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MEMORANDUM  
Harvey Ruvin  
Clerk of the Circuit and County Courts  
Clerk of the Board of County Commissioners  
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**TIR**  
**Agenda Item No:**  
**6(A)**

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

**DATE:** February 10, 2010

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

**SUBJECT:** Approval of Commission  
Committee Minutes

*Diane Collins*

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

January 13, 2010

DC/jt  
Attachment



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)

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**Wednesday, January 13, 2010**

**2:00 PM**

**COMMISSION CHAMBERS, SPCC**

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**Members Present:** Carlos A. Gimenez, Barbara J. Jordan, Natacha Seijas, Katy Sorenson.

**Members Absent:** Audrey M. Edmonson, Dorrin D. Rolle.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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**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 Attorneys Bruce Libhaber and Geri Bonzon-Keenan; and Deputy Clerks Doris Dickens and Jill Thornton.*

*Chairwoman Jordan convened the meeting in a moment of silence and asked everyone to remember those impacted by the earthquake in Haiti in their prayers. The moment of silence was followed by the Pledge of Allegiance.*

*Chairwoman Jordan advised that she received memorandums from Commissioners Rolle and Edmonson indicating they would not be attending today's (01/13) meeting.*

*Assistant County Attorney Bruce Libhaber requested the following change to today's agenda: that scrivener errors throughout Agenda Item 3A, which read "Joint Participation Agreements" should be corrected to read: "Joint Participation Agreements/Interlocal Agreements."*

*It was moved by Commissioner Sorenson that the Committee approve today's agenda with the changes requested in the January 13, 2010 County Manager's memorandum entitled "Requested Changes to the Transit, Infrastructure and Roads Committee Agenda," as requested by Mr. Libhaber. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a vote of 4-0. (Commissioners Rolle and Edmonson were absent)*

**2**      **COUNTY COMMISSION**

2A

093364 Resolution

Dennis C. Moss,

Jose "Pepe" Diaz

RESOLUTION APPROVING THE TERMS OF AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE A BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM GRANT AGREEMENT WITH FRIENDS OF THE MILITARY MUSEUM OF SOUTH FLORIDA AT NAS RICHMOND, INC. IN THE AMOUNT OF \$320,000 TO FUND FOUNDATION WORK AND RELOCATION OF BUILDING 25 OF THE RICHMOND NAVAL AIR STATION TO GOLD COAST RAILROAD MUSEUM SITE FOR ITS REHABILITATION AS MILITARY MUSEUM

*Forwarded to BCC with a favorable recommendation*

*Mover: Sorenson*

*Seconder: Gimenez*

*Vote: 4-0*

*Absent: Edmonson, Rolle*

**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 as presented.*

2B

**093236 Resolution Sen. Javier D. Souto**

RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO PREPARE UPDATE TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM'S 15 YEAR PLAN AND AMENDMENT TO EXHIBIT A TO RESOLUTION NO. R-853-08, AS AMENDED BY RESOLUTION NO. R-1154-08, TO PROVIDE ADDITIONAL DETAIL FOR EACH PROJECT LISTED IN SUCH EXHIBIT AND TO INCLUDE AS EXHIBIT TO EACH SERIES RESOLUTION AUTHORIZING ISSUANCE OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS LIST OF PROJECTS TO BE FUNDED BY SUCH ISSUANCE AND OTHER DETAILS; AND APPROVING AMENDMENT TO IMPLEMENTING ORDER 3-47 TO PROVIDE PROCESS TO ESTABLISH BOARD'S LIST OF PRIORITIES FOR FUNDING FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROCEEDS

**Tabled****Mover: Seijas****Seconded: Jordan****Vote: 3-1****No: Gimenez****Absent: Edmonson, Rolle**

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

*It was moved by Commissioner Gimenez that the Committee forward the foregoing proposed resolution to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Seijas for discussion only.*

*Commissioner Seijas expressed concern that this resolution would reverse the policies implemented by the County Commission last year to make the process smooth and orderly, and would turn the whole system upside down. She said she could not support this resolution.*

*Commissioner Gimenez requested an explanation of the intent of this resolution.*

*Assistant County Attorney Geri Bonzon-Keenan explained that this resolution would direct the Mayor or his designee to update the original 15-year plan prepared by the Office of Capital Improvements (OCI) for the allocation of the Building Better Communities General Obligation Bond (BBC-GOB) Program funds, and to submit this plan for consideration by the County Commission. In addition, this resolution would require: 1) that the project list, attached to the 2008 Bond Series Resolution authorizing the issuance of the bonds, be updated with more*

