MIAMI-DADE COUNTY
FINAL OFFICIAL MINUTES
Transit Committee (TC)

Board of County Commissioners
Stephen P. Clark Center
Commission Chambers
111 N.W. First Street
Miami, Florida 33128

Wednesday, March 12 , 2008
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Alicia Stephenson, Commission Reporter
(305) 375-1475

Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

FINAL OFFICIAL
Meeting Minutes
Transit Committee

Dorrin D. Rolle (2) Chair; Barbara J. Jordan (1) Vice Chair; Commissioners Audrey M. Edmonson (3), Sally A. Heyman (4), and Katy Sorenson (8)

Wednesday, March 12, 2008 **2:00 PM** **Commission Chambers**

Members Present: Audrey M. Edmonson, Sally A. Heyman, Barbara J. Jordan, Dorrin Rolle, Katy Sorenson.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Assistant County Manager Ysela Llort; Assistant County Attorney Bruce Libhaber; and Deputy Clerks Doris Dickens and Alicia Stephenson.*

Assistant County Attorney Bruce Libhaber noted that Agenda Item 2G was added to today's agenda.

It was moved by Commissioner Heyman that the Committee approve the foregoing changes to the March 12, 2008, Transit Committee agenda, as requested by the County Attorney. This motion was seconded by Commissioner Sorenson and upon being put to a vote, passed by a vote of 5-0.

1D CHAIRMAN ROLLE'S REMAK(S)

2 COUNTY COMMISSION

2A

080618 **Resolution** **Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 16, 2008 COMMUNITY HEALTH FAIR SPONSORED BY MIAMI DADE COLLEGE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $485.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

2B

080605 **Resolution** **Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 15, 2008 NATIONAL WOMEN'S HEART DAY SPONSORED BY THE SISTER TO SISTER: EVERYONE HAS A HEART FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,739.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

2C

080494 **Resolution** **Dorrin D. Rolle, Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION DIRECTING THE COUNTY MAYOR AND/OR HIS DESIGNEE TO UTILIZE AN INDEPENDENT FINANCIAL CONSULTANT TO EXAMINE DOCUMENTATION RELATED TO THE CAPITAL AND OPERATING FINANCIAL PLANS USED TO PREPARE THE NEW STARTS NORTH CORRIDOR APPLICATION AND TO PROVIDE RECOMMENDATIONS TO SECURE THE REQUIRED LOCAL FUNDING NECESSARY TO SATISFY THE FEDERAL TRANSIT ADMINISTRATION (FTA) NEW STARTS REQUIREMENTS

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Rolle
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Chairman Rolle relinquished the Chair to Vice Chairwoman Jordan.

The Committee proceeded to vote on the foregoing resolution.

In response to Commissioner Rolle's question regarding costs to the County, Assistant County Manager Ysela Llort noted, for the record, that this project/proposal would result in no additional costs to Miami-Dade Transit.

Chairman Rolle asked Assistant County Manager Ysela Llort to ensure that independent objectives were outlined in this contract and that this project/proposal would result in no additional costs to the County.

Commissioner Jordan asked Assistant County Manager Ysela Llort to identify impacts of the 15-day timeframe for the submittal of recommendations with regard to Commission discussions concerning proposed budget tradeoffs and with regard to other fiscal issues pertaining to the North Corridor application.

Chairman Rolle asked Assistant County Manager Ysela Llort to begin as soon as possible working with the independent financial consultant regarding submittal of the New Starts North Corridor Application and that within the 15 days identified in this resolution, the consultant's recommendations and the fiscal information related to this resolution be provided to the Transit Committee.

Chairman Rolle asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Bruno A. Barreiro waive the Committee's rules and allow the foregoing proposed resolution to be heard at the March 18, 2008 County Commission meeting.

