



**MIAMI-DADE COUNTY
FINAL OFFICIAL MEETING MINUTES
Airport and Seaport Committee (ASC)**

Board of County Commissioners

Stephen P. Clark Government Center
Commission Chambers
111 N.W. First Street
Miami, Florida 33128

April 16, 2009
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Diane Collins, Acting Division Chief
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

Airport and Seaport Committee

Dorrin D. Rolle (2) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Bruno A. Barreiro (5), Carlos A. Gimenez (7), and Rebeca Sosa (6)

Thursday, April 16, 2009

9:30 AM

COMMISSION CHAMBERS

Members Present: Bruno A. Barreiro, Jose "Pepe" Diaz, Carlos A. Gimenez, Dorrin D. Rolle.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: Rebeca Sosa

1 MINUTES PREPARED BY:

Report: *Alicia Stephenson, Commission Reporter, (305) 375-1475.*

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Assistant County Manager Ysela Llort; Assistant County Attorney David Murray; and Deputy Clerks Alicia Stephenson and Jill Thornton.*

Assistant County Attorney David Murray noted he confirmed through the Office of the Chair that Chairman Moss accepted Commissioner Seijas' resignation from this Committee. He noted a quorum for this Committee was therefore now three members. Mr. Murray added that Chairman Moss would issue a memorandum acknowledging the resignation.

Assistant County Attorney Murray requested the following changes be made to today's (4/16) agenda pursuant to the changes listed in the April 16, 2009 County Manager's memorandum: that Agenda Item 1D1 be added to the agenda; that a scrivener's error in items 3G and 3H be corrected as follows: On handwritten page 2 of the manager's justification memorandum, the language under DELEGATED AUTHORITY has been more clearly specified to detail the specific authority delegated and should be replaced to read as follows: "The Mayor and/or his designee is being delegated the authority to execute the agreement, expend allowance account funds, exercise two one-year options to renew, and exercise any cancellation and termination provisions contained in the agreement"; and that a scrivener's error in agenda item 3K be corrected to change the language "approximately 2 square feet" on handwritten page 2 of the manager's justification memo, under PAYMENTS TO THE COUNTY, letter C, the second parenthesis to read: "approximately 24 square feet".

It was moved by Commissioner Gimenez that the Committee approve the foregoing changes to the April 16, 2009 Airport and Seaport Committee Agenda as requested by the Assistant County Attorney. This motion was seconded by Commissioner Diaz and upon being put to a vote, passed by a vote of 3-0 (Commissioners Barreiro and Sosa were absent).

1D CITIZEN PRESENTATION(S)

1D1

091101 Citizen's

MR. ED. BROWN OF OPA-LOCKA FLIGHT LINE, RE:
ISSUES AT OPA-LOCKA

Presented

Report: *In response to Chairman Rolle's request for clarification regarding issues concerning the foregoing citizen's presentation, Assistant County Attorney David Murray noted that various tenants at Opa-locka Airport brought litigation and administrative proceedings against the County. He added that an issue raised in these proceedings was the County's dealings with Opa-Locka Flightline, LLC. Mr. Murray strongly advised the Committee against engaging in discussion on this issue, but noted that hearing a citizen's presentation from representatives of Opa-Locka Flightline was within the Committee's purview.*

In response to a request of Mr. Ed Brown, Opa-Locka Flightline, LLC, that Mr. Willie Gary be granted permission to enter Mr. Brown's concerns and issues into the record, Chairman Rolle requested an opinion from Assistant County Attorney David Murray regarding this request.

Assistant County Attorney Murray advised that the Chair had the prerogative to grant or deny this request, whereupon Chairman Rolle granted permission to Mr. Willie Gary, as requested by Mr. Brown.

Mr. Gary expressed concerns related to Opa-Locka Flightline and the County. He clarified that Opa-Locka Flightline was not seeking special privileges, but opposed discrimination against any Fixed Based Operation (FBO) based on race, creed, or color. Mr. Gary noted this company was being treated unfairly and was under threat of eviction. He asked the Committee to address the company's issues and questions outlined in a letter that was submitted to the Committee. Mr. Gary pointed out that federal laws indicated that an entity could not receive federal funds if it acted discriminatorily. Mr. Gary thanked the Committee for allowing this citizen's presentation today (4/16) and noted addressing these issues today could save years of litigation and millions of dollars.

Mr. Brown noted he looked forward to having a good working relationship with the County and its Aviation Department.

Chairman Rolle advised that he would meet with staff to discuss the issues presented by Mr. Brown and Mr. Gary.

