

RESOLUTION NO. 2022-32446

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE THIRD AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2023 AS SET FORTH IN ATTACHMENTS A, "PROJECTS"; B, "SOURCE OF FUNDS"; AND C "PROGRAMS."

WHEREAS, on September 28, 2022, the final Capital Improvement Plan for Fiscal Years 2023 – 2027 and the final Capital Budget for FY 2023 were adopted via Resolution No. 2022-32337; and

WHEREAS, on October 26, 2022, the First Amendment to the Capital Budget for FY 2023 was adopted via Resolution No. 2022-32381; and

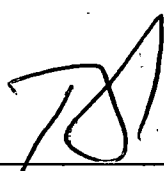
WHEREAS, on November 30, 2022, the Second Amendment to the Capital Budget for FY 2023 was adopted via Resolution (Resolution number pending); and

WHEREAS, it is recommended by the Administration that the FY 2022 Capital Budget be amended to increase appropriations by \$9,197,167.00 as highlighted in Attachments A, "Projects"; B, "Source of Funds"; and C, "Programs" and to re-appropriate \$4,002,833.00 as highlighted in Attachment A, "Projects."


NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that following a duly noticed public hearing on December 14, 2022, the Mayor and City Commission hereby adopt the Third Amendment to the Capital Budget for Fiscal Year 2023 as set forth in Attachments A, "Projects"; B, "Source of Funds"; and C, "Programs."

PASSED AND ADOPTED this 14<sup>th</sup> day of December 2022.

ATTEST:


  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

DEC 16 2022

  
\_\_\_\_\_  
Dan Gelber, Mayor

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION



  
\_\_\_\_\_  
City Attorney PAZ      12-7-22  
Date

**ATTACHMENT A  
FY 2023 CAPITAL BUDGET  
PROJECTS  
AMENDED 12/14/2022**

Capital Project Name	Amended FY 2023 Capital Budget	Amended 12/14/2022	Revised Capital Budget
BAYSHORE PARK (PAR 3) (Project # 26270)	10,860,190.00	13,200,000.00	24,060,190.00
BAYSHORE NEIGH. CENTRAL - SOUTH (Project # 28940)	20,407,204.00	(4,002,833.00)	16,404,371.00
<b>Total</b>	<b>\$ 31,267,394.00</b>	<b>\$ 9,197,167.00</b>	<b>\$ 40,464,561.00</b>

**NOTE:**

*\$4,002,833 of funding from the Bayshore Neighborhood Central - South project will be transferred to the Bayshore Park (Par 3) project.*

**ATTACHMENT B  
FY 2023 CAPITAL BUDGET  
SOURCE OF FUNDS  
AMENDED 12/14/2022**

Funding Source	Amended FY 2023 Capital Budget	Amended 12/14/2022	Revised Capital Budget
Transportation Fund	\$ 2,637,000.00	-	\$ 2,637,000.00
Resiliency Fund	(5,564,869.00)	-	(5,564,869.00)
Capital Renewal & Replacement	1,913,000.00	-	1,913,000.00
7th Street Garage	4,754,000.00	-	4,754,000.00
Concurrency Mitigation Fund	2,402,000.00	-	2,402,000.00
South Point Operations	82,481.00	-	82,481.00
Local Option Gas Tax	845,000.00	-	845,000.00
Half Cent Transit Surtax-County	453,000.00	-	453,000.00
Capital Projects Financed By Other Funds	1,000,000.00	-	1,000,000.00
Pay As You Go - Capital Fund	26,239,449.00	2,673,154.00	28,912,603.00
Capital Reserve	-	5,197,000.00	5,197,000.00
Resort Tax - South Beach	2,861,551.00	-	2,861,551.00
Resort Tax - Mid Beach	1,227,000.00	1,327,013.00	2,554,013.00
Resort Tax - North Beach	184,000.00	-	184,000.00
RDA Series 2015A	1,998,000.00	-	1,998,000.00
MDC ILA Construction of Library	961,262.00	-	961,262.00
1999 GO Bonds Fire Safety	43,000.00	-	43,000.00
South Pointe RDA	979,112.00	-	979,112.00
2001 Gulf Breeze - Normandy Golf	27,000.00	-	27,000.00
2003 GO Bonds Fire Safety	34,033.00	-	34,033.00
2003 GO Bonds Parks & Rec	54,039.00	-	54,039.00
South Pointe Capital	31,150.00	-	31,150.00
Water & Sewer Projects funded from Operations	10,334,000.00	-	10,334,000.00
2017 Water & Sewer Bonds	88,559.00	-	88,559.00
Water & Sewer Bond Series 2010	4,497.00	-	4,497.00
Water & Sewer Impact Fees	126,316.00	-	126,316.00
Gulf Breeze 2006	111,736.00	-	111,736.00
2000 Water & Sewer Bonds	244,230.00	-	244,230.00
2000 Storm Water Bonds	23,053.00	-	23,053.00
2017 Storm Water Bonds	2,107,610.00	-	2,107,610.00
2011 Storm Water Bonds	107,809.00	-	107,809.00
2015 Storm Water Bonds	-	-	-
Storm Water Capital not Bonds	3,326,397.00	-	3,326,397.00
Sanitation Enterprise Fund	696,000.00	-	696,000.00
Convention Center Operating Fund	545,503.00	-	545,503.00
Convention Center Renewal & Replacement	3,196,000.00	-	3,196,000.00
RDA Garages	243,000.00	-	243,000.00
Penn Garage Fund	435,000.00	-	435,000.00
1997 Parking Revenue Bonds	54,405.00	-	54,405.00
2010 Parking Bonds	172,234.00	-	172,234.00
Parking Capital not Bonds	4,519,766.00	-	4,519,766.00
Fleet Management	7,836,000.00	-	7,836,000.00
Property Management	287,000.00	-	287,000.00
<b>Total Appropriation as of 12/14/2022</b>	<b>\$ 77,620,323.00</b>	<b>\$ 9,197,167.00</b>	<b>\$ 86,817,490.00</b>

**NOTE:**

*\$4,002,833 of funding from the Bayshore Neighborhood Central - South project will be transferred to the Bayshore Park (Par 3) project.*

**ATTACHMENT C  
FY 2023 CAPITAL BUDGET  
PROGRAMS**

<b>Program Area</b>	<b>Amended FY 2023 Capital Budget</b>	<b>Amended 12/14/2022</b>	<b>Revised Capital Budget</b>
Art in Public Places	\$ -	-	\$ -
Bridges	3,000,000.00	-	3,000,000.00
Convention Center	1,998,000.00	-	1,998,000.00
Environmental	327,000.00	-	327,000.00
Equipment	7,454,893.00	-	7,454,893.00
General Public Buildings	11,506,000.00	-	11,506,000.00
Golf Courses	211,000.00	13,200,000.00	13,411,000.00
Parking	2,507,405.00	-	2,507,405.00
Parking Garages	4,684,000.00	-	4,684,000.00
Parking Lots	150,000.00	-	150,000.00
Parks	16,615,301.00	-	16,615,301.00
Renewal & Replacement	9,357,224.00	-	9,357,224.00
Streets/Sidewalks/Streetscapes Improvements	3,635,991.00	(4,002,833.00)	(366,842.00)
Transit/ Transportation	5,421,743.00	-	5,421,743.00
Utilities	10,751,766.00	-	10,751,766.00
<b>Total Appropriation as of 12/14/2022</b>	<b>\$ 77,620,323.00</b>	<b>\$ 9,197,167.00</b>	<b>\$ 86,817,490.00</b>

**NOTE:**

*\$4,002,833 of funding from the Bayshore Neighborhood Central - South project will be transferred to the Bayshore Park (Par 3) project.*

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: Alina T. Hudak, City Manager  
DATE: December 14, 2022

2:00 p.m. Public Hearing

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE THIRD AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2023 AS SET FORTH IN ATTACHMENTS A, "PROJECTS"; B, "SOURCE OF FUNDS"; AND C "PROGRAMS."

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### **RECOMMENDATION**

See attached Memorandum.

### **SUPPORTING SURVEY DATA**

Organizational Innovation – Ensure strong fiscal stewardship

### **FINANCIAL INFORMATION**

See attached Memorandum.

### **Applicable Area**

Citywide

**Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?**

Yes

**Does this item utilize G.O. Bond Funds?**

No

### **Legislative Tracking**

Office of Management and Budget

### **ATTACHMENTS:**

#### **Description**

- Memo - 3rd Amendment to the FY 2023 Capital Budget

# MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, [www.miamibeachfl.gov](http://www.miamibeachfl.gov)

## COMMISSION MEMORANDUM

TO: Honorable Mayor Dan Gelber and Members of the City Commission

FROM: Alina T. Hudak, City Manager

DATE: December 14, 2022

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE THIRD AMENDMENT TO THE CAPITAL BUDGET FOR FISCAL YEAR 2023 AS SET FORTH IN ATTACHMENTS A, "PROJECTS"; B, "SOURCE OF FUNDS"; AND C, "PROGRAMS."**

### **STRATEGIC PLAN SUPPORTED**

Organizational Innovation – Ensure strong fiscal stewardship

### **ADMINISTRATION RECOMMENDATION**

Adopt the Resolution.

