



# MEMORANDUM

TMSC  
Agenda Item No. 6(A)

TO: Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Transit and Mobility Services  
Committee

DATE: October 14, 2015

FROM: Christopher Agrippa  
Director, Clerk of the Board Division

SUBJECT: Approval of Commission  
Committee Minutes

A handwritten signature in black ink, appearing to read "Christopher Agrippa".

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Transit and Mobility Services Committee:

**July 8, 2015**

CA/kh  
Attachment



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

## CLERK'S SUMMARY OF

### Meeting Minutes

#### Transit and Mobility Services Committee

Esteban L. Bovo, Jr. (13) Chair; Dennis C. Moss (9) Vice Chair; Commissioners Bruno A. Barreiro (5), Jose "Pepe" Diaz (12), Barbara J. Jordan (1), and Xavier L. Suarez (7)

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Wednesday, July 8, 2015

9:30 AM

COMMISSION CHAMBERS

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**Members Present:** Esteban L. Bovo, Jr., Barbara J. Jordan, Dennis C. Moss, Xavier L. Suarez.

**Members Absent:** Jose "Pepe" Diaz.

**Members Late:** Bruno A. Barreiro 9:46:00 AM.

**Members Excused:** None.

**Members Absent County Business:** None.

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#### MINUTES PREPARED BY:

**Report:** *Karen Harrison, Commission Reporter (305)375-1296*

#### 1A INVOCATION AS PROVIDED IN RULE 5.05 (H)

**Report:**

*The invocation was performed by Sargent at of Arms Michael Roan.*

#### 1B ROLL CALL

**Report:** *The following staff members were present:*  
*-Deputy Mayor Alina Hudak*  
*-Assistant County Attorney Annery Pulgar Alfonso*  
*-Assistant County Attorney Bruce Libhaber*  
*-Assistant County Attorney Alex Bokor and*  
*-Deputy Clerk Karen Harrison*

#### 1C PLEDGE OF ALLEGIANCE

**1D**      **REASONABLE OPPORTUNITY FOR THE PUBLIC TO BE HEARD AS PROVIDED IN RULE 6.06**

**Report:**    *Chairman Bovo called the meeting to order at 9:41 a.m.*

*Chairman Bovo noted that in pursuant to Rule 6.06 that this meeting was open for public testimony and input and opened the floor to anyone who wished to speak on any of the items on today's (7/8) TMSC meeting or during the discussion of a specific item.*

**1E**      **SPECIAL PRESENTATION(S)**

1E1

151573	Special Presentation	Esteban L. Bovo, Jr.	
	PRESENTATION RECOGNIZING BUS OPERATOR MARIO ALGAZE FOR HIS HEROIC ACTION		<i>Not presented</i>

**1F**      **DISCUSSION ITEM(S)**

**Report:**    *SETTING OF THE AGENDA*  
*Assistant County Attorney Annery Pulgar Alfonso advised that the following changes were printed in today's (7/8) final Transit and Mobility Services Committee Agenda (TMSC): Add-on of Agenda Items 2E and 2F.*

*It was moved by Commissioner Moss that today's (7/8) agenda be approved along with the changes aforementioned by Assistant County Attorney Alfonso. This motion was seconded by Commissioner Suarez, and upon being put to a vote, the motion passed 4-0. Commissioners Diaz and Barreiro were absent.*

**1G**      **PUBLIC HEARING(S)**

1G1

**151107 Ordinance**

**Rebeca Sosa**

ORDINANCE AMENDING SECTION 4-7 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, ELIMINATING REQUIREMENT THAT AIR AMBULANCE RATES BE ESTABLISHED BY MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Amended*

**Report:** *See Agenda Item 1G1 Amended, See Legislative File No. 151801 for the amended version.*

1G1 AMENDED

**151801 Ordinance****Rebeca Sosa**

ORDINANCE AMENDING SECTION 4-7 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, ELIMINATING REQUIREMENT THAT AIR AMBULANCE RATES BE ESTABLISHED BY MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 151107]

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

*Mover: Jordan*

*Seconder: Suarez*

*Vote: 4-0*

*Absent: Diaz, Bovo, Jr.*

**Report:** *Chairman Bovo relinquished the chair to Vice Chairman Moss and left the meeting.*

*Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed ordinance into the record.*

