

# MEMORANDUM

Agenda Item No. 8(O)(1)

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**TO:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**DATE:** May 7, 2024

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

**SUBJECT:** Resolution authorizing conveyance of a 23,051 square foot non-exclusive utility easement to Florida Power & Light Company in exchange for a nominal amount of \$1.00 to provide underground electrical services to the Water and Sewer Department's Pump Station No. 0686, located within Tropical Park at 7900 Bird Road, Miami, Florida; authorizing the County Mayor to execute the non-exclusive utility easement, take all actions to effectuate the same and to exercise all provisions contained therein; and directing the County Mayor to record the easement in the public records of Miami-Dade County as required by Resolution No. R-974-09

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The accompanying resolution was prepared by the Water and Sewer Department and placed on the agenda at the request of Prime Sponsor Vice Chairman Anthony Rodríguez.



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Geri Bonzon-Keenan  
County Attorney

GBK/jp

MDC001

# Memorandum



**Date:** May 7, 2024

**To:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**From:** Daniella Levine Cava *Daniella Levine Cava*  
Mayor

**Subject:** Resolution Authorizing the Conveyance of a Non-Exclusive Easement to FPL for the Installation and Maintenance of Electrical Services for the Miami-Dade Water and Sewer Department's Pump Station No. 0686

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## **Executive Summary**

This item seeks authorization from the Board of County Commissioners ("Board") for the conveyance of a non-exclusive easement to Florida Power & Light Company ("FPL") for the provision of electrical services to the Miami-Dade Water and Sewer Department's ("WASD's") Pump Station No. 0686 ("PS 0686") located within the County-owned Tropical Park at 7900 Bird Road, Miami, Florida. The easement, which is attached hereto as "Exhibit 1," is needed for the installation of FPL underground lines that will provide service to the upgraded PS 0686, which exclusively serves Tropical Park.

## **Recommendation**

It is recommended that the Board approve the attached resolution authorizing the conveyance of a non-exclusive easement to FPL totaling 23,051 square feet. The easement will allow FPL to provide dedicated electrical service to the upgraded PS 0686. The current PS 0686 has reached the end of its useful life, and a new and upgraded pump station will replace it at the same location within Tropical Park. PS 0686 provides exclusive services to the park. The non-exclusive easement to FPL is within Tropical Park, which is managed by Park, Recreation and Open Spaces.

## **Scope**

The Pump Station is located within Tropical Park at 7900 Bird Road, Miami, Florida, under Folio No. 30-4022-002-0010. The Park is in Commission District 10, which is represented by Vice-Chairman Anthony Rodriguez. See the Property Appraiser's Summary Report, attached hereto as "Exhibit 2."

## **Fiscal Impact / Funding Source**

There is no fiscal impact to the County associated with the conveyance of this easement. FPL will pay a nominal sum of \$1.00 for the non-exclusive easement and will be responsible for the installation, operation and maintenance of the underground electrical service lines and metering equipment, including wiring, cables, conduits and related metering vault equipment.

## **Track Record/Monitor**

WASD Deputy Director, Planning Regulatory Compliance and Capital Infrastructure, Marisela Aranguiz-Cueto, P.E., will oversee the conveyance of this non-exclusive utility easement to FPL and the installation of the utility within Tropical Park.

## **Delegation Of Authority**

The item authorizes the County Mayor or County Mayor's designee to execute the non-exclusive easement, to record the necessary documents in the public records of Miami-Dade County and provide a copy to the Clerk of the Board, and to exercise any and all other rights conferred in the Easement.

**Background**

WASD will be replacing and upgrading PS 0686 because it has reached the end of its useful lifespan. Its poor condition causes inefficient operation, which results in excessive maintenance and operational costs. To assist with the upgrade of the new submersible pump station, FPL will be installing new underground electrical lines to reduce power outages to the pump station.

To provide underground electrical power to the replaced and improved PS 0686, FPL is requesting a 23,051 square foot non-exclusive easement. The non-exclusive easement will allow FPL the right to access, install and maintain the underground electrical lines and operate the new transformer that will provide the dedicated electrical service needed to operate and maintain PS 0686.