*specific and detailed information; 2) that certain information be added to the project list attached to the bond series resolution for all future BBC GOB bond issuances; and 3) that the Implementing Order (IO) No. 3-47, approved by the Board last year, delegating authority to the Mayor to approve cash flow revisions, be amended to rescind the authority given to the Mayor and instead require all revisions to projects on the project list to be submitted to the County Commission for approval.*

*Concerning Commissioner Sorenson's question as to whether the Board voted on a project list with each bond issue, Assistant County Attorney Bonzon-Keenan affirmed that the Board did.*

*Commissioner Sorenson stated she felt this resolution would only create more delays.*

*Commissioner Seijas withdrew her second, and the motion died due to a lack of a second.*

*The Committee proceeded to vote on a motion moved by Commissioner Seijas to table the foregoing proposed resolution.*

2C

**093347 Resolution Sen. Javier D. Souto**

RESOLUTION ESTABLISHING POLICY THAT DESIGN AND CONSTRUCTION OF NEIGHBORHOOD PUBLIC INFRASTRUCTURE IMPROVEMENTS BE GIVEN FUNDING PRIORITY FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROCEEDS; AND DIRECTING COUNTY MAYOR OR HIS DESIGNEE TO MAKE A RECOMMENDATION TO THE BOARD IDENTIFYING NEIGHBORHOOD PUBLIC INFRASTRUCTURE IMPROVEMENTS SUITABLE FOR ACCELERATION OF FUNDING FROM SUCH BOND PROCEEDS

**Tabled****Mover: Seijas****Seconded: Jordan****Vote: 4-0****Absent: Edmonson, Rolle**

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

*It was moved by Commissioner Gimenez that the Committee forward the foregoing proposed resolution to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Seijas for discussion only.*

*In response to Commissioner Gimenez' request for an explanation of the intent of this resolution, Mr. Johnny Martinez, Director, Office of Capital Improvements (OCI), noted this would give the highest funding priority to Question No. 3 of the eight Building Better Communities - General Obligation Bond (BBC-GOB) ballot questions.*

*In response to Commissioner Gimenez' question regarding the impact of this resolution, and whether other projects would be defunded as a result, Mr. Martinez noted that all projects under the eight BBC-GOB ballot questions needed to be evaluated for priority, but this resolution would limit the prioritizing of projects to Question No. 3 only, which he felt was inappropriate.*

*Commissioner Gimenez withdrew his motion.*

*Following Commissioner Seijas' comments that the voters approved all eight BBC-GOB questions without prioritizing any of them, and their votes should be respected, the Committee proceeded to vote on a motion made by Commissioner Seijas to table the foregoing proposed resolution.*

**3 DEPARTMENT(S)**

3A

**093392 Resolution**

RESOLUTION APPROVING IMPLEMENTING ORDER 10-13 ESTABLISHING A PROCESS AND GUIDELINES FOR THE PREPARATION AND IMPLEMENTATION OF PUBLIC INVOLVEMENT PLANS FOR COUNTY CONSTRUCTION PROJECTS AND FOR JOINT PARTICIPATION AGREEMENTS THAT EXCEED \$1 MILLION IN CONSTRUCTION COST AND THAT ADVERSELY IMPACT NEIGHBORING BUSINESSES, SCHOOLS AND RESIDENTS; AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE ANY AND ALL RIGHTS CONFERRED IN THE IMPLEMENTING ORDER (Office of Capital Improvements)

*Amended*

**Report:** *(See Agenda Item 3A Amended; Legislative File No. 100120 for the amended version.)*

3A AMENDED

**100120 Resolution**

RESOLUTION APPROVING IMPLEMENTING ORDER 10-13 ESTABLISHING A PROCESS AND GUIDELINES FOR THE PREPARATION AND IMPLEMENTATION OF PUBLIC INVOLVEMENT PLANS (PIPS) FOR COUNTY CONSTRUCTION PROJECTS, JOINT PARTICIPATION AGREEMENTS (JPAS) AND INTERLOCAL AGREEMENTS THAT EXCEED \$1 MILLION IN CONSTRUCTION COSTS AND THAT ADVERSELY IMPACT NEIGHBORING BUSINESSES, SCHOOLS AND RESIDENTS AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE ANY AND ALL RIGHTS CONFERRED IN THE IMPLEMENTING ORDER [SEE ORIGINAL ITEM UNDER FILE NO. 093392] (Office of Capital Improvements)

