

MIAMI-DADE EXPRESSWAY AUTHORITY (MDX)

BOARD OF DIRECTORS MEETING

**TUESDAY, FEBRUARY 23, 2016
4:00 PM**

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

SUMMARY MINUTES

Members Present

Louis V. Martinez, Esq., Chair
Rick Rodriguez Piña, Treasurer
Gus Pego, P. E., District VI Secretary
Jose “Pepe” Cancio
Maurice A. Ferré
Alfredo L. Gonzalez, Esq.
Maritza Gutierrez
Arthur J. Meyer
Javier L. Vázquez, Esq.
Cliff Walters
Luz Weinberg

Members Absent

Shelly Smith Fano, Vice Chair

Staff

Javier Rodriguez, P.E., Executive Director
Marie Schafer, Chief Financial Officer
Juan Toledo, P.E., Director of Engineering
Steve Andriuk, Director of Toll Operations
Carlos M. Zaldivar, Esq., General Counsel
Francine Steelman, Associate General Counsel
Helen Cordero, Manager of Procurement and Contracts Administration
Mario Diaz, Public Information Manager
Maria Luisa Navia Lobo, Board Secretary

Consultants

Finance: Randy Topel, First Southwest Co.
Transportation: Albert Sosa, HNTB (GEC-A)
Rick Crooks, EAC Consultants (GEC-B)
Tere Garcia, Bermello Ajamil Partners (GEC-A)

CALL TO ORDER & ROLL CALL

Chair Martinez called the meeting to order. Ms. Navia Lobo called the roll and announced that a quorum of the MDX Board was present.

PLEDGE OF ALLEGIANCE

Chair Martinez asked Mr. Robert Holland to lead in the Pledge of Allegiance.

APPROVAL OF AGENDA

Mr. Martinez requested to modify the agenda adding Agenda Item D.1 - Plaque Presentation and MDX Resolution recognizing past Board Member, Mr. Robert Holland. Mr. Gonzalez moved to approve the modification to the agenda. Mr. Cancio seconded the motion. The motion was unanimously approved.

DECLARATIONS OF VOTING CONFLICTS

Mr. Zaldivar asked Members if there were any voting conflicts regarding the items on the Board Agenda. Mr. Gonzalez declared a conflict with Agenda item IX. B - MDX Procurement/Contract Number RFQ-12-02; MDX Work Program No. 10019.050; Construction Engineering and Inspection (CE&I) Services for System-wide Implementation of Dynamic Message Signs (DMS) (\$125,777.75) Approval of Amendment No. 2 to the Contract with AECOM.

[a copy of Mr. Gonzalez's conflict report is attached to these Summary Minutes]

Mr. Martinez asked Mr. Rodriguez Piña to read the Board Resolution honoring Mr. Holland in to the record. The Resolution was unanimously approved. MDX Board of Director presented Mr. Holland with a plaque in recognition of his 10 years of service to MDX.

CITIZEN COMMENT

The following individuals addressed the Board.

- Pedro Munilla - MCM 7277 Sunset Drive, Miami, Fl.
- Danny Munilla - MCM 6201 SW 70th Street, Miami, Fl.
- Chris Wills 11165 SW 75 Terrace, Miami Fl.

APPROVAL OF SUMMARY MINUTES

- Board Meeting of January 26, 2016

Mr. Vazquez moved to approve the Summary Minutes. Mr. Meyer seconded the motion. The motion was unanimously approved.

EXECUTIVE DIRECTOR'S REPORT

Mr. Rodriguez briefed Members on the following issues of interest since that last Board meeting of January 26, 2016:

- Calendar with activities and community events
- Thanked member for attendance and participation during the Strategic Master Plan Board Workshop, the follow up workshop will be scheduled in April, 2016
- Meetings with MPO Director, MDT Director, Mayor Gimenez and Elected Officials
- Cash back toll dividend update – 10,000+ new registrations. The registration will be open until the end of the month.

Mr. Rodriguez entertained questions from Members.

GENERAL COUNSEL’S REPORT

Mr. Zaldivar reported on the following items;

- ETCC Litigation
- MCM Protests

MPO REPRESENTATIVE REPORT

Mr. Ferré reported the MPO Governing Board created three committees; Finance, Projects and Governance. Mr. Rodriguez and staff have been active in all of them.

TREASURER’S REPORT

Ms. Schafer reported for the seven month period January 2016 revenue was \$131.5 million. Overall traffic is 4% above the forecast. We have collected over \$4 million in fees. Collection on toll-by-plate is up as well and we are up to date on the toll-by-plate billing. Expenses for the seven month period, \$76.2 million approximately less than 1% below the budget.

COMMITTEE REPORTS

- Operations Committee, 2/18/16

The Committee Reports were waived.