As required by Resolution No. R-504-15, the only visible elements within the easement will be an above-ground transformer mounted on a concrete pad, which will be screened from view by landscaping and will, therefore, not adversely impact the surrounding area. The electrical lines will be installed underground.



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Jimmy Morales  
Chief Operations Officer

**EXHIBIT 1**

Work Request No. \_\_\_\_\_

Sec. 22, TWN 54S, RGE 40E

Parcel I.D. 30-4022-002-0010

(Maintained by County  
Appraiser)

**UNDERGROUND  
NON-EXCLUSIVE  
EASEMENT  
(BUSINESS)**

By: This Instrument Prepared  
Miami-Dade Water and Sewer  
Department  
Address: 3071 SW 38 Avenue, #152  
Miami, Florida 33146

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grants and gives to Florida Power & Light Company, its affiliates, licensees, agents, successors, and assigns ("FPL"), a non-exclusive easement forever, for the construction, operation and maintenance of underground electric utility service lines to be installed from time to time to provide electric service to the County's Pump Station No. 0686, located in Tropical Park at 7900 Bird Road, Miami, FL 33155 identified on Exhibit "A"; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such service lines within the easement area described on:

Reserved for Circuit Court

See Exhibit "A" ("Easement Area")

Together with the right to permit FPL to attach or place wires to or within any facilities hereunder and lay cable and conduit within the Easement Area and to operate the same for FPL's communications purposes in connection with electric service for Pump Station No. 0686 located at Tropical Park identified on Exhibit "A"; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; while still maintaining vegetative screening around the above ground electrical transformer in accordance with Resolution No. R-504-15; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights herein granted on the Easement Area, over, along, under and across the roads, streets or highways adjoining or through said Easement Area.

**EXHIBIT 1**

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

**ATTEST:**

Juan Fernandez-Barquin,  
Clerk of the Board and Comptroller,

**MIAMI-DADE COUNTY,**

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

By: \_\_\_\_\_  
County Mayor

Approved as to Form and  
Legal Sufficiency:

\_\_\_\_\_  
Assistant County Attorney

The foregoing was authorized and approved by Resolution \_\_\_\_\_ of the Board of County Commissioners of Miami-Dade County, Florida, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

**SKETCH TO ACCOMPANY A LEGAL DESCRIPTION  
LOCATION MAP  
MIAMI-DADE COUNTY  
SEC.22-TWN.54S-RGE.40E**

**EXHIBIT 'A'  
THIS DOCUMENT IS  
NOT VALID WITHOUT  
ALL SHEETS**



**SURVEYOR NOTES:**

1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. THIS "SKETCH & LEGAL DESCRIPTION" HAS BEEN PREPARED FOR THE EXCLUSIVE USE OF THE ENTITIES NAMED HEREON.
4. DATA SHOWN HEREON WAS COMPILED FROM INSTRUMENT(S) OF RECORD AND DOES NOT CONSTITUTE A BOUNDARY SURVEY.
5. BEARINGS ARE BASED ON AN ASSUMED MERIDIAN, WHERE THE WEST LINE OF THE NE 1/4 OF SEC. 22-52-40 BEARS N 02°48'55" W. ALL DISTANCES AS SHOWN ARE BASED ON THE US SURVEY FOOT.
6. SURVEY REFERENCES (ALL FROM MIAMI-DADE PUBLIC RECORDS):
  - a. PLAT BOOK J4, PAGE 65
  - b. TITLE SEARCH REPORT PREPARED BY NATIONAL TITLE AND ABSTRACT COMPANY UNDER SEARCH NUMBER 23-98J40, LAST DATE FEBRUARY 17, 2023.
  - c. PROPERTY BOUNDARY LINES IN MAP OF TOPOGRAPHIC SURVEY FOR PUMP STATION 0686 PREPARED BY LONGITUDE SURVEYORS. PROJECT NUMBER M03-85, ER NUMBER S030103, PCTS NUMBER 16133, DATED AUGUST 26, 2020.
  - d. AUTOCAD FILE NAMED "20257.0.01 UNDERGROUND CAD.dwg" PROVIDED BY MDWASD TREATMENT PLANT ENGINEERING DIVISION.
7. SINCE NO OTHER INFORMATION WAS FURNISHED OTHER THAN WHAT IS CITED IN THE SOURCES OF DATA, THE CLIENT IS HEREBY ADVISED THAT THERE MAY BE LEGAL RESTRICTIONS ON THE SUBJECT PROPERTY THAT ARE NOT SHOWN ON THIS SKETCH OR CONTAINED WITHIN THIS REPORT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

