



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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RTC  
Agenda Item No. 5(A)

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Regional Transportation Committee

**DATE:** October 24, 2011

**FROM:** Christopher Agrippa  
Division Chief, Clerk of the Board Division

**SUBJECT:** Approval of Commission  
Committee Minutes

A handwritten signature in black ink, appearing to read "CA", followed by a stylized flourish.

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Regional Transportation Committee:

July 11, 2011

CA/fr  
Attachment



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

## CLERK'S SUMMARY OF

### Meeting Minutes

### Regional Transportation Committee

Bruno A. Barreiro (5) Chair; Xavier L. Suarez (7) Vice Chair; Commissioners Audrey M. Edmonson (3), Sally A. Heyman (4), Dennis C. Moss (9), and Javier D. Souto (10)

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Monday, July 11, 2011

9:30 AM

COMMISSION CHAMBERS

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**Members Present:** Bruno A. Barreiro, Audrey M. Edmonson, Sally A. Heyman, Dennis C. Moss, Javier D. Souto, Xavier L. Suarez.

**Members Absent:** None.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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#### MINUTES PREPARED BY:

**Report:** *COMMISSION REPORTER FLORA REAL*

#### 1A INVOCATION

**Report:** *Chairman Barreiro invoked a moment of silence followed by the Pledge of Allegiance.*

#### 1B PLEDGE OF ALLEGIANCE



**1E PUBLIC HEARINGS**

1E1

**110411 Ordinance**

**Jose "Pepe" Diaz**

*Amended*

ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO TAXICAB FOR-HIRE MOTOR VEHICLES; PROVIDING FOR LOTTERY OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN LOTTERY TO SPECIFIED CHAUFFEURS WHO ARE VETERANS OF THE UNITED STATES ARMED FORCES; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**Report:** *SEE AGENDA ITEM 1E1 AMENDED, LEGISLATIVE FILE NUMBER 111536, FOR THE AMENDED VERSION.*

1E1 AMENDED

111536 Ordinance

Jose "Pepe" Diaz

ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO TAXICAB FOR-HIRE MOTOR VEHICLES; PROVIDING FOR LOTTERY OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN LOTTERY TO SPECIFIED CHAUFFEURS WHO ARE VETERANS OF THE UNITED STATES ARMED FORCES; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 110411]

*Forwarded to BCC with a favorable recommendation as amended*

*Mover: Heyman*

*Seconder: Edmonson*

*Vote: 6-0*

**Report:** *Assistant County Attorney Bruce Libhaber read into the record the titles of Items 1E1, 1E2, and 1E2 Substitute. The foregoing proposed items were considered simultaneously.*

*Upon the opening of the public hearing by Chairman Barreiro, the following persons appeared before the Committee to speak and have their concerns addressed:*

- 1. Mr. Diego Feliciano, President of the South Florida Taxicab Association*
- 2. Mr. John Valdes, 5590 SW 5 Terrace, Miami, Florida*
- 3. Mr. Jerry Moskowitz, 2284 NW 36 Street, Miami, Florida, owner of Moskocab, Inc.*
- 4. Mr. Peter West, 430 72nd Street #8, Miami Beach, Florida*
- 5. Reverend Raymond Francois, 11970 NE 16 Avenue, Miami, Florida, representing the New Vision Taxi Drivers Association of Miami, Inc.*
- 6. Mr. Jackson Rip Holmes, representing the Senior Taxi Drivers*
- 7. Mr. Niaz Mohammed, representing the Senior Taxi Drivers*
- 8. Mr. Salomon Cenord, 240 NE 152 Street, Miami, Florida*
- 9. Mr. Ron Haskell, 2840 Terrace Street, Hollywood, Florida*
- 10. Mr. Robert Puentes*
- 11. Mr. Fronel Jeremi, 12930 NW 21 Avenue, Miami, Florida*
- 12. Mr. Mario Antonio Machado, 4440 NW 9 Street #1, Miami, Florida*
- 13. Mr. Angus Murray, 199 NW 79 Street, Miami Springs, Florida, owner of Miami Springs Taxi, Inc.*

*Mr. Feliciano spoke on behalf of the South Florida Taxicab Association and advised the taxicab*

industry supported setting aside the taxicab medallions for veterans.

