



MEMORANDUM
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RTC
Agenda Item No. 6 (A)

TO: Honorable Chairman Carlos A. Gimenez
and Members of the Regional
Transportation Committee

DATE: June 8, 2005

FROM: Kay M. Sullivan, Director
Clerk of the Board

SUBJECT: Approval of Commission
Committee Minutes

The following Clerk's Summary of Minutes is submitted for approval by the Committee:

➤ April 14, 2005

KS:as
Attachment



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Regional Transportation Committee

Carlos A. Gimenez (7) Chair; Katy Sorenson (8) Vice Chair; Commissioners Sally A. Heyman (4), Dennis C. Moss (9), Dorrin D. Rolle (2), and Rebeca Sosa (6)

Thursday, April 14, 2005

9:30 AM

COMMISSION CHAMBERS

Members Present: Carlos A. Gimenez, Sally A. Heyman, Dennis C. Moss, Dorrin D. Rolle, Katy Sorenson, Rebeca Sosa.

Members Absent: None.

Members Late: None.

Members Excused: None.

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

Report: *Chairperson Gimenez asked that everyone present join the Committee in the Pledge of Allegiance.*

1C ROLL CALL

Report: *The following staff support was present: Deputy County Manager Pete Hernandez; Assistant County Attorneys Tim Abbott, Hugo Benitez, Bruce Libhaber, and Abigail Price-Williams; and Deputy Clerks Doris Dickens and Alicia Stephenson.*

051336 Report
CHANGES TO TODAY'S RTC AGENDA - 4/14/2005

Report: *Assistant County Attorney Abigail Price-Williams indicated that according to the County Manager's memorandum entitled, "Requested Changes to Regional Transportation Committee Agenda" (April 14, 2005), Agenda Items 1E1 Supplement, 3N Supplement, and 3O Substitute should be added to the agenda, that a scrivener's error in Agenda Item 3F should be corrected as follows: "On page three of the Manager's memorandum, the fourth sentence should read: Under this formula, JP would be required to invest not less than \$10,500,000....," that a scrivener's error for Agenda Item 3M should be corrected as follows: "Attachment 1 was inadvertently attached to Agenda Item No. 3 (M). This attachment will be added as a supplement to Agenda Item No. 3(N)," and that Agenda Item 3M was set for a time certain at 9:30 a.m.*

It was moved by Commissioner Heyman that the changes to the day's agenda be approved as requested by the County Manager. This motion was seconded by Chairman Gimenez; and upon being put to a vote, passed by a unanimous vote of 5-0 (Commissioner Sosa was absent).

1D DISCUSSION ITEM

1E REPORT

1E1

050893 Report

MONTHLY PROGRESS REPORTS FOR MIAMI-DADE AVIATION, TRANSIT, AND PUBLIC WORKS' PTP PROJECTS (County Manager)

Accepted
Mover: Sosa
Seconder: Moss
Vote: 6-0

Report: *Assistant County Attorney Abigail Price-Williams introduced Agenda Items 1E1 and 1E1 Supplement.*

Miami-Dade Transit Director Roosevelt Bradley briefly updated the Committee on the East-West and North Corridors in the People's Transportation Plan, the MIC-Earlington Heights connector, and the bus procurement process.

Commissioner Sosa asked the County Administration to provide a complete presentation at the next Governmental Structure Task Force meeting on the applicability of the procurement guidelines adopted by the County Commission in the last three years to construction projects across the board. She also asked that a copy of this presentation be submitted to all commissioners.

Commissioner Heyman asked the County Attorney's Office to consider amending the County's existing ordinance to prohibit sleeping, loitering and trespassing on the Metromover.

Commissioner Heyman asked the Aviation Department Director to provide each commissioner and appropriate county administrators with a status report on contractors doing business at the Opa-locka Airport whose contracts were breached or in violation or collection. The Department Director noted this report would be presented at the May 26th RTC briefing.

Concerning Commissioner Rolle's question as to whether the construction project on NW 62 Street could be better coordinated with the City of Miami, the Public Works Department Director said he would meet with City of Miami officials to discuss the coordination of this project and present a report to the Committee at its May 12th RTC meeting.

The Public Works Department Director, Mr. Aristides Rivera, noted the potholes would be repaired on N.W. 62 Street, as requested by

Commissioner Rolle.

Hearing no other questions or comments, the Committee voted on these reports.

1E1 SUPP.