Assistant County Attorney Murray requested that representatives of the County Attorney's Office be present at the meeting between Chairman Rolle and staff regarding these issues.

2 COUNTY COMMISSION

2A

090605 Discussion Item **Dennis C. Moss**
 DISCUSSION/ADOPTION OF FY 2009 - 2010 BUDGET *Presented*
 PRIORITIES PURSUANT TO SEC. 2-1795 OF THE CODE

Report: *It was moved by Commissioner Gimenez that the budget priorities submitted by Airport and Seaport Committee members be accepted and issued to the Chairman of the County Commission. This motion was seconded by Commissioner Diaz and upon being put to a vote, passed by a vote of 3-0 (Commissioners Barreiro and Sosa were absent).*

3 DEPARTMENT

3A

090818 Resolution *Forwarded to BCC with a favorable recommendation*
 RESOLUTION RELATED TO NORTH TERMINAL *Mover: Gimenez*
 DEVELOPMENT CONTRACTS AT MIAMI *Seconder: Barreiro*
 INTERNATIONAL AIRPORT; RATIFYING ACTIONS *Vote: 4-0*
 TAKEN PURSUANT TO ORDINANCE NO. 08-87 DURING *Absent,OCB: Sosa*
 THE PERIOD OF JANUARY 1, 2009 THROUGH MARCH
 31, 2009 (Aviation Department)

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3B

090867 Resolution

RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE AGREEMENT BETWEEN AMS OF SOUTH FLORIDA, LLC AND MIAMI-DADE COUNTY FOR A MINIMUM ANNUAL GUARANTEE OF \$250,000.00, AND FOR AN EIGHT YEAR TERM, WITH TWO ONE YEAR OPTIONS TO RENEW, PURSUANT TO RETAIL, FOOD AND BEVERAGE CONCESSIONS PROGRAM 2008, RFP NO. MDAD-01-08, PACKAGE 1 AT MIAMI INTERNATIONAL AIRPORT, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME, AND TO EXERCISE RENEWAL AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Second: Gimenez

Vote: 3-1

No: Barreiro

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

Mr. Mitchell Bierman, attorney representing Ocean Drive Sunglasses, appeared before the Committee.

Mr. Cirilio Rodriguez, owner of Ocean Drive Sunglasses, appeared before the Committee. He expressed concern regarding voting during the selection committee process for the proposed award recommendation for the Retail, Food and Beverage Concessions Program with the Aviation Department. Mr. Rodriguez noted that a conflict of interest existed, and expressed concern that he might lose his lease at Miami International Airport (MIA).

Commissioner Barreiro expressed concern regarding the impact that one person's scoring had on overall scoring during the selection committee process. He noted he supported maintaining Mr. Rodriguez' local small business in this case, especially since Mr. Rodriguez' concern pertained to one store and not a conglomerate of stores.

It was moved by Commissioner Barreiro that the foregoing resolution be deferred to allow staff to review issues related to Mr. Rodriguez' concerns. The motion died due to the lack of a second.

In response to Commissioner Gimenez' inquiry as to whether the results of the selection committee process would be different if the score in question was thrown out, Mr. Miguel Southwell, Aviation Department Aviation Deputy Director, noted that

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if the score was thrown out, AMS of South Florida SGH JV would be the top-ranked company by about 170 points and the recommendation would stand.

Commissioner Gimenez asked whether a two-thirds vote of the County Commission was needed in order to deviate from the County Manager's recommendation and enhance the local theme of MIA by awarding a local firm in this case.

Assistant County Attorney Murray noted that if factual findings could be identified which indicated that the second-ranked proposer enhanced MIA's local theme better than the first-ranked proposer, the Commission could decide that based on the findings, the selection committee misranked the firms. He further noted that the Commission could reverse the award by a majority vote.

Commissioner Gimenez inquired as to whether Mr. Jose Abreu, Aviation Director, wanted a local theme or the best business deal on a company that sold sunglasses when the Request for Proposal (RFP) for the proposed award was submitted.

Mr. Abreu noted the Aviation Department could not legally say that the award was reserved for a local vendor, but could have a local theme. He added that if the vote did not reflect the intent for a local theme, he suggested the vendor file a formal protest so that the mediator could say whether the vote was made in good faith.

In response to Commissioner Diaz' request for Mr. Abreu's recommendation regarding whether to move this resolution forward, Mr. Abreu recommended that the Committee approve the County Manager's recommendation to award a Lease and Concession Agreement to AMS of South Florida SGH JV.

