



MEMORANDUM  
Harvey Ruvin  
Clerk of the Circuit and County Courts  
Clerk of the Board of County Commissioners  
Miami-Dade County, Florida  
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ASC  
Agenda Item No. 6(B)

**TO:** Honorable Chairman Dorrin D. Rolle  
and Members, Airport and Seaport  
Committee

**DATE:** January 14, 2010

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

**SUBJECT:** Approval of Commission  
Committee Minutes

*Diane Collins*

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for placement on the upcoming Airport and Seaport Committee agenda for approval:

December 4, 2009

Attachment  
DC/ae



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

# CLERK'S SUMMARY OF Meeting Minutes Airport and Seaport Committee

Dorrin D. Rolle (2) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Bruno A. Barreiro (5), Carlos A. Gimenez (7), Javier D. Souto (10) and Rebeca Sosa (6)

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**Friday, December 4, 2009**

**10:00 AM**

**COMMISSION CHAMBERS**

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**Members Present:** Bruno A. Barreiro, Jose "Pepe" Diaz, Carlos A. Gimenez, Dorrin D. Rolle, Javier D. Souto.

**Members Absent:** Rebeca Sosa.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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## MINUTES PREPARED BY:

**Report:** *Alan Eisenberg, Commission Reporter  
305-375-2510*

### 1A INVOCATION

### 1B PLEDGE OF ALLEGIANCE

**Report:** *The Committee convened in a moment of silence followed by the Pledge of Allegiance.*

**1C**      **ROLL CALL**

**Report:**    *The following staff members were present:  
Assistant County Manager Ysela Llort; Assistant  
County Attorney(s) David Murray and Cynji Lee;  
and Deputy Clerks Judy Marsh and Alan  
Eisenberg.*

*Chairman Rolle called the meeting to order at  
10:00 a.m.*

*Chairman Rolle suggested that the Committee  
consider reports at this time, pending the arrival  
of enough members to constitute a quorum.*

*The Committee convened in a Special Committee  
Meeting at 10:14 a.m. to consider a resolution  
approving a Change Order for the North Terminal  
Development Baggage Handling System. (See  
Agenda Meeting Key #2816 for Minutes)*

*Following the conclusion of the Special Meeting,  
the Committee reconvened as the Airport &  
Seaport Committee at 10:31 a.m., and proceeded  
to consider today's agenda.*

*It was moved by Commissioner Gimenez that the  
Committee approve the agenda as presented. This  
motion was seconded by Commissioner Diaz and  
upon being put to a vote, passed by a vote of 4-0  
(Commissioner Sosa was absent).*

**2**      **COUNTY COMMISSION**

2A

**093080 Resolution**

**Katy Sorenson,**

**Jose "Pepe" Diaz**

RESOLUTION RELATING TO THE FORMER OPA-LOCKA WEST GENERAL AVIATION AIRPORT; DIRECTING MAYOR OR DESIGNEE TO IMPLEMENT A POST-ROCKMINING PLAN SO THAT THE AVIATION DEPARTMENT'S ROCKMINING ACTIVITIES PROVIDE THE COUNTY'S AIRPORT SYSTEM WITH THE MAXIMUM AMOUNT OF REVENUE WHILE REMAINING CONSISTENT WITH A POST-ROCKMINING USE OF THE SITE THAT MEETS REASONABLE ENVIRONMENTAL GOALS, STANDARDS OF THE COUNTY'S PARK AND RECREATION DEPARTMENT, AND ACCEPTABLE POST-MINING PUBLIC USES OF THE SITE

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Diaz*

*Vote: 5-0*

*Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*There being no questions or comments, the Committee proceeded to vote.*

2A SUPP.