051077 Report

MONTHLY PROGRESS REPORTS FOR MIAMI-DADE AVIATION AND TRANSIT DEPARTMENTS

*Accepted
Mover: Sosa
Secunder: Rolle
Vote: 6-0*

Report: See report under Agenda Item 1E1-Legislative File # 050893

1F PUBLIC HEARING

1F1

050858 Resolution

RESOLUTION AUTHORIZING THE FILING OF TWO GRANT APPLICATIONS FOR FISCAL YEAR 2005 URBAN FORMULA SECTION 5307 AND FIXED GUIDEWAY MODERNIZATION SECTION 5309 FUNDS IN AN AMOUNT UP TO \$62,000,000 WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION UNDER THE TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY; AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE GRANT AGREEMENTS PURSUANT TO SUCH APPLICATIONS, TO UTILIZE FLORIDA STATE TOLL REVENUE CREDITS AND SPECIFIED LOCAL SOURCES AS MATCHING FUNDS, AND TO RECEIVE AND EXPEND FUNDS PURSUANT TO SUCH APPLICATIONS (Miami-Dade Transit Agency)

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Secunder: Sosa
Vote: 6-0*

Report: Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The public hearing was opened. It was closed after no one appeared in response to Chairman Gimenez's call for persons wishing to be heard in connection with the foregoing proposed resolution.

Hearing no questions or comments, the Committee voted on this proposed resolution.

2 COUNTY COMMISSION

2A

050969 Resolution Dr. Barbara Carey-Shuler

RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY (SFRTA) AND MIAMI-DADE COUNTY FOR FINANCING OF THE COMMUTER RAIL PROJECT AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE INTERLOCAL AGREEMENT

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Sosa
Vote: 5-1
No: Sosa*

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Commissioner Sosa stated that she did not support additional funding for the Commuter Rail Project.

Commissioner Moss asked that a detailed cost analysis, a plan or some feedback on how future deficits would be addressed, and other pertinent information be submitted by the South Florida Regional Transportation Authority (SFRTA) to support the County Commission's approval of future cost increases.

Commissioner Sosa expressed concern that the County continued to support the South Florida Regional Transportation Authority (SFRTA), although the County had the lowest ridership and the least expansion projects.

Chairman Gimenez asked Mr. Joe Giuliatti, Executive Director of the SFRTA, to provide a report at the May 12th meeting on the possibility of utilizing existing infrastructure to increase Tri-rail ridership and the possibility of the SFRTA participating in a project of this nature. He also asked Mr. Giuliatti to provide periodic updates on increased costs and services.

Commissioner Rolle asked that this report include a rationale for the high deficit every year.

Hearing no other discussion, the Committee voted on this resolution.

3 DEPARTMENT

6

3A

050808 Resolution

RESOLUTION AUTHORIZING MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENTS WITH AMERICAN SALES & MANAGEMENT CORPORATION, SWISSPORT USA INC., GLOBE GROUND NORTH AMERICA LLC D/B/A SERVISAIR/GLOBEGROUND, EVERGREEN AVIATION GROUND LOGISTICS ENTERPRISES INC., AND TRIANGLE SERVICES OF FLORIDA, INC. FOR PERMITS TO ALLOW THOSE COMPANIES TO PROVIDE GENERAL AERONAUTICAL SERVICES TO THE AIRLINE INDUSTRY AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING EXECUTION OF ANY RENEWAL, TERMINATION, AND CANCELLATION PROVISIONS (Aviation Department)

Amended

Report: See Agenda Item 3A Amended-Legislative File # 051157

3A Amd

051157 Resolution

RESOLUTION WAIVING BID PROTEST PROCEDURES OF SECTIONS 2-8.3 AND 2-8.4 OF THE CODE OF MIAMI-DADE COUNTY; REJECTING ALL PROPOSALS RECEIVED FOR RFP NO. MDAD-0004 FOR PERMITS TO PROVIDE GENERAL AERONAUTICAL SERVICES TO COMMERCIAL AIRCRAFT OPERATORS AND AIRLINES AT MIAMI INTERNATIONAL AIRPORT AND AUTHORIZING THE COUNTY MANAGER TO ADVERTISE A NEW REQUEST FOR PROPOSAL USING THE EXISTING SOLICITATION BUT ELIMINATING THE MINIMUM ANNUAL GUARANTEE [SEE ORIGINAL VERSION UNDER LEG. FILE NO. 050808] (Aviation Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Heyman

Secunder: Sorenson

Vote: 6-0

Report: *Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

Interim Aviation Department Director Carlos Bonzon asked that the County Manager's Recommendation be amended, that all proposals be rejected and that the County Manager be authorized to re advertise. He provided the reason for this request, noting that General Aeronautical Services permittees had to pay the County a Minimum Annual Guarantee (MAG).

It was moved by Commissioner Heyman that the foregoing proposed resolution be amended to instruct the County Manager to reject all proposals and grant the County Manager permission to re advertise this Request for Proposal. Vice Chairwoman Sorenson seconded this motion.

