

RESOLUTION No. 2008-137-824

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THAT CERTAIN FIRST AMENDMENT TO THE MEMORANDUM OF AGREEMENT FOR PARTICIPATING FORT LAUDERDALE UASI AGENCIES, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Miami Gardens has been identified by the Federal Department of Homeland Security as being eligible to receive funding from the UASI Grant Program as a member of the Fort Lauderdale UASI, and

WHEREAS, to date, the City has received a total of approximately \$700,000.00 from the UASI Grant Program, and

WHEREAS, the State of Florida has agreed to extend the State Agreement with the Fort Lauderdale UASI through June 30, 2009, and

WHEREAS, the City Council of the City of Miami Gardens would like to continue participating in the UASI Program and would like to agree to extend the term of the existing contract to June 30, 2009,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, as follows:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. AUTHORIZATION: The City Manager and City Clerk are hereby authorized and directed to execute and attest, respectively, that certain First

Amendment to the Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies, a copy of which is attached hereto as **Exhibit A**.

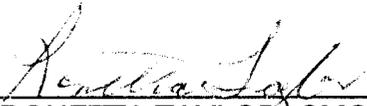
Section 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to obtain three (3) fully executed copies of the subject Agreement, with one to be maintained by the City; with one to be delivered to City of Miramar, and with one to be directed to the Office of City Attorney.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON JULY 9, 2008.

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, CMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.  
City Attorney

SPONSORED BY: DANNY CREW, CITY MANAGER

MOVED BY: Councilman Gilbert  
SECOND BY: Councilman Bratton

**VOTE: 6-0**

Mayor Shirley Gibson	<u>  X  </u> (Yes)	<u>    </u> (No)
Vice Mayor Barbara Watson	<u>    </u> (Yes)	<u>    </u> (No) (not present)
Councilman Melvin L. Bratton	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilman Aaron Campbell	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilman Oliver Gilbert, III	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilwoman Sharon Pritchett	<u>  X  </u> (Yes)	<u>    </u> (No)
Councilman André Williams	<u>  X  </u> (Yes)	<u>    </u> (No)

# City of Miami Gardens

1515-200 NW 167<sup>th</sup> Street  
Miami Gardens, Florida 33169



Mayor Shirley Gibson  
Vice Mayor Barbara Watson  
Councilman Melvin L. Bratton  
Councilman Aaron Campbell Jr.  
Councilwoman Sharon Pritchett  
Councilman Oliver Gilbert II  
Councilman André Williams

## Agenda Cover Page

Date: **July 9, 2008**

Fiscal Impact: No Yes **X**

(If yes, explain in Staff Summary)

Funding Source: N/A

Contract/P.O. Requirement: Yes **X** No

Sponsor Name/Department:  
**Danny Crew, City Manager**

Public hearing

Ordinance

1st Reading

Advertising requirement: Yes  No **X**

RFP/RFQ/Bid **N/A**

Quasi-Judicial

Resolution **X**

2nd Reading

## Title

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## Staff Summary

The City of Miami Gardens has been identified by the Federal Department of Homeland Security as eligible to receive funding from the UASI Grant Program as a member of the Fort Lauderdale UASI. The City received \$698,000 under the 2006 UASI grant funding program for the purchase of emergency preparedness equipment which includes satellite phone technology, the establishment of a Unified Command Center (EOC), Emergency Generators, and solar powered traffic signals, and police department dual/band radio upgrades.

The City of Miramar acts as the lead agency for the Fort Lauderdale UASI and as such, has applied to the State of Florida for an extension of the terms of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program. The State of Florida subsequently agreed to a contract modification, to extend the State Agreement with the Fort Lauderdale UASI through June 30, 2009. As the sub-granting agency City of Miami Gardens City Council must also approve any changes to the grant term. As such, attached please find the first amendment

to the memorandum of agreement for participating Fort Lauderdale UASI agencies for the extension of the original contract term.

**Recommendation:**

That the City Council approve the attached resolution authorizing the City Manager to execute the grant agreement with the City of Miramar for the extension of the original grant term.;

**FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT  
FOR PARTICIPATING FORT LAUDERDALE UASI AGENCIES**

This First Amendment to Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies (the "First Amendment") is entered into this 28<sup>th</sup> day of January, 2008, by and between the City of Miramar, a municipal corporation of the State of Florida (the "Sponsoring Agency") and City of Miami Gardens (the "Participating Agency").

