MEMORANDUM

Harvey Ruvin
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Agenda Item No: 6(A)

TO: Honorable Chairwoman Barbara J. Jordan and Members, Transit, Infrastructure & Roads Committee

DATE: December 09, 2009

FROM: Diane Collins, Acting Division Chief
Clerk of the Board Division
Diane Collins

SUBJECT: Approval of Commission Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Transit, Infrastructure & Roads Committee:

October 14, 2009

DC/jt
Attachment

MIAMI-DADE COUNTY
FINAL OFFICIAL MINUTES
Transit, Infrastructure and Roads Committee (TIRC)

Board of County Commissioners
Stephen P. Clark Government Center
Commission Chambers
111 N.W. First Street
Miami, Florida 33128

October 14, 2009
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Diane Collins, Acting Division Chief
Clerk of the Board Division

Jill Thornton, Commission Reporter
(305) 375-2505

2

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

CLERK'S SUMMARY OF

Meeting Minutes

Transit, Infrastructure & Roads Committee

Barbara J. Jordan (1) Chair; Carlos A. Gimenez (7) Vice Chair; Commissioners Audrey M. Edmonson (3), Dorrin D. Rolle (2), Natacha Seijas (13) and Katy Sorenson (8)

Wednesday, October 14, 2009 **2:00 PM** **COMMISSION CHAMBERS, SPCC**

Members Present: Carlos A. Gimenez, Barbara J. Jordan, Dorrin D. Rolle, Natacha Seijas, Katy Sorenson.

Members Absent: Audrey M. Edmonson.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Jill Thornton, Commission Reporter*
(305) 375-2505

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Assistant County Manager Ysela Llort; Assistant County Attorney Bruce Libhaber; and Deputy Clerks Jovel Shaw and Jill Thornton.*

The Committee convened in a moment of silence, followed by the Pledge of Allegiance.

Assistant County Attorney Bruce Libhaber requested the following changes to today's agenda: that a scrivener's error in Agenda Item 3A be corrected to add to the last sentence in the last paragraph on page 4 the following phrase, which was inadvertently omitted during the printing process: "...participation, or $219,679, based on the total amount of $1,071,376.52 expended for the project"; that a scrivener's error existing throughout the Manager's memorandum and Item 3D, a resolution, be corrected to read "$12.3 million in annual savings resulting from the implementation of the service changes" in lieu of $15 million; and that Agenda Item 3C Supplement be added to the agenda, as requested by the County Manager. Mr. Libhaber noted an attachment was inadvertently omitted from Item 7B, which had just been distributed to all Board members.

It was moved by Commissioner Seijas that today's agenda be approved with the requested changes listed in the October 14, 2009 County Manager's memorandum entitled "Requested Changes to the Transit, Infrastructure and Roads Committee Agenda," along with the additional changes noted by Assistant County Attorney Libhaber. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed 4-0 (Commissioners Edmonson and Sorenson were absent).

1D OFFICE OF INTERGOVERNMENTAL AFFAIRS

1D1

092697 **Resolution**

2010 FEDERAL AND STATE LEGISLATIVE PACKAGE ***Amended***
(Office of Intergovernmental Affairs)

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Mr. Joe Rasco, Director, Office of Intergovernmental Affairs, noted pursuant to a resolution adopted in July 2009 by the Board of County Commissioners (BCC), a new process required the 2010 Federal and State Legislative Agenda Package to be submitted for review by the committee of jurisdiction over items. He noted staff members who report to this Committee were present and prepared to answer any questions regarding Legislative Agenda items relating to this Committee.

In response to Commissioner Seijas' inquiry as to why this legislative package did not contain any grant requests for adaptation studies by the Public Works Department, Mr. Rasco noted he had no knowledge of a need for them.

Following Mr. Rasco's comments, it was moved by Commissioner Seijas that the foregoing proposed 2010 Legislative Agenda Package be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Sorenson, followed by discussion.

Mr. Rasco requested an item advocating for the Transportation Reauthorization Equity Act be added to the Legislative Agenda Package. He noted this was an item held over from last year that was discussed extensively between the County Manager and Assistant County Manager Ysela Llort, and was a critical priority. Mr. Rasco read the subject item into the record as follows: "Transportation Reauthorization–advocate for the passage of safe, accountable, flexible, efficient transportation equity act, reauthorization with increases and direct formula funding for all service transportation modes, specifically mass transit."

Assistant County Manager Llort advised Committee members of forthcoming legislation regarding privacy issues with the new Transit Easy Card, specifically concerning individual ridership patterns, and noted this item should be

on the next BCC meeting agenda. She also noted the intent of this legislation was to exclude private information from information kept by Transit for planning purposes.

Commissioner Jordan noted she sponsored the forthcoming item, which urged the State Legislature's support, and provided an exception for information retained by Transit's Easy Card similar to that put forth for the Sunpass, to prevent someone from tracking a passenger's traveling patterns through a public records request. She noted the item should be on the next BCC meeting agenda for first reading. Commissioner Jordan stated that this was a privacy issue and should be excluded from the information retained by Transit.

It was moved by Gimenez that the 2010 Federal and State Legislative Package be forwarded to the County Commission with a favorable recommendation, with committee amendment(s) to include an item advocating for the Transportation Reauthorization Equity Act. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed 5-0 (Commissioner Edmonson was absent).

1E DISCUSSION ITEM(S)

1E1

092721 **Report** **Barbara J. Jordan**
ANNUAL TRANSIT MEETING ***Presented***

Report: *Chairwoman Jordan advised committee members that the BCC Chair requested this Committee to continue conducting annual Transit Summit meetings, and noted this November would be one year since the last Transit Summit was held. She asked committee members for their feedback on the type of venue, schedule, subject matter and invitees for the next meeting. She also noted that staff could provide a preliminary agenda, and suggested the Committee consider scheduling the next summit meeting on November 18, 2009.*

Commissioner Sorenson noted that scheduling a summit meeting during a weekday would rule out getting input from those transit riders who worked and could not be present. She suggested scheduling the next summit meeting on a weekend, particularly Saturday, when more transit riders would be inclined to participate.

Commissioner Gimenez suggested conducting the next Transit Summit meeting in a forum similar to that done for the 2007-08 Charter Review Task Force meetings held in the County Commission Chambers, which were televised, using relay technology to allow people to participate by phone/internet from their homes and provide input with respect to the issues.

Chairwoman Jordan noted she watched the televised Charter Review Task Force meetings, which were quite inclusive with much participation, and agreed this was a good idea.

Commissioner Seijas expressed concern with how to accommodate the non-English speakers by phone and internet.

Chairwoman Jordan noted she would ensure that interpreters were present at the meeting to translate in both English and non-English languages by phone and/or internet. She also noted that scheduling the meeting on a weekday would not be an issue if they proceeded with this type forum.

Commissioner Sorenson suggested starting the meeting later in the day around 5:00 pm to ensure greater participation.

Chairwoman Jordan asked the County Administration to schedule a televised annual Transit Summit meeting in the Commission Chambers of the Stephen P. Clark Building for Wednesday, November 18, 2009 from 5:00 pm to 7:00 pm; and that the public be allowed to participate in the live meeting from their homes via remote internet and phone access, similar to the public forums of Charter Review Task Force meetings conducted in years 2007-08.

2 COUNTY COMMISSION

2A

092617 **Resolution** **Rebeca Sosa**

RESOLUTION AMENDING RESOLUTION NO. R-303-08 TO PROVIDE THAT HIALEAH MULTI-PURPOSE FACILITY WILL BE OWNED AND OPERATED BY CITY OF HIALEAH; DIRECTING THE PUBLIC HEALTH TRUST TO NOTIFY DISTRICT COMMISSIONER OF ALL MEETINGS RELATING TO DEVELOPMENT AND LEASE OF HEALTH CARE CENTER; REQUIRING THAT DISTRICT COMMISSIONER HAVE ACCESS TO MULTI-PURPOSE FACILITY; APPROVING TERMS OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION INTERLOCAL AGREEMENT WITH CITY OF HIALEAH FOR MULTI-PURPOSE FACILITY AND DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH AGREEMENT

Deferred to November 10, 2009
Mover: Sorenson
Seconder: Gimenez
Vote: 5-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Commissioner Sorenson inquired whether the Hialeah multi-purpose facility was currently owned by the County.

Mr. Johnny Martinez, Director, Office of Capital Improvements, explained the intent of this resolution was to ensure that the City of Hialeah owned this building. He noted the City of Hialeah already owned the land and the County was supposed to own the building; however, it was determined that the project would be more efficient if the City owned the building.

Commissioner Sorenson questioned the language on handwritten pages 4 and 5, allowing the District Commissioner access to the building, which seemed a little unusual to her. She requested this resolution be deferred for the Sponsor to provide a fuller explanation of this provision, and asked whether it was necessary to include it in this resolution.

Commissioner Gimenez noted his concerns were similar to that of Commissioner Sorenson regarding the language allowing the District Commissioner access to the building. He seconded the motion for a deferral for the sponsor to provide a better explanation, and suggested the word "County" be used instead of 'District,' which would serve the same purpose and allow all Commissioners and County Administration access to the building.

Commissioner Rolle asked staff to provide a report on the status of the negotiations between the Public Health Trust (PHT) and the City of Hialeah regarding the proposed health care center, since some health clinics were due to close in District 2, and one was located near Hialeah.

Chairwoman Jordan asked Assistant County Manager Ysela Llort to provide this Committee with a report on all County buildings being constructed with bond monies, the ownership of which were being transferred to a municipalities, before this resolution was considered by the County Commission.

Commissioner Seijas suggested this resolution be bifurcated to move forward with the portion that transfers the bonds to the build-out, and to defer the remainder of the resolution for an explanation from the sponsor relative to the Committee's concerns regarding language providing the District Commission access to the building.

Mr. Martinez noted an Interlocal agreement between the County and the City of Hialeah was attached to this item, and provided for the County to reimburse the City's cost for design of the housing and garage components, and referenced the ownership of the building. He noted that bifurcating this item would delay the County's ability to reimburse the City.

Commissioner Sorenson suggested this resolution be deferred to the next Committee meeting and subsequently waived to the next BCC meeting after committee review, which would accomplish the same timeframe.

Commissioner Jordan noted she thought that bifurcating a resolution which contained the intent in its title would change the resolution entirely.

Assistant County Attorney Monica Rizo noted the language in question regarding access to the building was specifically requested by the sponsor. She clarified the proposed facility did not exist yet, but was supposed to be constructed and owned by the County, and this resolution would transfer the building ownership to the City of Hialeah.

Chairwoman Jordan spoke in support of the motion for a deferral for further clarification from the sponsor. She clarified the report she requested should include additional information pertaining

to county buildings under construction with their ownership being transferred to a municipality.

Hearing no further comments or questions, the Committee deferred the foregoing proposed resolution to the next Committee meeting.

3 DEPARTMENTS

3A

092663 **Resolution**

RESOLUTION APPROVING RETROACTIVE CHANGE ORDER NO: 1 (FINAL) ON A CONTRACT BETWEEN ESD WASTE2WATER, INC. AND MIAMI-DADE COUNTY FOR PROJECT NO. UFP013 PTP; CONTRACT NO. UFP013-TR06-CT1, OIL WATER SEPARATORS AT NINETEEN (19) METROMOVER STATIONS; PARTIALLY FUNDED BY THE PEOPLES TRANSPORTATION PLAN (PTP); DECREASING THE CONTRACT AMOUNT BY ($51,118.48); AND AUTHORIZING THE COUNTY MAYOR, OR COUNTY MAYOR'S DESIGNEE, TO EXECUTE SAME (Miami-Dade Transit Agency)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record, and noted a scrivener's error in which a portion of the last sentence in the last paragraph on page 4 was inadvertently cut off during the printing process.*

In response to Commissioner Rolle's inquiry regarding the elevators/escalators referenced in this resolution, Mr. Harpal Kapoor, Director, Miami-Dade Transit Agency, noted that both the escalators and elevators were properly functioning now.

Hearing no further comments or questions, the Committee forwarded the foregoing proposed resolution to the County Commission with a favorable recommendation, with committee amendment(s) to add to the end of the last sentence in the last paragraph of page 4 the following phrase, which was inadvertently cut off during the printing process: "participation, or $219,679 based on the total amount of $1,071,376.52 expended for the project".

