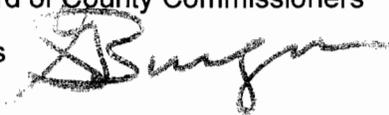


Date: May 5, 2009

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

From: George M. Burgess
County Manager 

Subject: Ratification of Acceptance and Execution of Federal Aviation Administration (FAA) Grant Agreement in the amount of \$8,124,685.00 for the rehabilitation of Runway 8R/26L – Construction Phase 1 at Miami International Airport under AIP No. 3-12-0049-059-2009

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

Resolution No. R-477-09

RECOMMENDATION

It is recommended that the Board approve the attached resolution ratifying the action of the Mayor's designee, pursuant to provisions of the Miami-Dade County's Expedite Ordinance No. 95-64, codified as Section 2-285(6) of the Code of Miami-Dade County, in accepting and executing Grant Agreement AIP Number 3-12-0049-059-2009 between Miami-Dade County and the Federal Aviation Administration (FAA) for the Rehabilitation of Runway 8 Right-26 Left (8R-26L) Construction Phase 1 at Miami International Airport (MIA), in the amount of \$8,124,685.

SCOPE

The project associated with this grant is located within District Six.

FISCAL IMPACT

This FAA entitlement grant for the proposed runway rehabilitation project at MIA will provide \$8,124,685.00 toward the total construction of Phase 1 of this four-phase project. MDAD's Capital Improvement Program (CIP) will fund the remaining \$2,708,228. The total construction cost for Phase 1 is estimated to be \$10,832,913.00.

All four phases are estimated to cost \$29,241,432.00. The Florida Department of Transportation (FDOT) under its Five-Year Work Program has programmed \$3,416,000 for Fiscal Year 2010-2011 for the remaining phases of the project. Two additional FAA grants in the amount of \$8 million and \$5 million are also anticipated for this project. MDAD's CIP will fund the remaining approximate \$2 million required for the final completion of the project.

TRACK RECORD/PROJECT MONITOR

The project will be managed by MDAD Chief of Civil Engineering Ernesto Beltre, P.E. The grant will be managed by MDAD Chief of Aviation Grants Norma Mata.

BACKGROUND

On January 23, 2009, MDAD submitted its application for federal assistance for Phase 1 of the Runway 8R/26L rehabilitation work. Phase I involves the survey, layout and removal of runway lighting; Phase II involves the removal of one inch of existing asphalt pavement and overlaying the same with three inches of asphalt pavement; Phase III will focus on rehabilitation of the taxiway connectors; and Phase IV includes the curing, grooving, and marking of the surface and residual work, including the adjustment of lighting. Work within each phase may be assigned to other phases so as to match available grant funds.

This project corrects surface defects resulting from weathering, oxidation and longitudinal cracking that are normal occurrences with new runways, and will provide increased reliability and safety to a vitally-

Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners
Page 2

needed runway at MIA. Additionally, the project will help to avoid recurring pavement maintenance, and thus reduce operational and financial impacts to MDAD.

It is therefore recommended that the Board ratify the Mayor's designee's actions in accepting and executing the FAA Grant Agreement for Phase 1 of the Rehabilitation project for MIA's Runway 8R/26L.



Assistant County Manager



MEMORANDUM

(Revised)

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

DATE: May 5, 2009

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

SUBJECT: Agenda Item No. 8(A)(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 Mayor'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(A)(1)(D)
5-5-09

RESOLUTION NO. R-477-09

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; RATIFYING EXECUTION BY THE MAYOR'S DESIGNEE OF GRANT AGREEMENT AIP NO. 3-12-0049-059-2009 IN THE AMOUNT OF \$8,124,685.00 FOR PHASE 1 OF THE REHABILITATION PROJECT FOR RUNWAY 8RIGHT-26LEFT

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 ratifies, confirms, and approves the execution by the Mayor's designee of Grant Agreement AIP No. 3-12-0049-059-2009 in the amount of \$8,124,685.00 for Phase 1 of the Rehabilitation Project for Runway 8 Right-27 Left at Miami International Airport.

The foregoing resolution was offered by Commissioner Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Carlos A. Gimenez 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	aye
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	absent
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 2009. 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

By: **Diane Collins**

Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

DM / fov

Thomas P. Abbott



GRANT AGREEMENT

U. S. Department
of Transportation
Federal Aviation
Administration

Date of Offer: January 26, 2009

Project Number: 3-12-0049-059-2009

Recipient: Miami-Dade County Board of County Commissioners (Herein called Sponsor)

Airport: Miami International Airport

OFFER

THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States' share, seventy-five percent (75%) of the allowable costs incurred in accomplishing the project consisting of the following:

"Rehabilitate Runway 08R/26L – Construction Phase 1"

as more particularly described in the Project Application dated January 23, 2009.

The maximum obligation of the United States payable under this Offer shall be \$8,124,685 for airport development.

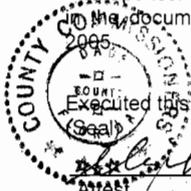
This offer is made in accordance with and for the purpose of carrying out the applicable provisions of the Federal Aviation Act of 1958, as amended, codified at Title 49 of the United States Code. Acceptance and execution of this offer shall comprise a Grant Agreement, as provided by Title 49 of the United States Code, constituting the contractual obligations and rights of the United States and the Sponsor.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION

Manager, Airports District Office

ACCEPTANCE

The Sponsor agrees to accomplish the project in compliance with the terms and conditions contained herein and in the document "Terms and Conditions of Accepting Airport Improvement Program Grants" dated March 29,



Executed this 11th day of Feb., 2009

Miami-Dade Board of County Commissioners
Name of Sponsor

Attest

Signature of Sponsor's Designated Official Representative

Elizabeth Adorno

Title

Aviation Director

Title

CERTIFICATE OF SPONSOR'S ATTORNEY

I, THOMAS P. ABBOTT, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of State of Florida. Further, I have examined the foregoing Grant Agreement, and the actions taken by said Sponsor relating thereto, and find that the acceptance thereof by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and the applicable provisions of the Federal Aviation Act of 1958, as amended, codified at Title 49 of the United States Code. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Signature of Sponsor's Attorney

2/12/09

Date