**ABBREVIATIONS:**

- P.B. = PLAT BOOK
- PG. = PAGE
- SEC. = SECTION
- R/W = RIGHT OF WAY
- P = PROPERTY LINE
- C = CENTER LINE

I HEREBY CERTIFY THAT THIS "SKETCH TO ACCOMPANY LEGAL DESCRIPTION" WAS PERFORMED UNDER MY DIRECTION AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEVE AND FURTHER, THAT SAID SKETCH MEETS THE INTENT OF THE APPLICABLE PROVISIONS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN THE STATE OF FLORIDA PURSUANT TO RULE 11J-1.7, FLORIDA ADMINISTRATIVE CODE AND ITS IMPLEMENTING LAW, CHAPTER 472.027 OF THE FLORIDA STATUTES.

**JOSE R. BATISTA, P.S.M.**  
 Professional Surveyor and Mapper  
 State of Florida - License No. 6777  
 3575-S. Le Jeune Rd. Miami, FL  
 33146 WASH (786) 258-5196  
 Date: 11/01/2023

**THIS IS NOT A BOUNDARY SURVEY**

<b>FPL EASEMENT FOR PS 0686</b>	
<b>MIAMI-DADE COUNTY, FLORIDA</b>	
<b>MIAMI-DADE WATER AND SEWER DEPARTMENT</b>	
<b>DATE: NOVEMBER 01, 2023</b>	<b>SCALE: N.T.S.</b>
<b>DRAWN BY: E.M.P.</b>	<b>S-500 1 of 4</b>

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER

**SKETCH TO ACCOMPANY A LEGAL DESCRIPTION  
MIAMI-DADE COUNTY  
SEC.22-TWN.54S-RGE.40E**

**EXHIBIT 'A'  
THIS DOCUMENT IS  
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**LEGAL DESCRIPTION:**

A PORTION OF LAND LYING IN "TROPICAL PARK", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 34, PAGE 65 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, IN THE NE 1/4 OF SECTION 22, TOWNSHIP 52 SOUTH, RANGE 40 EAST, IN MIAMI-DADE COUNTY, FLORIDA; AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A THE CENTER OF SAID SECTION 22; THENCE N 02'48'55" W ALONG THE WEST LINE OF THE NE 1/4 OF SAID SECTION 22, A DISTANCE OF 996.02 FEET; THENCE N 87'11'05" E, A DISTANCE OF 24.78 FEET TO THE POINT OF BEGINNING OF A 10 FEET WIDE EASEMENT LYING 5.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