2D

080641 **Resolution** **Katy Sorenson, Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MARCH 29, 2008 "MARCH FOR PARKS 2008" EVENT SPONSORED BY THE OPERATION GREEN LEAVES, INC. A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $4,145.00 TO BE FUNDED IN PART FROM THE DISTRICT 8 IN-KIND RESERVE FUND AND IN PART FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

2E

080698 **Resolution** **Barbara J. Jordan, Audrey M. Edmonson, Sally A. Heyman, Dorrin D. Rolle, Katy Sorenson**

RESOLUTION APPROVING AN AMENDMENT TO THE PEOPLE'S TRANSPORTATION PLAN TO ALLOW FOR THE USE OF SURTAX FUNDS FOR PROJECTS OTHER THAN THOSE RELATED TO THE ORANGE LINE ONLY IF EACH FISCAL YEAR AN ANNUAL ALLOCATION IS MADE SPECIFICALLY TO PROJECTS RELATED TO THE ORANGE LINE

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Jordan
Seconder: Sorenson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Commissioner Jordan noted, for the record, that she hoped each Transit Committee member would cosponsor this important resolution, which was originally adopted by the Citizen's Independent Transportation Trust (CITT) under the leadership of Marc Buoniconti, Chairman of the CITT Project and Financial Review Committee and former Chairman of the CITT. She further noted she had the initial language which the voters approved in terms of CITT and People's Transportation (PTP) funds. Commissioner Jordan asked Mr. Buoniconti to explain the intent of this resolution.

Mr. Buoniconti noted this resolution earmarked funds for the Orange Line. Mr. Buoniconti also noted that once the funds were earmarked, the balance would be eligible for PTP projects for the Public Works and Miami-Dade Transit (MDT) departments. In summary, Mr. Buoniconti noted that the purpose of this resolution was to balance capital spending with operations and maintenance, to ensure that capital reserves remained for other important projects, specifically the Orange Line, and in particular, the North Corridor.

Commissioner Jordan noted that she would like to make a correction regarding an article in the Miami Herald. She noted the article created an impression that an ethnic divide existed concerning the Orange Line with regard to members of the Commission. This had never been the case, Commissioner Jordan noted. She pointed out it was stated that the Administrator indicated he could usually distinguish whether a community was unified on an issue. She noted it was also stated that a clear message must be sent that the

Board was unified on an issue.

Reading language regarding implementation of the PTP, Commissioner Jordan noted the language stated the North Corridor was part of the original rapid transit plan and would receive top priority. Addressing Chairman Rolle, she noted the best message the Committee and Board could send was that they were committed to the language the voters approved and to language the Board accepted when the half-penny sales tax was proposed, regarding the priority of the North Corridor project.

Chairman Rolle asked that this resolution be amended to specify dollar amounts for activities along the Orange Line.

Mr. Buoniconti noted that including dollar amounts for activities was very difficult because as the project proceeded, the cost changed. He noted the resolution included language providing for CITT to meet annually with Miami-Dade Transit to determine an amount. Mr. Buoniconti also noted that CITT would work with MDT to identify an annual fiscal dollar amount for the Orange Line.

Chairman Rolle noted he wanted dollar amounts of allocations to be tied to items in the line item budget. He suggested Mr. Buoniconti consider linking dollar amounts to specific activities.

Mr. Buoniconti noted a number would be determined, but the CITT did not want to be tied to a number because it wanted to ensure that sufficient funds were available for the Orange Line. He pointed out, for the record, that the CITT had recommended Miami-Dade Transit and the County Manager analyze assumptions which had been identified. Mr. Buoniconti added that he was glad Miami-Dade Transit was acknowledging efforts made by the CITT.

Following discussion regarding public works and capital projects, funding for new Metrorail cars, the need to prioritize and trim the budget, and the 20% municipal component, Commissioner Sorenson commended Mr. Buoniconti for his efforts and noted that commissioners should seriously consider recommendations of the CITT. She also noted she agreed that projects should be prioritized. .

Mr. Buoniconti acknowledged his staff members for their efforts.

Assistant County Manager Llort also noted she was thankful to Mr. Buoniconti for his efforts to advance the Transit program. She noted she wanted to remind Committee members that the low rating from the Federal Transit Administration was given not because of funds for capital expansion of the North and East-West corridors, but because insufficient funds were available for the Operations and Maintenance (O&M) and Rehabilitation. She added she wanted to ensure that as this project moved forward, it did not have unintended consequences.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

Chairman Rolle asked staff to prepare the appropriate memorandum requesting that the County Commission's Chairman Bruno A. Barreiro waive the Committee's rules and allow the foregoing proposed resolution to be heard at the March 18, 2008 County Commission meeting.

