

MEMORANDUM

Non-Agenda Item No. 15(F)(11)

TO: Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners

DATE: June 18, 2024

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to negotiate and bring an item to this Board for approval to purchase real property identified by Folio Number 01-3207-031-0320, located at approximately 1020 NE 72nd Terrace and 7235 Belle Meade Boulevard, for the purpose of providing flood mitigation and as a park; and, in the alternative, if the County administration is unable to comply with the directive, directing the County Mayor to request authorization from this Board to acquire said Property by exercising the power of eminent domain, provided that such acquisition meets all legal requirements and necessary due diligence

Resolution No. R-561-24

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Keon Hardemon.


Geri Bonzon-Keenan
County Attorney

GBK/gh



MEMORANDUM (Revised)

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

DATE: June 18, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Non-Agenda Item No. 15(F)(11)

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 ____, majority plus one ____, 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) ____, 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)(11)
6-18-24

RESOLUTION NO. R-561-24

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO NEGOTIATE AND BRING AN ITEM TO THIS BOARD FOR APPROVAL TO PURCHASE REAL PROPERTY IDENTIFIED BY FOLIO NUMBER 01-3207-031-0320, LOCATED AT APPROXIMATELY 1020 NE 72ND TERRACE AND 7235 BELLE MEADE BOULEVARD, FOR THE PURPOSE OF PROVIDING FLOOD MITIGATION AND AS A PARK; AND, IN THE ALTERNATIVE, IF THE COUNTY ADMINISTRATION IS UNABLE TO COMPLY WITH THE DIRECTIVE, DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REQUEST AUTHORIZATION FROM THIS BOARD TO ACQUIRE SAID PROPERTY BY EXERCISING THE POWER OF EMINENT DOMAIN, PROVIDED THAT SUCH ACQUISITION MEETS ALL LEGAL REQUIREMENTS AND NECESSARY DUE DILIGENCE

WHEREAS, at the June 18, 2024 Board of County Commissioners meeting, a motion was made directing the County Mayor or County Mayor's designee to purchase by negotiation, or in the alternative acquire by eminent domain, the real property identified by folio number 01-3207-031-0320, located at approximately 1020 NE 72nd Terrace and 7235 Belle Meade Blvd (the "Property") for the purposes of providing flood mitigation and a park,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to negotiate, and bring an item to this Board at this Board's July 2, 2024 meeting for approval to purchase the Property for the purposes of providing flood mitigation, for example, through pump stations, and as a park for residents to enjoy; and to seek further financial assistance in developing the park and its flood mitigation purposes via Florida Inland Navigation District grants as the Property abuts a waterway; and depending on such

negotiations, in the alternative, if County administration is unable to comply with this directive, to request authorization from this Board, for this Board's consideration, to use eminent domain to acquire the Property for a County purpose, provided that such acquisition would meet all legal requirements and due diligence necessary for said action.

The Prime Sponsor of the foregoing resolution is Commissioner Keon Hardemon. It was offered by Commissioner **Keon Hardemon**, 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:

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	absent
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	absent	Eileen Higgins	nay
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 18th day of June, 2024. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: Basia Pruna
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to read "AGM", is written over a horizontal line.

Abbie Schwaderer-Raurell
Andrea Gonzalez Mateo