



V I L L A G E O F K E Y B I S C A I Y N E

MEMORANDUM

Village Council
Michael W. Davey, *Mayor*
Allison McCormick, *Vice Mayor*
Luis Lauredo
Edward London
Brett Moss
Katie Petros
Ignacio J. Segurola

DATE: June 11, 2019
TO: Honorable Mayor and Members of the Village Council
FROM: Andrea Agha, Village Manager *AA*
RE: Authorization to Expend Funds for MAST Academy Athletic Facility Utility Fees

RECOMMENDATION

Authorize the Village to expend \$43,939.05 for the postdated utility fees for the athletic field lights and field house located at MAST Academy.

BACKGROUND

On September 3, 2013 the Village Council passed Resolution 2013-31 approving a Joint Use Agreement with the School Board of Miami-Dade County for the shared use, maintenance and operation of the recreational facilities to be constructed by the Board on the MAST Academy campus.

The Joint Use Agreement stipulated that Village agreed to pay one hundred percent (100%) of the utility fees associated with the field lights completed in 2013 and fifty percent (50%) of the utility fees associated with the field house completed in 2016. The agreement required the Village to pay these utility fees "within 60 days after receipt from the Board of an invoice and back-up information for the utility charge". An invoice for the utilities was not received until the backdated invoices, attached as Exhibit "A", was received in May. Notwithstanding, Village staff recommends paying the back invoices as a show of good faith that would bolster the Village's cooperative relationship with the School Board moving forward.

The utility fees will be included in the Parks Department's fiscal year 2020 proposed budget.

RESOLUTION NO. 2019-_____

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING PAYMENT OF UTILITY INVOICES RELATED TO THE VILLAGE'S USE OF MARITIME AND SCIENCE TECHNOLOGY (MAST) ACADEMY AND RECREATION FIELDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Key Biscayne ("Village") and the School Board of Miami-Dade County, Florida (the "School Board") are parties to an Interlocal Agreement dated July 16, 2012, which has been amended from time to time, (the "Interlocal Agreement") which relates, in part, to Maritime and Science Technology (MAST) Academy ("MAST"); and

WHEREAS, pursuant to the Interlocal Agreement, the parties entered into a joint use agreement dated September 6, 2013 (the "Joint Use Agreement") for the shared use, maintenance and operation of the recreational fields to be constructed by the School Board on the MAST Campus; and

WHEREAS, pursuant to the Joint Use Agreement, the Village is responsible for paying the cost of certain utility charges; and

WHEREAS, the Village Manager recommends paying the School Board for the Village's share of the utility invoices in the amount of \$43,939.05 (the "Invoices"), as shown on Exhibit "A" attached hereto; and

WHEREAS, the Village Council has reviewed the Invoices and desires to approve payment to the School Board for the Invoices in the amount of \$43,939.05; and

WHEREAS, the Village Council finds that this Resolution is in the best interest and welfare of the citizens of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA AS FOLLOWS:

Section 1. Recitals. That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Approval. That the Village Council approves payment to the School Board for the Invoices in the amount of \$43,939.05.

Section 3. Implementation. That the Village Council authorizes the Village Manager to take any and all actions necessary to implement the intent of this Resolution.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this _____ day of _____, 2019.

MICHAEL W. DAVEY
VILLAGE MAYOR

ATTEST:

JENNIFER MEDINA, CMC
VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
VILLAGE ATTORNEY

EXHIBIT A



Miami-Dade County Public Schools

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Superintendent of Schools
Alberto M. Carvalho

Miami-Dade County School Board
Pera Tabares Hantman, Chair
Dr. Martin Karp, Vice Chair
Dr. Dorothy Bendross-Mindingall
Susie V. Castillo
Dr. Lawrence S. Feldman
Dr. Steve Gallon III
Lubby Navarro
Dr. Marta Pérez
Mari Tere Rojas

INVOICE # 01-2019 REVISED

May 22, 2019

Village of Key Biscayne
10 Village Green Way
Key Biscayne, FL 33147
Attention: Todd Hofferberth

Account Number/Name: Village of Key Biscayne/MAST Electrical Reimbursement
Description: Electrical charges for field lighting and concession building
Billing Period: 09/06/13-01/16/19 (field lighting)
11/01/16-02/28/19 (concession building)
Property Address: Maritime & Science Technology Academy
3979 Rickenbacker Causeway, Key Biscayne, FL 33149

Re: Electrical Reimbursement to School Board for use of field lighting and concession building at the Maritime & Science Technology Academy, located at 3979 Rickenbacker Causeway, Key Biscayne, FL 33149

	Sub-meter Initial Reading	Sub-meter Closing Reading	Usage	Rate per KWH	Billing Period	Amount Due
Field Lighting	000000	293,164	293,164	\$0.10	9/6/13-1/16/19	\$29,316.40
Concession Building	000000	12,950*	29,008*	\$0.10	11/1/16-2/28/19	\$1,450.40 (\$2,900.80 less 50%)
TOTAL DUE:						\$30,766.80

*Note: The Sub-Meter Closing Reading for the concession building covered the period of 2/17/18-2/28/19, as this sub-meter was installed on 2/17/18. As such, the usage for the Billing Period of 11/1/16-2/27/19 is based on an average monthly consumption of 1,036 KW (i.e., 12,950 KW/12.5 months = 1,036/month).

Please remit payment within 30 days from date of invoice to:

The School Board of Miami-Dade County, Florida
1450 N.E. 2nd Avenue, Room 525
Miami, Florida 33132
Attention: Ivis Barba
(305) 995-4786

Planning, Design & Sustainability

Ms. Ana Rijo-Conde, Deputy Chief Facilities & Eco-Sustainability Officer • 1450 N.E. 2nd Ave. • Suite 525 •
Miami, FL 33132

305-995-7285 • 305-995-4760 (FAX) • arijo@dadeschools.net



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INVOICE # 02-2019

March 15, 2019

Village of Key Biscayne
10 Village Green Way
Key Biscayne, FL 33147
Attention: Todd Hofferberth

Account Number/Name: Village of Key Biscayne/MAST Water Consumption Reimbursement
Description: Water charges for concession building
Billing Period: 11/01/16-02/28/19 (concession building)
Property Address: Maritime & Science Technology Academy
3979 Rickenbacker Causeway, Key Biscayne, FL 33149

Re: Water Consumption Reimbursement to the School Board for use of the concession building at the Maritime & Science Technology Academy, located at 3979 Rickenbacker Causeway, Key Biscayne, FL 33149

	Meter Initial Reading	Meter Closing Reading	Usage	Billing Period	Amount Due
Concession Building	000000	0242210	242,210	11/1/16-2/28/19	\$13,172.25 (\$26,344.50 less 50%)
TOTAL DUE:					\$13,172.25

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