

# Memorandum



**Date:** April 4, 2023

**To:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**From:** Daniella Levine Cava  
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Agenda Item No. 3(B)(1)

**Subject:** State-Funded Supplemental Grant Agreement with the Florida Department of Transportation for Amenities for the Underline Project

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## **Executive Summary**

The purpose of this item is to gain approval of the Board of County Commissioners (Board) for execution of a supplemental grant agreement with the Florida Department of Transportation (FDOT) for the installation of amenities for the Underline Project for a total project cost of \$5,250,000, of which FDOT funds \$3,000,000. It is anticipated that the local match of \$2,250,000 will be provided using Road Impact Fees (RIF), to the extent eligible, from RIF Districts 1, 2, and 7. The Grant Agreement with FDOT was previously approved by the Board via Resolution No. R-386-22. This supplemental agreement is a formality, required to add the awarded Fiscal Year (FY) 2023 funds to the existing contract.

The amenities will be part of Phases 3-9, extending from SW 19th Avenue to the Dadeland South Metrorail Station. They will consist of site furniture, drinking fountains, seating, bicycle repair stations, pavement markings, column signage, and Wi-Fi networking infrastructure. The County must execute this State-Funded Grant Agreement with FDOT by July 1, 2023, to secure the funding.

## **Recommendation**

It is recommended that the Board approve the terms of and authorize the County Mayor or County Mayor's designee to execute a State-Funded Supplemental Grant Agreement in substantially the form attached hereto, with FDOT to provide \$3,000,000 in FY 2023 State Legislative Appropriation funds to purchase and install project amenities for the Underline Multi-Use Trail/Mobility Corridor Project from SW 19th Avenue to the Dadeland South Metrorail Station. It is further recommended that the Board authorize the receipt and expenditure of funds as specified in the agreement.

## **Scope**

The scope of the Underline Amenities Project spans two Commission districts, i.e., District 5, represented by Commissioner Eileen Higgins and District 7, represented by Commissioner Raquel A. Regalado.

## **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 County Mayor and County Mayor's designee to execute the

agreement and receive and expend these and any additional funds should they become available.

**Fiscal Impact/Funding Source**

The estimated total project cost is \$5,250,000, of which FDOT provides \$3,000,000. It is anticipated that the local match of \$2,250,000 will be provided using Road Impact Fees (RIF), to the extent eligible and subject to applicable review and approval procedures of Chapter 33E of the Code of Miami-Dade County, Florida, from RIF Districts 1, 2, and 7. The State's participation rate is 57 percent of eligible expenses allowed under the agreement. This state funding is provided through Specific Appropriation House Bill 5001 through the Local Transportation Projects Program. Project No. 3002666 – "The Underline" under Program No. 2000000133 in the County's FY 2022-23 Adopted Budget and Multi-Year Capital Plan will be updated to include these funds as part of the development of the FY 2023-24 Proposed Budget and Multi-Year Capital Plan.

**Track Record/Monitor**

Lisa Colmenares, Chief Planning Officer, Department of Transportation and Public Works, will monitor this agreement.

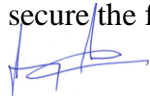
**Background**

The Underline is a 10-mile multimodal mobility corridor starting from the Miami River (Downtown) to the Dadeland South Metrorail Station that repurposes underutilized industrial space beneath the existing Metrorail. The Underline Project transverses three municipalities (City of Miami, City of Coral Gables and City of South Miami) as well as portions of unincorporated Miami-Dade County. The project provides for the design and construction of separated bike and walking facilities, improvement of 36 intersection crossings, lighting, wayfinding, and access to eight Metrorail stations and bus terminals, allowing for increased ridership and safety.

On May 3, 2022, through R-386-22, the Board approved the execution of a grant agreement with FDOT for installation of amenities for the Underline Project for a total project cost of \$5,250,000, of which FDOT funded \$3,000,000 from a FY 2022 State appropriation via House Bill 4035/Senate Form 2104, under which Miami-Dade County was appropriated \$3,000,000 for the Underline Multi-Use/Mobility Corridor Project for the installation and construction of amenities.

