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

Memorandum

MIAMI-DADE COUNTY

Date: December 1, 2015

Agenda Item No. 3(B)(2)

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Ratification and Acceptance of Florida Department of Transportation Supplemental Joint Participation Agreement No. 1 in the amount of $8,016,647.00 to Provide Additional Funding for the Concourse "E" and "E" Satellite Improvements Program at Miami International Airport

Resolution No. R-1056-15

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) ratify the actions of the County Mayor's designee in accepting and executing Supplemental Joint Participation Agreement (SJPA) No. 1 427758-1-94-01 with the Florida Department of Transportation (FDOT) in the amount of $8,016,647.00 to partially fund the Concourse "E" and "E" Satellite Improvements Program at Miami International Airport (MIA).

SCOPE

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

DELEGATION OF AUTHORITY

Approval of this resolution authorizes the County Mayor or the County Mayor's designee to exercise the County's obligations and rights under the SJPA, including the right to terminate it.

FISCAL IMPACT

This SJPA adds $8,016,647.00 to the previous FDOT Joint Participation Agreement (JPA) in the amount of $4,611,180.00 for a total of $12,627,827.00 toward the estimated cost of $25,255,654.00 for the Concourse "E" and "E" Satellite Improvements Program. Any costs in excess of FDOT funding will be provided by the Miami-Dade Aviation Department (MDAD) through its Reserve Maintenance budget.

PROJECT MONITOR

The project will be managed by MDAD Facilities Project Manager Reynaldo Garcia. The grant will be managed by MDAD Chief of Grants Norma Mata.

BACKGROUND

Pursuant to Resolution R-373-15, on May 5, 2015, the Board approved a JPA with FDOT that provided partial funding of the Concourse "E" and "E" Satellite Improvements Program. The work includes the installation of seven (7) passenger elevators and adjacent stairs from the third-level gate waiting areas to the second-level waiting areas to meet the Americans with Disabilities Act accessibility requirements. Additional work includes life safety and building code improvements, a new fire sprinkler system, Heating, Ventilation, and Air Conditioning refurbishment, new lighting, and new communications and security systems.

Jack Osterholt, Deputy Mayor

MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 1, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 3(B)(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**

_____ **Statement of social equity required**

_____ **Ordinance creating a new board requires detailed County Mayor'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. 3(B)(2)
12-1-15

RESOLUTION NO. R-1056-15

RESOLUTION RATIFYING AND ACCEPTING THE ACTION OF THE COUNTY MAYOR'S DESIGNEE IN ACCEPTING AND EXECUTING SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT NUMBER 42775819401 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF $8,016,647.00 TO PARTIALLY FUND THE CONCOURSE "E" SATELLITE IMPROVEMENTS AT MIAMI INTERNATIONAL AIRPORT, AND TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN

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 hereby ratifies the actions of the County Mayor's designee in accepting and executing Supplemental Joint Participation Agreement Number 42775819401 between Miami-Dade County and the State of Florida Department of Transportation (FDOT), pursuant to which FDOT will provide additional funding in the amount of $8,016,647.00 for improvements to the Concourse "E" Satellite at Miami International Airport, and authorizing the County Mayor or County Mayor's designee to exercise the County's rights and obligations thereunder, including the termination provisions contained therein.

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

Jean Monestime, Chairman **aye**
Esteban L. Bovo, Jr., Vice Chairman **absent**

Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**absent**		

The Chairman thereupon declared the resolution duly passed and adopted this 1st day of December, 2015. 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, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

DM

David M. Murray

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

PUBLIC TRANSPORTATION
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT
Number ONE

725-030-07
PUBLIC TRANSPORTATION
12/14

Financial Project No(s): 427758-1-94-01 (item-segment-phase-sequence)	Fund: DDR, DPTO, DS	FLAIR Category: 088719
	Function: 215	Object Code: 750004
	Federal No.: N/A	Org. Code: 55062020629
Contract No.: ARN48	DUNS No.: 80-939-7102	Vendor No.: VF596000573258

Catalog of Federal Domestic Assistance Number: N/A — Catalog of State Financial Assistance Number: 55.004

CFDA Title: N/A — CSFA Title: MIA Concourse "E" Satellite Improvements

THIS AGREEMENT, made and entered into this 13 day of October, 2015, 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 025504, Miami, Fl 33102-5504 hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 06 day of August 2015, 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 $12,627,827.00.