Mr. Valdes and Moskowitz spoke on the issue of inheritance and requested heirs of taxicab medallions be allowed to inherit more than one taxicab medallion.

Mr. Rip Holmes and Mr. Mohammed requested that senior taxi drivers be given the taxicab medallions designated for veterans.

Reverend Francois spoke in opposition of setting aside taxicab medallions for veterans.

Mr. Cenord and Mr. Haskell spoke in opposition of Items 1E1 and 1E2.

Mr. Puentes spoke in opposition to the technological requirements imposed by the proposed ordinance.

Mr. Jeremi spoke on the poor working conditions of the taxicab drivers and requested assistance from the Committee for improvements in the taxicab industry.

Mr. Machado spoke against increasing the current number of taxicabs operating and requested senior taxicab operators be provided assistance to resolve the problems.

Mr. Murray advised Miami Springs Taxi was operating a pilot program to install credit card readers and meter readers with Global Positioning Dispatch Systems (GPS) free of charge to drivers. He noted Central Cab had installed the GPS technology for safety oriented features and to monitor speed limits due to the high number of car accidents. He noted that taxicab operators were not being charged for the installation of the equipment, and the installation of technological advancements had the long-term goal of increased profits.

Chairman Barreiro closed the public hearing.

Mr. Mario Goderich, Deputy Director of the Consumer Services Department, explained the provisions of all three proposed ordinances under consideration by the Committee.

Commissioner Heyman expressed her concern for the price established for the specified number of taxicab medallions designated for veterans and

*noted that the price had been set too low for such a competitive item with an estimated market value of \$190,000. She advised she supported requiring taxicab operators to have installed the taxicab meters, the digital security camera system, and the credit card readers.*

*Pursuant to Commissioner Heyman's inquiry, Mr. Goderich advised that the proposed ordinances had a Sunpass requirement.*

*Commissioner Heyman asked that the Deputy Director of the Consumer Services Department to work with the County Attorney's Office to review the feasibility of including a provision in this proposed ordinance to waive the administrative fee charged for Toll by Plate Services for taxicab operators.*

*In respect to Agenda Items 1E2 and 1E2 Substitute as it related to the provision on digital security camera system, Mr. Goderich advised there was a 12-month grace period to meet that requirement.*

*Commissioner Heyman asked that the Deputy Director of the Consumer Services Department work with the County Attorney's Office to review the feasibility of including a provision in this proposed ordinance to waive the administrative fee charged for Toll-By-Plate services for taxicab operators.*

*Commissioner Edmonson commented that she would support the initiative to require the implementation of the requirements addressed by this ordinance.*

*Commissioner Moss requested the Deputy Director of the Communications Department provide him with an explanation and/or breakdown of how the \$25,000 price for each taxicab medallion was determined before this proposed ordinance was considered by the Board of County Commissioners. Additionally, he commented that he concurred with Commissioner Edmonson's opinion in supporting the implementation of the requirements addressed by this ordinance.*

*Commissioner Suarez asked Assistant County Attorney Libhaber to meet with him to discuss the feasibility of the County changing from a controlled, monopolized medallion type system for taxicabs to an open licensing type system similar to that in Washington D.C. and other cities.*

Commissioner Barreiro commented that security cameras would not accomplish crime prevention, but the implementation of credit card readers would slow down the robberies of taxicab operators. He commented that the foregoing item should have a provision addressing the transfers and gifts of medallions to limit ownership by one person or entity to no more than thirty percent (30%).

Commissioner Suarez suggested that the transfers and gifts of medallions be limited to no more than five percent (5%).

Mr. Goderich advised that the current medallions' ownership distribution was approximately 49% corporate ownership, 30% taxicab operator ownership, and 22% individual ownership.

Discussion ensued in connection with the percentage of ownership in the industry.