THENCE N 03'03'45" W, A DISTANCE OF 174.88 FEET; THENCE N 08'28'55" E, A DISTANCE OF 60.52 FEET; THENCE N 08'24'23" W, A DISTANCE OF 14.71 FEET; THENCE N 30'57'13" W, A DISTANCE OF 31.62 FEET; THENCE N 00'00'46" E, A DISTANCE OF 150.50 FEET; THENCE N 57'26'16" E, A DISTANCE OF 155.02 FEET; THENCE N 72'09'25" E, A DISTANCE OF 30.28 FEET; THENCE N 89'21'47" E, A DISTANCE OF 283.81 FEET; THENCE S 02'02'13" E, A DISTANCE OF 152.25 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 402.59 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS S 70'58'52" W; THENCE SOUTHEASTERLY THROUGH A CENTRAL ANGLE OF 07'22'43", 51.85 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 182.68 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS S 62'13'38" W; THENCE SOUTHEASTERLY THROUGH A CENTRAL ANGLE OF 27'55'11", 89.02 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 224.40 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS S 27'47'12" W; THENCE EASTERLY THROUGH A CENTRAL ANGLE OF 22'51'45", 89.54 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 1,258.56 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS S 03'03'42" W; THENCE EASTERLY THROUGH A CENTRAL ANGLE OF 04'59'53", 109.79 FEET; THENCE N 84'19'19" E, A DISTANCE OF 11.33 FEET; THENCE N 70'16'13" E, A DISTANCE OF 10.23 FEET; THENCE N 49'39'08" E, A DISTANCE OF 22.11 FEET; THENCE N 82'36'20" E, A DISTANCE OF 43.52 FEET; THENCE S 80'01'14" E, A DISTANCE OF 22.86 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 3,963.21 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS N 09'14'43" W; THENCE EASTERLY THROUGH A CENTRAL ANGLE OF 02'06'03", 145.33 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 691.39 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS N 02'30'56" W; THENCE EASTERLY THROUGH A CENTRAL ANGLE OF 06'08'39", 74.14 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE TO THE SOUTH HAVING A RADIUS OF 287.20 FEET AND TO WHICH BEGINNING A RADIAL LINE BEARS N 08'33'13" E; THENCE EASTERLY THROUGH A CENTRAL ANGLE OF 23'38'03", 118.47 FEET ; THENCE S 58'12'58" E, A DISTANCE OF 47.16 FEET; THENCE S 38'07'13" E, A DISTANCE OF 105.16 FEET; THENCE S 21'58'17" E, A DISTANCE OF 76.47 FEET; THENCE S 31'44'52" E, A DISTANCE OF 10.68 FEET; THENCE S 42'04'35" E, A DISTANCE OF 27.17 FEET; THENCE S 06'40'05" E, A DISTANCE OF 32.38 FEET; THENCE S 20'44'14" E, A DISTANCE OF 48.75 FEET; THENCE S 03'04'43" W, A DISTANCE OF 115.62 FEET TO THE POINT OF TERMINATION.

THE SIDELINES OF THIS EASEMENT ARE TO BE LENGTHENED OR SHORTENED AT ANGLE POINTS AND INTERSECTION POINTS TO FORM A CONTINUOUS STRIP OF LAND ALONG THE ROUTE DESCRIBED AND TO TERMINATE AT PERPENDICULAR LINES PASSING THRU THE POINT OF BEGINNING AND THE POINT OF TERMINATION.

ALL SAID LAND LYING BEING AND LOCATED IN MIAMI-DADE COUNTY, FLORIDA AND CONTAINING 23,051.60 SQUARE FEET MORE OR LESS, OR 0.53 ACRES MORE OR LESS BY CALCULATION.

**JOSE R. BATISTA, P.S.M.**  
 Professional Surveyor and Mapper  
 State of Florida - License No. 6777  
 3578 S.W. 18th Ave. (Rd) Miami, FL  
 33146 (WASP) (786) 268-5196  
 Date: 11/02/2023

