	•		r 7	
Approved		Mayor	Amended	
Veto			Special Ite	em No. 3
Override			7-20-04	OFFICIAL FILE GUPP
				OF COUNTY COMMISSIONE
	Ri	ESOLUTION NO.	R-914-04	DADE COUNTY, FLORIDA

RESOLUTION PROVIDING FOR HOLDING OF GENERAL OBLIGATION BOND SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, ON NOVEMBER 2, 2004 WITH RESPECT TO AUTHORIZATION OF NOT EXCEEDING \$352,182,000 GENERAL OBLIGATION BONDS OF SAID COUNTY TO CONSTRUCT AND IMPROVE BRIDGES, PUBLIC INFRASTRUCTURE, AND NEIGHBORHOOD IMPROVEMENTS

WHEREAS, the Board of County Commissioners of Miami-Dade County, Florida (the "Board") finds it necessary and appropriate and in the best interest of the County to hold a special election to authorize the issuance of General Obligation Bonds (the "Bonds") of Miami-Dade County in an amount not to exceed \$352,182,000, as needed, in series from time to time, which Bonds will be secured by the full faith and credit of the County; and

WHEREAS, proceeds from such Bonds will be used for various, unfunded capital projects that have been identified and delineated in Appendix A, attached to this Resolution; and

WHEREAS, issuing such Bonds will stimulate the County economy and provide employment; and

WHEREAS, upon approval by the electors of the County to issue the Bonds, the Board will enact Bond ordinances authorizing the issuance of the Bonds so approved; and

WHEREAS, the Board intends, to the extent possible, that the debt service millage required to pay the debt service on the Bonds shall not exceed the current debt service millage in any year while the Bonds are outstanding and the total principal amount of the Bonds has been fixed with that intention in mind,

Amended Special Item No. 3 Page No. 2

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

Section 1. The preamble to this Resolution and the County Manager's memorandum accompanying this Resolution are approved and incorporated by reference in this Resolution.

Section 2. A General Obligation Bond Special Election shall be held on Tuesday, November 2, 2004, for the purpose of submitting to the qualified electors of the County the questions stated in the Notice of General Obligation Bond Special Election set forth below in Section 3 of this Resolution.

Section 3. Notice of said General Obligation Bond Special Election shall be published in The Miami Herald, a newspaper of general circulation in Miami-Dade County, Florida, at least twice, once in the fifth week and once in the third week prior to the week in which the election is to be held, the date of first publication in said newspaper to be at least thirty days before said election, which notice shall be substantially in the following form:

NOTICE OF GENERAL OBLIGATION BOND SPECIAL ELECTION BUILDING BETTER COMMUNITIES

To be Held On

TUESDAY, NOVEMBER 2, 2004
MIAMI-DADE COUNTY, FLORIDA

A General Obligation Bond Special Election will be held on Tuesday, November 2, 2004, for the purpose of submitting to the qualified electors of Miami-Dade County, Florida, the following question:

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TO:

FROM:

Honorable Chairperson Barbara Carey Shuler, Ed. D.

and Members, Board of County Commissioners

DATE:

July 20, 2004

George M. Burgess

County Manager

**SUBJECT:** 

Resolution Approving a

Special Election for the

**Building Better** Communities Bond

Program - To Construct and Improve Bridges, Public Infrastructure and

Neighborhood **Improvements** 

R#914-04

### **RECOMMENDATION**

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the placement of the Building Better Communities General Obligation Bond Program (Program) ballot question authorizing funding for projects to construct and improve bridges, public infrastructure and neighborhood improvements on the November 2, 2004, ballot. If approved by the Board and the voters, the referendum will allow the County to construct and improve bridges, bikeways, sidewalks and other neighborhood improvements including those providing Americans with Disabilities Act (ADA) accessibility, as well as provide for an Economic Development Fund (see Appendix A). This resolution will allow the County to issue General Obligation Bonds in an amount not to exceed \$352.182 million over a multi-year period to fund improvements to the County's infrastructure and address a number of quality of life issues in our community. Legislation establishing the administration of the Economic Development Capital Improvement Fund, creating interlocal agreements with the municipalities and establishing a Program Advisory Committee will be forwarded to the Board upon approval of the program by the electorate. Individual debt issuances will also be subsequently forwarded for Board approval.

### **BACKGROUND**

The recommended Program will provide the County with the capability of responding to the community's longstanding unfunded capital infrastructure needs in a comprehensive manner. The attached recommended list of projects provides a multi-faceted approach which addresses the need for facilities and infrastructure as well as economic development concerns. Since our Community Small Business Enterprise and Community Workforce regulations will apply to the Building Better Communities projects, it is anticipated that the Program will contribute to our economy by generating a large number of jobs as well as many new and meaningful business development and training opportunities in our local community.