As it related to Agenda Item 1E1, Commissioner Heyman commented that there should be restrictions to limit the transfer or inheritance of veteran designated medallions to another individual.

In response to Commissioner Heyman's inquiry, Mr. Goderich noted that there was a five (5) year requirement before a veteran designated medallion could be sold, and the proposed ordinance did not address the sale or inheritance of a veteran designated medallion to require that it had to remain as a veteran owned medallion.

Commissioner Heyman commented that the proposed ordinance should include a provision to guarantee that all veteran designated medallions remain as veteran owned due to the low price assigned by the County, and she looked forward to amending the item.

Commissioner Moss advised that he would like to be provided with a breakdown of the medallion's \$25,000 cost prior to the item being considered at the Board of County Commissioners' meeting.

Commissioner Souto commented that the Board should ensure that veteran designated medallions remained owned by veterans.

Upon conclusion of the discussion regarding the requirements mandated by the proposed

*ordinance, the equipments' purpose, and ownership requirements, the foregoing ordinance was amended to limit the sale of the specified number of taxicab for-hire licenses to honorably discharged veterans of the United States Armed Forces only while allowing the inheritance of the taxicab medallions by anyone.*

*There being no other comments, the Committee proceeded to vote on the foregoing ordinance as amended by a roll call vote.*

1E2

**101665 Ordinance****Joe A. Martinez**

ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO TAXICAB FOR-HIRE MOTOR VEHICLES; AMENDING REQUIREMENTS REGARDING TAXICAB CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; PROVIDING THAT SPECIFIED DRIVER-OWNER TAXICAB FOR-HIRE LICENSE HOLDERS MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES HELD BY EACH LICENSE HOLDER ARE TRANSFERRED TO SAME CORPORATION WHOLLY OWNED BY EACH DRIVER-OWNER; PROVIDING FOR AUCTION OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN AUCTION AND IMPOSING CERTAIN TRANSFER RESTRICTIONS; PROVIDING FOR LOTTERY OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN LOTTERY TO SPECIFIED SENIOR CHAUFFEURS; PROVIDING FOR TECHNOLOGICAL ENHANCEMENTS; AMENDING PROVISIONS RELATING TO GIFTING OF FOR-HIRE TAXICAB LICENSES; PROVIDING THAT CERTAIN NATURAL PERSONS WHO ARE GIFTED ONE OR MORE FOR-HIRE LICENSES FROM ANY QUALIFIED TAXICAB FOR-HIRE LICENSE HOLDER MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER SAID FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES ARE TRANSFERRED TO THE SAME CORPORATION WHOLLY OWNED BY THE RECIPIENT REGARDLESS OF WHEN THE GIFT IS MADE; PROVIDING FOR ASSUMPTION OF LIABILITY ENFORCEABLE BY THIRD PARTIES UNDER CERTAIN CIRCUMSTANCES WHERE SPECIFIED FOR-HIRE LICENSES ARE TRANSFERRED; AMENDING PROVISIONS RELATING TO PASSENGER SERVICE COMPANIES REGARDING CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; AMENDING IMPLEMENTING ORDER 4-107 BY REDUCING CERTAIN FEES CHARGED BY CONSUMER SERVICES DEPARTMENT RELATING TO TAXICAB CHAUFFEURS AND TAXICAB VEHICLES FOR ONE YEAR; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Secunder: Edmonson*

*Vote: 6-0*

**Report:** *SEE REPORT FOR RELATED AGENDA ITEM 1E1 AMENDED, LEGISLATIVE FILE NUMBER 111536.*

1E2 SUB.