3B

092682 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR $19,149,277 IN PUBLIC TRANSIT BLOCK GRANT PROGRAM FUNDS FOR TRANSIT BUS SERVICE ASSISTANCE; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE JPA; AUTHORIZING RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS (Miami-Dade Transit Agency)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Chairwoman Jordan noted this item was not scheduled for a public hearing; however, she received a speaker's card from Mr. Malcolm Moise (phonetic) and would open the public hearing to permit him to voice his comments.

Mr. Malcolm Moise appeared and noted he erred by listing the wrong Agenda Item number on the speaker card, and requested to speak on Agenda Item 3C instead.

Hearing no further comments or questions, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3C

092683 **Resolution**

RESOLUTION ADOPTING THE MIAMI-DADE TRANSIT (MDT) SUBMISSION OF THE ANNUAL UPDATE OF THE 2009 TRANSIT DEVELOPMENT PLAN (TDP) COVERING THE TEN-YEAR PERIOD FROM 2010-2019 WHICH INCLUDES MIAMI-DADE TRANSIT'S SERVICE STANDARDS (Miami-Dade Transit Agency)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Chairwoman Jordan opened the public hearing on the foregoing proposed resolution, and the following person(s) appeared:

1) Mr. Malcolm Moise (phonetic), Miami Gardens, appeared and noted he would like to obtain more information on the proposed ten-year (2010-19) transit plan. He suggested since Miami-Dade Expressway Authority (MDX) was converting all of its expressways to open road tolling, that MDX partner with Miami-Dade Transit to help fund transit projects, and that a percentage of the tolls collected be used to upgrade the transit systems. He expressed concern that the North Corridor Metrorail project was not included in the ten-year plan nor its status posted on the Miami-Dade Transit (MDT) website.

Chairwoman Jordan informed Mr. Moise of the Annual Transit Summit to be held on November 18, 2009 and invited him to attend and present his ideas then.

Seeing no other persons wishing to speak, the public hearing was closed.

Commissioner Sorenson commended Mr. Moise for appearing and making suggestions regarding MDX. She noted the legislation for MDX was really created to include transit, and MDX needed to be held responsible for participating in Transit's operations.

Commissioner Gimenez echoed the sentiments of Commissioner Sorenson. He noted he felt that MDX should be considered a resource and partner of Transit, and should participate more in transit projects since Transit was part of its mission statement. He also noted he was impressed with the accomplishments, aggressiveness, and the

successful projects of MDX.

Chairwoman Jordan pointed out that MDX had been very cooperative in working with Miami-Dade Transit and had included MDT in their plans for the South Dade Bus Way, and that she felt the County should explore improving this relationship. Regarding Mr. Moise's comments concerning the North Corridor, Chairwoman Jordan noted she saw no reference of the Orange Line (OL) or the North Corridor in the foregoing document, even as a non-funded project. She asked if either project was identified in this document as an unfunded project, or if any unfunded projects were identified in the document.

Mr. Harpal Kapoor, Director, Miami-Dade Transit Agency, noted that both the East/West OL and the North Corridor were deferred projects not identified in this financial plan. He also noted that about $1 billion of unfunded projects were identified in the document.

Chairwoman Jordan asked why the North Corridor was not identified as part of the unfunded projects since funds had not been identified for it yet and the County Commission had not taken any action to eliminate it from the developmental plan.

Mr. Kapoor explained that the North Corridor and OL were included as incremental projects, and incremental improvements would be done in the first phase as funding was identified and became available.

Assistant County Manager Ysela Llort noted this was a ten-year, short-term plan that included the Bus Rapid Transit (BRT) options, which were precursors to Heavy Rail. She also noted this plan included what could be funded in the first sequence, and would be updated periodically as the development of the corridors progressed.

Chairwoman Jordan expressed concern with this plan not referencing the OL under any category. She noted the Commission considered all aspects regarding the OL and whether it should be a BRT, Light Rail, Heavy Rail, or a combination of both. She noted she felt it should be included in the plan adopted by the Commission and this document should be amended to reflect that.

Assistant County Manager Llort explained that the OL was not a forgotten corridor, but was listed as

a BRT project in the first stage of this plan. She explained further that as more funds become available, the OL would be included, in future updates, in more intense stages of transit leading up to Heavy Rail.

Commissioner Gimenez asked if the request, included in the County Manager's Legislative Agenda, for $36 million in Federal funds for the OL Metrorail Extension Incremental Improvements was part of the foregoing plan.

Assistant County Manager Llort affirmed that it was, specifically the rolling stock portion, which was new buses identified as the BRT in that corridor.

Commissioner Sorenson commended Mr. Kapoor on this report, and on the way the Transit service standards and planning processes were laid out in this report.

Mr. Kapoor advised that in the next update of the Transit Development Plan (TDP), he would present the methodology, trip generators, and the growth of transit priority projects outlined in the TDP, and how the standards were applied. He noted the East/West OL and North Corridor were not forgotten corridors, but were still considered priority projects in the 2030 Long Range Transportation Plan (LRTP); however, Transit was doing incremental projects now, and awaiting new legislation regarding changes to safety laws, land use and cost effective formulas.

Hearing no further comments or questions, the Committee forwarded the foregoing proposed resolution to the County Commission with a favorable recommendation, along with a supplemental report from the County Manager providing scrivener's error corrections to the Transit Development Plan (TDP) attached to this resolution.

3D

092748 **Resolution**

RESOLUTION AUTHORIZING MIAMI-DADE TRANSIT BUS SERVICE ADJUSTMENTS TO BE IMPLEMENTED ON OR ABOUT DECEMBER 13, 2009; AND MODIFYING THE MIAMI-DADE TRANSIT SCHEDULE OF TRANSIT FARES, RATES AND CHARGES BY DISCONTINUING THE CHARGE FOR BUS-TO-BUS TRANSFERS (Miami-Dade Transit Agency)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Chairwoman Jordan opened the public hearing on this resolution, and the following persons appeared:

1) Mr. J. W. Johnson, 19210 NW 10th Court, spoke in opposition to duplicate routes being eliminated or truncated at key sections of the County with no connections or alternative services.
2) Ms. Joan Fleishman, NW 71st Street, spoke in opposition to discontinuing or truncating Bus Route 202, which ran north/south on NW 36 St and connected to several routes at Biscayne Plaza.
3) Mr. Edward Brice, 71 NE 139 Street, Bus Technician, Miami-Dade Transit, expressed concern with the impact of laying off MDT employees, including him.
4) Ms. Avis Hopkins, 8463 NW 5th Court, spoke in opposition to truncating bus Route 202, which would no longer connect to Route 33 at Biscayne Plaza.
5) Mr. Francisco Garcia, 856 NW 206 Terr, Miami Gardens, expressed concern with MDT positions being eliminated or impacted by budget constraints, and part-time workers surpassing the one-year probation period with no benefits.
6) Ms. Nilda Montoya requested that the S-Line (express) bus route be sustained and that a bus stop be included at NW 14th Street and Biscayne Blvd for the elderly and disabled persons to access the Performing Arts Center (PAC). She noted walking in the area around the PAC from the nearest bus stop was unsafe.
7) Ms. Josephina Eschin (phonetic), NE 174th St, Sunny Isles Beach, urged the Committee to support bus routes to/from the Arsht PAC, and add a bus stop at NW 14th Street and Biscayne Blvd, as requested by the last speaker.
8) Mr. D.W. Tucker, MDT Bus Driver, 1965 NW 183rd St, Miami Gardens, spoke in opposition to

the proposed transit bus service adjustments and the truncated routes which he felt would contribute to overcrowded buses.
9) Mr. Stanley Shapiro, 1940 Park Avenue, Miami Beach, noted the County could not achieve the promises it made to the voters without increasing taxes or transit fares. He also noted that some seniors were polled to see if they would object to a 25 cent transit fare, and 80% did not oppose it. He suggested the Commission consider imposing a small transit fare for the elderly.
10) Mr. Reginald Andrews, 7113 NE Miami Court, expressed concern with eliminating the Bus Route 202 connection to Route 33 at Biscayne Plaza, which would impact several residents and the elderly. He also spoke about the physical conditions and limitations that would cause him problems if he had to walk to and from home to the bus stop.
11) Mr. Ollie Lee Taylor, 1231 NW 10th Avenue, expressed concern with cutbacks in MDT's operations and spoke about the ½ penny sales tax, fare increases and the need for transit services.

Chairwoman Jordan directed a question to Mr. Andrews regarding what transportation would he rely on if Route 202 was eliminated, to which he responded that he was unsure how he would get to and from work since he had no other transportation than the bus, and that the streets were too dangerous for him to walk home on late at night.

Seeing no other persons wishing to speak, the public hearing was closed.

Commissioner Seijas questioned the language in the last paragraph on handwritten page 5 of this document, which states the Offices of the Transport Workers Union (TWU), in accordance with the Collective Bargaining Agreement, were provided information on the recommended changes for review, and participated in the Lineup Planning Committee. She noted she had not heard this, but only heard concern and dissatisfaction from the unions regarding the implementation of the proposed lineup, which the union felt would not work.

Mr. Johnson, TWU Representative, noted the plan was completed before the TWU representatives could participate in the process, and every item the union had an issue with could not be addressed.

Mr. Harpal Kapoor, Director, Miami-Dade Transit Agency, noted many studies were done, and many meetings were held to discuss creating efficiencies within the budget without impacting too many people. He noted he would explain further in his presentation of this item.

Mr. Francisco Garcia, TWU Local 291, appeared and noted he was concerned with the proposed bus service adjustments and reduction of Transit positions, which he felt were all a result of the current budget crisis; however, he believed that funding existed to support Transit.

Mr. Kapoor presented the Transit Service Adjustments Plan, and noted approval of this proposal would result in service adjustments to thirty-five (35) existing routes; two (2) new grant-funded routes; schedule adjustments to thirty-six (36) other routes; and modification of the fare structure. He also noted that benchmarking against other major cities was the method used to determine the service efficiencies without eliminating routes. Mr. Kapoor further noted the proposed structure would reduce operating costs; realize duplication of route segments; restructure and straighten route segments that feed the rail; and minimize the impact to productive routes. He further noted that Transit staff worked with the Metropolitan Planning Organization (MPO) to realign seven (7) major corridors, which were major trip generators within the County, while reducing other services. Mr. Kapoor reviewed the modified grid network and maps reflecting the MDT bus services adjustments, and highlighted the following:

Map # 1- analyzed the current bus route alignment of Biscayne Boulevard and the annual cost to operate and maintain this corridor. He noted the changes made included technology changes.

Map #2 - evaluated the average daily ridership at each bus stop. Data was collected and a thorough analysis and study completed of ridership travel patterns. The information generated gave better understanding of costs, efficiencies and where to make changes.

Map #3 - evaluated trip generators to major places of employment, hospitals, malls and everything considered by a planner when planning a transit route.

Map #4 - evaluated route duplications of

municipal services where the County gave municipalities People's Transportation Plan (PTP) surtax dollars to provide services, and some municipalities ran circulars that duplicated the County's transit services. Mr. Kapoor discussed bus services duplicated at Aventura Mall, and a trunk and feeder system used for municipal circulars to feed into the main corridor on Biscayne Boulevard without eliminating the route.

Map #5 - evaluated transfer points along the Corridors (using Biscayne Boulevard as an example). A "next bus" sign would be provided at these points as technology progressed.

Map #6- demonstrated the duplication of routes and the elimination of bus route 62 from Broward County to the Aventura Mall shuttle.

Mr. Kapoor spoke about mitigation costs, the outreach program and the involvement of TWU regarding the proposed service adjustments. He noted that 12,000 of 250,000 riders (or 24,000 boardings) would be impacted with extra wait time, and that 80 out of 400 riders would have to walk further to get to a bus stop, but a route would be available. He also noted these adjustments would provide for 70,000 more transfers, and save approximately $3.4 million in one route adjustment alone. Mr. Kapoor advised that the adjustments would be reevaluated after six months to see if further service adjustments were needed in the future and if the system was efficient. He noted only 7 corridors were evaluated, but Transit would look at others. Mr. Kapoor noted, overall, he expected the outreach to be successful and the impact to be minimal. He noted the bench mark used was New York City's transit system, which was an arterial grid network. When plotting the bus stops, he noted, standards could be applied and adjustments could be made based on the density and age of the population to ensure bus stops were near schools and hospitals and therefore that sensitivity to the safety of certain areas was demonstrated. He further noted that two new bus routes were being implemented, one on I-95 and one from the Miami International Airport to Miami Beach. Mr. Kapoor noted he was able to reduce the total miles from 30.5 million to 29.1 million miles with these adjustments. He further noted that Transit was also looking to collaborate with the municipalities that received PTP Surtax Funds to see if their routes could be fed into the major grid system.

