

MEMORANDUM

Agenda Item No. 11(A)(2)

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

DATE: January 19, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution amending Resolution No. R-226-21 regarding County policy on allowable uses of funds received from Marlins' settlement payment to allow funds to be used for assistance necessary and relief efforts as a result of a declared state of emergency, including but not limited to, the Surfside building collapse emergency; approving allocation in amount of \$50,000.00 from District 4 portion of the Marlins' settlement payment to Jewish Community Services of South Florida, Inc. ("JCS") for long-term recovery case management for survivors of the Surfside building collapse emergency and authorizing the County Mayor to execute grant agreement with JCS

Resolution No. R-58-22

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: January 19, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(2)

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)(2)
1-19-22

RESOLUTION NO. _____ R-58-22

RESOLUTION AMENDING RESOLUTION NO. R-226-21 REGARDING COUNTY POLICY ON ALLOWABLE USES OF FUNDS RECEIVED FROM MARLINS' SETTLEMENT PAYMENT TO ALLOW FUNDS TO BE USED FOR ASSISTANCE NECESSARY AND RELIEF EFFORTS AS A RESULT OF A DECLARED STATE OF EMERGENCY, INCLUDING BUT NOT LIMITED TO, THE SURFSIDE BUILDING COLLAPSE EMERGENCY; APPROVING ALLOCATION IN AMOUNT OF \$50,000.00 FROM DISTRICT 4 PORTION OF THE MARLINS' SETTLEMENT PAYMENT TO JEWISH COMMUNITY SERVICES OF SOUTH FLORIDA, INC. ("JCS") FOR LONG-TERM RECOVERY CASE MANAGEMENT FOR SURVIVORS OF THE SURFSIDE BUILDING COLLAPSE EMERGENCY AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GRANT AGREEMENT WITH JCS

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, 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 coronavirus disease 19 ("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, while COVID-19 is a pandemic and resulted in a declaration of a state of emergency by Governor Ron DeSantis for the State of Florida and the Miami-Dade County Mayor for Miami-Dade County on March 9, 2020 and March 11, 2020, respectively, there has been another emergency event since that time; and

WHEREAS, in the early morning hours of June 24, 2021, a portion of the residential building located at 8777 Collins Avenue, known as Champlain Towers South in Surfside, Florida collapsed (“Surfside building collapse”); and

WHEREAS, Mayor Levine Cava declared a local state of emergency related to the Surfside building collapse; and

WHEREAS, Jewish Community Services of South Florida, Inc. (“JCS”), a Florida not-for-profit corporation, has been providing long-term recovery case management services for the survivors and families of the Surfside building collapse; and

WHEREAS, it would be in the best interest of the County, and this Board desires, to have the permitted use of the settlement funds be amended and expanded to include assistance and relief efforts as a result of any declared state of emergency in Miami-Dade County, including but not limited to, the Surfside building collapse emergency; and

WHEREAS, this Board further desires to allocate \$50,000.00 from the Commission District 4 portion of the settlement funds to JCS for long-term recovery case management for survivors and their families of the Surfside building collapse emergency,

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

Section 1. The recitals set forth above are incorporated into this resolution as if fully set forth herein and are approved.

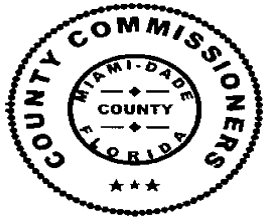
Section 2. The Board amends Resolution No. R-226-21 regarding County policy on allowable uses of the settlement funds to allow the settlement funds to also be used for assistance necessary and relief efforts as a result of a declared state of emergency in Miami-Dade County, including but not limited to, the Surfside building collapse emergency.

Section 3. This Board further approves the allocation in the amount of \$50,000.00 from the Commission District 4 portion of the settlement funds to JCS for long-term recovery case management for survivors and their families of the Surfside building collapse emergency and authorizes the County Mayor or County Mayor's designee to execute a grant agreement with JCS following review for form and legal sufficiency by the County Attorney's Office.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** 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 19th day of January 2022. 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.

A handwritten signature in dark ink, consisting of the letters "MRP" in a stylized, cursive-like font.

Monica Rizo Perez