*Commissioner Sosa appeared before the TMSC members and requested that the foregoing proposed ordinance be amended to ensure fairness. She asked that the County Attorney Office read the amendment into the record.*

*Assistant County Attorney Bruce Libhaber read the amendment to the foregoing proposed ordinance into the record to add the following language in paragraph B: ... "unless the Commission finds that air ambulance rates being charged are excessive, and it is the best interest of Miami-Dade County to establish air ambulance rate."*

*Commissioner Sosa noted that she wanted protection from companies increasing rates to a high level and if there was question whether it was for the best interest of Miami-Dade County, the request would come back to this Board.*

*It was moved by Commissioner Jordan that the foregoing proposed ordinance be forwarded to the BCC with a favorable recommendation as amended. This motion was seconded by seconded by Commissioner Suarez followed by a discussion.*

*Vice Chairman Moss opened the floor to any person wishing to speak on the foregoing proposed item.*

*Mr. Kenneth Patino, 3200 SW 62 Avenue, appeared before the TMSC members on behalf of Nicklaus Children's Hospital (NCH), LifeFlight to provide information on the critical care transport division of NCH that was the only dedicated*

pediatric transport team within the region. He indicated that NCH was a sole source air ambulance based on its services in south Florida. Mr. Patino noted that the removal of the capped rates would assist NCH to continue providing the care to this community for 20 years. He noted the intent was to collect from the billing of the existing 28 percent commercial cares, which would not affect Medicaid patients.

Ms. Lani Ferro 3100 SW 62 Avenue, Miami appeared before the TMSC members on behalf of Miami Children's Health System in support of the foregoing proposed ordinance.

Discussion ensued between Commissioner Suarez and Mr. Patino regarding the Medicaid reimbursement, which was 20 percent of the actual cost of commercial pair mix for services and there would be no other billing to the patient, in addition to the same billing terms for Medicare. Further discussion ensued regarding the billing of commercial cares that was under contracted rates with the hospitals in addition to patients being responsible for their co-pay.

In response to Commissioner Jordan's question regarding NCH operating under another vendor's certificate, Mr. Joe Mora, Division Director Regulatory and Economic Resources (RER) explained that the certificate was under Miami Children's Hospital/NCH and the County Code currently regulated the rates both in air as well as on ground. He reiterated that NCH was a sole source for air ambulance services and there was no other certificate provider with these services in Miami-Dade County. Mr. Mora also explained that all of the ground transportation certificates had a uniform rate that was regulated by Miami-Dade County.

Mr. Patino noted for clarification that the Airline Deregulation Act prevented any government entity from regulating their rates, ambulances, or commercial rates, which was the reason if a Part 135 Certificate was pulled, there would be no restrictions on the rates. He noted that NCH did not own a Part 135 Certificate, but operated under a vendor and since the billing was conducted by NCH it was subject to these air ambulance rates.

Discussion ensued between Commissioner Jordan and Mr. Patino regarding what made NCH a sole source vendor, which included the only existing Critical Care Transport Stabilization while others

*operate under a different license, such as Part 91.*

*Vice Chairman Moss closed the public hearing, and he asked the Administration to comment on the foregoing proposed ordinance to ensure there was no conflict, such as with Fire Rescue or Jackson Memorial Hospital (JMH).*

*Mr. David Downey, Miami-Dade Fire Chief reiterated the fact that they operated under a different certificate. He noted the requested amendment by Commissioner Sosa would still provide some protection for the County. He also noted there was no impact on the Fire Rescue services.*

*Ms. Alina Hudak, Deputy Mayor noted she had spoken to representatives from JMH and they expressed no concern related to this legislation.*

*Hearing no further comments or questions the Board members proceeded to vote that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation as amended to add the language in Paragraph B after the following language... neither the Commissioner or the Mayor shall set ambulance rates; ... "unless the Commission finds that air ambulance rates being charged are excessive, and it is the best interest of Miami-Dade County to establish air ambulance rate."*

1G2

**151368 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30317 FROM JAMAL KAMAL HIDMI D/B/A MIAMI'S BEST TOURS & TRANSPORTATION, INC. TO GARY SHTEYN D/B/A ALS AIR, LAND AND SEA LUXURY TRANSPORTATION AND SERVICES, INC. TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Following Chairman Bovo's request, Assistant County Attorney Annery Pulgar-Alfonso simultaneously read the following proposed items related to transfer of certificates into the record: 1G2; 1G3; 1G4; 1G5; 1G6; 1G7; and 1G8.*

