Approved _____ Mayor
Veto _____
Override _____

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

04-24-07

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

RESOLUTION NO. R-408-07

RESOLUTION AUTHORIZING THE FILING OF A GRANT AMENDMENT APPLICATION FOR CONGESTION MITIGATION FOR AIR QUALITY (CMAQ) IMPROVEMENT PROGRAM FUNDS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR $600,000 UNDER THE SAFE, ACCOUNTABLE, FLEXIBLE, AND EFFICIENT TRANSPORTATION EQUITY ACT – A LEGACY FOR USERS (SAFETEA-LU), FOR THE EXTENSION OF A PARK AND RIDE LOT AT THE DADELAND SOUTH METRORAIL STATION; AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT PURSUANT TO THIS APPLICATION, TO UTILIZE FLORIDA STATE TOLL REVENUE CREDITS AS MATCHING FUNDS, AND THE RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO THE GRANT AGREEMENT

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

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

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

WHEREAS, it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1994, that the applicant give an assurance that it will comply with the Title VI of the Civil Rights Act of 1964, and the U.S. Department of Transportation requirement thereunder; and

MEMORANDUM
(Revised)

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

DATE: April 24, 2007

FROM: Murray A. Greenberg
County Attorney

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

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 Carlos A. Gimenez, who moved its adoption. The motion was seconded by Commissioner Dennis C. Moss 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. Edmonson	absent
Carlos A. Gimenez	aye	Sally A. Heyman	absent
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	absent
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of April, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency.

By: KAY SULLIVAN
Deputy Clerk

Bruce Libhaber

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

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

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

Section 1. That this Board authorizes the County Mayor, his designee, or the Miami-Dade Transit (MDT) Director to file a grant amendment application with the U.S. Department of Transportation for $600,000 in Fiscal Year (FY) 2006 Congestion Mitigation Air Quality (CMAQ) Program funds for the extension of a Park and Ride Lot at Dadeland South Metrorail Station, and to utilize the State Toll Revenue Credits totaling $150,000 from the State of Florida as a soft match.

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

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

Memorandum

MIAMI-DADE COUNTY

Date: April 24, 2007

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

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

From: George M. Burgess
County Manager

Subject: Grant Amendment Application for Extension of a Park and Ride Lot at the Dadeland South Metrorail Station for $600,000

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) authorize the execution and filing of a grant amendment application on behalf of Miami-Dade County with the United States Department of Transportation (USDOT) totaling $600,000 in Fiscal Year (FY) 2006 Congestion Mitigation Air Quality (CMAQ) Improvement Program Funds. These funds will be used to cover costs related to the extension of a park and ride lot at the Dadeland South Metrorail Station which will provide additional parking spaces. It is further recommended that the Board authorize the execution of this grant agreement pursuant to the application, and the receipt and expenditure of funds as specified in the agreement.

There will be no fiscal impact to the County. A public hearing is required in accordance with the Federal Transit Administration (FTA) regulations.

SCOPE

While this park and ride lot is physically located in Miami-Dade County Commission District 7, at the intersection of US 1 and North Kendall Drive, the impact of this project benefits the riding public and, is therefore, countywide.

FISCAL IMPACT/FUNDING SOURCE

There will be no fiscal impact to the County since the required local match in the amount of $150,000 will be provided by the Florida Department of Transportation (FDOT) through the use of State Toll Revenue Credits (TRC), a "soft match". Soft matches are not actual dollars, but an accepted accounting device that allows the State to provide a local match for Federal funds upon request. This enables MDT to apply for federal appropriations without committing additional local funds.

TRACK RECORD/MONITOR

Miami-Dade Transit (MDT) has entered into numerous funding agreements with USDOT over the course of more than twenty-five (25) years. The contract monitor for these grant applications is Doug Greist, Manager, MDTA Budget and Management Services.

BACKGROUND

The Congestion Mitigation Air Quality (CMAQ) Improvement Program was established by the Intermodal Surface Transportation Act of 1991 (1991 ISTEA, Public Law 102-240) and was continued under the Transportation Equity Act for the 21st Century (TEA-21, Public Law 105-178) under 23 United States Code (U.S.C.) 149. The program remains in place under the latest reauthorization, the Safe, Accountable, Flexible, and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU).

Under 23 U.S.C. 104(b)(2)(B), each state was apportioned funding based on county populations residing within ozone and carbon monoxide (CO) nonattainment and maintenance areas and the severity of an area's air quality problems.

Flexible federal highway formula funds have been programmed by the FDOT through the use of CMAQ funds to provide financial support to extend a surface park and ride lot located at the Dadeland South Metrorail Station. A total of approximately 110 additional parking spaces will be added as a result of this project. It will be located on an undeveloped lot adjacent to the existing parking lot, just southwest of the intersection of US 1 and North Kendall Drive. The available funding of $600,000 is anticipated to cover the estimated cost of the entire project, which is scheduled to be completed between mid 2010 and early 2011. Given the increasing demand on MDT's parking garages and other park and ride facilities, this project will help relieve some of the congestion problems and better accommodate the County's public transportation users.

Assistant County Manager