CONSENT AGENDA

A) Approval:

- March 13-15, 2016, Trip Washington, DC by Executive Director Rodriguez to attend the IBTTA Summit on Transportation Finance, Road Usage Charging & Policy Conference

Ms. Gutierrez moved to approve the Consent Agenda. Mr. Rodriguez Piña seconded the motion. The motion was unanimously approved.

REGULAR AGENDA

- A) MDX Procurement/Contract Number MDX-13-06; MDX Work Program No. Various; Toll Collection System: Equipment Installation, Maintenance and Support Services (\$4,306,984.57)

- Approval of Amendment No. 2 to the Cooperative Purchasing Agreement with Transcore

Mr. Zaldivar read the item into the record. The item was endorsed by the Operations Committee on February 18, 2016. Mr. Vazquez moved the item for discussion. Ms. Gutierrez seconded the motion. Mr. Andriuk informed Members there are three components to the item:

1. Installation, Testing, and Commissioning of Toll Equipment - \$3,633,001.10
2. Uniform Financial Message (UFM) with Florida's Turnpike Enterprise (FTE) - \$483,000.00
3. Cash Back Toll Dividend Program (CBTD) - \$281,500.00

The item was unanimously approved.

B) MDX Procurement/Contract Number RFQ-12-02; MDX Work Program No. 10019.050; Construction Engineering and Inspection (CE&I) Services for System-wide Implementation of Dynamic Message Signs (DMS) (\$125,777.75)

- Approval of Amendment No. 2 to the Contract with AECOM

Mr. Zaldivar read the item into the record. The item was endorsed by the Operations Committee on February 18, 2016. Ms. Gutierrez moved the item for discussion. Mr. Cancio seconded the motion. Mr. Gonzalez abstained. Mr. Rodriguez explained MDX entered into a Professional Services Agreement with AECOM Technical Services, Inc. with a start date for the Services of July 8, 2013. The Agreement was to provide Construction Engineering and Inspection Services to facilitate MDX's Design-Build Project for Systemwide Implementation of Dynamic Message Signs. The Design Build Firm (DBF) for this Project is World Fiber Technologies, Inc. and due to multiple factors the DBF has been behind schedule on this Project. The DBF contract had received two time extensions running thru to December 19, 2015 and is being assessed Liquidated Damages for all work extending beyond December 19, 2015. The anticipated completion of this Project is mid-February 2016.

The item was unanimously approved.

C) MDX Procurement/Contract Number RFQ-15-07; MDX Work Program No. 83629.051; Construction Engineering and Inspection (CE&I) Services for SR 836 Interchange Modifications at 87th Avenue

- Approval of the Negotiated Agreement with A2 Group, Inc. in the amount of \$8,298,076.98.

Mr. Zaldivar read the agenda item into the record. The item was endorsed by the Operations Committee on February 18, 2016. Mr. Cancio moved the item for discussion. Mr. Meyer seconded the motion. Mr. Rodriguez explained that MDX completed negotiations with A2 and based on the revised staffing requirements an amount of \$8,298,076.98 will be required to perform this work.

It is recommended that the budget be increased by the amount of \$2,508,535.63.

The new contract limiting amount will be \$8,298,076.98.

The construction schedule provided by Odebrecht Construction, Inc. includes work in concurrent phases requiring numerous construction crews at various locations throughout the project along with anticipated work being completed at night. It has been determined that additional staffing is required to provide verification of the work and compliance with the Contract Documents.

The item was unanimously approved.

D) Centralized Customer Service System Master Agreement

- Approval of Agreement in Substantial Form

Mr. Zaldivar read the item into the record. Ms. Gutierrez moved the item for discussion. Mr. Vazquez seconded the motion. As discussed at the Operations Committee of February 18th, at that time the agreement was presented in substantial form. A cost analysis was requested and was distributed to Members where a comparison of costs to MDX for toll operations is detailed. The approximate total saving is \$9.5 million on an annual basis. There are benefits to the Authority as it relates to Customer Service. The goal was to have a one-stop shop customer service center where all the toll transactions in Florida are processed. The Master agreement enables MDX to become a participating agency with the benefit of creating a statewide back office operation for administration of electronic tolls. The added benefit is National/Regional Interoperability.

The item was unanimously approved.

INFORMATIONAL ITEMS

- A) Procurement Report
- B) Communications Report

The Informational Items were not addressed.

CHAIR'S COMMENTS

Mr. Cancio presented his letter of resignation effective February 23, 2016. Mr. Martinez recognized and thanked Mr. Cancio for his service to MDX.

ANNOUNCEMENTS

- Board Meeting, 3/29/16 at 4:00 p.m., William M. Lehman MDX Building, Board Room

ADJOURNMENT

Chair Martinez adjourned the Meeting.

Summary Minutes prepared by Maria Luisa Navia Lobo, Board Secretary