



MEMORANDUM

Agenda Item No. 15(A)(4)

TO: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: Honorable Harvey Ruvin, Clerk
Circuit and County Courts

Melissa Adames, Director
Clerk of the Board Division

SUBJECT: Resolution Authorizing
Intergovernmental
Cooperation Agreement
with the Village of Key
Biscayne

Resolution No. R-487-21

Section 2-70(6) of the Miami-Dade County Code provides that the Property Appraiser may submit resolutions, ordinances, or reports related to his duties to the Clerk of the Board for placement on the next available agenda of the Miami-Dade County Board of County of Commissioners.

Attached for your consideration is a proposed resolution submitted by the Property Appraiser authorizing Intergovernmental Cooperation Agreement with the Village of Key Biscayne.

MA/dmc

Attachment

Memorandum



Date: May 4, 2021

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Pedro J. Garcia, MNAA
Property Appraiser 

Subject: Resolution Authorizing Intergovernmental Cooperation Agreement with the Village of Key Biscayne

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize execution of the attached Intergovernmental Cooperation Agreement (Agreement) by and among Miami-Dade County on behalf of the Tax Collector (Collector), Miami-Dade County Office of the Property Appraiser (Appraiser) and the Village of Key Biscayne to utilize the uniform method for the levy, collection and enforcement of non-ad valorem assessments, as prescribed in Section 197.3632, Florida Statutes.

Scope

The Village is located within County Commission District 7, which is represented by Raquel A. Regalado. The Village has requested that the Appraiser and Collector include its proposed or adopted non-ad valorem assessments for stormwater and solid waste fees, on the notice of proposed taxes as specified in Section 200.069, Florida Statutes, and on the combined notice of ad valorem and non-ad valorem assessments provided for in Sections 197.3632 and 197.3635, Florida Statutes.

Delegation of Authority

This item authorizes the County Mayor or County Mayor's designee to execute the agreement approved by this item on behalf of the Tax Collector, following approval by the County Attorney's Office as to legal sufficiency.

Fiscal Impact/Funding Source

The Village agrees that the County shall be entitled to retain two percent on the amount of special assessments collected and remitted to cover all the County's associated costs. There is no negative fiscal impact to the County because of this Agreement.

Track Record/Monitor

The Village agrees that all certified assessment rolls will be maintained and transmitted to the Appraiser and Collector on compatible electronic medium as defined in Section 197.3632(1), Florida Statutes. The Agreement is managed by the Office of the Property Appraiser.

Background

In accordance with Sections 197.3632 and 197.3635, Florida Statutes, and the Agreement, the Village will charge separate non-ad valorem assessments for stormwater and solid waste fees within the Village. The Agreement affords the Village the convenience and financial savings of utilizing the TRIM notice and

combined tax bill for collection of its non-ad valorem assessments. Use of the ad valorem method for collection of these assessments could result in issuance of tax certificates, tax deeds and the loss of title to the property, if said assessments are not paid by the property owners. The term of this Agreement commences with special assessments collected in 2021 and continues until cancelled by either party.



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 15(A)(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
- ☒ 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. 15(A)(4)
5-4-21

RESOLUTION NO. R-487-21

RESOLUTION APPROVING THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE VILLAGE OF KEY BISCAYNE, MIAMI-DADE COUNTY, AND THE MIAMI-DADE COUNTY OFFICE OF THE PROPERTY APPRAISER IN ACCORDANCE WITH THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS CONTAINED IN SECTIONS 197.3632 AND 197.3635 OF THE FLORIDA STATUTES; AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE SAME AND EXERCISE PROVISIONS CONTAINED THEREIN, INCLUDING CANCELLATION

WHEREAS, the Village of Key Biscayne (“the Village”) has adopted Resolutions 2020-67 and 2020-68, attached hereto as Exhibit A, setting forth the Village’s intent to use the uniform method for the levy and collection of certain non-ad valorem assessments; and

WHEREAS, prior to the public hearing at which Resolutions 2020-67 and 2020-68 were adopted, the Village published notice of its intent to consider utilization of the uniform method of levy, collection and enforcement of non-ad valorem assessments, as demonstrated by Exhibit B; and

WHEREAS, the Village wishes to enter into an agreement with the Miami-Dade County Office of the Property Appraiser (the “Property Appraiser”) and Miami-Dade County (the “County”), in substantially the form attached hereto as Exhibit C, to collect these non-ad valorem assessments by placing them on the TRIM notice and tax bill; and

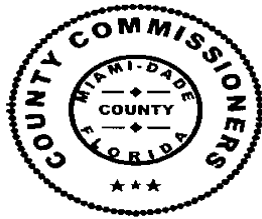
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that, in accordance with sections 197.3632 and 197.3635 of the Florida Statutes, the uniform method for the levy, collection and enforcement of non-ad valorem assessments, this Board hereby approves the attached Intergovernmental Cooperation Agreement between the Village, the County, and the Property Appraiser to provide services to the Village (“Agreement”). This Board hereby further authorizes the Mayor or designee to execute the Agreement on behalf of the County, in substantially the form attached hereto, and to exercise the provisions contained therein, including cancellation.

