-CV-01104 filed in the U.S. District Court, Western District of Oklahoma (Oklahoma City), November 9, 2018; Allegation: Personal injury/product liability; Status: Pending court action on January 16, 2020, when the defendant's expert list and reports are due.		
7	Bay View Industries, Inc. dba Surface Works	No account on file	No account on file	No account on file	No relevant cases		
8	Berwin, Inc. dba JC White Architectural Interior Products	Florida Profit Corporation  Active  Principal Address: 3501 Commerce Parkway Miramar, FL  Filed: September 19, 1978	No account on file	Current  Licensed for: Interior Design Business	No relevant cases		

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9	Camilo Holdings, LLC  <b>(Local)</b>	Florida Limited Liability Company  Active  Principal Address: 2333 Brickell Ave. Miami, FL 33146  Filed: May 25, 2017	Business Address: 2333 Brickell Ave. Miami, FL 33146  Status: Current and Paid	Current  Licensed for: Real Estate Corporation	No cases
10	Classroom Outfitters, LLC  <b>(SBE and Local)</b>	Florida Limited Liability Company  Active  Principal Address: 19301 SW 106 <sup>th</sup> Ave., #11 Miami, FL  Filed: February 12, 2008	Business Address: 19301 SW 106 <sup>th</sup> Ave., #11 Miami, FL  Status: Current and Paid	No account on file	No relevant cases
11	Compass Office Solutions, LLC	Florida Limited Liability Company  Active  Principal Address: 3320 Enterprise Way Miramar, FL 33025  Filed: January 4, 2006	No account on file	No account on file	No cases
12	Corporate Design Choice, Inc.  <b>(Local)</b>	Florida Profit Corporation  Active  Principal Address: 11001 NW 33 <sup>rd</sup> St. Doral, FL  Filed: November 10, 1987	Business Address: 11001 NW 33 <sup>rd</sup> St. Doral, FL  Status: Current and Paid	No account on file	No cases
13	Dar Ran Furniture Industries, Inc.	Not account on file	No account on file	No account on file	No cases
14	Dirtt Environmental Solutions, Inc.  <b>(Local)</b>	Foreign Profit Corporation  Active	Business Address: 482 NE 93 St. Miami Shores, FL	No account on file	No relevant cases

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			Principal Address: 7303 30 <sup>th</sup> St. SE Calgary, AB Canada  Filed: September 8, 2009	Status: Current and Paid		
15	DSI Industries, Inc. dba OFGO	No account on file	No account on file	No account on file	No account on file	No relevant cases
16	Empire Office, Inc.	Foreign Profit Corporation  Active  Principal Address: 5112 West Linebaugh Ave. Tampa, FL  Filed: November 9, 2009	No account on file	No account on file	No account on file	No relevant cases
17	Forms & Surfaces, Inc.	Foreign Profit Corporation  Active  Principal Address: 30 Pine St. Pittsburgh, PA 15223  Filed: March 17, 2011	No account on file	No account on file	No account on file	No relevant cases
18	Galloway Office Supply, Inc. dba Galloway Office Supplies & Furniture  <b>(SBE and Local)</b>	No account on file	Business Address: 10201 NW 21 St. Doral, FL  Status: Current and Paid	No account on file	No account on file	No relevant cases
19	Global Commercial Furnishings, Inc.	Foreign Profit Corporation  Active  Principal Address: 3132 Fortune Way #D1 Wellington, FL  Filed: January 21, 2010	No business address listed  Status: Current and Paid	No account on file	No account on file	No relevant cases

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20	Global Industries, Inc.	No account on file	No account on file	No account on file	No relevant cases
21	Hancock & Moore LLC dba Cabot Wrenn	No account on file	No account on file	No account on file	No relevant cases
22	Hon Company, LLC	No account on file	No account on file	No account on file	No relevant cases
23	Hugh Robinson, Inc.	Florida Profit Corporation  Active  Principal Address: 3051 NW 28 <sup>th</sup> St. Fort Lauderdale, FL  Filed: July 12, 1977	No account on file	No account on file	No cases
24	Humanscale Corporation	Foreign Profit Corporation  Active  Principal Address: 220 Circle Drive N. Piscataway, NJ  Filed: December 28, 2010	No account on file	No account on file	No relevant cases
25	Kimball Office, Inc.	Foreign Profit Corporation  Active  Principal Address: 1600 Royal St. Jasper, IN  Filed: April 16, 1991	No account on file	No account on file	No relevant cases
26	Knoll, Inc.	Foreign Profit Corporation  Active  Principal Address: 1235 Water St. East Greenville, PA  Filed: May 2, 1997	No account on file	No account on file	<i>Trynor v. Knoll, Inc.</i> ; Case No. 1:19-CV-00753, filed in the U.S. District Court, Western District of Michigan (Southern) on September 13, 2019. Allegation: Defendant discriminated against plaintiff based on his age by wrongfully terminating his

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						employment and then replacing him with a substantially younger employee. Status: Pending court action on January 10, 2020.
27	Krueger International, Inc. dba KI	No account on file	No account on file	No account on file	No account on file	No relevant cases
28	Lakeshore Equipment Company dba Lakeshore Learning Materials	Foreign Profit Corporation Active  Principal Address: 2695 E. Dominguez St. Carson, CA 90895  Filed: March 1, 2000	No account on file	No account on file	No account on file	No relevant cases
29	Landscape Forms, Inc.	Foreign Profit Corporation Active  Principal Address: 7800 E. Michigan Ave. Kalamazoo, MI  Filed: January 3, 2002	No account on file	No account on file	No account on file	No relevant cases
30	Library Interiors of Florida, Inc.	Florida Profit Corporation Active  Principal Address: 10006 Cross Creek Blvd. #432 Tampa, FL  Filed: February 1, 1990	No account on file	No account on file	No account on file	No cases
31	Maxon Furniture, Inc.	Foreign Profit Corporation Active	No account on file	No account on file	No account on file	No cases

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**Researcher: MF Reviewer: TD**

		Principal Address: 600 E. 2 <sup>nd</sup> St. Muscatine, IA  Filed: October 30, 2019				
32	Mity-Lite, Inc.	Foreign Profit Corporation  Active  Principal Address: 1301 W. 400 North Orem, UT  Filed: January 10, 2002	No account on file	No account on file	No relevant cases	
33	Nancy Reynolds Associates, Inc.	Florida Profit Corporation  Active  Principal Address: 1201 River Reach Dr. #102 Fort Lauderdale, FL  Filed: April 23, 2013	No account on file	No account on file	No relevant cases	
34	National Office Furniture, Inc.	Foreign Profit Corporation  Active  Principal Address: 1600 Royal St. Jasper, IN  Filed: March 5, 2009	No account on file	No account on file	No relevant cases	
35	Newton Seating Company, Inc.	Florida Profit Corporation  Active  Principal Address: 2344 Harper St. Jacksonville, FL  Filed: December 31, 1974	No account on file	No account on file	No relevant cases	

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**Researcher: MF Reviewer: TD**

36	Office Dimensions, Inc.  (SBE and Local)	Florida Profit Corporation  Active  Principal Address: 3621 NE 1 Ct. Miami, FL  Filed: December 15, 1987	Business Address: 3621 NE 1 Ct. Miami, FL  Status: Current and Paid	No account on file	No relevant cases
37	Office Express Supplies, Inc.  (SBE and Local)	Florida Profit Corporation  Active  Principal Address: 8005 W. 20 Ave. Hialeah, FL  Filed: August 11, 1988	Business Address: 8005 W. 20 Ave. Hialeah, FL  Status: Current and Paid	No account on file	No relevant cases
38	OFS Brands, Inc.	Foreign Profit Corporation  Active  Principal Address: 1204 E 6 <sup>th</sup> St. Huntingburg, IN  Filed: February 23, 2006	No account on file	No account on file	No relevant cases
39	Offistation, Inc.	Florida Profit Corporation  Active  Principal Address: 1405 SW 20 St. Ft. Lauderdale, FL  Filed: August 27, 2002	No account on file	No account on file	No cases
40	Patterson Pope, Inc.	Foreign Profit Corporation  Active  Principal Address: 1150 Emma Oaks	No account on file	No account on file	<i>Wilson v. Spacesaver Corp. et al.</i> Case No. 5:18-CV-02765 filed in the U.S. District Court, District of South Carolina

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**Researcher: MF Reviewer: TD**

		Trail #120 Lake Mary, FL  Filed: May 23, 2007			(Orangeburg) on October 11, 2018. Allegation: Personal injury-product liability; Status: Pending court action
41	Pradere Manufacturing Corp. dba Pradere Office Products  (Local)	Florida Profit Corporation  Active  Principal Address: 7655 W. 20 Ave. Hialeah, FL  Filed: September 18, 1972	Business Address: 7655 W. 20 Ave. Hialeah, FL  Status: Current and Paid	No account on file	No relevant cases
42	Prison Rehabilitative Industries and Diversified Enterprises, Inc. dba Pride Enterprises	No account on file	No account on file	Current  Licensed for: Construction Financial Officer; Certified Building Contractor; Construction Business Information	No relevant cases
43	R. George & Associates, Inc.	No account on file	No account on file	No account on file	No cases
44	Residential Kitchen Design, Inc.  (SBE and Local)	Florida Profit Corporation  Active  Principal Address: 5921 NW 176 St. #2 Miami, FL  Filed: September 30, 2003	Business Address: 5921 NW 176 St. #2 Miami, FL  Status: Due \$180 as of December 9, 2019	No account on file	No cases
45	Segis USA, Inc.	No account on file	No account on file	No account on file	No cases
46	Spectrim Building Products, LLC	No account on file	No account on file	No account on file	No cases
47	SSE and Associates, Inc.	Florida Profit Corporation	No account on file	Current  Licensed for: Construction	No relevant cases

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**Researcher: MF Reviewer: TD**

		Active  Principal Address: 569 Canal St. New Smyrna Beach, FL  Filed: August 9, 1994		Business Information	
48	Sun Northwest, Inc.	No account on file	No account on file	No account on file	No relevant cases
49	Teknion, LLC	Foreign Limited Liability Company  Active  Principal Address: 350 Fellowship Rd. #100 Mt. Laurel, NJ 08054  Filed: March 12, 2001	No account on file	No account on file	No relevant cases
50	TJJA Architects PA <b>(SBE and Local)</b>	Florida Profit Corporation  Active  Principal Address: 14 Westward Dr. Miami Springs, FL  Filed: March 21, 2001	Business Address: 14 Westward Dr. Miami Springs, FL  Status: Current and Paid	Current  Licensed for: Architect Business	No relevant cases
51	Troutman Chair Company, LLC	No account on file	No account on file	No account on file	No cases
52	Your Office, Inc.	Florida Profit Corporation  Active  Principal Address: 609 NW 28 St. Wilton Manors, FL  Filed: July 8, 2004	No account on file	No account on file	No relevant cases

**APPLICABLE LEGISLATION/POLICY**

**Section 2-8.1 of the County Code** (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive

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**Researcher: MF Reviewer: TD**

purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

[https://library.municode.com/fl/miami-dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIIICOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIIICOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Implementing Order No. 3-38** sets forth the County's processes and procedures for the purchase of goods and services. The I.O. outlines: the roles and responsibilities of the Internal Services Department; the methods of purchasing goods and services; the authority to award and modify contracts; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

**Resolution No. R-134-19**, adopted February 5, 2019, authorized additional time of one year and expenditure authority in a total amount up to \$16,517,860 for Prequalification Pool No. RTQ-00439 for purchase of furniture office and non-office for various county departments.

<http://intra/gia/matter.asp?matter=182651&file=true&yearFolder=Y2018>

**Resolution No. R-95-18**, adopted February 6, 2018, established *Pool No. RTQ-00439* in a total amount up to \$15,185,000 for office and non office furniture for multiple County departments for a term of one year.

<http://intra/gia/matter.asp?matter=182327&file=false&yearFolder=Y2018>

**Resolution No. R-477-18**, adopted May 1, 2018, directs the County Mayor to disclose to the Board the reasons goods and services are not being procured through local businesses when the recommendation is to award a contract to a non-local vendor or to establish a prequalification pool where less than 75 percent of the pool members are local businesses.

<http://intra/gia/matter.asp?matter=180822&file=true&yearFolder=Y2018>

**Resolution No. R-716-12**, adopted September 4, 2012, requires identification of a firm's small business enterprise program certification in any procurement item submitted for Board approval.