Dr. Bonzon advised that additional background information regarding the request to amend the County Manager's Recommendation would be provided to commissioners before this proposed resolution was considered by the County Commission.

Chairman Gimenez asked Ms. Price-Williams if a better action was to withdraw the foregoing proposed resolution. In response, Ms. Price-Williams identified two options. The first option was that the proposed resolution could reflect the County Manager's recommended amendments and go before the Commission at its next meeting. The second option was that the proposed resolution could be withdrawn and deferred, and a new item

could be submitted.

In response to Commissioner Moss, who asked Dr. Bonzon for the rationale behind a MAG versus a percentage approach, Dr. Bonzon responded that the idea was to simplify the selection of firms from a pool by introducing the price element. This concept created a problem in this case, Dr. Bonzon said.

Commissioner Rolle asked that he be provided with the names of businesses that had contracts with American Sales & Management Organization Corporation, Swissport USA, Inc., GlobeGround North America LLC d/b/a/ Servisair/GlobeGround, Evergreen Aviation Ground Logistics Enterprises, Inc., and Triangle Services of Florida, Inc.

Following further discussion regarding potential bid protests in connection with the County Manager's amended recommendation, it was moved by Commissioner Heyman that the Committee forward the foregoing proposed resolution to the County Commission with a favorable recommendation, and as amended to instruct the County Manager to reject all bids and re advertise this contract without the M.A.G. This motion was seconded by Vice Chairwoman Sorenson.

Commissioner Sosa asked the Aviation Department Director to include the name of the individual responsible for contract administration. She asked that re advertisement not become a practice.

The Committee proceeded to vote on the motion to amend the foregoing proposed resolution to instruct the County Manager to reject all bids and re advertise this contract without the M.A.G. This motion passed by a vote of 6-0.

Mr. Pablo Costa, attorney, Steel, Hector & Davis, appeared before the Committee and questioned how two temporary permits would be handled.

In response, Dr. Bonzon said if the two temporary permittees wanted to remain, the County would reconsider the permits.

Hearing no other discussion, the Committee considered the next agenda item.

3B

050891 Resolution

RESOLUTION APPROVING A DEVELOPMENT LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MIAMI EXECUTIVE AVIATION MEA (MEA) FOR MEA'S CONSTRUCTION AND USE OF A HANGAR STORAGE AND AIRCRAFT MAINTENANCE FACILITY AT OPA-LOCKA AIRPORT; RATIFYING THE COUNTY'S NOTICE TO OPA-LOCKA AVIATION GROUP (OAG) OF THE COUNTY'S INTENT TO TAKE BACK A PORTION OF THE PREMISES LEASED CONDITIONALLY TO OAG THAT INCLUDES THE PROPOSED MEA SITE (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Rolle

Vote: 6-0

Report: *Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

Chairman Gimenez recognized Mr. Alex Heckler, 201 S. Biscayne Boulevard, attorney representing Opa-locka Aviation Group (OAG), who appeared before the Committee in opposition to this proposed resolution. Mr. Heckler disputed the County's legal right to take OAG's space at Opa-locka Airport and discussed the validity of OAG's lease.

Chairman Gimenez recognized Mr. Fabio Alexander Vasquez, who appeared before the Committee in support of the foregoing proposed resolution.

In response to Commissioner Moss, who requested clarification about the legal basis for the County to retain OAG's space, Assistant County Attorney Tim Abbott responded that the Federal Aviation Administration had not accepted OAG's development lease. He added that the Miami-Dade Aviation Department (MDAD) gave proper notice of its need for OAG's property, and that OAG did not respond within the required 60 days.

Commissioner Sosa asked Interim Aviation Department Director Dr. Carlos Bonzon to maintain open communication with Miami-Dade Fire Rescue (MDFR) regarding the availability of lease space at the Opa-locka Airport.

In response to Commissioner Heyman's question as to whether OAG was meeting its rent and financial obligations, Dr. Bonzon stated that OAG had no obligations.

Regional Transportation Committee

Chairman Gimenez said he was hopeful that the MDAD would not establish a policy of not requiring lessees to pay for space placed on hold.

Chairman Gimenez recognized Mr. John Hamill of OAG, who appeared before the Committee in opposition to the foregoing proposed resolution. Mr. Hamill stated that it was incumbent upon the County to get approvals of OAG's lease from the FAA.

Ms. Susan Warner-Dooley, Assistant Aviation Director, Business Management, stated that OAG prepared a development schedule and the County submitted the schedule to the FAA in March, 2004. She said that OAG's plans did not show development in the near term, which was part of the analysis regarding the taking back of the property by the County.

