

RESOLUTION NO. 2013-28442

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2013/14.

WHEREAS, the Miami Beach Capital Budget for FY 2013/14 was approved and appropriated via Resolution No. 2013-28354 on September 30, 2013; and

WHEREAS, it is recommended the FY 2013/14 Capital Budget be amended to add appropriations totaling \$1,385,746 to eight projects, and re-appropriate \$1,032,000 between existing projects highlighted in "Attachment C – Projects"; and

WHEREAS, the proposed amendment to the FY 2013/14 Capital Budget are included in "Attachment A – Source of Funds" and "Attachment B – Program".

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, that the Mayor and City Commission hereby adopt the First Amendment to the Capital Budget for Fiscal Year 2013/14 as shown in Attachment A (Source of Funds), Attachment B (Programs) and Attachment C (Projects).

PASSED AND ADOPTED this 11th day of December 2013.

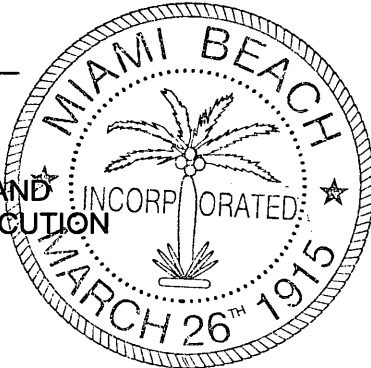
Philip Levine, Mayor

Attest:

Rafael Granado, City Clerk

APPROVED AS TO FORM AND LANGUAGE AND FOR EXECUTION

City Attorney



12-14-13

Date

**ATTACHMENT A
FY 2013/14 CAPITAL BUDGET
SOURCE OF FUNDS
Amended 12/11/2013**

Funding Source	Adopted 9/30/13	Amended 12/11/2013	Revised
1997 Parking Sys. Rev. Bonds	\$ 217,000		\$217,000
2003 GO Bonds - Neighborhood Improvement	148,000		148,000
2003 GO Bonds - Parks & Beaches	553,000		553,000
2010 Parking Bonds Reso. 2010-27491	160,000		160,000
7th Street Garage	1,900,000		1,900,000
Capital Projects Not Financed by Bonds	89,000		89,000
City Center RDA Capital Fund	15,073,000		15,073,000
Capital Reserve	0	691,355	691,355
Communications Fund	40,000		40,000
Convention Center	1,701,000		1,701,000
Equipment Loan/Lease	4,644,000		4,644,000
Fleet Management Fund	160,000		160,000
Gulf Breeze 2006	(83,759)		(83,759)
Half Cent Transit Surtax - County	1,569,000		1,569,000
Info & Communications Technology Fund	486,000		486,000
Local Option Gas Tax	544,000		544,000
MB Quality of Life Resort Tax Fund - 1%	378,000	156,000	534,000
MDC CDT Interlocal-CDT/Resort Tax Eligib	4,000,000		4,000,000
Miami-Dade County Bond	2,933,581		2,933,581
NB Quality of Life Resort Tax Fund - 1%	678,000		678,000
Parking Operations Fund	851,000	258,000	1,109,000
Pay-As-You-Go	1,726,000		1,726,000
RDA - Anchor Garage Fund	485,000		485,000
Renewal & Replacement Fund	2,561,000		2,561,000
SB Quality of Life Resort Tax Fund - 1%	730,000	250,000	980,000
South Pointe Capital	4,283,000		4,283,000
South Pointe RDA	1,636,000		1,636,000
Storm Water Bnd Fund 431 RESO#2011-27782	529,000		529,000
Stormwater Bonds 2000S	(256,000)		(256,000)
Stormwater LOC Reso. No 2009-27076	2,007,419		2,007,419
W&S GBL Series 2010 CMB Reso 2009-27243	81,759		81,759
HUD Section 108 Loans	0	17,391	17,391
Water and Sewer Bonds 2000s	34,000		34,000
People's Transportation Fund	-	13,000	13,000
Total Appropriation as of 12/11/2013	\$ 49,858,000	\$ 1,385,746	\$ 51,243,746

ATTACHMENT B
FY 2013/14 CAPITAL BUDGET
PROGRAMS
Amended 12/11/2013

Program Area	Adopted 9/30/13	Amended 12/11/2013	Revised
Art in Public Places	\$ 381,000		\$381,000
Bridges	185,000		185,000
Convention Center	1,700,000		1,700,000
Environmental	2,275,000		2,275,000
Equipment	8,626,000		8,626,000
General Public Buildings	3,750,000		3,750,000
Golf Courses	421,000	56,000	477,000
Information Technology	493,000		493,000
Monuments	189,000		189,000
Parking	204,000		204,000
Parking Garages	12,267,000		12,525,000
Parking Lots	459,000	258,000	459,000
Parks	4,450,000		4,450,000
Renewal & Replacement	5,818,000		5,818,000
Seawalls	121,000		121,000
Streets/ Sidewalk Imps	4,337,000	958,746	5,295,746
Transit/ Transportation	3,319,000	113,000	3,432,000
Utilities	863,000		863,000
Total Appropriation as of 12/11/13	\$ 49,858,000	\$ 1,385,746	\$ 51,243,746

**ATTACHMENT C
CAPITAL BUDGET
PROJECTS
Amended 12/11/2013**

Capital Project Name	Current Capital Budget	Amended 12/11/13	Revised Capital Budget
Lower North Bay Road	10,219,747	1,696,355	11,916,102
Parking Lot 12X	204,000	93,000	297,000
Parking Lot 17X	454,080	165,000	619,080
FDOT Alton Road	0	250,000	250,000
Beachwalk Seville	0	100,000	100,000
Miami Beach Golf Course Drainage	151,017	56,000	207,017
North Shore/Parkview Island Infrastructure Improvement	1,000,000	17,391	1,017,391
Next Bus Application	0	40,000	40,000
Flamingo Neighbourhood Bid Pack A	9,395,452	(23,965)	9,371,487
Flamingo Neighbourhood Bid Pack C	6,151,087	(444,752)	5,706,335
Bayshore Lake Pancoast Bid Pack C	4,932,024	(69,906)	4,862,118
Bayshore Central Bid Pack A	28,947,718	(371,283)	28,576,435
Crosswalk Phase II (PTP)	396,000	(27,000)	369,000
Biscayne Pointe	22,900,399	(95,094)	22,805,305
Total	\$84,751,524	\$1,385,746	\$86,137,270

Condensed Title:

A Resolution of the Mayor and City Commission of the City of Miami Beach, Florida, Adopting the First Amendment to the Capital Budget for Fiscal Year 2013/14.

Key Intended Outcome Supported:

Ensure Value and Timely Delivery of Quality Capital Projects, Ensure Well-Maintained Facilities, Improve Storm Drainage Citywide, Maintain City's Infrastructure, Improve Parking Availability, Preserve Our Beaches, Improve Storm Drainage Citywide and Improve Process Through Information Technology

Supporting Data (Surveys, Environmental Scan, etc.): N/A

Item Summary/Recommendation:

Planning for capital improvements is an ongoing process; as needs change within the City, capital programs and priorities must be adjusted. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing and assigning funds to critical City capital development, improvements and associated needs.

The City's capital improvement plan process begins in the spring when all departments are asked to prepare capital improvement updates and requests on the department's ongoing and proposed capital projects. Individual departments prepare submittals identifying potential funding sources and requesting commitment of funds for their respective projects.

The CIP is updated annually and submitted to the City Commission for adoption. The 2013/14 – 2017/18 Capital Improvement Plan and FY 2013/14 Capital Budget were adopted on September 30, 2013, by resolution 2013-28354. Section 166.241(4)(c.), Florida Statutes, requires that a municipality's budget amendment must be adopted in the same manner as the original budget. Administration recommends adopting the resolution for the first amendment to the FY 2013/14 Capital Budget.

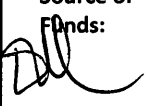
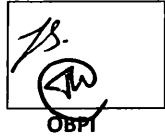
The first amendment to the FY 2013/14 Capital Budget totals an increase of \$1,876,000 and a re-appropriation of \$1,032,000 in order to provide additional funding to the following nine capital projects.

1. Par 3 Golf Course
2. Lower North Bay Road
3. Parking Lot 12X.
4. Parking Lot 17X.
5. FDOT Alton
6. Beachwalk
7. Miami Beach Golf Course Drainage
8. North Beach Target
9. Next Bus Mobile

THE ADMINISTRATION RECOMMENDS THAT THE MAYOR AND CITY COMMISSION ADOPT THE RESOLUTION ADOPTING THE FIRST AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2013/14.