<http://intra/gia/matter.asp?matter=121265&file=true&yearFolder=Y2012>

**Resolution No. R-187-12**, adopted February 21, 2012, directs the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

**BCC Meeting  
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**Item No. 8F7, 8F7 Substitute and 8F7 Substitute Supplement  
File Nos. 192918, 200017, 200029**

**Researcher: MF    Reviewer: TD**

RESOLUTION DELEGATING CONTRACTING AUTHORITY TO THE COUNTY OR COUNTY MAYOR'S DESIGNEE TO AWARD, ACCESS, AND MODIFY COMPETITIVELY SOLICITED CONTRACTS TO PURCHASE POLICE VEHICLES, FIRE TRUCKS, MOBILE EQUIPMENT AND OTHER LIGHT AND HEAVY FLEET VEHICLES IN AN AGGREGATE AMOUNT NOT TO EXCEED \$89,007,890.70 FOR FISCAL YEAR 2019-20, SUBJECT TO RATIFICATION BY THE BOARD ON AN ANNUAL BASIS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF ANY CONTRACTS AWARDED, ACCESSED, OR MODIFIED PURSUANT TO THIS DELEGATION, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF ANY AWARD, ISSUE THE APPROPRIATE PURCHASE ORDER TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF ANY SUCH CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE AND IMPLEMENTING ORDER 3-38 [SEE ITEM NO. 192917]

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a delegated contracting authority to the County Mayor to award contracts for the purchase of light and heavy fleet vehicles in the form of police vehicles, fire trucks and mobile equipment in the maximum amount of \$89,007,890 for Fiscal Year 2019-20.

**PROCEDURAL HISTORY**

**Prime Sponsor:** N/A

**Department/Requester:** Internal Services Department (ISD)

This meeting was forwarded to the BCC by the Chairwoman due to the cancellation of the Health Care and County Operations Committee meeting of December 12, 2019. The Clerk of the Board received a signed memorandum from the Chairwoman approving a request to waive the Board's Rules of Procedures and allow this item to be heard at the January 22, 2020 BCC meeting.

**ANALYSIS**

The purpose of this item is for the Board to authorize the award of contracts to purchase light and heavy fleet vehicles countywide for an amount not to exceed \$89,007,890 for Fiscal Year (FY) 2019-20.

The vehicles are needed for essential County operations for police patrol, fire rescue, water distribution and processing, refuse collection and disposal as well as other related operational support activities for services County wide. Pursuant to Resolution No. R-100-19, the mayor was charged with contracting authority to award, access and modify competitively solicited contracts for the purchase of the above-mentioned fleets, in an amount not to exceed \$97,022,852 during FY 18-19. As such, ISD in accordance with R-100-19 purchased 1,863 vehicles, as noted in the ratification report via companion Item No. 8F8 (Legistar File No. 192917).

The fiscal impact is \$ 89,007,890. The Departmental allocations for this item are based on the adopted budget from FY 19-20, as well as carryover funds for vehicles that were not purchased during FY 18-19. This item requires review by the Citizens Independent Transportation Trust (CITT).

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**Item No. 8F7, 8F7 Substitute and 8F7 Substitute Supplement  
File Nos. 192918, 200017, 200029**

**Researcher: MF    Reviewer: TD**

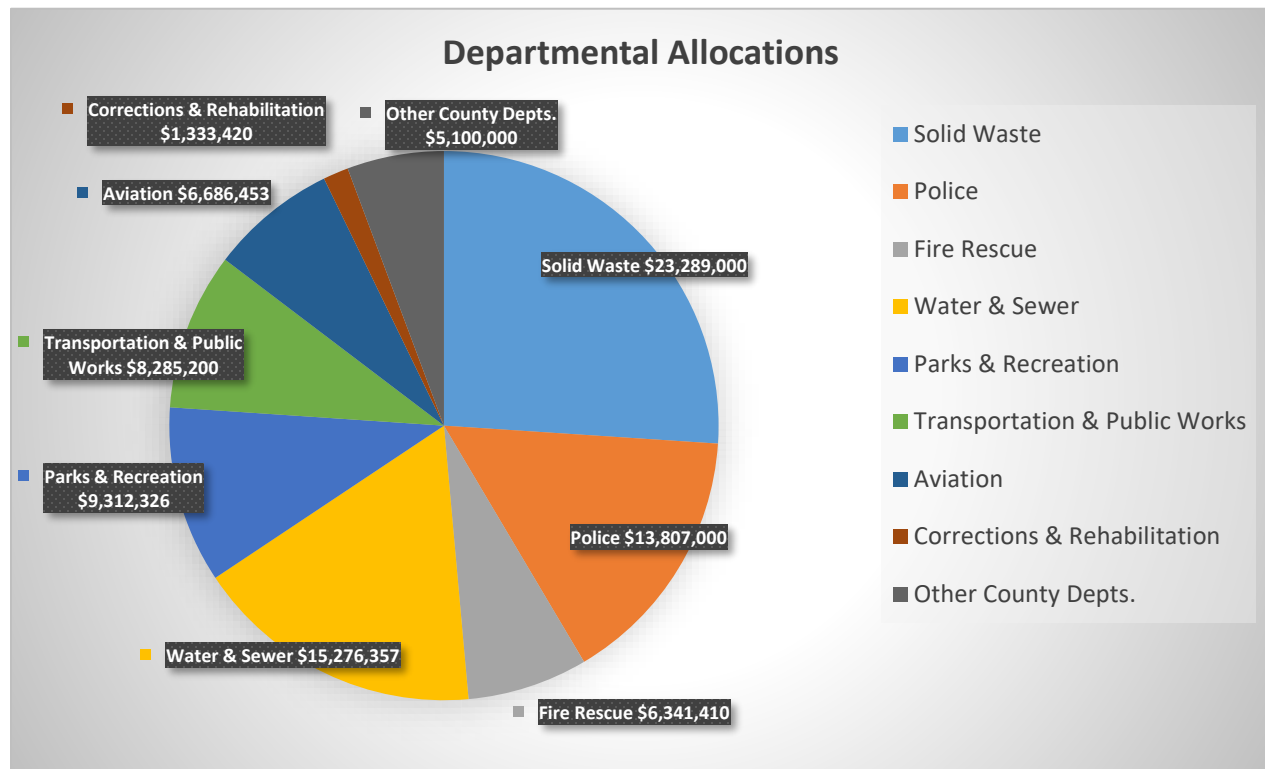
Types of vehicles programmed for purchase include forklifts, dump trucks, cargo vans, passenger vans, flat bed trailers, sport utility vehicles, large tractors, trash trucks, golf carts, sweepers, mowing equipment and trailers, among others.

The substitute item (Legistar File No. 200017) differs from the original item (Legistar File No. 192918) in that the replacement item shows a reduction of 20 vehicles (from 203 to 183) for the Parks, Recreation and Open Spaces (PROS) Department, resulting in an allocation decrease to PROS from \$9,754,101 to \$9,312,325. This adjustment reduces the overall number of projected vehicles for purchase from 2,008 to 1,988, thereby lowering the total requested allocation from \$89,591,308 to \$89,007,830 for FY 2019-20.

Additionally, Item No. 8F7, Substitute Supplement (Legistar File No. 200029), provides information pertaining to the types of light and heavy fleet slated for purchase under this request. The requested vehicles are intended to replace current vehicles that have exceeded their useful life expectancy. Vehicles exceeding the 100,000-mile threshold account for approximately 16% of the County's vehicle inventory of 12,150 vehicles.

Graphic 1 depicts the respective allocation amounts per Department for the 1,988 vehicles requested for purchase under this item.

**Graphic 1**



**BCC Meeting  
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**Item No. 8F7, 8F7 Substitute and 8F7 Substitute Supplement  
File Nos. 192918, 200017, 200029**

**Researcher: MF    Reviewer: TD**

Table 1 displays each Department, allocation amount, number of vehicles to be purchased and funding sources for this request.

**Table 1**

Department	Allocation	No. of Vehicles	Funding Source(s)
Animal Services	\$180,000	2	General Fund
Aviation	\$6,686,453	74	Proprietary Funds
County Commission	\$300,000	10	General Fund
Communications	\$44,000	1	General Fund
Community Action & Human Services	\$563,000	13	General Fund
Corrections & Rehabilitation	\$1,333,420	44	General Fund
Elections	\$36,298	1	General Fund
Fire Rescue	\$6,341,410	63	General Fund, Fire District Revenues
Information Technology	\$266,200	11	Proprietary Funds
Internal Services	\$1,083,000	33	ISD Fees
Judicial Administration	\$25,000	1	General Fund
Library	\$188,000	2	Proprietary Funds
Parks, Recreation & Open Spaces	\$9,312,325.70	183	General Fund, Proprietary Funds
Police	\$13,807,000	625	General Fund, Grants, Impact Fees
Port Miami	\$492,898	20	Proprietary Funds
Public Housing & Community Development	\$597,269	20	State & Federal Funds
Regulatory & Economic Resources	\$861,000	39	Proprietary Funds
Solid Waste Management	\$23,289,000	152	General Fund, Proprietary Funds
State Attorney's Office	\$40,000	1	General Fund
Transportation & Public Works	\$8,285,200	138	General Fund, Proprietary Funds, Federal Grant
Water & Sewer	\$15,276,357	555	Proprietary Funds
<b>TOTAL ALLOCATION: \$89,007,830.70    TOTAL VEHICLES: 1,988</b>			

As previously noted, companion Item 8F8 (Legistar File No. 192917), shows there were 1,863 vehicles purchased across all departments in FY 2018-19, with a total allocation of \$90,293,449.11. Surtax funds were utilized for these purchases, except for vehicles purchased for the Department of Transportation and Public Works (DTPW).

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**Item No. 8F7, 8F7 Substitute and 8F7 Substitute Supplement  
File Nos. 192918, 200017, 200029**

**Researcher: MF    Reviewer: TD**

**APPLICABLE LEGISLATION/POLICY**

**Section 2-8.1 of the County Code** (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

The Mayor is delegated the authority to award and reject bids or proposals for contracts for public improvements (construction), and purchases of supplies, materials and services (including professional services, other than professional architectural, engineering and other services subject to section 2-10.4 and Section 287.055, Florida Statutes) costing \$1,000,000 or less, or in the case of miscellaneous construction contracts designed to provide opportunities for Community Small Business Enterprises specifically authorized by Board resolution \$5,000,000 or less, without the need for action by the County Commission.

For contract awards, information shall be added to the recommendation for award memorandum presented by the County Mayor to the Board of County Commissioners identifying (1) each dedicated allowance, contingency allowance and additional services allowance including the specific purpose for each and the dollar amount that shall be available for each, and (2) the corresponding percentage of each dedicated allowance, contingency allowance and additional services allowance in relation to the actual contract price.

[https://library.municode.com/fl/miami -  
dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

**Section 2-8.4 of the County Code, (Protest Procedures)**, Establishes the protest procedures that are available to a participant in a competitive process used for the selection of a person or entity to construct any public improvement, to provide any supplies, materials, or services, or lease of County land; requires requests for responsiveness opinions from the County Attorney's Office.

[https://library.municode.com/fl/miami -  
dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.4PRPR](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.4PRPR)

**Section 29-124(f) of the County Code**, (Special fund created; uses of surtax proceeds and role of Citizens Independent Transportation Trust), sets forth guidelines for the use of surtax funds as follows: No surtax proceeds may be used to pay the costs of a contract unless the Trust has submitted a recommendation to the County Commission regarding said contract award. The County Commission, if in agreement with the Trust's recommendation, may award a contract by majority vote. The County Commission may modify or reject the recommendation of the Trust by a two-thirds (2/3) vote of the Commission's membership. If the Trust has failed to forward a recommendation to the County Commission within 45 days of the County Mayor or County Mayor's designee filing an award recommendation with the Clerk of the Board, the County Commission may take action on the contract award recommendation without any Trust recommendation. Notwithstanding any other provision to the contrary, a committee of the Commission may consider a contract award recommendation prior to receipt of a recommendation of the Trust.

(ii)

Where no surtax proceeds are used to fund a contract, no County funds may be used to pay the costs of a contract where the portion procured by or on behalf of Miami-Dade Transit or for transit-related procurements is valued at over one million dollars (\$1,000,000.00) unless the Trust has submitted a recommendation to the County Commission regarding

**BCC Meeting  
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**Item No. 8F7, 8F7 Substitute and 8F7 Substitute Supplement  
File Nos. 192918, 200017, 200029**

**Researcher: MF    Reviewer: TD**

said contract award. The County Commission, if in agreement with the Trust's recommendation, may award a contract by majority vote. The County Commission may modify or reject the recommendation of the Trust by a majority vote. If the Trust has failed to forward a recommendation to the County Commission within 45 days of the County Mayor or County Mayor's designee filing an award recommendation with the Clerk of the Board, the County Commission may take action on the contract award recommendation without any Trust recommendation. Notwithstanding any other provision to the contrary, a committee of the Commission may consider a contract award recommendation prior to receipt of a recommendation of the Trust.

(iii)

Where no surtax proceeds are used to fund a contract eligible for award under the County Mayor's delegated authority and where the portion procured by or on behalf of Miami-Dade Transit or for transit-related procurements is valued at one million dollars (\$1,000,000.00) or less, the Trust shall be provided with a Semi-Annual Report detailing all such contract awards. If the Trust takes exception with a contract award the County Mayor or County Mayor's designee will provide the Trust with any additional information necessary to resolve any outstanding issue and, if necessary and appropriate, work in collaboration with the Trust to take any corrective action that may be available.

(iv)

The Trust shall, in consultation with the County Mayor or County Mayor's designee, schedule Trust meetings monthly so as to ensure that a Trust recommendation is provided to the Commission with the Commission's agenda package.

