

Date: January 22, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

Agenda Item No. 8(P)(1)(D)

From: George M. Burgess
County Manager

Resolution No. R-56-09

Subject: Resolution Authorizing the Reimbursement to Florida Power and Light Company for the Relocation of Distribution Facilities Required for the People's Transportation Plan (PTP) Project Entitled Roadway Improvements along NW 74 Street, Project No. 20070575, in the Amount of \$499,078.28

Recommendation

It is recommended that the Board of County Commissioners (BCC) approve the attached resolution authorizing the reimbursement to Florida Power and Light Company (FP&L) in the amount of \$499,078.28 for the relocation of distribution facilities required for the roadway construction of NW 74 Street from NW 107 Avenue to NW 87 Avenue, Miami-Dade County Project No. 20070575. Proceeds from the Charter County Transit Surtax (the Surtax) will be used to fund the project; therefore, approval by the Citizen's Independent Transportation Trust (CITT) is required.

Scope

The project is located within Commission District 12.

Fiscal Impact/Funding Source

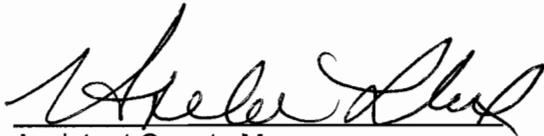
The fiscal impact to the Charter County Surtax is the one time reimbursement cost of \$499,078.28 for the relocation of distribution facilities. Please note that the cost submitted by FP&L, invoice attached herewith, was obtained by FP&L through a competitive bidding process. The aforementioned project is listed in the People's Transportation Plan (PTP) Ordinance under Board requested projects in Commission District 12. The relocation cost is reimbursable since FP&L distribution facilities were within an easement and was necessary for the NW 74 Street Project No. 20070575.

Track Record/Monitor

FP&L has met all relocation requirements in a satisfactory manner and Miami-Dade County Public Works Department's Project Manager, Mr. Modesto Nuñez, P.E. will monitor this project.

Background

As a result of the roadway construction of NW 74 Street Project that also involves widening NW 107 Avenue to the north and south, FP&L was required to relocate the distribution facilities for which it held a compensable interest due to the facilities being within a valid easement that existed prior to the right-of-way of NW 107 Avenue. However, due to the close proximity to the transmission facilities, the distribution lines could not be relocated overhead; therefore, the relocation had to be accomplished underground.



Assistant County Manager



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: January 22, 2009

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(P) (1) (D)

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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(P)(1)(D)
1-22-09

RESOLUTION NO. **R-56-09**

RESOLUTION AUTHORIZING THE APPROVAL OF A REIMBURSEMENT TO FLORIDA POWER AND LIGHT COMPANY FOR THE RELOCATION OF DISTRIBUTION FACILITIES REQUIRED FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS ALONG 74 STREET, PROJECT NO. 20070575, IN THE AMOUNT OF \$499,078.28

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 approves and authorizes reimbursement to be paid to Florida Power and Light Company in the amount of \$499,078.28 in connection with the necessary relocation of distribution facilities required for the the People's Transportation Plan (PTP) Project Entitled Roadway Improvements along NW 74 Street from NW 107 Avenue to NW 87 Avenue, Miami-Dade County Public Works Department Project No. 20070575, funded by the People's Transportation Plan (PTP).

The foregoing resolution was offered by Commissioner **Katy Sorenson**, 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:

Dennis C. Moss, Chairman	aye		
Jose "Pepe" Diaz, Vice-Chairman	aye		
Bruno A. Barreiro	aye	Audrey M. Edmonson	absent
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	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 22nd day of January, 2009. 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 reaffirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

MIAMI-DADE COUNTY, FLORIDA

BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK



By: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber



Payment Coupon

/610101300000659090000788380828709940056010101

General Mail Facility
Miami, FL. 33188-0001

B 01013 0000788380 5 6 01 01 01
Please mail this portion with your check

Cust. No.: 65909	Inv. No.: 788380
Payment Due upon Receipt 11/09/2008	Amount Due This Invoice 499,078.28
WO Reference #:	880-04-92

Make check payable to FPL in US funds and mail payment to address below

METRO DADE COUNTY
MODESTO NUNEZ, P.E.
HIGHWAY DIVISION
111 NW 1 ST.
SUITE 1510
MIAMI FL 33128

FPL
GENERAL MAIL FACILITY
MIAMI FL 33188-0001

Florida Power & Light Company

Federal Tax ID#: 59-0247775

INVOICE

Customer Name and Address

METRO DADE COUNTY
MODESTO NUNEZ, P.E.
HIGHWAY DIVISION
111 NW 1 ST.
SUITE 1510
MIAMI FL 33128

Customer Number: 65909
Invoice Number: 788380
Invoice Date: 10/09/2008

B 01013 0000788380 6 6 01 01 01
Please Retain This Portion for your Records

CURRENT CHARGES AND CREDITS

Customer No: 65909 Invoice No: 788380

DESCRIPTION	QUANTITY	PRICE	AMOUNT
DSB-RBL SYSTEM (CPA) INV-DSBN CTY DC 20040355 0000-00-991	1	450,937.05	450,937.05
DSB-RBL SYSTEM (CPA) INV-DSBN CTY DC 20040355 0000-00-991	1	48,141.23	48,141.23
For Inquiries Contact: BYRON SAMPLE Phone: (305) 442-5128		Total Amount Due	\$499,078.28
		Payment Due upon Receipt	11/09/2008

Messages

Florida Power & Light Company
General Mail Facility
Miami, FL. 33188-0001

Line No	Salvage	Removal	Item	Item Cost	Total
6			(A) ENGINEERING		
7			Labor		
8			Additives of Labor		
9			Transportation		
10		\$943.88	Applied Engineering	\$82,734.31	
11			Contractor & Misc. Expenses		
12			Additives of Contractor/Misc. Expenses		
13		<u>\$943.88</u>	Sub-total	<u>\$82,734.31</u>	<u>\$83,678.19</u>
14					
15			(B) LAND & LAND RIGHTS (RIGHT OF WAY)		
16			Labor		
17			Additives of Labor		
18			Transportation Expenses		
19			Purchase and/or Easements		
20			Contractor & Misc. Expenses		
21			Additives of Contractor & Misc. Expenses		
22			Sub-total		
23					
24			(C) CONSTRUCTION		
25		\$1.51	Labor	\$368.01	
26		\$0.52	Additives of Labor	\$159.83	
27		\$0.19	Transportation Expenses	\$46.67	
28			Material	\$89,120.39	
29			Stores Loading	\$5,694.98	
30		\$11,885.66	Contractor & Misc. Expenses	\$209,186.50	
31			Additives of Contractor & Misc. Expenses		
32		<u>\$11,687.88</u>	Sub-total	<u>\$304,576.38</u>	<u>\$316,264.26</u>
33					
34			(D) OTHER - MAINTENANCE		
35			Labor		
36			Additives of Labor		
37			Transportation Expenses		
38			Material	\$30.04	
39			Stores Handling	\$1.73	
40			Contractor & Misc. Expenses	\$6,495.86	
41			Additives of Contractor & Misc. Expenses		
42			Sub-total	<u>\$6,527.63</u>	<u>\$6,527.63</u>
43					
44			(E) ADMINISTRATIVE & GENERAL COSTS		
45		\$1,606.73	Payroll Rate	\$38,011.33	
46		\$1,722.87	General Exp. Rate	\$40,760.57	
47		\$426.11	Additives of A&G Payroll Rate	\$10,080.59	
48		<u>\$3,755.71</u>	Sub-total	<u>\$88,852.49</u>	<u>\$92,608.20</u>
49					
50			(F) TAX GROSS UP		
51			Tax Gross Up		
52			Sub-total		
53					
54	<u>\$0.00</u>	<u>\$16,387.47</u>	GRAND TOTAL	<u>\$482,690.81</u>	<u>\$499,078.28</u>
55			TOTAL INSTALLATION AND MAINTENANCE COST		\$482,690.81
56			TOTAL REMOVAL COST		\$16,387.47
57			SALVAGE () LESS SALVAGE ADJUSTMENT (FACILITIES NOT REPLACED)		\$0.00
58			SUB-TOTAL		\$499,078.28
59			CREDIT FROM AGREEMENT		\$0.00
60			CREDIT: EARNED INTEREST ON UNUSED DEPOSIT (PER AGREEMENT)		\$0.00
61			NET REPLACEMENT COST (Sum lines 58, 59, and 60)		\$499,078.28

Reimbursable Billing Audit Report

Billing Summary

METRO DADE COUNTY

Project Level

Type of Bill
Project Name

Final Bill
CTY DC 20040355

Work Order		Amount
09267-004-0880-000	Total Charges	\$450,937.05
09267-004-0880-000	Current Billing	\$450,937.05
09268-004-0880-000	Total Charges	\$48,141.23
09268-004-0880-000	Current Billing	\$48,141.23
	Total Current Billing	\$499,078.28