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

*Mover: Sorenson*

*Seconder: Seijas*

*Vote: 4-0*

*Absent: Rolle, Edmonson*

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

*Commissioner Jordan noted that in August 2006, the County Manager directed the Office of Capital Improvements (OCI) to develop a Public Involvement Plan (PIP), and that a resolution sponsored by her and adopted last year gave similar direction to the Administration. She asked if her concerns were addressed in this resolution.*

*Mr. Johnny Martinez, Director, OCI, advised Chairwoman Jordan that her comments regarding this resolution were incorporated in the resolution and reviewed by her assistant.*

*Commissioner Sorenson noted she had concerns regarding one exemption listed on handwritten page 6 providing that County departments could request an exemption from the requirements of the implementing order by submitting an exemption request to their respective Assistant County Managers for review and approval. She noted she would be hesitant to approve this portion of the resolution, as she found the PIP to be very helpful in alleviating neighborhood concerns about the disruptive effects of County construction projects on businesses. Commissioner Sorenson offered a friendly amendment to incorporate language requiring that the respective District Commissioner be notified of any long-term problems regarding county construction projects within their districts.*

*Mr. Martinez noted the intent was to allow an exemption if the project had no adverse impact on*

*the surrounding area.*

*Commissioner Gimenez noted his concern with the language contained under "Exemptions" was that a PIP would not be implemented even if a construction project had an impact on the community.*

*Mr. Martinez assured Commissioner Gimenez that a PIP would be prepared if a project impacted the community. However, he noted that the language under "Exemptions" could be changed to require that all requests for exemptions be submitted to the County Manager for approval and that the Manager submit an FYI (For Your Information) memorandum to the respective District Commissioner clarifying the nature or intent of the exemption.*

*Chairwoman Jordan asked about the impact of projects to the immediate surrounding areas and whether the surrounding community was being notified of long-term projects. She suggested amending this resolution to provide that the surrounding community within a three to four block radius be notified of a long-term project.*

*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 replace the language "Joint Participation Agreements" with the language "Joint Participation Agreements/Interlocal Agreements" throughout this resolution; that the District Commissioner be notified of any long-term problems regarding County construction projects within his/her respective District; and that the surrounding community within a three to four block radius of any proposed long-term County construction project be notified of the project.*

3B

**093423 Resolution**

RESOLUTION ADDING LIST OF ADDITIONAL COUNTY DEPARTMENTAL PROJECTS TO THE COUNTY'S ECONOMIC STIMULUS PLAN (ESP) APPROVED LIST OF PROJECTS  
(Office of Capital Improvements)

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

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

*In response to Commissioner Seijas' question regarding whether the Economic Stimulus Program (ESP) projects would be advertised and awarded without County Commission approval, Mr. Johnny Martinez, Director, OCI, advised that the awards would be approved administratively and submitted to the County Commission for ratification.*

*Commissioner Seijas noted she was supportive of this resolution; however, she would like to meet with Mr. Martinez to discuss it further before it was considered by the County Commission.*

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

*Assistant County Attorney Libhaber noted the County Manager requested this item be waived to the January 21, 2010 BCC Meeting.*

*Chairwoman Jordan requested that staff prepare the appropriate memorandum requesting that Chairman Moss waive the Committee's rules and procedures and allow the foregoing resolution to be forwarded to the January 21st BCC meeting for consideration.*

3C

**093371 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE PORTIONS OF NW 17 STREET, NW 25 STREET, NW 29 STREET AND NW 33 STREET, BETWEEN NW 147 AVENUE AND NW 157 AVENUE; PORTIONS OF NW 152 AVENUE, BETWEEN NW 12 STREET AND NW 41 STREET; AND A PORTION OF NW 157 AVENUE, FROM NW 17 STREET SOUTH FOR APPROXIMATELY 330 FEET (ROAD CLOSING PETITION NO. P-878) (Public Works Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Sorenson*

*Seconder: Seijas*

*Vote: 4-0*

*Absent: Rolle, Edmonson*

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

*Commissioner Gimenez noted he was concerned about giving away approximately seven acres of Rock Mining property at \$25,000 per acre. He questioned the rationale for giving it away rather than letting it remain under the County's ownership.*

