MEMORANDUM

Amended
Agenda Item No. 11(A)(23)

TO:	Honorable Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners	**DATE**:	October 22, 2020
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution rescinding Resolution No. R-900-14 which allocated $3,000,000.00 of Building Better Communities General Obligation Bond Program Project 320 funds to Wynwood Plaza, LLC and, pursuant to the recapture process previously approved by this Board, such funds will be allocated to the next-in-line projects approved by this Board

Resolution No. R-1107-20

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/uw

MEMORANDUM
(Revised)

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

DATE: October 22, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Amended
Agenda Item No. 11(A)(23)

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		Amended Agenda Item No. 11(A)(23)
Veto	__________		10-22-20
Override	__________		

RESOLUTION NO. **R-1107-20**

RESOLUTION RESCINDING RESOLUTION NO. R-900-14 WHICH ALLOCATED $3,000,000.00 OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT 320 FUNDS TO WYNWOOD PLAZA, LLC AND, PURSUANT TO THE RECAPTURE PROCESS PREVIOUSLY APPROVED BY THIS BOARD, SUCH FUNDS WILL BE ALLOCATED TO THE NEXT-IN-LINE PROJECTS APPROVED BY THIS BOARD

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. 320 – Economic Development Fund in Targeted Urban Areas ("Project 320") 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 320 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, this Board allocated $3,000,000.00 to Wynwood Plaza, LLC pursuant to Resolution No. R-900-14 and directed the County Mayor or the County Mayor's designee to negotiate a grant agreement with the grantee and to bring such grant agreement to this Board for its consideration; and

WHEREAS, Wynwood Plaza, LLC, has indicated that it does not wish to enter into a grant agreement with the County; and

WHEREAS, in light of Wynwood Plaza, LLC's expressed intention to not enter into a grant agreement with the County, this Board wishes to rescind Resolution No. R-900-14 and the $3,000,000.00 allocation of Bond Program Project 320 funds to Wynwood Plaza, LLC thereby making such funds available for re-allocation to the next in line Project 320 projects ("Project 320 Recaptured Funds"); and

WHEREAS, pursuant to the recapture and re-allocation of Project 320 funds process approved by this Board, $1,600,000.00 of the Project 320 Recaptured Funds will be re-allocated to Tacolcy Tuscany Cove I, LLC to fulfill the County's commitment approved by this Board in Resolution No. R-420-16 to fund the Tuscony Cove Project; and

WHEREAS, the remaining $1,400,000 of Project 320 Recaptured Funds will be re-allocated to Platform 3750, LLC to fund the Platform 3750 Project at Frankie Shannon Rolle Center approved by this Board pursuant to Resolution No. R-168-19,

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

Section 1. The foregoing recitals are approved and incorporated in this Resolution.

Section 2. Resolution No. R-900-14, which allocated $3,000,000.00 of Bond Program Project 320 funds to Wynwood Plaza, LLC, is rescinded and, pursuant to the recapture process previously approved by this Board, such funds will be allocated to the next-in-line projects approved by Resolution No. R-420-16 to Tacolcy Tuscany Cove I, LLC and by Resolution No. R-168-19 to Platform 3750, LLC.

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 **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.	**absent**	Daniella Levine Cava	**aye**
Jose “Pepe” Diaz	**aye**	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	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd 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.

COUNTY COMMISSIONERS MIAMI-DADE COUNTY FLORIDA

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. JRA

Juliette R. Antoine