111463 Ordinance

Joe A. Martinez

*Withdrawn*

ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO TAXICAB FOR-HIRE MOTOR VEHICLES; AMENDING REQUIREMENTS REGARDING TAXICAB CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; PROVIDING THAT SPECIFIED DRIVER-OWNER TAXICAB FOR-HIRE LICENSE HOLDERS MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES HELD BY EACH LICENSE HOLDER ARE TRANSFERRED TO SAME CORPORATION WHOLLY OWNED BY EACH DRIVER-OWNER; PROVIDING FOR AUCTION OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN AUCTION AND IMPOSING CERTAIN TRANSFER RESTRICTIONS; PROVIDING FOR LOTTERY OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN LOTTERY TO SPECIFIED SENIOR CHAUFFEURS; PROVIDING FOR TECHNOLOGICAL ENHANCEMENTS; AMENDING PROVISIONS RELATING TO GIFTING OF FOR-HIRE TAXICAB LICENSES; PROVIDING THAT CERTAIN NATURAL PERSONS WHO ARE GIFTED ONE OR MORE FOR-HIRE LICENSES FROM ANY QUALIFIED TAXICAB FOR-HIRE LICENSE HOLDER MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER SAID FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES ARE TRANSFERRED TO THE SAME CORPORATION WHOLLY OWNED BY THE RECIPIENT REGARDLESS OF WHEN THE GIFT IS MADE; PROVIDING FOR ASSUMPTION OF LIABILITY ENFORCEABLE BY THIRD PARTIES UNDER CERTAIN CIRCUMSTANCES WHERE SPECIFIED FOR-HIRE LICENSES ARE TRANSFERRED; AMENDING PROVISIONS RELATING TO PASSENGER SERVICE COMPANIES REGARDING CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; AMENDING IMPLEMENTING ORDER 4-107 BY REDUCING CERTAIN FEES CHARGED BY CONSUMER SERVICES DEPARTMENT RELATING TO TAXICAB CHAUFFEURS AND TAXICAB VEHICLES FOR ONE YEAR; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**Report:** *Upon completion of the review of Agenda Items 1E2 and 1E2 Substitute, the Committee voted to forward Item 1E2 to the Board of County Commissioners with a favorable recommendation.*

*SEE AGENDA ITEM 1E2, LEGISLATIVE FILE NUMBER 101665, AND REPORT FOR RELATED*

AGENDA ITEM 1E1 AMENDED, LEGISLATIVE  
FILE NUMBER 111536.

1E3

**111402 Resolution**

RESOLUTION APPROVING APPLICATION FOR TEN (10) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO NATIONAL HEALTH TRANSPORT, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E4

**111244 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30314 FROM FASCINATION TRANSPORT, INC. TO ALLIED AIRBUS, INC. TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E5

**111343 Resolution**

RESOLUTION APPROVING APPLICATION FOR TWO (2) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO QUALITY REHAB TRANSPORTATION, INC. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E6

**111344 Resolution**

RESOLUTION APPROVING APPLICATION FOR FIVE (5) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO RANDLE EASTERN AMBULANCE SERVICE, INC. D/B/A AMERICAN MEDICAL RESPONSE TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E7

**111351 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. M-15 FROM MEDICS AMBULANCE SERVICE, INC. TO RANDLE-EASTERN AMBULANCE SERVICE, INC. TO PROVIDE GROUND AMBULANCE SERVICE (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E8

**111352 Resolution**

RESOLUTION APPROVING APPLICATION FOR ONE (1) CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO QUALITY WHEELCHAIR, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to the BCC by the BCC Chairperson with a favorable recommendation  
Mover: Edmonson  
Seconder: Heyman  
Vote: 5-0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

14

1E9

**111354 Resolution**

RESOLUTION APPROVING APPLICATION FOR FIVE (5) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO MM PROFESSIONAL TRANSPORTATION, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

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

*Mover: Edmonson*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E10

**111356 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30246 FROM EXPOTRAVEL MIAMI, INC. TO HEEV GROUP LLC D/B/A RED SHUTTLE TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

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

*Mover: Edmonson*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Souto*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

*Chairman Joe A. Martinez submitted a memorandum dated July 12, 2011, in which he waived the Board of County Commissioners' Rules of Procedures to allow this proposed resolution to be placed on the July 19, 2011, meeting agenda.*

1E11

**111400 Resolution**

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 (Miami-Dade Transit)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Seconder: Edmonson*

*Vote: 4-0*

*Absent: Souto, Suarez*

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

*Chairman Barreiro opened the public hearing.*

*There being no one wishing to speak, the public hearing was closed; and the Committee proceeded to vote on the foregoing resolution.*

