MEMORANDUM

Amended
Agenda Item No. 5(C)

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

DATE: February 4, 2025

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution approving, after a public hearing, significant modification of Building Better Communities General Obligation Bond ("Bond") Program Project No. 297 listed in Appendix A to Resolution No. R-919-04 reducing its allocation from $171,000,000.00 to $170,750,000.00 and declaring $250,000.00 to be surplus funds; approving, after a public hearing, addition of new Bond Program Project No. 395 – "Miami New Drama Garage Improvements" to Appendix A to Resolution No. R-919-04 with an allocation of $250,000.00, using surplus funds, for capital improvements at the Miami New Drama Collins Park Garage and the award of such funds pursuant to a grant agreement to Miami New Drama; authorizing and directing the County Mayor to negotiate and execute such grant agreement and exercise the provisions therein; waiving soft costs limitation in Bond Program Administrative Rules for Project No. 395; and waiving by a two-thirds vote of Board members present Bond Program Citizens' Advisory Committee review

Resolution No. R-111-25

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Eileen Higgins and Co-Sponsor Commissioner Micky Steinberg.

Geri Bonzon-Keenan
County Attorney

GBK/jp

MEMORANDUM
(Revised)

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and Members, Board of County Commissioners

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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**

Amended
Agenda Item No. 5(C)
2-4-25

Approved ______________________ Mayor
Veto __________
Override __________

R-111-25
RESOLUTION NO. ______________________

RESOLUTION APPROVING, AFTER A PUBLIC HEARING, SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND ("BOND") PROGRAM PROJECT NO. 297 LISTED IN APPENDIX A TO RESOLUTION NO. R-919-04 REDUCING ITS ALLOCATION FROM $171,000,000.00 TO $170,750,000.00 AND DECLARING $250,000.00 TO BE SURPLUS FUNDS; APPROVING, AFTER A PUBLIC HEARING, ADDITION OF NEW BOND PROGRAM PROJECT NO. 395 – "MIAMI NEW DRAMA GARAGE IMPROVEMENTS" TO APPENDIX A TO RESOLUTION NO. R-919-04 WITH AN ALLOCATION OF $250,000.00, USING SURPLUS FUNDS, FOR CAPITAL IMPROVEMENTS AT THE MIAMI NEW DRAMA COLLINS PARK GARAGE AND THE AWARD OF SUCH FUNDS PURSUANT TO A GRANT AGREEMENT TO MIAMI NEW DRAMA; AUTHORIZING AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO NEGOTIATE AND EXECUTE SUCH GRANT AGREEMENT AND EXERCISE THE PROVISIONS THEREIN; WAIVING SOFT COSTS LIMITATION IN BOND PROGRAM ADMINISTRATIVE RULES FOR PROJECT NO. 395; AND 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 (the "County") approved, through eight referendum questions, the issuance of $2,900,000,000.00 in Building Better Communities General Obligation Bond ("Bond Program") funds to construct and improve capital projects throughout the County; and

WHEREAS, specifically, pursuant to Resolution No. R-919-04 ("Cultural Resolution"), the voters of the County approved the issuance of bonds in a principal amount not to exceed $552,692,000.00 to construct and improve libraries, cultural facilities, and Head Start learning centers; and

WHEREAS, Appendix A to the Cultural Resolution lists projects eligible for funding from the Building Better Communities General Obligation Bond Program (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 Cultural Resolution is Project No. 297 – "New Miami Museum of Science & Planetarium Facility/HistoryMiami" ("Project No. 297") with a commission district and municipal project location of "Countywide", project locations of 1075 Biscayne Blvd. (Miami Science Museum) and 101 West Flagler Street (HistoryMiami), an allocation of $171,000,000.00 and a project description as follows: "Construction of a new 250,000 sq. ft. science and technology museum and planetarium offering participatory exhibits, educational programs and collections; and a 4-acre outdoor science park and wildlife center. The science museum project includes all on-site and off-site improvements as required by regulatory agencies and any mitigation required for Pump Station #2. Also, renovation and expansion of HistoryMiami which shall provide approximately 30,000 sq. ft. of new indoor and outdoor exhibition space, to include the redesign and construction of the Miami-Dade County Cultural Center and adaptation of the current Miami Art Museum building for use by HistoryMiami;" and

WHEREAS, a portion totaling $5,788,767.15 of the Bond Program Project No. 297 funds have not been contractually committed and the Board desires to reduce its allocation of Bond Program funds from $171,000,000.00 to $170,750,000.00 and to deem $250,000.00 as surplus funds; and

WHEREAS, the Board wishes to allocate the $250,000.00 surplus funds from Bond Program Project No. 297 to a newly created Bond Program project that will provide funding to Miami New Drama, a not-for-profit 501(c)(3) organization ("Grantee"), for engineering services for capital improvements at the Miami New Drama Collins Park garage located at 340 23rd Street, Miami Beach, Florida; and

WHEREAS, the Board wishes to direct the County Mayor or County Mayor's designee to negotiate and execute a grant agreement between the County and the Grantee effectuating the award of Bond Program Project No. 395 funds to the Grantee; and

WHEREAS, the use of surplus funds from Bond Program Project 395 for the addition of a new Bond Program Project to Appendix A to the Cultural 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 this Board:

Section 1. Incorporates the foregoing recitals in this resolution and approves of same.

Section 2. Approves a significant modification to Bond Program Project No. 297, reducing its allocation from $171,000,000.00 to $170,750,000.00 and declaring $250,000.00 to be surplus funds.

Section 3. Approves, following a public hearing, the creation of a new Bond Program Project No. 395 in Commission District 5, titled "Miami New Drama Collins Park Garage Improvements" with a municipal location of "City of Mami Beach", and a project location of "340 23rd Street, Miami Beach, Florida", an allocation of $250,000.00 and a project description as follows: "Provide engineering services for capital improvements at the Miami New Drama Collins Park Garage."

Section 4. Directs and authorizes the County Mayor or County Mayor's designee to negotiate a grant agreement with the Grantee for Bond Program Project No. 395 funds, to execute same, and to exercise all provisions contained therein.

Section 5. Waives the soft costs limitation requirements of the Bond Program Administrative Rules for Bond Program Project No. 395.

Section 6. 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 Commissioner Eileen Higgins and the Co-Sponsor is Commissioner Micky Steinberg. It was offered by Commissioner **Eileen Higgins** , 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:

Anthony Rodriguez, 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 there upon declared this resolution duly passed and adopted this 4th 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.

COUNTY COMMISSIONERS
MIAMI-DADE
COUNTY
FLORIDA

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
Monica Rizo