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

	Jose “Pepe” Diaz, Chairman	aye	
	Oliver G. Gilbert, III, Vice-Chairman	aye	
Sen. René Garcia.	aye	Keon Hardemon	absent
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Jose A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of May, 2021. 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

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

RC

Ryan Carlin

EXHIBIT A

VILLAGE OF KEY BISCAYNE RESOLUTION

RESOLUTION NO. 2020-67

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, PROVIDING FOR THE UNIFORM METHOD OF LEVYING, COLLECTING AND ENFORCING NON-AD VALOREM ASSESSMENTS FOR SOLID WASTE FEES IN ACCORDANCE WITH THE PROVISIONS OF SECTION 197.3632, F.S. THROUGHOUT THE INCORPORATED AREA OF THE VILLAGE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne (“Village”) is authorized to impose fees for the collection of solid waste and the provision of recycling services as set forth in Chapter 2, Section 2-61, et seq., of the Village’s Code of Ordinances (the “Code”); and

WHEREAS, Section 197.3632, Florida Statutes establishes a uniform method for the levy, collection and enforcement of non-ad valorem assessments (the “Uniform Method”); and

WHEREAS, Section 197.3632, Florida Statutes, authorizes the Village to elect to utilize the Uniform Method; and

WHEREAS, the Village Council desires to use the Uniform Method for the purpose of collecting solid waste and recycling fees; and

WHEREAS, prior to the adoption of this Resolution, the Village Council advertised and conducted a public hearing, as shown on the advertisement and proof of publication attached hereto and incorporated herein as Exhibits “A” and “B,” respectively; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the legal description of the properties which may be subject to the levy of non-ad valorem assessments is attached hereto and incorporated herein as Exhibit “C;” and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE
VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

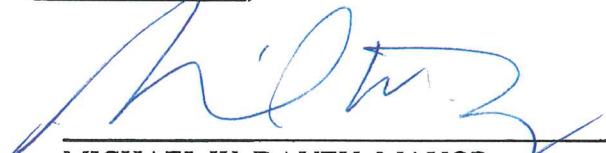
Section 2. **Intent.** Commencing with the 2022 Fiscal Year, concluding September 30, 2022, the Village of Key Biscayne intends to use the uniform method of collecting non-ad valorem assessments as authorized by Section 197.3632, Florida Statutes, as amended from time to time, for solid waste and recycling fees. Such non-ad valorem assessments will be levied within the incorporated area of the Village, as described in Section 1.03 of the Village Charter. A legal description and a map of the area which may be subject to the non-ad valorem assessment is attached hereto and incorporated herein as Exhibits “C” and “D,” respectively. The non-ad valorem assessments and the Village’s use of the uniform method of collecting its non-ad valorem assessments may continue for more than one year.

Section 3. **Authorization.** That the Village Council hereby authorizes the Village Manager to implement the intent and purpose of this Resolution by, including but not limited to, notifying the Miami-Dade County Property Appraiser’s office, the Tax Collector and the Department of Revenue for the State of Florida of the Village’s intent to collect solid waste fees by using the uniform method of collection and entering into a written agreement with the Property Appraiser and Tax Collector for this purpose, subject to the approval of the Village Attorney as to form, content, and legal sufficiency.

Section 4. **Direction to Village Clerk.** The Village Clerk is hereby directed to send certified copies of this Resolution to the Miami-Dade County Property Appraiser, Miami-Dade County Tax Collector, and the Florida Department of Revenue.

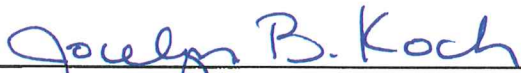
Section 5. **Effective Date.** That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 8th day of December, 2020.



MICHAEL W. DAVEY, MAYOR

ATTEST:



JOCELYN B. KOCH
VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
VILLAGE ATTORNEY

RESOLUTION NO. 2020-68

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA, PROVIDING FOR THE UNIFORM METHOD OF LEVYING, COLLECTING AND ENFORCING NON-AD VALOREM ASSESSMENTS FOR STORMWATER SERVICES IN ACCORDANCE WITH THE PROVISIONS OF SECTION 197.3632, F.S. THROUGHOUT THE INCORPORATED AREA OF THE VILLAGE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne (“Village”) has created a stormwater utility as set forth in Chapter 29, Section 29-1, et seq., of the Village’s Code of Ordinances (the “Code”); and

WHEREAS, Section 197.3632, Florida Statutes establishes a uniform method for the levy, collection and enforcement of non-ad valorem assessments (the “Uniform Method”); and

WHEREAS, Section 197.3632, Florida Statutes, authorizes the Village to elect to utilize the Uniform Method; and

WHEREAS, the Village Council desires to use the Uniform Method for the purpose of collecting stormwater utility fees; and

WHEREAS, prior to the adoption of this Resolution, the Village Council advertised and conducted a public hearing, as shown on the advertisement and proof of publication attached hereto and incorporated herein as Exhibits “A” and “B,” respectively; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the legal description of the properties which may be subject to the levy of non-ad valorem assessments is attached hereto and incorporated herein as Exhibit “C;” and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. **Intent.** Commencing with the 2022 Fiscal Year, concluding September 30, 2022, the Village of Key Biscayne intends to use the uniform method of collecting non-ad valorem assessments as authorized by Section 197.3632, Florida Statutes, as amended from time to time, for stormwater fees. Such non-ad valorem assessments will be levied within the incorporated area of the Village, as described in Section 1.03 of the Village Charter. A legal description and a map of the area which may be subject to the non-ad valorem assessment is attached hereto and incorporated herein as Exhibits “C” and “D,” respectively. The non-ad valorem assessments and the Village’s use of the uniform method of collecting its non-ad valorem assessments may continue for more than one year.