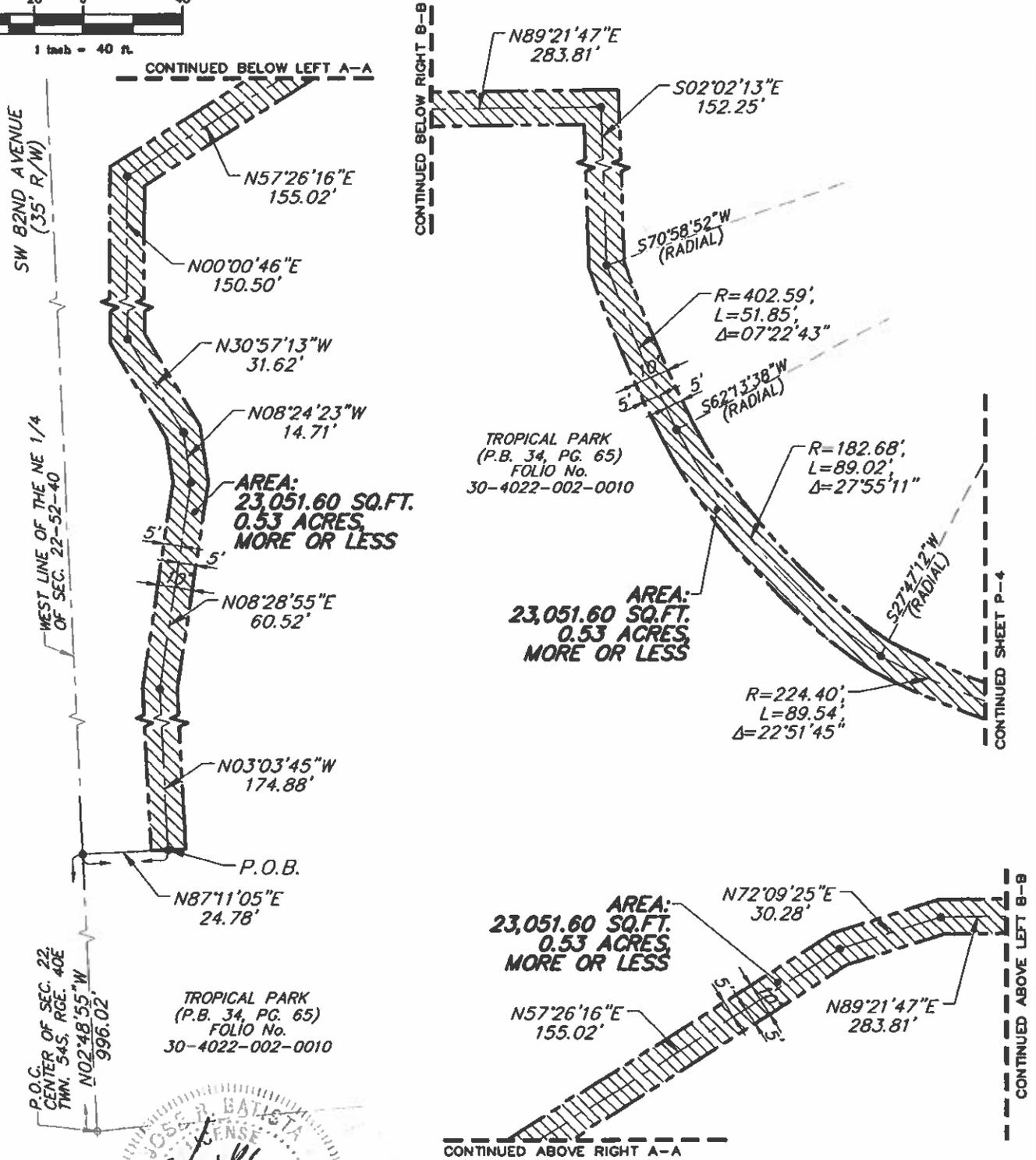
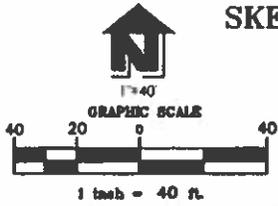
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER

**THIS IS NOT A BOUNDARY SURVEY**

<b>FPL EASEMENT FOR PS 0686</b>	
<b>MIAMI-DADE COUNTY, FLORIDA</b>	
<b>MIAMI-DADE WATER AND SEWER DEPARTMENT</b>	
<b>DATE: NOVEMBER 01, 2023</b>	<b>SCALE: N.T.S.</b>
<b>DRAWN BY: E.M.P.</b>	<b>S-500 2 of 4</b>