*Commissioner Barreiro arrived at 9:46 a.m.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed items, and seeing no persons who wished to speak, he closed the public hearing.*

*It was moved by Commissioner Moss that the foregoing proposed items be forwarded to the Board of County Commissioner (BCC) with a favorable recommendation. This motion was seconded by Commissioner Jordan and was opened for discussion.*

*In response to Commissioner Suarez' question regarding whether the Jitney transportation service was designated by legislation to only certain areas of this County, Assistant County Attorney Bruce Libhaber advised that the process included approval by the BCC members and the proposed routes within that application from the company.*

*Mr. Joe Mora, Division Director, Regulatory and Economic Resources (RER) noted the rates were set by the company that were applied; however, the information was required to be provided to the County and posted in the service vehicle. He noted the rates could range from \$2.00 to the equivalency of mass transit fees without a capped rate or restricted limit by the County. Mr. Mora indicated there were currently about 100 vehicles and 14 certificates, the routes were approved, and there was a restricted production from transit of no more than 30 percent duplication, and the certificate allowed multiple vehicles.*

*Commissioner Suarez expressed concern that this type of service was requested countywide and he asked whether this could not be replicated throughout the county.*

*Commissioner Moss noted he believed the policy issue with the Jitney service was their choice of certain routes because the focus was on areas in demand for this type of bus service, along with the 30 percent limitation in duplicating county routes. He noted he did not recall any controversies in the past pertaining to protests of certificate transfers; therefore he noted this may be able to be approved at a staff level, rather than the BCC.*

*Mr. Mora noted that all the transfers for the taxis, limousines, and the passenger motor-carry ordinances were conducted by the Administration, and would welcome conducting this process. He confirmed that there had not been any controversies or objections, in terms of any transfers. He explained the transaction was between two entities wherein one was purchasing a license while the other was a potential buyer who was becoming an entrepreneur. Mr. Mora said there would have to be a code amendment, in terms of not requiring the approval of the Board.*

*Commissioner Moss requested that the County Attorney's Office determine if this item could be approved by the Administration, unless there was some type of protest, which would come before this Committee for approval.*

*In response to Commissioner Suarez' question regarding the 30 percent, Commissioner Moss explained that those bus services were not allowed to duplicate more than 30 percent of an existing county bus driver for the purpose of protecting the public transit resources.*

*Commissioner Suarez noted for the record that based on this analysis this would replicate the entire County bus system and cap the fees charged by private operators, and without jeopardizing the County bus system to negotiate with TWU to ensure union employees had first preference, in terms of hire.*

*Hearing no further comments or questions, the Board members proceeded to vote that the foregoing proposed items be forwarded to the BCC with a favorable recommendation.*

1G3

**151369 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30146 FROM JUMA'S, INC. TO SANTANA'S SUPERIOR TRANSPORTATION CORP. TO PROVIDE CONTRACT CARRIER SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Note: See Legislative File No. 151368*

1G4

**151370 Resolution**

RESOLUTION APPROVING TRANSFER OF THIRTY PERCENT OF THE SHARES OF STOCK OF AVENTURA LIMOUSINE AND TRANSPORTATION SERVICE, INC., HOLDER OF PASSENGER MOTOR CARRIER CERTIFICATE OF TRANSPORTATION NO. 30167, FROM NEIL GOODMAN TO SCOTT TINKLER (Regulatory and Economic Resources)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Note: See Legislative File No. 151368*

1G5

**151371 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30220 FROM G & M TRANSPORTATION, INC. TO PINK 2216 LLC D/B/A PINK SHUTTLE TO PROVIDE CONTRACT CARRIER SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Note: See Legislative File No. 151368*

1G6

**151372 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30212 FROM MANOLITO TOURS & SHUTTLES, INC. D/B/A EXPRESS SHUTTLE TO ECONO-SHUTTLE EXPRESS, LLC TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Note: See Legislative File No. 151368.*

1G7

**151373 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30226 FROM KASAL INTERNATIONAL, INC. TO SYSTEM SHUTTLE MIAMI, LLC TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

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

**Report:** *Note: See Legislative File No. 151368*

1G8

**151374 Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30152 FROM AMERICAN JITNEY, INC. TO CTE JITNEY, LLC TO PROVIDE JITNEY SERVICE AS A PASSENGER MOTOR CARRIER (Regulatory and Economic Resources)

