Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 12(A)(2)
02-06-07

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

RESOLUTION NO. R-154-07

RESOLUTION RETROACTIVELY APPROVING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SALES SURTAX FUNDS BY THE PUBLIC WORKS DEPARTMENT AND THE OFFICE OF THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST

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 this Board retroactively approves the use of Charter County Transit System Sales Surtax Funds by the Public Works Department and the Office of the Citizens' Transportation Trust, in substantially the form attached hereto and made a part hereof.

MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: February 6, 2007

FROM: Murray A. Greenberg County Attorney

SUBJECT: Agenda Item No. 12(A)(2)

Please note any items checked.

_____ **"4-Day Rule" ("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**

_____ **Bid waiver requiring County Manager's written recommendation**

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

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

The foregoing resolution was offered by Commissioner Sally A. Heyman, who moved for its adoption. The motion was seconded by Commissioner Joe A. Martinez and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	aye		
Barbara J. Jordan, Vice-Chairwoman	aye		
Jose "Pepe" Diaz	aye	Audrey M. Edmunson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of February, 2007. This resolution shall become effective as follows: (1) ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board, and (2) either i) the Citizens' Independent Transportation Trust (CITT) has approved same, or ii) in response to the CITT's disapproval, the County Commission re-affirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

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

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber

Attachment A

Contracts Using Proceeds from the *Charter County Transit System Sales Surtax* for the Miami-Dade Public Works Department

Item No.	Contract Number and Title	Initial Contract Term and Estimated Usage	Option-to-Renew and Estimated Usage	Original Award Date
1	3123-3/07 Office Trailer Rental	August 1, 2002 to July 31, 2004 $0	August 1, 2004 to July 31, 2007 $32,000 for three, 1-year OTRs	Jul 23, 2002 by the BCC
Public Works will use this contract to house the Advanced Traffic Management System (ATMS) staff implementing the program to upgrade the County's signalization system.				
2	5204-0/04 2003 Model Year Pickup and Trucks	February 1, 2003 to January 31, 2004 $33,544 for one year	None	Jan 1, 2003 by the BCC
Public Works will use this contract for the purchase of pickup trucks for traffic analysts within the Traffic Signals and Signs division. Within the PTP, PWD was tasked with increasing the amount of work done by this division. New employees and crews were hired to accelerate the installation of signs throughout Miami-Dade County.				
3	5558-0/04 2003 Model Year 4 Door Sedans	February 1, 2003 to January 31, 2004 $171,486 for one year	None	Jan 1, 2003 by the BCC
Public Works will use this contract for the purchase of sedans within the following divisions: Highway engineering, Traffic engineering and Construction. Through the PTP, PWD hired additional personnel for the management of the many surtax funded projects. The project managers for this work required vehicles to carry out their responsibilities.				
4	7494-4/08 Heavy Equipment Welding and Fabrication	May 1, 2004 to April 30, 2005 $130,280 for one year	May 1, 2004 to April 30, 2009 $0 for four, 1-year OTRs	Mar 26, 2004 by DPM
Public Works will use this contract for the purchase and retrofit of vehicles needed for work being done by new crews within the Traffic Signals and Signs Division. These new PTP employees are performing tasks consistent with the PTP Ordinance and the vehicles were necessary for them to adequately carry out their responsibilities.				
5	04-12-0823 Florida Sheriff's Vehicles Contract	December 23, 2005 to September 30, 2005 $167,904 for nine months	None	Dec 22, 2004 by DPM
Public Works will use this contract for the purchase and retrofit of vehicles needed for work being done by new crews within the Traffic Signals and Signs Division. These new PTP employees are performing tasks consistent with the PTP Ordinance and the vehicles were necessary for them to adequately carry out their responsibilities.				

6

Memorandum

MIAMI-DADE COUNTY

Date: February 6, 2007

Agenda Item No. 12(A)(2)

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Retroactive Approval for the Use of Charter County Transit System Sales Surtax Funds by the Public Works Department and the Office of the Citizens' Independent Transportation Trust

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) retroactively approve the use of Charter County Transit System Sales Surtax (the Surtax) funds for contracts awarded by the Department of Procurement Management (DPM) for the purchase of goods and services accessed by the Public Works Department (PWD) and the Office of the Citizens' Independent Transportation Trust (OCITT) in support of the implementation of the People's Transportation Plan (PTP).

BACKGROUND

When the contracts listed in the attached table were originally awarded, Surtax funding was not identified as one of the approved funding sources. Since the Surtax will be used to fund the portion of these purchases that support implementation of PTP projects, these contracts are now being brought for retroactive approval for amendment of the funding source. PTP legislation requires the use of Surtax funds be approved by both the Board and the Citizens' Independent Transit Trust (CITT).

Two (2) types of contracts are listed for PWD (Attachment A) in support of the implementation of the People's Transportation Plan (PTP). The first is contract # 3123-3/07, for rental of an office trailer. PWD intends to use the office trailer to house additional staff implementing the upgrading of the County's signalization system, also referred to as the Advanced Traffic Management System (ATMS). Currently, PWD staff is located at the Traffic Signals and Signs Operations office on NW 36 Street. However, additional staff and consultants were needed to work on the new ATMS system. Until PWD moves into the new Lightspeed Building along with the other technology departments, the use of a temporary office trailer is necessary. Use of an office trailer for ATMS was not anticipated at the time this contract was originally bid by the Department of Procurement Management (DPM).

The remainder of the contracts listed for PWD are for the purchase of vehicles. PWD hired additional staff in traffic engineering, construction, highway engineering, and traffic operations to support the projects in the PTP. As such, PWD purchased vehicles through the Miami-Dade County General Service Administration (GSA) so that the employees could perform their daily

work. However, PWD was not listed on this contract at the time of bid. Instead, Miami-Dade County GSA Fleet was listed as the user department since GSA serves as the fleet manager for the County and was purchasing these vehicles on behalf of PWD. Following standard operating procedure, PWD is never included as a user Department on contracts of this nature. Since the Surtax will be used to fund the portion of the PWD vehicle purchases that support implementation of PTP projects, this contract is now being brought for approval.

As is the case with the PWD purchases, when the contract for the OCITT (listed in Attachment B) was originally awarded, Surtax funding was not identified as one of the approved funding sources. While the contract allocation was established at $1,000.00 (which was the standard departmental allocation based on previous contract usage countywide) the actual amount used under this allotment for the one month period by the OCITT was $46.89. OCITT used this contract to purchase water for office staff and for CITT Board meetings.

FISCAL IMPACT

The PWD purchases total approximately $599,214.00 to be funded from the Surtax. However, this does not represent a new fiscal impact to the PTP; rather, these purchases were budgeted as part of the ancillary costs for projects listed in the PTP Ordnance. Specific funding for the projects is listed under the Major Highway and Road Improvements and Neighborhood Improvements sections of the PTP Ordinance.

The purchase for the OCITT totals $46.89 to be funded from the Surtax. However, this does not represent a new fiscal impact since this purchase was budgeted through the OCITT's operating budget which is wholly funded by the Surtax.

Alex

Assistant County Manager

1/9/07

Date

Attach. #+B

1	TBW8022-0/06 Bottled Water and Dispenser	March 21, 2006 to April 20, 2006 for $ 46.89 for one month	None	Mar 20, 2006 by DPM
The Office of the Citizens' Independent Transportation Trust will use this contract purchases water for office staff and for CITT board meetings. OCITT's operating budget is wholly funded by the Transit System Sales Surtax as part of the 5% administrative cost. The office is currently using only 2% of the County's portion of the Surtax. **Amount used under this contract allocation for the one month period was $46.89.**				