Commissioner Sorenson noted MDT was asked to find efficiencies based on the budget adopted. She asked how much MDT would save based on this proposed lineup, and what the number of layoffs was.

Mr. Kapoor noted the savings was approximately $12.3 million, and the layoffs would be accomplished through attrition. He noted fifty (50) bus operators were reinstated and absorbed into the budget because Transit needed to run the routes. He also noted he was working with the Human Resources Department and the TWU to see how 30 other positions could be absorbed into the budget. Responding further to Commissioner Sorenson's inquiries, Mr. Kapoor clarified that bus drivers would not be impacted by layoffs but other people in the Department would be, and that attrition would be used to accomplish layoffs; however, 30 people impacted were in the pipeline to be placed elsewhere in other positions.

Commissioner Sorenson stated her preference was for more service and ridership, and to see the MDT system grow. She also noted she agreed with the speaker, Mr. Shapiro, about revisiting the free rider privilege to see if some people could afford to pay their share. She asked about the bus stop at the Arsht PAC.

Mr. Bob Pearsall, MDT Supervisor, Transit Service Planning, noted the closest bus stop to the Arsht PAC was near the Omni Bus Terminal, which was about one block away, but noted he was working on getting a bus stop installed nearer to the PAC.

Commissioner Sorenson noted although she was in favor of more transit services, she understood the issues with this year's budget. She suggested, in the mean time, the County look at other sources or revisiting the gas tax, where a 2% capacity still existed.

Commissioner Gimenez noted he had worked with MDT for some time at making the Transit system more logical, which resulted in a grid. He also noted that although Bus Route 202 may be convenient, it was costly, not logical, and should be running on a grid with a transfer point and possibly some exceptions to its service based on headways, areas of high density and ridership information. Commissioner Gimenez noted he was not looking for the plan to be a cost savings measure, but to have efficiencies, and felt that not

charging a fee for transfers was the right thing to do. He asked if the intent of the proposed plan was to cut costs or make the system more efficient.

Mr. Kapoor noted the goal was to make the Transit system more efficient.

Commissioner Gimenez noted that Transit would eventually get to a base line system from which to grow, but its current system was a hodge podge system that was not logical and needed efficiencies that would reduce duplication of services and take advantage of municipal circulators that could feed into MDT's system. Commissioner Gimenez commended Mr. Kapoor on the foregoing proposed plan and supported the policy of no transfer fees. He suggested Transit continue reviewing its ridership to determine the proper number and location of bus stops.

Commissioner Rolle asked why Bus Route 202 would no longer go to the Biscayne Plaza, which would inconvenience a number of persons who spoke today.

Mr. Pearsall noted that Bus Route 202 was a below average route, which serviced about 550 passengers a day. He noted the reason for ending this route at the bus stop in the area referenced by today's speakers instead of continuing it on NW 79th Street to Biscayne Plaza was that NW 79th Street had frequent bus services, including Route L. He noted this change would impact about 50 to 60 riders in the subject area, and would result in an approximate $250,000 annual savings.

Commissioner Route noted he would ride Bus Route 202 next week to see what was happening.

Chairwoman Jordan noted although she appreciated the answer given in response to the question of whether the route adjustments were based solely on efficiencies and not savings, she was aware that MDT was given a certain number to work with in its budget, and savings was part of it. She asked how many "true" efficiencies would have been identified if it were not for the current budget crisis, and felt the human element had been left out of this process. Chairwoman Jordan expressed concern with the impact of this proposed plan on twenty-three (23) routes in District 1 and on working people who relied on bus services. She also expressed concern regarding a loss of $2.7 million in revenues from not charging 17,000 transfers, and additional

revenues not generated to make up for it.

Mr. Kapoor explained that adjustments were made to technology, fuel, parts, materials, bus types and overtime usage to makeup the $2.7 million loss, but Transit also had to cut $1.5 million from its budget.

Chairwoman Jordan noted she did not want to belabor the point based on the County Commission's mandate that MDT balance its budget; however, she was concern for the one hundred (100) displaced employees, and asked how many were pending placement.

Mr. Kapoor noted that 50 positions were reduced through attrition; that 20 had been placed in other positions; and that 30 were in the pipeline waiting to be placed.

Chairwoman Jordan noted the union contract would expire this year and could be revised to allow for cross-training and placement of displaced individuals into other vacant positions. She asked the Transit Agency Director, Mr. Kapoor, to provide this committee with a full report on the impact of the Service Adjustment Plan on Bus routes that service health facilities, educational facilities, and major employment centers, accessible to the elderly, students and working class citizens. She also asked that this report include information on the 36 bus routes administratively adjusted, and that those routes be identified by Commission District.

Mr. Kapoor advised that the Administrative routes were included in this document, but he would separate them by Commission District.

In response to Chairwoman Jordan's inquiry regarding whether municipal circulator miles were counted in MDT's overall enhancements, Mr. Kapoor noted this plan included about $1.5 million of municipal miles, but MDT had not worked well at interfacing the municipal circulators.

Chairwoman Jordan asked Assistant County Attorney Libhaber to prepare legislation to be submitted under her sponsorship providing for Interlocal Agreements requiring municipalities receiving PTP funding to connect their Transit Circulators into MDT's Bus Route System.

Commissioner Seijas noted that nine of the ten

routes adjusted would impact Commission Districts 1 and 13, and would not service the Barbara Goldman Senior High School or the Miami Lakes Technical School, which staff needed to follow up on. She referenced page 3 of the Manager's memorandum which stated that MDT would have an aggressive implementation plan that included allocating personnel to 311 for distributing and gathering information for the purpose of mitigating issues and complaints. She asked how many employees would be allocated to the 311 Call Center for this purpose.

Mr. Clinton Forbes, Assistant to the Director, MDT, noted during the fare collection implementation campaign, a similar practice was done in which MDT assigned employees to the 311 Call Center, and allocated about six temporary employees.

Commissioner Seijas suggested using the employees in need of placement instead of hiring temporary employees, which did not fit with the County's needs. She questioned the need for creating a central center to gather complaints/comments, and asked if this would duplicate the intentions of the 311 Call Center. She also asked if new hires were being assigned to major bus stops and stations for distribution of information.