Section 3. **Authorization.** That the Village Council hereby authorizes the Village Manager to implement the intent and purpose of this Resolution by, including but not limited to, notifying the Miami-Dade County Property Appraiser’s office, the Tax Collector and the Department of Revenue for the State of Florida of the Village’s intent to collect stormwater fees by using the uniform method of collection and entering into a written agreement with the Property Appraiser and Tax Collector for this purpose, subject to the approval of the Village Attorney as to form, content, and legal sufficiency.

Section 4. **Direction to Village Clerk.** The Village Clerk is hereby directed to send certified copies of this Resolution to the Miami-Dade County Property Appraiser, Miami-Dade County Tax Collector, and the Florida Department of Revenue.

Section 5. **Effective Date.** That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 8th day of December, 2020.



MICHAEL W. DAVEY, MAYOR

ATTEST:



JOCELYN B. KOCH
VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
VILLAGE ATTORNEY

EXHIBIT C

LEGAL DESCRIPTION OF AREAS SUBJECT TO ASSESSMENT

The Village's corporate boundary as set forth in Section 1.03 of the Village Charter, to wit:

BEGIN at the point of intersection of the West line of Crandon Boulevard with the South line of Crandon Park, said point of intersection also being the Northeast corner of Tract 1 of SUBDIVISION OF A PORTION OF MATHESON ESTATE, KEY BISCAYNE, DADE COUNTY, FLORIDA, according to the plat thereof recorded in Plat Book 46 at Page 86 of the Public Records of Dade County, Florida; thence run Westerly along said South line of Crandon Park, also being the North line of said Tract 1 and its Westerly extension to a point in the waters of Biscayne Bay, said point being 1,200 feet Westerly of the most Northwesterly corner of Tract B of FOURTH ADDITION TO TROPICAL ISLE HOMES SUBDIVISION, according to the plat thereof recorded in Plat Book 53 at Page 39 of the Public Records of Dade County, Florida; thence run Southwesterly, to a point in the waters of Biscayne Bay, said point being the point of intersection with the Southwesterly extension of the Southeasterly line of Lot 7 in Block 1 of MASHTA POINT SUBDIVISION, according to the plat thereof recorded in Plat Book 131 at Page 37 of the Public Records of Dade County, Florida, said point of intersection being 1,000 feet Southwesterly of the most Southeasterly corner of said Lot 7, as measured along the Southwesterly extension of the Southeasterly line of said Lot 7; thence run Southeasterly to a point in the waters of Biscayne Bay, said point being the point of intersection of the Southwesterly extension of the Southeasterly line of Lot 17 of SMUGGLERS COVE, according to the plat thereof recorded in Plat Book 78 at Page 83 of the Public Records of Dade County, Florida, with the Westerly extension of the South line of the Waterway shown on the plat of CANOGA PROPERTIES—KEY BISCAYNE, FLORIDA, according to the plat thereof recorded in Plat Book 65 at Page 88 of the Public Records of Dade County, Florida; thence run Easterly, along the South line of said Waterway and its Westerly and Easterly extensions to a point in the Atlantic Ocean, 500 feet Easterly of the Erosion Control Line, as said Erosion Control Line is shown on the plat thereof recorded in Plat Book 74 at Page 26 of the Public Records of Dade County, Florida; thence run Northerly along a line 500 feet Easterly of and parallel to the said Erosion Control Line to the point of intersection with the Easterly extension of the said South line of Crandon Park; thence run Westerly along the said South line of Crandon Park and its Easterly extension to the Point of Beginning;

AND

BEGIN at the point of intersection of said South line of Crandon Park with the centerline of Crandon Boulevard, said centerline of Crandon Boulevard being the centerline of Tract 10 of said plat of SUBDIVISION OF A PORTION OF MATHESON ESTATE, KEY BISCAYNE, DADE COUNTY, FLORIDA, and its Northeasterly extension; thence run Westerly along the South Line of Crandon Park for a distance of 400 feet; thence run Northerly at right angles to the South line of Crandon Park for a distance of 700 feet; thence run Easterly parallel with the South Line of Crandon Park for a distance of 750 feet more or less to said centerline of Crandon Boulevard; thence run Southwesterly along said centerline of Crandon Boulevard for a distance of 783 feet more or less to the South boundary of Crandon Park and to the POINT OF BEGINNING.

EXHIBIT D **MAP OF AREAS SUBJECT TO ASSESSMENT**



EXHIBIT D



EXHIBIT B

VILLAGE OF KEY BISCAYNE PUBLIC NOTICE

Buffalo diocese is accused of yearslong cover-up of sexual abuse

BY LIAM STACK
The New York Times

The New York attorney general, Letitia James, on Monday accused the Roman Catholic Diocese of Buffalo and three bishops connected to it of engaging in a yearslong cover-up of sexual abuse by priests in violation of church policy and state law.

The lawsuit is the first state legal action against the Catholic Church in New York since a new wave of abuse investigations began in 2018, and it is the culmination of just one of eight inquiries, one for each Catholic diocese in the state. The other seven inquiries are ongoing and

could yield further lawsuits. The lawsuit represents what prosecutors believe is a novel legal strategy: The state will attempt to use civil laws, in particular those governing religious charities and their fiduciaries, to sue a Catholic diocese for failing to follow church policies enacted in 2002 after a series of investigative reports by The Boston Globe thrust the sex-abuse scandal into public view.