[https://library.municode.com/fl/miami -  
dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH29TA\\_ARTXVIONHAONPECHCOTRSYSAS  
UAUSE212.0551FLST2001\\_S29-124SPFUCRUSSUPPROCIINTRTR](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH29TA_ARTXVIONHAONPECHCOTRSYSAS_UAUSE212.0551FLST2001_S29-124SPFUCRUSSUPPROCIINTRTR)

**Implementing Order 3-38**, adopted March 18, 2016, governs the County's processes for the purchase of goods and services including professional services. <http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

**Implementing Order 3-21**, (Bid Protest Procedures), Establishes the policy that the County shall provide a participant in any competitive process the opportunity to protest an award recommendation with respect to County contracts and purchases involving the expenditure of over \$25,000. Establishes the bid protest procedures.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-21.pdf>

**Resolution No. 100-19**, adopted January 23, 2019, delegated contracting authority to the County Mayor or his designee to award, access and modify competitively solicited contracts to purchase police vehicles, fire trucks, mobile equipment and other light and heavy fleet vehicles in an aggregate amount not to exceed \$97,022,852 for FY 2018-19. <http://intra/gia/matter.asp?matter=190045&file=true&yearFolder=Y2019>

**Resolution No. 187-12**, adopted February 21, 2012, directed the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://intra/gia/matter.asp?matter=120287&file=true&yearFolder=Y2012>

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8G1**  
**File No. 192830**

**Researcher: VW   Reviewer: PGE**

RESOLUTION APPROVING THE AMENDED BUDGET FOR FISCAL YEAR 2018-19 AND BUDGET FOR FISCAL YEAR 2019-20 FOR THE NORTH MIAMI COMMUNITY REDEVELOPMENT AGENCY AND NORTH MIAMI COMMUNITY REDEVELOPMENT AREA TOTALING \$11,976,701.00 AND \$11,946,084.00, RESPECTIVELY.

**ISSUE/REQUESTED ACTION**

Whether the Board should approve the Fiscal Year 2018-19 amended budget (totaling \$11,976,701) and the Fiscal Year 2019-20 budget (totaling \$11,946,084) for the North Miami Community Redevelopment Agency and the North Miami Community Redevelopment Area.

**PROCEDURAL HISTORY**

**Prime Sponsor: Housing, Social Services & Economic Development Committee**  
**Department/Requester: Office of Management and Budget**

This item was brought before the HSSSED Committee on December 9, 2019 and forwarded to the BCC with a favorable recommendation.

**ANALYSIS**

The purpose of this item is to approve the amended budget for Fiscal Year 2018-19 and the budget for 2019-20 for the North Miami Community Redevelopment Agency (CRA) and the North Miami Community Redevelopment Area (Area), totaling \$11,976,701 and \$11,946,084, respectively. The Interlocal Agreement between the CRA and the County requires that the Agency's annual budget be approved by the Board of County Commissioners prior to the Agency expending any funds. The previous unamended budget for Fiscal Year 2018-19 was approved at the amount of \$8,238,894. Amendments to the Fiscal Year 2018-19, totaling \$3,737,807, would increase the Fiscal Year 2018-19 budget to \$11,976,701. The CRA's amended Fiscal Year 2018-19 budget and Fiscal Year 2019-20 budget were approved by the City of North Miami and the CRA on September 10, 2019 and September 17, 2019, respectively.

The North Miami Community Redevelopment Agency is an urban initiative established on July 13, 2004 to stimulate and guide the redevelopment of the North Miami area, creating better neighborhoods and an improved environment for its residents. The CRA is a neighborhood development agency in Commission Districts 2, represented by Commissioner Jean Monestime and District 4, represented by Commissioner Sally A. Heyman, comprising 3,250 acres, approximately 60% of the City of North Miami. The specific goals of the CRA continue to be the increase of property values within the area, the provision of enhanced safety to the area's residents in the form of community policing, and the identification of opportunities to improve the physical quality of life for the businesses and residents of the area in accordance with the Community Redevelopment Plan.

The CRA adopted the FY 2018-19 amended budget of \$11,976,701 on September 10, 2019, basing numbers on projections of TIF revenues and cash balances at the end of FY 2018-19, including \$5,450,726 in carryover funds and \$50,000 in projected interest earnings, in addition to the TIF revenue. The table below displays individual revenue items constituting the amended budget for 2018-19 and the budget for 2019-20.

**BCC Meeting: January 22, 2020**  
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**Researcher: VW    Reviewer: PGE**

<b>Tax Increment Revenue Payments</b>		
	Amended (FY 18-19)	(FY 19-20)
TIF City Contribution	\$3,928,836	\$5,273,807
TIF County Contribution	\$2,545,885	\$3,332,339
County Refund	\$0	\$0
Carryover	\$5,450,726	\$3,289,938
Projected Interest on	\$50,000	\$50,000
Misc. Revenue	\$1,254	0
<b>Total Revenue</b>	<b>\$11,976,701</b>	<b>\$11,946,084</b>

The table below displays individual expenditure items constituting the amended budget for 2018-19 and the budget for 2019-20.

<b>North Miami CRA Expenditures</b>		
	Amended (FY 18-19)	(FY 19-20)
Total Administrative Expenses	\$324,627	\$456,128
Total Operating Expenses	\$1,491,063	\$1,685,000
Total Refund to Taxing Authorities	\$2,500,191	\$3,196,490
Capital Improvement	\$7,660,820	\$6,608,466
<b>Total Budget</b>	<b>\$11,976,701</b>	<b>\$11,946,084</b>

The CRA adopted the FY 2019-20 budget of \$11,946,084 on September 10, 2019 basing numbers on projections of TIF revenues and cash balances at the end of FY 2018-19, including \$3,289,938 in carryover funds and \$50,000 in projected interest earnings, in addition to the TIF revenue (i.e., TIF city contribution totaling \$5,273,807 and TIF county contribution totaling \$3,332,339). Summary information regarding the CRA's 2019-20 budget line items is provided in the table below.

<b>FY 2019-20 Budget Operating Expenditures</b>		
Capital and Infrastructure Improvements	Downtown public/private partnership to construct a mixed-use project in downtown	\$924,448
	Griffin Center and West Dixie Green Trail design and construction	\$735,564

**BCC Meeting: January 22, 2020**  
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**File No. 192830**

**Researcher: VW   Reviewer: PGE**

	Green Trail design and construction Street	\$250,000
	NW 7th Avenue Streetscape	\$200,000
	MOCA courtyard improvements including building and plaza design	\$200,000
	Capital maintenance	\$2,000
Affordable Housing Grant Programs		\$2,500,000
Business Attraction and Expansion, Commercial Rehabilitation and Beautification Grants		\$1,500,000
Operating Expenses	Operating personnel costs for the Agency	\$450,000
	Clean Team Ambassadors	\$440,000
	Professional Services	\$280,000
	Other operating expenses	\$245,000
	Public Safety Officers & Equipment	\$170,000
	Legal services	\$100,000
Refund to the County for the area west of Biscayne Boulevard		\$2,529,344
Refund to the City for the area east of Biscayne Boulevard.		\$667,146
Arts in Public Places		\$100,000
Film Incentives		\$100,000
Public Safety Equipment		\$96,454
<b>Total</b>		<b>\$11,489,956</b>

**BCC Meeting: January 22, 2020**  
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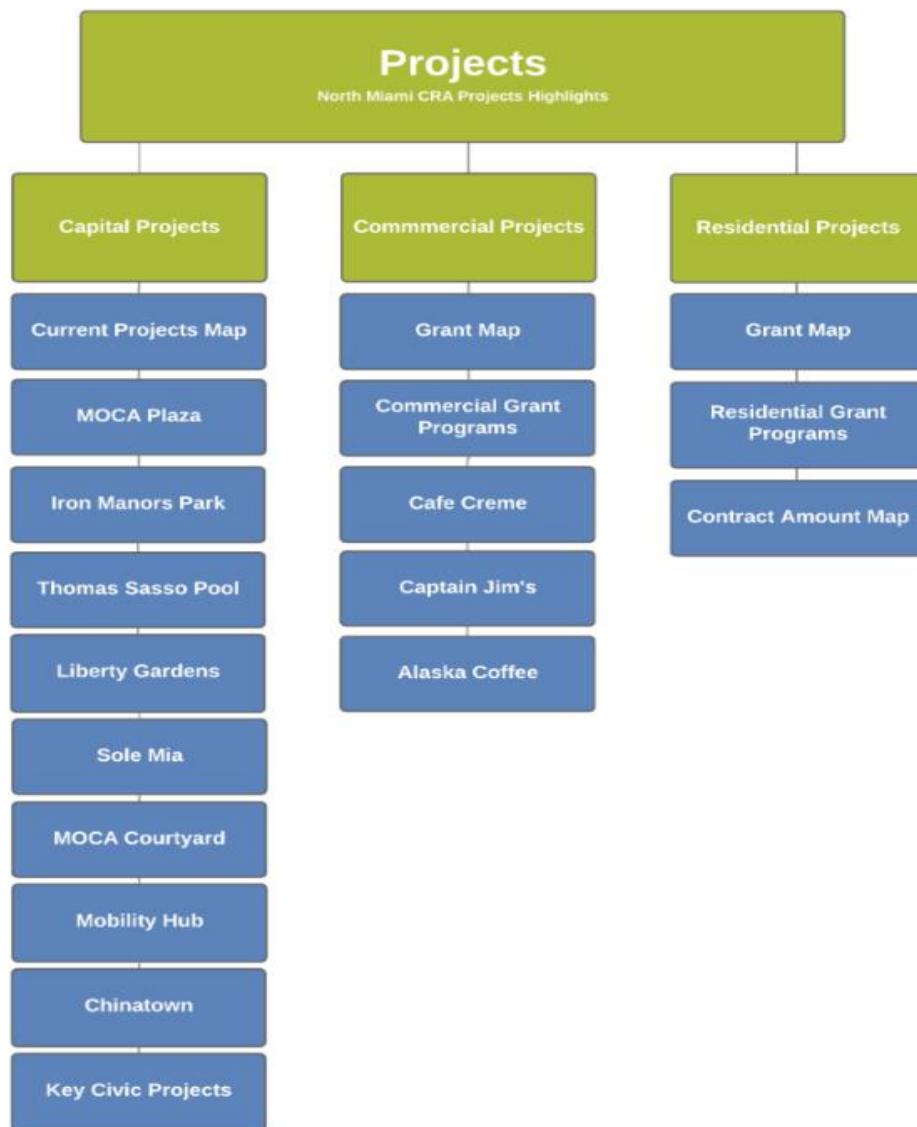
**Item No. 8G1**  
**File No. 192830**

**Researcher: VW    Reviewer: PGE**

The following are projects and/or accomplishments of the CRA completed during FY 2018-19:

- Moca Plaza renovation;
- Attended International Council of Shopping Centers (ICSC) seminars and conventions for business networking and attraction of new businesses to the Downtown area; and
- Sponsored the Mayor's Quarterly Business Luncheons bringing over 500 businesses and interested parties to the North Miami CRA area.

A snapshot of the various projects undertaken by the North Miami CRA since its inception is captured in the graphic below.

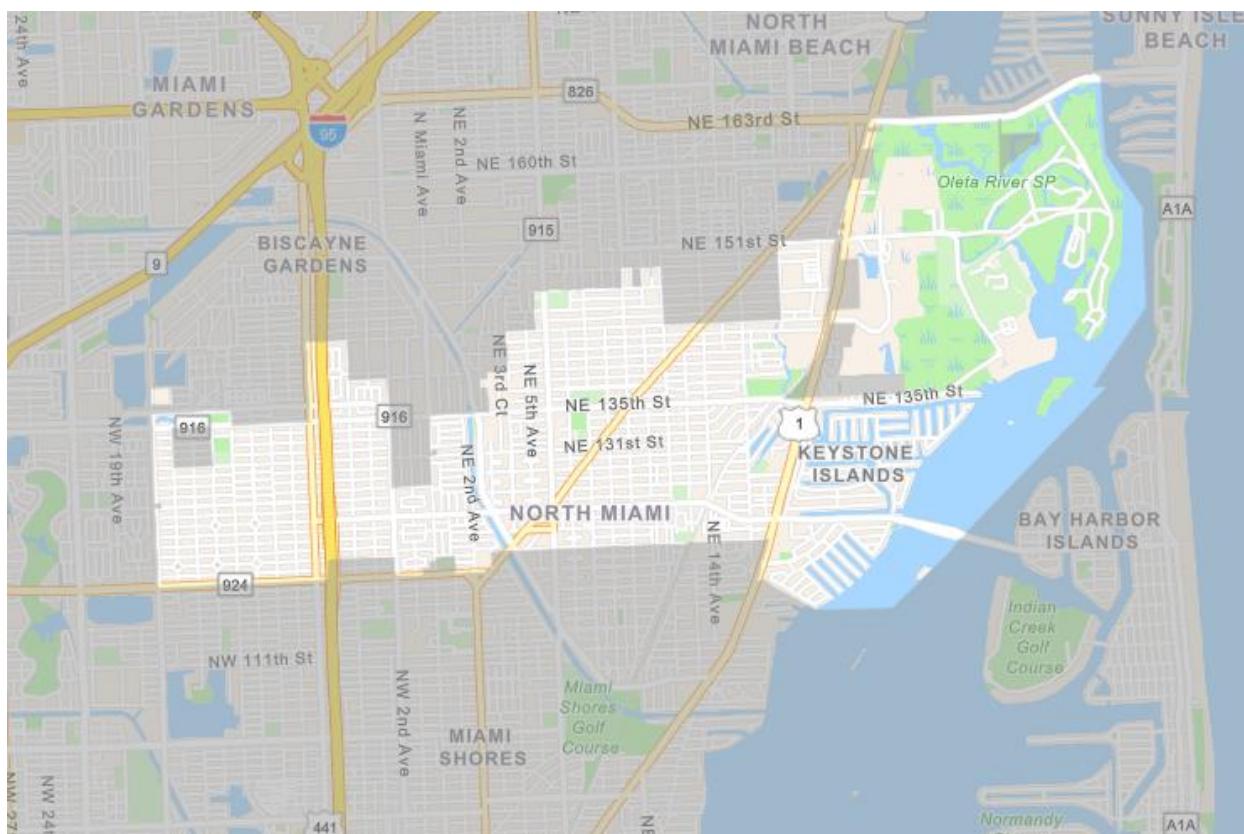


**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8G1**  
**File No. 192830**

**Researcher: VW    Reviewer: PGE**

A map of the CRA's geographic boundaries is depicted below:



**ADDITIONAL INFORMATION**

The North Miami Community Redevelopment Agency is charged with the responsibility of eliminating conditions of blight that exist within the City and helping to improve the quality of life by revitalizing the City's physical, economic, educational and social resources. The designated CRA comprises 3,250 acres, approximately 60% of the City.