Honorable Chairperson Barbara Carey Shuler, Ed. D. and Members, Board of County Commissioners
Page 2

A comprehensive report detailing our efforts to assemble a balanced Building Better Communities Program is presented under separate cover. The attached resolution and corresponding project recommendations further refine the proposed Program by incorporating the Board's input from the June 24, 2004 General Obligation Bond Workshop as well as subsequent individual follow-up meetings with Board members.

We have a unique opportunity to move forward with this Program at this time. Existing debt from the Decade of Progress Bond Program, the Criminal Justice Bond Program and the Safe Neighborhood Parks Bond Program is being retired allowing capacity for future bond issuances while maintaining a flat millage rate for debt service. Finally, placement of the ballot question on an already scheduled General Election allows us to avoid incurring the considerable costs that would be associated with a separate election.

Therefore, it is respectfully requested that the Board approve the attached resolution and allow the electorate to vote on critical capital improvement issues impacting the future of Miami-Dade County.

Assistant County Manager

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### BUILDING BETTER COMMUNITIES CONSTRUCT AND IMPROVE BRIDGES, PUBLIC INFRASTRUCTURE, AND NEIGHBORHOOD IMPROVEMENTS

To construct and improve walkways, bikeways, bridges and access to the Seaport, and other municipal and neighborhood infrastructure improvements to enhance quality of life, described in Resolution No. 914-04, adopted July 20, 2004, shall Miami-Dade County issue General Obligation Bonds to pay cost of such projects in a principal amount not exceeding \$352,182,000, bearing interest not exceeding maximum legal rate, payable from ad valorem taxes?

	_FOR BONDS
-	_AGAINST BONDS

The polls at said election will be open from 7:00 o'clock A.M. until 7:00 P.M. of the same day. All qualified electors of the County shall be entitled to vote at said special election.

Said General Obligation Bond Special Election will be held at the established polling places in the several precincts, respectively, in the County as established for County-wide general elections.

Miami-Dade County shall be authorized to issue the bonds covered by the question hereinabove set forth if such issuance as to such question shall have been approved by vote of a majority of the qualified electors of Miami-Dade County voting thereon.

By order of the Board of County Commissioners of Miami-Dade County, Florida.

Clerk of the Board of County Commissioners of Miami-Dade County, Florida

Section 4. Touch Screen Voting Machines shall be used at such special election, and the ballot question shall appear in substantially the form set forth in the Notice of General Obligation Bond Special Election in Section 3 of this Resolution.

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Amended Special Item No. 3 Page No. 4

Section 5. The question shall appear on the touch screens ballot as a separate question. Those qualified electors desiring to approve the issuance of bonds shall be instructed to vote "FOR BONDS". Those qualified electors desiring to disapprove the issuance of bonds shall be instructed to vote "AGAINST BONDS".

Section 6. Absentee paper ballots may be used by qualified electors of the County for voting on the question at said election. The form of such absentee ballot shall be in accordance with the requirements prescribed by the general election laws, and shall have printed thereon the question hereinabove set forth, with proper place for voting either "FOR BONDS" or "AGAINST BONDS" following the statement of the question aforesaid.

Section 7. A sample ballot showing the manner in which the question aforesaid shall appear on the touch screen ballot at this special election shall be published and provided in accordance with the applicable provisions of the general election laws.

Section 8. This special election on the question aforesaid shall be held and conducted in accordance with the applicable provisions of the general laws relating to special elections and the provisions of the Miami-Dade County Home Rule Charter. The County Manager, the Finance Director, the Supervisor of Elections and the Clerk of the County Commission are hereby authorized and directed to take all appropriate actions necessary to carry into effect and accomplish the provisions of this Resolution. This special election shall be a nonpartisan election. Inspectors and clerks to serve as election officials in connection with this special election shall be appointed in accordance with the provisions of the general election laws.

Section 9. This special election shall be canvassed by the County Canvassing Board as provided under the election laws of this State, in accordance with the provisions of Section 2.07 of the Home Rule Charter.

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Section 10. All proceeds of the sale of the Bonds shall be delivered to the Finance Director of the County who shall deposit those proceeds in appropriate construction fund trust accounts, not to be commingled with other funds of the County, to be disbursed solely for the purposes set forth in this Resolution. The County, itself or through independent auditors, shall have the right at all times to audit the books and records of all beneficiaries who receive proceeds from the sale of the Bonds.