In response to Commissioner Moss, who asked Assistant County Attorney Tim Abbott to revisit leases at Opa-locka Airport, Mr. Abbott said that existing terms in the lease document with Miami Executive Aviation included construction within prescribed dollar amounts and timeframes. He agreed with Commissioner Moss that if a company was in breach of an agreement, the County could terminate the lease.

Commissioner Moss asked Assistant County Attorney Abbott to revisit the development lease agreements between Miami-Dade County and leaseholders at the Opa-locka Airport to ensure that the terms of those agreements were enforced, specifically as relates to the construction of facilities within prescribed timeframes and projected costs.

Commissioner Heyman asked that a full assessment be conducted to ensure that all outstanding development lease agreements were enforced.

Chairman Gimenez asked that the plan Commissioner Moss requested be submitted in conjunction with the Opa-locka Airport Development Task Force and the future of the general aviation. He asked how the Opa-locka Airport could be positioned as the leading GA in the country.

Hearing no other discussion, the Committee voted on this resolution.

3C

050892 Resolution

RESOLUTION ESTABLISHING REVISED RENTAL RATES FOR OPA-LOCKA AIRPORT, KENDALL-TAMIAMI EXECUTIVE AIRPORT AND HOMESTEAD GENERAL AVIATION AIRPORT, EFFECTIVE AS OF JUNE 1, 2005, AND DIRECTING IMPLEMENTATION THEREOF; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO PLACE SUCH RATES INTO EFFECT ADMINISTRATIVELY FOR EXISTING LEASES AND TO INCLUDE SUCH RATES INTO NEW AGREEMENTS APPLICABLE TO SUCH AIRPORTS (Aviation Department)

Amended

Report: See 3C Amended-Legislative File #051161

12

3C Amd

051161 Resolution

RESOLUTION ESTABLISHING REVISED RENTAL RATES FOR OPA-LOCKA AIRPORT, KENDALL-TAMIAMI EXECUTIVE AIRPORT AND HOMESTEAD GENERAL AVIATION AIRPORT, EFFECTIVE AS OF JUNE 1, 2005, AND DIRECTING IMPLEMENTATION THEREOF; AUTHORIZING COUNTY MANAGER OR DESIGNEE TO PLACE SUCH RATES INTO EFFECT ADMINISTRATIVELY FOR EXISTING LEASES AND TO INCLUDE SUCH RATES INTO NEW AGREEMENTS APPLICABLE TO SUCH AIRPORTS [SEE ORIGINAL ITEM UNDER FILE NO. 050892] (Aviation Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sorenson

Seconder: Sosa

Vote: 5-0

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

The following individuals appeared before the Committee in opposition to this resolution:

-Ms. Betty Amos, 7330 S.W. 165 Street, President and Chairman of Wings Over Miami Air Museum, a 501(c)(3) corporation. Ms. Amos stated that due to certain Federal Aviation Guidelines, not-for-profit museums did not have to pay rent increases.

-Mr. Denny Moore, Wings Over Miami Air Museum. He stated that rent increases would cut the museum's education program.

-Mr. Joseph Natoli, 310 South Parkway, Golden Beach Florida. He opposed rent increases.

-Mr. John Zappia, 1167 N.W. 165 Avenue

-Mr. Curtis George, Alliance Aviation. He noted that fuel flow fees and rent increases could cause some businesses at Opa-locka Airport to close.

-Mr. Thomas Shaffer, 14569 S.W. 127 Street

Commissioner Moss asked whether the Miami-Dade Aviation Department (MDAD) could work with the Wings Over Miami Air Museum regarding rental rates.

Interim Aviation Department Director Dr. Carlos Bonzon recommended that Wings Over Miami be required to pay by the Consumer Price Index (CPI) instead of fair market value.

Mr. Andrew Magenheimer, MAI of Slack Johnston and Magenheimer, Inc., and Miami-Dade Aviation

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Department Assistant Director of Business Management Susan Warner-Dooley, responded to questions from Commissioners Moss and Sorenson regarding rental rates of other airports; the absence of increases since 2002; and the demand for airport facilities, grounds maintenance, budgets, and revenue flow.

Vice Chairwoman Sorenson stated that Wings Over Miami should be treated differently. She suggested a separate item on Wings Over Miami.

It was moved by Vice Chairwoman Sorenson that the foregoing resolution be amended to exclude Wings of Miami (WOM), and that WOM be brought back as a separate item.

Dr. Bonzon said that his recommendation was that the rate for Building 505, which was, WOM be adjusted for the CPI, rather than the fair market value.

Chairman Gimenez asked if that was acceptable. Vice Chairwoman Sorenson said that was acceptable.

The foregoing proposed resolution was forwarded to the Board of County Commissioners with committee amendments to indicate in the County Manager's memorandum that rent rates would be adjusted based on the Consumer Price Index, rather than the fair market value.

