

MEMORANDUM

Agenda Item No. 3(A)(4)

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

DATE: March 1, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution approving allocation
in amount of \$200,000.00 from
District 12 portion of the
Marlins' settlement payment to
the Village of Virginia Gardens
("Village") for a capital
improvement project to improve
the Village's baseball fields; and
authorizing the County Mayor to
execute grant agreement with the
Village and to exercise any and
all rights conferred therein

Resolution No. R-173-22

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Jose "Pepe" Diaz.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM
(Revised)

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

DATE: March 1, 2022

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County Attorney

SUBJECT: Agenda Item No. 3(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. 3(A)(4)
3-1-22

RESOLUTION NO. _____ R-173-22

RESOLUTION APPROVING ALLOCATION IN AMOUNT OF \$200,000.00 FROM DISTRICT 12 PORTION OF THE MARLINS' SETTLEMENT PAYMENT TO THE VILLAGE OF VIRGINIA GARDENS ("VILLAGE") FOR A CAPITAL IMPROVEMENT PROJECT TO IMPROVE THE VILLAGE'S BASEBALL FIELDS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GRANT AGREEMENT WITH THE VILLAGE AND TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

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, on January 19, 2022, this Board adopted Resolution No. R-58-22, amending County policy to provide that the settlement funds may 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 that transpired on June 24, 2021, when a portion of the residential building located at 8777 Collins Avenue, known as Champlain Towers South in Surfside, Florida collapsed; and

WHEREAS, this Board desires to allocate \$200,000.00 from the Commission District 12 portion of the settlement funds to the Village of Virginia Gardens (“Village”) to be used for a capital improvement project to improve the Village’s baseball fields,

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

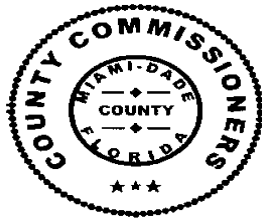
Section 1. The recitals set forth above are incorporated into this resolution as if fully set forth herein and are approved.

Section 2. The Board approves the allocation in the amount of \$200,000.00 from the Commission District 12 portion of the settlement funds to the Village to be used for a capital improvement project to improve the Village’s baseball fields, and authorizes the County Mayor or County Mayor’s designee to execute a grant agreement with the Village following review for form and legal sufficiency by the County Attorney’s Office and to execute any and all rights conferred therein.

The Prime Sponsor of the foregoing resolution is Chairman Jose “Pepe” Diaz. It was offered by Commissioner **Rebeca Sosa** , 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	absent
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	absent		

The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of March, 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Handwritten signature of Monica Rizo Perez, consisting of the letters "MRP" in a cursive style, positioned above a horizontal line.

Monica Rizo Perez