Some projects listed in Appendix A of this Resolution may be the subject of contractual agreements between the County and the external agencies receiving the Bond proceeds to pay the cost of such projects. Such agreements shall provide the terms and conditions for the County to release Bond proceeds to the agency and such other requirements as the County shall deem appropriate. In the event that an agency fails, without adequate reason, to commence acquisition, planning, design or construction of a project within six (6) months of the receipt of County approval to proceed with such project, the County shall have the option of reallocating the Bond proceeds earmarked for such project to any other projects listed in Appendix A falling within the same ballot category.

All additions, deletions and significant modifications to individual projects or to Appendix

A shall require a majority vote of the Board after public hearing.

Section 11. Bond proceeds in an amount not to exceed 3% of the principal amount of the Bonds shall be used to pay administrative expenses associated with managing the Bond program. The Finance Director will deposit these funds in a separate Bond Administrative Expense Fund.

Section 12. The Bonds are part of an overall Bond Program pursuant to which the County is proposing to issue up to \$2,925,750,000 in General Obligation Bonds ("Bond Program")

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upon voter approval. The intent of the County is to include a combined municipal and UMSA component ("Municipal Component") in the Bond Program totaling 10% of the Bond proceeds, net of issuance costs. The formula used for distribution of proceeds is based on a weighted formula 75% on population and 25% on contribution to the tax roll (based on June 1, 2004 figures) as compared to the total population and property tax roll figures for the entire County. The data for this distribution was based upon most recent Census figures as provided by the Miami-Dade County Planning Department and tax roll figures as provided by the Miami-Dade County Property Appraiser. Should a municipality incorporate after passage of this Bond program, it may petition the Board for a portion of any unallocated Bond proceeds that had been apportioned to local projects in the UMSA area then contained in such municipality. Not all of the individual components of the Bond Program will include a Municipal Component but in the aggregate, the overall Bond Program will include a Municipal Component that equals 10% of the Bond Program.

It is the intent of the County that the balance of the bond proceeds from the Bond Program net of cost of issuance (90%) shall be used for projects of countywide and/or regional significance.

The foregoing resolution was offered by Commissioner Sally A. Heyman moved its adoption. The motion was seconded by Commissioner Dennis C. Moss and upon being put to a vote, the vote was as follows:

	sarbara Carey-Shule aty Sorenson, Vice-	Chairmarson	ye
Bruno A. Barreiro	aye	Jose "Pepe" Diaz	aye
Betty T. Ferguson	aye	Sally A. Heyman	
Joe A. Martinez	abeent	Jimmy L. Morales Dorrin D. Rolle	<b>aye</b>
Dennis C. Moss	aye		aye
Natacha Seijas Sen. Javier D. Soute	<b>nay</b> o <b>absent</b>	Rebeca Sosa	absent

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The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of July, 2004. This Resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.



MIAMI-DADE COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as to form and legal sufficiency.

Gerald T. Heffernan

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CONSTRUCT AND IMPROVE BRIDGES, PUBLIC INFRASTRUCTURE, AND NEIGHBORHOOD IMPROVEMENTS

### **APPENDIX A**

\$100,000	Dodge Island	The planning, design, permitting and construction of infrastructure to improve access to the Port of Miami	Improve Access to the Seaport	CW	Mam	129
\$15,000	Vanous	Provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs	Economic Development in Targeted Urban Areas	CW	CW	320
\$3,600	Lincoln Boulevard and Carver Drive	Redevelopment of the Richmond Heights Shopping Center into a multi-use facility	Redevelopment - Richmond Heights Shopping Center	9	UMSA	321
\$700	Vanous	Construction of a bikeways in district 10	Biteways in District 10	10	UMSA	319
\$245	Old Cutter Rd from SW 184 St to SW 220 St	Construct and improve bikeway path	Old Cutter Road Bikeway	Os	UMSA	128
\$1,000	Cocoplum Circle. Edgewater Dr. Douglas Road, Main Highway. Bayshore Drive	Improvement and extension of existing paved path from Cocopium Circle to Edgewater Dr. Douglas Road, Main Highway, and Bayshore Dr. Includes pedestrian bridge over Coral Gables Waterway	Improve and Extend the Commodore Bike Trail	7	Coral Gables	127
\$7,500	Miami River	GOB funds will compliment other funding sources to complete the Miami River Greenway	Miami River Greenway	. G	Mami	126
<b>\$</b> 120	West Dixie Hwy between lives Dairy Rd & Miami Gardens Dr	Construct and improve bikeway path	West Dixie Highway Bikeway		Aventura	125
\$75,000	Various	Provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs	Economic Development Fund	CW	CW	124
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	BCC DISTRICT	BRUNCPAL PROJECT LOCATION	PROJECT

