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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

MEMORANDUM

Non-Agenda Item No. 15(F)(2)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: May 16, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution authorizing the Chairperson of the Board of County Commissioners to execute an amended and restated County Deed related to the property located at 20928 NW 39th Avenue (Folio No. 34-1132-012-0410) that was previously conveyed to Palmetto Homes Urban Development Group, Inc., a Florida for-profit corporation ("Palmetto Homes"), in accordance with Resolution No. R-821-20 to allow Palmetto Homes to increase the maximum sales price from \$205,000.00 to the current maximum sales price authorized pursuant to Ordinance No. 21-80 for single-family homes constructed and sold to qualified households in accordance with the Miami-Dade Infill Housing Initiative Program, as amended; authorizing the County Mayor to take all action necessary to exercise any and all rights set forth in Resolution No. R-821-20 and the amended and restated County Deed; and waiving Implementing Order 8-4 that requires all contracts, leases, and agreements, to be executed by the other party before submission to the Board

Resolution No. R-481-23

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Oliver G. Gilbert, III.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: May 16, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

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

Non-Agenda Item No. 15(F)(2)
5-16-23 BCC

RESOLUTION NO. R-481-23

RESOLUTION AUTHORIZING THE CHAIRPERSON OR VICE CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE AN AMENDED AND RESTATED COUNTY DEED RELATED TO THE PROPERTY LOCATED AT 20928 NW 39TH AVENUE (FOLIO NO. 34-1132-012-0410) THAT WAS PREVIOUSLY CONVEYED TO PALMETTO HOMES URBAN DEVELOPMENT GROUP, INC., A FLORIDA FOR-PROFIT CORPORATION (“PALMETTO HOMES”), IN ACCORDANCE WITH RESOLUTION NO. R-821-20 TO ALLOW PALMETTO HOMES TO INCREASE THE MAXIMUM SALES PRICE FROM \$205,000.00 TO THE CURRENT MAXIMUM SALES PRICE AUTHORIZED PURSUANT TO ORDINANCE NO. 21-80 FOR SINGLE-FAMILY HOMES CONSTRUCTED AND SOLD TO QUALIFIED HOUSEHOLDS IN ACCORDANCE WITH THE MIAMI-DADE INFILL HOUSING INITIATIVE PROGRAM, AS AMENDED; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO TAKE ALL ACTION NECESSARY TO EXERCISE ANY AND ALL RIGHTS SET FORTH IN RESOLUTION NO. R-821-20 AND THE AMENDED AND RESTATED COUNTY DEED; AND WAIVING IMPLEMENTING ORDER 8-4 THAT REQUIRES ALL CONTRACTS, LEASES, AND AGREEMENTS, TO BE EXECUTED BY THE OTHER PARTY BEFORE SUBMISSION TO THE BOARD

WHEREAS, at the May 16, 2023 Board of County Commissioners meeting, a motion was made to: (1) authorize the Chairperson or Vice-Chairperson of the Board to execute an amended and restated County Deed related to the property located at 20928 NW 39th Avenue (Folio No. 34-1132-012-0410) that was previously conveyed to Palmetto Homes Urban Development Group, Inc. in accordance with Resolution No. R-821-20, in order to increase the maximum sales price from \$205,000.00 to the maximum sales price set forth in Ordinance No. 21-80 for single-family homes that are constructed and sold to qualified households through the Miami-Dade Infill Housing Initiative Program, as amended, subject to the County Attorney’s Office approval for

form and legal sufficiency; (2) authorize the County Mayor or County Mayor's designee to take all actions necessary to exercise any and all rights, including the County's reversionary rights, as set forth in Resolution No. R-821-20; and (3) waive Implementing Order 8-4, which requires all contracts, leases, and agreements, to be executed by the other party before submission to the Board,

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

Section 1. This Board adopts the foregoing recitals as if fully set forth herein.

Section 2. Pursuant to section 125.411, Florida Statutes, this Board authorizes the Chairperson or Vice-Chairperson of the Board to execute an amended and restated County Deed ("amended deed") related to the property located at 20928 NW 39th Avenue (Folio No. 34-1132-012-0410) that was previously conveyed to Palmetto Homes Urban development Group, Inc., a Florida for-profit corporation ("Palmetto Homes"), in accordance with Resolution No. R-821-20, in order to increase the maximum sales price from \$205,000.00 to the current maximum sales price set forth in Ordinance No. 21-80 for single-family homes that are constructed and sold to qualified households through the Miami-Dade Infill Housing Initiative Program, as amended, subject to the County Attorney's Office approval for form and legal sufficiency.

Section 3. This Board further authorizes the County Mayor or County Mayor's designee to take all actions necessary to exercise any and all rights set forth in Resolution No. R-821-20 and the amended deed, including, but not limited to, the County's reversionary rights, that are not reserved by this Board.

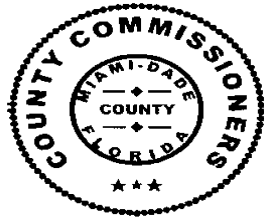
Section 4. This Board waives Implementing Order 8-4, which requires all contracts, leases, and agreements, to be executed by the other party before submission to the Board.

Section 5. This Board directs the County Mayor or County Mayor's designee, pursuant to Resolution No. R-974-09, to record in the public record the amended deed, covenants, and any instrument creating or reserving a real property interest in favor of the County and to provide a copy of such recorded instruments to the Clerk of the Board within 30 days of execution and final acceptance. This Board directs the Clerk of the Board, pursuant to Resolution No. R-974-09, to attach and permanently store a recorded copy of any instrument provided in accordance herewith together with this resolution.

The Prime Sponsor of the foregoing resolution is Chairman Oliver G. Gilbert, III. It was offered by Commissioner **Oliver G. Gilbert, III**, who moved its adoption. The motion was seconded by Commissioner **Marleine Bastein** and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	aye
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	absent
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	absent		

The Chairperson thereupon declared this resolution duly passed and adopted this 16th day of May, 2023. 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

LUIS G. MONTALDO, CLERK AD INTERIM

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "TAS", written over a horizontal line.

Terrence A. Smith