Advisory Board Recommendation:


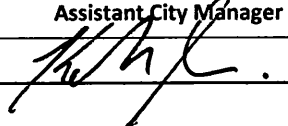
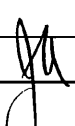
Financial Information:

Source of Funds:	Amount	Account
 	\$691,355	304- Capital reserve
	\$250,000	305-South Beach Quality of Life
	\$646,254	306-Mid Beach Quality of Life
	\$258,000	480- Parking Fund
	2 \$17,391	115- HUD Section 108 Loan
3 \$13,000	187 Half Cent Transit Sur Tax (PTP)	
Total	\$1,876,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		






MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Philip Levine and Members of the City Commission

FROM: Jimmy L. Morales, City Manager 

DATE: December 11, 2013

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2013/14.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

BACKGROUND

Planning for capital improvements is an ongoing process; as needs change within the City, capital programs and priorities must be adjusted. The Capital Improvement Plan ("CIP") serves as the primary planning tool for systematically identifying, prioritizing and assigning funds to critical City capital development, improvements and associated needs.

The City's capital improvement plan process begins in the spring when all departments are asked to prepare capital improvement updates and requests on the department's ongoing and proposed capital projects. Individual departments prepare submittals identifying potential funding sources and requesting commitment of funds for their respective projects.

The CIP is updated annually and submitted to the City Commission for adoption. The 2013/14 – 2017/18 Capital Improvement Plan and FY 2013/14 Capital Budget were adopted on September 30, 2013, by resolution 2013-28354. Section 166.241(4)(c.), Florida Statutes, requires that a municipality's budget amendment must be adopted in the same manner as the original budget. Administration recommends adopting the resolution for the first amendment to the FY 2013/14 Capital Budget.

FIRST AMENDMENT TO THE FY 2013/14 CAPITAL BUDGET

The first amendment to the FY 2013/14 Capital Budget totals an increase of \$1,876,000 and a re-appropriation of \$1,032,000 in order to provide additional funding to the following nine capital projects.

1. **Par 3 Golf Course:** This project requires a budget amendment for an additional \$490,254 to accommodate higher than anticipated costs due to market conditions

and added scope. This project was initially approved in the FY 2007/08 Capital Plan with a construction budget of \$2,954,000. The original scope of work included the renovation of the existing golf course, greens, tees and bunkers as well as irrigation and drainage systems. As the project progressed and as requested by the Commission, several items were added or modified from the original scope. On June 9, 2010 Resolution No. 2010-27407 (Exhibit D) and on June 1, 2011, Resolution No. 2011-27677 (Exhibit E) the City approved and adopted the final scope of work as being, a 9 hole Par 3 golf course and lake system; restroom building; a 2,000 square foot splash pad; a 6,000 square foot tot lot; four (4) asphaltic concrete tennis courts and nine (9) parking spaces. In addition, the City requested added scope for an approximate cost of \$250,000, to include a connection of the existing storm drainage located on Prairie Avenue and the Par 3 property to the lake system for emergency overflow; that the starter shack be included in the approved GMP and not as an alternate; the three (3) month turf grow in period be performed by the CMR; and that a permanent "fertigation" system be provided. This will be funded from the 306-Mid-Beach Quality of Life Fund.

Prior Years' Appropriations	\$4,970,190
December 11, 2013 Budget Amendment	490,254
Proposed Total Appropriations	\$5,460,444

2. Lower North Bay Road: Staff attributes the need for a budget amendment to the following underlying factors:

The cost to design and reconstruct the 29th Street seawall was never included in the original budget for this project. The new bid proposals reflect this new scope, including additional costs for any restoration and adjustments of any features and utilities affected during construction. Such components include asphalt pavement, outfall pipes, storm water discharge aprons, and security guard housing.

The new design criteria takes into consideration the (currently unknown) cost to harmonize an undetermined amount of driveways in order to alleviate the flooding conditions on private property. Driveways are to be interfaced with the improvements in the right-of-way to maximize conveyance of storm water into the drainage system. This 'harmonization' was never included in the original budget for this project. There is no way of determining which driveways in this neighborhood will warrant harmonization until a proper topographic survey is performed.

