

Memorandum



Date: February 2, 2021

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

Agenda Item No. 8(A)(1)

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Resolution No. R-71-21

Subject: Resolution Ratifying Actions Related to Miami-Dade Aviation Department's Ordinance No. 95-64, codified as Section 2-285(6) of the Code of Miami-Dade County

Recommendation

It is recommended that the Board of County Commissioners (Board) ratify the actions of the County Mayor or County Mayor's designee pursuant to Miami-Dade Aviation Department's (MDAD) Ordinance No. 95-64, codified as section 2-285(6) of the Code of Miami-Dade County, in executing the Florida Department of Transportation (FDOT) grant agreement identified herein and in Exhibit A as attached. Below is a summary of the grant agreement and a brief description of the project to which it relates.

FDOT Grant

Item 1 - Amendment No. 1 to FDOT Public Transportation Grant Agreement (PTGA) No. 443530-1-94-01 (attached as Exhibit B) for MDAD Project entitled: Miami International Airport (MIA) Consolidated Office Complex (MDAD Project Nos. AA058A/B). Amendment No.1 provides for an additional grant amount of up to \$1,950,000.

Of the total project cost estimated at \$4,999,456, FDOT has already funded \$549,728 through PTGA No. 443530-1-94-01, which was approved by the Board on July 8, 2020 via Resolution No. R-610-20. MDAD matched those funds. Under Amendment No.1 to PTGA No. 443530-1-94-01, FDOT is providing an additional \$1,950,000 to defray the project's costs, and MDAD is funding \$1,950,000, or the remaining 50 percent from its revenue bonds, Index Code EA502.

Scope

The commission district of the project location is District 6, represented by Commissioner Rebeca Sosa, as noted on Exhibit A. However, this project has a countywide impact.

Delegation of Authority

Pursuant to Section 2-285(6) of the Code of Miami-Dade County, subject to ratification by the Board, the County Mayor may execute all standard form federal grant documents or state joint participation agreements, including acceptance of grant or joint participation commitments required to be imposed by federal or state law as a condition to the County's receiving grant or joint participation benefits. The attached resolution delegates to the County Mayor or County Mayor's designee the authority to exercise all provisions, including the termination provisions, in Amendment No. 1, attached as Exhibit B to this memorandum.

Fiscal Impact/Funding Source

The fiscal impact and funding sources to the County are detailed above and in Exhibit A, as attached.

Track Record/Monitoring

MDAD’s Division Director of Aviation Planning, Land-Use and Grants, Jose A. Ramos, will oversee the implementation of this grant.

Background

On April 6, 1995, the Board approved Ordinance No. 95-64 delegating to the County Mayor or County Mayor’s designee the authority to execute all standard form federal and state grant documents, including acceptance of grant or joint participation commitments required to be imposed by federal or state law as a condition to the County’s receiving grant or joint participation benefits, subject to Board ratification without prior need for Board approval.

Exhibit A includes the details of the FDOT grant for which ratification is being requested. Exhibit A contains the information bulleted below:

- Department Name
- Contract Type
- Grant Type
- Grant No.
- Contract No. / Project No.
- Project Name
- Firm Awarded
- Commission District
- Grant Amount
- Funding Source
- O&M Costs
- Estimated Start Date/Estimated End Date
- Contract Measures: Small Business Enterprise (SBE) Goods & Services; SBE-Architectural/Engineering (A/E); SBE-Construction; Community Workforce Program (CWP)
- Brief Project Description

Exhibit B contains Amendment No.1 to FDOT PTGA No. 443530-1-94-01 as represented in this memorandum, which has been executed by the County Mayor’s designee in accordance with MDAD Ordinance No. 95-64. Copies are available upon request from MDAD’s Governmental Affairs Division.

Attachments



Jimmy Morales
Chief Operations Officer

Exhibit A

Ratification of Grants Authorized by Ordinance No. 95-64

Dept. Name	Contract Type	Grant Type	Grant No.	Contract No.		Project Name	Firm Awarded	Commission District	Grant Amount	Funding Source	O&M Costs	Est. Start Date	Contract Measures				Brief Project Description
				Project No.									SBE Goods & Services	SBE A/E	SBE Construction	CWP Program	
Miami-Dade Aviation Department (MDAD)	Grant Disbursement	Amendment No. 1 to Public Transportation Grant Agreement (PTGA)	443530-1-94-01	MDAD AA058A/B		Miami International Airport (MIA) Consolidated Office Complex	N/A	District 6, Vice Chairwoman Rebeca Sosa	\$1,950,000	FDOT	N/A	Beginning Date of Agreement 09/29/2020 Ending Date of this Agreement 06/30/2025	N/A	N/A	N/A	N/A	The scope of works consists of remodeling and interior renovations of the MDAD's administrative buildings as well as the relocation of certain administrative functions and offices at various locations throughout MIA. The project is required to enable the implementation of capital projects at MIA, as per MDAD's Capital Improvement Program.

