

**Date:** February 5, 2008

**To:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

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

**From:** George M. Burgess  
County Manager

Resolution R-145-08

**Subject:** Resolution Authorizing Execution of a Supplemental Joint Participation Agreement (SJPA) with the Florida Department of Transportation (FDOT) to Provide Additional State Funding for the Operation of the South Miami-Dade Busway Transit Corridor Project in the amount of \$450,000

## **RECOMMENDATION**

It is recommended that the Board of County Commissioners (Board) approve the execution of a Supplemental Joint Participation Agreement (SJPA), in substantially the form attached with the Florida Department of Transportation (FDOT) to provide additional State funding in the amount of \$450,000 for a State Transit Corridor project supporting bus routes operating on the South Miami-Dade Busway (Busway). It is further recommended that the Board authorize the receipt and expenditure of funds as specified in the agreement. No County match is required for this SJPA.

## **SCOPE**

While the routes are physically located within Commission Districts 7, 8, and 9, the impact of this route benefits the riding public, and is therefore, countywide.

## **FISCAL IMPACT/FUNDING SOURCE**

No local match is required for this SJPA. Under the State Transit Corridor Program, FDOT is providing Miami-Dade Transit (MDT) \$450,000 to support continued operation of the Coral Reef MAX, the Saga Bay MAX, the Busway Local, Route 1 and Busway MAX. FDOT has been providing financial assistance to Miami Dade Transit (MDT) in support of bus routes operating on the Busway since 1997 in conjunction with ongoing annual agreements supported by the Board. Since the inception of these routes, nearly \$9 million has been contributed by the State.

Current annual operating costs for all five routes is estimated at \$12.7 million. Although no local match is required to receive this funding, the balance of the operating costs for this route is provided through MDT's operating revenues, including general fund revenues as well as proceeds from the Charter County Transit Surtax (Surtax).

## **TRACK RECORD/MONITOR**

MDT has entered into numerous funding agreements with FDOT over the course of more than 25 years. The Project Manager for this SJPA is Doug Greist, Manager, MDT Budget and Management Services.

## **BACKGROUND**

Chapter 341 of the Florida Statutes provides State Transit Corridor funding to relieve traffic congestion and improve road capacity within identified transportation corridors.

The Busway, dedicated bus lanes running parallel to U.S. 1 from Dadeland South Metrorail Station to SW 344<sup>th</sup> Street, qualifies as a transit corridor. Revenue service on the original 8.2 mile stretch from Dadeland South to Cutler Bay began in February 1997. New routes added into the original service plan for the Busway included the Coral Reef MAX, the Saga Bay MAX, and the Busway Local. These routes, along with Route 1 and the Busway MAX, support operation of Busway service. The entire Busway corridor, which includes several other routes serving portions of the Busway, has experienced significant growth in ridership, rising from 8,000 average weekday boardings in 1997 to over 22,400 at present. The five FDOT funded routes alone average nearly 12,600 weekday boardings.

The most recent Board actions prior to this in support of funding agreements for the Busway routes were authorized by Resolution R-1338-05 (December 6, 2005) for \$450,000 and Resolution R-1288-06 (November 28, 2006) also for \$450,000 in State funds. The State has provided on-going funding in earlier years of a generally similar amount.



Assistant County Manager



# MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

DATE: February 5, 2008

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

SUBJECT: Agenda Item No. 8(J)(1)(A)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor

Veto \_\_\_\_\_

Override \_\_\_\_\_

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

02-05-08

**RESOLUTION NO. R-145-08**

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE STATE FUNDING IN THE AMOUNT OF \$450,000 FOR OPERATION OF THE SOUTH MIAMI-DADE BUSWAY TRANSIT CORRIDOR PROJECT; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE SJPA

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

**WHEREAS**, the State of Florida is authorized to enter into agreements to provide State funding for transportation programs and projects,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** That this Board approves the agreement between Miami-Dade County and the Florida Department of Transportation, in substantially the form attached hereto and made a part hereof, to provide \$450,000 in additional funding for the operation of the Coral Reef MAX, the Saga Bay MAX, the Busway Local, the Busway MAX, and Route 1 as part of the South Miami-Dade Busway service, a State Transit Corridor project.

**Section 2.** That this Board further authorizes the Mayor or his designee to execute such contracts and agreements as are approved by the County Attorney's Office; to receive and expend funds in accordance with such aforementioned contracts and agreements; and to file and execute any additional agreements, revisions, or amendments as required to carry out the projects for and on behalf of Miami-Dade County, Florida.

**Section 3.** That the County staff is authorized to furnish such additional information as the FDOT may require in connection with the application for the improvement.

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

|                                    |        |                    |        |
|------------------------------------|--------|--------------------|--------|
| Bruno A. Barreiro, Chairman        | aye    |                    |        |
| Barbara J. Jordan, Vice-Chairwoman | aye    |                    |        |
| Jose "Pepe" Diaz                   | absent | Audrey M. Edmonson | aye    |
| Carlos A. Gimenez                  | aye    | Sally A. Heyman    | absent |
| Joe A. Martinez                    | absent | Dennis C. Moss     | absent |
| Dorrian D. Rolle                   | aye    | Natacha Seijas     | aye    |
| Katy Sorenson                      | aye    | Rebeca Sosa        | aye    |
| Sen. Javier D. Souto               | aye    |                    |        |

The Chairperson thereupon declared the resolution duly passed and adopted this 5<sup>th</sup> day of February, 2008. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK



By: Kay Sullivan  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "B. Libhaber".