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

**Report:** *Note: See Legislative File No. 151368*

**2 COUNTY COMMISSION**

2A

**151508 Resolution Esteban L. Bovo, Jr.**

RESOLUTION REQUIRING THAT WORK AFFECTING ARTERIAL COUNTY ROADWAYS BE PERFORMED DURING NON-PEAK RUSH HOUR TRAFFIC PERIODS; PROVIDING EXCEPTIONS TO REQUIREMENT; AND ENCOURAGING OTHER GOVERNMENT AGENCIES AND MUNICIPALITIES IN MIAMI-DADE COUNTY TO ADOPT SIMILAR MEASURES TO ADDRESS TRAFFIC CONGESTION

*Forwarded to BCC with a favorable recommendation*

*Mover: Bovo, Jr.*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Based on the order that the foregoing item was considered, Chairman Bovo had already relinquished the Chair to Vice Chairman Moss.*

*It was moved by Commissioner Bovo that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation. This motion was seconded by Commissioner Jordan and was followed by a discussion.*

*Vice Chairman Moss opened the floor to any person wishing to speak on the foregoing proposed items, and seeing no persons who wished to speak, he closed the public hearing.*

*Mr. Miguel DeGrandy, 701 Brickell Avenue, appeared before the TMSC members in support of the foregoing proposed resolution. He expressed concern that vendors chose to work during the peak hours of traffic.*

*Vice Chairman Moss closed the public hearing.*

*In response to Commissioner Jordan's question concerning a cost impact and would it increase the timeframe to complete the project, Deputy Mayor Alina Hudak noted from the Administration perspective there were some suggestions that could be presented. She said there was a process implemented to permit the work performed on the rite-away and the maintenance of traffic (MOT) requirements currently were in place with similar restrictions, but the timing needed adjusting.*

*Ms. Hudak expressed concern pertaining to capital projects and to these implications because of the tremendous volume of work performed; however, the Legislation allows for some*

exceptions that was currently underway, which was approximately over 60 projects that had the potential to have a volume of work at any time. Therefore, anytime the County restricted the ability of a contractor to perform work there were implications and the Administration had some helpful suggestions in the ability to manage what the goal was of this Commission. Ms. Hudak expressed concern regarding traffic issues and she asked Mr. DeGrandy to highlight the location of those situations occurred because she has witnessed some. She noted that these permits were issued with these constraints and that would be in violation of the MOT. Ms. Hudak said the County Mayor had the same interest to implement this proposal as well and would work with the Commissioners to make the appropriate adjustments to lessen the impact.

Ms. Hudak noted anytime the County imposed restrictions on a contractor there would be a fiscal impact, but she believed it was feasible to work in line with what was currently required and the requirements of this legislation, and consideration of a timeframe of an hour that a certain type of project was exempted. She said that the impact from these changes should be limited.

Discussion ensued among the TMSC members and Ms. Hudak regarding rescheduling some of the work from these contractors and the need to look into this although there would be an additional cost.

Commissioner Suarez pointed out an issue in the location of Bird Road and adjacent to US Route 1 Highway that was totally impassable, which also had water and sewer issues. He opposed that any other work to be assigned to that area due to the impact on the businesses on 27th Avenue that lasted for four years, which was not necessary and still not completed.

In response to Commissioner Suarez' question regarding whether there was an existing proposal to perform work on Bird Road and US Route 1 Highway connecting to 27th Avenue, Ms. Hudak noted she would have to investigate whether this was a Public Works project or Water and Sewer Project, which had an equally number of projects.

Commissioner Barreiro commented on the issue of traffic flow, and specifically in the urban cores area that there was need to address the timing of merchandise being delivered. He addressed

*business owners to address these issues because some adjustments were needed pertaining to deliveries.*

*Hearing no further comments or questions, the Board members proceeded to vote that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation.*

2B

151494 Resolution

Jose "Pepe" Diaz,

Rebeca Sosa, Audrey M. Edmonson

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE A FEASIBILITY STUDY REGARDING THE CONVERSION OF CERTAIN TWO-WAY ROADWAYS TO ONE-WAY ROADWAYS IN ORDER TO ALLEVIATE TRAFFIC CONGESTION IN MIAMI-DADE COUNTY; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE A REPORT AND PLACE THE REPORT ON AN AGENDA OF THIS BOARD