**093227 Supplement**

SUPPLEMENTAL INFORMATION TO RESOLUTION RELATING TO THE FORMER OPA-LOCKA WEST GENERAL AVIATION AIRPORT

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Diaz*

*Vote: 5-0*

*Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*There being no questions or comments, the Committee proceeded to vote.*

2B

**093151 Resolution Sen. Javier D. Souto**

RESOLUTION DIRECTING THE AVIATION DEPARTMENT TO WORK WITH JACKSON HEALTH SYSTEM (JHS) TO IDENTIFY AND PROVIDE SPACE AT MIAMI INTERNATIONAL AIRPORT (MIA) FOR AN ADVERTISING CAMPAIGN AIMED AT PROVIDING INTERNATIONAL AND DOMESTIC PASSENGERS TRAVELING THROUGH MIAMI-DADE COUNTY WITH INFORMATION REGARDING AVAILABLE HEALTH SERVICES AT JHS

*Forwarded to BCC with a favorable recommendation  
Mover: Souto  
Seconder: Gimenez  
Vote: 5-0  
Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*There being no questions or comments, the Committee proceeded to vote.*

**3 DEPARTMENTS**

3A

**092688 Resolution**

RESOLUTION APPROVING FIRST AMENDMENT TO THE NON-EXCLUSIVE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BROWN & BROWN ARCHITECTS FOR ARCHITECTURAL/ENGINEERING DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES AT MIAMI-DADE COUNTY AIRPORTS, INCREASING THE CONTRACT LIMIT BY \$802,000; ESTABLISHING CBE MEASURES AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SAME (Aviation Department)

*Forwarded to BCC with a favorable recommendation  
Mover: Gimenez  
Seconder: Diaz  
Vote: 5-0  
Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*There being no questions or comments, the Committee proceeded to vote.*

3B

**092926 Resolution**

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; RATIFYING EXECUTION BY THE MAYOR OR MAYOR'S DESIGNEE PURSUANT TO THE PROVISIONS OF SECTION 2-285(6) OF THE MIAMI-DADE COUNTY CODE, OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) NO. 1 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR FINANCIAL PROJECT NO. 42344419401 TO REFLECT A REDUCTION IN FDOT'S FUNDING DUE TO A REDUCTION IN THE ESTIMATED PROJECT COSTS FROM \$9,988,000 TO \$6,886,434; AUTHORIZING RETURN TO FDOT OF ANY PORTION OF FDOT'S CURRENT FUNDING UNDER THE SJPA THAT EXCEEDS FIFTY PERCENT OF FINAL PROJECT COSTS (Aviation Department)

*Forwarded to BCC with a favorable recommendation*  
*Mover: Gimenez*  
*Seconder: Diaz*  
*Vote: 5-0*  
*Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*Concerning Commissioner Diaz' question as to whether \$3,443,217 was the minimum amount that would be funded by the Florida Department of Transportation (FDOT), Mr. Sunil Harman, Division Director, Aviation Planning, confirmed that it was the minimum amount the FDOT would fund.*

*There being no further questions or comments, the Committee proceeded to vote.*

3C

**092924 Resolution**

RESOLUTION AUTHORIZING CHANGES IN NAME FROM MIAMI-TO-GO INC. TO MIAMI CONCEPTS LLC; FROM AREAS USA, INC. TO AREAS USA MIA LLC; FROM NAVARRO AT MIAMI, INC. TO NAVARRO AT MIA LLC; AUTHORIZING EXECUTION OF TWELVE RETROACTIVE FIRST AMENDMENTS TO LEASE AND CONCESSION AGREEMENT FOR CONCESSIONS IN THE SOUTH TERMINAL AT MIA (Aviation Department)

*Forwarded to BCC with a favorable recommendation*  
**Mover: Gimenez**  
**Seconder: Souto**  
**Vote: 4-0**  
**Absent: Sosa, Diaz**