3

EXHIBIT B

**PUBLIC TRANSPORTATION
AMENDMENT TO THE PUBLIC TRANSPORTATION
GRANT AGREEMENT**

Financial Project Number(s): (item-segment-phase-sequence)	Fund(s):	DDR,DPTO	FLAIR Category:	088719
443530-1-94-01	Work Activity Code/Function:	215	Object Code:	751000
	Federal Number/Federal Award		Org. Code:	55062020629
	Identification Number (FAIN) – Transit only:		Vendor Number:	VF596000573258
Contract Number: G1K42	Federal Award Date:		Amendment No.:	1
CFDA Number: N/A	Agency DUNS Number:			
CFDA Title: N/A				
CSFA Number: 55.004				
CSFA Title: Aviation Grant Program				

THIS AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT ("Amendment") is made and entered into on 9/29/2020 | 8:50 PM EDT, by and between the State of Florida, Department of Transportation ("Department"), and Miami-Dade County Aviation Department, ("Agency"), collectively referred to as the "Parties."

RECITALS

WHEREAS, the Department and the Agency on 4/24/2020 (date original Agreement entered) entered into a Public Transportation Grant Agreement ("Agreement").

WHEREAS, the Parties have agreed to modify the Agreement on the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants in this Amendment, the Agreement is amended as follows:

1. **Amendment Description.** The project is amended To add FY21 allocation
2. **Program Area.** For identification purposes only, this Agreement is implemented as part of the Department program area selected below (select all programs that apply):
 - ☒ **Aviation**
 - ☐ **Seaports**
 - ☐ **Transit**
 - ☐ **Intermodal**
 - ☐ **Rail Crossing Closure**
 - ☐ **Match to Direct Federal Funding** (Aviation or Transit)
 - (Note: Section 15 and Exhibit G do not apply to federally matched funding)
 - ☐ **Other**
3. **Exhibits.** The following Exhibits are updated, attached, and incorporated into this Agreement:
 - ☒ Exhibit A: Project Description and Responsibilities
 - ☒ Exhibit B: Schedule of Financial Assistance
 - ☐ *Exhibit B1: Deferred Reimbursement Financial Provisions
 - ☐ *Exhibit B2: Advance Payment Financial Provisions
 - ☐ *Exhibit C: Terms and Conditions of Construction
 - ☒ Exhibit D: Agency Resolution
 - ☐ Exhibit E: Program Specific Terms and Conditions
 - ☐ Exhibit F: Contract Payment Requirements
 - ☒ *Exhibit G: Financial Assistance (Single Audit Act)
 - ☐ *Exhibit H: Audit Requirements for Awards of Federal Financial Assistance
 - ☐ *Additional Exhibit(s):

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
GRANT AGREEMENT**Form 725-000-01
STRATEGIC
DEVELOPMENT
OGC 02/20

updated Agreement that includes the FAIN will be provided to the Agency and uploaded to the Department of Financial Services' Florida Accountability Contract Tracking System (FACTS).

- i. **Inspector General Cooperation.** The Agency agrees to comply with Section 20.055(5), Florida Statutes, and to incorporate in all subcontracts the obligation to comply with Section 20.055(5), Florida Statutes.
- j. **Law, Forum, and Venue.** This Agreement shall be governed by and construed in accordance with the laws of the State of Florida. In the event of a conflict between any portion of the contract and Florida law, the laws of Florida shall prevail. The Agency agrees to waive forum and venue and that the Department shall determine the forum and venue in which any dispute under this Agreement is decided.

IN WITNESS WHEREOF, the Parties have executed this Agreement on the day and year written above.

AGENCY Miami-Dade County - Miami-
Dade Aviation DepartmentBy: K. A. PyattName: Ken A. PyattTitle: Deputy Aviation Director

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

By: Daniel IglesiasName: Daniel IglesiasTitle: Director of Transportation Development

Attested by:

Alicia Trujillo
Deputy ClerkSTATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION
Legal Review:

DocuSigned by:

Alicia Trujillo

Alicia Trujillo

12CAF0E1B1DB4BC...

Approved as to form and legal sufficiency

[Signature]
Assistant County Attorney

**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS****EXHIBIT A****Project Description and Responsibilities**

A. Project Description (description of Agency's project to provide context, description of project components funded via this Agreement (if not the entire project)): Miami Int'l Airport Consolidated Office Complex

B. Project Location (limits, city, county, map): Miami International Airport/Miami, FL/Miami-Dade County

C. Project Scope (allowable costs: describe project components, improvement type/service type, approximate timeline, project schedule, project size): Remodeling and interior renovations of the Miami-Dade Aviation Department's (MDAD) administrative buildings and the associated relocation of MDADs administrative functions and offices at various locations at Miami International Airport (MIA).

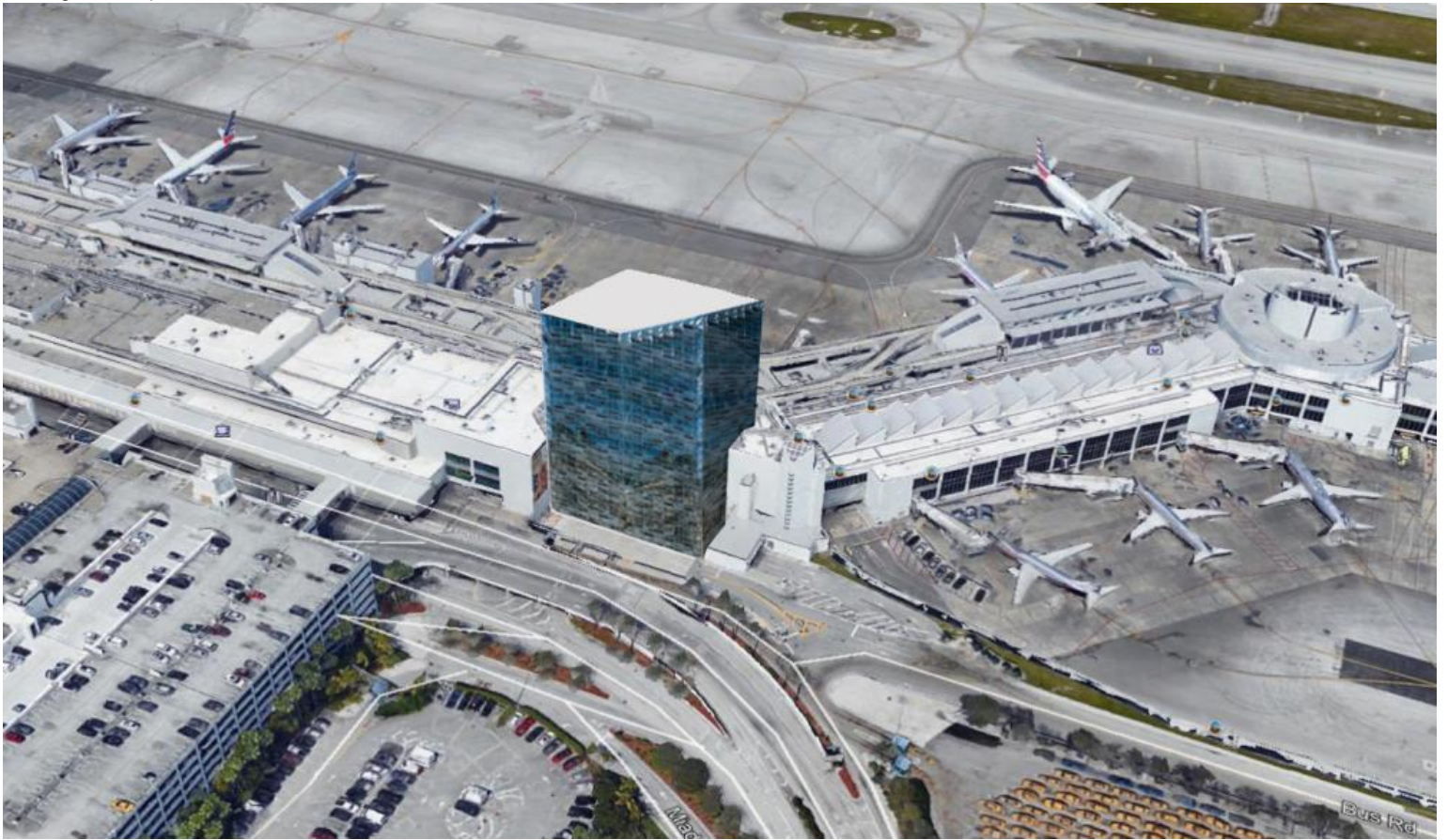
D. Deliverable(s): Remodeling and interior renovations of the Miami-Dade Aviation Department's (MDAD) administrative buildings and the associated relocation of MDADs administrative functions and offices at various locations at Miami International Airport (MIA).

The project scope identifies the ultimate project deliverables. Deliverables for requisition, payment and invoice purposes will be the incremental progress made toward completion of project scope elements. Supporting documentation will be quantifiable, measurable, and verifiable, to allow for a determination of the amount of incremental progress that has been made, and provide evidence that the payment requested is commensurate with the accomplished incremental progress and costs incurred by the Agency.

E. Unallowable Costs (including but not limited to):

F. Transit Operating Grant Requirements (Transit Only):

Transit Operating Grants billed as an operational subsidy will require an expenditure detail report from the Agency that matches the invoice period. The expenditure detail, along with the progress report, will be the required deliverables for Transit Operating Grants.



STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
 GRANT AGREEMENT EXHIBITS**

Form 725-000-02
 STRATEGIC
 DEVELOPMENT
 OGC 02/20

EXHIBIT B

Schedule of Financial Assistance

FUNDS AWARDED TO THE AGENCY AND REQUIRED MATCHING FUNDS PURSUANT TO THIS AGREEMENT
 CONSIST OF THE FOLLOWING:

A. Fund Type and Fiscal Year:

Financial Management Number	Fund Type	FLAIR Category	State Fiscal Year	Object Code	CSFA/CFDA Number	CSFA/CFDA Title or Funding Source Description	Funding Amount
443530-1-94-01	DDR	088719	2021	751000	55.004	Aviation Grant Program	\$1,000,000
443530-1-94-01	DPTO	088719	2021	751000	55.004	Aviation Grant Program	\$950,000
443530-1-94-01	DPTO	088719	2020	751000	55.004	Aviation Grant Program	\$549,728
443530-1-94-01	LF	088719	2020	751000	55.004	Aviation Grant Program	\$549,728
443530-1-94-01	LF	088719	2021	751000	55.004	Aviation Grant Program	\$1,950,000
Total Financial Assistance							\$4,999,456

B. Estimate of Project Costs by Grant Phase:

Phases*	State	Local	Federal	Totals	State %	Local %	Federal %
Land Acquisition	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Planning	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Environmental/Design/Construction	\$2,499,728	\$2,499,728	\$0	\$4,999,456	50.00	50.00	0.00
Capital Equipment	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Match to Direct Federal Funding	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Mobility Management (Transit Only)	\$0	\$0	\$0	\$0	0.00	0.00	0.00
Totals	\$2,499,728	\$2,499,728	\$0	\$4,999,456			

*Shifting items between these grant phases requires execution of an Amendment to the Public Transportation Grant Agreement.

BUDGET/COST ANALYSIS CERTIFICATION AS REQUIRED BY SECTION 216.3475, FLORIDA STATUTES:

I certify that the cost for each line item budget category (grant phase) has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Miami-Dade County Aviation Department

Department Grant Manager Name

Signature

Date

09-14-2020

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS**

Form 725-000-02
STRATEGIC
DEVELOPMENT
OGC 02/20

EXHIBIT D

AGENCY RESOLUTION

PLEASE SEE ATTACHED

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
**PUBLIC TRANSPORTATION
GRANT AGREEMENT EXHIBITS**

Form 725-000-02
STRATEGIC
DEVELOPMENT
OGC 02/20

EXHIBIT G

AUDIT REQUIREMENTS FOR AWARDS OF STATE FINANCIAL ASSISTANCE

THE STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT CONSIST OF THE FOLLOWING:

SUBJECT TO SECTION 215.97, FLORIDA STATUTES:~

Awarding Agency: Florida Department of Transportation

State Project Title: Aviation Grant Program

CSFA Number: 55.004

***Award Amount:** \$2,499,728

*The award amount may change with amendments

Specific project information for CSFA Number 55.004 is provided at: <https://apps.fldfs.com/fsaa/searchCatalog.aspx>

COMPLIANCE REQUIREMENTS APPLICABLE TO STATE RESOURCES AWARDED PURSUANT TO THIS AGREEMENT:

State Project Compliance Requirements for CSFA Number 55.004 are provided at:
<https://apps.fldfs.com/fsaa/searchCompliance.aspx>