It also might raise questions about religious liberty. In addition to restitution and changes in the way the diocese handles sexual-abuse claims, the lawsuit seeks to ban two bishops from management roles in any charitable organization



DAVID DUPREY AP WireImage

A civil lawsuit alleges that former Bishop Richard Malone and others used bureaucratic maneuvers to shelter more than two dozen priests accused of harming children.

— a demand that might draw pushback from those who believe this encroaches into church autonomy. The attorney general said her office's investigation found that the diocese and its two former top leaders, Bishop Richard J. Malone and Auxiliary Bishop Edward M. Gora, used bureaucratic maneuvers to shelter more than two dozen priests accused of harming children.

James said in a statement that the prosecution aimed to right both a breach of trust and "a crisis of faith."

"For years, the Diocese of Buffalo and its leadership failed to protect children from sexual abuse," she said. "Instead, they chose to protect the very priests who were credibly accused of these atrocious acts. Individuals who are victims of abuse de-

serve to have their claims justly and timely investigated and determined, and the Buffalo Diocese refused to give them that chance."

Greg Tucker, a spokesman for the diocese, said it was reviewing the lawsuit and was committed to working with the civil authorities to investigate "alleged crimes and complaints."

"In the meantime, we wish to reiterate that there is zero tolerance for sexual abuse of a minor or of sexual harassment of an adult in the Diocese of Buffalo by any member of the clergy, employee or volunteer," he said. "The diocese has put in place rigorous policies and protocols governing required behavior as well as a code of conduct which all clergy are expected to abide by."

Champion Ken Jennings will be first interim 'Jeopardy!' host

Associated Press

NEW YORK
"Jeopardy!" record-holder Ken Jennings will be the first in a series of interim hosts replacing Alex Trebek when the show resumes production next Monday.

Producers announced Monday that Jennings, who won 74 games in a row and claimed the show's "Greatest of All Time" title in a competition last year, will host episodes that will air in January.

A long-term host to replace Trebek, who died of cancer on Nov. 8, will be named later.

"By bringing in familiar guest hosts for the foreseeable future, our goal is to create a sense of community and continuity for our viewers," the show's executive producer, Mike Richards, said.

The show is in its 37th year of syndication, and Trebek was its only host. It is still airing shows that Trebek filmed before his death.

Art Fleming hosted earlier editions of the game show, including the origi-



ERIC MCCOMBS ABC VIA AP

Ken Jennings won 74 games in a row on 'Jeopardy!' and claimed the show's 'Greatest of All Time' title in a competition last year. Late host Alex Trebek's final week of shows will air starting on Jan. 4. Jennings' episodes as host begin on Jan. 11.

nal "Jeopardy!," which debuted in 1964 on NBC and aired for a decade. Richards said "Jeopardy!" will air repeat episodes for the holiday weeks beginning Dec. 21 and 28, meaning Trebek's final week of shows will air starting Monday, Jan. 4. Jennings' episodes begin on Jan. 11.

Happy Thanksgiving

We will be closed on
Thursday, November 26, 2020
for the Thanksgiving holiday.

CLASSIFIED DEADLINES:
Tuesday at 3:30 PM (WED PUE); Tuesday at 5:30 PM (THUR PUE); Wednesday at 3:30 PM (FRI PUE)

ORDINARY DEADLINES:
Tuesday at 3:30 PM (WED PUE); Wednesday at 3:30 PM (THUR PUE); Wednesday at 4:30 PM (FRI PUE)

Miami Herald

PUBLIC NOTICE
Housing & Commercial Loan Committee Meeting
December 18, 2020, at 9:00 a.m.

The City of Miami Housing & Commercial Loan Committee (HCLC) will conduct a public meeting at City Hall, Commission Chambers, 3500 Pan American Drive, Miami, FL 33133 on December 18, 2020, at 9:00 a.m., to discuss items related to general housing and policies, and to provide the public an opportunity to comment on funding amendments affecting the City's Annual Action Plan for U.S. HUD and other City-funded programs. The proposed amendments and respective descriptions can be found at: www.miamigov.com/Government/Departments/Organizations/HousingCommunityDevelopment/HCLC-VirtualPublicHearing-December-18-2020

Members of the public can leave a pre-recorded public comment by calling (855) 447-8175 related to scheduled agenda items from November 23, 2020, 9:00 a.m. through December 11, 2020, by 5:00 p.m. Public comments may also be submitted via an online comment form used the Chairperson does public comment for the meeting. Public comment can also be provided during the meeting at City Hall, 3500 Pan American Drive, Miami, Florida, subject to any and all COVID-19 rules, regulations, and procedures. All public comments shall be made part of the public record.

***PLEASE NOTE:** www.miamigov.com/Government/Departments/Organizations/HousingCommunityDevelopment/HCLC-VirtualPublicHearing-December-18-2020 FOR DETAILED INFORMATION AND INSTRUCTIONS ON HOW TO PREPARE PUBLIC COMMENT USING ANY OF THE PREVIOUSLY MENTIONED OPTIONS.

