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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Agenda Item No. 8(A)(2)

Date: October 2, 2012

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Ratification of Acceptance and Execution of Supplemental Joint Participation Agreement No. 42048319401 with the Florida Department of Transportation for $1,580,786 toward the Pavement Rehabilitation of Runway 8 Right-26 Left at Miami International Airport

Resolution No. R-769-12

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) adopt the attached resolution ratifying the actions of the Mayor or the Mayor's designee, pursuant to provisions of the Miami-Dade Aviation Department's (MDAD's) Expedite Ordinance No. 95-64, codified as Section 2-285 (6) of the Miami-Dade County Code, in accepting and executing the attached Supplemental Joint Participation Agreement (SJPA) No. 42048319401 with the Florida Department of Transportation (FDOT) in the amount of $1,580,786 for the pavement rehabilitation of Runway 8 Right-26 Left and Taxiway "N" at Miami International Airport (MIA).

SCOPE

The project associated with this SJPA is located within Commissioner Rebeca Sosa's District 6; however, the impact of this item is countywide as MIA is a regional asset.

FISCAL IMPACT

Pursuant to Resolutions Nos. R-482-09 and R-337-10, the Board approved the Runway 8 Right-26 Left Pavement Rehabilitation project at a cost of $27,592,946.90*. This project began in September 14, 2009, and was completed on December 9, 2010. The initial Joint Participation Agreement (JPA) provided $1,262,776 from the FDOT. This SJPA provides additional FDOT funding of $1,580,786. The FAA contributed $18,770,712 to the project through Airport Improvement Program Agreements Nos. 3-12-0049-059-2009, 3-12-0049-61-2009 and 3-12-0049-63-2010. MDAD's Capital Improvement Program funded the remaining $5,978,672.90.

*Note: The attached FDOT SJPA documents reflect an earlier project cost estimate of $27,172,852.

PROJECT MONITOR

The project is managed by MDAD Chief of Civil Engineering Ernesto Beltre, P.E. The SJPA is managed by Chief of Aviation Grants Norma Mata.

BACKGROUND

Through Resolution No. R-94-10, the Board approved JPA No. 42048319401 for the Runway 8 Right-26 Left project. The project was divided into three phases. Phase 1 involved the survey, layout, and removal of existing runway lighting. Phase 2 involved the removal of one inch of asphalt runway pavement and replacing it with three inches of asphalt; rehabilitation of the taxiway connectors; the curing, grooving, and marking of the surface; and residual work, including the adjustment of lighting. Phase 3 involved the rehabilitation of Taxiway "N" pavement and lighting and included removal and

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replacement of all centerline cables, ducts and light for the entire length of the taxiway (which parallels Runway 8 Right-26 Left); the connectors between Taxiway "N" and "M", an upgrade of the existing FAA-threshold bar-lighting system, restoration of existing pavement markings, installation of new, elevated taxiway edge lights, and restoration of the associated asphalt with pavement grooving.

The rehabilitation of Runway 8 Right-26 Left corrected surface defects resulting from weathering, oxidation and longitudinal cracking that are normal occurrences with runways, and provided increased reliability and safety to this vital MIA runway. The project mitigates recurring pavement maintenance, and thus reduces impacts to operations.

It is therefore recommended that the Board ratify the actions of the Mayor or the Mayor's designee in accepting and executing the SJPA No. 42048319401 for the rehabilitation of MIA Runway 8 Right-26 Left.

Jack Osterholt, Deputy Mayor

MEMORANDUM
(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: October 2, 2012

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

SUBJECT: Agenda Item No. 8(A)(2)

Please note any items checked.

_____ **"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**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 8(A)(2)

10-2-12

RESOLUTION NO. R-769-12

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; RATIFYING ACTION OF MAYOR OR MAYOR'S DESIGNEE IN APPROVING AND EXECUTING, PURSUANT TO THE PROVISIONS OF SECTION 2-285(6) OF THE CODE OF MIAMI-DADE COUNTY, A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION UNDER FINANCIAL PROJECT NUMBER 42048319401 FOR A GRANT IN THE AMOUNT OF $1,580,786 TO PARTIALLY OFFSET THE FINAL COST OF THE RUNWAY 8 RIGHT/26 LEFT PAVEMENT REHABILITATION PROJECT

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum and document, copies of which are incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves, ratifies and confirms the actions of the Mayor or the Mayor's designee, pursuant to the provisions of Section 2-285(6) of the Code of Miami-Dade County, in accepting and executing a Supplemental Joint Participation Agreement under Financial Project Number 42048319401 between Miami-Dade County and the State of Florida Department of Transportation, under which the Florida Department of Transportation provides additional funding in the amount of $1,580,786 to offset the final cost of the Runway 8 Right/ 26 Left Project at Miami International Airport.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman			**aye**
Audrey M. Edmonson, Vice Chairwoman			**aye**
Bruno A. Barreiro	**aye**	Lynda Bell	**aye**
Esteban L. Bovo, Jr.	**absent**	Jose "Pepe" Diaz	**absent**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**absent**
Rebeca Sosa	**aye**	Sen. Javier D. Souto	**absent**
Xavier L. Suarez	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of October, 2012. 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. RAC-TM