Mr. Kapoor noted MDT would be using its own staff and had staff available. He explained that this was a very temporary phase until the lineup was completed, and that temporary employees would be used for about two months beyond the implementation campaign to help the public get adjusted to the new system. He noted he would review the plan to consider other options.

Commissioner Seijas asked if those employees slated to be laid off on October 2, 2009 could be used for distributing information at transit stations and bus stops instead of using new hires. She noted she felt that it was important the County care for its own employees, and felt MDT should collaborate with the unions and allow the unions to weigh in on the planning process to bring about new ideas. Commissioner Seijas noted she would support this item now, but would reserve the right to vote against it before the County Commission if union participation had not occurred.

Commissioner Gimenez echoed Commissioner Seijas sentiments in terms of using displaced MDT

employees to soften the blow of being laid off. He also noted a good compromise would be through attrition and hoped that could be worked out.

Following additional comments by Commissioners Gimenez and Rolle regarding bus routes in Districts 7 and 2 that would be impacted by the proposed service cuts, the Committee proceeded to vote on the foregoing proposed resolution as presented.

NOTE: During consideration of the changes to today's agenda, Assistant County Attorney Bruce Libhaber noted a scrivener's error throughout this resolution and the attached County Manager's memorandum should be corrected to reflect the annual savings resulting from implementation of these service changes as $12.4 million in lieu of $15 million.

3E

092490 **Ordinance**

ORDINANCE REVISING AND CODIFYING THE MISCELLANEOUS CONSTRUCTION CONTRACTS PROGRAM AND FACILITATING AND EXPEDITING THE AWARD OF CONSTRUCTION CONTRACTS TO SMALL BUSINESSES; CREATING A PROCESS TO ESTABLISH AND ADMINISTER A ROTATIONAL POOL TO DISTRIBUTE WORK AMONG PROGRAM PARTICIPANTS IN AN EQUITABLE MANNER; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO ADVERTISE AND RECEIVE BIDS, AND AWARD CONTRACTS UP TO THE THRESHOLD AMOUNT SET FORTH IN SECTION 2-8.1(B); AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO ISSUE CHANGE ORDERS; PROVIDING EXCEPTIONS; CREATING SECTION 2-8.2.7.01 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Office of Capital Improvements)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Jordan
Vote: 4-0
Absent: Edmonson, Sorenson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed ordinance into the record.*

Chairwoman Jordan opened the public hearing on this ordinance, and seeing no one wishing to speak, closed the public hearing.

Commissioner Seijas asked if the intent of this ordinance was to revise the existing program referenced in this ordinance or establish one.

Mr. Johnny Martinez, Director, Office of Capital Improvements, noted this ordinance would establish a section in the Code for modifying and codifying the County's existing Miscellaneous Construction Program.

Hearing no further comments or questions, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

3F

092572 **Resolution**

RESOLUTION ACCEPTING CONVEYANCES OF VARIOUS PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA
(Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Gimenez
Seconder: Rolle
Vote: 4-0
Absent: Edmonson, Sorenson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed ordinance into the record.*

Hearing no comments or questions, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

3G

092662 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,155,000.00 BETWEEN BUDGET CONSTRUCTION CO., INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED INTERSECTION IMPROVEMENT CONTRACT (PROJECT – CICC 7360-0/08 REQUEST FOR PRICE QUOTATION (RPQ) NO. 20090106) (Public Works Department)

Tabled
Mover: Seijas
Seconder: Sorenson
Vote: 3-2
No: Gimenez, Rolle
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Commissioner Seijas asked why Budget Construction Company was recommended another contract after one of its prior contracts with the Water and Sewer Department (WASD) was terminated due to default and poor performance, and it had two open violations for failure to comply with the Certified Small Business Enterprise (CSBE) goals.

Ms. Esther Calas, Director, Public Works Department (PWD), explained that Budget Construction Company was the lowest bid for this project. She noted this company was immediately notified to settle its open violations with the Department of Small Business Development (DSBD), which gave this company a makeup plan. She noted 45% of the foregoing contract was a set aside, plus an additional 35% of this contract was part of the makeup plan under DSBD. Regarding the WASD contract terminated by default, Ms. Calas noted this company expressed that the issue with this contract was not a performance issue but a dispute between the contractor and the subcontractor regarding the quality of asphalt used, which was settled through the surety. She noted the subcontractor redid the work and the County incurred no loss as a result.

Commissioner Seijas expressed concern with contractors being given continual opportunities to makeup violations and receiving additional contracts for county work.

Commissioner Rolle noted the approximate $1 million amount in violations seemed too high to him.

Ms. Penny Townsley, Director, DSBD, noted the sanctions imposed in the makeup plan doubled the

deficit, which occurred in two different contracts. Responding further to Commissioner Rolle's inquiry regarding whether the penalties imposed were a result of the latest legislation adopted by the County Commission regarding CSBE violations, Ms. Townsley noted that in accordance with the latest amendment to the Code, the firm was given a makeup plan for this project, and should they fail to achieve it, the progressive sanctions would apply.

In response to Chairwoman Jordan's inquiries regarding this company's violations in two previous contracts, Ms. Townsley explained that this firm incurred two deficits in year 2006 almost simultaneously, for failure to utilize the CSBE firms, one deficit involving an $823,000 makeup plan and the other a $170,000 makeup plan. She noted the foregoing contract was the first contract award in which this firm would have the opportunity to make-up the violations.

Chairwoman Jordan concurred with Commissioner Seijas comments that the County had made it too easy for contractors to receive contracts, which was making a mockery of the CSBE program's intent. She asked Ms. Townsley and Assistant County Attorney Libhaber to meet with her to discuss ways to strengthen the policies of the CSBE program for the penalty and make-up plan provisions.

In response to Commissioner Gimenez' question regarding when the Request for Proposals (RFP) was issued, Ms. Calas noted the RFP for this contract was forwarded on May 21, 2009, and the recommendation for award of the contract was issued on August 7, 2009. She noted this contract involved Commissioner allocations of People's Transportation Plan (PTP) funds for intersection improvements and traffic-related projects countywide in any Commission District. She noted this was an open ended contract, not one site specific.

In response to Commissioner Gimenez' question regarding whether other companies were available to do this work, Ms. Calas noted none were available at this time.

In response to Commissioner Gimenez' question regarding how long it would take for the PWD to go out for bid again, Ms. Calas advised that this contract had been out for bid twice. She mentioned that the recommended company had satisfactory

performance evaluations for the two past PWD projects, but had problems with the previous WASD contract, which was already noted.