**APPENDIX A** 

\$20,000	Various	Increase access to various County facilities for persons with disabilities by removing barners or constructing new access	ADA Compliance Projects	CW	CW	139	<u> </u>
\$19,000	2000 S River Drive	Replace existing swing bridge with single leaf bascule bridge	Tamiami Swing Bridge	CW	Mana	38	
\$3,000	2600 S River Drive	Replace bridge and construct lanes. Number of lanes to be determined by the Tamiami Swing Bridge preliminary engineering study.	Palmer Lake Bridge	CW	UMSA	137	
\$1,000	NW 22 Avenue & 15 Street	Evaluate structural integrity of the bridge tender house - replace or upgrade tender house structurally as needed and refurbish bascule leafs	NW 22 Avenue Bascule Bridge over the Miami River	CW	Mam	<b>3</b>	
\$3,200	Miami Avenue & SE 5 Street	Replace entire bridge deck, replace piston trunnion and bearings, upgrade existing electrical system and refurbish bascule leafs	Miami Avenue Bridge over the Miami River	CW	Mari	35	
\$1,800	Old Cutter Rd & 173 Street	Upgrade bridge parapet walls and replace or modify existing structure to safely convey vehicular pedestrian and bicycle traffic	Old Cutter Road Bridge over C- 100 Canal	CW	Palmetto Bay	<b>3</b>	T
\$400	SW 296 St & 160 Avenue	Structurally upgrade the existing Sonovoid deck over canal C-103	SW 296 Street Sonovoid Bridge over C-103 (874105) Canal	CW	UMSA	133	
\$10,000	Various	Structurally upgrade approximately 95 Sonovoid bridge decks	Sonovoid Bridge Improvement Program - 95 Bridges to be considered.	CW	CW	152	T
<b>\$</b> 100	Various	Refurbish existing Bailey Bridges	Portable Emergency Bridges (temporary)	CW	CW	131	1
\$1,500	4000 Rickenbacker Cswy	Restore structural integrity of the fishing pier and re-open the facility to the public	Bear Cut Fishing Catwalk Repair	CW	UMSA	130	
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	BCC DISTRICT	PROJECT LOCATION	PROJECT	T

Note: Allocation shown in nominal value.

APPENDIX A

\$115	91 Street	GOB funds will compliment other funding to repair Indian Creek Bridge	Indian Creek - Bridge	•	Indian Creek	147
\$950	Vanous	Curtis Drive Phase II Infrastructure/Neighborhood improvement, design and construction of sewer, drainage, and sidewalks along Curtis Drive from Perviz Avenue to Sultan Avenue and along Perviz Avenue from Harem Avenue to NW 151 Street	Ope-locka - Curtis Drive Infrastructure improvements	-	Opa-locka	\$
\$1,000	Vanous	Miscellaneous surface improvements and bikeways along SFWMD canals	Bite Path Improvements along South Florida Water Management District (SFWNID) Canals	Vanous - 8, 9, 11, 12	UMSA	145
\$1,735	FEC railroad from Dadeland North Station to NW 12 Street	Right-of-way acquisition and development of paved path along Dadeland North Station former Florida East Coast Railroad to NW 12 Street	Ludiam Bike Trail	Vanous - 6 & 7	South Miami	ī
\$1,400	Metrorail guideway	Miscellaneous surface and intersection improvements to the Metrorail Path from SW 67 Ave to the Miami River	Metrorail Bike Path	Various - 5 & 7	South Miami	143
\$1,000	Along Biscayne Bay	Connect existing paths from Bayfront Park to Pace Park along Biscayne Bay Includes underpasses at Port Blvd and MacArthur Causeway and walkway at Miami Women's Club	Baywalk Bike Path	Various - 3 & 5	Mamı	ž
\$500	Along SW 117 Ave from SW 16 St to SW 107 Ave at SW 79 St	Miscellaneous surface and intersection improvements to Snapper Creek Trail from Tamiami park to Kendall-Indian Hammocks Park	Bike Path Improvements on Snapper Creek Trail	Vanous - 10 & 11	UMSA	<u> </u>
\$1,000	1-95 at Snake Creek Canals	Construct a pedestnan bridge over Interstate I-95 SFRC and Snake Creek Canal	New Bike Trail on Snake Creek Bridge over Interstate 1-95	Vanous - 1 & 4	UMSA	8
\$5,000	TBD	Provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs	Martin Luther King - Business Center	CW	CW	318
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	9CC DISTRICT	PROJECT LOCATION	PROJECT

