

MEMORANDUM

Agenda Item No. 3(A)(6)

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

DATE: July 20, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution approving allocation
in amount of \$30,000.00 from
District 7 portion of the Marlins'
settlement payment for capital
project consisting of pedestrian
scramble crosswalks at the
intersection of Red Road (57th
Avenue) and Sunset Drive (SW
72nd Street)

Resolution No. R-691-21

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



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM

(Revised)

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

DATE: July 20, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 3(A)(6)

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. 3(A)(6)
7-20-21

RESOLUTION NO. _____ R-691-21

RESOLUTION APPROVING ALLOCATION IN AMOUNT OF \$30,000.00 FROM DISTRICT 7 PORTION OF THE MARLINS' SETTLEMENT PAYMENT FOR CAPITAL PROJECT CONSISTING OF PEDESTRIAN SCRAMBLE CROSSWALKS AT THE INTERSECTION OF RED ROAD (57TH AVENUE) AND SUNSET DRIVE (SW 72ND STREET)

WHEREAS, at the February 17, 2021 Board of County Commissioners meeting, this Board approved a settlement agreement between Miami-Dade County, the City of Miami ("City"), Miami Marlins, LP, and Marlins TeamCo, LLC ("settlement agreement") to resolve the County's and City's claims pertaining to the Non-Relocation Agreement's equity payment; and

WHEREAS, the County's share of the equity payment resulting from the settlement agreement is \$4,763,000.00 ("settlement funds") and are unrestricted, general funds; and

WHEREAS, the coronavirus disease 2019 ("COVID-19") is an infectious disease caused by severe acute respiratory syndrome coronavirus 2, a novel coronavirus that was first identified in December 2019; and

WHEREAS, the disease has spread globally, and on March 11, 2020, the World Health Organization officially declared COVID-19 a pandemic; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order No. 20-52 declaring a state of emergency for the entire State of Florida as a result of COVID-19; and

WHEREAS, on March 11, 2020, Mayor Carlos A. Gimenez declared a state of emergency for Miami-Dade County; and

WHEREAS, these orders have since been extended; and

WHEREAS, on March 16, 2021, this Board adopted Resolution No. R-226-21 setting forth County policy that the settlement funds be divided equally among all County Commission Districts (representing \$366,384.61 per Commission District) to be used, subject to prior Board approval, for COVID-19 relief efforts, capital projects, the needs of the Miami-Dade Police Department, or the needs of the Miami-Dade Corrections Department, as allocated by each of the County Commissioners for their respective districts; and

WHEREAS, the County's Department of Transportation and Public Works, in conjunction with the Cities of South Miami and Coral Gables, is currently undertaking a capital project in Commission District 7 for the construction of pedestrian scramble crosswalks at the intersection of Red Road (57th Avenue) and Sunset Drive (SW 72nd Street) (the "project"); and

WHEREAS, this Board desires to allocate \$30,000.00 from the Commission District 7 portion of the settlement funds to the construction of the project,

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

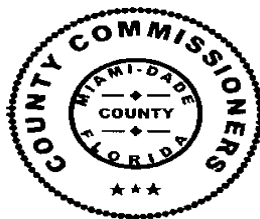
Section 1. The above recitals are incorporated herein by reference and are approved.

Section 2. This Board hereby approves an allocation in the amount of \$30,000.00 from the Commission District 7 portion of the settlement funds to be used for the construction of the project.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Kionne L. McGhee** 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	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe 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 this resolution duly passed and adopted this 20th 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.

MRP

Monica Rizo Perez