<https://www.northmiamicra.org/>

**APPLICABLE LEGISLATION/POLICY**

**Chapter 163, Part III, Florida Statutes** (The Community Redevelopment Act) governs community redevelopment programs. The Act authorizes counties and municipalities in the State of Florida to create community redevelopment agencies, to prepare redevelopment plans for certain defined areas within their boundaries designated as community redevelopment areas, within which community redevelopment projects and activities may be undertaken to eliminate and prevent the development and spread of slum and blighted areas through the use of creative financing mechanisms.

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0100-0199/0163/0163PARTIIIContentsIndex.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0163/0163PARTIIIContentsIndex.html)

**Section 163.356, Florida Statutes** governs the creation of community redevelopment agencies.

[http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.356&URL=0100-0199/0163/Sections/0163.356.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.356&URL=0100-0199/0163/Sections/0163.356.html)

**BCC Meeting: January 22, 2020**  
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**Item No. 8G1**

**File No. 192830**

**Researcher: VW    Reviewer: PGE**

**Section 163.387, Florida Statutes** governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

[http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.387&URL=0100-0199/0163/Sections/0163.387.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html)

**Resolution No. R-847-04**, adopted on July 13, 2004, declares certain geographic area of Miami-Dade County, Florida known as North Miami to be a slum or blighted area and creates the North Miami Community Redevelopment Agency.

<http://intra/gia/matter.asp?matter=042309&file=false&yearFolder=Y2004>

**Resolution No. R-610-05**, adopted June 7, 2005, approves the North Miami Community Redevelopment Agency's Redevelopment Plan for the redevelopment of the Redevelopment Area and approved the Interlocal Cooperation Agreement between Miami-Dade County and the City of North Miami, dated and executed on September 1, 2005; (Item not found in Legistar).

**Ordinance No. 05-109**, adopted June 7, 2005, establishes the North Miami CRA redevelopment Trust Fund.

<http://intra/gia/matter.asp?matter=051261&file=true&yearFolder=Y2005>

**Resolution No. R-1132-16**, adopted December 6, 2016, approving an Amendment to the North Miami Community Redevelopment Plan and Second Amendment to the Interlocal Agreement and extending the life of the Agency until 2044.

<http://intra/gia/matter.asp?matter=162732&file=true&yearFolder=Y2016>

**Resolution No. R-140-19**, adopted on February 5, 2019, approves the amended budget for fiscal year 2017-18 and budget for fiscal year 2018-19 for the North Miami Community Redevelopment Agency and North Miami Community Redevelopment Area totaling \$9,141,051 and \$8,238,894 respectively.

<http://intra/gia/matter.asp?matter=182963&file=true&yearFolder=Y2018>

**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 8G2  
File No. 192838**

**Researcher: JFP Reviewer: TD**

RESOLUTION APPROVING FISCAL YEAR 2019-2020 MIAMI BEACH REDEVELOPMENT AGENCY BUDGET TOTALING \$69,701,000.00 FOR THE MIAMI BEACH CITY CENTER/HISTORIC CONVENTION VILLAGE REDEVELOPMENT AND REVITALIZATION AREA

**ISSUE/REQUESTED ACTION**

Whether the Board should approve the Fiscal Year 2019-20 budget (totaling \$69,701,000) for the Miami Beach Redevelopment Agency serving the Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area.

**PROCEDURAL HISTORY**

**Prime Sponsor: Housing, Social Services & Economic Development Committee**

**Department/Requester: Office of Management and Budget**

This item was forwarded to the BCC with a favorable recommendation by the Housing, Social Services & Economic Development Committee at its December 9, 2019 meeting.

**ANALYSIS**

The purpose of this item is to approve the budget for Fiscal Year 2019-20 for the Miami Beach Redevelopment Agency (Agency) and the Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area (Area), totaling \$69,701,000. The Interlocal Agreement between the Agency and the County requires that the Agency's annual budget be approved by the Board of County Commissioners prior to the Agency expending any funds. The previous year's budget was approved at the amount of \$85,795,000. The major difference between the two annual budgets is the \$20 million transfer to the Agency's Capital Fund in FY 2018-19 for the Lincoln Road, Lenox to Collins with Side Streets project entailing the refurbishment of the pedestrian mall, funding for which is absent from the present 2019-20 budget.

The Agency was established in 1993 to promote hotel development and foster civic, cultural and entertainment uses throughout the urban core near the Miami Beach Convention Center. The 332-acre Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area, located in Commission District 5 represented by Commissioner Eileen Higgins, has seen its taxable values increase from \$292.6 million when it was established in 1996 to approximately \$6 billion as of January 2018. Among notable CRA accomplishments are the 800-room Loews and the 425-room Royal Palm Crowne Plaza; the Anchor Shops parking garage; the beachwalk extension from 21st Street to Lummus Park; the Frank Gehry-designed New World Campus; and a Cultural Arts Campus Master Plan, which featured a new regional library, the Miami City Ballet headquarters, renovation of the Bass Museum, and restoration of Collins Park.

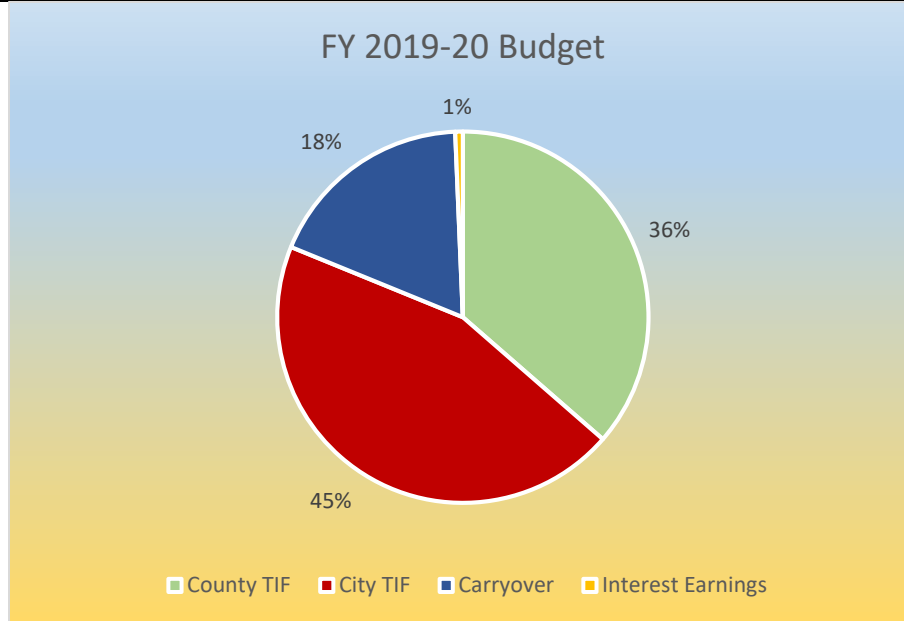
Tax Increment Financing (TIF)—comprised of incremental growth of ad valorem revenues beyond an established based year—is a community redevelopment agency's primary revenue source. The Agency and the City of Miami Beach adopted the FY 2019-20 budget of \$69,701,000 on September 25, 2019. The budget includes \$12,662,000 in carryover funds and \$461,000 in interest earnings, in addition to the TIF revenue, as specified below:

<b>Payment into the Miami Beach Redevelopment Agency's Trust Fund by Source</b>		
<b>City</b>	<b>Countywide</b>	<b>Total</b>
\$31,202,000	\$25,376,000	\$56,578,000

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8G2**  
**File No. 192838**

**Researcher: JFP Reviewer: TD**



The CRA's budget line items (detailed below) reflect project expenditures as well as funding obligations outlined in the Interlocal Agreement and its amendments, including requisite funding for the Miami Beach Convention Center (until March 31, 2044 or until all debt service for the Convention Center has been retired) and a refund to the County and the City of Miami Beach through 2023.

- Administrative Expenses - \$773,000
- Project Expenditures - \$12,041,000
  - Community Policing:
    - Police - \$4,866,000
    - Code Compliance - \$216,500
  - Capital Projects Maintenance:
    - Property Management - \$1,492,000
    - Sanitation - \$4,241,000
    - Greenspace - \$779,500
    - Parks Maintenance - \$446,000
- Reserves, Debt Service and Other Obligations - \$56,887,000
  - Debt Service Cost related to the 2015 Convention Center bonds - \$21,686,000
  - Reserve for County Administration Fee - \$381,000
  - Reserve for City Administration Fee - \$469,000
  - Reserve for County Reimbursement (including \$1,500,000 for beach renourishment) - \$5,681,000
  - Reserve for City Reimbursement (including \$1,500,000 for beach renourishment and \$1,067,000 for vehicle purchases) - \$6,981,000
  - Transfer to Convention Center – \$2,500,000
  - Set-aside for Additional Debt Payoff – \$19,189,000

# BCC Meeting: January 22, 2020 Research Notes

Item No. 8G2
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File No. 192838 Researcher: JFP Reviewer: TD

File No. 192838 Researcher: JFP Reviewer: TD

The map below depicts the Miami Beach Community Redevelopment Area's geographic boundaries. The Area's boundary is generally defined as the area bounded on the North by 24th Street, South by 14<sup>th</sup> Lane, East by the Atlantic Ocean and West by West Avenue. The Agency and Area sunset in 2044.



**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 8G2  
File No. 192838**

**Researcher: JFP Reviewer: TD**

**APPLICABLE LEGISLATION/POLICY**

**Chapter 163, Part III, Florida Statutes** (The Community Redevelopment Act) governs community redevelopment programs. The Act authorizes counties and municipalities in the State of Florida to create community redevelopment agencies, to prepare redevelopment plans for certain defined areas within their boundaries designated as community redevelopment areas, within which community redevelopment projects and activities may be undertaken to eliminate and prevent the development and spread of slum and blighted areas through the use of creative financing mechanisms. [http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0100-0199/0163/0163PARTIIIContentsIndex.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0163/0163PARTIIIContentsIndex.html)

**Section 163.356, Florida Statutes** governs the creation of community redevelopment agencies. [http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.356&URL=0100-0199/0163/Sections/0163.356.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.356&URL=0100-0199/0163/Sections/0163.356.html)

**Section 163.387, Florida Statutes** governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

[http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.387&URL=0100-0199/0163/Sections/0163.387.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html)

**Section 163.410 of Florida Statutes** states that the exercise of powers in counties with home rule charters does not affect any Community Redevelopment Agency created by a municipality prior to the adoption of a county home rule charter.

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0100-0199/0163/0163.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0163/0163.html)

**Resolution No. R-599-15**, adopted June 30, 2015, allows for designee to be appointed to CRA.

<http://intra/gia/matter.asp?matter=151301&file=true&yearFolder=Y2015>

**Resolution No. R-499-16**, adopted June 7, 2016, establishes guidelines for county commission approvals related to new and existing community redevelopment agencies and directs the County Mayor to deny certain requests from community redevelopment agencies that are deemed approved by law, if not approved within the allowed timeframe

<http://intra/gia/matter.asp?matter=161526&file=false&yearFolder=Y2016>

**Ordinance No. 93-28**, adopted April 27, 1993, created the Miami Beach Redevelopment Agency's Trust Fund. (The resolution is not available in Legistar. A copy of the resolution can be obtained from the Clerk of the Board.)