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Chairman Bovo resumed the chair.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed items, and seeing no persons who wished to speak, he closed the public hearing.*

*Hearing no objections, the Board members proceeded to vote that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation.*

2C

**151507 Resolution Dennis C. Moss**

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REVIEW THE AESTHETICS ALONG THE MIAMI INTERNATIONAL AIRPORT SKYTRAIN CORRIDOR AND RECOMMEND POTENTIAL ENHANCEMENTS TO IMPROVE VISUAL APPEAL WITHIN 60 DAYS

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Bovo, Jr.*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Commissioner Moss explained the intent of this proposed resolution was to direct the Aviation Administration to look at the Sky Train Corridor along with Sky Train to determine whether there were some aesthetic enhancement that could perform some type of screening and to return after 60 days with a report on determined action and cost association.*

*It was moved by Commissioner Moss that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation. This motion was seconded by Chairman Bovo.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.*

*Hearing no objections, the TMSC members proceeded to vote on the foregoing proposed resolution as presented.*

2D

**151530 Resolution** **Xavier L. Suarez**

RESOLUTION AUTHORIZING EXTENSION OF TIMEFRAMES FOR CITY OF MIAMI TO COMMENCE AND COMPLETE CONSTRUCTION OF PUBLIC MUNICIPAL PARKING GARAGE ON VIRGINIA KEY; AUTHORIZING THE CHAIRPERSON OR VICE-CHAIRPERSON OF THIS BOARD TO EXECUTE CORRECTIVE COUNTY DEED; APPROVING THE EXECUTION BY THE CITY OF MIAMI OF AMENDED DECLARATION OF RESTRICTIONS; AUTHORIZING COUNTY RECORDATION OF CORRECTIVE COUNTY DEED AND AMENDED DECLARATION OF RESTRICTIONS; AND AUTHORIZING MAYOR OR MAYOR'S DESIGNEE TO PERFORM ANY OTHER ACTS NECESSARY IN CONNECTION THEREWITH AND TO APPOINT STAFF TO MONITOR COMPLIANCE WITH THE CONDITIONS OF THIS RESOLUTION, ALL SUBJECT TO CERTAIN CONDITIONS

*Forwarded to BCC with a favorable recommendation*

*Mover: Suarez*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*It was moved by Commissioner Suarez that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation. This motion was seconded by Commissioner Jordan, and was followed by a discussion.*

*Commissioner Jordan asked Administration for an update for the City of Miami and the Mangrove that was cut down for the Boat Show that was supposed to be replaced. She asked for the status of this procedure.*

*Commissioner Suarez noted that he sent a memorandum to the City of Miami Commissioner Marc Sarnoff regarding his concern on that matter in addition to the damage that the entire Boat Show would do the Virginia Key base.*

*Hearing no further comments or questions the TMSC members proceeded to vote on the foregoing proposed resolution.*

2E

151610 Resolution

Rebeca Sosa,

**Esteban L. Bovo, Jr., Barbara J. Jordan**  
RESOLUTION URGING THE MIAMI-DADE EXPRESSWAY AUTHORITY ("MDX") (1) TO CREATE A PUBLIC AWARENESS CAMPAIGN INFORMING COUNTY RESIDENTS THAT MDX MEETINGS ARE OPEN TO THE PUBLIC AND ENCOURAGING GREATER AWARENESS OF THE COUNTY'S TRANSPORTATION ISSUES, AND (2) TO PARTNER WITH THE COUNTY TO INCREASE PUBLIC AWARENESS REGARDING TRANSPORTATION ISSUES; DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO EXAMINE AND PREPARE A REPORT REGARDING THE FEASIBILITY OF PARTNERING WITH MDX TO INCREASE PUBLIC AWARENESS REGARDING THE COUNTY'S TRANSPORTATION ISSUES

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Bovo, Jr.*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.*

*Hearing no objections, the TMSC members proceeded to vote on the foregoing proposed resolution.*

