

MEMORANDUM

Agenda Item No. 11(A)(10)

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

DATE: February 19, 2025

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to review the solid waste bond ordinance and provide recommendations to restructure or reformulate such ordinance, including defeasance of any outstanding bonds; authorizing the County Mayor to do all things necessary to accomplish such purpose; and provide a report

Resolution No. R-189-25

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado


Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM (Revised)

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

DATE: February 19, 2025

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(10)

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. 11(A)(10)
2-19-25

RESOLUTION NO. R-189-25

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REVIEW THE SOLID WASTE BOND ORDINANCE AND PROVIDE RECOMMENDATIONS TO RESTRUCTURE OR REFORMULATE SUCH ORDINANCE, INCLUDING DEFEASANCE OF ANY OUTSTANDING BONDS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DO ALL THINGS NECESSARY TO ACCOMPLISH SUCH PURPOSE; AND PROVIDE A REPORT

WHEREAS, the Board of County Commissioners (the "Board") of Miami-Dade County, Florida (the "County"), owns, leases, operates, and uses certain solid waste collection and disposal facilities (the "System"); and

WHEREAS, on November 12, 1996, the Board enacted Ordinance No. 96-168 (the "Master Bond Ordinance", and as supplemented and amended from time to time, the "Bond Ordinance"), providing for the issuance from time to time of Miami-Dade County, Florida Waste System Revenue and Revenue Refunding Bonds (collectively, the "Bonds"), all as more particularly described in the Master Bond Ordinance; and

WHEREAS, the County has previously issued Bonds under the Master Bond Ordinance, and concomitant authorizing ordinances and resolutions, including (i) Solid Waste System Revenue Bonds, (ii) Solid Waste System Bonds, Series 1998, (iii) Solid Waste System Revenue Bonds, Series 2001, (iv) Solid Waste System Revenue Bonds, Series 2005, and (v) Solid Waste System Revenue Refunding Bonds, Series 2015; and

WHEREAS, the County has approximately \$30,000,000.00 in Bonds outstanding; and

WHEREAS, section 802 of the Master Bond Ordinance delineates the requirements for the County to enact a supplemental ordinance with the consent of at least 51 percent of the bondholders; and

WHEREAS, section 901 of the Master Bond Ordinance delineates the requirements for the County to defease the Bonds, and pay off its outstanding obligations and cease the interest of the bondholders; and

WHEREAS, reviewing and potentially restructuring the Master Bond Ordinance is necessary to ensure that the County's solid waste financing system is aligned with current economic conditions and fiscal responsibilities; and

WHEREAS, restructuring the Bonds may help the County achieve cost savings and allocate more resources to critical solid waste infrastructure projects; and

WHEREAS, community engagement and transparency are essential in making decisions regarding the use of public funds and the restructuring of significant financial obligations; and

WHEREAS, the County should explore innovative financing mechanisms to improve financial stability while maintaining essential solid waste services; and

WHEREAS, diversifying funding sources for the Department of Solid Waste Management ("DSWM"), is critical to ensuring long-term financial stability and the ability to adapt to evolving operational demands; and

WHEREAS, the development of existing solid waste management sites and the strategic acquisition of new properties may enhance operational efficiencies, expand capacity, and support the County's long-term waste management goals; and

WHEREAS, the Board desires to review options to restructure or reformulate the Master Bond Ordinance, including defeasance of any or all of the Bonds,

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

Section 1. Incorporates the foregoing recitals.

Section 2. Directs the County Mayor or County Mayor's designee to review the Master Bond Ordinance, and provide recommendations to restructure or reformulate such ordinance, including defeasance of any or all outstanding Bonds.

Section 3. Authorizes the County Mayor or County Mayor's designee to do all things necessary to accomplish such purpose, including the hiring of bond counsel, financial advisor, or any other professional staff necessary to analyze the Master Bond Ordinance, and draft such documents required to effectuate the recommendations.

Section 4. Further directs the County Mayor or County Mayor's designee to evaluate innovative financing mechanisms, including public-private partnerships, green bonds, or other sustainable funding options, to enhance the fiscal health of the System.

Section 5. Also directs the County Mayor or County Mayor's designee to explore and propose alternative funding sources for the Department of Solid Waste Management ("DSWM"), including but not limited to state and federal grants, public-private partnerships, revenue-generating initiatives, and other innovative financing mechanisms.

Section 6. Additionally directs the County Mayor or County Mayor's designee to evaluate the feasibility of developing existing DSWM sites to increase capacity and efficiency. The County Mayor or County Mayor's designee shall identify and assess potential new sites for purchase, focusing on properties that align with operational, environmental, and logistical goals.

Section 7. Further directs the County Mayor or County Mayor’s designee to prepare a report detailing the foregoing for Board consideration within 90 days of the adoption of the resolution. The completed report shall be placed on an agenda of the full Board without committee review pursuant to Rule 5.06(j) of the Board’s Rules of Procedure.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner **Kionne L. McGhee** , who moved its adoption. The motion was seconded by Commissioner **Marleine Bastien** 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	absent
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 this resolution duly passed and adopted this 19th day of February, 2025. 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 blue ink, appearing to read "dsh", is written over a horizontal line.

David Stephen Hope
Dale Clarke