**2 COUNTY COMMISSION**

2A

**111441 Resolution** **Joe A. Martinez,**  
**Dennis C. Moss, Audrey M. Edmonson, Sally A. Heyman,**  
**Esteban L. Bovo, Jr., Barbara J. Jordan**  
 RESOLUTION REQUIRING THAT SIGNS BE POSTED AT  
 THE MIAMI INTERMODAL CENTER (MIC) ADVISING  
 VISITORS THAT CAR RENTAL AGENCIES CHARGE  
 ADMINISTRATIVE FEES FOR PROCESSING TOLLS

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

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

*Commissioners Heyman and Edmonson requested to be listed as co-sponsors.*

*Commissioner Heyman asked Assistant County Attorney Libhaber to determine the possibility of posting signs in specific jurisdictions countywide to notify visitors that car rental agencies charge administrative fees for processing tolls rather than only at the MIC. She also asked Mr. Libhaber that his findings and her proposal be submitted to the sponsoring commissioner(s) to ask them to consider offering an amendment to this proposed resolution accordingly at the Board of County Commissioners' meeting in order to avoid having the item returned to committee.*

**3 DEPARTMENTS**

3A

**111414 Resolution**  
 RESOLUTION APPROVING LEASE AGREEMENT  
 BETWEEN MIAMI-DADE COUNTY AND THE UNITED  
 STATES DEPARTMENT OF STATE AT MIAMI  
 INTERNATIONAL AIRPORT, FOR A TERM OF TEN  
 YEARS, AT TERMINAL RENTAL RATES (Aviation  
 Department)

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

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

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3B

**111396 Resolution**

RESOLUTION APPROVING SECOND AMENDMENT TO THE AGREEMENT PROJECT SUPPORT SERVICES FOR THE SEQUEIRA & GAVARRETE, P.A., AND MIAMI-DADE COUNTY (Aviation Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Edmonson*

*Seconder: Barreiro*

*Vote: 5-0*

*Absent: Suarez*

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

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3C

**111401 Resolution**

RESOLUTION APPROVING FIFTH AMENDMENT TO THE DESIGN SERVICES AGREEMENT BETWEEN M.C. HARRY AND ASSOCIATES, INC., AND MIAMI-DADE COUNTY, PROJECT MIA-740A, INCREASING THE CONTRACT AMOUNT \$400,000.00 (Aviation Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Second: Barreiro*

*Vote: 5-0*

*Absent: Suarez*

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

*Pursuant to the concerns expressed by Commissioner Heyman in regards to the number of amendments made to this contract resulting in an increased contract price, Mr. Jose Abreu, Aviation Director, Miami-Dade Aviation Department, advised that this was an industry wide concern; but this item was for the procurement of federal inspection services previously negotiated by American Airline. Consequently, these service providers were selected based on professional qualifications rather than advertised to request a proposal. He stated that a price was negotiated in the contract negotiations process.*

*Commissioner Heyman commented that the County Attorney's Office should review the feasibility of having included in future contracts a provision to provide the County with a direct procurement monitoring mechanism for professional services contracts of this nature, particularly an oversight tool in the amendments to those contracts.*

*In regards to Commissioner Heyman's concerns regarding the feasibility of allowing the County to make incremental payments for services performed above basic services or as those services were performed, Mr. Abreu stated that most likely the foregoing item represented the last amendment for this particular type of service. But as it related to the Baggage Handling System, there were more meetings scheduled between American Airlines and the service providers to address additional available options. He noted that it was not anticipated the contingency funds account would be depleted.*

*Discussion ensued in connection with how the contingency funds account was structured, its purpose and other Baggage Handling System*

related components.

