

MEMORANDUM

Agenda Item No. 5(O)

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

DATE: May 3, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution approving, after a public hearing, a significant modification of Building Better Communities General Obligation Bond Program Project No. 168 – “Unincorporated Municipal Service Area – Infrastructure Improvements” (“Project No. 168”), as identified in Appendix A to Resolution No. R-914-04, to modify project name and municipal project location; approving allocation from Project No. 168 in the amount of \$500,000.00 to the City of Hialeah Gardens for public infrastructure improvements at Westland Gardens Park located at 13501 NW 107th Avenue, Hialeah Gardens 33018

Resolution No. R-403-22

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/uw



MEMORANDUM

(Revised)

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

DATE: May 3, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(O)

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. 5(O)
5-3-22

RESOLUTION NO. _____ R-403-22

RESOLUTION APPROVING, AFTER A PUBLIC HEARING, A SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 168 – “UNINCORPORATED MUNICIPAL SERVICE AREA – INFRASTRUCTURE IMPROVEMENTS” (“PROJECT NO. 168”), AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-914-04, TO MODIFY PROJECT NAME AND MUNICIPAL PROJECT LOCATION; APPROVING ALLOCATION FROM PROJECT NO. 168 IN THE AMOUNT OF \$500,000.00 TO THE CITY OF HIALEAH GARDENS FOR PUBLIC INFRASTRUCTURE IMPROVEMENTS AT WESTLAND GARDENS PARK LOCATED AT 13501 NW 107TH AVENUE, HIALEAH GARDENS 33018

WHEREAS, pursuant to Resolution No. R-914-04 (the “Public Infrastructure Resolution”), Miami-Dade County voters approved, as part of the Building Better Communities General Obligation Bond (“Bond”) Program, the issuance of general obligation bonds in a principal amount not to exceed \$352,182,000.00 to construct and improve walkways, bikeways, bridges and access to the Seaport, and other municipal and neighborhood infrastructure improvements to enhance quality of life; and

WHEREAS, Appendix A to the Public Infrastructure Resolution lists projects eligible for funding from the Bond Program by project number, municipal project location, Commission district, project name, project description, street address and allocation; and

WHEREAS, one of the projects listed in Appendix A to the Public Infrastructure Resolution is Bond Program Project No. 168 – “Unincorporated Municipal Service Area – Infrastructure Improvements” to fund “[v]arious infrastructure improvements to include but not limited to; sidewalks, resurfacing and guardrails in District 12,” with a municipal project location of “UMSA,” located in Commission District 12, a street address stating “various,” and has a total project allocation of \$941,000.00; and

WHEREAS, section 10 of the Public Infrastructure Resolution provides that all additions, deletions and significant modifications to individuals projects within Appendix A of such resolution shall require a majority vote of this Board after a public hearing; and

WHEREAS, the City of Hialeah Gardens (“City”) owns a large park and recreational facility named Westland Gardens Park located at 13501 NW 107th Avenue, Hialeah Gardens, FL 33018 and it desires to construct a 10,000 square foot structure to house the City’s after school care and other recreational programs for local at-risk children and low income families (the “Project”); and

WHEREAS, the City desires, and has requested that the County provide, funding for public infrastructure improvements associated with the Project; and

WHEREAS, this Board desires to approve a significant modification to Bond Program Project No. 168 to modify its project name to remove the reference to unincorporated municipal service area such that the new project name shall be: “Infrastructure Improvements”, and to further change the municipal project location to “countywide”; and

WHEREAS, this Board further desires to approve an allocation of \$500,000.00 of funds from Bond Program Project No. 168 to the City to be used for public infrastructure improvements associated with the Project and to have County Mayor or Mayor’s designee execute a standard Bond Program Interlocal Agreement with the City in accordance with the authority set forth in Resolution No. R-595-05,

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

Section 1. Approves the foregoing recitals and incorporates them into this resolution.

Section 2. Approves, following a public hearing, a significant modification to Bond Program Project No. 168 to modify its project name to remove the reference to unincorporated

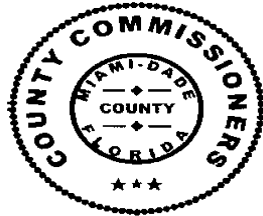
municipal service area such that the new project name shall be: “Infrastructure Improvements”, and to further change the municipal project location to “countywide”, as set forth in Appendix A to the Public Infrastructure Resolution.

Section 3. Approves the allocation of \$500,000.00 from Bond Program Project No. 168 – “Infrastructure Improvements” to the City to be used for public infrastructure improvements associated with the Project and directs the County Mayor or Mayor’s designee to negotiate and execute a standard Bond Program Interlocal Agreement with the City in accordance with the authority set forth in Resolution No. R-595-05.

The Prime Sponsor of the foregoing resolution is Chairman Jose “Pepe” Diaz. 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
Sally A. Heyman	aye
Eileen Higgins	aye
Kionne L. McGhee	aye
Raquel A. Regalado	aye
Sen. Javier D. Souto	aye
Keon Hardemon	aye
Danielle Cohen Higgins	aye
Joe A. Martinez	aye
Jean Monestime	aye
Rebeca Sosa	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 3rd day of May, 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.

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

Monica Rizo Perez