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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(8)

TO:	Honorable Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners	**DATE**:	August 31, 2020
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution directing the County Mayor to assess the accessibility of Vizcaya Museum and Gardens ("Vizcaya") for individuals with disabilities and to meet and confer with Vizcaya Museum and Gardens Trust, Inc. to determine those improvements and accommodations that are necessary and desirable at Vizcaya in order to increase accessibility for individuals; and to provide a report

Resolution No. R-873-20

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Joe A. Martinez.

Abigail Price-Williams
County Attorney

APW/lmp

MEMORANDUM

(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners

DATE: August 31, 2020

FROM: Abigail Price-Williams County Attorney

SUBJECT: Agenda Item No. 11(A)(8)

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)(8)
8-31-20

RESOLUTION NO. R-873-20

RESOLUTION DIRECTING THE COUNTY MAYOR TO ASSESS THE ACCESSIBILITY OF VIZCAYA MUSEUM AND GARDENS ("VIZCAYA") FOR INDIVIDUALS WITH DISABILITIES AND TO MEET AND CONFER WITH VIZCAYA MUSEUM AND GARDENS TRUST, INC. TO DETERMINE THOSE IMPROVEMENTS AND ACCOMMODATIONS THAT ARE NECESSARY AND DESIRABLE AT VIZCAYA IN ORDER TO INCREASE ACCESSIBILITY FOR INDIVIDUALS; AND TO PROVIDE A REPORT

WHEREAS, Vizcaya Museum and Gardens ("Vizcaya"), whose construction was completed in 1923, is the historic former home and estate of businessman James Deering and a jewel in this community noted for its Italian Renaissance gardens, European architecture, and antiques and artwork; and

WHEREAS, in 2017, the County entered into a long-term operating and management Agreement ("operating agreement") with Vizcaya Museum and Gardens Trust, Inc. (the "Trust"), a Florida not-for-profit corporation, in order to allow the Trust to undertake the management and operations of Vizcaya; and

WHEREAS, the County continues to own Vizcaya and provide funding to the Trust for the upkeep, maintenance, renovations and operations of Vizcaya in the form of annual budget appropriations and grants, such as from the Building Better Communities General Obligation Bond Program; and

WHEREAS, as a result of its ownership, the operating agreement expressly reserves to the County the right to inspect and enter Vizcaya to make needed alterations, replacements or improvements deemed necessary by the County; and

WHEREAS, Vizcaya welcomes over 300,000 visitors annually, many of whom are elderly or have disabilities; and

WHEREAS, promoting accessibility for children and adults with disabilities that live in or are visiting Miami-Dade County is an important public interest; and

WHEREAS, this Board desires to make Vizcaya more accessible for persons with disabilities,

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 herein by reference.

Section 2. Directs the County Mayor to assess the current state of accessibility of Vizcaya for individuals with disabilities and to meet and confer with the Trust to determine those improvements and accommodations that are necessary and desirable at Vizcaya in order to increase accessibility for individuals with disabilities.

Section 3. Directs the County Mayor to submit a report to the Board within 90 days of the effective date of this resolution setting forth:

a. The findings from the assessment undertaken by the County Mayor regarding the accessibility describing the current state of accessibility of Vizcaya for individuals with disabilities;

b. A list of those improvements and accommodations deemed necessary and desirable at Vizcaya in order to increase accessibility for individuals with disabilities;

c. Estimates on the amount of funds needed and funding sources available to undertake and complete all of the items set forth in subsection b. above; and

d. An implementation schedule for the Trust or the County to undertake the work set forth in subsection b. above.

Section 4. Directs the County Mayor to place the completed report on an agenda of this Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Chairwoman **aye**
Rebeca Sosa, Vice Chairwoman **aye**

Esteban L. Bovo, Jr.	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**absent**	Sally A. Heyman	**aye**
Eileen Higgins	**aye**	Barbara J. Jordan	**aye**
Joe A. Martinez	**aye**	Jean Monestime	**aye**
Dennis C. Moss	**aye**	Sen. Javier D. Souto	**aye**
Xavier L. Suarez	**aye**		

The Chairperson thereupon declared this resolution duly passed and adopted this 31st day of August, 2020. 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: **Melissa Adames**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

MRP

Monica Rizo Perez