3D

050894 Resolution

RESOLUTION APPROVING THE "AIR SERVICE INCENTIVE PROGRAM" (ASIP) AT MIAMI INTERNATIONAL AIRPORT TO PROVIDE AN INCENTIVE FOR INCREASED DOMESTIC AND INTERNATIONAL PASSENGER FLIGHTS AT THE AIRPORT; AUTHORIZING THE COUNTY MANAGER TO PLACE SUCH PROGRAM INTO EFFECT CONSISTENT WITH FEDERAL AVIATION ADMINISTRATION REGULATIONS; AUTHORIZING COUNTY MANAGER TO MODIFY OR ELIMINATE THE ASIP UPON A DETERMINATION THAT SUCH ACTION IS IN THE BEST INTEREST OF THE COUNTY (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Moss

Vote: 5-0

Absent: Heyman

3E

050895 Resolution

RESOLUTION ESTABLISHING PERCENTAGE FEE RATES APPLICABLE TO EXISTING OR FUTURE RESTAURANT CONCESSIONS AT MIAMI-DADE COUNTY GENERAL AVIATION AIRPORTS; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXECUTE AMENDMENTS TO EXISTING LEASES TO IMPLEMENT SUCH RATES AND DIRECTING INCLUSION OF PROVISION FOR SUCH FEES IN FUTURE LEASES (Aviation Department)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Rolle
Vote: 5-0
Absent: Heyman

3F

050924 Resolution

RESOLUTION APPROVING FIRST AMENDMENT TO DEVELOPMENT LEASE AND CONCESSION AGREEMENT BETWEEN MIAMI-DADE COUNTY, FLORIDA, AND J.P. AVIATION INVESTMENTS, INC., FOR DEVELOPMENT AT OPA-LOCKA AIRPORT, CONDITIONAL UPON DISMISSAL OF PENDING STATE COURT ACTION; APPROVES ON A CONDITIONAL BASIS THE PROPOSED SUBLEASES BETWEEN THE TENANT AND TURNBERRY AIRPORT HANGARS, LLC AND FBOSHELLAVOPF (Aviation Department)

Amended

Report: *See Agenda Item 3F Amended-Legislative File #051590.*

3F Amd

051590 Resolution

RESOLUTION APPROVING FIRST AMENDMENT TO DEVELOPMENT LEASE AND CONCESSION AGREEMENT BETWEEN MIAMI-DADE COUNTY, FLORIDA, AND J.P. AVIATION INVESTMENTS, INC., FOR DEVELOPMENT AT OPA-LOCKA AIRPORT, CONDITIONAL UPON DISMISSAL OF PENDING STATE COURT ACTION; DIRECTING COUNTY MANAGER TO PROVIDE ANNUAL REPORT ON CONTRACT PERFORMANCE; AND APPROVING ON A CONDITIONAL BASIS THE PROPOSED SUBLEASES BETWEEN THE TENANT AND TURNBERRY AIRPORT HANGARS, LLC AND FBOSHELLOPF [SEE ORIGINAL ITEM UNDER FILE NO. 050924] (Aviation Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Moss

Seconder: Sorenson

Vote: 4-0

Absent: Sorenson, Heyman

Report: *During consideration of the changes to the agenda, a scrivener's error on page 3, sentence 4 of the County Manager's Memorandum was corrected to read: Under this formula, JP would be required to invest not less than \$10,500,000. ...*

Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.

Chairman Gimenez asked that the first and last name of the contract administrator and the assigned Assistant County Attorney be reflected in this proposal and that these two individuals report to the RTC on the status of this contract one year after its effective date.

It was moved by Commissioner Moss that the foregoing proposed resolution be forwarded to the Board of County Commissioners as amended to require that a report be submitted to the County Commission on the performance record of the company after one year. This motion was seconded by Commissioner Sorenson and upon being put to a vote passed by a vote of 4-0 (Commissioners Heyman and Sorenson were absent).

3G

050941 Resolution

RESOLUTION APPROVING FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH BURNS AND MCDONNELL ENGINEERS, INC., FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Sosa

Vote: 4-0

Absent: Heyman, Sorenson

3H

050943 Resolution

RESOLUTION APPROVING FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PEREZ AND PEREZ ARCHITECTS PLANNERS, INC., FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Rolle

Vote: 4-0

Absent: Sorenson, Heyman

31

050833 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE FIRST SUPPLEMENTAL AGREEMENT TO THE PROFESSIONAL SERVICES AGREEMENT (PSA) BETWEEN MIAMI-DADE COUNTY AND WASHINGTON GROUP INTERNATIONAL, F/K/A WASHINGTON INFRASTRUCTURE SERVICES, INC., IN THE AMOUNT OF \$14,961,312.63 AND EXERCISING THE CONTRACT OPTION FOR PROVISION OF ENGINEERING SERVICES DURING PHASE 2 OF THE METRORAIL/METROMOVER MID-LIFE REHABILITATION PROJECT (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Secunder: Rolle

Vote: 3-2

No: Gimenez, Sosa

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Miami-Dade Transit Director (MDT) Roosevelt Bradley and Miami-Dade Transit Project Control Chief George Navarrete answered Commissioner Sosa's questions regarding the September, 2003 contract award, the cost estimates, and the cost of refurbishing old cars versus replacing them.