SKETCH TO ACCOMPANY A LEGAL DESCRIPTION  
 MIAMI-DADE COUNTY  
 SEC.22-TWN.54S-RGE.40E

EXHIBIT 'A'  
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 ALL SHEETS



P.O.C.  
 CENTER OF SEC. 22,  
 TWN. 54S, RGE. 40E  
 N02°48'55\"W  
 996.02'

TROPICAL PARK  
 (P.B. 34, PG. 65)  
 FOLIO No.  
 30-4022-002-0010

JOSE R. BATISTA, P.S.M.  
 Professional Surveyor and Mapper  
 State of Florida License No: 6777  
 3575 S. Le Jeune Rd. Miami, FL  
 33146 WASH (786) 288-9196  
 Date: 11/01/2023

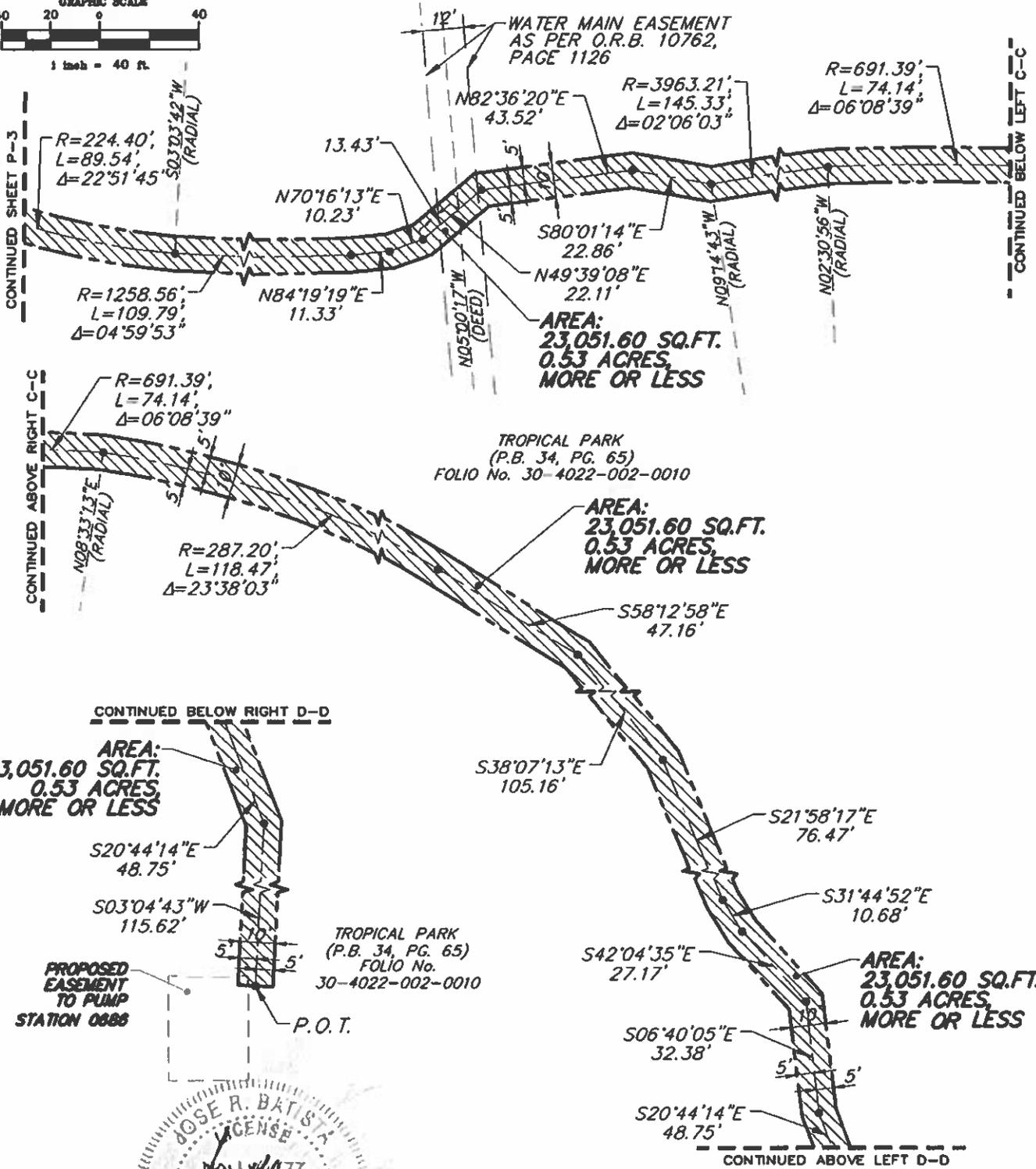
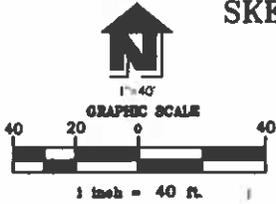
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 RAISED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER

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FPL EASEMENT FOR PS 0686	
MIAMI-DADE COUNTY, FLORIDA	
MIAMI-DADE WATER AND SEWER DEPARTMENT	
DATE: NOVEMBER 01, 2023	SCALE: 1"=40'
DRAWN BY: E.M.P.	S-500 3 of 4

SKETCH TO ACCOMPANY A LEGAL DESCRIPTION  
 MIAMI-DADE COUNTY  
 SEC.22-TWN.54S-RGE.40E

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TROPICAL PARK  
 (P.B. 34, PG. 65)  
 FOLIO No. 30-4022-002-0010

TROPICAL PARK  
 (P.B. 34, PG. 65)  
 FOLIO No. 30-4022-002-0010

JOSE R. BATISTA  
 LICENSE  
 No. 6777  
 JOSE R. BATISTA, P.S.M.  
 Professional Surveyor and Mapper  
 State of Florida - License No. 6777  
 3575 S. Le Jeune Rd., Miami, FL  
 33146, WASH (786) 268-5196  
 Date: 11/02/2023

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL  
 RAISED SEAL OF A LICENSED FLORIDA SURVEYOR AND MAPPER

THIS IS NOT A BOUNDARY SURVEY

FPL EASEMENT FOR PS 0886	
MIAMI-DADE COUNTY, FLORIDA	
MIAMI-DADE WATER AND SEWER DEPARTMENT	
DATE: NOVEMBER 01, 2023	SCALE: 1"=40'
DRAWN BY: E.M.P.	S-500 4 of 4

EXHIBIT 2



# OFFICE OF THE PROPERTY APPRAISER

## Summary Report

Generated On : 9/21/2021

Property Information	
Folio:	30-4022-002-0010
Property Address:	7900 BIRD RD Miami, FL 33155-6743
Owner	MIAMI-DADE COUNTY PARKS AND RECREATION
Mailing Address	275 NW 2 ST 4FL MIAMI, FL 33128-1794
PA Primary Zone	8900 INTERIM-AWAIT SPECIFIC ZO
Primary Land Use	8647 COUNTY : DADE COUNTY
Beds / Baths / Half	0 / 0 / 0
Floors	2
Living Units	0
Actual Area	303,335 Sq.Ft
Living Area	295,593 Sq.Ft
Adjusted Area	269,514 Sq.Ft
Lot Size	11,862,066 Sq.Ft
Year Built	Multiple (See Building Info.)



Assessment Information			
Year	2021	2020	2019
Land Value	\$35,531,748	\$32,620,682	\$32,620,682
Building Value	\$10,836,998	\$10,955,306	\$10,518,132
XF Value	\$2,151,008	\$2,159,557	\$2,168,105
Market Value	\$48,519,754	\$45,735,545	\$45,306,919
Assessed Value	\$48,519,754	\$45,735,545	\$45,306,919

Benefits Information				
Benefit	Type	2021	2020	2019
County	Exemption	\$48,519,754	\$45,735,545	\$45,306,919

Note: Not all benefits are applicable to all Taxable Values (i.e. County, School Board, City, Regional).

