

# MEMORANDUM

Agenda Item No. 5(O)

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**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

**DATE:** May 3, 2022

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution approving, after a public hearing, a significant modification of Building Better Communities General Obligation Bond Program Project No. 168 – “Unincorporated Municipal Service Area – Infrastructure Improvements” (“Project No. 168”), as identified in Appendix A to Resolution No. R-914-04, to modify project name and municipal project location; approving allocation from Project No. 168 in the amount of \$500,000.00 to the City of Hialeah Gardens for public infrastructure improvements at Westland Gardens Park located at 13501 NW 107th Avenue, Hialeah Gardens 33018

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Jose "Pepe" Diaz.

  
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Geri Bonzon-Keenan  
County Attorney

GBK/uw



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

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Gen Bonzon-Keenan  
County Attorney

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 5(O)  
5-3-22

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING, AFTER A PUBLIC HEARING, A SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 168 – “UNINCORPORATED MUNICIPAL SERVICE AREA – INFRASTRUCTURE IMPROVEMENTS” (“PROJECT NO. 168”), AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-914-04, TO MODIFY PROJECT NAME AND MUNICIPAL PROJECT LOCATION; APPROVING ALLOCATION FROM PROJECT NO. 168 IN THE AMOUNT OF \$500,000.00 TO THE CITY OF HIALEAH GARDENS FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS AT WESTLAND GARDENS PARK LOCATED AT 13501 NW 107TH AVENUE, HIALEAH GARDENS 33018

**WHEREAS**, pursuant to Resolution No. R-914-04 (the “Public Infrastructure Resolution”), Miami-Dade County voters approved, as part of the Building Better Communities General Obligation Bond (“Bond”) Program, the issuance of general obligation bonds in a principal amount not to exceed \$352,182,000.00 to construct and improve walkways, bikeways, bridges and access to the Seaport, and other municipal and neighborhood infrastructure improvements to enhance quality of life; and

**WHEREAS**, Appendix A to the Public Infrastructure Resolution lists projects eligible for funding from the Bond Program by project number, municipal project location, Commission district, project name, project description, street address and allocation; and

**WHEREAS**, one of the projects listed in Appendix A to the Public Infrastructure Resolution is Bond Program Project No. 168 – “Unincorporated Municipal Service Area – Infrastructure Improvements” to fund “[v]arious infrastructure improvements to include but not limited to; sidewalks, resurfacing and guardrails in District 12,” with a municipal project location of “UMSA,” located in Commission District 12, a street address stating “various,” and has a total project allocation of \$941,000.00; and

**WHEREAS**, section 10 of the Public Infrastructure Resolution provides that all additions, deletions and significant modifications to individuals projects within Appendix A of such resolution shall require a majority vote of this Board after a public hearing; and

**WHEREAS**, the City of Hialeah Gardens (“City”) owns a large park and recreational facility named Westland Gardens Park located at 13501 NW 107<sup>th</sup> Avenue, Hialeah Gardens, FL 33018 and it desires to construct a 10,000 square foot structure to house the City’s after school care and other recreational programs for local at-risk children and low income families (the “Project”); and

**WHEREAS**, the City desires, and has requested that the County provide, funding for public infrastructure improvements associated with the Project; and

**WHEREAS**, this Board desires to approve a significant modification to Bond Program Project No. 168 to modify its project name to remove the reference to unincorporated municipal service area such that the new project name shall be: “Infrastructure Improvements”, and to further change the municipal project location to “countywide”; and

**WHEREAS**, this Board further desires to approve an allocation of \$500,000.00 of funds from Bond Program Project No. 168 to the City to be used for public infrastructure improvements associated with the Project and to have County Mayor or Mayor’s designee execute a standard Bond Program Interlocal Agreement with the City in accordance with the authority set forth in Resolution No. R-595-05,

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

**Section 1.** Approves the foregoing recitals and incorporates them into this resolution.

**Section 2.** Approves, following a public hearing, a significant modification to Bond Program Project No. 168 to modify its project name to remove the reference to unincorporated

municipal service area such that the new project name shall be: “Infrastructure Improvements”, and to further change the municipal project location to “countywide”, as set forth in Appendix A to the Public Infrastructure Resolution.

**Section 3.** Approves the allocation of \$500,000.00 from Bond Program Project No. 168 – “Infrastructure Improvements” to the City to be used for public infrastructure improvements associated with the Project and directs the County Mayor or Mayor’s designee to negotiate and execute a standard Bond Program Interlocal Agreement with the City in accordance with the authority set forth in Resolution No. R-595-05.

The Prime Sponsor of the foregoing resolution is Chairman Jose “Pepe” Diaz. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Jose “Pepe” Diaz, Chairman	
Oliver G. Gilbert, III, Vice Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

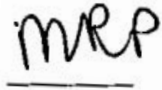
The Chairperson thereupon declared this resolution duly passed and adopted this 3<sup>rd</sup> day of May, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

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

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Monica Rizo Perez