

MIAMI-DADE EXPRESSWAY AUTHORITY (MDX)

BOARD MEETING

TUESDAY, JULY 26, 2011
4:00 PM

WILLIAM M. LEHMAN MDX BUILDING
3790 NW 21ST STREET
MIAMI, FLORIDA 33142

Members Present:

Felix Lasarte, Esq., Chair
Shelly Smith Fano, Vice Chair
Jorge M. Vigil, Esq., Treasurer
Gus Pego, P. E., District VI Secretary
Maurice Ferré
Maritza Gutierrez - in attendance via phone
Nick A. Inamdar
Al Maloof, Ph.D.
Louis V. Martinez, Esq.
Gonzalo Sanabria
Yvonne Soler McKinley
Norman Wartman

Members Absent:

Robert W. Holland, Esq.

Staff:

Javier Rodriguez, Executive Director
Pamela Leslie, General Counsel
Marie Schafer, Chief Financial Officer
Alfred Lurigados, Director of Engineering
Helen Cordero, Manager of Procurement and Contracts Administration
Cindy Polo, Communications Manager
Maria Luisa Navia Lobo, Board Secretary

Consultants:

Transportation: John Martel, HNTB (GEC-A)
Chris Bucknor, EAC Consultants (GEC-B)
Finance: Lakshmi McGrath, First Southwest Co.

CALL TO ORDER & ROLL CALL

Chair Lasarte called the meeting to order and asked Ms. Navia Lobo to call the roll and announced that a quorum was present.

PLEDGE OF ALLEGIANCE

Chair Lasarte asked Mr. Wartman to lead in the Pledge of Allegiance.

DECLARATION OF VOTING CONFLICTS

Ms. Leslie informed Members that there were no action items on the agenda that could subject Members to a voting conflict.

CITIZEN COMMENT

There were no requests this month for the opportunity to make comment to the Board.

APPROVAL OF SUMMARY MINUTES

- Board Meeting of June 28, 2011

Mr. Lasarte referred to the summary minutes. Mr. Martinez moved to approve the summary minutes corresponding to the June 28, 2011 meeting. Ms. Soler McKinley seconded the motion, the motion was unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

Mr. Rodriguez highlighted the following:

- June 30, Alternatives Public Workshop for SR 924 East Extension PD&E. In getting ready for the Workshop, elected officials in the area were briefed.
- July 13, 2011 Florida Transportation Commission/Floridians for Better Transportation/TEAMFL Transportation Summit held in St. Petersburg, Florida
- As part of the asset maintenance program, shrubbery and trees were removed along SR 878 right of way. Concerned residents along the north side of the roadway between 77th and 82nd Avenue will meet with staff regarding future landscape activities along the right of way.
- Approval of the 83611 Project, from 17th Avenue Interchange to I-95 Interchange by FHWA was received. This is the first PD&E project to get such approval at MDX. Mr. Rodriguez thanked Aileen Boucle, Derek Fausco at the Federal Highway administration and Secretary Pego and his staff for their cooperation.

GENERAL COUNSEL'S REPORT

Ms. Leslie informed members on the status of the Community Asphalt litigation. Court ordered mediation is scheduled for August 17, 2011. The case is set for the three week trial calendar starting

September 19, 2011. Additionally, Community Asphalt filed a motion for summary judgment related to the Authority's counter claim for the \$3million plus lump sum bonus. MDX received a notice from Judge Venzer that the summary judgment was denied and the issue is preserved and will go forward at trial.

On the Superior Landscaping Litigation, court order mediation is scheduled for the end of August early September. MDX is on the November 14 trial calendar.

The Morales whistleblower case has been re-filed. Outside counsel has filed a renewed motion for dismissal of the matter because there is no material difference from the first matter filed.

Ms. Leslie and Ms. Steelman attended the Transportation Research Board Summer Legal Workshop in Seattle.

Ms. Leslie entertained questions from Members.

MPO REPRESENTATIVE REPORT

Ms. Gutierrez, in attendance via phone reported the MPO Board did not have a meeting this month.

TREASURER'S REPORT

Mr. Vigil reported there are no financials included in the package pending the year end numbers for the next meeting. He reported on the annual surveillance review from Fitch where MDX received an "A1" rating with a positive outlook.