Chairman Gimenez asked for the original price for Washington Group International, F/K/A Washington Infrastructure Services, Inc. Deputy County Manager Pete Hernandez said it was \$24-25 million dollars.

Chairman Gimenez asked questions and made comments regarding the original price for Washington Group International, F/K/A Washington Infrastructure Services, Inc. to do work, federal regulations for Metrorail cars, and specifications in the Request for Proposals (RFP). He inquired about quality assurance.

Chairman Gimenez asked that the MDT Director include the projected cost increases in the contract amounts before forwarding this resolution for Committee review.

Mr. Navarrete said that based on federal and state law, MDT was prohibited from selecting contracts based on price and professional services agreements did not go out to bid.

Chairman Gimenez commented on specifications in the technical services agreement about who would perform services. He expressed displeasure that the original Request for Proposal was \$500,000 and now the contract was for \$17

million.

Following further discussion regarding using other cities as models for refurbishing trains, the Committee voted on this resolution.

3J

050855 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$1,375,000 IN ADDITIONAL STATE FUNDS FOR THE DESIGN AND CONSTRUCTION OF A PARK AND RIDE LOT AT THE DADELAND NORTH METRORAIL STATION, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE SJPA (Miami-Dade Transit Agency)

*Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Moss
Vote: 5-0
Absent: Heyman*

3K

050856 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$375,000 IN ADDITIONAL STATE FUNDS FOR THE DESIGN AND CONSTRUCTION OF A PARK AND RIDE LOT AT THE DOUGLAS ROAD METRORAIL STATION, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE SJPA (Miami-Dade Transit Agency)

*Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Moss
Vote: 5-0
Absent: Heyman*

3L

050857 Resolution

RESOLUTION APPROVING THE USE OF SURTAX FUNDS FOR SMALL PURCHASE ORDERS USED BY MIAMI-DADE TRANSIT (MDT) FOR PURCHASES IN SUPPORT OF OPERATIONS FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) FOR THE MONTH OF FEBRUARY, 2005 (Miami-Dade Transit Agency)

*Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Moss
Vote: 5-0
Absent: Heyman*

3M

050860 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE UP TO \$100 MILLION IN STATE FUNDS FOR THE EARLINGTON HEIGHTS/MIAMI INTERMODAL CENTER CONNECTOR, AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AND COMMIT UP TO \$217,558,358 MILLION IN CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS AS A LOCAL MATCH AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Moss

Vote: 6-0

Report: *During consideration of the changes to the agenda, a scrivener's error in the County Manager's Memorandum was corrected as follows: the Attachment I was inadvertently attached to Agenda Item No. 3(M). This attachment will be added as a supplement to Agenda Item No. 3(N).*

Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

Following discussion among commissioners regarding the transferal between modes of transportation at the MIC, Commissioner Moss noted that connectivity and distance should be monitored.

Vice Chairwoman Sorenson asked the Miami-Dade Transit Agency Director to present visual aids for the May 12th RTC meeting reflecting the project design for the heavy rail guideway and track to be constructed from the Earlington Heights Metrorail Station to the Miami Intermodal Center (MIC). She asked for proper planning and coordination of this project.

Commissioner Rolle asked that all participants in this project meet with each other at the same table. He noted the 2nd sentence of the 3rd paragraph under "Background" on handwritten page 1 of this proposed resolution.

Commissioner Rolle asked Assistant County Manager Bill Johnson and the Miami-Dade Transit Director to ensure that jobs created as a result of the MIC were advertised through the County's Job Clearinghouse.

The Committee proceeded to vote on this proposed resolution.