2F

**151611 Resolution****Rebeca Sosa,****Esteban L. Bovo, Jr.***Deferred to no date certain*

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A PLAN, FOR BOARD APPROVAL, FOR A PUBLIC AWARENESS CAMPAIGN INFORMING THE RESIDENTS OF MIAMI-DADE COUNTY THAT: (1) THE MIAMI-DADE EXPRESSWAY AUTHORITY (MDX) IS A STATE AGENCY, SEPARATE AND APART FROM THE BOARD OF COUNTY COMMISSIONERS, WITH THE SOLE AUTHORITY TO SET AND CONTROL TOLL RATES; AND (2) THE BOARD OF COUNTY COMMISSIONERS HAS PASSED LEGISLATION URGING MDX TO: (I) AVOID FUTURE TOLL INCREASES; (II) CONSIDER REDUCING TOLL RATES OR CAPPING THEM AT EXISTING LEVELS; (III) ELIMINATE THE USE OF THE CONSUMER PRICE INDEX (CPI) AS THE BASIS FOR TOLL INCREASES; (IV) STUDY THE ISSUE OF RISING TOLLS ON MDX EXPRESSWAYS, WITH INPUT FROM THE PUBLIC; AND (V) IMPOSE A MORATORIUM ON CONTINUALLY RISING TOLL RATES, WHICH HEAVILY BURDEN THE COUNTY'S LOW AND MIDDLE INCOME RESIDENTS, WHILE MDX STUDIES THE ISSUE OF RISING TOLLS AND PRESENTS ITS FINDINGS TO THE PUBLIC AND TO THE BOARD OF COUNTY COMMISSIONERS

**Report:** *Assistant County Attorney Anmery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.*

*Hearing no objections, the TMSC members proceeded to vote on the foregoing proposed resolution.*

2G

**151626 Resolution****Dennis C. Moss**

RESOLUTION APPROVING TRAVEL EXPENSES NOT TO EXCEED \$9,000.00 TO ENABLE UP TO THREE CITIZENS' INDEPENDENT TRANSPORTATION TRUST MEMBERS TO ATTEND THE DENVER TRANSPORTATION FLY-IN FROM AUGUST 5, 2015 THROUGH AUGUST 7, 2015, AND AUTHORIZING THE EXPENDITURE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSE

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Anmery Pulgar Alfonso read the foregoing proposed resolution into the record to be considered as an add-on.*

*It was moved by Commissioner Moss that the foregoing proposed resolution be added to today's (7/8) TMSC Agenda. This motion was seconded by Commissioner Jordan and upon being put to a vote, the motion passed 5-0. (Commissioner Diaz was absent).*

*Commissioner Moss explained that the foregoing item would allow the Citizen's Independent Transportation Trust (CITT) members expenditure not to exceed \$9,000.00 to attend the Denver Transportation Fly-In (DTFI) from August 5, 2015 – August 7, 2015, which was in line with the Transportation Summit.*

*Chairman Bovo said that a flyer was passed out from the chamber regarding the destination to Denver based on the aforementioned information and he would be attending separate from this request.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.*

*Assistant County Attorney Bruce Libhaber advised that the Administration had requested that Chairman Bovo request a waiver of the Board of County Commissioners' Rules and Procedure to allow the foregoing resolution to be forwarded to the July 14th Board of County Commission meeting for consideration.*

*Hearing no objections, the TMSC members proceeded to vote that the foregoing proposed resolution be forwarded to the BCC with a*

*favorable recommendation.*

*Chairman Bovo recommended that a special meeting be held that would coincide with the County Budget Hearings to debrief the attendees from the DTFI on the gathered information and to look holistically at Miami-Dade County Transportation and the different components, such as buses, rails, jitneys, and etc. He said he hoped that once the new Transit Director was appointed would be able to join in this type of discussion.*

*Chairman Bovo noted for the record the number of posts on Twitter that have been filtered to him from transit users who have expressed a number of complaints regarding their experience during travel. He commented on the complicated system transit users have to go through to determine travel schedules due to issues, such as non-operating buses and the maintenance of the current equipment, which needed to be addressed. Chairman Bovo stated that he believed that in order to have a quality transportation system these types of issues should not be experienced. He said these received tweaks were forwarded directly to the Transit Department to be addressed. Chairman Bovo commented on the importance of this transit system to the residents of Miami-Dade County.*

*Commissioner Moss reiterated the importance of maintaining the existing system in order to minimize complaints, rather than replace inventory. He commented on the past challenges such as the economy, and lack of resources, which resulted in repeated budget reductions. Commissioner Moss said he believed this was an opportunity to restore these services.*