**Resolution No. R-14-93**, adopted January 26, 1993, declared a certain geographic area within the City of Miami Beach described generally as being bounded on the east by the Atlantic Ocean, on the north by 24<sup>th</sup> Street, on the west by West Avenue, and on the south by 14<sup>th</sup> Lane, to be a "blighted area", making a finding of necessity as to the rehabilitation, conservation or redevelopment, of such area, and delegating certain powers to the City of Miami Beach for the redevelopment of the area. (The resolution is not available in Legistar. A copy of the resolution can be obtained from the Office of the Commission Auditor.)

**BCC Meeting: January 22, 2020**  
**Research Notes**

**Item No. 8G2**  
**File No. 192838**

**Researcher: JFP Reviewer: TD**

**Resolution No. R-317-93**, adopted March 30, 1993, pertained to certain geographic area within the City of Miami Beach called City Center/Historic Convention Village Redevelopment and Revitalization Area, described generally as being bounded on the east by Atlantic Ocean, on the north by 24<sup>th</sup> Street, on the west by West Avenue, and on the south by 14<sup>th</sup> Lane; accepted delivery of the Redevelopment Plan from the City of Miami Beach and made certain findings with respect to the Plan and Geographic Area; adopted the Redevelopment Plan; delegated certain powers to the City Commission of the City of Miami Beach for the redevelopment of the geographic area; and approved an Interlocal Cooperation Agreement and authorized the execution of the Agreement.  
(The resolution is not available in Legistar. A copy of the resolution can be obtained from the Office of the Commission Auditor.)

**Resolution No. R-958-04**, adopted July 27, 2004, approves term and execution of the Interlocal Agreement between Miami-Dade County, City of Miami Beach and Miami Beach Redevelopment Agency to provide for annual administrative fee to be paid to County and City from tax increment revenues derived from South Pointe Redevelopment Area and City Center/Historic Convention Village Redevelopment and Revitalization Area, and to provide approval for issuance by Miami Beach Redevelopment Agency of certain refunding bonds.

<http://www.miamidade.gov/govaction/matter.asp?matter=042067&file=true&fileAnalysis=false&yearFolder=Y2004>

**Resolution No. R-1110-14**, adopted December 16, 2014, approves an amendment to the Agency's Redevelopment Plan to extend the life of the Agency until 2044, and approves the Third Amendment to the Interlocal Cooperation Agreement. The Third Amendment, among other things (i) allows the Agency to issue \$430 million in bonds to refund existing debt and partially fund the Miami Beach Convention Center renovations, and (ii) delineates the annual administrative and operating expenditures for the Agency, and any remaining funding to be used to extinguish debt early.

<http://www.miamidade.gov/govaction/matter.asp?matter=142765&file=false&fileAnalysis=false&yearFolder=Y2014>

**Ordinance No. 14-133**, adopted December 16, 2014, obligates the County to fund the Trust Fund until March 31, 2044, or until all debt service for the Convention Center has been retired.

<http://intra/gia/matter.asp?matter=142262&file=true&yearFolder=Y2014>

**Resolution No. R-644-18**, adopted June 19, 2018 approved the Fourth Amendment among Miami-Dade County, City of Miami Beach Redevelopment Agency to Interlocal Cooperation Agreement dated November 16, 1993.

<http://intra/gia/matter.asp?matter=181188&file=true&yearFolder=Y2018>

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G3  
File No. 192839**

**Researcher: MF   Reviewer: TD**

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2019-20 FOR THE FLORIDA CITY COMMUNITY REDEVELOPMENT AGENCY AND THE FLORIDA CITY COMMUNITY REDEVELOPMENT AREA TOTALING \$8,511,653

**ISSUE/REQUESTED ACTION**

Whether the Board should approve the Fiscal Year 2019-20 budget, totaling \$8,511,653, for the Florida City Community Redevelopment Agency and the Florida City Community Redevelopment Area.

**PROCEDURAL HISTORY**

**Prime Sponsor:** Housing, Social Services and Economic Development Committee

**Department/Requester:** Office of Management and Budget (OMB)

This item was heard at the Housing, Social Services and Economic Development Committee meeting of December 9, 2019 and forwarded to the BCC.

**ANALYSIS**

The purpose of this item is to approve the budget for Fiscal Year 2019-20 for the Florida City Community Redevelopment Agency and the Florida City Community Redevelopment Area (Area), totaling \$8,511,653. The Interlocal Agreement between the Agency and the County requires that the Agency's annual budget be approved by the Board of County Commissioners prior to the Agency expending any funds. The previous year's CRA budget was approved at the amount of \$5,913,408.

The Florida City Community Redevelopment Agency (CRA) is an urban initiative to stimulate and guide the redevelopment of the Florida City area, by creating needed infrastructure to businesses desiring to locate within the CRA. The CRA also funds streetscape projects in residential portions of the CRA, including new streets, drainage, curb and gutter, sidewalks, and landscaping. Florida City is in Commission District 9, represented by Commissioner Dennis C. Moss.

The fiscal impact to the County is \$860,612, in the form of a Tax Increment Financing (TIF) payment into the CRA's Trust Fund; the City of Florida City's TIF payment into the Trust Fund is \$1,325,116. TIF – comprised of incremental growth of ad valorem revenues beyond an established based year – is a community redevelopment agency's primary revenue source. According to the respective resolutions, the CRA and the City both adopted the 2019-20 budget of \$8,511,653 on September 10, 2019. The County will continue to make payments to the Agency through 2025, when the Agency will sunset.

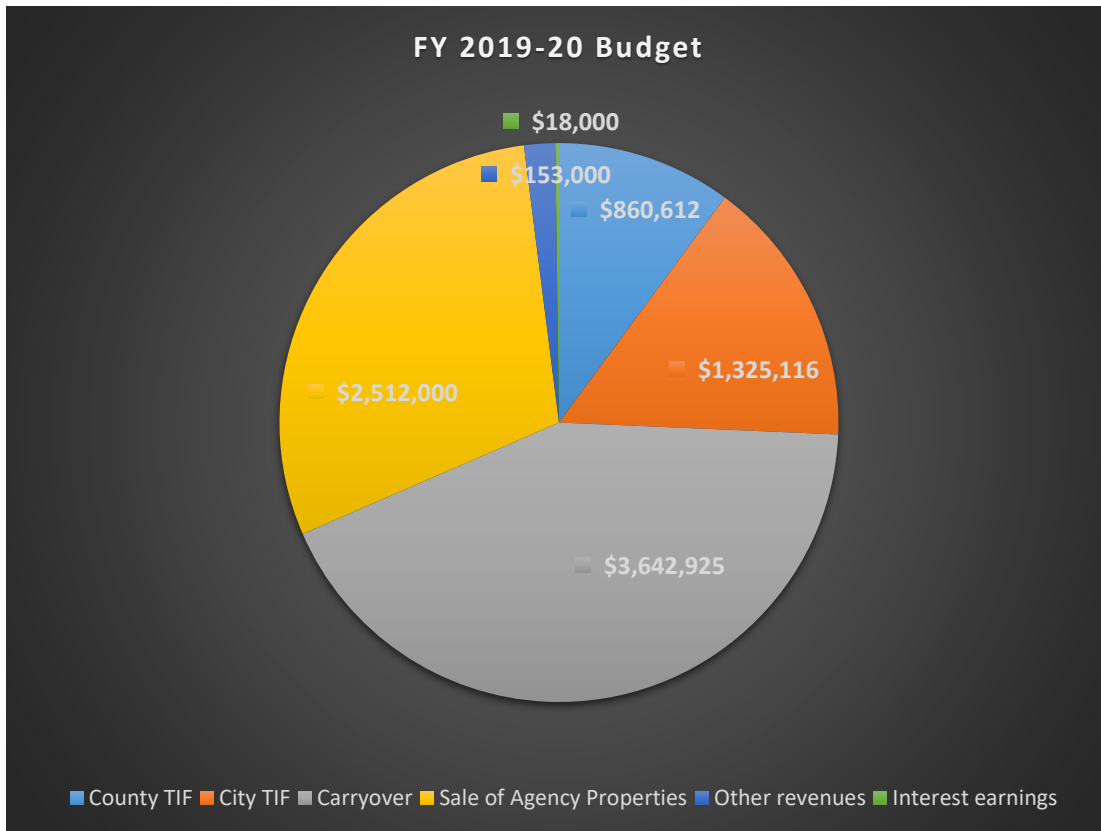
Graphic 1 below depicts the breakdown of the \$8,511.653 budget, inclusive of an emergency reserve of \$46,324.

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G3  
File No. 192839**

**Researcher: MF    Reviewer: TD**

**Graphic 1**



The administrative expenditures for FY 2019-20 amount to \$288,294 or 13% of the funds to be expended, including a 1.5% County Administrative Charge of \$12,904, in compliance with the 20% cap in administrative expenditures per the Interlocal Agreement.

The operating expenditures for FY 2019-20 total \$8,164,131. Graphic 2 below shows a breakdown of the operating expenditures with their respective projects or services.

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Research Notes**

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File No. 192839**

**Researcher: MF    Reviewer: TD**

**Graphic 2**



The largest portion of the operating expenditures - \$6,720,000 - is slated toward infrastructure improvements, such as: a streetscape project at NW 5<sup>th</sup> Avenue and NW 5<sup>th</sup> Court; a drainage streetscape project at NW 8<sup>th</sup> and 9<sup>th</sup> Avenues; and the rehabilitation of Washington Park.

Ongoing development and infrastructure projects funded during the last FY, 2018-19, included the following:

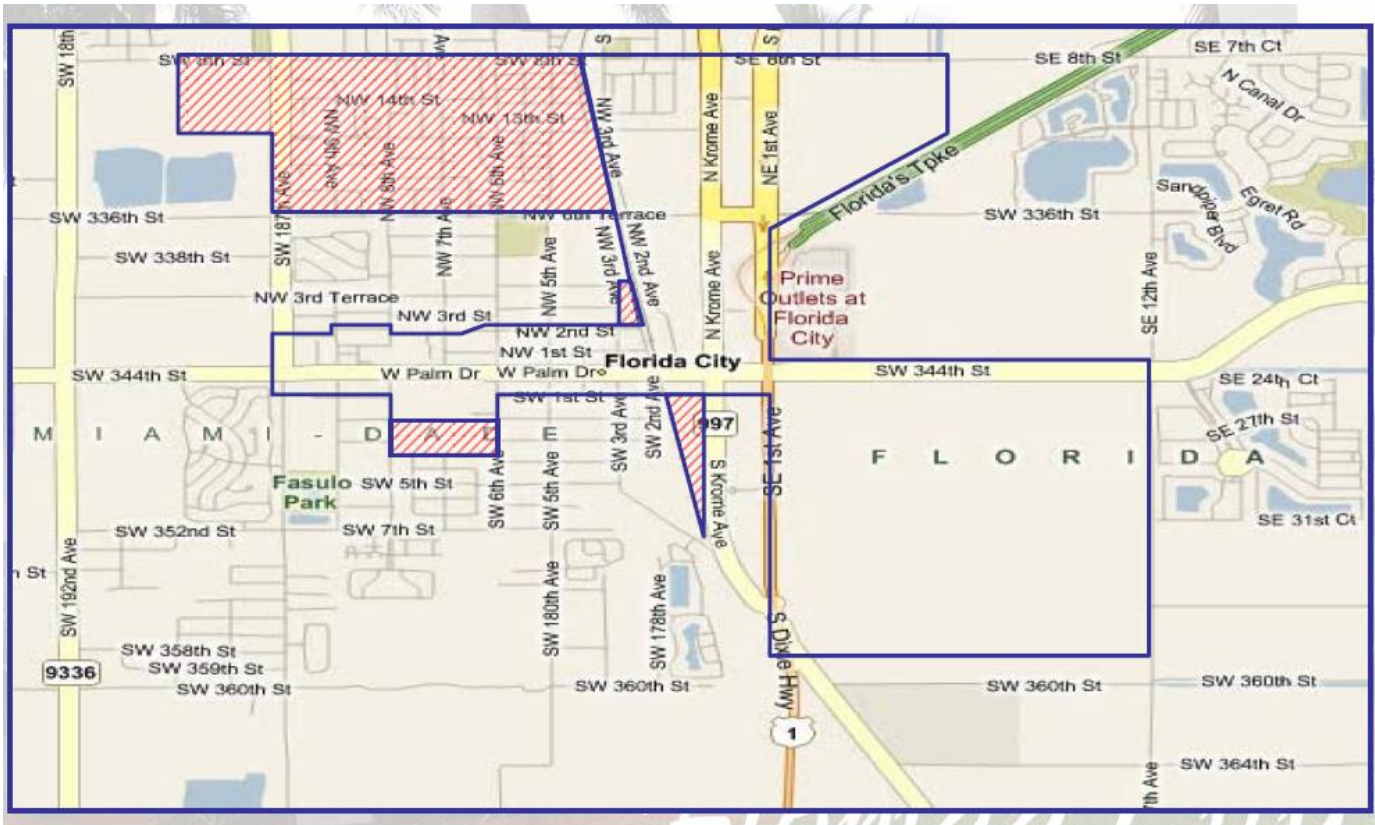
- Building repairs and improvements to the Pioneer Museum
- Streetscape project, including street paving, sidewalks, curb and gutters, drainage, and landscaping on NW 1<sup>st</sup> and NW 2<sup>nd</sup> Streets between 3<sup>rd</sup> Avenue and NW 7<sup>th</sup> Avenue
- Repair of several structures

**BCC Meeting  
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Research Notes**

**Item No. 8G3  
File No. 192839**

**Researcher: MF    Reviewer: TD**

The map below shows the boundaries of the City of Florida City Community Redevelopment Area.



