

MEMORANDUM

Agenda Item No. 11(A)(11)

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

DATE: June 1, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution amending Resolution
No. R-1155-20 relating to grant
agreement with Miami Wilds,
LLC in amount of
\$13,500,000.00 from Building
Better Communities General
Obligation Bond Program Project
No. 124 – “Economic
Development Fund” to extend
deadline for satisfaction of
conditions precedent to grant

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor
Commissioner Kionne L. McGhee.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM
(Revised)

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

DATE: June 1, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(11)

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. 11(A)(11)
6-1-22

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION NO. R-1155-20 RELATING TO GRANT AGREEMENT WITH MIAMI WILDS, LLC IN AMOUNT OF \$13,500,000.00 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 124 – “ECONOMIC DEVELOPMENT FUND” TO EXTEND DEADLINE FOR SATISFACTION OF CONDITIONS PRECEDENT TO GRANT

WHEREAS, Appendix A to Resolution No. R-914-04 (the “Public Infrastructure Resolution”), lists projects eligible for funding from the Building Better Communities General Obligation Bond Program (the “Bond Program”) by project number, municipal project location, commission district, project description, street address, and project funding allocation; and

WHEREAS, one of those projects listed in Appendix A to the Public Infrastructure Resolution and approved by the voters for funding is Project No. 124 – Economic Development Fund (“Project 124”) with a project description that states “Provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs”; and

WHEREAS, the goal of Project 124 is to encourage private sector development that will create jobs and cause economic development which will have long term benefits to the community; and

WHEREAS, accordingly, and pursuant to Resolution No. R-1015-14, this Board approved an allocation to Miami Wilds, LLC in an amount not to exceed \$13,500,000.00 from Project No. 124, subject to the approval by this Board of a grant agreement between Miami Wilds, LLC and the County for the funding of public infrastructure costs related to the development of an entertainment center and tourism attraction adjacent to Zoo Miami (the “project”); and

WHEREAS, on October 20, 2020, this Board approved, subject to the satisfaction of conditions precedent, a lease, concession and development agreement with Miami Wilds, LLC for the development and operation of the project on County-owned land (“leased premises”) located at 12400 SW 152 Street (the “lease, concession and development agreement”); and

WHEREAS, on November 13, 2020, this Board approved Resolution No. R-1155-20 which approved a grant agreement between the County and Miami Wilds, LLC, in substantially the form attached to the resolution, subject to the final approval and execution of the lease, concession and development agreement (“conditions precedent to grant”), and gave a deadline of one year, or until November 23, 2021, for the conditions precedent to the grant to be satisfied; and

WHEREAS, however, prior to the final approval and execution of the lease, concession and development agreement, it was necessary to make certain modifications to the lease, concession and development agreement and to the release of deed restrictions on the leased premises and to obtain approval and execution of same by the federal government; and

WHEREAS, the federal government, through the National Park Service, provided consent to the lease, concession and development agreement in the summer of 2021 and sent the executed documents releasing the deed restrictions on the leased premises this past February 2022; and

WHEREAS, accordingly, the County’s administration is in the process of executing and recording all required documents and agreements to satisfy the conditions precedent to grant and proceed with this catalyst project; and

WHEREAS, this Board desires to amend Resolution No. R-1150-20 to extend the deadline to satisfy the conditions precedent to grant until June 23, 2022,

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

Section 1. The foregoing recitals to this resolution are incorporated herein and are approved.

Section 2. This Board hereby amends Resolution No. R-1155-20 to extend the deadline to satisfy the conditions precedent to grant until June 23, 2022.

The Prime Sponsor of the foregoing resolution is Commissioner Kionne L. McGhee. 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 | |

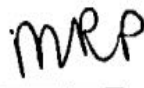
The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of June, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by 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