

Memorandum



Date: May 5, 2020

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Agenda Item No. 3(B)(19)

Resolution No. R-362-20

Subject: Resolution Retroactively Authorizing the County Mayor to Apply for Grant Funds in the Amount of \$22,360,552.00 from the United States Department of Transportation, Federal Transit Administration, Fiscal Year 2019, BUILD Transportation Grants Program and Authorizing the Mayor to Receive and Expend said Grant Funds for The Underline Project

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the attached resolution retroactively authorizing the County Mayor or County Mayor's designee to apply for grant funds in the amount of \$22,360,552.00 from the United States Department of Transportation (USDOT), Federal Transit Administration (FTA), Fiscal Year (FY) 2019 "Better Utilizing Investments to Leverage Development" (BUILD) Transportation grants program. The funding will be used for the design and construction of the remaining portion of the Underline Multi-Use Trail/Mobility Corridor (The Underline) transportation component from SW 19th Avenue to the Dadeland South Metrorail Station. It is further recommended that the Board authorize the receipt and expenditure of funds, as specified in the Agreement.

A public hearing is required in accordance with federal regulations.

Scope

The project is in Commission District 5 and Commission District 7, represented by Commissioner Eileen Higgins and Commissioner Xavier L. Suarez, respectively.

Fiscal Impact/Funding Source

The estimated cost for the Underline transportation component is \$69,941,592.00. The approved BUILD grant funding for this project is \$22,360,552.00. The remaining project costs of \$47,581,040.00 will be provided using FY 2019 State appropriation funding through the Florida Department of Transportation, Miami-Dade County Road Impact Fees and private funding. The Federal share of project costs for which an expenditure is made under the BUILD grant program may not exceed 80 percent.

The FY 2019-2020 Adopted Budget and Multi-Year Capital Plan includes The Underline project, which has already received more than \$16 million of local County funding, \$14 million of State funding through DTPW and \$6.6 million from the City of Miami. Funding from the City of Coral Gables and additional City of Miami and State funding have also been identified. The Department of Transportation and Public Works (DTPW) plans to again include this project and funding in the FY 2020-2021 Proposed Budget and Multi-Year Capital Plan.

Track Record/Monitor

Grant Manager for this Agreement is Ed Carson, Manager, Grants Administration, DTPW. The project will be monitored by Irene Hegedus, Chief, DTPW, Transportation Enhancements Division.

Background

The Underline is a 10-mile multimodal mobility corridor starting from the Miami River (Downtown) to the Dadeland South Metrorail station that repurposes underutilized parking and green space beneath the existing Metrorail. The Underline project transverses three municipalities (City of Miami, City of Coral Gables and City of South Miami) as well as portions of unincorporated Miami-Dade County. The project provides for the design and construction of separated bike and walking facilities, improvement of 36 intersection crossings, lighting, wayfinding and access to eight Metrorail stations and bus terminals allowing for increased ridership and safety.

Construction of The Underline began in December of 2018 (Brickell Backyard – 0.5 miles). The design/build criteria package for an additional portion of the project (Hammock – 2.14 miles) was finalized in July 2018 and DTPW is currently in the procurement phase with design and construction expected to start in March 2020 and completed in December 2023. The design/build criteria package for the rest of the project from SW 19th Avenue to the Dadeland South Metrorail Station is already in the procurement phase, which is expected to be completed by September 2020. Once the design/build criteria package is finalized, procurement of the rest of the project will take place as funding is identified. DTPW anticipates the design and construction of the project to be completed December 2025.

On April 23, 2019, USDOT announced the availability of \$900 million for the National Infrastructure Investments Under the Consolidated Appropriations Act, 2019. This appropriation stems from the programs funded and implemented pursuant to the American Recovery and Reinvestment Act of 2009 and is known as the BUILD Transportation grants program. For this round of BUILD Transportation grants, the maximum award is \$25 million. Funds for the FY 2019 BUILD grant are awarded on a competitive basis for surface transportation infrastructure projects that will have a significant local or regional impact.

On July 12, 2019, DTPW submitted a project application requesting \$22,360,552.00 in BUILD grant funding for the remaining portions of the Underline's transportation component. The grant advance notice was published on USDOT's website on November 6, 2019. DTPW was selected to receive an award of \$22,360,552.00 for The Underline project. However, to receive the funding, DTPW is required to submit a completed paper grant application to USDOT, which is pending receipt and a subsequent electronic grant application to FTA in substantially the form attached.

DTPW anticipates completion of the design and construction of the project by December 2025.



Jennifer Moon
Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: May 5, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 3(B)(19)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 3(B)(19)
5-5-20

RESOLUTION NO. R-362-20

RESOLUTION RETROACTIVELY AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR GRANT FUNDS IN THE AMOUNT OF \$22,360,552.00 FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL TRANSIT ADMINISTRATION, FISCAL YEAR 2019 BETTER UTILIZING INVESTMENTS TO LEVERAGE DEVELOPMENT TRANSPORTATION GRANTS PROGRAM AND AUTHORIZING RECEIPT AND EXPENDITURE OF FUNDS PURSUANT TO SUCH APPLICATION AND AGREEMENT AND OF ANY ADDITIONAL FUNDS AS SPECIFIED IN THE AGREEMENT SHOULD SUCH FUNDS BECOME AVAILABLE

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

WHEREAS, a public hearing has been conducted on Miami-Dade County's Better Utilizing Investments to Leverage Development (BUILD) Transportation grants program application as described in the County Mayor's accompanying memorandum,

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

Section 1. This Board retroactively authorizes the County Mayor or County Mayor's designee to apply for grant funds in the amount of \$22,360,552.00 from the United States Department of Transportation (USDOT), Federal Transit Administration (FTA), Fiscal Year (FY) 2019 BUILD Transportation grants program.

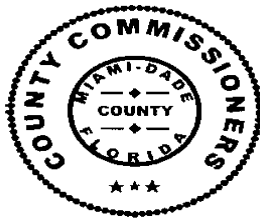
Section 2. This Board further authorizes the County Mayor or County Mayor's designee to execute and file a grant application and agreement with the FTA in substantially the form of the template attached to this resolution for \$22,360,552.00 in FY 2019 BUILD Transportation grants program funding and provide all necessary supporting documentation required by the USDOT.

Section 3. This Board authorizes receipt and expenditure of funds received pursuant to such application and agreement and further authorizes receipt and expenditure of any additional funds should they become available through this grant program.

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

		Audrey M. Edmonson, Chairwoman	aye
		Rebeca Sosa, Vice Chairwoman	aye
Esteban L. Bovo, Jr.	absent	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Sally A. Heyman	aye
Eileen Higgins	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Dennis C. Moss	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 5th day of May, 2020. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



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

HARVEY RUVIN, CLERK

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

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

Bruce Libhaber

DOT

FTA

U.S. Department of Transportation

Federal Transit Administration

Application

Federal Award Identification Number (FAIN)	1089-2020-5
Temporary Application Number	1089-2020-5
Application Name	FY 2021 FTA Section 5307 Build Grant for Underline Pedestrian/Bicycle Access Project-Miami, FL
Application Status	In Progress
Application Budget Number	0

Part 1: Recipient Information

Name: MIAMI-DADE, COUNTY OF

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
1089	County Agency	Miami Dade Department of Transportation and Public Works	135722747

Location Type	Address	City	State	Zip
Headquarters	111 NW 1ST St Ste 2550	Miami	FL	33128
Physical Address	701 NW First Ct Ste 1300	Miami	FL	33136
Mailing Address	111 NW 1ST	MIAMI	FL	33128

Union Information

Union Name	TRANSPORT WORKERS UNION Local 291
Address 1	6355 NW 36th Street
Address 2	Suite # 502
City	Virginia Gardens
State	FL
Zipcode	33166

Contact Name	Jeffrey Mitchell
Telephone	(786) 586-7851
Fax	
E-mail	291unionman@gmail.com
Website	
Union Name	Government Supervisors Association of Florida(GSAF), Supervisory & Professional, Local 100
Address 1	3600 Red Road, Ste. 405
Address 2	
City	Miramar
State	Florida
Zipcode	33025
Contact Name	Greg Blackman
Telephone	305-477-9644
Fax	
E-mail	gsaigreg@bellsouth.net
Website	
Union Name	American Federation of State, County and Municipal Employees (AFSCME), Local 199
Address 1	6405 NW 36th Street
Address 2	Ste. 113
City	Miami
State	Florida
Zipcode	33186
Contact Name	SeAdoreia Brown
Telephone	305:805-1076
Fax	
E-mail	seadoreia@gmail.com
Website	

Part 2: Application Information

**Title: FY 2021 FTA Section 5307 Build Grant for Underline
Pedestrian/Bicycle Access Project-Miami, FL**

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
1089-2020-5	In-Progress	Grant	12/30/2019	12/30/2019	No

Application Start Date

The start date will be set to the date of the award

Application End Date

3/29/2025

Application Executive Summary

Miami-Dade Department of Transportation and Public Works is

Frequency of Milestone Progress Reports (MPR)

No Selection Made

Frequency of Federal Financial Reports (FFR)

No Selection Made

Does this application include funds for research and/or development activities?

This award does not include research and development activities.

Pre-Award Authority

This award is using Pre-Award Authority.

Does this application include suballocation funds?

Recipient organization is the Designated Recipient and can apply for and receive these apportioned funds.

Will this Grant be using Lapsing Funds?