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

3C

090869 Resolution

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; RATIFYING EXECUTION BY THE MAYOR'S DESIGNEE OF GRANT AGREEMENT AIP NO. 3-12-0049-059-2009 IN THE AMOUNT OF \$8,124,685.00 FOR PHASE 1 OF THE REHABILITATION PROJECT FOR RUNWAY 8RIGHT-26LEFT (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Rolle

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3D

090870 Resolution

RESOLUTION RATIFYING EXECUTION BY THE MAYOR'S DESIGNEE OF THE TENTH STANDARD GRANT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR \$10,110,000.00 OF A TOTAL POTENTIAL FUNDING OF \$104,400,000.00 PREVIOUSLY APPROVED BY THE FAA UNDER A LETTER OF INTENT TO PROVIDE GRANT FUNDS FOR CONSTRUCTION OF THE COMPLETED NORTHSIDE RUNWAY AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING MAYOR'S DESIGNEE TO EXECUTE THE ELEVENTH AND FINAL STANDARD GRANT AGREEMENT AFTER REVIEW BY THE COUNTY ATTORNEY (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3E

090871 Resolution

RESOLUTION RELATING TO KENDALL-TAMIAMI EXECUTIVE AIRPORT; RATIFYING EXECUTION BY THE MAYOR'S DESIGNEE OF GRANT AGREEMENT AIP NO. 3-12-0050-008-2009 IN THE AMOUNT OF \$884,186.00 FOR CONSTRUCTION PHASE 1 OF THE EXTENSION PROJECT FOR RUNWAY 9 RIGHT-27 LEFT (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Rolle

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3F

090872 Resolution

RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE AGREEMENT BETWEEN TAXCO STERLING CO., INC. AND MIAMI-DADE COUNTY FOR A MINIMUM ANNUAL GUARANTEE OF \$216,000.00, AND FOR AN EIGHT YEAR TERM, WITH TWO ONE YEAR OPTIONS TO RENEW, PURSUANT TO RETAIL, FOOD AND BEVERAGE CONCESSIONS PROGRAM 2008, RFP NO. MDAD-01-08, PACKAGE 2, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME, AND TO EXERCISE RENEWAL AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Rolle

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3G

090878 Resolution

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND E.S. CONSULTANTS, INC. FOR STORMWATER POLLUTION PREVENTION PLAN FOR THE MIAMI-DADE AVIATION DEPARTMENT, PROJECT NO. E08-MDAD-04; IN AN AMOUNT NOT TO EXCEED \$551,375.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE EXECUTE THE AGREEMENT AND TO EXERCISE ANY OPTIONS TO RENEW AND TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Barreiro

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record. He also read a correction to the scrivener's error existing in the language in the foregoing resolution as follows: On handwritten page 2 of the manager's justification memo, the language under DELEGATED AUTHORITY has been more clearly specified to detail the specific authority delegated and should be replaced to read as follows:*

"The Mayor and/or his designee is being delegated the authority to execute the agreement, expend allowance account funds, exercise two one-year options to renew, and exercise any cancellation and termination provisions contained in the agreement".

Hearing no further questions or comments, the Committee proceeded to vote on the foregoing resolution with the correction to the scrivener's error.

3H

090879 Resolution

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MILLAN, SWAIN & ASSOCIATES, INC. FOR STORMWATER SAMPLING AND MONITORING FOR THE MIAMI-DADE AVIATION DEPARTMENT, PROJECT NO. E08-MDAD-03; IN AN AMOUNT NOT TO EXCEED \$1,102,750.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE ANY OPTIONS TO RENEW AND TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

*Forwarded to BCC with a favorable recommendation
Mover: Gimenez
Seconder: Diaz
Vote: 4-0
Absent,OCB: Sosa*

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record. He noted this resolution contained the same scrivener's error as was noted for Agenda Item 3G during consideration of changes to today's agenda.*

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

31

090892 Resolution

RESOLUTION APPROVING FIRST AMENDMENT TO THE PROJECT SPECIFIC PROFESSIONAL SERVICES AGREEMENT FOR MIA AIRFIELD SECURITY WITH KIMLEY-HORN ASSOCIATES INC., PROJECT NO. E02-MDAD-04, MDAD L-085A, INCREASING THE CONTRACT LIMIT BY \$300,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME (Aviation Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Secunder: Barreiro

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

Chairman Rolle noted his understanding was that the project goals within this resolution were not being met. He requested clarification regarding why this was the case and regarding any proposal to address this deficiency.

