

Date: May 5, 2009

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

From: George M. Burgess
County Manager

Subject: Resolution Authorizing the Execution of a Supplemental Joint Participation Agreement (SJPA) with the Florida Department of Transportation (FDOT) to Provide State Funding from its Commuter Assistance Program (CAP) for the Operation of the Dade-Monroe Express in the Amount of \$210,000

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

Resolution No. R-496-09

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) authorize the execution of a Supplemental Joint Participation Agreement (SJPA) in substantially the form attached, with the Florida Department of Transportation (FDOT) to provide \$210,000 in State funds from its Commuter Assistance Program (CAP) funds for the continuing operation of the Dade-Monroe Express transit service. It is further recommended that the Board authorize the receipt and the expenditure of funds as specified in this agreement.

An equal match of \$210,000 will be provided through the Miami-Dade Transit (MDT) operating budget.

SCOPE

This route connects to and from other Metrobus routes which provide service elsewhere in the County. Therefore, the impact of this SJPA is countywide.

FISCAL IMPACT/FUNDING SOURCE

The total State participation is \$210,000. The equal local match of \$210,000 for this SJPA will be funded from the MDT operating budget.

The current annual operating cost for the Dade-Monroe Express is \$1.9 million annually. To date, the State has contributed \$995,000 in CAP funds to this route.

TRACK RECORD/MONITOR

MDT has entered into numerous funding agreements with FDOT over the course of more than twenty-five (25) years. The project manager for this grant application is Doug Greist, Manager, MDT Budget and Management Services.

DELEGATED AUTHORITY

In accordance with Section 2-8.3 of the Miami-Dade County Code related to identifying delegation of Board authority, there are no authorities beyond that specified in the resolution which include authority for the Mayor, or Mayor's designee, to execute the agreement and receive and expend these and any additional funds should they become available.

BACKGROUND

South Florida Commuter Service was founded in 1988 to serve as a public information office during the I-95 expansion project, promoting alternatives to driving along I-95 during the construction period. Commuter services have evolved into South Florida's one-stop shop for commuter information through the FDOT Commuter Assistance Program (CAP). The program is dedicated to improving South Florida's traffic conditions by promoting alternatives to drive-alone commuting.

Since June 2000, when the State first funded this route using sources other than CAP, Dade-Monroe Express has served as an alternative transportation mode for Miami-Dade County residents working in Monroe, thereby reducing single occupant vehicle use and increasing travel options for economically disadvantaged residents lacking automobiles. This service was extended from Key Largo (Mile Marker 98) to Marathon (Mile Marker 50) in April 2002.

The Dade-Monroe Express and its extension is operated by a private transportation provider, American Coach, under a contract with the County. The schedules and routes are prepared by MDT. American Coach provides vehicles, operators, supervision and maintenance. The route operates seven days a week between 5:15 AM to 1:20 AM. Seventeen southbound trips operate from the Super Wal-Mart in Florida City to Mile Marker 98 in Key Largo. All but one of these trips serves Tavernier; thirteen trips are extended to also serve Islamorada, and six trips are further extended to provide service all the way to Marathon. The route averages 25,000 boardings per month.

The route serves John Pennekamp Coral Reef State Park on Key Largo, and all hotels, restaurants, and other businesses in the Florida Keys from Key Largo to Marathon. In Florida City, the route serves the Super Wal-Mart and the City Hall area, where connections can be made to and from other Metrobus routes. Those other Metrobus routes provide service to points further north, including the South Miami-Dade Busway and Metrorail.

On March 1, 2005, the Board approved an initial \$100,000 in CAP funds for operation of this route through a Joint Participation Agreement (JPA) authorized by Resolution No. R-246-05. On April 25, 2006, the Board approved Resolution No. R-422-06, which provided an additional \$200,000 in State funds. In addition, an SJPA in the amount of \$285,000 was approved on February 6, 2007 through Resolution No. R-136-07. On February 5, 2008, the Board approved Resolution No. R-150-08, an SJPA in additional State funds in the amount of \$200,000 for the operation of this route. For this SJPA, the State of Florida's funding will support the continuing operation of the Dade-Monroe Express transit service in support of the Welfare to Work Program.


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(J)(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(J)(1)(D)
5-5-09

RESOLUTION NO. **R-496-09** _____

RESOLUTION AUTHORIZING A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE STATE FUNDING FROM ITS COMMUTER ASSISTANCE PROGRAM (CAP) IN THE AMOUNT OF \$210,000 FOR THE OPERATION OF THE DADE-MONROE EXPRESS TRANSIT SERVICE; AUTHORIZING THE RECEIPT AND EXPENDITURES OF FUNDS AS SPECIFIED IN THE SJPA; AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS

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

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

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

Section 1. That this Board approves the agreement between Miami-Dade County and the Florida Department of Transportation (FDOT), in substantially the form attached hereto and made a part hereof, to provide \$210,000 in State funds from its Commuter Assistance Program (CAP) for the continuing operation of the Dade-Monroe Express transit service.