Additional funding was previously requested and approved toward the estimated probable construction cost for Lower North Bay Road. However, the approved amount will not sufficiently cover the necessary additional storm water components of this project. The more stringent requirements as outlined by both the Design Criteria provided by the Public Works Department and the 2011 Storm Water Master Plan result in a much greater construction cost than Staff anticipated.

The Public Works department identified a seawall, located at the entrance to Sunset Islands 1 & 2, adjacent to the guard gate on 29th Street in need of repair. The approximate cost associated with this repair in above ground funding is \$165,000. This repair will be paid for by funds previously appropriated for design and contingency on the Biscayne Point Neighborhood Improvement Project and from construction funds in the Bayshore C Lake Pancost Project (302- PAYGO funds), which are no longer needed.

The remaining above ground portion of \$691,355 will be funded from 304- Capital Reserve Funds. The Stormwater portion of \$468,717 will be funded from funds previously appropriated for the Flamingo A and C (428 and 431- Stormwater Bond funds), which will not be needed to be expended in FY 2013-14. The Water portion of \$371,283 will be funded from funds previously appropriated for the Bayshore A Central Project (424- Water Bond funds), which will not be needed to be expended in FY 2013-14.

Prior Years' Appropriations	\$10,219,747
December 11, 2013 Budget Amendment	1,696,355
Proposed Total Appropriations	\$11,916,102

- 3. Parking Lot 12X:** This budget amendment is needed due to the fact that bid proposals received from the various bidders previously had a significant spread in terms of cost of construction. While this can be attributed to the differing approach to the construction of these projects from each of the bidders; it also stands to reason that the budget for this project was underestimated. In addition, combining the fact that market conditions have steadily been escalating, staff is of the opinion that because these projects cannot commence until April 2014, it would be prudent to increase the construction budget by the difference between the current budget and the median amount of the previously submitted bids. This will be funded from the 480-Parking Operations Fund balance.

Prior Years' Appropriations	\$204,000
December 11, 2013 Budget Amendment	93,000
Proposed Total Appropriations	\$297,000

- 4. Parking Lot 17X:** This budget amendment is needed due to the fact that bid proposals received from the various bidders previously had a significant spread in terms of cost of construction. While this can be attributed to the differing approach to the construction of these projects from each of the bidders; it also stands to reason that the budget for this project was underestimated. In addition, combining the fact that market conditions have steadily been escalating, staff is of the opinion that because these projects cannot commence until April 2014, it would be prudent to increase the construction budget by the difference between the current budget and the median amount of the previously submitted bids. This will be funded from the 480-Parking Operations Fund balance.

Prior Years' Appropriations	\$454,080
December 11, 2013 Budget Amendment	165,000
Proposed Total Appropriations	\$619,080

- 5. FDOT- Alton Road:** For construction and maintenance of the deep root green infrastructure product "Silva Cells" as part of the Florida Department of Transportation's State Road 907/Alton Road project from 5th Street to Michigan Avenue. This product creates a structure to support the concrete sidewalk and improved root growth opportunities underneath the walking surface. Funding will be provided by the City of Miami Beach in the amount not to exceed \$250,000 from the 305-South Beach Quality of Life Fund.

Prior Years' Appropriations	\$0
December 11, 2013 Budget Amendment	250,000
Proposed Total Appropriations	\$250,000

- 6. Beachwalk Seville:** To implement the previously approved Settlement Agreement with the Seville Acquisition, LLC for the construction of an elevated beachwalk and use of rubberized pavers behind the Marriott Edition Hotel at 29 Street and Collins Avenue. The final settlement amount is not to exceed \$100,000. This will be funded from the 306-Mid-Beach Quality of Life Fund.

Prior Years' Appropriations	\$0
December 11, 2013 Budget Amendment	100,000
Proposed Total Appropriations	\$100,000

- 7. Miami Beach Golf Course Drainage:** The intent of the Miami Beach Golf Course Drainage Remediation project is to control and retain storm water run-off that currently floods the golf cart asphalt lot. This project will improve the existing drainage conditions to the area abutting the New Cart Storage Facility. The Miami Beach Golf Course Drainage Remediation project requires a budget amendment for an additional \$ 56,000 to cover cost escalation from budget established in Fiscal Year 2010 / 2011 and construction cost higher than anticipated. This budget includes additional Professional Services, Construction Contingency and Construction Administration. This will be funded from the 306-Mid-Beach Quality of Life Fund.