Commissioner Gimenez expressed concern with the County having to monitor a firm closely because of its past violations and having to do business with a firm that did not follow the CSBE rules.

Ms. Calas noted the company went through the process, was given a makeup plan, and would be disbarred if it failed to comply with the CSBE program.

Responding to Chairwoman Jordan's question regarding whether this firm had other violations prior to the two violations mentioned, Ms. Townsley noted this firm had wage violations in the past, which were resolved.

Assistant County Manager Llort spoke about this company's performance rating and the DSBD recommendation. She explained that this firm had adequate performance with PWD contracts and went through a fair process in accordance with the rules laid out, and was a qualified firm. She noted this company was given a very steep makeup plan for the CSBE violations. She also noted that the performance issues of the subcontractor used in the previous contract should not be associated with the foregoing contract.

In response to Commissioner Gimenez' inquiry regarding who was held responsible when a contractor had issues with a subcontractor, Ms. Calas noted the prime contractor would be responsible. Commissioner Gimenez pointed out that the recommended contractor would need to use more subcontractors under the foregoing contract.

Assistant County Manager Llort noted she thoroughly reviewed the issue regarding the subcontractor used in the previous contract, and the issue involved a dispute over technical criteria and whether the quality of asphalt used was adequate. She clarified for the record that she was satisfied with the resolution of the issue, and recommended the Budget Construction Company be awarded the foregoing contract.

In response to Commissioner Rolle's question regarding whether the infractions committed had occurred after the ordinance was amended, Ms.

Townsley noted the violations occurred before the ordinance was amended. She also noted that in accordance with the amendment, the firm would receive a six-month suspension if the firm failed to achieve the makeup plan or violated again; a one-year suspension for a subsequent violation; and a disbarment for violations thereafter.

Chairwoman Jordan noted she felt the ordinance in place had strengthened the penalties, but her primary concern was the lack of consistency and authority from department to department in identifying problems with contractors. She noted the County needed to be diligent in following through with penalties and having mechanisms in place for identifying problems in order to be consistent.

Commissioner Sorenson noted she was troubled by this recommendation and preferred awarding this contract after the ordinance proposed by Commissioner Rolle was adopted. She expressed concern that the County had made it too easy for firms that violate the DSBD programs to receive new contracts, and noted that she could not support this recommendation. She also noted that better controls were needed since the makeup provisions did not work well and required another contract be awarded in order to atone for the previous violations.

Commissioner Seijas expressed concern that makeup plans did not accomplish much, and felt that firms which owed the County money should be required to pay it or not be paid for their contract. She noted she could not support this recommendation.

It was moved by Commissioner Seijas to reject the recommendation to award the foregoing contract to Budget Construction Company. This motion was seconded by Commissioner Sorenson, followed by discussion.

In response to Commissioner Rolle's question regarding what the impact of this motion would be, Ms. Calas noted the pending intersection improvement projects would just be delayed.

Commissioner Rolle pointed out that the violations occurred before the penalty policies of the CSBE program were strengthened by the Board. He asked if the new penalties could be applied to pre-existing violations.

Assistant County Attorney Libhaber noted the penalties in the new ordinance could not be applied to the preexisting violations.

Commissioner Gimenez noted he would support the County Administration's recommendation, since a process was in place for disbarring the company if further violations occurred.

Following discussion, the Committee proceeded to vote on the foregoing motion, and upon being put to a vote, passed 3-2 (Commissioners Gimenez and Rolle voted No), (Commissioner Edmonson was absent).

In response to Commissioner Gimenez' inquiry regarding whether a 2/3a vote of the Commission was required to reject the County Manager's recommendation, Assistant County Attorney Libhaber noted that only a simple majority vote was required to reject the County Manager's recommendation, note a 2/3s vote.

3H

092719 **Resolution**

RESOLUTION APPROVING EXECUTION OF THE FIRST AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF HIALEAH, IN THE AMOUNT OF $330,000, TO FUND CONSTRUCTION OF A ROAD IMPROVEMENT PROJECT ALONG NW 97 AVENUE, FROM NW 138 STREET TO NW 154 STREET; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

It was moved by Commissioner Seijas that the Committee forward the foregoing proposed resolution to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Sorenson, followed by discussion.

Commissioner Gimenez asked if the cost per mile charged to the City of Hialeah for this work was significantly lower than the cost per mile charged to the County for the same type of work.

Ms. Esther Calas, Director, Public Works Department, explained that when the City of Hialeah wanted this project prioritized, the County lacked the funds to complete it and entered into a Joint Participation Agreement (JPA) with the City to do the construction, and the City assumed the price difference. Ms. Calas also explained that some cities in a JPA with the County were charged higher costs, and the price per mile depended on the time the projects were bid, for example, the price per mile for one project in 2006 was $6.1 million as opposed to $6.2 million for another project. She noted the price per mile for the last bid project at SW 62nd Avenue from Coral Way to 7th Street, was $4.25 million.

****Commissioner Gimenez asked Ms. Calas to survey all municipalities in Joint Participation Agreements (JPAs) with the County for road improvement projects over the past year, and compare the difference in the County's performance and price per mile versus the municipalities'.*

Commissioner Seijas suggested staff look at the

difference between the County's requirements and the municipalities' requirements for these bids.

In response to Commissioner Rolle's inquiry regarding what caused the additional cost to this project, Ms. Calas noted the area annexed to the City of Hialeah had no access to the east side boundary and a lot of illegal dumping had occurred in the area. She noted the costs were attributed to the removal of the trash illegally dumped and the additional fill required.

Hearing no further comments or questions, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3I

092723 **Resolution**

RESOLUTION GRANTING PETITION TO CLOSE MAINE STREET (OLD ALIGNMENT OF SW 157 AVENUE), FROM SW 112 TERRACE TO SW 117 STREET (ROAD CLOSING PETITION NO. P-876) (Public Works Department)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee proceeded to vote on the foregoing proposed resolution.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

092760 **Report**

SUMMARY OF MINUTES FOR TRANSIT, INFRASTRUCTURE & ROADS COMMITTEE MEETINGS OF JUNE 10, 2009, JULY 9, 2009(WORKSHOP) AND JULY 16, 2009(WORKSHOP) (Clerk of the Board)

Approved
Mover: Rolle
Seconder: Gimenez
Vote: 5-0
Absent: Edmonson

Report: *NOTE: Title of this report should reflect SUMMARY MINUTES FOR 6/10, 6/16 & 7/9*

7 REPORTS

7A

092671 **Resolution**

FEASIBILITY AND COST OF PROVIDING REAL-TIME GLOBAL POSITIONING SYSTEM ON MIAMI-DADE TRANSIT (MDT) BUS FLEET
(County Manager)

Report Received
Mover: Sorenson
Seconder: Rolle
Vote: 5-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Hearing no questions or comments, the foregoing report was received.