At the meeting on **THURSDAY, December 18, 2020, at 9:00 a.m.**, the HCLC will discuss items related to general housing and policies and provide the public an opportunity to comment on funding amendments affecting the City's Annual Action Plan for U.S. HUD and other City-funded programs. The agenda items to be discussed and respective descriptions can be found at: www.miamigov.com/Government/Departments/Organizations/HousingCommunityDevelopment/HCLC-VirtualPublicHearing-December-18-2020

The agenda of the HCLC, related to the proposed amendments, will be distributed to the appropriate City of Miami Annual Action Plan. Certain items may be available for public comment and review for a period of no less than 30 days. The review and comment period begins on November 24, 2020, and ends on December 18, 2020. The proposed amendments will be presented to the HCLC for approval on December 18, 2020. Draft copies will be available at the City of Miami, Department of Housing and Community Development (DHCD), located at 14 NE 1st Avenue, 2nd Floor, Miami, FL 33132. Comments to amendments may also be submitted by writing to the HCLC address, 3500 Pan American Drive, Miami, FL 33133.

The meeting site is accessible to the disabled. In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in this proceeding may contact the Department of Housing & Community Development at (305) 365-4160-2000 (Voice) no later than three (3) business days prior to the proceeding. TTY users may call 711 (Florida Relay Service) no later than three (3) business days prior to the proceeding.

(M201155)

NOTICE BY THE VILLAGE OF KEY BISCAYNE OF INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTION OF A NON-AD VALOREM ASSESSMENT

Notice is hereby given to all owners of lands located within the boundaries of the Village of Key Biscayne ("Village") that the Village intends to use the uniform ad valorem method for collecting the non-ad valorem assessments levied by the Village as set forth in Section 197.3632, F.S., and that the Village Council will hold a public hearing on December 8, 2020 at 6:00 p.m. at the Village of Key Biscayne, Council Chamber, located at 560 Crandon Boulevard, Key Biscayne, Florida 33149.

The purpose of the public hearing is to consider the adoption of a Resolution authorizing the Village to use the uniform ad valorem method of collecting non-ad valorem assessments levied by the Village as provided in Section 197.3632, F.S. Copies of the proposed form of Resolution are on file at the office of the Village Clerk, 88 West McIntyre Street, Suite 220, Key Biscayne, Florida 33149.

The Village is considering adopting a non-ad valorem assessment for each year until discontinued, beginning in 2021, for the purpose of collecting solid waste fees and assessments.

This non-ad valorem assessment would be collected for the first time using the uniform ad valorem method of collection, and is currently collected by a direct billing system.

Interested parties may appear at the public hearing to be heard regarding the use of the uniform ad valorem method of collecting such non-ad valorem assessments and/or may submit written comments to the Village Council. Written comments should be received by the Village Clerk on or before December 7, 2020. Any persons desiring to present oral comments should appear at the public hearing.

If any person decides to appeal any decision made with respect to any matter considered at this public hearing, such person will need a record of the proceedings and for such purpose such person may need to ensure that a verbatim record of the proceedings is made at their own expense and which record includes the testimony and evidence on which the appeal is based.

In accordance with the Americans with Disabilities Act of 1990 and Section 286.26, F.S., persons with disabilities needing special accommodation to participate in such public hearing should contact the Village Clerk, Jocelyn B. Koch, at 305-365-5506 at least forty-eight (48) hours prior to the date of the public hearing.

Dated this: 5th day of November, 2020.

Village of Key Biscayne
By: Jocelyn B. Koch, Village Clerk

PUBLISH: Miami Herald
Publication Dates: November 8, November 15, November 22, November 29

NOTICE BY THE VILLAGE OF KEY BISCAYNE OF INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTION OF A NON-AD VALOREM ASSESSMENT

Notice is hereby given to all owners of lands located within the boundaries of the Village of Key Biscayne ("Village") that the Village intends to use the uniform ad valorem method for collecting the non-ad valorem assessments levied by the Village as set forth in Section 197.3632, F.S., and that the Village Council will hold a public hearing on December 8, 2020 at 6:00 p.m. at the Village of Key Biscayne, Council Chamber, located at 560 Crandon Boulevard, Key Biscayne, Florida 33149.

The purpose of the public hearing is to consider the adoption of a Resolution authorizing the Village to use the uniform ad valorem method of collecting non-ad valorem assessments levied by the Village as provided in Section 197.3632, F.S. Copies of the proposed form of Resolution are on file at the office of the Village Clerk, 88 West McIntyre Street, Suite 220, Key Biscayne, Florida 33149.

The Village is considering adopting a non-ad valorem assessment for each year until discontinued, beginning in 2021, for the purpose of collecting stormwater utility fees and assessments.

This non-ad valorem assessment would be collected for the first time using the uniform ad valorem method of collection, and is currently collected on the Miami-Dade Water and Sewer Authority Department bill.

Interested parties may appear at the public hearing to be heard regarding the use of the uniform ad valorem method of collecting such non-ad valorem assessments and/or may submit written comments to the Village Council. Written comments should be received by the Village Clerk on or before December 7, 2020. Any persons desiring to present oral comments should appear at the public hearing.

If any person decides to appeal any decision made with respect to any matter considered at this public hearing, such person will need a record of the proceedings and for such purpose such person may need to ensure that a verbatim record of the proceedings is made at their own expense and which record includes the testimony and evidence on which the appeal is based.

In accordance with the Americans with Disabilities Act of 1990 and Section 286.26, F.S., persons with disabilities needing special accommodation to participate in such public hearing should contact the Village Clerk, Jocelyn B. Koch, at 305-365-5506 at least forty-eight (48) hours prior to the date of the public hearing.

Dated this 5th day of November, 2020.