2F

080652 **Resolution** **Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 28 - MARCH 9, 2008 MIAMI INTERNATIONAL FILM FESTIVAL SPONSORED BY MIAMI DADE COLLEGE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $15,573.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

2G

080651 **Resolution** **Audrey M. Edmonson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 22, 2008 ELDERLY SERVICES PROGRAM SPONSORED BY WARD TOWERS TENANT ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,188.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3 DEPARTMENTS

3A

080607 **Resolution**

RESOLUTION AUTHORIZING A COUNTY INCENTIVE GRANT PROGRAM (CIGP) AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), MIAMI-DADE COUNTY AND THE CITY OF HIALEAH, IN THE AMOUNT OF $2,750,000 TO PURCHASE 10 SMALL HEAVY-DUTY TRANSIT BUSES AS SPECIFIED IN THE CIGP; AND AUTHORIZING THE COUNTY MAYOR, OR HIS DESIGNEE, TO EXECUTE AGREEMENT (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3B

080648 **Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BLUE CAPITAL US EAST COAST PROPERTIES, L.P. FOR USE OF MIAMI-DADE COUNTY REAL PROPERTY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE A LEASE AGREEMENT (Miami-Dade Transit Agency)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3C

080606 **Bid Awards**

CONTRACT AWARD RECOMMENDATION FOR CONSTRUCTION BETWEEN TRIPLE M ROOFING AND MIAMI-DADE COUNTY FOR CRUISE TERMINAL B, C & BOARDING HALL RE-ROOFING; PROJECT NO. 2007.007; CONTRACT NO. 2007.007; (Seaport Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Edmonson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing bid award into the record.*

Commissioner Jordan noted she wanted to be kept abreast of this project as it moved forward as related to volume and potential change orders. She asked Assistant County Manager Ysela Llort to ensure that any change orders related to this proposed project be forwarded to the Board in the form of a report.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

Chairman Rolle asked staff to prepare the appropriate memorandum requesting that Chairman Barreiro waive the Committee's rules and allow the foregoing proposed bid award to be heard at the March 18, 2008 County Commission meeting.

3D

080665 **Resolution**

RESOLUTION AUTHORIZING THE REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO BID NO. 8161-0/12: NON-EMERGENCY TRANSPORTATION SERVICES FOR MEDICAID BENEFICIARIES

(Procurement Management Department)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3E

080482 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,703,036.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION CONTRACT - COUNTYWIDE (PROJECT – NO. 20070604) (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Sorenson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3F

080491 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,703,036.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION CONTRACT - COUNTYWIDE (PROJECT – NO. 20070603) (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3G

080627 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,120,000.00 BETWEEN FENCE MASTERS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED GUARDRAIL INSTALLATION AND REPLACEMENT CONTRACT - COUNTYWIDE (PROJECT NO. 20070574) (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Rolle
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

In responding to Commissioner Jordan's question as to why no goals had been placed on this contract, and whether availability existed, Ms. Penny Townsley, Department of Small Business Development Director, noted that in trying to establish availability for a set-aside, SBD found that only one of the firms which had responded had bonding capacity, and therefore SBD was unable to place any goals on the contract.

Following discussion regarding steps being taken to ensure firms received bonding capacity, Commissioner Jordan asked Ms. Townsley to submit to her a status report regarding SBD providing additional outreach needed to bring in firms in areas where capacity was an issue.

Ms. Townsley noted that this status report was being prepared. She added that SBD had been working with the Mayor on efforts regarding a series of small business expos and was taking advantage of the opportunity to bring in new firms and develop additional resource partners.

Ms. Townsley noted that the Community Workforce Program (CWP) was ongoing, spoke about eligibility for the CWP, and noted that the CWP was not applicable to this project.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed resolution.