Mr. Milton Collins, Associate Director for Minority Affairs, Aviation Department, noted that Kimley-Horn Associates, Inc had achieved 6% of the 18% Disadvantaged Business Enterprise (DBE) participation goal. He explained that the Aviation Department previously had concerns regarding this project and therefore asked the company to submit a plan to achieve the 18% goal, which the company did. Mr. Collins noted that Aviation staff determined the plan was reasonable and attainable. He added that staff felt the company would achieve 18.3% of the DBE participation goal based on the intent to perform most of the work at the Opa-locka Executive Airport Air Traffic Control Tower.

In response to Chairman Rolle's inquiry as to whether Mr. Collins and his staff had reviewed and performed research with regard to the proposed project and were satisfied with the proposed resolution, Mr. Collins noted this was correct.

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

3J

090895 Resolution

RESOLUTION REJECTING ALL PROPOSALS RECEIVED
PURSUANT TO RETAIL, FOOD AND BEVERAGE
CONCESSIONS PROGRAM 2008 AT MIAMI
INTERNATIONAL AIRPORT; RFP NO. MDAD-01-08,
PACKAGE 3 (Aviation Department)

*Forwarded to BCC with a favorable
recommendation*

Mover: Barreiro

Seconder: Gimenez

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the
foregoing resolution into the record.*

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

3K

091039 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS (RFP NO. MDAD-01-09) TO SELECT A FIRM TO PROVIDE EQUIPMENT, INSTALLATION, OPERATION AND MAINTENANCE FOR LUGGAGE WRAPPING SERVICES AT MIAMI INTERNATIONAL AIRPORT (Aviation Department)

Deferred to no date certain

Mover: Diaz

Seconder: Gimenez

Vote: 4-0

Absent,OCB: Sosa

Report: *Commissioner Gimenez expressed concern that Mr. Mark Hatfield, Federal Security Director for Miami International Airport (MIA), was not present at today's (4/16) meeting to respond to his questions regarding a letter written by Mr. Hatfield the previous year. He asked that the foregoing proposed resolution be deferred and that Mr. Hatfield be invited to the next Committee meeting.*

It was moved by Commissioner Gimenez that the foregoing proposed resolution be deferred to the next Committee meeting.

In response to Commissioner Gimenez' inquiry as to whether a representative of the Transportation Security Administration (TSA) was present at today's meeting, Mr. Jose Abreu, Aviation Department Director, noted he received an email from Mr. Hatfield.

Assistant County Manager Llord distributed copies of the email to the Committee members.

Following Commissioner Diaz statement that he would still like the opportunity to question Mr. Hatfield, Commissioner Gimenez suggested the Committee develop a list of questions to be answered by Mr. Hatfield at the next Committee meeting. He added that Mr. Hatfield could answer the questions in writing prior to the meeting, but he still wanted Mr. Hatfield present at the next meeting.

Mr. Christopher Mazzella, Inspector General, noted he and his staff extensively reviewed issues related to this resolution. He noted the email from Mr. Hatfield confirmed the position of the Office of the Inspector General that this resolution should be moved forward. He recommended that an RFP be put out for luggage wrapping services at Miami International Airport (MIA); and, as was normal practice, when a company was awarded the

concession agreement, that the Aviation Department seek TSA's approval of the company as necessary.

In response to Commissioner Diaz' inquiry as to the consequences of deferring this resolution, Assistant County Manager Ysela Llord noted the existing contract would probably need to be extended.

In response to Commissioner Diaz' inquiry as to whether the County Administration needed the Commission to approve this resolution in order to proceed with the proposed RFP, Assistant County Attorney Murray noted Commission approval was unnecessary since the Administration possessed delegated authority to advertise concessions at MIA.

The motion to defer the foregoing proposed resolution died due to the lack of a second.

Later in the meeting, discussion ensued regarding whether Mr. Hatfield could currently be invited to attend this Committee meeting.

Commissioner Barreiro suggested that once the County Administration submitted the County Manager's recommendation of a company to receive a concession agreement for luggage wrapping services at MIA, the County Administration submit the name of the company to TSA for approval and then to the Commission for approval. He explained that he did not want the Commission to approve a company and then wait an indefinite amount of time for TSA's determination regarding the company.

Assistant County Attorney David Murray read the foregoing resolution into the agenda.