COMMITTEE REPORTS

- Operations Committee, 7/19/11

The Committee reports were waived.

CONSENT AGENDA

- Travel Approval

September 7- 14, 2011, Trip to Berlin, Germany by Board Members and Mr. Rodriguez to attend IBTTA Board and Governance Meetings (September 7-10) and IBTTA 79th Annual Meeting and Exhibition (September 11-14)

Mr. Lasarte referred to the Consent agenda items. Ms, Soler McKinley moved to approved the Consent agenda. Mr. Wartman seconded the motion. the motion was unanimously approved.

REGULAR AGENDA

A) Approval of the Southeast Florida Regional Partnership Final Consortium Partners Agreement

Ms. Leslie read the Regular agenda item for the record. She informed Members the Operations Committee addressed the item at its meeting of July 19 and endorsed the item.

Mr. Sanabria moved to approve the agreement. Ms. Soler McKinley seconded the motion. The motion was unanimously approved.

B) MDX Procurement/Contract No.: ITB-10-06; System-wide Guardrail Improvements (\$1,500,000/Year)

- Approval of Contract Renewal (Guaranteed Fence, Corp.)

Ms. Leslie read the Regular agenda item for the record. She informed Members the Operations Committee addressed the item at its meeting of July 19th meeting and endorsed the item.

Ms. Soler McKinley moved to approve the contract renewal. Mr. Wartman seconded the motion. The motion was unanimously approved.

INFORMATIONAL ITEMS

A) Procurement Report

The Informational Item was not addressed.

CHAIR'S COMMENTS

Mr. Lasarte informed Members that the purpose of his remarks were to set forward the Authority's Vision. Preserving the goals on which the agency was founded upon. The goals were to keep local toll dollars local. Three items to look at:

1. Bus Rapid Transit – Establish a Committee or Blue Ribbon Panel to confer with outside experts, and having the director of planning and zoning involved Mr. Vigil and Mr. Ferre' Were asked to explore and visit different BRT facilities.
2. The Miami Intermodal Center (MIC).- Reach out to local officials and State Representatives to discuss the feasibility of MDX taking over the MIC and having an agreement in place by December 2011.
3. Social Responsibility – Educate the community on the dangers of drinking and driving and driving and texting while driving.

Mr. Lasarte thanked Members for electing him as Chair for another year. Mr. Lasarte entertained questions from Members.

Mr. Rodriguez informed Members that the Policy and Planning Committee directed staff to proceed with a MIC analysis whether revenue neutral or positive. MDX has been working with FDOT which owns the facility. The MIC steering committee gave direction that it preferred MDX to be charged with the MIC governance pursuant to an analysis which was discussed about two years ago.

Mr. Rodriguez stated that MDX will continue to work with the partners at FDOT and have clear direction from the Board of the goal that whatever revenue could be generated at the Intermodal center and adjoining associated development should be reinvested in this community for transportation purposes. He further stated this goal was stated at the MIC Steering Committee and is a goal Secretary Pego and he share.

Members directed staff to work with partners in the community, public and private schools for a social responsibility education outreach program in place by September 2011

Mr. Ferre' stated that BRT will be the most important project for the future.

Mr. Rodriguez stated Miami will keep growing, our rights of ways are limited, our highways are

limited. It is impossible to add the number of lanes necessary to meet the demand which is why MDX is taking the position of introducing transit of some sort into its facilities. It is our mission to provide reliable efficient service and choices to drivers who are not transit dependent. Mr. Ferre' recommended the committee should be composed of top business community members.

Members thoroughly discussed this item.

ANNOUNCEMENT

- Long Range Projects Workshop, 9/20/11; 10:00 a.m., William M. Lehman MDX Building
- Operations Committee Meeting, 9/20/11; 11:00 a.m., William M. Lehman MDX Building
- ORT Workshop; 9/27/11, 2:00 p.m., William M. Lehman MDX Building
- Board of Directors Meeting , 9/27/11, 4:00 p.m., William M. Lehman MDX Building

ADJOURNMENT

The meeting was adjourned by Mr. Lasarte.

Summary Minutes prepared by Maria Luisa Navia Lobo, Board Secretary.