*In response to Commissioner Heyman's inquiry relating as to whether the director of the impacted department could be provided with an oversight over the negotiations of services provided beyond basic services, a representative of the County Attorney's Office clarified that all contract negotiations report to the department director of the affected department and were under the instructions of that director.*

*Following a brief discussion on how contracts were negotiated and addressed by the impacted department, Mr. Abreu advised that, in response to address concerns relating to contract negotiations and monitoring contracts, the Aviation Department created an in-house Project Control Division under the Finance Department to accomplish the check and balances mentioned by Commissioner Heyman.*

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3D

**111399 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO CHANGE THE ORIGINAL SCOPE OF THE FACILITY SECURITY IMPROVEMENT PROJECTS; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE SJPA; AND AUTHORIZING THE USE AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE AS SPECIFIED IN THE SJPA (Miami-Dade Transit)

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

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

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3E

**111432 Resolution**

RESOLUTION AUTHORIZING IMPLEMENTATION OF A FULL PROGRAM FOR VENDING MACHINE SERVICES AT METRORAIL AND METROMOVER STATIONS; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE THE EXISTING CONTRACT OPTION WITH URD NEWS LLC BY WHICH URD NEWS LLC WILL PAY MIAMI-DADE COUNTY AN AMOUNT NO LESS THAN \$85 PER VENDING MACHINE UNIT MONTHLY ACCESS FEE (MAF) PLUS 35% OF THE GROSS MONTHLY VENDING MACHINE SALE (Miami-Dade Transit)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Second: Edmonson*

*Vote: 5-0*

*Absent: Suarez*

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

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3F

**111443 Resolution**

RESOLUTION RATIFYING THE APPLICATION AND ACCEPTANCE OF A STATE HOMELAND SECURITY GRANT IN THE AMOUNT OF \$70,000 FOR FISCAL YEAR 2010 FUNDING FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY THROUGH THE DIVISION OF EMERGENCY MANAGEMENT AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT; APPROVING THE AGREEMENT PURSUANT TO THE 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 (Miami-Dade Transit)

*Forwarded to BCC with a favorable recommendation*

*Mover: Heyman*

*Second: Edmonson*

*Vote: 5-0*

*Absent: Suarez*

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

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3G

**111449 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION AND FILING OF A GRANT APPLICATION ON BEHALF OF MIAMI-DADE COUNTY WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT), FEDERAL TRANSIT ADMINISTRATION (FTA) FOR FISCAL YEAR 2010 AND FISCAL YEAR 2011 SECTION 5316 JOB ACCESS AND REVERSE COMMUTE PROGRAM FUNDS IN THE AMOUNT OF \$4,828,188; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATIONS AND AGREEMENTS; AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS AS A LOCAL MATCH (Miami-Dade Transit)

*Forwarded to BCC with a favorable recommendation as corrected*

*Mover: Heyman*

*Secunder: Edmonson*

*Vote: 5-0*

*Absent: Suarez*

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

*Assistant County Attorney Bruce Libhaber corrected scrivener's error on handwritten page four (4), last paragraph, to have the funding amount changed to \$4,828,188.*

*Commissioner Heyman included the scrivener's error correction in the motion to forward the foregoing proposed resolution to the Board of County Commissioners with a favorable recommendation.*

*There being no other objections or comments, the Committee proceeded to vote on the foregoing resolution.*

3H

**111455 Resolution**

**Bruno A. Barreiro**

RESOLUTION AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED PROPERTY LOCATED IN THE NORTHEAST QUADRANT OF NW 25TH STREET AND NW 38TH COURT, MIAMI, FLORIDA, TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION IN ACCORDANCE WITH FLORIDA STATUTES, SECTION 125.38 FOR NO MONETARY CONSIDERATION; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO TAKE ALL NECESSARY ACTIONS TO ACCOMPLISH SAID CONVEYANCE (Miami-Dade Transit)

*Forwarded to BCC with a favorable recommendation*

*Mover: Edmonson*

*Second: Heyman*

*Vote: 5-0*

*Absent: Suarez*

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

*Commissioner Edmonson moved the item recognizing Chairman Barreiro as the prime sponsor of the foregoing resolution.*

*There being no objections or comments, the Committee proceeded to vote on the foregoing resolution.*