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record. He noted this proposal contained the following scrivener's errors and should be corrected to: 1) replace on handwritten page 21 under BACKGROUND "RFP No. MDAD-05-05" with "MDAD-01-07" and "March 4, 2006 under Resolution No. 211-08" with "March 4, 2008 under Resolution No. 212-08"; and 2) add additional language on handwritten page 22 under OPTION(S) TO REWEW "Recommend the Modification – Amend Lease and Concession Agreements Sub-Article 3.01 MIMIMUM ANNUAL GUARANTEE (MAG) to require payment of a lesser of a percentage fee or the MAG payments for the first year and to start the year on the day of Beneficial Occupancy rather than the lease effective date."*

*In response to Commissioner Gimenez' inquiry regarding the feasibility of this proposed resolution, Mr. Miguel Southwell, Aviation Deputy Director, said the request was the result of construction delays and an unexpected decline in passenger traffic at the South Terminal. He noted United Airlines was the terminal's primary tenant before the airline filed bankruptcy. Mr. Southwell noted a continual decline in United's passengers from 2 million in 2000, 1 million in 2003, 500,000 in 2006, and 200,000 in 2008. He said this decline was unexpected and the MAG protected the airport from significant passenger declines. Mr. Southwell noted the costs associated with required South Terminal modifications were passed on to the concessionaires. He also noted LAN Airlines would relocate to the North Terminal, upon its completion, along with 700,000 passengers representing an additional loss of \$4.6 million annually to South Terminal concessionaires. Mr. Southwell noted that it was advantageous to assist concessionaires in this proposed manner rather than lose them as tenants.*

*Ms. Ysela Llorc, Assistant County Manager, said that this arrangement would be a temporary situation. She noted the airport was financially sound and its passenger traffic had only experienced a 0.8 of one-percent decline.*

*In response to Commissioner Souto's request for clarification, Mr. Jose Abreu, Director, Miami-Dade Aviation Department, said he was pleased that the official forecast for passenger traffic at MIA was only down by 4-percent, which represented an improvement from the previous year. He noted that the passenger traffic was down by 16-percent in Orlando, and by double digits in Fort Lauderdale.*

*Chairman Rolle noted that he recently attended the successful opening of the Brito store at the airport along with Commissioner Gimenez.*

*There being no further questions or comments, the Committee proceeded to vote.*

3D

**093156 Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE A STEVEDORING AND SECURITY SERVICE ACCESS AND UNITARY INVOICE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND NCL (BAHAMAS), LTD. ("NCL"); AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A NON-EXCLUSIVE SECURITY SERVICE CONTRACT BETWEEN MIAMI-DADE COUNTY AND AMERICAN GUARD SERVICES, INC.; WAIVING COMPETITIVE BIDDING IN CONNECTION WITH THE APPROVAL AND EXECUTION OF THE AFOREMENTIONED SECURITY SERVICE CONTRACT WITH AMERICAN GUARD, INC., AND IN CONNECTION WITH THE STEVEDORING AND SECURITY ACCESS AND UNITARY INVOICE AGREEMENT WITH NCL; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation*

*Mover: Diaz*

*Seconder: Souto*

*Vote: 5-0*

*Absent: Sosa*

**Report:** *Assistant County Attorney David Murray read the foregoing proposed resolution into the record.*

*Mr. Bill Johnson, Port Director, Port of Miami, requested that this proposal be presented at the December 15, 2009 Board of County Commissioners' Meeting due to time constraints.*

*Chairman Rolle requested the County Commission Chairman waive the Board's Rules and Procedures and allow the foregoing proposed resolution to be considered on December 15, 2009.*

*There being no questions or comments, the Committee proceeded to vote.*

**4 COUNTY MANAGER**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

6A

**093175 Report**

CLERK'S SUMMARY OF MINUTES FOR THE OCTOBER  
15, 2009 AIRPORT AND SEAPORT COMMITTEE  
MEETING (Clerk of the Board)

*Approved*  
*Mover: Diaz*  
*Seconder: Rolle*  
*Vote: 5-0*  
*Absent: Sosa*

**7 REPORTS**

7A

**092910 Report**

SEAPORT DEPARTMENT QUARTERLY REPORT OF  
EXECUTED JPAS AND SJPAS BETWEEN APRIL 1, 2009  
AND JUNE 30, 2009

*Report Received*

(County Manager)