The State Projects Compliance Supplement is provided at: <https://apps.fldfs.com/fsaa/compliance.aspx>

To: Stephen.Anderson@dot.state.fl.us

FLORIDA DEPARTMENT OF TRANSPORTATION FUNDS APPROVAL

G1K42

8/4/2020

CONTRACT INFORMATION

Contract:	G1K42
Contract Type:	GD - GRANT DISBURSEMENT (GRANT)
Method of Procurement:	G - GOVERNMENTAL AGENCY (287.057,F.S.)
Vendor Name:	MIAMI-DADE COUNTY FLORIDA
Vendor ID:	F596000573258
Beginning Date of This Agreement:	05/14/2020
Ending Date of This Agreement:	06/30/2025
Contract Total/Budgetary Ceiling:	ct = \$2,499,728.00
Description:	MIA Consolidated Office Complex

FUNDS APPROVAL INFORMATION

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER ON 8/4/2020

Action:	Supplemental
Reviewed or Approved:	APPROVED
Organization Code:	55062020629
Expansion Option:	A9
Object Code:	751000
Amount:	\$1,950,000.00
Financial Project:	44353019401
Work Activity (FCT):	215
CFDA:	
Fiscal Year:	2021
Budget Entity:	55100100
Category/Category Year:	088719/21
Amendment ID:	S001
Sequence:	00
User Assigned ID:	S001
Enc Line (6s)/Status:	0002/04

Total Amount: \$1,950,000.00

Data Date: 31-Jul-20

#	Activity Name	Original Duration	Start	Finish
1	A4058A - MIA Consolidated Office Complex (Demo & Finishes Cc D Landside & Admin Offices Relocation)	1161	06-Jan-20 A	05-Apr-23
2	Demolition	774	06-Jan-20 A	14-Mar-22
3	MDAD Step 5 - A/E Procurement	68	06-Jan-20 A	13-Jul-20 A
4	MDAD Step 8 - Contract Documents	263	14-Jul-20 A	06-Apr-21
5	MDAD Step 9 - Bid, Award and NTP	132	07-Apr-21	16-Aug-21
6	MDAD Step 10 - Construction	150	17-Aug-21	13-Jan-22
7	MDAD Step 11 - Close Out	60	14-Jan-22	14-Mar-22
8	Interior Finishes	815	11-Jan-21	05-Apr-23
9	MDAD Step 5 - A/E Procurement PSA	0	11-Jan-21	11-Jan-21
10	MDAD Step 8 - Contract Documents	302	11-Jan-21	08-Nov-21
11	MDAD Step 9 - Bid, Award and NTP - Open Bid	243	10-Sep-21	10-May-22
12	MDAD Step 10 - Construction	240	11-May-22	05-Jan-23
13	MDAD Step 11 - Close Out	90	05-Jan-23	05-Apr-23



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: February 2, 2021

FROM: 
Gen Bonzon-Keenan
Successor County Attorney

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

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. 8(A)(1)
2-2-21

RESOLUTION NO. R-71-21

RESOLUTION RATIFYING THE ACCEPTANCE AND EXECUTION OF AMENDMENT NO. 1 TO PUBLIC TRANSPORTATION GRANT AGREEMENT NO. 443530-1-94-01 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION IN AN ADDITIONAL GRANT AMOUNT OF UP TO \$1,950,000.00 FOR THE MIAMI INTERNATIONAL AIRPORT CONSOLIDATED OFFICE COMPLEX PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS CONTAINED IN SAID AGREEMENT, INCLUDING THE TERMINATION PROVISIONS

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

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

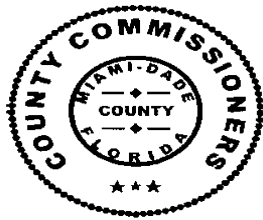
Section 1. Ratifies the acceptance and execution of Amendment No. 1 to Public Transportation Grant Agreement No. 443530-1-94-01 with the Florida Department of Transportation in an additional grant amount up to \$1,950,000.00 for the Miami International Airport Consolidated Office Complex project, as attached as Exhibit B to the accompanying memorandum.

Section 2. Authorizes the County Mayor or Mayor's designee to exercise all provisions contained in the above-referenced agreement, including the termination provisions.

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

	Jose “Pepe” Diaz, Chairman	aye	
	Oliver G. Gilbert, III, Vice-Chairman	aye	
Sen. René García	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of February, 2021. 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.

RCZ

Ryan C. Zagare