

## **MEMORANDUM**

Non-Agenda Item No.15(F)(1)

---

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

**DATE:** April 5, 2022

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution delegating authority to County Mayor to approve design and construction changes made at the County's option under the project agreement with Plenary Justice Miami, LLC for the design, build, finance, operation and maintenance of a new civil and probate courthouse using contingency allowance in an amount not to exceed \$2,000,000.00 and subject to approval of the Chief Judge of Eleventh Judicial Circuit Court of Florida

Resolution No. R-1182-22

---

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:** April 5, 2022

**FROM:**   
Gen Bonzon-Keenan  
County Attorney

**SUBJECT:** Non-Agenda Item No. 15(F)(1)

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 \_\_\_\_\_

Non-Agenda Item No. 15(F)(1)  
4-5-22

**RESOLUTION NO. R-1182-22**

RESOLUTION DELEGATING AUTHORITY TO COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPROVE DESIGN AND CONSTRUCTION CHANGES MADE AT THE COUNTY'S OPTION UNDER THE PROJECT AGREEMENT WITH PLENARY JUSTICE MIAMI, LLC FOR THE DESIGN, BUILD, FINANCE, OPERATION AND MAINTENANCE OF A NEW CIVIL AND PROBATE COURTHOUSE USING CONTINGENCY ALLOWANCE IN AN AMOUNT NOT TO EXCEED \$2,000,000.00 AND SUBJECT TO APPROVAL OF THE CHIEF JUDGE OF ELEVENTH JUDICIAL CIRCUIT COURT OF FLORIDA

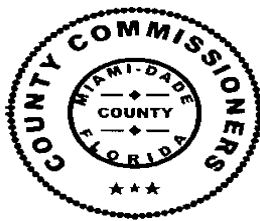
**WHEREAS**, at the April 5, 2022 Board of County Commissioners' meeting, a motion was made delegating the authority to the County Mayor or County Mayor's designee to approve design and construction changes at the County's option pursuant to section 7.12 of the project agreement with Plenary Justice Miami, LLC to design, build, finance, operate and maintain a new civil and probate courthouse ("project agreement") and to spend the contingency allowance up to \$2,000,000.00 for same, provided that the consent of the Chief Judge of the Eleventh Judicial Circuit Court of Florida is first obtained,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board delegates authority to the County Mayor or County Mayor's designee to approve design and construction changes at the County's option pursuant to section 7.12 of the project agreement and to spend the contingency allowance up to \$2,000,000.00 for same, provided that the consent of the Chief Judge of the Eleventh Judicial Circuit Court of Florida is first obtained.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

|                                       |               |                        |               |
|---------------------------------------|---------------|------------------------|---------------|
| Jose "Pepe" Diaz, Chairman            | <b>aye</b>    |                        |               |
| Oliver G. Gilbert, III, Vice-Chairman | <b>aye</b>    |                        |               |
| Sen. René García                      | <b>aye</b>    | Keon Hardemon          | <b>aye</b>    |
| Sally A. Heyman                       | <b>aye</b>    | Danielle Cohen Higgins | <b>aye</b>    |
| Eileen Higgins                        | <b>absent</b> | Joe A. Martinez        | <b>aye</b>    |
| Kionne L. McGhee                      | <b>absent</b> | Jean Monestime         | <b>aye</b>    |
| Raquel A. Regalado                    | <b>aye</b>    | Rebeca Sosa            | <b>absent</b> |
| Sen. Javier D. Souto                  | <b>absent</b> |                        |               |

The Chairperson thereupon declared this resolution duly passed and adopted this 5<sup>th</sup> day of April, 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

By: **Basia Pruna**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

*MRP*

Monica Rizo Perez