3H

080582 **Resolution**

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FISHER ISLAND COMMUNITY ASSOCIATION, INC., RELATED TO OUTSTANDING BUSINESS ISSUES; AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE SETTLEMENT AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN (Seaport Department)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3I

080564 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FISHER ISLAND COMMUNITY ASSOCIATION, INC., TO PROVIDE A COMMERCIAL BARGE OPERATION TO AND FROM FISHER ISLAND AT THE PORT OF MIAMI; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AMENDMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN, AND TO APPROVE (I) AN ASSIGNMENT AND ASSUMPTION AGREEMENT BETWEEN ISLAND DEVELOPERS, LTD., ("IDL") AND FISHER ISLAND HOLDINGS, LLC ("FIH") TRANSFERRING IDL'S RIGHTS AND OBLIGATIONS UNDER THE LEASE TO FIH AND (II) AN ASSIGNMENT AND ASSUMPTION AGREEMENT BETWEEN FIH AND FISHER ISLAND COMMUNITY ASSOCIATION, INC., ("FICA") TRANSFERRING FIH'S RIGHTS AND OBLIGATIONS UNDER THE LEASE TO FICA (Seaport Department)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Commissioner Heyman noted that previously, a ferry from Fisher Island came to the mainland. She noted that saving fuel, reducing traffic, and related issues were currently being considered.

Commissioner Heyman noted that previously, a ferry from Fisher Island came to the mainland. She noted that saving fuel, reducing traffic, and related issues were currently being considered. Commissioner Heyman asked Mr. Bill Johnson, Port Director, to facilitate discussions regarding collaboration between the Port of Miami and Fisher Island to reinstate this ferry activity.

Mr. Johnson agreed that the Port of Miami could offer assistance to Fisher Island with regard to this ferry activity.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

3J

080589 **Bid Rejection**

REQUEST TO REJECT ALL BIDS FOR THE TERMINAL D PARKING GARAGE - PROJECT NO: 2006.019; CONTRACT NO: 2006.019; PROJECT LOCATION: PORT OF MIAMI (Seaport Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Jordan
Seconder: Rolle
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Chairman Rolle asked staff to prepare the appropriate memorandum requesting that Chairman Barreiro waive the Committee's rules and allow the foregoing proposed bid rejection to be heard at the March 18, 2008 County Commission meeting.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

4 COUNTY MANAGER

4A

080583 **Resolution**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MAY 3, 2008, "CINCO DE MIMO FESTIVAL" SPONSORED BY DADE COMMUNITY FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $610.00 TO BE FUNDED FROM THE MAYOR'S IN-KIND RESERVE FUND

(County Manager)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Heyman
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed resolution.

5 CLERK OF THE BOARD

5A

080703 **Report**

CLERK'S SUMMARY MEETING MINUTES FOR FEBRUARY 13, 2008 TRANSIT COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Sorenson
Seconder: Heyman
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed report.

6 REPORTS

6A

080626 **Report**

SEAPORT DEPARTMENT QUARTERLY REPORT OF EXECUTED JOINT PARTICIPATION AGREEMENTS AND SUPPLEMENTAL JOINT PARTICIPATION AGREEMENTS BETWEEN OCTOBER 1, 2007 AND DECEMBER 31, 2007 (County Manager)

Report Received
Mover: Sorenson
Seconder: Heyman
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed report.

6B

080628 **Report**

INVOICING AND DBE STATUS REPORT ON THE PROGRAM MANAGEMENT CONSULTANT (PMC) CONTRACT (County Manager)

Report Received
Mover: Heyman
Seconder: Sorenson
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed report.

6C

080666 **Report**

ORANGE LINE UPDATE (County Manager)

Report Received
Mover: Edmonson
Seconder: Heyman
Vote: 5-0

Report: *Assistant County Attorney Bruce Libhaber read the foregoing resolution into the record.*

Commissioner Jordan asked Assistant County Manager Ysela Llort to note her concerns regarding priorities.