Prior Years' Appropriations	\$151,017
December 11, 2013 Budget Amendment	56,000
Proposed Total Appropriations	\$207,017

- 8. North Shore/Parkview Island Infrastructure Improvement:** The allocation of the \$17,391 of available funds to the Parkview Island Improvements project. This will allow the City to fully utilize all of the Housing and Urban Development (HUD) funding, which was provided for improvement to the North Beach Target Neighborhood.

The North Shore/Parkview Island Infrastructure Improvement project will provide replacement of the 6" water loop, repaving of the roadways, and reconfiguring the parking areas. The Water System Master Plan indicates that improvements to the system will provide greater quantities of water at the appropriate pressure and provide adequate water flows for fire suppression. The streetscape/parking improvements will provide for more safety for pedestrians and traffic.

Prior Years' Appropriations	\$1,000,000
December 11, 2013 Budget Amendment	17,391
Proposed Total Appropriations	\$1,017,391

- 9. Next Bus Mobile Application:** To implement the "Next Bus" Application service on the South Beach Local in partnership with Miami Dade Transit. MDT Tracker is the County's proprietary free mobile app available for use on iPhones and Android phones that provides users with accurate, comprehensive, and real-time transit information on selected routes on the County's transit system. Currently, the Next Bus mobile app service is only available for Metrorail service and a new enhanced bus service that operates along Kendall Drive known as the Kendall Cruiser/Route 288. MDT anticipates phasing-in the implementation of other bus routes throughout the County within the next couple of years; however, the City has partnered with MDT to expedite the launch of the mobile app service on the SBL by Summer, 2014. This project will be funded by the 187-People's Transportation Fund balance (\$13,000) and \$27,000 will be re-appropriated from the Crosswalk Phase II project (187- PTP funds).

Prior Years' Appropriations	\$0
December 11, 2013 Budget Amendment	40,000
Proposed Total Appropriations	\$40,000

MIAMI BEACH

CITY OF MIAMI BEACH NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY given that public hearings will be held by the Mayor and City Commission of the City of Miami Beach, Florida, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **Wednesday, December 11, 2013** to consider the following:

10:15 a.m.

Resolution Setting A Public Hearing To Adopt The First Amendment To The Capital Budget For Fiscal Year (FY) 2013/14.

Inquiries may be directed to the Office of Budget & Performance Improvement at (305) 673-7510.

11:15 a.m.

Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 62, Entitled "Human Relations," By Amending Article II, Entitled "Discrimination," By Amending Division 1, Entitled "Generally," By Amending Sec. 62.31 Entitled "Definitions" To Define Intersexuality And Add That Term As A Protected Classification Category; To Amend Sections 62-33 Entitled "Purpose; Declaration Of Policy," 62-37(b) Entitled "Duties And Powers," 62-88.1 Entitled "Discrimination In Public Services," 62-90 Entitled "Use Of Municipal Facilities," 62-91 Entitled "Municipal Funds," And 62-112(c) Entitled "Housing" To Include Intersexuality As A Protected Classification Category.

Inquiries may be directed to the City Attorney's Office at (305) 673-7470.

11:30 a.m.

GSAF Classified Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group V, Represented By The Government Supervisors Association Of Florida, OPEIU, Local 100 (GSAF), In Accordance With The Negotiated Collective Bargaining Agreement; Effective The First Pay Period Ending In October Of 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%), And The Minimum And Maximum Of Each Pay Range Will Also Be Increased By Three Percent (3%); Repealing All Ordinances In Conflict.

Inquiries may be directed to the Human Resources Department at (305) 673-7524.

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Copies of these items are available for public inspection during normal business hours in the City Clerk's Office, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances additional legal notice will not be provided.

Rafael E. Granado, City Clerk
City of Miami Beach

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that: if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in accessible format, sign language interpreters, information on access for persons with disabilities and/or any accommodation to review any document or participate in any City-sponsored proceeding, please contact us five days in advance at (305) 673-7411(voice) or TTY users may also call the Florida Relay Service at 711.

Ad #849