

MEMORANDUM

Agenda Item No. 5(A)

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

DATE: November 20, 2024

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution approving, after a public hearing, the significant modification of Project 323 – “North Dade Government Center” (“Project 323”) in Appendix A to Resolution No. R-917-04 to reduce its original allocation from \$7,500,000.00 to \$261,017.21, declaring \$7,238,982.79 as surplus funds, and approving the addition of new Bond Program Project No. 394 – “North Dade Cultural Arts Center 2” to Appendix A to Resolution No. R-917-04 with \$7,238,982.79 of surplus funds; waiving by a two-thirds vote of Board members present Bond Program Citizens’ Advisory Committee review

Resolution No. R-1016-24

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: November 20, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(A)

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 _____

Agenda Item No. 5(A)
11-20-24

RESOLUTION NO. R-1016-24

RESOLUTION APPROVING, AFTER A PUBLIC HEARING, THE SIGNIFICANT MODIFICATION OF PROJECT 323 – “NORTH DADE GOVERNMENT CENTER” (“PROJECT 323”) IN APPENDIX A TO RESOLUTION NO. R-917-04 TO REDUCE ITS ORIGINAL ALLOCATION FROM \$7,500,000.00 TO \$261,017.21, DECLARING \$7,238,982.79 AS SURPLUS FUNDS, AND APPROVING THE ADDITION OF NEW BOND PROGRAM PROJECT NO. 394 – “NORTH DADE CULTURAL ARTS CENTER 2” TO APPENDIX A TO RESOLUTION NO. R-917-04 WITH \$7,238,982.79 OF SURPLUS FUNDS; WAIVING BY A TWO-THIRDS VOTE OF BOARD MEMBERS PRESENT BOND PROGRAM CITIZENS’ ADVISORY COMMITTEE REVIEW

WHEREAS, on November 2, 2004, the voters of Miami-Dade County approved the issuance of \$2,900,000,000.00 in general obligation bonds through the Building Better Communities General Obligation Bond Program (“Bond Program”) to fund more than 300 capital projects aimed at improving neighborhood and regional infrastructure; and

WHEREAS, one of the questions approved by the voters pursuant to Resolution No. R-917-04 (the “Public Services Outreach Resolution”) authorized the issuance of bonds not exceeding \$255,070,000.00 for the construction and improvement of public service outreach facilities to increase neighborhood and community access to services; and

WHEREAS, Appendix A to the Public Services Outreach Resolution includes Project No. 323 – “North Dade Government Center” with a project description of “a government center in the North Dade area,” a location, and an original allocation of \$7,500,000.00 (“Bond Program Project 323”); and

WHEREAS, in recent years, government services have become more readily accessible through methods other than in-person, minimizing the need for physical government center-like facilities; and

WHEREAS, the previously anticipated North Dade Government Center was to be developed as part of a larger development that has now changed and will no longer be developed; and

WHEREAS, this Board desires to approve, following a public hearing, the significant modification of Bond Program Project 323 in Appendix A to the Public Services Outreach Resolution to reduce its original allocation from \$7,500,000.00 to \$261,017.21, and to declare \$7,238,982.79 as surplus funds; and

WHEREAS, currently, additional funding is needed by the City of Miami Gardens and the City of Miami Gardens Community Redevelopment Agency for the design and construction of a North Dade Cultural Arts Center; and

WHEREAS, the North Dade Cultural Arts Center, partially funded by this Board with general obligation funds approved by the voters pursuant to Resolution No. R-919-04 (the “Cultural Resolution”) will ensure enhanced public access to cultural arts programming and community engagement and is eligible for funding under the Public Services Outreach Resolution in addition to the Cultural Resolution; and

WHEREAS, this Board desires to approve, following a public hearing, a new Bond Program Project to Appendix A to the Public Services Outreach Resolution and allocate the \$7,238,982.79 of surplus funds from Bond Program Project 323 to this new project; and

WHEREAS, the use of surplus funds from Bond Program Project 323 for the addition of a new Bond Program Project to Appendix A to the Public Services Outreach Resolution has not been presented to the Bond Program Citizens' Advisory Committee ("CAC") and this Board therefore desires to waive by a two-thirds vote the requirement that the CAC consider and advise the Board on the use of surplus funds or unspent allocations from the Bond Program,

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

Section 1. The foregoing recitals are approved and incorporated in this resolution.

Section 2. This Board, following a public hearing: (a) approves the significant modification of Bond Program Project No. 323 – "North Dade Government Center Construct" in Appendix A to Resolution No. R-917-04 to reduce its original allocation from \$7,500,000.00 to \$261,017.21 (b) declares \$7,238,982.79 as surplus funds; and (c) approves the creation of a new Bond Program Project No. 394 in Appendix A to Resolution No. R-917-04 titled "North Dade Cultural Arts Center 2" with a project location in the City of Miami Gardens, Commission District 1, a street address to be determined, an allocation of \$7,238,982.79 using surplus funds, and a project description that provides as follows: "Public Services Outreach funding to complement other funding, including other general obligation bond funding, for the design and construction of the North Dade Cultural Arts Center."

Section 3. This Board waives, by a two-thirds vote of Board members present pursuant to section 2-1803(4) of the Code of Miami-Dade County, the requirement that the CAC consider and advise the Board on the use of surplus funds or unspent allocations from the Bond Program.

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 **Kionne L. McGhee** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of November, 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.

JRA

Juliette R. Antoine