Mr. Miguel Diaz de la Portilla, 121 Alhambra Plaza, attorney representing Secure Wrap of Miami and its partner company, Hannah Wrap Inc., appeared before the Committee and made a presentation in support of a deferral of the foregoing resolution.

Mr. Miguel DeGrandy, 800 Douglas Road, attorney representing Sinapsis Trading, appeared before the Committee and made a presentation in objection to a deferral of the foregoing resolution.

Mr. Diaz de la Portilla and Mr. DeGrandy provided rebuttals.

Commissioner Gimenez stated he wanted Mr. Hatfield to be present at today's meeting because of Mr. Hatfield's letter dated June 9, 2008 concerning TSA arrangements with Miami-Dade Aviation Department (MDAD) regarding luggage wrapping.

Commissioner Gimenez referred to the term "qualified firms," appearing in the fifth paragraph on handwritten page 1 of the proposed resolution. He noted it seemed that "qualified firm" was one which could provide re-wrapping services free of charge to passengers whose luggage was opened and inspected by TSA, pursuant to the last sentence in the same paragraph.

In response to Commissioner Gimenez' inquiry regarding whether a firm had to be qualified before it submitted a bid and whether the Aviation Department had any documents indicating which companies were qualified to provide luggage wrapping services at MIA, Mr. Jose Abreu, Aviation Department Director, noted the Aviation Department did not have any such documents. He also noted issues related to fair competition; TSA's position on Secure Wrap, the vendor in place at MIA; a request for a two year extension of the contract for Secure Wrap's services; and issues related to the potential absence of re-wrap service at MIA.

Commissioner Gimenez expressed concern regarding the impact of the County's actions on the employees of Secure Wrap and its partner company, Hannah Wrap. He initiated a discussion regarding the amount of revenue that MIA received in relation to luggage wrapping services; Mr. Hatfield's position regarding allowing vendors to provide wrapping services at MIA; and customer demand for goods to be wrapped.

Commissioner Gimenez suggested Mr. Abreu renegotiate with the current vendor, Secure Wrap, have lobbyists lobby in Washington, D.C. for national guidelines; and once the guidelines were in place, go out for competitive bid.

In response to Commissioner Gimenez' inquiry as to whether Mr. Hatfield may not allow the luggage wrapping services, even by the company that might receive the award of the concession agreement, Mr. Abreu noted this was correct.

Commissioner Diaz expressed concern regarding the employees of Secure and Hannah Wrap losing their jobs, and noted his support of competition.

Commissioner Diaz initiated a brief discussion regarding whether Mr. Hatfield's intent was for his letter dated June 9, 2008 to take precedence over his email dated April 15, 2009 regarding the issues of the national guidelines and the County's vendor selection process. He noted he preferred to defer this resolution until TSA responded to the County regarding the national guidelines.

Commissioner Barreiro suggested TSA and the County work together regarding the national guidelines and any other issues pertinent to luggage wrapping at MIA. He noted he was in support of awarding a concession agreement to a company after TSA approved the company. He added if this procedure was followed, Secure and Hannah Wrap employees would retain their jobs; competitive bidding would occur; MIA would receive the correct amount of money from the contract; and TSA would hopefully initiate the development of the national guidelines.

Mr. Abreu noted Mr. Hatfield had stated that he stood by his letter dated June 9, 2008.

Commissioner Rolle noted he wanted to include in the RFP language which would support the program which Secure Wrap was currently using to mentor Hannah Wrap.

It was moved by Commissioner Gimenez that the Committee withhold forwarding this resolution to the County Commission; that instead, the County Administration work with TSA to establish national guidelines for a luggage wrapping competitive process and that in the interim, Mr. Abreu re-negotiate with the current vendor for better terms and more revenue. Commissioner Gimenez noted this would ensure the jobs of the current luggage wrapping employees. He further noted this would result in more revenue to MIA, progress on obtaining guidelines from TSA, and the availability of several qualified firms to bid on the RFP.

Commissioner Diaz noted issues regarding qualified firms and a decision to move forward with the support of TSA needed to be addressed.

It was moved by Commissioner Diaz that the foregoing resolution be deferred to no date certain

pending resolution of TSA issues, with direction that staff try to resolve those issues and better identify the qualifications necessary for vendors to rewrap bags in the secure areas of Miami International Airport (MIA).

In response to Commissioner Diaz' question as to how long it would likely take for the County to receive guidelines from TSA, Mr. Abreu noted he tried for a year to obtain TSA guidelines. He added that he proposed to use the airport's current guidelines to pre-screen employees of luggage wrapping companies.