*NOTE: Chairman Bovo submitted a memorandum dated July 9, 2015, requesting that Board of County Commissioner (BCC) Chairman Monestime waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the July 14th BCC meeting for consideration.*

### **3 DEPARTMENT(S)**

3A

**151344 Resolution**

RESOLUTION AUTHORIZING ACCESS OF FLORIDA DEPARTMENT OF TRANSPORTATION CONTRACT TRIPS-10-SCLF-FCCS-1 FOR THE PURCHASE OF SMALL CUTAWAY LOW-FLOOR TRANSIT BUSES IN THE AGGREGATE AMOUNT OF \$1,866,000.00, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE DOCUMENT NECESSARY TO ACCESS SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38 (Internal Services)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Bovo, Jr.*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Anmery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.*

*It was moved by Commissioner Moss that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation. This motion was seconded by Chairman Bovo, and was followed by a discussion.*

*Commissioner Moss requested that Ms. Singer, Internal Services Department (ISD) Procurement provide sample photographs of the 23 foot and 27 foot buses, and to include this information when this item was presented to the Board of County Commission.*

*In response to Commissioner Jordan's comment concerning the intent to move away from diesel buses to using natural gas, Ms. Singer indicated there were two solicitations for the CNG Programs, which included specifically for the Transit Department and the other would be used countywide. She noted the status of these solicitations was currently under evaluation, and the committee process included an invitation of three firms for each solicitation for oral presentations; therefore, the programs were not ready to be implemented.*

*Commissioner Barreiro noted his support of the foregoing resolution; however, he pointed out that it was unfortunate the issue concerning the use of diesel versus CNG was based on the curve of*

buying into an industry, such as buses. He noted that the bigger trucks required more power on the engine, but based on the information he received from some conferences, the majority new model buses were utilizing electrical equipment. He also spoke about the cons, such as the weather climate, but he noted that with the proper tweak to the routes this was feasible. Commissioner Barreiro noted that he hope the professionals in this project would further investigate the use of electrical buses.

Discussion ensued among the TMSC members and Ms. Singer regarding other options for operating transit buses other than diesel for future purchases and the small cutaway, low floor, transit buses would be used to service the Elderly and Head Start Programs, which included three 26 footers and nine 23 footers.

Ms. Singer noted that the cost of these buses varied and was based on the configuration; however, market research was conducted to ensure the price was at market value. She also noted that the cost of the larger buses ranged approximately \$130,000.00 to 140,000 and the smaller buses ranged from \$120,000.00 to 125,000.00.

Mr. Gerald Bryan, Miami Dade Transit Section Chief explained that the cutaway feature related to the chassis, which was a larger and made for more extensive transit usage over a number of years.

Ms. Singer further noted the manufacturer of these buses were from the United States that would go through the Federal Transit Administration (FTA) process for the Buy America Process requirements.

Ms. Singer asked Chairman Bovo to request a waiver of the Board of County Commissioners' Rules and Procedure to allow the foregoing resolution to be forwarded to the July 14th Board of County Commission meeting for consideration.

In response to Ms. Miriam Singer, Assistant Director, Procurement Management, Chairman Bovo noted he would waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the July 14th BCC meeting for consideration.

Hearing no further comments or questions the TMSC members proceeded to vote on the

*foregoing proposed resolution.*

3B

**151476 Resolution Jean Monestime**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO PURCHASE PROPERTY LOCATED AT 6650 NW 37 AVENUE, HIALEAH REFERRED TO AS PARCEL 8 FOR RIGHT-OF-WAY NEEDED FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED AS IMPROVEMENTS TO NW 37 AVENUE FROM NW NORTH RIVER DRIVE TO NW 79 STREET, AT THE NEGOTIATED PURCHASE AMOUNT OF \$18,698.00 AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PERFORM ALL ACTS NECESSARY TO EFFECTUATE THE PURCHASE OF THE PROPERTY AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS FOR SUCH PURPOSES (Public Works & Waste Management)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*Hearing no objections, the TMSC members proceeded to vote on the foregoing proposed resolution.*

3C

**151467 Resolution**

RESOLUTION APPROVING AND AUTHORIZING THE USE OF UP TO \$8,014,975.12 IN CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR PUSH-BUTTON CONTRACTS AWARDED UNDER THE MISCELLANEOUS CONSTRUCTION CONTRACTS 7360 PLAN AND 7040 PLAN (Public Works & Waste Management)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 5-0*