Assistant County Manager Llort noted that she was not concerned about priorities, but about ensuring the Committee understood that the Federal Transit Administration's (FTA) concern was not the County's ability to construct the Orange Line, but that Miami-Dade Transit Agency lacked the ability to provide operations and maintenance support. She also noted the FTA believed that the rehabilitation and modernization of the entire system was not what they would expect on a transit system that was in a state of good repair. Assistant County Manager Llort further noted that earmarking "off the top" for construction meant funds were not being used for operation and maintenance, which she noted was really the FTA's concern. Referring to Commissioner Jordan's comments regarding language that the voters voted on, Assistant County Manager Llort added that about three weeks ago, Commissioner Gimenez addressed questions to the Mayor, and these questions were relevant to issues raised by Commissioner Jordan. Assistant County Manager Llort added that perhaps these issues could be addressed in a future meeting with Mr. Buoniconti. Ms. Llort noted she believed the Mayor's response was submitted to the Transit Committee members, and that in the response, the Mayor addressed the initial language presented to the voters regarding the PTP, and addressed what the ordinance said. She noted the response also addressed how expenditures were consistent with what the voters voted on and the ordinance.

Commissioner Jordan noted that as she understood it, when the County Commission was setting priorities for the Orange Line, it was setting priorities in totality. She asked Mr. Buoniconti to expound on the comments he made

earlier regarding related resources.

Mr. Buoniconti noted that more than 50% of annual surtax revenue funds was used for operations and maintenance and that the CITT had been working on a pro forma with MDT. For the record, Mr. Buoniconti noted the CITT believed after the Orange Line was funded, and after other senior obligations and bonds, as well as the municipal component, were addressed, more than 100 million dollars would still be available to MDT and the Public Works Department. He explained that both addressing funds for operations and maintenance, and earmarking funds for the capital, were necessary.

Chairman Rolle noted that based on the meeting he and Commissioner Jordan attended in Washington, D.C., he believed the County had the full support of the FTA Administrator, who was expecting a new submission by the summer; that some items were on today's agenda in an effort to bring forth a better pro forma—and consequently, a better rating. He said he believed that members of Congress and the community supported the County; however, some items must be streamlined and would require working with the CITT.

Commissioner Betty T. Ferguson, former County Commissioner, appeared before the Committee and emphasized the need for the County Administration to develop a plan and timelines for the North Corridor/Orange Line Project.

Chairman Rolle noted that meetings would be held on March 25, 2008 to discuss the MIC-Earlington Heights transit project and on March 27, 2008 to discuss the North Corridor/Orange Line/Phase 2 Transit Project. At the March 27th meeting, Chairman Rolle pointed out, the public would be updated on the trip to Washington, D.C. and the timeframe for responding to the Federal Transit Administrator's concern(s) regarding the North Corridor/Orange Line. Chairman Rolle asked Assistant County Manager Ysela Llort and members of the County Administration to provide a full update regarding the MIC-Earlington Heights Transit Project at the March 25th meeting, and similarly to provide an update regarding the North Corridor/Orange Line at the March 27th meeting.

Ms. Ruby Adams, MDT Assistant Director, Customer Service, noted that the March 25th

meeting would be held in the Sheila Winitzer Central Administration Building at Miami-Dade Transit's central facility at 3300 N.W. 32 Avenue, an open house would be held from 6 to 7 p.m., and a presentation would begin at 7 p.m. Ms. Adams noted that the March 27th meeting would be held in the Joan and William Lehman auditorium, building 5000, on the North campus of Miami-Dade College, and that an open house was scheduled from 6:00 pm to 7:00 PM p.m., as well as a presentation at 7 p.m.

Former Commissioner Ferguson added that the community wanted to know how the Mayor's administration was responding to the lowering of the rating on the North Corridor, and what the federal government identified as the problem in connection with the rating, what the County was doing to remedy the situation, the deadline for the County to submit reports regarding the North Corridor, and names of those staff members responsible for developing the plan.

Chairman Rolle asked former Commissioner Ferguson to submit her concerns in writing. He noted that in response to these written concerns, commissioners and staff would be prepared to respond to these concerns at the March 25th and 27th meetings.

Commissioner Jordan asked Assistant County Manager Ysela Llort to submit to commissioners, by March 27th, a timeline outlining steps that needed to be taken by the County Commission to meet objectives regarding the North Corridor application.