*Assistant County Attorney Libhaber noted it was his understanding that if the County decided to close the roadway, the property could not be sold, and would have to be deeded to the adjacent property owners.*

*Commissioner Gimenez stated he had no problems with selling this property if it was sold at a fair market value, but expressed concern with just giving it away.*

*Commissioner Sorenson concurred with Commissioner Gimenez' comments. She asked if the County could sell this property at a fair market value since the County had no legal obligation to close the road; and if not, what the options were.*

*Assistant County Attorney Alexander Bokor noted the Board had two options, which were to either adopt this resolution or not. He noted if this resolution was adopted, the subject property could not be conveyed through a sale, but only through the statutory procedures for a road closing, which would require that the property be deeded to the adjacent property owners.*

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

3D

**093376 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*  
*Seconded: Sorenson*  
*Vote: 4-0*  
*Absent: Edmonson, Rolle*

**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 as presented.*

3E

**093415 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF GOLDEN BEACH TO PROVIDE PEOPLE'S TRANSPORTATION PLAN (PTP) FUNDING UP TO A MAXIMUM OF \$300,000 FOR DESIGN SERVICES TO REPLACE THE CENTER ISLAND AND NAVONA AVENUE BRIDGES; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SURTAX FUNDS (Public Works Department)

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

**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 as presented.*

3F

**093414 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF CORAL GABLES TO PROVIDE FUNDING IN THE AMOUNT OF \$1,490,000 FOR THE CONSTRUCTION OF ROADWAY IMPROVEMENTS ALONG PONCE DE LEON BOULEVARD FROM ALCAZAR AVENUE TO SALAMANCA AVENUE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

*Amended*

**Report:** *(See Agenda Item 3F Amended; Legislative File No. 100127 for the amended version.)*

3F AMENDED

**100127 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF CORAL GABLES TO PROVIDE FUNDING IN THE AMOUNT OF \$1,490,000 FOR THE CONSTRUCTION OF ROADWAY IMPROVEMENTS ALONG PONCE DE LEON BOULEVARD FROM ALCAZAR AVENUE TO SALAMANCA AVENUE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 093414] (Public Works Department)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)*  
*Mover: Gimenez*  
*Seconder: Sorenson*  
*Vote: 4-0*  
*Absent: Edmonson, Rolle*

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

*Commissioner Gimenez noted the foregoing resolution contained scrivener errors that should be corrected to reflect "District 6" instead of "District 7."*

*Assistant County Attorney Libhaber clarified that the references to District 7 were correct as they pertained to the Road Impact Fee District; however, the reference to District 7 under the heading "Scope" in the County Manager's memorandum should be corrected to reflect District 6.*

*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 correct a scrivener's error on handwritten page 1 of the County Manager's memorandum pertaining to this resolution, under the heading "Scope" to reflect District 6 instead of District 7.*

3G

**093442 Resolution**

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AT ROCKDALE PARK AS ROAD RIGHT-OF-WAY FOR SW 93 COURT FROM SW 146 STREET NORTH FOR APROXIMATELY 364 FEET, IN SECTION 21, TOWNSHIP 55 SOUTH, RANGE 40 EAST (Public Works Department)

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

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

*Commissioner Sorenson noted a scrivener's error in the subject line of the County Manager's memorandum pertaining to this resolution that should be corrected to place a space in the word "parkas" so that it reads "park as."*

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

**4 COUNTY MANAGER**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

6A

**100015 Report**

SUMMARY OF MINUTES OF THE TRANSIT, INFRASTRUCTURE & ROADS COMMITTEE FOR DECEMBER 9, 2009 (Clerk of the Board)

*Approved  
Mover: Seijas  
Seconder: Gimenez  
Vote: 4-0  
Absent: Rolle, Edmonson*

**7 REPORTS**

7A

**100019 Report**

EARLINGTON HEIGHTS/MIC QUARTERLY REPORT  
(Miami-Dade Transit Agency)

*Report Received*

*Mover: Gimenez*

*Seconder: Sorenson*

*Vote: 4-0*

*Absent: Edmonson, Rolle*

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

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

**8 ADJOURNMENT**

**Report:** *There being no further business to come before this Board, the Transit, Infrastructure and Roads Committee meeting was adjourned at 2:44 p.m.*