The amenities consist of site furniture, drinking fountains, seating, bicycle repair stations, pavement markings, column signage, and Wi-Fi networking infrastructure from SW 19th Avenue to the Dadeland South Metrorail Station.

The County must execute this State-Funded Grant Agreement with FDOT by July 1, 2023, to secure the funding.



Jimmy Morales  
Chief Operations Officer



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**DATE:** April 4, 2023

**FROM:**   
Gen Bonzon-Keenan  
County Attorney

**SUBJECT:** Agenda Item No. 3(B)(1)

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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_ ) 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. 3(B)(1)  
4-4-23

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING TERMS OF AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE A STATE-FUNDED SUPPLEMENTAL GRANT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR \$3,000,000.00 IN STATE LOCAL TRANSPORTATION PROJECTS FUNDING TO CONSTRUCT AMENITIES FOR THE UNDERLINE PROJECT; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE AGREEMENT; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS AS SPECIFIED IN THE AGREEMENT 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,

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

**Section 1.** This Board approves the State-Funded Grant Agreement ("Agreement") between Miami-Dade County and the State of Florida Department of Transportation ("FDOT"), in substantially the form attached hereto and made a part hereof, to provide \$3,000,000.00 in State Local Transportation Projects funding to construct amenities for "The Underline" project from SW 19 Avenue to the Dadeland South Metrorail Station.

**Section 2.** This Board further authorizes the County Mayor or County Mayor's designee to execute this agreement, any time extensions and to receive and expend the State Local Transportation Projects Program funds as specified in this agreement and any additional State Grant Program funds should they become available, so long as no additional County matching funds are required.

**Section 3.** The County staff is authorized to furnish such additional information as FDOT may require in connection with the application for this project.

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:

|                                  |                      |
|----------------------------------|----------------------|
| Oliver G. Gilbert, III, Chairman |                      |
| Anthony Rodríguez, Vice Chairman |                      |
| Marleine Bastien                 | Juan Carlos Bermudez |
| Kevin Marino Cabrera             | Sen. René García     |
| Roberto J. Gonzalez              | Keon Hardemon        |
| Danielle Cohen Higgins           | Eileen Higgins       |
| Kionne L. McGhee                 | Raquel A. Regalado   |
| Micky Steinberg                  |                      |

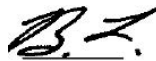
The Chairperson thereupon declared this resolution duly passed and adopted this 4<sup>th</sup> day of April, 2023. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

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

LUIS G. MONTALDO, CLERK AD INTERIM

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney  
as to form and legal sufficiency.



Bruce Libhaber

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**STATE-FUNDED GRANT  
SUPPLEMENTAL AGREEMENT**

SUPPLEMENTAL NO.

1

CONTRACT NO.

G2904

FPN

435501-6-54-01

Recipient: Miami-Dade County

This Supplemental Agreement ("Supplemental"), dated \_\_\_\_\_ arises from the desire to supplement the State-Funded Grant Agreement ("Agreement") entered into and executed on 6/6/2022 as identified above. All provisions in the Agreement and supplements, if any, remain in effect except as expressly modified by this Supplemental.

The parties agree that the Agreement is to be amended and supplemented as follows:

The attached "Exhibit "B" Schedule of Financial Assistance" replaces the "Exhibit "B" Schedule of Financial Assistance", which was attached to the State Funded Grant Agreement executed on June 6, 2022.

Reason for this Supplemental and supporting engineering and/or cost analysis:

The Exhibit B has been revised to add the FY 2023 funds awarded under FM 450913-1-54-01 to the existing contract. The FY 2023 funds are General Revenue (GR) and FY 2022 funds will be disbursed before the FY 2023 funds. See the attached cost allocation plan for supporting information.