7B

**093135 Report**

MONTHLY REPORT FROM THE DEPARTMENT OF  
TRANSPORTATION ON THE PORT OF MIAMI  
TUNNEL - OCTOBER 2009 (County Manager)

***Report Received***

**Report:** *Mr. Gary Donn, Director of Transportation Support, State of Florida Department of Transportation, noted the Port of Miami Tunnel contract had been executed and project plans were proceeding.*

*In response to Commissioner Gimenez' inquiry whether the City of Miami had executed its \$50 million agreement, Mr. Donn noted the City had received the Letter of Credit, and was in the process of obtaining permits. He noted he anticipated that digging for the tunnel would begin in approximately eight months.*

*Assistant County Manager Ysela Llort said the County had formed a task force consisting of staff that would be involved in the permitting and engineering reviews to ensure that time commitments were followed.*

*Ms. Llort responded to Commissioner Souto's inquiry about environmental considerations relating to the tunnel construction. She noted that a Record of Decision was completed and environmental clearance was granted prior to execution of the concession agreement.*

*Mr. Donn concurred with Ms. Llort's comments and noted the Record of Decision satisfied all environmental, social, and engineering concerns.*

*Commissioner Souto asked Mr. Donn to provide him with a report on the environmental issues relating to the Port of Miami Tunnel Construction project.*

7C

**093176 Report**

MONTHLY REPORT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION ON THE MIAMI INTERMODAL CENTER - OCTOBER AND NOVEMBER (County Manager)

**Report Received**

**Report:** *Mr. Gary Donn, Director of Transportation Support, State of Florida Department of Transportation, noted the Miami Intermodal Center (MIC) was approximately 99-percent complete. He said that Fire Department issues were being resolved prior to the MIC obtaining its Temporary Certificate of Occupancy.*

*Mr. Donn noted of the 16 rental car companies that entered into agreements pursuant to this contract, one company had not received its permit, one company had not submitted its permit application, and several companies had begun tenant build-outs Mr. Donn noted the opening for the MIC was scheduled for May 2010 and the project was largely on-budget. He noted landscaping for the facility and the surrounding area had been completed. Mr. Donn mentioned that the MIC would be turned over to the airport contractor in June 2010. He also noted it was anticipated that a contract would be executed in September 2010 for the Miami Center Station. Mr. Donn indicated the delay was due to relocating Hertz and Avis to the MIC.*

*Chairman Rolle inquired whether any additional space would be available in the MIC for another company.*

*Mr. Donn responded by noting the MIC was built specifically for 16 companies; however, opportunities for new companies could become available through the Concession Agreement, should other companies vacate their space.*

*Commissioner Souto inquired whether adequate information was available throughout the airport to notify visitors about the numerous enhancements underway.*

*Mr. Jose Abreu, Director, Miami-Dade Aviation Department, reassured Commissioner Souto that this information was posted throughout the airport. He indicated that a model depicting airport renovations along with a video presentation was available at*

*Concourse E; and that signs were posted to inform visitors about the upcoming tram which would transport passengers to their gates. He also commented that buses operated by rental car companies would be consolidated into a single transportation system until the MIA Mover was completed.*

*Chairman Rolle commended Mr. Don for the beautiful landscaping along LeJeune Road. He asked Mr. Donn to address landscaping issues along the I-95 Expressway, specifically near the 95th Street exit.*

7D

**093177 Resolution**

MONTHLY REPORT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION ON THE PORT OF MIAMI TUNNEL - NOVEMBER (County Manager)

*Report Received*

7E

**093178 Report**

MIAMI-DADE AVIATION DEPARTMENT CAPITAL IMPROVEMENT PROGRAM REPORT (County Manager)

*Report Received*

**8 ADJOURNMENT**