In response to Commissioner Diaz' request for input from Assistant County Manager Llor regarding collaboration between the County and TSA, Ms. Llor suggested that Committee members' submit their questions to Mr. Hatfield in writing instead of attempt to get guidelines at the current time, and that a supplement to the foregoing resolution be developed to address these questions and answers.

Commissioner Diaz noted if the questions were asked and a clarified RFP was submitted, and if Mr. Hatfield would attend a Committee meeting to address the issues, he would support moving forward on this resolution.

Commissioner Gimenez noted he would support a deferral in order to get answers to the questions. He also noted he would put some questions in writing and try to meet with TSA representatives.

Mr. Miguel Southwell, Aviation Department Aviation Deputy Director, noted the official timetable on the RFP went to October. He explained that Mr. Abreu had authority as the Aviation Director to extend the current contract on a month to month basis. Mr. Southwell noted a request to award a contract would probably not be submitted before November or January. He further noted Mr. Hatfield expressed concern that the outcome was not yet known of tests to be performed on wrapped baggage for the MIA North Terminal baggage system, which was the next critical point in the capital improvements program. Mr. Southwell noted he sensed that TSA was willing to work with the County to secure arrangements for allowing the County to issue an RFP, but this would probably not occur before July. He noted if the Committee was to defer this resolution to July, due to summer holidays, this resolution would probably not be submitted to the

Committee before September.

Discussion ensued regarding the deferral date for this resolution as related to an extension of the current contract for luggage wrapping services.

Hearing no further discussion, the Committee proceeded to defer the foregoing resolution to no date certain with instructions that staff work with the County Attorney's Office and the Transportation Security Administration to resolve issues regarding ensuring that firms were qualified to work in secure areas and regarding re-wrapping luggage in secure areas at Miami International Airport, prior to this resolution coming back to this Committee; and that the County Manager direct the Aviation Department Director to include language in the Request for Proposal (RFP) requiring bidders to include in their proposals the program utilized by Secure Wrap of Miami to mentor Hannah Wrap Inc. at Miami International Airport.

During consideration of changes to today's (4/16) agenda, a scrivener's error in the foregoing resolution was corrected as follows: On handwritten page 2 of the manager's justification memo, under PAYMENTS TO THE COUNTY, letter C, the number two in parenthesis saying approximately 2 square feet, should read "24 square feet".

3L

091081 Resolution

RESOLUTION ADDING MIAMI INTERNATIONAL AIRPORT RUNWAY 8R-26L PAVEMENT REHABILITATION PROJECT (MDAD PROJECT NUMBER H024C-1 MIA) TO LISTS OF APPROVED AMERICAN RECOVERY AND REINVESTMENT ACT AND COUNTY ECONOMIC STIMULUS PLAN PROJECTS (Aviation Department)

*Forwarded to BCC with a favorable recommendation
 Mover: Gimenez
 Seconder: Rolle
 Vote: 4-0
 Absent,OCB: Sosa*

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

3M

090997 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT NO. 1 TO THE BUSINESS SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND ROYAL CARIBBEAN CRUISES LTD.; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AMENDMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Seaport Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Barreiro

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing resolution into the record.*

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

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

090998 Report

SUMMARY MINUTES OF THE MARCH 12, 2009 AIRPORT AND SEAPORT COMMITTEE MEETING (Clerk of the Board)

Approved

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent,OCB: Sosa

Report: *Assistant County Attorney David Murray read the foregoing report into the record.*

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

7 REPORTS

7A

090868 Report

REPORT PURSUANT TO RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO CONSULT WITH THE RENTAL CAR COMPANIES ON A VOLUNTARY RENTAL CAR CUSTOMER AWARENESS PROGRAM RELATING TO APPROPRIATE USE OF SUNPASS
(County Manager)

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

7B

091022 Report

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

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

7B SUPPLEMENT

091020 Report

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

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

7C

091021 Report

MONTHLY REPORT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION ON THE MIAMI INTERMODAL CENTER (County Manager)

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

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7D

091037 Report

ORAL REPORT REGARDING THE STRATEGIC MASTER PLAN BRIEFING (County Manager)

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

7E

091038 Report

MIAMI-DADE AVIATION DEPARTMENT CAPITAL IMPROVEMENT PROGRAM REPORT (County Manager)

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

7F

090611 Report

DEPARTMENTAL BUDGET PRESENTATIONS (County Manager)