**RECITALS**

WHEREAS, the Sponsoring Agency and the Participating Agency entered into a Memorandum of Agreement for Participating Fort Lauderdale UASI Agencies dated October 25, 2006 (the "MOA") related to expenditures of funds subgranted to the Participating Agency under the FY 2006 Urban Area Security Initiative ("UASI") Grant Program; and

WHEREAS, the current term of the MOA ends on January 31, 2008; and

WHEREAS, the MOA is subject to all terms, provisions and conditions of the Federally Funded Subgrant Agreement between the Sponsoring Agency and the State of Florida, Division of Emergency Management (the "State Agreement"), the current term of which also ends on January 31, 2008; and

WHEREAS, the Sponsoring Agency has applied to the State of Florida for an extension of the term of the State Agreement in order to provide additional time for the completion of procurement and the expenditure of the grant funding available under the FY 2006 UASI Grant Program; and

WHEREAS, the State of Florida has agreed, subject to execution of a written contract modification, to extend the State Agreement through June 30, 2009; and

WHEREAS, the parties mutually desire to extend the term of the MOA through the same extension date as approved by the State of Florida for the State Agreement, to wit: June 30, 2009, in order to provide additional time for the completion of the procurement process and the expenditure of the grant funding available under the FY 2006 UASI Grant Program.

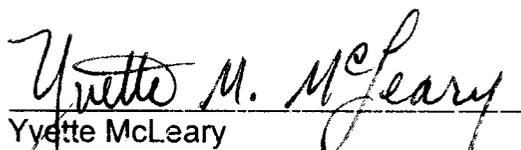
NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. Subject to the approval by the Miramar City Commission of the extension of the State Agreement through June 30, 2009, and of this First Amendment, scheduled for consideration on January 23, 2008, the term of the MOA between the parties shall be extended to June 30, 2009.
2. All terms, provisions and conditions of the MOA not inconsistent with this First Amendment shall remain in full force and effect.

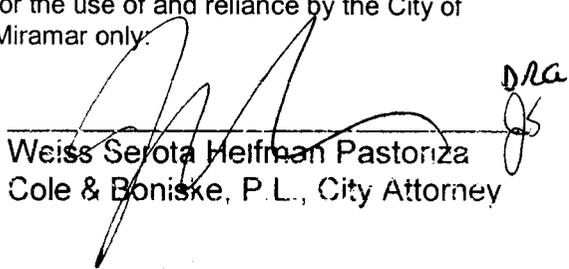
**SPONSORING AGENCY**

THE CITY OF MIRAMAR, a municipal corporation of the State of Florida

ATTEST:

  
Yvette McLeary  
City Clerk

Approved as to form and legal sufficiency for the use of and reliance by the City of Miramar only.

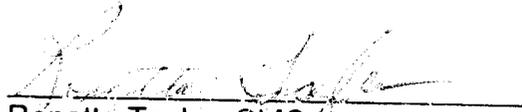
  
Weiss Serota Helfman Pastoriza  
Cole & Boniske, P.L., City Attorney

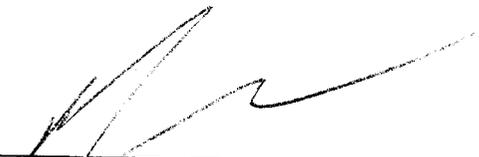
BY:

  
Robert A. Payton  
City Manager  
Date: 7/15/2008

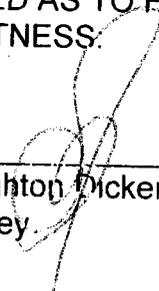
**PARTICIPATING AGENCY**  
THE CITY OF MIAMI GARDENS, a  
municipal corporation of the State of Florida

ATTEST:

  
\_\_\_\_\_  
Ronetta Taylor, CMC  
City Clerk

BY:   
\_\_\_\_\_  
Dr. Danny O. Crew  
City Manager  
Date: 7/11/08

APPROVED AS TO FORM AND  
CORRECTNESS.

  
\_\_\_\_\_  
Sonja Knighton Dickens, Esq.  
City Attorney