3N

050938 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND PARSONS, BRINCKERHOFF, QUADE AND DOUGLAS, INC. TO PROVIDE PROGRAM MANAGEMENT CONSULTING SERVICES FOR THE IMPLEMENTATION OF THE PEOPLE'S TRANSPORTATION PLAN, CONTRACT NO. TR04-PTP1, IN AN AMOUNT NOT TO EXCEED \$44 MILLION; AND AUTHORIZING EXECUTION OF CANCELLATION AND RENEWAL PROVISIONS CONTAINED THEREIN (Miami-Dade Transit Agency)

Amended

Report: *See Agenda Item 3N Amended-Legislative File # 051145*

3N Amd

051145 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND PARSONS, BRINCKERHOFF, QUADE AND DOUGLAS, INC. TO PROVIDE PROGRAM MANAGEMENT CONSULTING SERVICES FOR THE IMPLEMENTATION OF THE PEOPLE'S TRANSPORTATION PLAN, CONTRACT NO. TR04-PTP1, IN AN AMOUNT NOT TO EXCEED \$44 MILLION; AND AUTHORIZING EXECUTION OF CANCELLATION AND RENEWAL PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 050938] (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Heyman

Seconder: Sorenson

Vote: 5-0

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Commissioner Heyman noted she had some concern regarding the language, "the contract amount not to exceed a ceiling of \$44 million," which was only half of the original \$84 million contract amount. She suggested this language be removed.

Chairman Gimenez noted he did not support Commissioner Heyman's comments and recommended the \$44 million ceiling be reduced; that the contract be awarded for two years; and that Miami-Dade Transit Director (MDT) Roosevelt Bradley come back to the Committee with a report indicating how the consultants performed along with a request for additional funding. He said he felt discipline and oversight were needed in terms of how to use consultants.

Following further discussion, Deputy County Manager Pete Hernandez said staff would amend this resolution to incorporate a listing of the sub consultants before it was forwarded to the County Commission.

Commissioner Moss urged his colleagues to move forth with this contract, noting the County Administration had engaged in an extensive process trying to address issues similar to the one voiced by Chairman Gimenez and finally concluded that this was the best way to proceed. Additionally, issues were identified with other mega consultants which Interim Aviation Director Carlos Bonzon and the MDT Director addressed. They made sure that this contract was structured to address those issues. Under the leadership of

Regional Transportation Committee

this Committee, commissioners would keep abreast of the consulting process, particularly through the monthly reports. Commissioner Moss asked that the monthly reports include detailed updates on consultants' performance.

Commissioner Moss questioned whether the County Commission had the discretion to pull this contract for non-performance. Assistant County Attorney Bruce Libhaber concurred and noted this contract was approved on a work order basis with no minimum guarantee on amount of work to be awarded. He noted the Board could issue up to \$44 million worth of work or no work.

Commissioner Moss asked that the work orders be brought back for Committee Review before the awards.

Chairman Gimenez clarified that he did not want to hold up the work, but he would hold the County Manager responsible. Chairman Gimenez instructed the MDT Director and Deputy County Manager Hernandez to return to the RTC if they had almost spent \$25 million and needed more money.

Commissioner Rolle asked the MDT Director to report to the RTC on whether the established 25% DBE goal was fulfilled.

Commissioner Sosa asked that handwritten page 6 be corrected to indicate to whom lobbyist disclosure must be submitted and to provide that a written report be submitted to the Commission on Ethics.

The foregoing resolution was forwarded to the County Commission with a favorable recommendation, with Committee amendment(s) to provide that the contract be approved in an amount not to exceed \$44 million ceiling recommended by the County Manager, and to instruct the County Administration to come back to the Committee with a request for an additional appropriation after \$25 million was spent.

3N SUPP.

051078 Report

SUPPLEMENTAL INFORMATION REGARDING
ATTACHMENT ONE

Presented

30

050242 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH INFRASTRUCTURE MANAGEMENT GROUP, INC., TO OBTAIN FINANCIAL CONSULTING SERVICES FOR THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST, AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. 463 (Procurement Management Department)

Withdrawn

Report: *See Agenda Item 30 Substitute (Legislative File No. 051068)*

30 SUB.

051068 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH INFRASTRUCTURE MANAGEMENT GROUP, INC., TO OBTAIN FINANCIAL CONSULTING SERVICES FOR THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST, AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. 463 [SEE ORIGINAL ITEM UNDER FILE NO. 050242] (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Sorenson

Vote: 5-0

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Deputy County Manager Pete Hernandez explained to Chairman Gimenez that the difference between Agenda Items 30 and 30 Substitute was that 30 Substitute reflected the actual contract amount of \$239,787. He said that the original recommendation was \$500,000.

Hearing no other discussion, the Committee voted on this resolution.

24

3P

050836 Resolution

RESOLUTION AWARDING THE CONTRACT TO H & R PAVING, INC., FOR THE PROJECT ENTITLED RESURFACING; PUBLIC WORKS DEPARTMENT (PWD), PROJECT NUMBER 20040506 FOR PEOPLE'S TRANSPORTATION PLAN (PTP)

(Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Rolle

Vote: 5-0

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Mr. Dave Timble, People's Transportation Plan Coordinator agreed to update Commissioner Rolle and his staff on projects in Commissioner Rolle's district and allocated funds.

