

MEMORANDUM

Agenda Item No. 11(A)(15)

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

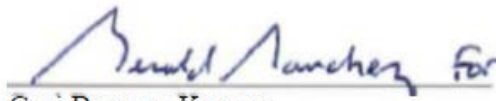
DATE: July 8, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution amending Resolution
No. R-619-20 to extend the time
for the Board of County
Commissioners to approve an
interlocal cooperation agreement
between Miami-Dade County,
the City of Miami Beach, and the
North Beach Community
Redevelopment Agency, and a
Community Redevelopment Plan
for the North Beach Community
Redevelopment Area

Resolution No. R-676-21

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


Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM

(Revised)

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

DATE: July 8, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(15)

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)(15)
7-8-21

RESOLUTION NO. _____ R-676-21

RESOLUTION AMENDING RESOLUTION NO. R-619-20 TO
EXTEND THE TIME FOR THE BOARD OF COUNTY
COMMISSIONERS TO APPROVE AN INTERLOCAL
COOPERATION AGREEMENT BETWEEN MIAMI-DADE
COUNTY, THE CITY OF MIAMI BEACH, AND THE NORTH
BEACH COMMUNITY REDEVELOPMENT AGENCY, AND A
COMMUNITY REDEVELOPMENT PLAN FOR THE NORTH
BEACH COMMUNITY REDEVELOPMENT AREA

WHEREAS, on July 8, 2020, this Board adopted Resolution No. R-619-20, which declared a certain geographic area known as the North Beach Community Redevelopment Area, which is generally bounded on the north by 87th Terrace, on the south by 65th Street, on the east by the Atlantic Ocean, and on the west by Rue Notre Dame (the “redevelopment area”), to be a slum or blighted area, declared the rehabilitation, conservation or redevelopment, or combination thereof to be necessary in the interest of the public health, safety, morals or welfare of the residents of the redevelopment area and the County, and found the need for the creation of a community redevelopment agency; and

WHEREAS, this Board through Resolution No. R-619-20 and in accordance with section 163.410, Florida Statutes, delegated the power to create a community redevelopment agency to the City of Miami Beach (“City”); and

WHEREAS, this Board also delegated to the City the power to initiate, prepare, and adopt a redevelopment plan, subject to approval by this Board; and

WHEREAS, on February 10, 2021, the City adopted Resolution No. 2021-31596, which created the North Beach Community Redevelopment Agency (the “Agency”) and appointed the City Commission as the board of commissioners of the Agency; and

WHEREAS, on May 12, 2021, the City adopted Resolution No. 2021-31709, and the Agency adopted Resolution No. 003-2021, approving the North Beach Community Redevelopment Plan (“plan”); and

WHEREAS, in accordance with Resolution No. R-619-20, on May 12, 2021, the City adopted Resolution No. 2021-31710, and the Agency adopted Resolution No. 004-2021 approving an Interlocal Cooperation Agreement between the County, the City and the Agency (“interlocal agreement”); and

WHEREAS, Resolution No. R-619-20 provides that “the Agency shall cease to exist within 12 months from the adoption of this resolution if: (1) the City has not approved a redevelopment plan and interlocal agreement acceptable to the County; and (2) the County has not approved same in accordance with the [chapter 163, part III, Florida Statutes]”; and

WHEREAS, the City, on behalf of the Agency, has timely submitted the plan and the interlocal agreement for this Board’s approval; and

WHEREAS, this Board has scheduled a public hearing during its July 8, 2021 meeting to consider the approval of a resolution related to the plan and interlocal agreement (Legistar No. 211379) and an ordinance related to the creation of the trust fund for the redevelopment area (Legistar No. 211357); and

WHEREAS, a deferral of the before-mentioned resolution and ordinance has been requested until July 20, 2021 to ensure that the district commissioner and prime sponsor of both legislative items and the City’s officials, who will be attending a meeting out of town on July 8, 2021, are able to attend the Board’s meeting to address any concerns of this Board; and

WHEREAS, accordingly, this Board wishes to amend Resolution No. R-619-20 to extend the time for this Board to consider and approve the plan and the interlocal agreement,

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

Section 1. The foregoing recitations are incorporated herein by reference.

Section 2. This Board hereby amends section 7 of Resolution No. R-619-20 to read as follows:

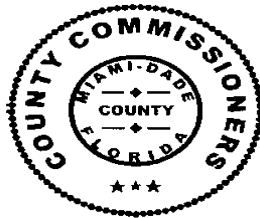
The Agency shall cease to exist if: (1) the City has not approved a redevelopment plan and interlocal agreement acceptable to the County; and (2) the County has not approved same in accordance with the Act by September 2, 2021.

All other provisions set forth in Resolution No. R-619-20 shall remain in full force and effect.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner **Eileen Higgins**, who moved its adoption. The motion was seconded by Commissioner **Oliver G. Gilbert, III** 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 García	aye	Keon Hardemon	aye
Sally A. Heyman	absent	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	nay
Kionne L. McGhee	absent	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 8th day of July, 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

By: **Melissa Adames**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Terrence A. Smith
Leigh Kobrinski