Commissioner Sorenson noted that she believed the federal government was asking whether necessary funds could be identified, and that alternative resources needed to be considered.

Commissioner Jordan noted that she had asked the County Attorney to work on legislation regarding an operational cost index and how the County could fund the Orange Line.

Commissioner Jordan noted that when discussion began regarding the Orange Line, she would like every record of how resources were taken from Transit and used for needs at no cost, causing Transit to have a shortfall.

Noting that he had seen the County Administration

become very creative in producing financial plans, Chairman Rolle noted that he wanted to the Orange Line to receive the same kind of attention that the Baseball Stadium for the Florida Marlins, the Performing Arts Center, and the Port Tunnel received.

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing resolution.

6D

080667 **Report**

MONTHLY REPORT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION ON THE PORT OF MIAMI TUNNEL (County Manager)

Report Received
Mover: Heyman
Seconder: Sorenson
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Hearing no other questions or comments, the Committee proceeded to vote on the foregoing proposed report.

6E

080663 Report

DEPARTMENTAL BUDGET PRESENTATION (County Manager)

Report Received
Mover: Jordan
Seconder: Rolle
Vote: 4-0
Absent: Edmonson

Report: *Assistant County Attorney Bruce Libhaber read the foregoing report into the record.*

Mr. Harpal Kapoor, Miami-Dade Transit Director, noted as this year's budget was being considered, it was evident that the Orange Line had to be addressed and difficult budget decisions had to be made regarding the Orange Line. He noted that operations and maintenance were being considered, and the Transit budget was being presented in terms of the current status how progress would be made.

In response to Chairman Rolle's questions regarding MDT's cost savings, Mr. Kapoor noted that the projected shortfall was for October 1, 2007 to September, 2008, and that cost savings would begin in June with the lineup, but other projects were currently in progress.

In response to Chairman Rolle's comment that even though the CITT was subsidizing the Golden Pass, it still cost $5.4 million, Mr. Kapoor noted that costs would increase as operating costs increased. He noted that the cost was approximately $16.5 million annually.

In response to concerns expressed by Chairman Rolle regarding addressing deficits, Mr. Kapoor clarified that a $9.4 million deficit was projected for the current fiscal year and a $30 million deficit was projected for next fiscal year.

In response to Commissioner Heyman's concerns regarding where the cost of new rail cars was reflected in the budget, Assistant County Manager Ysela Llort noted that this cost was included in the debt service which was reflected on page 12 of this presentation.

In response to Chairman Rolle's inquiry regarding whether page 15 reflected a timeline for the Orange Line Phase 2: North Corridor Metrorail Extension project, Mr. Kapoor noted that MDT would complete an analysis regarding

the project, and FTA would review the analysis, before such a timeline was established. He noted the information on page 15 was not a fixed timeline.

Responding to Commissioner Sorenson's concerns regarding whether the $2.80 per gallon estimate for fuel should be higher, Mr. Kapoor noted this estimate was consistent with estimates used by transit agencies nationwide.

Brief discussion ensued regarding options involving the County's gas tax, concern that a $9 million deficit due to fuel increases was projected for the year, and the plan on savings page 4.

Discussion ensued concerning Commissioner Jordan's concerns as to whether the deficit would be higher than the projected $30 million.

In response to Commissioner Jordan's question as to whether an analysis had been performed on how gasoline prices were affected by escalations in fuel costs paid by the County, and whether the analysis was used to perform projections, Mr. Kapoor noted that this was being addressed by including spot pricing of the market in budget figures.

Commissioner Jordan asked the Miami-Dade Transit Director to include in the Miami-Dade Transit Proposed Budget a timeline for meeting with the Federal Transit Administration and consultants to discuss solutions to address the items listed on page 15 of the Miami-Dade Transit Proposed Budget and to discuss timelines for the items listed on page 15.