Village of Key Biscayne
By: Jocelyn B. Koch, Village Clerk

PUBLISH: Miami Herald
Publication Dates: November 8, November 15, November 22, November 29

FROM PAGE 21A

PATA

Department also declined to comment about the ESPN story on what remains an open investigation.

Several Pata family members, including siblings and his mother, had not returned phone calls or texts to the Miami Herald by Wednesday afternoon.

But Dave Howell, one of Pata's best friends and a former teammate, said police should continue to pursue all leads in the case.

"It's been so long and there hasn't been any more information that's led to an arrest," he told the Herald. "And that just leads to more frustration for the family."

Pata was a 22-year-old senior and budding star when he was shot in the back of the head and killed outside his home at the Colony Apartments in Kendall on Nov. 7, 2006. Pata, who was expected to be a high NFL draft pick, had just returned from practice.

There were no direct eyewitnesses to the shooting.

The police department's homicide bureau had long been tight-lipped about details of the investigation, but eventually released some documents to ESPN.

ESPN's report suggested that Jones appeared to be the most viable suspect. The network found one police records cover sheet that described Jones as a "suspect" but without explaining why.

The documents obtained by ESPN also revealed that in the hours after the shooting, Jones — who had been suspended because of a third positive marijuana test — skipped a mandatory team meeting at the campus athletic center. The story also says Jones changed his phone number on the day of the shooting and asked another student athlete "to borrow money to go out of town."

The sports network first began working on the story in 2017, but the relationship with Miami-Dade Police soured. When the network went to court to ask for more police records, a judge declined to release them, citing an open investigation. But during that court hearing, then-homicide Lieutenant Joseph Zancanato testified that there was a "primary person of interest."

"We have a strong belief who killed Bryan Pata," Zancanato said, according to ESPN.

Charles Raboin: 305-376-3672,
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ELECTION 2020

Political newcomer, five-time candidate face off in North Miami Beach runoff

BY AARON LEIBOWITZ
aleibowitz@miamiherald.com

An employee of the city of North Miami and a retired teacher will go head to head in a runoff election Tuesday to decide who will replace Phyllis Smith on the North Miami Beach City Commission.

Daniela Jean, a first-time candidate who works in the risk management department in neighboring North Miami, finished first in the Nov. 3 general election with about 34% of the votes in a six-person field. Margaret "Marge" Love, who is running for city commission for a fifth time, finished second with 19%.

Because no candidate took a majority of the votes, the top two finishers will now face off. The winner will become the lone new face in North Miami Beach politics.

Smith is termed out after nearly 14 years in office. Mayor Anthony DeFilippo and Commissioners Michael Joseph and McKenzie Fleuri-mond each defeated a challenger Nov. 3 to maintain their seats.

Jean, 34, is an administrative coordinator in North Miami's risk management division and has worked in local government for about eight years. She was born in Paris and moved to North Miami Beach with her parents, who are Haitian-born, when she was 6 years old.

Jean touts her status as a millennial and refers to herself as a "born leader" and a "problem solver." She teaches American Sign Language to school-age kids and authored a self-help e-book, called "5Gs of Success."



Daniela Jean, left, and Margaret 'Marge' Love are the two candidates in a Nov. 17 runoff for a North Miami Beach city commission seat.

"I'm a millennial, I'm innovative, I'm a leader," she said.

Jean declined to say how she might have handled two critical recent decisions by the city commission: one to terminate a contract for private operation of the city's water utility, and another to approve a \$1.5 billion redevelopment of the Intra-coastal Mall.

Instead, she said she prefers to look forward and ensure residents will benefit from those changes.

"What we want is that the promises that should be yielded from the decision [should be] actually followed through," Jean said of the water utility contract, citing the jobs that may be offered to employees of Jacobs Engineering as North Miami Beach transitions back to city control.

Other key issues, Jean said, include resident concerns about high water bills, more police patrols to prevent speeding, and investing more money from the city's community redevelopment agency in small and minority-owned businesses.

Some of the city's neighborhoods aren't as well-kept as they should be, she added.

"Residents want more from the city," Jean said. "They want to see improvements in their area. They want to know they have an advocate."

Love, 68, ran unsuccessfully for North Miami Beach city commission in 2011, 2013, 2015 and 2018. She says her first few campaigns were made more challenging by her career teaching kindergarten in the Miami-Dade County Public Schools. But she has since retired and learned what it takes to knock on doors and run a campaign, she told the Herald.

"In the beginning, no one told me what you have to do to win an election," she said. One thing hasn't changed, though: Love isn't accepting campaign contributions, instead pouring more than \$45,000 of her own money into her campaign.

Love told the Herald an experience she had in 2010, when she was the victim of a crime and was assisted by North Miami Beach police, moved her to become a Neighborhood Crime Watch advocate. She organized meetings for residents at City Hall and brought in expert speakers, she said.

She added that, since cuts were made to the city's police department nine years ago, she believes the department hasn't had the funding necessary to support its officers and promote community policing.

"I feel that we've never ever recovered from that," she said. "I will be the law-and-order commissioner."

Love also said she's been disturbed by some of what she's seen during city commission meetings, saying the way meetings are being conducted is "appalling." Without mentioning anyone by name, she pointed

ed to commissioners who have been muted during virtual meetings and threatened to have their microphones cut off. She appeared to be referring to DeFilippo, the city's mayor, who shouted, "Mute her right now!" in reference to Smith at a meeting last month.

Love said that, if she wins, she wants commission meetings "to be a constant reminder of proper decorum and civility within our dais. For me, that's a starting point."