**ADDITIONAL INFORMATION**

City of Florida City Community Redevelopment Agency

<http://www.floridacityfl.gov/CRA/index.php>

Municipalities operate the following CRAs, while Miami-Dade County administers and oversees them: Florida City, Homestead, Miami Beach, Midtown, North Miami, North Miami Beach, Omni, Opa-Locka, Southeast Overtown/Park West and South Miami.

<https://www.miamidade.gov/global/management/municipal-community-redevelopment-agencies.page>

The Florida City CRA will be coordinating one housing rehabilitation and repair program in FY 2019-20 with Rebuilding Together.

<https://rebuildingtogethertiimi.org/>

**APPLICABLE LEGISLATION/POLICY**

**Florida Statute Section 163.387**, governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall

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Research Notes**

**Item No. 8G3  
File No. 192839**

**Researcher: MF   Reviewer: TD**

be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

[http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.387&URL=0100-0199/0163/Sections/0163.387.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html)

**Florida Statute Section 163.371**, governs the reporting requirements of each community redevelopment agency. (1) By January 1, 2020, each community redevelopment agency shall publish on its website digital maps that depict the geographic boundaries and total acreage of the community redevelopment agency. If any change is made to the boundaries or total acreage, the agency shall post updated map files on its website within 60 days after the date such change takes effect. (2) Beginning March 31, 2020, and not later than March 31 of each year thereafter, a community redevelopment agency shall file an annual report with the county or municipality that created the agency and publish the report on the agency's website.

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0100-0199/0163/Sections/0163.371.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0163/Sections/0163.371.html)

**Florida Statute Section 189.418(5)**, governs the reports, budgets, and audits of special districts. A local governing authority may, in its discretion, review the budget or tax levy of any special district located solely within its boundaries.

<http://www.flsenate.gov/Laws/Statutes/2003/189.418>

**Resolution No. R-645-09**, adopted June 2, 2009, approved four geographic areas of Miami-Dade County, Florida located in the City of Florida City; geographic area one generally bounded by SW 328 St. to the north, SW 187 Avenue to the west, on the east by NW 4 Avenue and on the south by 336 street; geographic area two generally bounded by palm drive to the north, SW 8 Avenue to the west, SW 6 Avenue to the east and SW 3 Terrace to the south (Pineland Park); geographic area three generally bounded by palm drive to the north, SW 2 Avenue to the west, Krome Avenue to the east and SW 352 Street to the south (closed packing plant); geographic area four generally bounded by NW 4 Street to the north, SW 3 Avenue to the west, the south Dade Busway to the east and NW 2 Street to the south (busway infill) to be a slum or blighted areas; declaring rehabilitation, conservation or redevelopment, or combination thereof, of areas to be necessary in the interest of public health, safety, morals or welfare of residents of Miami-Dade County, Florida; and approving amendment to and restatement of redevelopment plan for the Florida City Community Redevelopment Agency.

<http://intra/gia/matter.asp?matter=091412&file=true&yearFolder=Y2009>

**Resolution No. R-683-09**, adopted June 2, 2009, approved a third amendment to interlocal cooperation agreement between Miami-Dade County, the City of Florida City and the Florida City Community Redevelopment Agency.

<http://intra/gia/matter.asp?matter=091426&file=true&yearFolder=Y2009>

**Resolution No. R-1010-03**, adopted August 28, 2003, approved an amendment to Florida City Community Redevelopment Plan relating to Florida City Community Redevelopment Area described generally as bounded on east by State Road 821 and City of Florida city municipal limits, on north by NW 2nd Street and Lucy Street, on west by Redland Road, and on the south by SW 1st Street and City of Florida city municipal limits; delegating to the city of Florida City the power to implement community policing innovations within the Florida City Community Redevelopment Area in accordance with the approved redevelopment plan, as may be amended from time to time; and approving the terms of and authorizing the county manager to execute second amendment to interlocal cooperation agreement between county and City of Florida City.

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G3  
File No. 192839**

**Researcher: MF   Reviewer: TD**

<http://intra/gia/matter.asp?matter=032373&file=true&yearFolder=Y2003>

**Resolution No. R-795-95**, adopted June 6, 1995, approved the Florida City Community Redevelopment Area Plan. {File not available in Legistar}.

**Ordinance No. 95-108**, adopted June 20, 1995, created the redevelopment of Florida City Community Redevelopment. {File not available in Legistar}.

**Ordinance No. 97-132**, adopted July 22, 1997, approved an amendment to Florida City Community Redevelopment Plan relating to redevelopment of Florida City Community Redevelopment Area lying in township 57 south, range 39 east, sections 19 and 30 and township 57 south, range 38 east, sections 24 and 25, Dade County, Florida, described generally as bounded by Redland Road on the west, NW 2nd Street and Lucy Street on the north, SR 821 and City of Florida City municipal limits on the east, and SW 1st Street and Florida City municipal limits on the south; delegating sovereign power of eminent domain within parameters pursuant to section 163.375 Florida statutes (1995) to Florida city and to Florida City Community Redevelopment Agency; approving and authorizing county manager to execute amendment to interlocal cooperation agreement between county and Florida City.

<http://intra/gia/matter.asp?matter=972138&file=false&yearFolder=Y1997>

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G4  
File No. 192840**

**Researcher: MF   Reviewer: TD**

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2019-20 FOR THE HOMESTEAD COMMUNITY REDEVELOPMENT AGENCY AND THE HOMESTEAD COMMUNITY REDEVELOPMENT AREA TOTALING \$3,711,604

**ISSUE/REQUESTED ACTION**

Whether the Board should approve the Fiscal Year 2019-20 budget (totaling \$3,711,604) for the Homestead Community Redevelopment Agency and the Homestead Community Redevelopment Area.

**PROCEDURAL HISTORY**

**Prime Sponsor:** Housing, Social Services and Economic Development Committee

**Department/Requester:** Office of Management and Budget (OMB)

This item was heard at the Housing, Social Services and Economic Development Committee meeting of December 9, 2019 and forwarded to the BCC.

**ANALYSIS**

The purpose of this item is to approve the budget for Fiscal Year 2019-20 for the Homestead Community Redevelopment Agency (Agency) and the Homestead Community Redevelopment Area (Area), totaling \$3,711,604. The Interlocal Agreement between the Agency and the County requires that the Agency's annual budget be approved by the Board of County Commissioners prior to the Agency expending any funds. The previous year's CRA budget was approved at the amount of \$3,691,135.

The Homestead Community Redevelopment Agency (CRA) is an urban initiative to stimulate and guide the redevelopment of the Homestead area, combat neighborhood deterioration and eliminate economic blight. For the last fiscal year, the focus was on three major Downtown projects: Homestead Station, a multimodal transit center; Losner Park, renovating a pocket park; and the Homestead Cybrarium, a futuristic library that combines technology with traditional library services. The City of Homestead is in Commission Districts 8 and 9, represented by Commissioner Daniella Levine Cava and Commissioner Dennis C. Moss, respectively.

The fiscal impact to the County is \$1,383,820, in the form of a Tax Increment Financing (TIF) payment into the Agency's Trust Fund; the City of Homestead's TIF payment into the Trust Fund is \$1,757,814. TIF – comprised of incremental growth of ad valorem revenues beyond an established based year – is a community redevelopment agency's primary revenue source. The Interlocal Agreement does not require the Agency to submit an annual budget for County approval; notwithstanding, the agreement does require Board approval prior to the funds being expended. The County will continue to make payments to the Agency through 2024, when the Agency will sunset.

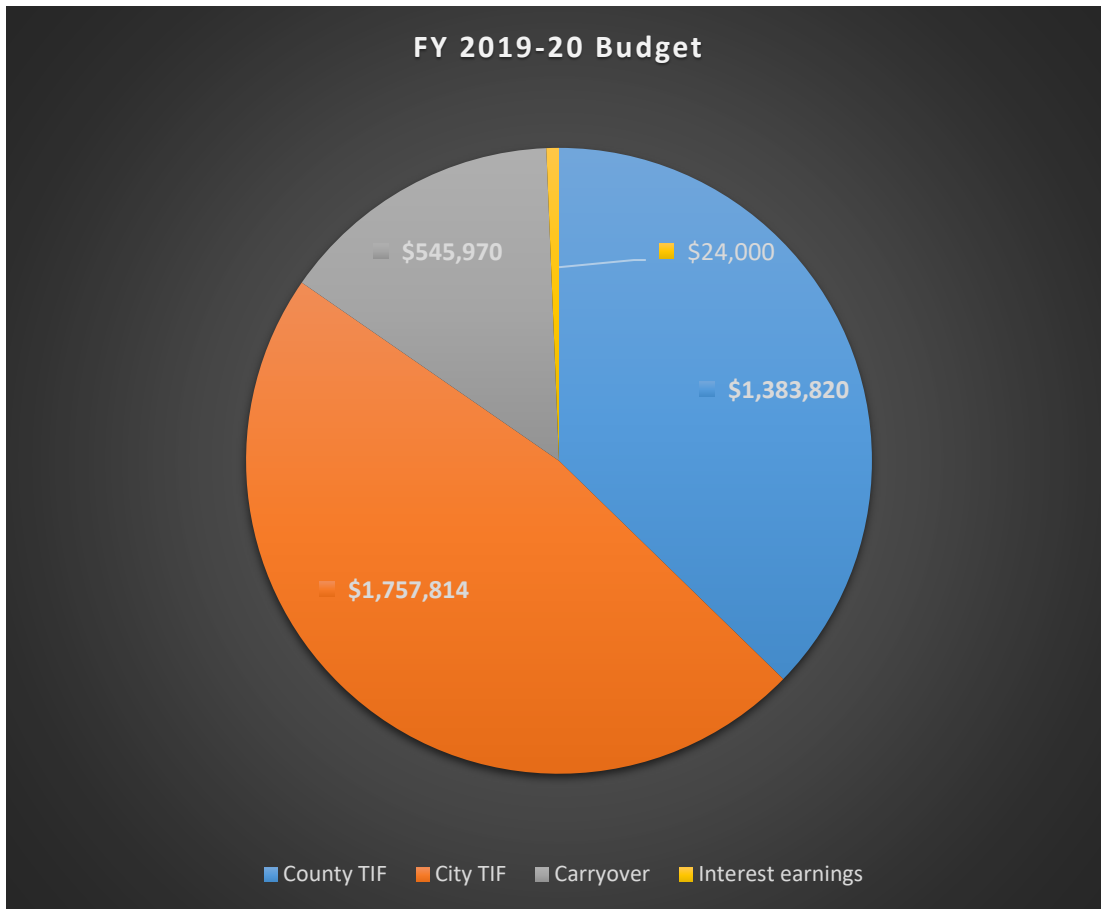
Graphic 1 below depicts the breakdown of the \$3,711,604 budget including the percentage allocations from each funding source. The proposed FY 2019-20 budget amount is inclusive of a contingency reserve of \$16,976.

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G4  
File No. 192840**

**Researcher: MF   Reviewer: TD**

Graphic 1



The administrative expenditures for FY 2019-20 amount to \$604,188 or 16% of the funds to be expended, including a 1.5% County Administrative Charge of \$20,757, in compliance with the 20% cap in administrative expenditures by the Interlocal Agreement.

