Memorandum

MIAMI-DADE COUNTY

Date: September 1, 2011

Agenda Item No. 8(J)(1)(B)

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Alina T. Hudak
County Manager

Subject: Resolution Authorizing the Filing And Execution of a Grant Application on Behalf of Miami-Dade County with the United States Department of Transportation (USDOT), Federal Transit Administration (FTA) for Metrorail and Metromover Guideway Inspection Flexible Funding in the Amount of $4,850,000 for Fiscal Years 2011 - 2015

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) authorize the filing and execution of a grant application on behalf of Miami-Dade County (County) with the United States Department of Transportation (USDOT), Federal Transit Administration (FTA) in the amount of $4,850,000 for the inspections of structural elements of the Metrorail and Metromover guideways for Fiscal Years 2011 through 2015.

It is further recommended that the Board authorize this grant agreement pursuant to the application, as well as the receipt and expenditure of funds as specified in the agreement. A public hearing is required in accordance with FTA regulations.

SCOPE

The impact of this project benefits the riding public, and is therefore, countywide.

FISCAL IMPACT/FUNDING SOURCE

This grant will provide funding for Fiscal Years 2011 ($900,000), 2012 ($950,000), 2013 ($1,000,000), 2014 ($1,000,000) and 2015 ($1,000,000) for a total of $4,850,000 for the Metrorail and Metromover Guideway Bridge Inspection project.

There will be no negative impact to the County since the required $1,212,500 match will be provided by the Florida Department of Transportation (FDOT) using State Toll Revenue Credits (TRC's), as a "soft match". The funding for the Guideway Bridge Inspection Program is included as part of Miami-Dade Transit's Operating budget.

TRACK RECORD/MONITOR

Miami-Dade Transit (MDT) has entered into numerous funding agreements with FTA over the course of twenty-five (25) years. The Project Manager for this grant is Carlos de la Torre, Acting Budget Chief, MDT Financial Services.

DELEGATED AUTHORITY

In accordance with Section 2-8.3 of the Miami-Dade County Code related to identifying delegation of Board authority, there are no authorities beyond that specified in the resolution which includes authority for the Mayor, Mayor's designee or the MDT Director to execute the agreement and receive and expend these and any additional funds should they become available.

BACKGROUND

In 1986, MDT initiated the Guideway Bridge Inspection Program to identify deficiencies of a critical nature and perform preventive inspections on the 22 miles of Metrorail and 8.5 miles of Metromover elevated guideway superstructures. Flexible Federal Highway Administration (FHWA) funds for these inspections over the past several years have been programmed and authorized by the Board.

On January 25, 2007, the Board approved Resolution R-01-07 authorizing a total of $3,750,000 in flexible FHWA funds for inspections of the Metrorail and Metromover guideways in Fiscal Years 2006 through 2010. At that time, the State provided $937,500 in TRC's as a "soft match."

In accordance with Florida Statute 335.074, this grant will provide a total of $4,850,000 for the next five (2011-2015) years to fund the inspections of the Metrorail and Metromover guideways. The federal funding provided by this grant will be matched annually with State TRC's provided by FDOT as a "soft match". The TRC's will be provided as follows: FY 2011 ($225,000), FY 2012 ($237,500), FY 2013 ($250,000), FY 2014 ($250,000) and FY 2015 ($250,000) for a total of $1,212,500. The funding for the Guideway Bridge Inspection Program is included as part of MDT's Operating budget.

Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: September 1, 2011

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(J)(1)(B)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 8(J)(1)(B)

9-1-11

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF A GRANT APPLICATION WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT), FEDERAL TRANSIT ADMINISTRATION (FTA) FOR METRORAIL AND METROMOVER GUIDEWAY INSPECTIONS FLEXIBLE FUNDING IN THE AMOUNT OF $4,850,000 FOR FISCAL YEARS 2011 THROUGH 2015; AUTHORIZING THE EXECUTION OF THE GRANT AGREEMENT PURSUANT TO SUCH APPLICATION; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATION AND AGREEMENT; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, the State of Florida is authorized to enter into agreements to provide State funding for transportation programs and projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provisions by it of the local share of project costs; and

WHEREAS, it is required by the United States Department of Transportation (USDOT) in accordance with the provisions of Title VI of the Civil Rights Act of 1994, that the applicant give an assurance that it will comply with the Title VI of the Civil Rights Act of 1994; and USDOT requirement thereunder; and

WHEREAS, this Board has conducted a public hearing on Miami-Dade County's Urbanized Area Formula Program Section 5307 flexible funding grant application as described in the County Manager's accompanying memorandum; and

WHEREAS, the State of Florida is authorized to enter into agreements to provide State Toll Revenue Credits (TRC's) as a soft match for federal funding for transportation programs and projects, when available,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board authorizes the County Mayor, Mayor's designee, or the Miami-Dade Transit (MDT) Director to file a grant application with the USDOT for Metrorail and Metromover Guideway Inspections flexible funding in the amount of $4,850,000 for Fiscal Years 2011 through 2015 and to utilize TRC's totaling $1,212,500 as a "soft match" from the State of Florida.

Section 2. That the County staff is authorized to furnish such additional information as the USDOT and the Florida Department of Transportation (FDOT) may require in connection with the grant application for this project.

Section 3. That this Board further authorizes the County Mayor, Mayor's designee, or Miami-Dade Transit Director, to execute such contracts and agreements as are approved by the County Attorney's Office; to receive and expend funds in accordance with such aforementioned contracts and agreements; to file and execute any additional agreements, revisions, or amendments as required to carry out the projects for and on behalf of Miami-Dade County, Florida.

The foregoing resolution was offered by Commissioner ,

who moved its adoption. The motion was seconded by Commissioner

and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman
Audrey M. Edmonson, Vice Chairwoman

Bruno A. Barreiro	Lynda Bell
Esteban L. Bovo, Jr.	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of September, 2011. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber