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

Memorandum

MIAMI-DADE COUNTY

Date: January 22, 2009

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

Resolution No. R-57-09

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

From: George M. Burgess
County Manager

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 SW 127 Avenue, Project No. 20060289, in the Amount of $669,462.29

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 $669,462.29 for the relocation of distribution facilities required for the roadway construction of SW 127 Avenue from SW 120 Street to SW 88 Street, Miami-Dade County Project No. 20060289. 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 Districts 8 and 10.

Fiscal Impact/Funding Source

The fiscal impact to the Charter County Surtax is the one time reimbursement cost of $669,462.29 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 Districts 8 and 10. The relocation cost is reimbursable since FP&L distribution facilities were within an easement and was necessary for the SW 127 Avenue, Project No. 20060289.

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 widening of SW 127 Avenue from SW 120 Street to SW 88 Street, FP&L was required to relocate the distribution facilities from SW 108 Street to SW 88 Street, for which it held a compensable interest due to the fact the facilities were within a valid easement that existed prior to the right-of-way of SW 127 Avenue.

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)(E)

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)(E)
1-22-09

RESOLUTION NO. **R-57-09**

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 SW 127 AVENUE, PROJECT NO. 20060289, IN THE AMOUNT OF $669,462.29

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 $669,462.29 in connection with the necessary relocation of distribution facilities required for the construction of SW 127 Avenue from SW 120 Street to SW 88 Street, Miami-Dade County Public Works Department Project No. 20060289, 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 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 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

FPL

Payment Coupon

/610101300000659090000788378922649660036010101

General Mail Facility
Miami, FL. 33188-0001

B 01013 0000788378 3 6 01 01 01
Please mail this portion with your check

Cust. No.: **65909**	Inv. No.: **788378**
Payment Due upon Receipt **11/09/2008**	Amount Due This Invoice **669,462.29**
WO Reference #:	**882-04-97**

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: 788378

Invoice Date: 10/09/2008

B 01013 0000788378 3 6 01 01 01
Please Retain This Portion for your Records

CURRENT CHARGES AND CREDITS

Customer No: **65909** Invoice No: **788378**

DESCRIPTION	QUANTITY	PRICE	AMOUNT
DSB-RBL SYSTEM (CPA) INV-DSBN CTY 20030202 SW127 0000-00-991	1	128,633.80	128,633.80
DSB-RBL SYSTEM (CPA) INV-DSBN CTY 20030202 SW127 0000-00-991	1	132,545.29	132,545.29
DSB-RBL SYSTEM (CPA) INV-DSBN CTY 20030202 SW127 0000-00-991	1	388,061.87	388,061.87
DSB-RBL SYSTEM (CPA) INV-DSBN CTY 20030202 SW127 0000-00-991	1	20,221.33	20,221.33

For Inquiries Contact:
BYRON SAMPLE
Phone: (305) 442-5128

Total Amount Due **$669,462.29**

Payment Due upon Receipt **11/09/2008**

Messages

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

10/10/2008 13:41:29

Reloc Poles SW 127 AV fm 88 - 120 ST/ Inst. Temp Dog-leg

Florida Power & Light Company

Summary of Actual Cost & Billing

Project Level

Type of Bill Final Bill

Project Name CTY 20030202 SW127

Line No	Salvage	Removal	Item	Item Cost	Total
6			**(A) ENGINEERING**		
7			Labor		
8			Additives of Labor		
9			Transportation		
10		$13,841.39	Applied Engineering	$108,431.15	
11			Contractor & Misc. Expenses		
12			Additives of Contractor/Misc. Expenses		
13		**$13,841.39**	Sub-total	**$108,431.15**	**$122,272.54**
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		$142.69	Labor	$1,678.30	
26		$39.82	Additives of Labor	$473.90	
27		$38.29	Transportation Expenses	$413.78	
28			Material	$143,966.11	
29			Stores Loading	$8,778.17	
30		$40,106.80	Contractor & Misc. Expenses	$197,947.65	
31			Additives of Contractor & Misc. Expenses		
32		**$40,327.60**	Sub-total	**$353,257.91**	**$393,585.51**
33					
34			**(D) OTHER - MAINTENANCE**		
35			Labor	$29.85	
36			Additives of Labor	$8.76	
37			Transportation Expenses	$9.24	
38			Material	$270.92	
39			Stores Handling	$15.88	
40			Contractor & Misc. Expenses	$35,130.10	
41			Additives of Contractor & Misc. Expenses		
42			Sub-total	**$35,464.75**	**$35,464.75**
43					
44			**(E) ADMINISTRATIVE & GENERAL COSTS**		
45		$6,880.50	Payroll Rate	$43,659.81	
46		$7,378.28	General Exp. Rate	$46,817.59	
47		$1,824.66	Additives of A&G Payroll Rate	$11,578.65	
48		**$16,083.44**	Sub-total	**$102,056.05**	**$118,139.49**
49					
50			**(F) TAX GROSS UP**		
51			Tax Gross Up		
52			Sub-total		
53					
54	**$0.00**	**$70,252.43**	**GRAND TOTAL**	**$599,209.86**	**$669,462.29**

55	TOTAL INSTALLATION AND MAINTENANCE COST	**$599,209.86**
56	TOTAL REMOVAL COST	**$70,252.43**
57	SALVAGE () LESS SALVAGE ADJUSTMENT (FACILITIES NOT REPLACED)	**$0.00**
58	SUB-TOTAL	**$669,462.29**
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)	**$669,462.29**

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Reimbursable Billing Audit Report
Billing Summary
METRO DADE COUNTY
Project Level

Type of Bill Final Bill
Project Name CTY 20030202 SW127A

Work Order		Amount
09730-004-0882-000	Total Charges	$128,633.80
09730-004-0882-000	Current Billing	$128,633.80
09731-004-0882-000	Total Charges	$132,545.29
09731-004-0882-000	Current Billing	$132,545.29
00602-004-0882-000	Total Charges	$388,061.87
00602-004-0882-000	Current Billing	$388,061.87
00658-004-0882-000	Total Charges	$20,221.33
00658-004-0882-000	Current Billing	$20,221.33
	Total Current Billing	**$669,462.29**

10/10/2008 13:41:29

Reloc Poles SW 127 AV fm 88 - 120
ST/ Inst. Temp Dog-leg

Florida Power & Light Company

Summary of Actual Cost & Billing

Work Order Level

Type of Bill Final Bill
Project Name CTY 20030202 SW127
Work Order 00658-004-0882-000

Line No	Salvage	Removal	Item	Item Cost	Total
6			**(A) ENGINEERING**		
7			Labor		
8			Additives of Labor		
9			Transportation		
10		$144.00	Applied Engineering	$3,688.70	
11			Contractor & Misc. Expenses		
12			Additives of Contractor/Misc. Expenses		
13		**$144.00**	Sub-total	**$3,688.70**	**$3,832.70**
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		$1.21	Labor	$26.43	
26		$0.68	Additives of Labor	$15.38	
27			Transportation Expenses		
28			Material	$1,424.31	
29			Stores Loading	$313.00	
30		$455.39	Contractor & Misc. Expenses	$9,918.05	
31			Additives of Contractor & Misc. Expenses		
32		**$457.28**	Sub-total	**$11,697.17**	**$12,154.45**
33					
34			**(D) OTHER - MAINTENANCE**		
35			Labor		
36			Additives of Labor		
37			Transportation Expenses		
38			Material		
39			Stores Handling		
40			Contractor & Misc. Expenses		
41			Additives of Contractor & Misc. Expenses		
42			Sub-total		
43					
44			**(E) ADMINISTRATIVE & GENERAL COSTS**		
45		$76.42	Payroll Rate	$1,734.97	
46		$81.96	General Exp. Rate	$1,860.43	
47		$20.27	Additives of A&G Payroll Rate	$460.13	
48		**$178.65**	Sub-total	**$4,055.53**	**$4,234.18**
49					
50			**(F) TAX GROSS UP**		
51			Tax Gross Up		
52			Sub-total		
53					
54	**$0.00**	**$779.93**	**GRAND TOTAL**	**$19,441.40**	**$20,221.33**

55	TOTAL INSTALLATION AND MAINTENANCE COST	**$19,441.40**
56	TOTAL REMOVAL COST	**$779.93**
57	SALVAGE () LESS SALVAGE ADJUSTMENT (FACILITIES NOT REPLACED)	**$0.00**
58	SUB-TOTAL	**$20,221.33**
59	CREDIT FROM AGREEMENT (0%)	**$0.00**
60	CREDIT: EARNED INTEREST ON UNUSED DEPOSIT (PER AGREEMENT)	**$0.00**
61	NET REPLACEMENT COST (Sum lines 58, 59, and 60)	**$20,221.33**

Florida Power & Light
Accounts Summarization
Work Order Level

Type of Bill	Final Bill
Project Name	CTY 20030202 SW127A
Work Order	00658-004-0882-000

Summary of Accounts
Inventory

Year	Account	Amount
2008		
	107.100	$1,424.31
	Total for 2008	**$1,424.31**
Total for 107.100 (Construction)		**$1,424.31**
Total for 108.300 (Removal)		**$0.00**
Total for 5xx.xxx (O&M)		**$0.00**
Total for Inventory		**$1,424.31**

Summary of Accounts
Stores Loading

Year	Account	Amount
2008		
	107.100	$313.00
	Total for 2008	**$313.00**
Total for 107.100 (Construction)		**$313.00**
Total for 108.300 (Removal)		**$0.00**
Total for 5xx.xxx (O&M)		**$0.00**
Total for Stores Loading		**$313.00**

Summary of Accounts
Payroll

Year	Account	Amount
2007		
	107.100	$26.46

Florida Power & Light
Accounts Summarization
Work Order Level

Type of Bill	Final Bill
Project Name	CTY 20030202 SW127A
Work Order	00658-004-0882-000

Summary of Accounts
Payroll

Year	Account	Amount
2007		
	108.300	$1.18
	Total for 2007	**$27.64**
Total for 107.100 (Construction)		**$26.46**
Total for 108.300 (Removal)		**$1.18**
Total for 5xx.xxx (O&M)		**$0.00**
Total for Payroll		**$27.64**

Summary of Accounts
Cash Vouchers

Year	Account	Amount
2008		
	107.100	$9,918.14
	108.300	$455.30
	Total for 2008	**$10,373.44**
Total for 107.100 (Construction)		**$9,918.14**
Total for 108.300 (Removal)		**$455.30**
Total for 5xx.xxx (O&M)		**$0.00**
Total for CV		**$10,373.44**

Summary of Accounts
Journal Vouchers

Year	Account	Amount
2007		
	107.100	$861.09
	108.300	$38.59
	Total for 2007	**$899.68**
2008		
	107.100	$2,827.61

Florida Power & Light
Accounts Summarization
Work Order Level

Type of Bill	Final Bill
Project Name	CTY 20030202 SW127A
Work Order	00658-004-0882-000

Summary of Accounts
Journal Vouchers

Year	Account	Amount
2008		
	108.300	$105.41
	Total for 2008	**$2,933.02**
Total for 107.100 (Construction)		**$3,688.70**
Total for 108.300 (Removal)		**$144.00**
Total for 5xx.xxx (O&M)		**$0.00**
Total for JV		**$3,832.70**

Summary of Accounts
FPL Allocations: Payroll

Year	Account	Amount
2007		
	108.300	$0.00
	Total for 2007	**$0.00**
2008		
	107.100	($0.03)
	108.300	$0.03
	Total for 2008	**$0.00**
Total for 107.100 (Construction)		**($0.03)**
Total for 108.300 (Removal)		**$0.03**
Total for 5xx.xxx (O&M)		**$0.00**
Total for FPL Alloc: Payroll		**$0.00**

Summary of Accounts
FPL Allocations: Cash Voucher

Year	Account	Amount
2008		
	107.100	($0.08)

Florida Power & Light
Accounts Summarization
Work Order Level

Type of Bill	Final Bill
Project Name	CTY 20030202 SW127A
Work Order	00658-004-0882-000

Summary of Accounts
FPL Allocations: Cash Voucher

Year	Account	Amount
2008		
	108.300	$0.08
	Total for 2008	**$0.00**
Total for 107.100 (Construction)		**($0.08)**
Total for 108.300 (Removal)		**$0.08**
Total for 5xx.xxx (O&M)		**$0.00**
Total for FPL Alloc: CV		**$0.00**

Summary of Accounts
FPL Allocations: Journal Voucher

Year	Account	Amount
2007		
	108.300	$0.00
	Total for 2007	**$0.00**
2008		
	107.100	($0.01)
	108.300	$0.01
	Total for 2008	**$0.00**
Total for 107.100 (Construction)		**($0.01)**
Total for 108.300 (Removal)		**$0.01**
Total for 5xx.xxx (O&M)		**$0.00**
Total for FPL Alloc: JV		**$0.00**

Summary of Accounts
FPL Allocations Totals

Year	Account	Amount
2007		
	108.300	$0.00
	Total for 2007	**$0.00**

Florida Power & Light
Accounts Summarization
Work Order Level

Type of Bill	Final Bill
Project Name	CTY 20030202 SW127A
Work Order	00658-004-0882-000

Summary of Accounts
FPL Allocations Totals

Year	Account	Amount
2008		
	107.100	($0.12)
	108.300	$0.12
	Total for 2008	**$0.00**
Total for 107.100 (Construction)		**($0.12)**
Total for 108.300 (Removal)		**$0.12**
Total for 5xx.xxx (O&M)		**$0.00**
Total for FPL Allocations		**$0.00**