Section 2. That this Board further authorizes the County Mayor, designee, or the Miami-Dade Transit (MDT) 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.

Section 3. That the County staff is authorized to furnish such additional information as the FDOT may require in connection with the application for the improvement.

The foregoing resolution was offered by Commissioner **Dorrin D. Rolle**, 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	absent		
Bruno A. Barreiro	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	nay	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	absent		

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 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: **Diane Collins**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number FOUR (4)

725-030-07
PUBLIC TRANSPORTATION
04/07
Page 1 of 4

Financial Project No.: 41805118401 <small>(item-segment-phase-sequence)</small>	Fund: DS Function: 632 Federal No.: N/A DUNS No.: N/A Catalog of Federal Domestic Assistance Number: N/A	FLAIR Approp.: 088774 FLAIR Obj.: 750007 Org. Code: 55062020629 Vendor No.: F596000573129 Catalog of State Financial Assistance Number: 55007
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THIS AGREEMENT, made and entered into this _____ day of _____, _____, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida, hereinafter referred to as the Department, and MIAMI-DADE TRANSIT AGENCY
701 NW 1ST COURT, SUITE 1600, MIAMI, FL. 33136
hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 28th day of March, 2005, entered into a Joint Participation Agreement; and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment "A" for a total Department Share of \$995,000.00.

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended and supplemented as follows:

1.00 Project Description: The project description is amended to provide additional Department Commuter Assistance Program funding to support operations of the Dade-Monroe Express Bus Route providing fixed route service from Florida City to Marathon in Monroe County. All other terms and conditions remain unchanged.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased by \$420,000.00
bringing the revised total cost of the project to \$ 1,990,000.00.

Paragraph 4.00 of said Agreement is increased by \$210,000.00
bringing the Department's revised total cost of the project to \$ 995,000.00.

3.00 Amended Exhibits:

Exhibit(s) B of said Agreement is amended by Attachment "A".

4.00 Contract Time:

Paragraph 18.00 of said Agreement June 30th, 2010.

Financial Project No. 41805118401

Contract No. ANU28

Agreement Date _____

Except as hereby modified, amended or changed, all other terms of said Agreement dated March 28th 2005 and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first above written.

AGENCY

FDOT

MIAMI-DADE TRANSIT AGENCY
AGENCY NAME

See attached Encumbrance Form for date of Funding Approval by Comptroller

SIGNATORY (PRINTED OR TYPED)

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

SIGNATURE

DEPARTMENT OF TRANSPORTATION
D6 DIRECTOR OF TRANSPORTATION
DEVELOPMENT

TITLE

TITLE

Financial Project No. 41805118401

Contract No. ANU28

Agreement Date _____

**ATTACHMENT "A"
 SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT**

This Attachment forms an integral part of that certain Supplemental Joint Participation Agreement between the State of Florida, Department of Transportation and MIAMI-DADE TRANSIT AGENCY
701 NW 1ST COURT, SUITE 1600, MIAMI, FL. 33136

dated _____

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

Additional department funding for operating support.

I. Project Cost:	As Approved	As Amended	Net
	\$1,570,000.00	\$1,990,000.00	\$420,000.00
Total Project Cost	\$1,570,000.00	\$1,990,000.00	\$420,000.00
I. Fund	As Approved	As Amended	Net
Department:	\$785,000.00	\$995,000.00 ✓	\$210,000.00 ✓
Agency:	\$785,000.00	\$995,000.00 ✓	\$210,000.00 ✓
	\$0.00	\$0.00	\$0.00
Total Project Cost	\$1,570,000.00	\$1,990,000.00	\$420,000.00

Comments:

1570000

Carson, Ed

From: The job FI989NDR
Sent: Thursday, October 23, 2008 2:56 PM
To: Carson, Ed
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT ANU28

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
FUNDS APPROVAL

Contract #**ANU28** Contract Type: AH Method of Procurement: G
Vendor Name: **MIAMI-DADE TRANSIT AGENCY**
Vendor ID: VF596000573129
Beginning date of this Agmt: 03/28/05
Ending date of this Agmt: 06/30/10
Contract Total/Budgetary Ceiling: ct = \$995,000.00

Description: Commuter Assistance Program funding for
MDTA's Dade-Monroe Express bus service from Florida City
in Miami-Dade County to Marathon (Mile Marker 50) in Monroe County.

ORG-CODE *EO *OBJECT *AMOUNT *FIN PROJECT *FCT *CFDA
(FISCAL YEAR) *BUDGET ENTITY *CATEGORY/CAT YEAR
AMENDMENT ID *SEQ. *USER ASSIGNED ID *ENC LINE(6S)/STATUS

Action: SUPPLEMENTAL Funds have been: APPROVED

55 062020629 *PT *750007 * 210000.00 *41805118401 *632 *
2009 *55100100 *088774/09
S005 *00 * FOUR *0006/04

TOTAL AMOUNT: *\$ 210,000.00 *

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER
DATE: 10/23/2008