### **BACKGROUND**

Planning for capital improvements is an ongoing process; as needs change within the City of Miami Beach ("the City"), capital programs and priorities must be adjusted accordingly. 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 CIP 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 FY 2023 – 2027 Capital Improvement Plan and FY 2023 Capital Budget was adopted on September 28, 2022 by Resolution No. 2022-32337.

The First Amendment to the FY 2023 Capital Budget was adopted on October 26, 2022 by Resolution No. 2022-32381.

The Second Amendment to the FY 2023 Capital Budget was adopted on November 30, 2022. (Resolution number pending)

### **THIRD AMENDMENT TO THE FY 2023 CAPITAL BUDGET**

The Third Amendment to the FY 2023 Capital Budget reflects an overall increase of \$9,197,167.00 and a re-alignment of \$4,002,833.00 for the following capital project:

#### **BAYSHORE PARK (PAR 3)**

The scope of this project is to develop the 19.4-acre former Par 3 Golf Course located at 2300 Pine Tree Drive, as a natural passive public park. Elements include a central lake; open meadow and informal playing fields; landforms; unlit tennis courts (6) with a tennis building that includes office, storage, and restrooms; children's playground; dog park; boardwalks and pathways; security lighting along the walkways; vita course and fitness center; landscaping with irrigation; and includes parking.

On August 19, 2022, the Invitation to Bid (ITB) was issued by the Procurement Department. On October 21, 2022, the City received two responses from the following firms: Burke Construction Group, Inc., and Buslam Company Partners Inc.

The ITB stated that the lowest responsive and responsible bidder meeting all terms, conditions, and specifications of the ITB would be recommended for award. The Procurement department and Office of Capital Improvement Projects found that the bid submitted by Buslam Company Partners Inc. for the full scope of work in the amount \$31,965,025.00, meets the requirements. The bid documents also included 10 deductive alternates for which the contractor provided a deductive amount of \$1,841,587.65.

Additionally, the Police department requested the inclusion of CCTV security infrastructure in the scope of work. The current project does not include this scope or funding. The estimated cost for the design and construction of the CCTV infrastructure approximates an additional \$1.2 million.

The bid received exceeds the current approved project budget of \$26,560,190.00. Based on the bid amount, whether or not deductive alternates are applied and/or the CCTV infrastructure funding is added, the total required project budget ranges between \$39.5 million to \$42.7 million, including project management and owner contingency. This results in a \$12.9 million to \$16.2 million funding gap.

The Administration recommends that the City proceed with the complete project scope, including the CCTV infrastructure as described above, for an approximate total budget amount of \$42.7 million.

#### **Resilient Florida Grant - \$3,029,472**

In September 2022, the City was presented with an opportunity to submit a grant application through the Resilient Florida Program for the neighborhood stormwater scope of the project (construction of retention lake). This grant requires a 50/50 match.

Pursuant to Section 380.093, F.S., projects for the Statewide Flooding and Sea Level Rise Resilience Plan will be ranked and submitted to the Legislature in December 2022. At this time, it is unknown if the City will be awarded funding.

**Recommendation**

Pending resolution of a potential \$3.0 million grant funding, the Administration recommends, at this time, appropriation of funds for the total project cost of \$42.7 million minus the \$3.0 million potential grant for an approximate \$39.7 million. In the event the City is unsuccessful in obtaining the Resilient Florida grant, the Administration will identify funding at a future Commission meeting to cover the \$3.0 million dollar shortfall.

Funding for this proposed amendment would come from available fund balances as noted below, which includes \$4,002,833.00 of funds previously appropriated through the 2015 Storm Water Bonds funds (Fund 432) to the Bayshore Neighborhood Central - South project. This project was canceled for convenience on December 18, 2020.

<b>Fund Name</b>	<b>Fund #</b>	<b>\$</b>
2015 SW Bonds	432	4,002,833
Capital Reserve	304	5,197,000
PAYGO	302	2,673,154
Mid-Beach Quality of Life	306	1,327,013
<b>Total</b>		<b>13,200,000</b>

ATH/KGB/TOS