*Absent: Diaz*

**Report:** *Assistant County Attorney Annery Pulgar Alfonso read the foregoing proposed resolution into the record.*

*It was moved by Commissioner Moss that the foregoing proposed resolution be forwarded to the BCC with a favorable recommendation. This motion was seconded by Commissioner Jordan followed by a discussion.*

*In response to Chairman Bovo request for clarification that People's Transportation Plan (PTP) funds was being used as authorized, Deputy Mayor Alina Hudak noted these were contracts that allow to have the appropriate allocations available to implement the County projects that were not only in the districts, but part of the approved plan that were road related, such as surfacing, and sidewalks, which was part of public works projects.*

*In response to Commissioner Suarez' question regarding "Push-Button Contracts," Mr. Antonio Cotarelo, Public Works and Waste Management, explained that these contracts usually list several projects within each district and still have the option to replace some of them if needed in order to address a project that might be an emergency or has been identified as a problem. He noted he did not have information on District 7, but there were likely projects within that district because these were contracts that were available for all the districts. Mr. Cotarelo stated that these contracts were already approved by the Board and this was a request to approve the use PTP funding.*

*Deputy Mayor Alina Hudak said the Administration could provide a breakdown of the projected cost.*

*Responding to Commissioner Suarez' request for a summary of the projected cost, Mr. Charles Scurr, Executive Director of Citizens Independent*

Transportation Trust (CITT) explained that these were miscellaneous contracts for small projects, and this "Push-Button Contract " would be in place to bring in contractors to address critical repair needs. He said there were several different types of contracts for small projects that would be deployed on an immediate basis, such as sidewalk improvements, and roadway resurfacing. Mr. Scurr noted that he would provide a list of these projects under these contracts that were in District 7. He further noted the bigger projects like the 27th Avenue location would be presented to this committee separately for approval; and although the budget was about \$10 million, these individual contracts were small.

Deputy Mayor Hudak noted for the record that the allocation, which was made reference to by Commissioner Suarez, was the City of Miami project and Administration would follow-up on it.

In response to Commissioner Jordan's inquiry whether small businesses were contracted for these small projects, Mr. Scurr noted these contracts were under Community Small Business Enterprise.

Chairman Bovo opened the floor to any person wishing to speak on the foregoing proposed resolution, and seeing no persons who wished to speak, he closed the public hearing.

Chairman Bovo stated that he hoped the majority of PTP funds would be invested in the expansion of transit, and he would not support new funding that would not address the critical needs because he wanted to ensure to use the ability of increased funds to invest in projects such as bus, rail, and etc.

Hearing no further comments or questions the TMSC members proceeded to vote on the foregoing proposed resolution.

Commissioner Suarez requested the Administration or Mr. Scurr to report the calculation analysis that was announced on July 7, 2015 regarding the bottom line capacity of the PTP funds that was published through a budget message from the Mayor in the Miami Herald Newspaper that indicated \$2 billion budget in addition to other cost.

Commissioner Moss requested that Administration provide a report at the August 26, 2015 TMSC

*meeting on how construction projects under public works were handled and the requirements the during the construction period because of the lack of maintaining the area by the contractors in a reasonable condition.*

**4 COUNTY MAYOR**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

6A

**151444 Report**

APPROVAL OF CLERK'S MEETING MINUTES FOR THE MAY 13, 2015 TRANSIT AND MOBILITY COMMITTEE MEETING (Clerk of the Board)

*Approved  
Mover: Suarez  
Seconder: Bovo, Jr.  
Vote: 5-0  
Absent: Diaz*

**Report:** *Hearing no objections, the TMSC members proceeded to vote to approve the May 13, 2015 Clerk's minutes as presented.*

**7 REPORT(S)**

Non Agenda

**151755 Report**

NON-AGENDA ITEM - SPECIAL PRESENTATION TO PTSA WORKERS DISTRICT 13

*Presented*

**Report:** *Chairman Bovo made a special presentation to several Parent/Teachers/Student Association (PTSA) workers in recognition of their contributions within the school system in District 13.*

**8 ADJOURNMENT**

**Report:** *There being no further business to come before the Transit and Mobility Services Committee, the meeting adjourned at 11:08 a.m.*