Unlike Jean, Love was blunt about her take on the Intra-coastal Mall project, saying residents of the nearby Eastern Shores neighborhood "were really let down." She called the developer pushing the project — Gil Dezer, whom she also declined to mention by name — a "shady character" who shouldn't be trusted. The public learned in 2018 that Dezer was employing the wife of then-mayor George Vallejo and paying her through secret shell companies Vallejo set up.

Love and Jean brushed off questions about the fact that the city's four white elected officials are all supporting Love, who is white, while two Haitian-American commissioners are supporting Jean. A third Haitian-American commissioner, Michael Joseph, did not respond to an inquiry about whom he's supporting.

About 20% of the North Miami Beach population is Haitian American, according to U.S. Census data. The city in northeast Miami-Dade County "is a true melting pot," said Jean. "That's what I want to focus on: serving my community as a whole."

Love, meanwhile, suggested she would "ignore race" as a city commissioner, just as she did as a teacher.

"As an educator in the classroom, I was colorblind for over four decades. I just have never seen color," she said.

Love added: "This is the time to embrace each other and ignore religion, ignore race ... and be as one in one peaceful community, one peaceful dais."

Aaron Leibowitz: 305-376-2235,
@aaron_leib

NOTICE BY THE VILLAGE OF KEY BISCAYNE OF INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTION OF A NON-AD VALOREM ASSESSMENT

Notice is hereby given to all owners of lands located within the boundaries of the Village of Key Biscayne ("Village") that the Village intends to use the uniform ad valorem method for collecting the non-ad valorem assessments levied by the Village as set forth in Section 197.3632, F.S., and that the Village Council will hold a public hearing on December 8, 2020 at 6:00 p.m. at the Village of Key Biscayne, Council Chamber, located at 560 Crandon Boulevard, Key Biscayne, Florida 33149.

The purpose of the public hearing is to consider the adoption of a Resolution authorizing the Village to use the uniform ad valorem method of collecting non-ad valorem assessments levied by the Village as provided in Section 197.3632, F.S. Copies of the proposed form of Resolution are on file at the office of the Village Clerk, 88 West McIntyre Street, Suite 220, Key Biscayne, Florida 33149.

The Village is considering adopting a non-ad valorem assessment for each year until discontinued, beginning in 2021, for the purpose of collecting solid waste fees and assessments.

This non-ad valorem assessment would be collected for the first time using the uniform ad valorem method of collection, and is currently collected by a direct billing system.

Interested parties may appear at the public hearing to be heard regarding the use of the uniform ad valorem method of collecting such non-ad valorem assessments and/or may submit written comments to the Village Council. Written comments should be received by the Village Clerk on or before December 7, 2020. Any persons desiring to present oral comments should appear at the public hearing.

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Dated this: 5th day of November, 2020.

Village of Key Biscayne
By: Jocelyn B. Koch, Village Clerk

PUBLISH: Miami Herald
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The Village is considering adopting a non-ad valorem assessment for each year until discontinued, beginning in 2021, for the purpose of collecting stormwater utility fees and assessments.

This non-ad valorem assessment would be collected for the first time using the uniform ad valorem method of collection, and is currently collected on the Miami-Dade Water and Sewer Authority Department bill.

Interested parties may appear at the public hearing to be heard regarding the use of the uniform ad valorem method of collecting such non-ad valorem assessments and/or may submit written comments to the Village Council. Written comments should be received by the Village Clerk on or before December 7, 2020. Any persons desiring to present oral comments should appear at the public hearing.

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Dated this 5th day of November, 2020.

Village of Key Biscayne
By: Jocelyn B. Koch, Village Clerk

PUBLISH: Miami Herald
Publication Dates: November 8, November 15, November 22, November 29

EXHIBIT C

VILLAGE OF KEY BISCAYNE INTERGOVERNMENTAL COOPERATION AGREEMENT

**INTERGOVERNMENTAL COOPERATION AGREEMENT
BY AND AMONG
MIAMI-DADE COUNTY PROPERTY APPRAISER
AND
MIAMI -DADE COUNTY TAX COLLECTOR
AND
THE VILLAGE OF KEY BISCAYNE**

THIS INTERGOVERNMENTAL COOPERATION AGREEMENT (the "Agreement") is made and entered into as of the ____ day of _____, 2021, by and among Miami-Dade County Office of the Property Appraiser (hereinafter referred to as ("Property Appraiser")), Florida, Miami-Dade County on behalf of the Tax Collector (hereinafter referred to as "Tax Collector"), Florida, and the Village of Key Biscayne, Florida (hereinafter referred to as "Village").

WITNESSETH:

WHEREAS, the Village intends to adopt non-ad valorem assessments or special assessments for stormwater and solid waste fees within the Village of Key Biscayne; and

WHEREAS, the Village intends to utilize the uniform method of collection, as outlined in Sections 197.3632 and 197.3635, Florida Statutes, for collecting the above-referenced non-ad valorem special assessments for the aforementioned services; and

WHEREAS, the Village has requested that the Property Appraiser include its adopted non-ad valorem assessments for stormwater and solid waste fees on the Notice of Proposed Property Taxes as specified in Section 200.069, Florida Statutes ("TRIM Notice"); and