No Selection Made

Will indirect costs be applied to this application?

This award does not include an indirect cost rate.

Indirect Rate Details: N/A

Requires E.O. 12372 Review

No, this application does not require E.O. 12372 Review.

Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

Application Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone
Edward	Carson	Manager - Grant Administration	ecarson@miamidade.gov	786-489-5545

Application Budget Control Totals

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity

Earmark and Discretionary Allocations

This application does not contain earmarks or discretionary allocations.

Part 3: Project Information

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

There are no review comments to display at this time.

Part 6: Agreement

**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT
(FTA G-26, October 1, 2019)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(26), October 1, 2019, <http://www.transit.dot.gov>,
- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL

ASSISTANCE IF THE RECIPIENT DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING FTA's AWARD DATE SET FORTH HEREIN.

FTA AWARD

Federal Transit Administration (FTA) hereby awards a Federal Grant as follows:

Recipient Information

Recipient Name: MIAMI-DADE, COUNTY OF

Recipient ID: 1089

DUNS No: 135722747

Application Information

Federal Award Identification Number: 1089-2020-5

Application Name: FY 2021 FTA Section 5307 Build Grant for Underline Pedestrian/Bicycle Access Project-Miami, FL

Application Start Date: The start date will be set to the date of the award

Application End Date: 3/29/2025

Application Executive Summary: Miami-Dade Department of Transportation and Public Works is

Research and Development: This award does not include research and development activities.

Indirect Costs: This award does not include an indirect cost rate.

Suballocation Funds: Recipient organization is the Designated Recipient and can apply for and receive these apportioned funds.

Pre-Award Authority: This award is using Pre-Award Authority.

Application Budget

Total Application Budget:

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars):

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars):

Total FTA Amount Awarded and Obligated (in U.S. Dollars):

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars):

Application Budget Control Totals

(The Budget includes the Individual Project Budgets (Scopes and Activity Line Items) or as attached)

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

Original Certification Date:

Special Conditions

There are no special conditions.

FINDINGS AND DETERMINATIONS

By signing this Award on behalf of FTA, I am making all the determinations and findings required by federal law and regulations before this Award may be made.

FTA AWARD OF THE GRANT AGREEMENT

Awarded By:

FEDERAL TRANSIT ADMINISTRATION
U.S. DEPARTMENT OF TRANSPORTATION
Contact Info:
Award Date:

EXECUTION OF THE GRANT AGREEMENT

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
 - (a) Statements,
 - (b) Representations,
 - (c) Warranties,
 - (d) Covenants, and
 - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By:

MIAMI-DADE, COUNTY OF

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the _____ of the Miami-Dade County Board of County Commissioners in the Commission Chambers, second floor, 111 N.W. 1st Street, Miami, Florida, during a meeting to begin at approximately _____ PM on _____ to consider a grant application for which a total of **\$22,360,552.00** in capital funding assistance is being sought from the United States Department of Transportation (USDOT), Federal Transit Administration (FTA). The following Program of Project (POP) is being considered:

**FTA FISCAL YEAR (FY) 2019 BUILD TRANSPORTATION GRANTS PROGRAM
(Proposed Projects/Budget \$22,360,552)**

The Miami-Dade Department of Transportation and Public Works Bus Replacement project has been selected by the USDOT, FTA to receive Fiscal Year (FY) 2019 BUILD Transportation Grants Program funding in the amount of \$22,360,552. This funding will be used for the Underline Multi-Use Trail Mobility Corridor project from SW 19 Avenue to Dadeland South Metrorail Station. The estimated total project cost is \$69,941,592.00. The project includes:

- Design and Construction.....\$22,360,552.00

Total Project Funding Request.....\$22,360,552.00

State Appropriation, County Road Impact Fees and private funding in the amount of \$47,581,040.00 will be used for the local match for this grant application.

At the hearing, the Committee will afford an opportunity for interested persons or agencies to be heard with respect to the social, economic, and environmental aspects of this project. Interested persons may submit orally or in writing evidence and recommendations with respect to said projects. This will be the final program of projects unless amended and a final notice is published.

A person who decides to appeal any decision made by any board, agency, or commission with respect to any such matter considered at its meeting or hearing, will need a record of all proceedings. Such person may need to ensure that a verbatim record of the proceedings is made, including testimony and evidence upon which the appeal is based.

Miami-Dade County provides equal access and equal opportunity in employment and does not discriminate on the basis of disability in its programs or services. Auxiliary aids and services for communication are available with advance notice. This form can be made available in accessible format upon request (audiotape, Braille, or computer disk). For material in alternate format, a sign-language interpreter, or other accommodations, please contact Marcos Ortega at (786) 469-5225. Customers using TDD, please call through the Florida Relay Service 1 (800-955-8771) at least five (5) days in advance.