Short Legal Description
TROPICAL PARK
PB 34-65
PORT OF NE1/4 OF SE1/4 BEG 200
FT S OF NW COR OF NE1/4 CONT S
4306.57FT E1349.5FT N1366.93FT

Taxable Value Information			
	2021	2020	2019
<b>County</b>			
Exemption Value	\$48,519,754	\$45,735,545	\$45,306,919
Taxable Value	\$0	\$0	\$0
<b>School Board</b>			
Exemption Value	\$48,519,754	\$45,735,545	\$45,306,919
Taxable Value	\$0	\$0	\$0
<b>City</b>			
Exemption Value	\$0	\$0	\$0
Taxable Value	\$0	\$0	\$0
<b>Regional</b>			
Exemption Value	\$48,519,754	\$45,735,545	\$45,306,919
Taxable Value	\$0	\$0	\$0

Sales Information			
Previous Sale	Price	OR Book-Page	Qualification Description

The Office of the Property Appraiser is continually editing and updating the tax roll. This website may not reflect the most current information on record. The Property Appraiser and Miami-Dade County assumes no liability, see full disclaimer and User Agreement at <http://www.miamidade.gov/info/disclaimer.asp>

Version:



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**DATE:** May 7, 2024

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

**SUBJECT:** Agenda Item No.

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. 8(O)(1)  
5-7-24

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

RESOLUTION AUTHORIZING CONVEYANCE OF A 23,051 SQUARE FOOT NON-EXCLUSIVE UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY IN EXCHANGE FOR A NOMINAL AMOUNT OF \$1.00 TO PROVIDE UNDERGROUND ELECTRICAL SERVICES TO THE WATER AND SEWER DEPARTMENT'S PUMP STATION NO. 0686, LOCATED WITHIN TROPICAL PARK AT 7900 BIRD ROAD, MIAMI, FLORIDA; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE NON-EXCLUSIVE UTILITY EASEMENT, TAKE ALL ACTIONS TO EFFECTUATE THE SAME AND TO EXERCISE ALL PROVISIONS CONTAINED THEREIN; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECORD THE EASEMENT IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY AS REQUIRED BY RESOLUTION NO. R-974-09

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

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

**Section 1.** Adopts and incorporates the foregoing recital, as if fully set forth herein.

**Section 2.** Authorizes: (a) the conveyance of a 23,051 square foot non-exclusive utility easement to Florida Power & Light Company in exchange for \$1.00 to provide underground electrical service to the Water and Sewer Department's upgraded Pump Station No. 0686, located within the County-owned Tropical Park at 7900 Bird Road, Miami, Florida, Folio No. 30-4022-002-0010, in substantially the form attached to the accompanying memorandum as Exhibit 1, and (b) the County Mayor or County Mayor's designee to execute the same for and on behalf of Miami-Dade County, Florida and to exercise the provisions contained therein.

**Section 3.** Directs, pursuant to Resolution No. R-974-09, the County Mayor or County Mayor’s designee to record the easement in the records of the County and provide a recorded copy to the Clerk of the Board within 30 days of execution of said instrument, and further directs the Clerk of the Board to permanently store the recorded copy with this resolution.

The foregoing resolution 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:

- |                                  |                      |
|----------------------------------|----------------------|
| Oliver G. Gilbert, III, Chairman |                      |
| Anthony Rodríguez, Vice Chairman |                      |
| Marleine Bastien                 | Juan Carlos Bermudez |
| Kevin Marino Cabrera             | Sen. René García     |
| Roberto J. Gonzalez              | Keon Hardemon        |
| Danielle Cohen Higgins           | Eileen Higgins       |
| Kionne L. McGhee                 | Raquel A. Regalado   |
| Micky Steinberg                  |                      |

The Chairperson thereupon declared the resolution duly passed and adopted this 7<sup>th</sup> day of May, 2024. This resolution shall become effective upon the earlier of (1) 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, 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

JUAN FERNANDEZ-BARQUIN, CLERK

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

Approved by County Attorney as to form and legal sufficiency.

SED

Sarah E. Davis