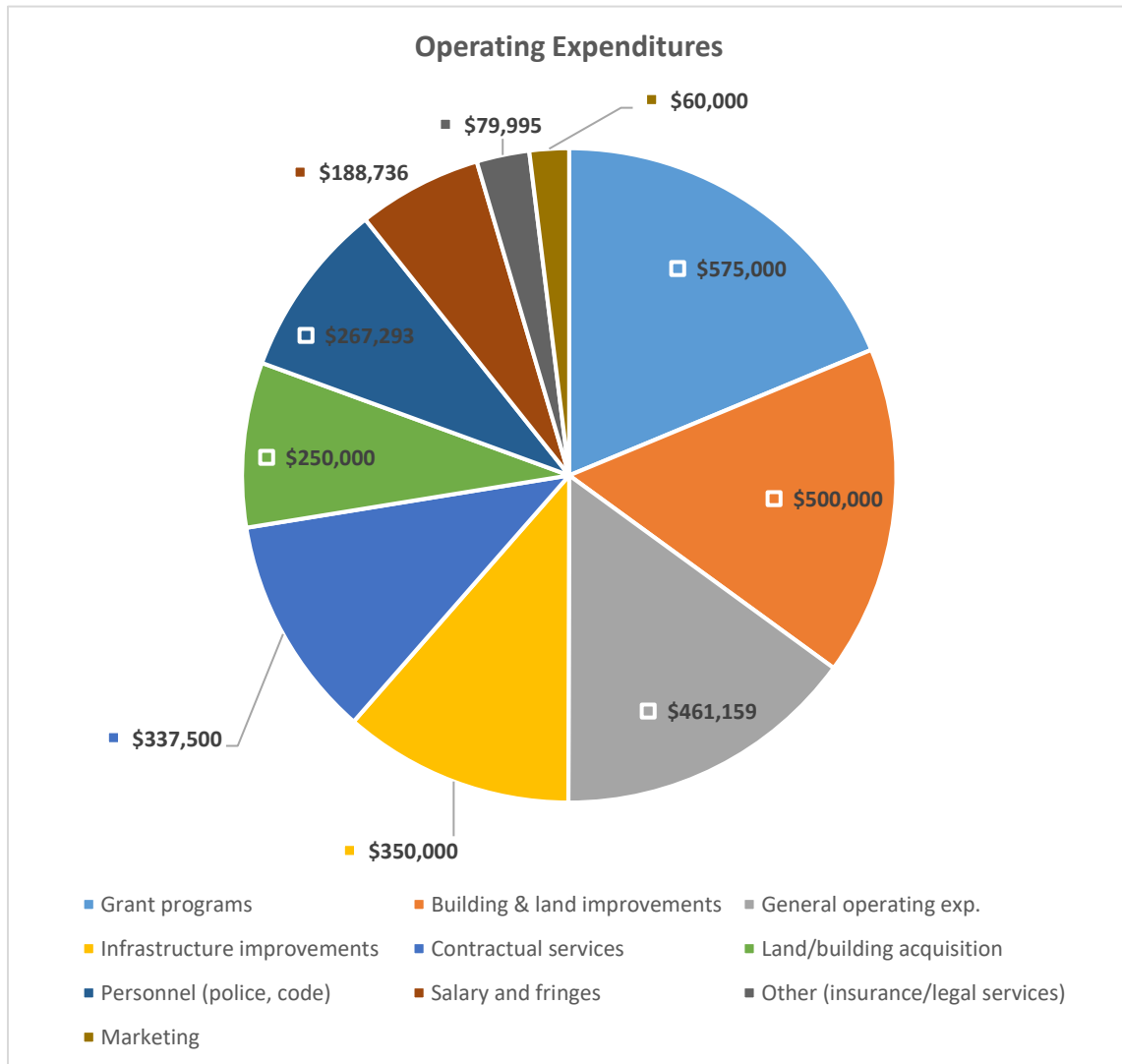
The operating expenditures for FY 2019-20 total \$3,069,683, with the largest portion of operating expenditures designated for land and building acquisition. Graphic 2 below shows a breakdown of the operating expenditures with their respective projects or services.

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G4  
File No. 192840**

**Researcher: MF    Reviewer: TD**

**Graphic 2**

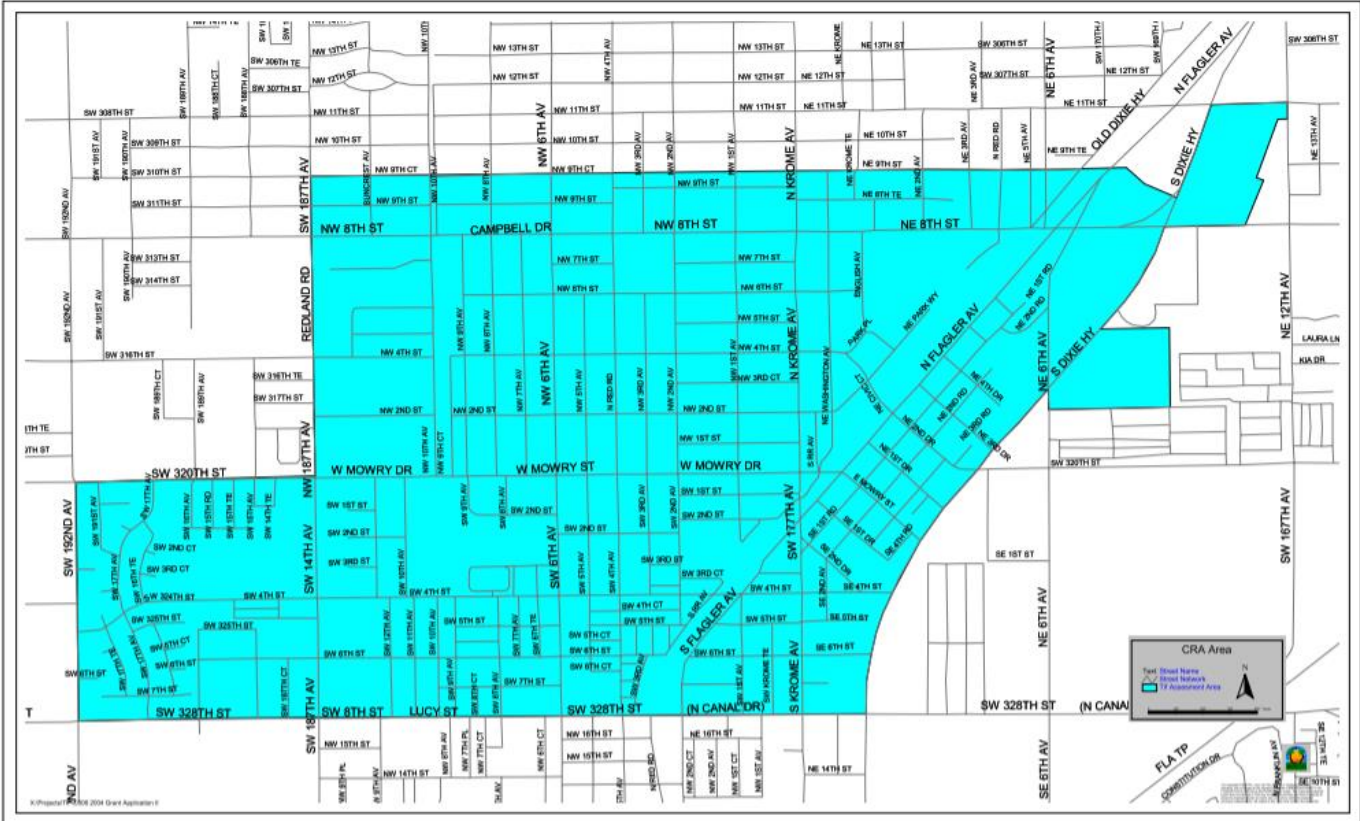


**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G4  
File No. 192840**

**Researcher: MF    Reviewer: TD**

The map below shows the boundaries of the Homestead Community Redevelopment Area.



**ADDITIONAL INFORMATION**

Homestead Community Redevelopment Agency  
<https://www.cityofhomestead.com/137/CRA-Plan>

**APPLICABLE LEGISLATION/POLICY**

**Florida Statute Section 163.387**, governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

[http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App\\_mode=Display\\_Statute&Search\\_String=163.387&URL=0100-0199/0163/Sections/0163.387.html](http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html)

**Florida Statute Section 163.371**, governs the reporting requirements of each community redevelopment agency. (1) By January 1, 2020, each community redevelopment agency shall publish on its website digital maps that depict the geographic boundaries and total acreage of the community redevelopment agency. If any change is made to the boundaries or total acreage, the agency shall post updated map files on its website within 60 days after the date such change takes effect. (2) Beginning March 31, 2020, and not later than March 31 of each year thereafter, a community

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. 8G4  
File No. 192840**

**Researcher: MF   Reviewer: TD**

redevelopment agency shall file an annual report with the county or municipality that created the agency and publish the report on the agency's website.

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0100-0199/0163/Sections/0163.371.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0163/Sections/0163.371.html)

**Florida Statute Section 189.418(5)**, governs the reports, budgets, and audits of special districts. A local governing authority may, in its discretion, review the budget or tax levy of any special district located solely within its boundaries. <http://www.flsenate.gov/Laws/Statutes/2003/189.418>

**Resolution No. R-253-19**, adopted March 25, 2019, approved the budget for Fiscal Year 2018-19 for the Homestead Community Redevelopment Agency and the Homestead Community Redevelopment Area totaling \$3,691,135. <http://www.miamidade.gov/govaction/matter.asp?matter=190058&file=true&fileAnalysis=true&yearFolder=Y2019>

**Resolution No. R-288-93**, adopted March 2, 1993, made findings related to community redevelopment in the cities of Homestead and Florida City, and approved community redevelopment activities in those cities following Hurricane Andrew in August 1992. {File not available in Legistar}.

**Resolution No. R-915-94**, adopted June 9, 1994, adopted the City of Homestead Redevelopment Plan regarding certain geographic area within the City and affirming certain powers to the City Council of the City of Homestead. {File not available in Legistar}.

**Ordinance No. 94-125**, adopted June 21, 1994, established the City of Homestead Redevelopment Trust Fund, providing for the appropriation of County funding and other terms and conditions relating to the Homestead Community Redevelopment Area. {File not available in Legistar}.

**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 11A3  
File No. 192767**

**Researcher: CB    Reviewer: TD**

RESOLUTION WAIVING RESIDENCY REQUIREMENTS OF SECTION 2-11.38 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, BY A TWO-THIRDS VOTE OF THE BOARD'S MEMBERSHIP AND APPOINTING JEFF LOZAMA TO THE COMMUNITY SMALL BUSINESS ENTERPRISE ADVISORY BOARD FOR A TWO-YEAR TERM

**ISSUE/REQUESTED ACTION**

N/A

**PROCEDURAL HISTORY**

**Prime Sponsor: Commissioner Barbara J. Jordan, District 1.  
Department/Requester:**

**ANALYSIS**

OCA completed the required background research on "Jeff Lozama" noting no adverse findings.

OCA has verified that "Jeff Lozama" is living.

**APPLICABLE LEGISLATION**

**Resolution No. R-636-14, adopted on July 1, 2014**, requires the Office of the Commission Auditor (OCA) to complete background research on applicants being considered to serve on County Boards and Trusts that require nominations and/or appointments by the Board of County Commissioners (BCC).

**BCC Meeting: January 22, 2020  
Research Notes**

**Item No. 15C1  
File No. 193117**

**Researcher: CB    Reviewer: TD**

APPOINTMENT OF YVONNE CAMPBELL TO THE KENDALE LAKES LANDSCAPE MAINTENANCE  
SPECIAL TAXING DISTRICT ADVISORY BOARD

**ISSUE/REQUESTED ACTION**

N/A

**PROCEDURAL HISTORY**

**Prime Sponsor:**

**Department/Requester: Clerk of The Board**

**ANALYSIS**

OCA completed the required background research on “Yvonne Campbell” noting no adverse findings.

OCA has verified that “Yvonne Campbell” is living.

**APPLICABLE LEGISLATION**

**Resolution No. R-636-14, adopted on July 1, 2014**, requires the Office of the Commission Auditor (OCA) to complete background research on applicants being considered to serve on County Boards and Trusts that require nominations and/or appointments by the Board of County Commissioners (BCC).

## WAIVED ITEMS

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. TBA  
File No. 192816**

**Researcher: MF   Reviewer: PGE**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AWARD UP TO \$23,259,999 IN DOCUMENTARY STAMP SURTAX AND STATE HOUSING INITIATIVES PARTNERSHIP FUNDS FOR PURPOSES OF DEVELOPING AFFORDABLE MULTI-FAMILY RENTAL HOUSING AND PROVIDING HOMEBUYER EDUCATION AND COUNSELING SERVICES; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS, SHELL CONTRACTS, LOAN DOCUMENTS AND OTHER TRANSACTIONAL DOCUMENTS NECESSARY TO ACCOMPLISH THE PURPOSES SET FORTH HEREIN, TO SUBORDINATE AND/OR MODIFY THE TERMS OF CONTRACTS, AGREEMENTS, AMENDMENTS AND LOAN DOCUMENTS, AND TO EXERCISE TERMINATION, WAIVER, ACCELERATION AND OTHER PROVISIONS

**ISSUE/REQUESTED ACTION**

Whether the Board should authorize an award of up to \$23,259,999 in Fiscal Year 2019 Documentary Stamp Surtax and State Housing Initiatives Partnership (SHIP) funds to develop affordable multi-family rental housing and provide homebuyer education and counseling services.

**PROCEDURAL HISTORY**

**Prime Sponsor:** Housing, Social Services and Economic Development Committee

**Department/Requester:** Public Housing and Community Development (PHCD) Department

This item was heard at the Housing and Social Services and Economic Development Committee meeting of January 13, 2020 and waived to the BCC meeting of January 22, 2020. At the committee meeting, Commissioner Joe A. Martinez, who represents District 11, inquired about surtax funds and the reasons why his district had only received \$800,000 in assistance in six years. PHCD Director Michael Liu stated he would review the matter and get back with Mr. Martinez. Mr. Liu then asked the committee to waive the item.

