

Condensed Title:

A Resolution Approving And Authorizing a Cooperation Agreement Between The City Of Miami Beach (CMB) And Mount Sinai Medical Center (MSMC), For Rehabilitation Of The Seawall At 4300 Alton Road, Through A Two-Phased Program, Including A Feasibility Study And Implementation, With No Cost To The City.

Key Intended Outcome Supported:

Allow the City to sponsor MSMC in this effort to enhance the seawall at 4300 Alton Road in order to promote public safety through the long-term protection of critical infrastructure.

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

Item Summary/Recommendation:

The Mount Sinai Medical Center has been identified as an important component of the City's critical infrastructure. The seawall along the property is in dire need of repair and hospital officials fear that in its current condition, the seawall would not provide sufficient protection from a severe weather event. Mount Sinai is the only hospital in the City and it is imperative that the seawall remain a viable barrier to the elements in order to facilitate continuous hospital operations. It is also important to note that Mount Sinai Medical Center supports emergency operational functions and an emergency shelter for City residents in certain times of crisis. It is therefore necessary to mitigate any further degradation and damage to Mount Sinai's protective seawall.

Federal funds are available for the U.S. Army Corp of Engineers, under the Continuing Authorities Program (CAP), to conduct a feasibility study and construct a new seawall for Mount Sinai Medical Center. In order to qualify for federal funding, the program requires a non-federal sponsor. Mount Sinai Medical Center has asked the City of Miami Beach to assume the role of the non-federal sponsor.

When the U.S. Army Corp of Engineers carries out such projects, costs are normally shared by the federal government and the non-federal sponsor. However, in this instance, Mount Sinai Medical Center is assuming full financial responsibility and therefore, no costs will be incurred by the City of Miami Beach.

This resolution serves to give notice to the U.S. Army Corps of Engineers that the City of Miami Beach intends to cooperate on this project as the non-federal sponsor.

THE ADMINISTRATION RECOMMENDS APPROVING THE RESOLUTION.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount		Account
	1		
Federal & MSMC	Total	NA	Costs to be fully covered by MSMC

Financial Impact Summary: N/A

City Clerk's Office Legislative Tracking:

Charles Tear, Emergency Manager

Sign-Offs:

Department Director	Assistant City Manager	City Manager
CT 	JMT _____	JLM 

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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: April 9, 2014

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY'S OFFICE TO NEGOTIATE A COOPERATION AGREEMENT BETWEEN THE CITY AND MOUNT SINAI MEDICAL CENTER (MSMC), FOR REHABILITATION OF THE SEAWALL AT 4300 ALTON ROAD, THROUGH A TWO-PHASED PROGRAM, CONSISTING OF A FEASIBILITY STUDY AND THEN IMPLEMENTATION, WITH ALL COSTS TO BE ASSUMED BY MOUNT SINAI MEDICAL CENTER.**

ADMINISTRATION RECOMMENDATION

Approve the resolution.

KEY INTENDED OUTCOME SUPPORTED

Allow the City to sponsor MSMC in this effort to enhance the seawall at 4300 Alton Road in order to promote public safety through the long-term protection of critical infrastructure.

BACKGROUND INFORMATION

Mount Sinai Medical Center (MSMC) has requested that the U.S. Army Corps of Engineers conduct a three (3) year rehabilitation project for the seawall located at 4300 Alton Road, to be carried out under the Corps' Continuing Authorities Program (CAP). Under Section 205 of the 1948 Flood Control Act, the Corps is authorized to study, design and construct small flood control projects in partnership with non-Federal government agencies.

The seawall along Biscayne Bay at the MSMC campus is in need of repair in order to keep it a viable protective structure for the hospital. MSMC is the only hospital district in the City and an integral part of the City's critical infrastructure.

MSMC is asking the City of Miami Beach to enter into this partnership as the non-Federal sponsor of record. With authorization from the City Commission, the City will enter into negotiations with MSMC, who are prepared to assume all costs in this endeavor.