*Report Received
Mover: Barreiro
Seconder: Rolle
Vote: 4-0
Absent,OCB: Sosa*

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report.*

8 ADJOURNMENT

Report: *Hearing no further business, the Committee adjourned the meeting at 12:13 p.m.*



Dorrin Rolle, Chair

Airport and Seaport Committee

April 16, 2009

Prepared by: Alicia Stephenson

EXHIBITS LIST

NO.	DATE	ITEM #	DESCRIPTION
1	4/16/2009		Memorandum of Absence of Commissioner Sosa
2	4/16/2009		Requested Changes to the Airport and Seaport Committee Agenda
3	4/16/2009	2A	Airport and Seaport Committee Budget Priorities FY 2009-10
4	4/16/2009	3K	From: Hatfield, Mark <FSD> <Mark.Hatfield@dhs.gov> /To:Abreu, Jose (Aviation)
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4/16/2009 ASC Exhibit



CLERK OF THE BOARD

2009 APR 14 AM 8:23

CLERK OF THE BOARD
MAYOR'S OFFICE

MEMORANDUM
BOARD OF COUNTY COMMISSIONERS
Commissioner Rebeca Sosa
District 6

TO: The Honorable Dorrin D. Rolle,
Chair of Airport and Seaport
Committee and Members, Airport
and Seaport Committee

DATE: April 13, 2009

FROM: The Honorable Rebeca Sosa
Commissioner, District 6

A handwritten signature in black ink, appearing to be "Rebeca Sosa".

SUBJECT: Absence from Committee Meeting

As a result of my role as State Intergovernmental Affairs Subcommittee Chairperson, I will be unable to attend the Committee Meeting scheduled for April 16, 2009. It is a crucial period in the State legislative session and I have been asked to be present to advocate on behalf of the County's legislative priorities.

I apologize if this causes any inconvenience. I respectfully request that if any of my items result in debate, that they either be deferred or passed without Committee recommendation for consideration by the full Board of County Commissioners.

Thank you for your consideration.

cc: The Honorable Chairman Dennis C. Moss
and Members of the Board of County Commissioners
Ysela Llort, Assistant County Manager
Robert Cuevas, County Attorney
Kay Sullivan, Clerk of the Board
Diane Davis, Agenda Coordinator

Exhibit

Memorandum



Date: April 16, 2009

To: Honorable Chairperson and Members
Airport and Seaport Committee

From: George M. Burgess
County Manager

Subject: Requested Changes to the
Airport and Seaport Committee Agenda

A handwritten signature in black ink, appearing to read "G. Burgess", written over the printed name of the sender.

Additions

ID1

091101 MR. ED. BROWN OF OPA-LOCKA FLIGHT LINE, RE: ISSUES AT OPA-LOCKA

Scrivener's Errors

3G

090878 RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND E.S. CONSULTANTS, INC. FOR STORMWATER POLLUTION PREVENTION PLAN FOR THE MIAMI-DADE AVIATION DEPARTMENT, PROJECT NO. E08-MDAD-04; IN AN AMOUNT NOT TO EXCEED \$551,375.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE EXECUTE THE AGREEMENT AND TO EXERCISE ANY OPTIONS TO RENEW AND TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Note: *On handwritten page 2 of the manager's justification memo, the language under DELEGATED AUTHORITY has been more clearly specified to detail the specific authority delegated and should be replaced to read as follows:*

"The Mayor and/or his designee is being delegated the authority to execute the agreement, expend allowance account funds, exercise two one-year options to renew, and exercise any cancellation and termination provisions contained in the agreement".

Scrivener's Errors

3H

090879 RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MILIAN, SWAIN & ASSOCIATES, INC. FOR STORMWATER SAMPLING AND MONITORING FOR THE MIAMI-DADE AVIATION DEPARTMENT, PROJECT NO. E08-MDAD-03; IN AN AMOUNT NOT TO EXCEED \$1,102,750.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE ANY OPTIONS TO RENEW AND TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Note: *On handwritten page 2 of the manager's justification memo, the language under DELEGATED AUTHORITY has been more clearly specified to detail the specific authority delegated and should be replaced to read as follows:*

"The Mayor and/or his designee is being delegated the authority to execute the agreement, expend allowance account funds, exercise two one-year options to renew, and exercise any cancellation and termination provisions contained in the agreement".