**ANALYSIS**

The purpose of this item is for the Board to approve an award for a maximum amount of \$23,259,999 in Documentary Stamp Surtax Program and SHIP funds in order to develop affordable housing countywide in the form of multi-family rental units, innovations, public housing, workforce, elderly, and small developments and to provide homebuyer education and counseling services. Innovations is a new set-aside category for novel ideas for building affordable housing, such as new technologies or non-traditional development spaces, incentivizing applicants to provide a broad range of solutions to provide more housing stock.

The mayoral memorandum indicates that this award will not have a negative fiscal impact on the County's General Fund. A total of \$23,259,999 will be awarded across the two funding categories – housing developments (\$22,059,999) and homebuyer education and counseling services (\$1,200,000). The Surtax and SHIP funds in the FY 2019 RFA are targeted for projects that require gap financing for developments.

The specific breakdown under the housing development category is as follows: (a) \$8,875,000 for multi-family rental; (b) \$3,600,000 for workforce developments; (c) \$2,299,999 for small developments; (d) \$5,285,000 for elderly housing; and (e) \$2,000,000 for innovations. The biggest funding recommendation is to Cornerstone Group Partners LLC for \$4,500,000 to support a 180-unit multi-family project in Commission District 9.

**BCC Meeting  
January 22, 2020  
Research Notes**

**Item No. TBA  
File No. 192816**

**Researcher: MF   Reviewer: PGE**

For this RFA, PHCD solicited comments from the public through two Developer's Roundtable meetings that were held on March 26, 2019 and July 17, 2019. The RFA was then issued on July 22, 2019, with applications due by August 22, 2019. A total of 24 applications were received. The item is silent regarding the reason for the delay in the item traveling to the BCC.

The proposals that met threshold requirements were reviewed and scored by the Evaluation/Selection Committee, and technical assistance was made available to the Committee by both PHCD and AmeriNat, a credit underwriting firm used by the County. A total of 17 agencies are recommended for funding (11 agencies for housing development projects and six agencies for homebuyer education and counseling services). Seven proposing agencies failed to meet the RFA's threshold criteria. The proposed projects fall into various Commission districts.

Pursuant to Ordinance No. 07-18, which is codified at Sections 29-7G and H of the County Code, no allocation of documentary surtax money shall be made except as part of a competitive RFA procedure. With this codification, the Board established a process whereby agencies seeking to utilize documentary surtax funds were required to undergo a competitive RFA process for allocation of such funds, including obtaining community input, and for County staff to conduct a systematic review of the applications. With the 2007 ordinance's adoption, the County established several competitive processes to award funds, leases, development rights, and other benefits and rights to developers producing affordable housing.

After the adoption of Ordinance No. 07-18, the County implemented alternative competitive processes whereby developers undergo an arduous competitive process for the right to lease and develop County-owned land; however, because such developers did not go through the RFA process for surtax funds – the project, as the Code stands, cannot be awarded surtax money. The financial constraints can then lead to delays in projects and in some cases the projects may not move forward entirely.

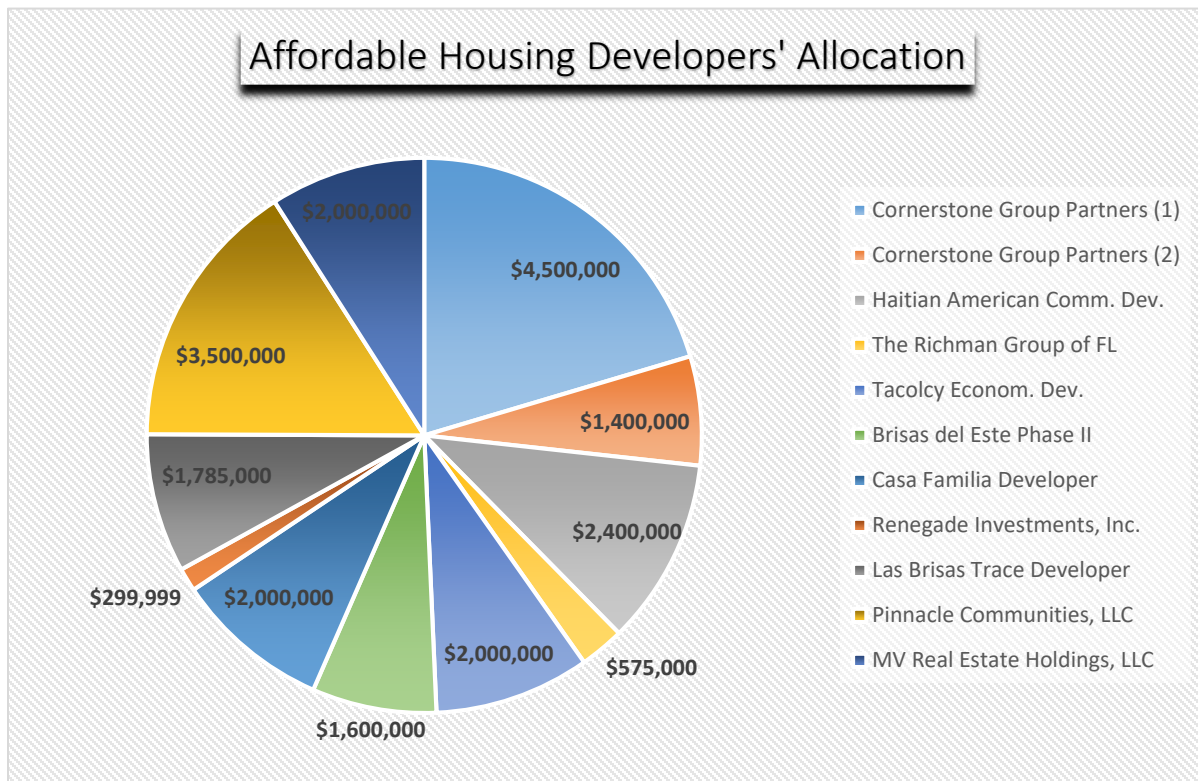
Graphic 1 illustrates the 11 entities selected to build multi-family affordable housing with the respective funding amounts, totaling \$22,059,999. Note: Company/entity names have been shortened for brevity.

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**Graphic 1**



The six entities selected to provide homebuyer education and counseling services are bulleted below. Each entity was awarded \$200,000 in funding, totaling \$1,200,000.

- NID-HCA
- Trinity Empowerment Consortium
- Centro Campesino Farmworker Center
- Neighborhood Housing Services of South Florida
- Cuban American National Council
- Housing Foundation of America

OCA conducted due diligence on January 8, 2020 pertaining the entities (with their legal name) being recommended for award (for both affordable housing developers and the selected firms for homebuyer education and counseling services); the results are shown below.

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<b>Awarded Entities</b>	<b>Corporate Registration</b>	<b>Tax Collectors Office</b>	<b>Florida DBPR</b>	<b>Westlaw</b>
Solimar Associates, Ltd.	Florida Limited Liability Company  Active  Principal Address: 2100 Hollywood Blvd. Hollywood, FL 33020  Filed: October 17, 2018	No account on file	No account on file	No relevant cases
Sunset Pointe II Associates, Ltd.	No account on file	No account on file	No account on file	No cases on file
Little Haiti Housing Association	Florida Not For Profit Corporation  Active  Principal Address: 181 NE 82 St. Miami, FL  Filed: March 11, 1987	Business Address: 181 NE 82 St. Miami, FL  Status: Paid and Current	Active  Licensed for: Construction Business Information; Developer	No relevant cases
Lucida Apartments, Ltd.	Florida Limited Partnership Active  Principal Address: 477 S. Rosemary Ave. #301 West Palm Beach, FL  Filed: December 3, 1993	Business Address: 15800 NW 77 Ct. Miami Lakes, FL 33016  Status: Paid and Current	No account on file	No cases on file
Tacolcy Edison Gardens, LLC	Florida Limited Liability Company  Active  Principal Address: 675 NW 56 St. Bldg. C Miami, FL  Filed: August 30, 2017	No account on file	No account on file	No cases on file

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Brisas del Este Phase II Developer, LLC	Florida Limited Liability Company  Active  Principal Address: 315 S. Biscayne Blvd. 4 <sup>th</sup> Floor Miami, FL  Filed: October 8, 2018	No account on file	No account on file	No cases on file
The Village of Casa Familia, Ltd.	Florida Limited Partnership  Active  Principal Address: 161 NW 6 St. #1020 Miami, FL 33136  Filed: April 11, 2018	No account on file	No account on file	No cases on file
Veranda Holdings, LLC	Florida Profit Corporation  Active  Principal Address: 305 Alcazar Ave. #3 Coral Gables, FL  Filed: April 12, 2017	Status: Paid and Current  Business Address: 305 Alcazar Ave. #3 Coral Gables, FL	No account on file	No relevant cases
Las Brisas Trace LP	Florida Limited Liability Company  Active  Principal Address: 1580 Sawgrass Corporate Parkway #100 Fort Lauderdale, FL  Filed: October 23, 2018	No account on file	No account on file	No cases on file
Cannery Row at Redlands Crossing, LLP	Florida Limited Partnership  Active	Business Address: Not listed  Status: Paid and Current	No account on file	No cases on file

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	Principal Address: 19308 SW 380 St. Florida City, FL  Filed: October 18, 2018				
Ludlam Trail Towers, LLC	Florida Limited Liability Company  Active  Principal Address: 123 SW No. River Dr. Miami, FL  Filed: May 31, 2019	No account on file	No account on file	No cases on file	
NID-HCA	No account on file	No account on file	No account on file	No cases on file	
Trinity Empowerment Consortium, Inc.	Florida Not For Profit Corporation  Active  Principal Address: 11885 SW 216 St. #A Miami, FL  Filed: February 26, 2002	Status: Paid and Current  Business Address: 11885 SW 216 St. #A Miami, FL	No account on file	No cases on file	
Centro Campesino Farmworker Center	Florida Not For Profit Corporation  Active  Principal Address: 35801 SW 186 Ave. Florida City, FL  Filed: September 21, 1972	Status: Paid and Current  Business Address: 35801 SW 186 Ave. Florida City, FL	Active  Licensed for: Certified General Contractor; Construction Business Information; Construction Financial Officer	No relevant cases	
Neighborhood Housing Services of South Florida	Florida Not For Profit Corporation  Active  Principal Address: 300 NW 12 Ave. Miami, FL  Filed: April 21, 1978	Status: Paid and Current  Business Address: 300 NW 12 Ave. Miami, FL	No account on file	No relevant cases	

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Cuban American National Council, Inc.	Foreign Not For Profit Corporation  Active  Principal Address: 1223 SW 4 St. Miami, FL  Filed: May 27, 1977	Status: Paid and Current  Business Address: 1223 SW 4 St. Miami, FL	No account on file	No relevant cases
Housing Foundation of America, Inc.	Florida Not For Profit Corporation  Active  Principal Address: 2400 N. University Dr. #200 Pembroke Pines, FL  Filed: October 17, 2005	Status: Paid and Current  Business Address: 16201 SW 95 Ave. #214 Miami, FL	No account on file	No cases on file

**ADDITIONAL INFORMATION**

According to the PHCD website, the following are examples of some of the ways the County has used funds since the inception of the Documentary Stamp Surtax Program. <https://www.miamidade.gov/housing/library/brochures/surtax.pdf>

- There have been 7,128 low-to-medium income families with low interest second mortgages, allowing them to become first-time homeowners;
- The County has offered homebuyer counseling to keep the mortgage default rate to less than 1.1% among surtax program participants;
- Low-cost construction financing has allowed the County to partner with not-for-profit and for-profit affordable housing developers to produce more than 15,000 affordable multi-family rental units; and
- At least 50% of surtax funds have benefited low-income families.

**DEPARTMENTAL INPUT**

OCA requested the following information from PHCD on January 10, 2020. As of January 15, 2020, OCA had not received a response.

- Provide the reason for the delay in getting this item to the agenda given that the RFA was issued in July and applications were due in August 2019.

**APPLICABLE LEGISLATION/POLICY**

**Section 29-7 of the Miami-Dade County Code** (Documentary Stamps) applies to legislative findings, authority and intent and was enacted pursuant to the provisions of Chapter 83-220, Florida Statutes and the Miami-Dade County Home Rule Charter. Through Section 29-7, the Board declares that there is great and urgent need in this community for the construction and rehabilitation of all types of affordable housing. The Board further finds that the documentary surtax program has been widely successful in meeting this need and should continue to fund the construction and rehabilitation

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of housing for low- and moderate-income families through the provision of second mortgages, construction loans and other programs.

<https://www.miamidade.gov/global/housing/surtax.page>

**Ordinance No. 07-18**, adopted February 8, 2007, amended Miami-Dade County Code Section 29-7 pertaining to documentary surtax.

<http://intra/gia/matter.asp?matter=070890&file=true&yearFolder=Y2007>

**Resolution No. R-630-13**, adopted July 16, 2013, required detailed project budget, sources and uses statement, certifications as the past defaults on agreements with non-county funding sources, and due diligence check prior to the County Mayor or County Mayor's designee recommending a commitment of county funds to social services, economic development, community development, and affordable housing agencies and providers, requiring certain terms to be included in contracts.

<http://intra/gia/matter.asp?matter=131512&file=false&yearFolder=Y2013>