31

**111511 Resolution**

RESOLUTION AUTHORIZING MODIFICATION FOR CONTRACT NO. TR04-TSB FOR ADDITIONAL TIME AND SPENDING AUTHORITY IN THE AMOUNT OF \$19,980,000 FOR THE MIAMI-DADE TRANSIT DEPARTMENT TO CONTINUE TO PURCHASE DEMAND RESPONSE PARATRANSIT TRANSPORTATION SERVICES; WAIVING THE REQUIREMENTS OF SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTIONS 2-8.1 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE PERTAINING TO COMPETITIVE BID PROCEDURES AND THE BID PROTEST PROCESS, BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN (Procurement Management Department)

*3-Day Rule Invoked*

**Report:** *Assistant County Attorney Bruce Libhaber read into the record the title of the foregoing resolution and noted the 3-Day Rule had been invoked on the foregoing item.*

*The 3-Day Rule was invoked by Commissioner Edmonson.*

**4 COUNTY MANAGER**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

24

6A

**111435 Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR THE  
JUNE 13, 2011 REGIONAL TRANSPORTATION  
COMMITTEE MEETING (Clerk of the Board)

*Approved*  
*Mover: Heyman*  
*Seconder: Barreiro*  
*Vote: 5-0*  
*Absent: Suarez*

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

*There being no objections, the Committee  
proceeded to vote.*

**7 REPORTS**

7A

**111397 Report**

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

*Accepted*  
*Mover: Heyman*  
*Seconder: Edmonson*  
*Vote: 5-0*  
*Absent: Suarez*

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

*There being no objections, the Committee  
proceeded to vote.*

7B

**111395 Report**

MONTHLY REPORT FROM THE FLORIDA  
DEPARTMENT OF TRANSPORTATION ON THE MIAMI  
INTERMODAL CENTER

(County Manager)

*Accepted*  
*Mover: Edmonson*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Suarez*

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

*There being no objections, the Committee  
proceeded to vote.*

7C

**111406 Report**

PEOPLE'S TRANSPORTATION PLAN 90-DAY REPORT  
1ST QUARTER FISCAL YEAR 2010-2011 (County  
Manager)

*Accepted*  
*Mover: Edmonson*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Suarez*

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

*There being no objections, the Committee  
proceeded to vote.*

7D

## 111930 Report

NON-AGENDA ITEM REPORT- REGIONAL  
TRANSPORTATION COMMITTEE MEETING OF JULY  
11, 2011 (Clerk of the Board)

*Presented***Report:** ORAL REPORT - FTA'S OUTSTANDING ISSUES:

*Assistant County Manager Ysela Llort presented an oral report to update the members of the committee on outstanding issues relating to the Federal Transit Administration (FTA). She advised that as of July 1, 2011, the County was the recipient of \$62.5 million from FTA, and the funds were deposited in a Transportor Trust account. She noted that approximately \$60 million of those funds had been utilized and would have to be reimbursed to the trust, and the County Administration continued to work with FTA on that issue.*

*Ms. Llort advised that the County had been asked to modify some of the County's standard operating procedures on the County's American Recovery and Reinvestment Act's (ARRA) Funds. She advised that the County's administration felt the ARRA funds would be depleted fairly soon inasmuch as these funds were intended to be distributed between the municipalities and County projects. She noted that approximately \$6 million of those funds had already been utilized to date.*

*Ms. Llort advised that the FTA had acknowledged along with the County that the projects for which the funds were earmarked were of national interest; therefore, FTA wished to continue those projects and ensure the County implemented a process they would be in agreement to in order to be able to free those funds next. She advised that FTA needed to continue to work with the County on the retesting of the County's financial systems in order to facilitate the discussion of the expenditure of the remaining funds of approximately \$60 million previously mentioned. She noted that she would like to have FTA schedule their consultants to return fairly soon to inspect the financial systems inasmuch as the County was ready for retesting.*

*Ms. Llort advised that she would continue to apprise the Board on the progress of the negotiations and the project.*

**8 ADJOURNMENT**

**Report:** *There being no further business to come before the Regional Transportation Committee, the meeting was adjourned at 11:51 a.m.*