**APPENDIX A** 

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\$1,364	Vanous	Construction of sidewalks, bikeways, pedestrian lights and other amenities	Coral Gables - Enhancements To Residential and Commercial Areas	Vanous - 6 & 7	Coral Gables	56	
\$750	41 Street-Arthur Godfrey Road	nsion of sidewalks and artistic to the bridge	Miami Beach - 41st Street Phase Addition of street pavers, expanding Repairificationation the work, and structural repair	Vanous - 4 & 5	Mami Beach	155	
\$300	Vanous	GOB funds will compliment other funding for the replacement of hazardous sidewalks in Miami Shores Village	Miami Shores - Sidewalk Replacement	Vanous - 3	Miami Shores	<b>₹</b>	
\$8,943	Various	GOB funding will compliment other funding for improvements to the City of Hialeah's bikeways and sidewalks	Hialeah - Infrastructure Upgrades	Vanous - 2 6, 12, 13	Hialeah	153	. ]
<b>\$</b> 1	TBD	Islandia did not submit a request	Islandia - Did Not Submit a Request	NIA	Islandia	152	T
\$357	Various	GOB funds will compliment other funding for local sidewalk repair to approximately 85 000 linear feet to comply with ADA requirements in the City of Sweetwater	Sweetwater - Sidewalk Repairs	12	Sweetwater	151	
\$500	Various	Repair or replace local sidewalks in the City of West Miami	West Miami - Citywide Sidewalks Improvements	6	West Mami	150	T
\$661	Various	GOB funds will compliment other funding for the Town of Bay Harbour Islands improvement projects which include local stormwater treatment facilities and sidewalks	Bay Harbor Islands - Community Enhancement Projects	•	Bay Harbor Islands	149	
\$160	Various	Construct a bikepath on Golden Beach Drive	Golden Beach - Bikepath	•	Golden Beach	468	T
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	BCC DISTRICT	PROJECT LOCATION	PROJECT	

APPENDIX A

\$5,504	Vanous	Vanous infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 8	Unincorporated Municipal Service Area - Infrastructure Improvements	8	UMSA	<b>ĕ</b>
\$5,851	Various	Vanous infrastructure improvements to include but not limited to sidewalks, resurfacing and guardrails in District 7	Unincorporated Municipal Service Area - Infrastructure Improvements	7	UMSA	163
\$5,223	Various	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 6	Unincorporated Municipal Service Area - Infrastructure Improvements	6	UMSA	<b>16</b> 2
\$577	Vanous	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 5	Unincorporated Municipal Service Area - Infrastructure Improvements	5	UMSA	161
\$1,250	Vanous	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 4	Unincorporated Municipal Service Area - Infrastructure Improvements		UMSA	160
<b>\$9</b> 10	Various	Vanous infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 3	Unincorporated Municipal Service Area - Infrastructure Improvements	3	UMSA	159
\$2,300	Vanous	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 2	Unincorporated Municipal Service Area - infrastructure Improvements	2	UNSA	( 158
\$1,500	Various	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing, and guardrails in District 1	Unincorporated Blunicipal Service Area - Infrastructure Improvements	•	UMSA	157
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	BCC DISTRICT	BUNCPAL PROJECT LOCATION	PROJECT

Fargus Birk (State Land)



\$352,182	TOTAL					
\$18,056		Estimated costs to issue bonds for bridges, public infrastructure, and neighborhood improvements	Bond Issuance Cost To Construct and Improve Bridges, Public Infrastructure, and Neighborhood Improvements			
\$500	Various	Vanous infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 13	Unincorporated Blunicipal Service Area - Infrastructure Improvements	13	UMSA	<b>75</b>
8941	Vanous	Vanous infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 12	Unincorporated Municipal Service Area - Infrastructure Improvements	12	UMSA	ž
¥4,500	Various	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 11	Unincorporated Municipal Service Area - Infrastructure Improvements	ı	UMSA	167
\$12,169	Various	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 10	Unincorporated Municipal Service Area - Infrastructure Improvements	10	New	<b>1</b> 88
\$4,000	Various	Various infrastructure improvements to include but not limited to, sidewalks, resurfacing and guardrails in District 9	Unincorporated Municipal Service Area - Provide Infrastructure Improvements	Ø	UMSA	Ē
ALLOCATION (000's)	STREET ADDRESS	PROJECT DESCRIPTION	PROJECT NAME	BCC DISTRICT	PROJECT LOCATION	PROJECT