# **MEMORANDUM**

Agenda Item No. 8(N)(4)

TO:	Honorable Chairman Anthony Rodriguez and Members, Board of County Commissioners	DATE:	May 20, 2025
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Resolution accepting one conveyance of property interests for road purposes to Miami-Dade County, Florida; and authorizing the County Mayor to execute the acceptance of the instrument of conveyance and to take all actions to effectuate same

The accompanying resolution was prepared by the Transportation and Public Works Department and placed on the agenda at the request of Prime Sponsor Commissioner Micky Steinberg.

Geri Bonzon-Keepan County Attorney

GBK/jp

MIAMIDADE Memorandum COUNTY

Date:	May 20, 2025
	Honorable Chairman Anthony Rodriguez and Members, Board of County Commissioners
From:	Daniella Levine Cava Daniella Levine Cava Mayor
Subject:	Resolution Accepting One Conveyance of Property Interests for Road Purposes to Miami-Dade County, Florida

#### **Executive Summary**

The purpose of this item is for the Board of County Commissioners (Board) to accept the subject property conveyance. Once this conveyance is accepted by the Board, the instrument will be recorded in the Public Records of Miami-Dade County. The grantor's name, property location, and reason for conveyance to the County are listed below. Annual maintenance costs associated with the subject conveyance are estimated to be \$25.

#### Recommendation

The Department of Transportation and Public Works (DTPW) needs the property interest from this entity for road purposes and recommends that the Board accept the conveyance. The proposed conveyance is attached hereto as Exhibit 1 and is further described below.

#### Scope

The property being conveyed is located within District 4, which is represented by Commissioner Micky Steinberg.

### **Fiscal Impact/Funding Source**

The total fiscal impact of accepting this conveyance is estimated to be \$25 annually for maintenance costs associated with the subject right-of-way being included in the DTPW inventory. These costs will be funded through DTPW's General Fund allocation.

#### **Track Record/Monitor**

DTPW is the entity overseeing this project and the person responsible for monitoring this acquisition is Maria D. Molina, P.E., Chief, Right-of-Way Division.

#### **Delegated Authority**

The resolution delegates authority for the County Mayor or County Mayor's designee to execute the acceptance of the instrument of conveyance. Furthermore, the County Mayor or County Mayor's designee shall record the instrument of conveyance accepted therein in the Public Records of Miami-Dade County.

#### Background

This conveyance is being obtained to fulfill zoning and land development requirements to effectuate improvements needed within the public right-of-way to meet Miami-Dade County roadway standards.

Honorable Chairman Anthony Rodriguez and Members, Board of County Commissioners Page No. 2

#### **GRANTOR**

#### **INSTRUMENT** LOCATION

1. Got Room Aventura II, LLC

RWD\*

A portion of NE 186 Terrace from approximately 275 feet east of the centerline of NE 26 Avenue east for approximately 128 feet (Commissioner Micky Steinberg, District 4)

#### **REMARKS**

This right-of-way is needed in order to satisfy a zoning requirement that all building sites abut a dedicated right-ofway. (File 20250005)

Jimmy Morales Chief Operating Officer

RWD\* Right-of-Way Deed Attachment: Exhibit 1 – Right-of-Way Deed with Location Map Return to: Miami-Dade County Department of Transportation and Public Works Right-of-Way Division 111 NW 1<sup>st</sup> Street, Suite 1620 Miami, FL 33128-1970 Instrument prepared by: Jerry B. Proctor, Esq. Folio No. <u>30-2203-020-0860</u> User Department: DTPW

#### RIGHT-OF-WAY DEED TO MIAMI-DADE COUNTY CONVEYS THE TITLE FOR HIGHWAY PURPOSES Limited Liability Company

STATE OF FLORIDA ) )SS COUNTY OF MIAMI-DADE)

THIS INDENTURE, Made this  $\int day \ of \nabla example A.D. 2024$ , by and between <u>GOT ROOM AVENTURA II, LLC</u>, a Florida limited liability company, whose address is <u>One Alhambra Plaza</u>, <u>Suite 1450</u>, <u>Coral</u> <u>Gables</u>, <u>FL 33134</u>, party of the first part, and **MIAMI-DADE COUNTY**, a political subdivision of the State of Florida, and its successors in interest, whose Post Office Address is 111 NW 1<sup>st</sup> Street, Miami, Florida 33128-1970, party of the second part,