FUNDING

Under Section 103.14 and Section 205 of the Flood Control Act, this project is eligible for Federal funding in partnership with the non-Federal sponsor. Mount Sinai Medical Center (MSMC) will assume all costs required under the cost-sharing agreement to be entered into with the Federal Government. The City of Miami Beach will be the representative non-federal sponsor in name as required by the U.S. Army Corps of Engineers Continuing Authorities Program (CAP).

CONCLUSION

The Mayor and/or his designee will be authorized to represent and negotiate on behalf of the City of Miami Beach with Mount Sinai Medical Center to assist in the success of this project, and to ensure that the project meets the requirements of the City's Stormwater Master Plan and all applicable codes. The seawall rehabilitation project at this location is imperative to the continuing security and safety of our residents and visitors and to overall quality of life in the City of Miami Beach.



JMT/CT/EK/SHL

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RESOLUTION _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS ON BEHALF OF THE CITY, AS A "NON-FEDERAL SPONSOR," PERTAINING TO MT. SINAI MEDICAL CENTER OF FLORIDA, INC.'S APPLICATION FOR A GRANT FROM THE U.S. ARMY CORPS OF ENGINEERS' CONTINUING AUTHORITIES PROGRAM (THE GRANT) FOR REHABILITATION OF THE SEAWALL AT 4300 ALTON ROAD (THE PROJECT); WITH ALL WORK AND COSTS TO BE ASSUMED BY MOUNT SINAI; AND, PROVIDED FURTHER, THAT MT. SINAI HAS AGREED TO INDEMNIFY AND HOLD THE CITY HARMLESS FROM ANY AND ALL CLAIMS AND/OR LIABILITIES THAT MAY ARISE, WHETHER UNDER THE PROJECT ITSELF, OR UNDER THE TERMS OF THE GRANT.

WHEREAS, Mount Sinai Medical Center of Florida, Inc. is the only hospital within the City of Miami Beach, and supports emergency operational functions and an emergency shelter for City residents in certain times of crisis, and has been identified as critical infrastructure within the City; and

WHEREAS, the seawall along the Mount Sinai property is in dire need of repair and hospital officials fear that in its current condition it would not provide sufficient protection of this critical facility from a severe weather event; and

WHEREAS, it is imperative that the seawall remain a resilient and viable barrier to the elements in order to facilitate continuous and sustained hospital operations; and

WHEREAS, federal funds to repair and rehabilitate the seawall, are available under the U.S. Army Corps of Engineers' Continuing Authorities Program (CAP); and

WHEREAS, in order to qualify for federal funding under the CAP, Mt. Sinai requires a "non-federal sponsor," and Mount Sinai Medical Center has asked the City of Miami Beach to assume the role of the non-federal sponsor; and

WHEREAS, Mount Sinai Medical Center is assuming full financial responsibility, and therefore no costs will be incurred by the City of Miami Beach; and

WHEREAS, Mt. Sinai has agreed to fully indemnify and hold the City harmless.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA that the Mayor and City Commission hereby approve and authorize the City Manager to execute any and all documents on behalf of the City, as a "Non-Federal Sponsor," pertaining to Mt. Sinai Medical Center of Florida, Inc.'s application for a grant from the U.S. Army Corps of Engineers' Continuing Authorities Program (the Grant) for rehabilitation of the seawall at 4300 Alton Road (the Project); with all work and costs to be assumed by Mount Sinai; and, provided further, that Mt. Sinai has agreed to indemnify and hold

the City harmless from any and all claims and/or liabilities that may arise, whether under the Project itself, or under the terms of the Grant.

PASSED and ADOPTED this _____ day of _____, 2014.

ATTEST:

PHILIP LEVINE, MAYOR

RAPHAEL E. GRANADO, CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

for *Paul Ajinkya* *4-2-14*
City Attorney Date
RGA

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