7B

092692 **Report**

QUARTERLY MIAMI INTERMODAL CENTER-EARLINGTON HEIGHTS (MIC-EH) UPDATE (County Manager)

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

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Mr. Albert Hernandez, Deputy Director, Engineering, Miami-Dade Transit, noted since issuing the notice of proceedings on April 30th, most of the work performed on this project had been clearing, grubbing, demolition, utility relocation and construction of the foundation, which was 50% constructed and poured. He also noted that work on the foundations would continue during the next quarter. He further noted the first two pilings were being constructed out of the ground just south of State Road 112, and should be poured this week, and this work would continue to parallel State Road 112. Mr. Hernandez advised that quite a bit of work had been done at the station areas adjacent to the Miami Intermodel Center (MIC), where columns and superstructure pier caps were being erected. He noted the systems design and components were being reviewed in-house and staff was coordinating with the CSX Railroad Company to flag incoming trains of work occurring near railroad crossings for the safety of the workers. Mr. Hernandez further noted that about 50% of all the precast beams had been completed and should be delivered from Tampa within the next two months to be erected on the southern side of the project just north of the MIC station early next year. Additionally, he noted that currently much work was being done to coordinate environmental agencies with the Florida Power and Light Company (FPL) for constructing three large traction power stations to bring power to the substations that would feed the Earlington Heights MIC. He noted this project was on schedule based on the cost-loaded schedule, and was approximately 7% to 9% completed.

Hearing no further questions or comments, the Committee voted to receive the foregoing report as presented.

7C

092763 **Report**

ORAL REPORT REGARDING THE STATUS OF THE STS RFP (County Manager)

Report Received
Mover: Seijas
Seconder: Rolle
Vote: 5-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Mr. Harpal Kapoor, Director, Miami-Dade Transit (MDT), provided an oral report on the Special Transportation Services (STS) workshop. He noted staff was in the process of addressing all of the issues raised at the STS workshop in-house. He also noted he had been working with the County Manager's Office on preparing a final draft of this report, which should be completed within a few weeks and moved forward to the County Commission with a Request for Proposals (RFP) for the STS Contract and all modifications attached to it.

Chairwoman Jordan expressed concern regarding an item appearing on another committee's agenda requesting an extension of the STS contract. She noted she informed the County Manager of her concerns that the Transit, Infrastructure and Roads Committee (TIRC) was responsible for Transit items and should be informed of any items relative to transit that did not come before it. She noted she would appreciate it if this matter was handled appropriately in the future.

In response to Commissioner Seijas' inquiry regarding when this Committee would see the RFP draft, Mr. Kapoor noted the RFP draft should be completed in about two to three weeks.

Assistant County Manager Llort added that staff was still working on a portion of the RFP relative to Commissioner Gimenez' request for an alternative in-house program, and staff had concerns with the wage data used in the analysis that was commensurate with bus drivers rather than sedan and van drivers usually used in the STS program.

Commissioner Seijas asked that a timeframe be established for the Committee to review the draft RFP in November or no later than December.

Assistant County Manager Llort noted she recalled the discussions at the STS workshop, which directed staff to send Committee members a memorandum of responses to the questions raised at the STS workshop with a draft of the RFP attached to it, and not necessarily that the RFP would come back before the Committee for review or discussion.

Commissioner Sorenson expressed concern with not having enough time to issue the RFP before the contract expired, and asked when the STS contract was due to expire.

Mr. Kapoor noted the STS contract would expire in March 2010.

Chairwoman Jordan noted she believed the item requesting an extension of the existing STS contract, which initially appeared before the Budget, Planning and Sustainability Committee and should have come before the Transit, Infrastructure and Roads Committee (TIRC), required action before the RFP was issued. She also noted she recalled that a number of issues were raised at the STS workshop to which staff was supposed to respond to, and meet with each Commissioner to ensure those issues were addressed prior to issuance of the RFP. She noted any item extending the current STS contract should come forward as soon as possible.

Assistant County Manager Llort noted that was exactly her recollection of the discussions at the STS workshop, and noted staff was doing so.

Commissioner Sorenson noted she had no issue concerning the item requesting an extension of the STS contract going bore the TIRC, which she felt was probably more appropriate, but that this matter was not staff's fault, and should be addressed with the BCC Chair.

Commissioner Gimenez noted his primary concern was the 16% increase in the STS Budget this year, which continued to escalate. Regarding the internal option, he noted he envisioned the starting pay of STS drivers being equal to the pay status of an apprenticeship that could graduate to the pay status of a bus driver. He asked the Transit Agency Director, Mr. Kapoor, to provide this Committee with a report reflecting options for maintaining the cost of the Special Transportation Services (STS) system. He expressed concern that the County may have standards that were more

generous than the standards mandated by the federal government, and should determine the overall cost and impact on the transit system.

Commissioner Seijas noted she believed there was some confusion between the County's Responsible Wage Rate Ordinance and the Davis Baker Wage Rate; and that the Davis Baker Wage Rate was automatically being used in some instances involving federal dollars with little effort to monitor and determine if the Davis Baker wage rates were being used only if the rates were higher than the county's responsible wage rates. She asked which county departments were responsible for monitoring and tracking this ordinance, and if there was some confusion regarding the related Administrative Order.

Commissioner Seijas asked the County Administration and the County Attorney to provide a written report on the requirements of the County's Responsible Wage Rate Ordinance, including how the application of the wage rates were applied to bids and projects using county funds, and the methods and efforts for monitoring compliance.

Hearing no questions or comments, the Committee proceeded to vote, and received the foregoing report.

8 ADJOURNMENT

Report: *There being no further business to come before the Transit, Infrastructure and Roads Committee, the meeting was adjourned at 4:58 p.m.*