

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 Filing and Execution of a Grant Application with the United States Department of Transportation (USDOT) in the Amount of \$7,115,280 for Bus and Bus-Related Improvements, Equipment and Facility Improvements, and Security Enhancements

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

Resolution No. R-494-09

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) authorize the filing and execution of a grant application with the United States Department of Transportation (USDOT) for various bus and bus-related improvements, equipment and facility improvements, and miscellaneous transit security enhancements. A total of \$7,115,820 in Fiscal Years (FY) 2007 and 2008 Federal funds is available for this project. Federal funds will be matched with State Toll Revenue Credits (TRC's) in the amount of \$1,778,955 provided by the Florida Department of Transportation (FDOT) as a "soft match". It is further recommended the Board authorize the execution of subsequent grant agreement and the receipt and expenditure of funds as specified in the agreement.

A public hearing is required in accordance with the Federal Transit Administration (FTA) regulations. No County funds will be utilized in connection with this request.

SCOPE

As these funds provide support for various bus and bus-related improvements, equipment and facility improvements, and miscellaneous transit security enhancements, the impact of this grant will be countywide.

FISCAL IMPACT/FUNDING SOURCE

No County funds are required as part of this grant application.

Federal funds will be matched by State TRC's in the amount of \$1,778,955 provided by FDOT as a "soft match."

TRACK RECORD/MONITOR

MDT has entered into numerous funding agreements with FTA over the course of more than 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 grant agreements and receive and expend these and any additional funds should they become available.

BACKGROUND

The Federal Transit Capital Investment Grant Program (49 U.S.C.) 5309) provides capital assistance for three primary activities:

- New and replacement buses and facilities
- Modernization of existing rail systems
- New fixed guideway systems

Eligible purposes include acquisition of buses for fleet and service expansion, bus maintenance and administrative facilities, transfer facilities, bus malls, transportation centers, intermodal terminals, park and ride stations, acquisition of replacement vehicles, bus rebuilds, bus preventive maintenance, passenger amenities, and miscellaneous equipment.

Section 1111 of the Transportation Equity Act for the 21st Century (TEA-21) made permanent earlier statutory provisions which permit a state to count as a credit for a project's local share certain expenditures that a state makes with toll revenues. Where applicable, Miami-Dade Transit (MDT) requests toll revenue credits from FDOT. Once an amount is approved, the toll revenue credit is incorporated with the Federal grant application to serve as the local match.

In order for transit services to remain safe, efficient, and reliable, it is imperative that older transit vehicles are routinely replaced and bus facilities are appropriately maintained and improved. This would not be possible without continued Federal capital investment which strongly supports transit infrastructures.

Funding received under this grant application will be used to support such items as the purchase of replacement buses; miscellaneous transit security enhancements at bus operations and maintenance facilities, passenger boarding areas, and at park and ride facilities; and enhancements at the Dadeland South Intermodal Center, such as improved bus stop signage, painting of Busway crosswalks and improvements to passenger amenities at the site.


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)(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 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)(B)
5-5-09

RESOLUTION NO. R-494-09

RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION (USDOT) IN THE AMOUNT OF \$7,115,820 FOR VARIOUS BUS AND BUS-RELATED IMPROVEMENTS, EQUIPMENT AND FACILITY IMPROVEMENTS, AND MISCELLANEOUS TRANSIT SECURITY ENHANCEMENTS; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATIONS AND AGREEMENTS; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE

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

WHEREAS, it is required by the USDOT, in accordance 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 1994, and the USDOT requirement thereunder; and

WHEREAS, this Board conducted a public hearing on Miami-Dade County's Federal Transit Capital Investment Grant Program (49 U.S.C. 5309) funds grant application as described in the accompanying memorandum; and

WHEREAS, the State of Florida is authorized to enter into an agreement to provide State Toll Revenue Credits (TRC's) 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 , that:

Section 1. That this Board authorizes the County Mayor, designee, or the Miami-Dade Transit (MDT) Director, to file a grant application with the USDOT for \$7,115,820 in Fiscal Year 2007 and 2008 funds for various bus and bus-related improvements, equipment and facility improvements, and miscellaneous transit security enhancements and to utilize TRCs totaling \$1,778,955 as a soft match for this project.

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

Section 3. That the County Mayor, or designee, is authorized to set forth and execute disadvantaged business enterprises policies in connection with the projects should such funds become available.

Section 4. That this Board further authorizes the County Mayor, designee, or the 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, Florida.

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
Dorin 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.

Bruce Libhaber