#### WITNESSETH:

That the said party of the first part, for and in consideration of the sum of One Dollar (\$1.00) to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, and for other and further good and valuable considerations, does hereby grant, bargain and sell to the party of the second part, and its successors in interest, for the purpose of a public highway and purposes incidental thereto, all the right, title, interest, claim or demand of the party of the first part, in and to the following described land, situate, lying and being in Miami-Dade County, State of Florida, to-wit:

The South 10.50 feet of Lots 6 and 7, Block K, OJUS, according to the plat thereof as recorded in Plat Book 3, at Page 95, of the Public Records of Miami-Dade County, Florida.

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It is the intention of the party of the first part, by this instrument, to convey to the said party of the second part, and its successors in interest, the land above described for use as a public highway and for all purposes incidental thereto.

It is expressly provided that if and when the said highway shall be lawfully and permanently discontinued, the title to the said above described land shall immediately revert to the party of the first part, its heirs and assigns, and it shall have the right to immediately repossess the same.

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever, claiming by, through or under it.

IN WITNESS WHEREOF, the said party of the first part, by its Member(s), has caused these presents to be signed for and on its behalf, the day and year first above written.

Signed, Sealed and Delivered in our presence: (2 witnesses for each signature or for all)

Fritz Loewy 155 Ocean Lane Dr. Key Biscoppe Printed Name & Address 33149

Jocolsky Witness 9840 W Sububar Dr. Vera Socolski Printed Name & Address Pinecest, PL 33156

By: Member (Sign) By: Member Printed Name Address (if different)

GOT ROOM AVENTURA II, LLC

Witness

Printed Name & Address

Witness

Printed Name & Address

By: Member (Sign)

Printed Name

Name of LLC

Address (if different)

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#### STATE OF FLORIDA ) )SS COUNTY OF MIAMI-DADE)

I HEREBY CERTIFY, that on this <u>11</u><sup>th</sup> day of <u>Derember</u>, A.D. 2029, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared by means of [/physical or []online notarization <u>Sergic SocolsKy</u> and personally known to me, or proven, by producing the following forms of identification: to be the Member(s) duly authorized on behalf of <u>GOT ROOM AVENTURA II, LLC</u>, a Florida limited liability company. Said Member(s) executed the foregoing instrument freely and voluntarily for the purposes therein expressed.

WITNESS my hand and official seal in the County and State aforesaid, the day and year last aforesaid.



NOTARY SEAL/STAMP

ACHILLES PEREZ Commission # HH 193950 Expires November 26, 2025 Bonded Thru Budget Natary Services

Notary Signature Printed Notary Signature Notary Public, State of Florida My commission expires: NOV 76,7025 Commission/Serial No. 44 93950

The foregoing was accepted and approved on the day of \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_, A.D. 2024, by Resolution No.\_\_\_\_\_\_\_ of the Board of County Commissioners of Miami-Dade County, Florida.

By: \_\_\_\_

County Mayor or Designee

ATTEST	: J	UAN	FERNAN	DEZ-	BARQUIN	Appr	coved a	is to	form
Clerk	of	the	Court	and	Comptroller	and	legal	suffi	ciency

Attested by:

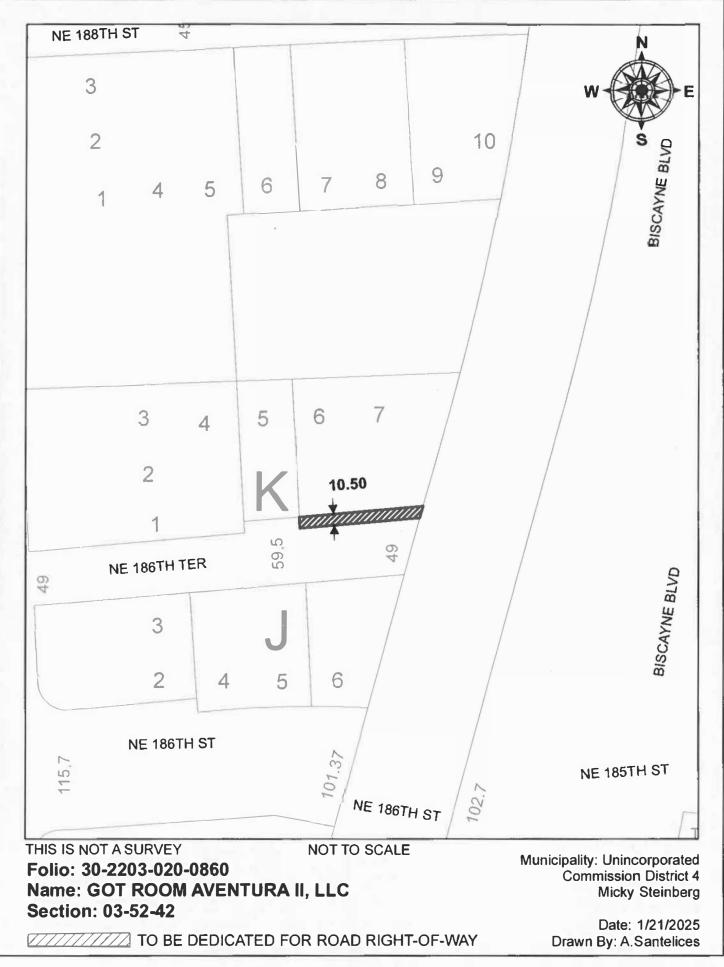
Deputy Clerk

Assistant County Attorney

Date

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**MDC006** 



**MDC007** 



MEMORANDUM

### (Revised)

TO:Honorable Chairman Anthony Rodriguez<br/>and Members, Board of County CommissionersDATE:

**E**: May 20, 2025

FROM:



**SUBJECT**: Agenda Item No. 8(N)(4)

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
<u> </u>	No committee review
	Applicable legislation requires more than a majority vote (i.e., 2/3's present, 2/3 membership, 3/5's, unanimous, majority plus one, 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), 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	Agenda Item No. 8(N)(4)
Veto		5-20-25
Override		

RESOLUTION NO.

RESOLUTION ACCEPTING ONE CONVEYANCE OF PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE ACCEPTANCE OF THE INSTRUMENT OF CONVEYANCE AND TO TAKE ALL ACTIONS TO EFFECTUATE SAME

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

WHEREAS, the following property owner/grantor has tendered an instrument conveying to Miami-Dade County the property interests in a parcel of land located within Miami-Dade County, Florida, for public purposes identified in the County Mayor's memorandum and the instrument of conveyance, which is attached as Exhibit 1 to the County Mayor's memorandum and made a part thereof:

Property Owner/Grantor

1. Got Room Aventura II, LLC; and

WHEREAS, upon consideration of the recommendation of the Department of Transportation and Public Works, this Board finds and determines that the acceptance of such conveyance would be in the public's best interest,

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

Section 1. This Board incorporates and approves the foregoing recitals and County Mayor's memorandum as if fully set forth herein.

## MDC009

<u>Section 2.</u> The conveyance by the above-described property owner/grantor is hereby approved and accepted; provided, however, that it is specifically understood that Miami-Dade County is not obligated to construct any improvements within the above-described property tendered for road right-of-way or other purposes.

Section 3. The County Mayor or County Mayor's Designee is authorized to execute the acceptance of the instrument of conveyance and to take all actions to effectuate same.

<u>Section 4.</u> Pursuant to Resolution No. R-974-09, (a) the County Mayor or County Mayor's designee shall record the instrument of conveyance accepted herein in the public records of Miami-Dade County and shall provide a recorded copy of this instrument to the Clerk of the Board within 30 days of execution of said instrument; and (b) the Clerk of the Board shall attach and permanently store a recorded copy of said instrument together 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:

Anthony Rodriguez, Chairman<br/>Kionne L. McGhee, Vice ChairmanMarleine BastienJuan Carlos BermudezSen. René GarcíaOliver G. Gilbert, IIIRoberto J. GonzalezKeon HardemonDanielle Cohen HigginsEileen HigginsNatalie Milian OrbisRaquel A. RegaladoMicky SteinbergKeon Hardemon

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The Chairperson thereupon declared this resolution duly passed and adopted this 20<sup>th</sup> day of May, 2025. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By:

Deputy Clerk

Approved by County Attorney as to form and legal sufficiency.

Debra Herman Yuval E. Manor