Thomas P. Abbott

PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number One

Financial Project No.: 42048319401 (item-segment-phase-sequence)	Fund: DDR/DPTO	FLAIR Category: 088719
	Function: 215	Object Code: 760004
	Federal No.:	Org. Code: 55062020629
Contract No.: APQ00	DUNS No.:	Vendor No.: F596000573258
Catalog of Federal Domestic Assistance Number:	Catalog of State Financial Assistance Number: 55.0004	

THIS AGREEMENT, made and entered into this 7 day of February, 2012, 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 Aviation Department P.O. Box 592075, Miami, FL 33159 hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 3rd day of December ,2009 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 $2,843,562.00

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 add fiscal year 2012 allocated funding.

2.00 Project Cost:

Paragraph 3.00 of said Agreement is increased by $3,161,572.00

bringing the revised total cost of the project to $ 27,172,852.00.

Paragraph 4.00 of said Agreement is increased by $1,580,786.00

bringing the Department's revised total cost of the project to $ 2,843,562.00.

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 ,2012.

5.00 E-Verify

Vendors/Contractors:

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Contractor during the term of the contract; and

2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

Financial Project No. 42048319401

Contract No. APQ00

Agreement Date February 7, 2012

Except as hereby modified, amended or changed, all other terms of said Agreement dated December 3rd 2009 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

Miami-Dade Aviation Department
AGENCY NAME

Jose Abreu
SIGNATORY (PRINTED OR TYPED)

SIGNATURE

Director
TITLE

Approved as to form
and legal sufficiency

Assistant County Attorney

FDOT

See attached Encumbrance Form for date of Funding Approval by Comptroller

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

District Director of Transportation Development
TITLE

Gene Spencer
1/26/12
Clerk

COUNTY COMMISSIONERS
DADE COUNTY FLORIDA

Financial Project No. 42048319401

Contract No. APQ00

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 Aviation Department P.O. Box 592075, Miami, FL 33159 dated _____.

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

To add fiscal year 2012 allocated funding.

I.	Project Cost:	As Approved	As Amended	Net
		$24,011,280.00	$27,172,852.00	$3,161,572.00
	Total Project Cost	$24,011,280.00	$27,172,852.00	$3,161,572.00

II.	Fund	As Approved	As Amended	Net
	Department:	$1,262,776.00	$2,843,562.00	$1,580,786.00
	Agency:	$22,748,504.00	$24,329,290.00	$1,580,786.00
		$0.00	$0.00	$0.00
	Total Project Cost	$24,011,280.00	$27,172,852.00	$3,161,572.00

Comments:

It is the intent of the Department to reimburse the Agency 50% of the total non-federal share of the eligible project cost up to the Department's maximum participation amount. This agreement was originally a Deferred Reimbursement Agreement.

Filer, Carl

From: The Job FI989NDR
Sent: Thursday, October 15, 2009 3:42 PM
To: Filer, Carl
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT APQ00

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
FUNDS APPROVAL

Contract #APQ00 Contract Type: AG Method of Procurement: G
Vendor Name: MIAMI-DADE COUNT
Vendor ID: VF596000573258
Beginning date of this Agmt: 11/16/09
Ending date of this Agmt: 06/30/12
Contract Total/Budgetary Ceiling: ct = $1,262,776.00

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**********************************************************************
Description:
MIA Runway 8R/26L Rehabilitation

**********************************************************************
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:                Funds have been: REVIEWED*

55 062020628 *PT  *750004  *     1262776.00 *42048319401  *637  *
2011               55100100                  088719 11
A001              *00      *                *    /04
*Funds Approval and encumbrance processing is contingent upon Annual
 Legislative appropriation.
----------------------------------------------------------------------
        TOTAL AMOUNT:   *$    1,262,776.00 *
----------------------------------------------------------------------
FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER
DATE: 10/15/2009
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FUNDS APPROVALREVIEWED FOR CONTRACT APQ00 92311 234

From: The job FI989NDR
Sent: Friday, September 23, 2011 2:34 PM
To: Henry, Dionne G.
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT APQ00

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
FUNDS APPROVAL

Contract #APQ00 Contract Type: AG Method of Procurement: G
Vendor Name: MIAMI-DADE COUNT
Vendor ID: VF596000573258
Beginning date of this Agmt: 12/03/09
Ending date of this Agmt: 06/30/12
Contract Total/Budgetary Ceiling: ct = $2,843,562.00

****
Description:
MIA Runway 8R/26L Rehabilitation

****

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	*750085 *	1580786.00	*42048319401	*215	*
2012		*55100100		*088719/12		
S001		*00 *	1	*0002/04		

TOTAL AMOUNT: *$ 1,580,786.00 *

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER
DATE: 09/23/2011