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 security and accessibility improvements for the "E" Satellite and its respective hold rooms. These improvements will include new passenger elevators, stairs from the 3rd level vestibule area to the 2nd level gate departure lobbies, code and life safety upgrades for enhanced passenger circulation and safety.

RECEIVED
OCT 22 2015
MANAGER
AVIATION PLANNING

RECEIVED
AUG 20 2015
MANAGER
AVIATION PLANNING

2.00 Project Cost:

Paragraph 3.00 of said Agreement is ☒ increased/ ☐ decreased by $16,033,294.00 bringing the revised total cost of the project to $25,255,654.00.

Paragraph 4.00 of said Agreement is ☒ increased/ ☐ decreased by $8,016,647.00 bringing the Department's revised total cost of the project to $12,627,827.00.

3.00 Amended Exhibits:

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

4.00 Contract Time:

Paragraph 16.00 of said Agreement June 30th, 2020.

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.

427758-1-94-01

Financial Project No(s)

Contract No. ARN48
Agreement Date October 13, 2015

Except as hereby modified, amended or changed, all other terms of said Agreement dated August 06, 2015 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

Emilio T. González
SIGNATORY (PRINTED OR TYPED)

SIGNATURE

Aviation Director
TITLE

FDOT

See attached Encumbrance Form for date of Funding Approval by Comptroller

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

Director of Transportation Development
DEPARTMENT OF TRANSPORTATION

Director of Transportation Development
TITLE

Approved as to form and legal sufficiency

Assistant County Attorney

Attested By:

County Clerk

COUNTY COMMISSIONERS MIAMI-DADE COUNTY FLORIDA

7

427758-1-94-01

Financial Project No(s)

Contract No. ARN48

Agreement Date _____

Except as hereby modified, amended or changed, all other terms of said Agreement dated August 06 2015 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

SIGNATORY (PRINTED OR TYPED)

SIGNATURE

TITLE

FDOT

See attached Encumbrance Form for date of Funding Approval by Comptroller

LEGAL REVIEW
DEPARTMENT OF TRANSPORTATION

Director of Transportation Development
DEPARTMENT OF TRANSPORTATION

TITLE

427758-1-94-01

Financial Project No(s)

Contract No. ARN48

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 025504, Miami, Fl 33102-5504

dated _____.

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

I.	Project Cost:	As Approved	As Amended	Net Change
		$9,222,360.00	$25,255,654.00	$16,033,294.00
	Total Project Cost	$9,222,360.00	$25,255,654.00	$16,033,294.00
II.	Fund Participation:	As Approved	As Amended	Net Change
	Department:	$4,611,180.00	$12,627,827.00	$8,016,647.00
	Agency:	$4,611,180.00	$12,627,827.00	$8,016,647.00
				$0.00
	Total Project Cost	$9,222,360.00	$25,255,654.00	$16,033,294.00

Comments:

III. MULTI-YEAR OR DEFERRED REIMBURSEMENT PROJECT FUNDING

If a project is a multi-year or prequalified project subject to paragraphs 4.10 and 17.20 of this agreement, funds are programmed in the Department's Work program in the following fiscal year(s):

FY	2015	$4,611,180.00	FY
FY	2016	$8,016,647.00	FY
FY			FY
FY			FY
FY			FY
FY			FY
FY			FY
FY			FY
FY			FY
FY			FY

Project years may be advanced or deferred subject to Legislative appropriation or availability of funds.

TO: PT629LM@dot.state.fl.us
SUBJECT: FUNDS APPROVAL/REVIEWED FOR CONTRACT ARN48

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
FUNDS APPROVAL

Contract #ARN48 Contract Type: AG Method of Procurement: G
Vendor Name: MIAMI-DADE COUNT
Vendor ID: VF596000573258
Beginning date of this Agmt: 03/12/15
Ending date of this Agmt: 06/30/20
Contract Total/Budgetary Ceiling: ct = 12627827.00

****
Description:
MIA Int'l Airport Concourse E Satellite Improvements

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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
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Action: SUPPLEMENTAL Funds have been: APPROVED

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55 062020629 *A9  *751000  *     8016647.00 *42775819401  *215  *
2016              *55100100                 *088719/16
S001              *00      *ONE             *0002/04
```

TOTAL AMOUNT: *$ 8,016,647.00 *

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER
DATE: 08/06/2015