

MEMORANDUM

Agenda Item No. 11(A)(22)

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

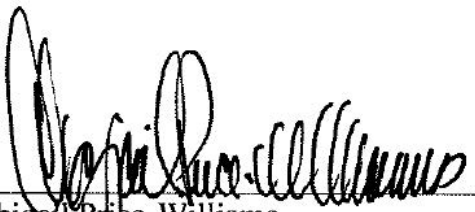
DATE: October 20, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution rescinding grant
award from Building Better
Communities General Obligation
Bond Program Project No. 223 –
“Not-for-Profit Community
Organization Capital Fund” in
the amount of \$500,000.00 to
The Alternative Programs, Inc.;
allocating an amount not to
exceed \$500,000.00 of such
funds to the South Florida Puerto
Rican Chamber of Commerce,
a Florida not-for-profit
corporation, and authorizing
County Mayor to execute
standard grant agreement
simultaneous with execution of
the lease agreement

Resolution No. R-1106-20

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Audrey M. Edmonson.



Abigail Price-Williams
County Attorney

APW/smm

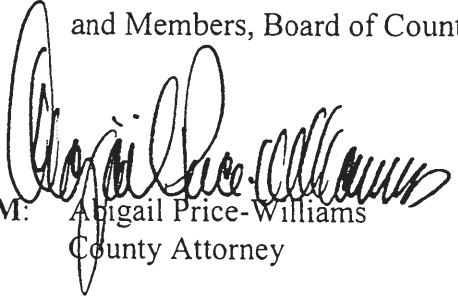


MEMORANDUM

(Revised)

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

DATE: October 20, 2020

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(22)

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)(22)

10-20-20

RESOLUTION NO. R-1106-20

RESOLUTION RESCINDING GRANT AWARD FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 223 – “NOT-FOR-PROFIT COMMUNITY ORGANIZATION CAPITAL FUND” IN THE AMOUNT OF \$500,000.00 TO THE ALTERNATIVE PROGRAMS, INC.; ALLOCATING AN AMOUNT NOT TO EXCEED \$500,000.00 OF SUCH FUNDS TO THE SOUTH FLORIDA PUERTO RICAN CHAMBER OF COMMERCE, A FLORIDA NOT-FOR-PROFIT CORPORATION, AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE STANDARD GRANT AGREEMENT SIMULTANEOUS WITH EXECUTION OF THE LEASE AGREEMENT

WHEREAS, on November 2, 2004, voters overwhelmingly approved eight referendum questions to fund more than 300 capital improvement projects throughout Miami-Dade County over an approximately 18 to 20 year period, comprising the Building Better Communities General Obligation Bond (“Bond”) Program; and

WHEREAS, Bond Program Project No. 223 – “Not-for-Profit Community Organization Capital Fund” (“project no. 223”), with a total allocation of \$30 million, was approved as a part of the Bond Program; and

WHEREAS, on July 24, 2007, by Resolution No. R-884-07, the Board approved allocations to 37 not-for-profit entities totaling the full \$30 million from project no. 223, after a competitive request for proposals process; and

WHEREAS, one of the recipients approved by Resolution No. R-884-07 was The Alternative Programs, Inc. in the amount of \$500,000.00 to be used for the renovation, repair and improvement and ADA upgrade of its existing facility at 151 NW 60th Street wherein it provides social services to adult offenders and ex-offenders and at-risk youth; and

WHEREAS, since this Board's award of the \$500,000.00 to The Alternative Programs, Inc. in 2007, The Alternative Programs, Inc. has not provided the County with any of the required documentation on its funding and operations plan in order to allow the County to negotiate and execute a grant agreement with the organization; and

WHEREAS, in October, 2019, the County, through the Office of Management and Budget, notified The Alternative Programs, Inc. that it had until April 10, 2020 to provide all of the necessary and required information to move ahead with its grant agreement; and

WHEREAS, The Alternative Programs, Inc. failed to provide the required information and documentation; and

WHEREAS, this Board desires to rescind the allocation of \$500,000.00 of project no. 223 funds to The Alternative Programs, Inc.; and

WHEREAS, the South Florida Puerto Rican Chamber of Commerce, Inc. ("Chamber"), a Florida not-for-profit corporation, was designated in 2008 through Resolution No. R-1368-08 as the future operator of the Puerto Rican Community Center, a separate project specifically identified and funded through the Bond Program; and

WHEREAS, this Board, through its approval of Resolution No. R-525-15, approved an agreement between the County and a developer to exchange certain County-owned property for certain property owned by said developer, pursuant to section 125.37, Florida Statutes, to facilitate the development of facilities for the County, including the Puerto Rican Community Center, which agreement was amended pursuant to Resolution No. R-801-18 as amended by Resolution Nos. R-1360-19 and R-898-20; and

WHEREAS, the Puerto Rican Community Center is to be located at 2900 NW 5th Avenue, Miami, Florida ("property") and shall consist of approximately 7,316 square feet of interior, finished office space ("premises"); and

WHEREAS, upon completion of the facilities for the County, the property will be conveyed to the County in exchange for certain County-owned parcels and \$2,500,000.00; and

WHEREAS, consistent with this Board's designation in 2008 of the Chamber as the appropriate entity to operate the Puerto Rican Community Center, the Chamber has requested that, upon completion of the county facilities, the County lease the premises to the Chamber; and

WHEREAS, the Chamber has notified the County that it seeks an allocation of additional funds in order to fully furnish and equip the Puerto Rican Community Center once the construction is completed; and

WHEREAS, this Board desires to allocate the recaptured project no. 223 funds in an amount not to exceed \$500,000.00 to the Chamber in order to acquire furniture, fixtures and equipment for the Puerto Rican Community Center once the construction has been completed,

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

Section 1. The foregoing recitals are incorporated herein by reference and adopted.

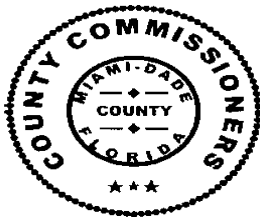
Section 2. This Board rescinds the grant award of project no. 223 funds in the amount of \$500,000.00 to The Alternative Programs, Inc.

Section 3. This Board approves the allocation of project no. 223 funds in an amount not to exceed \$500,000.00 to the Chamber in order to acquire furniture, fixtures and equipment for the Puerto Rican Community Center once the construction has been completed. This Board further authorizes the County Mayor or County Mayor's designee to execute the standard Bond Program grant agreement with the Chamber simultaneous with the execution of the lease agreement with the Chamber for the premises.

The Prime Sponsor of the foregoing resolution is Chairwoman Audrey M. Edmonson. It was offered by Commissioner **Audrey M. Edmonson** , who moved its adoption. The motion was seconded by Commissioner **Dennis C. Moss** 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.	absent
Jose “Pepe” Diaz	aye
Eileen Higgins	aye
Joe A. Martinez	aye
Dennis C. Moss	aye
Xavier L. Suarez	absent
Daniella Levine Cava	aye
Sally A. Heyman	aye
Barbara J. Jordan	aye
Jean Monestime	aye
Sen. Javier D. Souto	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 20th day of October, 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