In response to Commissioner Heyman's concerns regarding vehicles in the existing vehicle fleet other than buses, regarding the size and weight of these vehicles, the use of hybrids in the existing fleet, what was being done to reduce fuel consumption, and whether a proposal to use gas alternatives or gas additives was being reflected in the budget, Mr. Kapoor noted that fleet size had been reduced and cars were going hybrid. He also noted information regarding fuel economy, fuel cost including cost for biodiesel, and efficiency of operations.

Commissioner Heyman asked the Miami-Dade Transit Director to include in the Miami-Dade Transit Proposed Budget any products that could

be used as additives to increase mileage on Miami-Dade Transit vehicles other than buses.

Chairman Rolle expressed concern regarding how the $30 million projected deficit for FY 08-09 would impact the Orange Line. He also asked where the marketing plan was that would inform commissioners and the community of the status of transit, so that Commissioners could develop ways to balance the budget without adverse impacts on the Orange Line.

In response to Chairman Rolle's concerns, Assistant County Manager Ysela Llort noted she disagreed that no service impacts would be made, suggested commissioners think ahead 30 years and not construct what could not be operated.

Commissioner Jordan noted that commissioners should consider that fare increases were supplements for free services.

Chairman Rolle noted he anticipated the Committee would hear from the Seaport Department, and the Public Works Department at the next Committee meeting.

080804 **Report**

NON-AGENDA REPORT-MARCH 13, 2008 TRANSIT COMMITTEE

Report: *Representatives of the group, Acorn, made a presentation regarding Metrorail stations. They noted that they were concerned regarding security, safety, cleanliness, and aesthetics at public transit stations. A representative noted that five individuals had lost their lives in the line of duty, and noted Acorn was presenting three separate plaques in memory of Steven R. Gardner, Albertha Green, and Michael Steven Malone, and requesting that the plaques be hung. She also noted that another plaque with the names of all five individuals, as well as a plaque in memory of Chermaine Quetel, who was killed at the Martin Luther King Metrorail Station, would later be presented to the County.*

Commissioner Rolle noted that the plaques would be hung.

Chairman Rolle asked Assistant County Manager Ysela Llort to address concerns expressed by members of Acorn regarding safety, cleanliness, and aesthetics at public transit stations; scheduling community public hearings in the Brownsville/Hialeah Heights neighborhood; and obtaining commitments from Commissioners to attend the hearings. He also asked that Acorn's request for a copy of Wackenhut audit results be addressed.

080803 Report

TRANSIT COMMITTEE BUDGET PRIORITIES

Report: *Assistant County Attorney Bruce Libhaber noted that Pursuant to County Ordinance 08-08, in April of each year, the full Commission should establish its priority and budget recommendations and Committees should submit their recommendations in time for the Commission meeting in April. He noted that Chairman Rolle and Commissioner Jordan had presented budget priorities.*

Chairman Rolle noted that the budget priorities being submitted by the Transit Committee could be amended.

In response to Commissioner Sorenson's request for clarification on the process for amending the Transit Committee's budget priorities, Assistant County Attorney Libhaber noted that the priorities could be amended on the floor of the full Commission in April to add, delete, or modify any project.

Commissioner Heyman expressed concern regarding her impression that the budget priorities were going to be prioritized at today's Committee meeting, regarding submitting the priorities during the March Transit Committee meeting in advance of an April deadline, and regarding not receiving a memorandum asking Transit Committee members to submit priorities.

Chairman Rolle noted, for the record, that he would ensure Commissioners Edmonson, Heyman, and Sorenson could provide input into the Transit Committee's budget priorities and that the Commissioners still had the opportunity to add to or delete from these priorities. He acknowledged his fault with regard to Commissioners Edmonson, Heyman, and Sorenson not previously providing input into the priorities.

It was moved by Commissioner Jordan that the budget priorities submitted by Chairman Rolle and Commissioner Jordan be accepted and forwarded to the County Commission with a caveat that Commissioners Edmonson, Heyman and Sorenson be allowed to add to the list of priorities later. This motion was seconded by Chairman Rolle and upon being put to a vote, passed by a vote of 4-0 (Commissioner Edmonson

was absent).

7 ADJOURNMENT

Report: *There being no other business to come before the Committee, the meeting was adjourned at 4:30 p.m.*

Dorrin Rolle, Chairman