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

RECIPIENT:  
Miami-Dade County

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_

Name:

Title:

By: \_\_\_\_\_

Name:

Title:

Legal Review:

\_\_\_\_\_

The Underline

| FY                       | FM   | Project Description                       | State Funds     | Local Funds    | Comments   |
|--------------------------|------|---|-----------------|----------------|--|
| Phase 3                  | 2022 | 435501-6-54-01<br>THE UNDERLINE AMENITIES | \$ 3,000,000.00 | \$2,250,000.00 | These funds will be disbursed first. Intended for Wi-Fi infrastructure and amenities |
|                          | 2023 | 450913-1-54-01<br>THE UNDERLINE AMENITIES | \$ 3,000,000.00 | \$2,250,000.00 | These funds will be disbursed last, intended for Wi-Fi and amenities                 |
| Total                    |      |   | \$ 6,000,000.00 | \$4,500,000.00 | 10,500,000.00  |
| Participation Percentage |      |   | 57%             | 43%            | 100%   |

Note-in accordance with good grant management practices, the FY 2022 funding will be utilized first.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**STATE-FUNDED GRANT AGREEMENT**

**EXHIBIT B**  
**SCHEDULE OF FINANCIAL ASSISTANCE**

| PHASE OF WORK by Fiscal Year:  |   | MAXIMUM PARTICIPATION  |                     |                     | Indicate source of Local funds   |
|--|---|--|---------------------|---------------------|--|
|  |   | (1)<br>TOTAL PROJECT FUNDS   | (2)<br>LOCAL FUNDS  | (3)<br>STATE FUNDS  |  |
| <b>RECIPIENT NAME &amp; BILLING ADDRESS:</b><br>MIAMI-DADE County DTPW<br>701 NW FIRST COURT SUITE 1300<br>MIAMI, FL 33136 |   | <b>FINANCIAL PROJECT NUMBER:</b><br>435501-6-54-01<br>450913-1-54-01 |                     |                     |  |
| <b>Design- Phase 34</b>  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| FY:  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| Total Design Cost  |   | \$ 0.00<br>%   | \$ 0.00<br>%        | \$ 0.00<br>%        |  |
| <b>Right-of-Way- Phase 44</b>  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| FY:  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| Total Right-of-Way Cost  |   | \$ 0.00<br>%   | \$ 0.00<br>%        | \$ 0.00<br>%        |  |
| <b>Construction- Phase 54</b>  | Maximum Department Participation<br>(Local Transportation Projects) | \$5,250,000.00   | \$2,250,000.00      | \$3,000,000.00      | <input type="checkbox"/> In-Kind<br><input checked="" type="checkbox"/> Cash |
| FY: 2022   | Maximum Department Participation<br>(Local Transportation Projects) | \$5,250,000.00   | \$2,250,000.00      | \$3,000,000.00      | <input type="checkbox"/> In-Kind<br><input checked="" type="checkbox"/> Cash |
| FY: 2023   | Maximum Department Participation<br>(Local Transportation Projects) | \$5,250,000.00   | \$2,250,000.00      | \$3,000,000.00      | <input type="checkbox"/> In-Kind<br><input checked="" type="checkbox"/> Cash |
| Total Construction Cost  |   | \$10,500,000.00<br>%   | \$4,500,000.00<br>% | \$6,000,000.00<br>% |  |
| <b>Construction Engineering and Inspection - Phase 64</b>  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| FY:  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| Total Construction Engineering and Inspection Cost   |   | \$ 0.00<br>%   | \$ 0.00<br>%        | \$ 0.00<br>%        |  |
| <b>(Phase : )</b>  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| FY:  | Maximum Department Participation<br>(Insert Program Name)           | \$   | \$                  | \$                  | <input type="checkbox"/> In-Kind<br><input type="checkbox"/> Cash            |
| Total Cost   |   | \$ 0.00<br>%   | \$ 0.00<br>%        | \$ 0.00<br>%        |  |
| <b>TOTAL COST OF THE PROJECT</b>   |   | \$10,500,000.00  | \$4,500,000.00      | \$6,000,000.00      |  |

**COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:**

I certify that the cost for each line item budget category has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, F.S. Documentation is on file evidencing the methodology used and the conclusions reached.

Xiomara Nunez MBA, PMP  
 District Grant Manager Name

Signature \_\_\_\_\_ Date \_\_\_\_\_