3K

091039 RESOLUTION AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS (RFP NO. MDAD-01-09) TO SELECT A FIRM TO PROVIDE EQUIPMENT, INSTALLATION, OPERATION AND MAINTENANCE FOR LUGGAGE WRAPPING SERVICES AT MIAMI INTERNATIONAL AIRPORT (Aviation Department)

Note: *On handwritten page 2 of the manager's justification memo, under PAYMENTS TO THE COUNTY, letter C, the number two in parenthesis saying approximately 2 square feet, should read "24 square feet".*

4/16/2009 ASC Exhibit - Item 2A

Miami-Dade Board of County Commissioners
 Airport and Seaport Committee Budget Priorities
 FY 2009-10

Committee	Commissioner	Affected Departments	Budget Priority	Selections	Item Nr.
Airport and Seaport Committee	Jose "Pepe" Diaz	MDAD	Complete North Terminal. As a committee, we need monthly updates on the progress to make sure that the project stays on the target completion date.		ASC-1
		ITC, MDAD	Conduct more trade missions to countries with cargo airlines that are not yet represented at MIA.		ASC-2
		MDAD, Seaport	Follow the guidelines for customer service established by the Greater Miami Convention and Visitors Bureau.		ASC-3
		MDAD	Use existing airport facilities to maximize revenue. This can be achieved through "out of the box" projects that are not necessarily aviation related activities. For example, we should continue to promote the development of the TNT airport in Collier County as a recreational park.		ASC-4
		MDAD	During these very difficult times, MIA should also look at ways to become more efficient in its operations. We must continue to maximize efficiency without compromising customer service.		ASC-5
		Seaport	Continue to support the development of the port tunnel, and secure funding from all sources for the development of the tunnel.		ASC-6
			Continue to work with the unions on all matters relating to truck drivers and workers at the Port of Miami.		ASC-7
			Continue to promote the Port as a premier port of call for cruise lines.		ASC-8
			Increase cargo tonnage and revenues through the renegotiation of the POMIOC contract.		ASC-9
			Increase grant funding from our federal partners, especially for Homeland security issues.		ASC-10
			Encourage the docking of military vessels at the Port of Miami to bring additional revenue to Miami-Dade County.		ASC-11
			Reductions in operating expenses must be achieved		ASC-12
			Reduce layoffs in the County workforce to the greatest extent possible by utilizing attrition, retraining, furlough, and any other means. This requires that executive salaries in all departments be frozen and reviewed. For all other employees, we need to work with collective bargaining units to freeze cost living adjustments and merit/step raises.		ASC-13
			Require that executive salaries in all departments be frozen and reviewed		ASC-14
			Freeze cost of living adjustments and merit/step raises.		ASC-15
			Make sure that the North Terminal Project continues to move forward, particularly that we are able to sell Aviation bonds		ASC-16
			Continue major capital roadway improvements in and around the airport perimeter.		ASC-17
			Finalize the North Terminal.		ASC-18
			Complete the Miami Intermodal Center (MIC).		ASC-19
			Continue implementation of the Earlington Heights Metrorail connector to the MIC.		ASC-20

Miami-Dade Board of County Commissioners
Airport and Seaport Committee Budget Priorities
FY 2009-10

Committee	Commissioner	Affected Departments	Budget Priority	Selections	Item Nr.
Airport and Seaport Committee (cont'd)	Rebecca Sosa (cont'd)	Seaport	Continue to seek federal funding for the continued dredging of the Miami-Dade seaport to accommodate the new super liner cruise and cargo ships that require deeper water pathways. This will allow the County to be both strategically and competitively ready to access business with the recent expansion of the Panama Canal.		ASC-21
		Seaport	Continue to seek State and Federal funding grants for enhancements to homeland security functions at the seaport.		ASC-22

Harrison, Tara (CEO)

4/16/2009 ASC Exhibit-Item 3K

----- Original Message -----

From: Hatfield, Mark <FSD> <Mark.Hatfield@dhs.gov>
To: Abreu, José (Aviation)
Sent: Wed Apr 15 22:24:07 2009
Subject: Tomorrow's hearing

Dear Jose,

Thank you for extending the hearing invitation to me on behalf of the Committee. After a lengthy discussion with your staff today, it is clear to me that there is no present TSA role in MIA's vendor selection process. While I have requested formal guidelines and standards from TSA Headquarters to address basic policy matters and provide a governing structure for this type of business, my understanding is that the vendor selection process is currently independent of these federal standards. If any questions arise tomorrow that are not answered by my letter to you on this subject last year, please encourage the commissioners to submit them to me in writing and I will promptly respond.

Best regards,
Mark

Mark Hatfield Jr.
FSD-MIA

E-mails are automatically scanned for viruses using McAfee.