Hearing no other discussion, the Committee voted on this resolution.

3Q

050869 Resolution

RESOLUTION AWARDING THE CONTRACT TO H & R PAVING, INC., FOR THE PROJECT ENTITLED RESURFACING; PUBLIC WORKS DEPARTMENT (PWD), PROJECT NUMBER 20040508 FOR PEOPLE'S TRANSPORTATION PLAN (PTP)

(Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Moss

Vote: 5-0

Absent: Heyman

3R

050871 Resolution

RESOLUTION AWARDING THE CONTRACT TO FENCE MASTERS, INC., FOR THE PROJECT ENTITLED GUARDRAIL; PUBLIC WORKS DEPARTMENT (PWD), PROJECT NUMBER 20030011 FOR PEOPLE'S TRANSPORTATION PLAN (PTP)

(Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Moss

Vote: 5-0

Absent: Heyman

3S

050873 Resolution

RESOLUTION AWARDING THE CONTRACT TO H & R PAVING, INC., FOR THE PROJECT ENTITLED RESURFACING; PUBLIC WORKS DEPARTMENT (PWD), PROJECT NUMBER 20040507 FOR PEOPLE'S TRANSPORTATION PLAN (PTP)

(Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Moss

Vote: 5-0

Absent: Heyman

3T

050875 Resolution

RESOLUTION AWARDING THE CONTRACT TO H & R PAVING, INC., FOR THE PROJECT ENTITLED RESURFACING; PUBLIC WORKS DEPARTMENT (PWD), PROJECT NUMBER 20040509 FOR PEOPLE'S TRANSPORTATION PLAN (PTP)

(Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Rolle

Vote: 0-0

3U

051022 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$1,074,000 IN STATE FUNDS FOR THE DESIGN AND CONSTRUCTION OF BUS BAYS AT DESIGNATED LOCATIONS THROUGHOUT MIAMI-DADE COUNTY AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AND TO COMMIT UP TO \$1,074,000 IN COUNTY CHARTER TRANSIT SYSTEM SURTAX FUNDS AS A LOCAL MATCH AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Amended

Report: *See Agenda Item 3U Amended-Legislative File # 051146*

3U amd

051146 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$1,072,000 IN STATE FUNDS FOR THE DESIGN AND CONSTRUCTION OF BUS BAYS AT DESIGNATED LOCATIONS THROUGHOUT MIAMI-DADE COUNTY AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AND TO COMMIT UP TO \$1,072,000 IN COUNTY CHARTER TRANSIT SYSTEM SURTAX FUNDS AS A LOCAL MATCH AS SPECIFIED IN THE JPA [SEE ORIGINAL ITEM UNDER FILE NO. 051022] (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Moss

Seconder: Sorenson

Vote: 5-0

Absent: Heyman

Report: *Assistant County Attorney Hugo Benitez read the foregoing proposed resolution into the record.*

Assistant County Attorney Bruce Libhaber stated that the foregoing proposed resolution should be corrected to replace the figures "1,074,000" with "1,072,000" dollars throughout the County Manager's memorandum.

Commissioner Sosa identified specific locations in District 6 and asked that as part of the motion, these locations be added to this proposed resolution.

The Committee forwarded the foregoing proposed resolution to the Board of County Commissioners with a favorable recommendation with committee amendments to replace the figure "\$1,074,000" with "\$1,072,000" throughout the County Manager's memorandum and the resolution and to add locations in District 6.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

27

6A

051002 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES
FOR THE MARCH 10, 2005 REGIONAL
TRANSPORTATION COMMITTEE MEETING (Clerk of
the Board)

Report Received
Mover: Sorenson
Seconder: Gimenez
Vote: 5-0
Absent: Heyman

051337 Report

NON-AGENDA REPORT - 4/14/2005 RTC

Report: *Vice Chairwoman Sorenson asked staff to provide an update on the status of the bill proposing funding for RTA, which was currently pending in Tallahassee.*

Ms. Lyn Harris, Special Assistant, Miami-Dade Transit Government Affairs/Policy Development, responded. She confirmed that the bill was a \$100 fee for new cars. She said that Miami-Dade Transit would monitor the status of this bill and keep commissioners updated. Ms. Harris also confirmed that the Board had not taken a position on the bill; that Broward and Palm Beach Counties supported this legislation, and that there had not been a lot of opposition to this bill.

Vice Chairwoman Sorenson asked that a resolution be drafted for her sponsorship or the rest of the Committee's sponsorship.

Chairman Gimenez stated that he would support the bill because it provided the County Commission with an option to impose a fee by supermajority.

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Report: *The Board adjourned this meeting at 5:05 p.m.*