Bruce Libhaber

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
**PUBLIC TRANSPORTATION**  
**SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT**  
**Number TWO (2)**

725-030-07  
PUBLIC TRANSPORTATION  
04/07  
Page 1 of 4

|                                                                               |                                                                                                     |                                                                                                                                |
|-------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|
| Financial Project No.:<br><u>41791718403</u><br>(Item-segment-phase-sequence) | Fund: <u>DDR</u><br>Function: <u>632</u><br>Federal No.: <u>N/A</u><br>DUNS No.: <u>13-572-2747</u> | FLAIR Approp.: <u>088774</u><br>FLAIR Obj.: <u>750013</u><br>Org. Code: <u>55062020629</u><br>Vendor No.: <u>F596000573129</u> |
| Contract No.: <u>AO559</u>                                                    | Catalog of Federal Domestic Assistance Number: <u>N/A</u>                                           | Catalog of State Financial Assistance Number: <u>55013</u>                                                                     |

THIS AGREEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_,  
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 TRANSIT AGENCY  
701 NW FIRST COURT, SUITE 1600 MIAMI FL 33136  
hereinafter referred to as Agency.

**WITNESSETH:**

WHEREAS, the Department and the Agency heretofore on the 13th day of January, 2006,  
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 \$1,350,000.00

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 additional Department Transit Corridor funding to continue operations of the following MDTA bus routes  
operating on the South Miami-Dade Busway: Busway MAX, Route 1, Coral Reef MAX, Saga Bay MAX & Busway Local.  
State Participation Rate=100% of eligible project expenses.

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**2.00 Project Cost:**

Paragraph 3.00 of said Agreement is increased by \$450,000.00  
bringing the revised total cost of the project to \$ 1,350,000.00

Paragraph 4.00 of said Agreement is increased by \$450,000.00  
bringing the Department's revised total cost of the project to \$ 1,350,000.00

**3.00 Amended Exhibits:**

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

**4.00 Contract Time:**

Paragraph 18.00 of said Agreement December 31st ,2009

Financial Project No. 41791718403

Contract No. AO559

Agreement Date \_\_\_\_\_

Except as hereby modified, amended or changed, all other terms of said Agreement dated January 13th 2006  
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 TRANSIT AGENCY

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

\_\_\_\_\_  
DEPARTMENT OF TRANSPORTATION

Director Of Transportation Systems Development-D6  
TITLE

Financial Project No. 41791718403

Contract No. AO559

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 TRANSIT AGENCY

701 NW FIRST COURT, SUITE 1600 MIAMI FL 33136

dated 1/13/2006

**DESCRIPTION OF SUPPLEMENT (Include justification for cost change):**

Additional funding for South Miami-Dade Busway Routes.

| I. Project Cost:   | As Approved  | As Amended     | Net          |
|--------------------|--------------|----------------|--------------|
|                    | \$900,000.00 | \$1,350,000.00 | \$450,000.00 |
| Total Project Cost | \$900,000.00 | \$1,350,000.00 | \$450,000.00 |
| I. Fund            | As Approved  | As Amended     | Net          |
| Department:        | \$900,000.00 | \$1,350,000.00 | \$450,000.00 |
| Agency:            | \$0.00       | \$0.00         | \$0.00       |
|                    | \$0.00       | \$0.00         | \$0.00       |
| Total Project Cost | \$900,000.00 | \$1,350,000.00 | \$450,000.00 |

Comments:



The Job FI989HLR; user I.D.  
FI989HL <MVS@DOT>  
08/07/2007 03:28 PM

To PT629EC@dot.state.fl.us  
cc  
bcc  
Subject FUNDS APPROVAL/REVIEWED FOR CONTRACT AO559

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL

Contract #AO559 Contract Type: AH Method of Procurement: G  
Vendor Name: MIAMI-DADE TRANSIT AGENCY  
Vendor ID: VF596000573129  
Beginning date of this Agmt: 01/13/06  
Ending date of this Agmt: 12/31/09  
Contract Total/Budgetary Ceiling: ct = \$1,350,000.00  
\*\*\*\*\*  
Description:  
MDTA-Transit Corridor Program funding for operating bus routes  
on the South Miami-Dade Busway. 100% State Participation. SJPA # 2.  
\*\*\*\*\*  
ORG-CODE \*EO \*OBJECT \*AMOUNT \*FIN PROJECT \*FCT \*CFDA  
(FISCAL YEAR) \*BUDGET ENTITY \*CATEGORY/CAT YEAR  
AMENDMENT ID \*SEQ. \*USER ASSIGNED ID \*ENC LINE(6S)/STATUS  
\*\*\*\*\*  
Action: SUPPLEMENTAL Funds have been: APPROVED

|      |           |     |           |   |           |              |      |   |
|------|-----------|-----|-----------|---|-----------|--------------|------|---|
| 55   | 062020629 | *PT | *750013   | * | 450000.00 | *41791718403 | *632 | * |
| 2008 |           |     | *55100100 |   |           | *088774/08   |      |   |
| S002 |           |     | *00       | * | TWO       | *0003/04     |      |   |

-----  
TOTAL AMOUNT: \*\$ 450,000.00 \*  
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FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER  
DATE: 08/07/2007