WHEREAS, the Village has requested that the Tax Collector include its adopted non-ad valorem assessments for stormwater and solid waste fees on the Combined Notice of Ad Valorem and Non-Ad Valorem Assessments provided for in Section 197.3635, Florida Statutes; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the Village, the Property Appraiser, and the Tax Collector must enter into a written agreement evidencing the Property Appraiser's and the Tax Collector's agreement to place the Village's herein specified non-ad valorem assessments on the TRIM Notice and tax bill; and

WHEREAS, the Village represents that it has duly complied with the Notice provisions and adopted Resolution No. _____ in compliance with the required resolutions set forth in Section 197.3632 Florida Statutes, so as to entitle the Village to utilize the non-ad valorem method of collection, and the Tax Collector and Property Appraiser have relied on these representations, and

NOW, THEREFORE, for good and valuable consideration and intending to be legally bound hereby, the Village, the Property Appraiser, the Tax Collector agree as follows:

1. The Village, Property Appraiser, and Tax Collector shall abide by all statutes, rules and regulations pertaining to the levy and collection of non-ad valorem assessments, including the provisions of sections 197.3632, 197.3635, Florida Statutes, as amended, and any applicable rules duly promulgated by the Department of Revenue.
2. The Property Appraiser agrees to place the Village's non-ad valorem assessments for stormwater and solid waste fees within the Village of Key Biscayne on the Notice of Proposed Property Taxes and Proposed or Adopted Non-Ad Valorem Assessments prepared in accordance with Section 200.069, Florida Statutes.
3. The Tax Collector agrees to the Village's request to place its adopted non-ad valorem assessments for stormwater and solid waste fees within the Village of Key Biscayne on the Combined Notice of Ad Valorem Taxes and

Non-Ad Valorem Assessments in accordance with Section 197.3635, Florida Statutes.

4. The Village agrees that all certified assessment rolls will be maintained and transmitted to the Property Appraiser and the Tax Collector on compatible electronic medium as defined in Section 197.3632(1), Florida Statutes.
5. The Village agrees that, in consideration for services herein agreed to be performed by the Tax Collector, the Tax Collector shall be entitled to retain, in the Tax Collector's sole discretion, the actual costs of collection not to exceed two percent (2%) on the amount of special assessments collected and remitted.
6. **Duration of this Agreement.** This Agreement shall take effect upon signing and shall extend to the collection of special assessments for each fiscal year thereafter until canceled by any Party pursuant to Section 10 herein.
7. **Severability of the Provisions in this Agreement.** The provisions in this Agreement are intended to be severable. If any provision of this Agreement shall be held to be invalid or unenforceable in whole or in part, such provision shall be ineffective to the extent of such invalidity or unenforceability without in any manner affecting the validity or enforceability of the remaining provisions of this Agreement.
8. **Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of the State of Florida.
9. **Amendments or Modifications of this Agreement.** It is anticipated by the parties that the terms and conditions of this Agreement will be

periodically amended or modified. Such amendments or modifications must be in writing and must be duly executed by all parties to this Agreement.

10. **Terms and Cancellation.** The Term of this Agreement shall commence upon the date first above written and shall run through the end of the calendar year and shall automatically be renewed thereafter, for successive terms, not to exceed one year each. Any party may cancel this Agreement at the end of the term upon written notice to the other parties prior to the end of the term.
11. **Intent to be Legally Bound.** By signing this Agreement, the Parties hereto confirm and state that they have carefully read this Agreement, that they know the contents hereof, that they fully expect to carry out each and every provision, and that they intend to be legally bound by the rights and obligations set forth herein.
12. **Indemnification and Hold Harmless** The Village shall indemnify and hold harmless, to the extent permitted by Florida law and without waiving its right of sovereign immunity, the Property Appraiser, Tax Collector and their respective officers, employees, agents and instrumentalities from any and all liability, losses or damages, including attorneys' fees and costs of defense, which the Property Appraiser, Tax Collector or their respective officers, employees, agents or instrumentalities may incur as a result of claims, demands, suits, causes of actions or proceedings of any kind or nature arising out of, relating to or resulting from the negligent or intentional acts or omissions of the Village or its employees, agents, servants, partners principals, or subcontractors arising out of, relating to, or resulting from the performance of the Agreement. The Village shall pay all claims and losses

in connection therewith and shall investigate and defend all claims, suits or actions of any kind or nature in the name of the Property Appraiser or Tax Collector where applicable, including appellate proceedings, and shall pay all costs, judgments, and attorneys' fees which may issue thereon.

13. **Headings.** The headings for each paragraph in this Agreement are for the purposes of reference only and shall not limit or otherwise affect the meaning of any provision.

14. **Complete Agreement.** This document shall represent the complete agreement of the Parties.

IN WITNESS WHEREOF, the Parties hereto execute this Agreement, and they affirm that they have the power to do so on behalf of the Village, the Tax Collector, and the Property Appraiser.

(S E A L)



ATTEST:

By: Jowelyn B. Koch

Village Clerk
(name and title)

VILLAGE OF KEY BISCAYNE,
FLORIDA

A municipal corporation of the
State of Florida

By: Charles R. Hess

INTERIM VILLAGE MANAGER
(name and title)

MIAMI-DADE COUNTY, FLORIDA
OFFICE OF THE PROPERTY APPRAISER

By: _____
Pedro J. Garcia
Property Appraiser

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

ATTEST:

By: _____
Harvey Ruvin
County Clerk

By: _____
Daniella Levine Cava
Mayor

Approved as to legal sufficiency for Miami-Dade County and the Office of the Property Appraiser:

By: _____
Assistant County Attorney