

**MIAMI-DADE EXPRESSWAY AUTHORITY (MDX)**

**BOARD OF DIRECTORS MEETING  
TUESDAY, MAY 30, 2017  
4:00 PM**

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

**SUMMARY MINUTES**

**Members Present**

Louis V. Martinez, Esq., Chair  
Shelly Smith Fano, Vice Chair  
James Wolfe, P. E., District VI Secretary  
Leonard Boord  
Carlos A. Gimenez  
Maritza Gutiérrez  
Arthur J. Meyer  
Cliff Walters

**Members Absent**

Audrey M. Edmonson

**Staff**

Javier Rodriguez, P.E., Executive Director  
Marie Schafer, Chief Financial Officer  
Juan Toledo, P.E., Director of Engineering  
Carlos M. Zaldivar, Esq., General Counsel  
Francine Steelman, Esq., Associate General Counsel  
Helen Cordero, Manager of Procurement and Contracts Administration  
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, Ajamil & Partners, Inc. (GEC-A)  
Traffic & Revenue: Edward Regan, CDM Smith

### **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 Ms. Smith Fano to lead in the Pledge of Allegiance.

### **APPROVAL OF AGENDA**

Ms. Gutierrez moved to approve the agenda as presented. Mr. Walters 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. No conflicts were declared.

### **APPROVAL OF SUMMARY MINUTES**

- Board Meeting of March 28, 2017

Ms. Gutierrez moved to approve the Summary Minutes. Ms. Smith Fano seconded the motion. The motion was unanimously approved.

### **EXECUTIVE DIRECTOR'S REPORT**

Mr. Rodriguez briefed Members on the following issues that occurred after the Board meeting of March 28, 2017:

- Status of House Bill 1049 – Impacts and issues contained in the bill
- Status of MDX Construction Project
  - MDX Project 83628 – reconstruction between 57<sup>th</sup> and 17<sup>th</sup> Ave is 60% complete. It is scheduled for completion in the summer of 2018. There will be changes in the maintenance of traffic and ramp closures in the summertime. Traffic advisories are available on the MDX website. Most of the construction will be done at night to have minimal impact to the community and the flow of traffic.
  - MDX Project 83629 the interchange at 87<sup>th</sup> Avenue is 40% complete. We are coordinating with the City of Doral and elected officials in the area to inform them of the Project's progress.
  - MDX Project 87410 – is the extension of SR 874 over the turnpike to SW 128 Street to the Tamiami Airport. The bridges over the Turnpike are 80% complete that work is being done by Florida's Turnpike (FTE) via an Interlocal Agreement FTE and MDX. The work on SW 128 Street has just begun. We will be widening SW 128 Street on behalf of the County from SW 137 Avenue to SW 122 Avenue.

- MDX Project 83618 (PD&E) – The project has been progressing very well and has community support, there are concerns, however, in the environmental and “no-growth” communities. We will work with all the community groups and are currently coordinating with Miami-Dade County’s Regulatory and Economic Resources Department. Our goal is to have a project that is permissible and acceptable to all communities. On June 13<sup>th</sup>, a resolution to the Comprehensive Development Master Plan (CDMP) is being presented to the Government Operations Committee.
- As a reminder, Mr. Rodriguez informed Members that the Budget Workshop was changed from June 7<sup>th</sup> to June 27<sup>th</sup>.
- Mr. Rodriguez encouraged Members to attend the next IBTTA/ TRB Joint Symposium on Managed Lanes & AET (Consent Agenda)

Mr. Rodriguez entertained question from Members.

### **TPO REPRESENTATIVE REPORT**

Since MDX does not have a Transportation Planning Organization (“TPO”) representative, Mr. Rodriguez reported that at the last TPO meeting, two MDX projects were included as priority one in the Long Range Transportation Plan (“LRTP”) for inclusion into the current five-year Transportation Improvement Program (“TIP”). The two projects are: 1) SR 112 - 37<sup>th</sup> Avenue ramps, part of our Strategic Plan; and 2) SR 924 - 67<sup>th</sup> Avenue ramps. Both are adopted and are part of the MDX Five-Year Plan.

As part of the Five-Year plan, the TPO has asked all transportation agencies to be present at the June 5<sup>th</sup> Fiscal Priorities Committee to present highlights of the MDX Five-Year TIP.

### **GENERAL COUNSEL’S REPORT**

Mr. Zaldivar informed Members on the following items of interest:

- Status of the ETCC litigation, there is a new trial date of October 2-18, 2017 that is scheduled to conclude the week of November 6-20, 2017.
- HB 1049 – As a result of this bill, MDX is seeking Board approval to request an Attorney General Legal Opinion on the effect of this legislation on MDX, if it becomes law. Ms. Smith Fano moved to approve the submittal of a request for legal opinion from the Attorney General. Mr. Boord seconded the motion. The motion was unanimously approved.

The legal briefing will be shared with Members prior to submittal.

### **TREASURER’S REPORT**

Mr. Boord thanked staff for all the work putting together next year’s budget. He informed Members of the results for the month of April 2017. He stated that on the revenue side there was a \$4.5 million positive variance, mostly due to interest income. On the expense side there was approximately \$1 million in savings from Administration and from Toll Operations approximately \$1.5 million as of April. This reflects a total variance of \$8.1 million - 55% on the revenue and 45% on the expense side.

## **COMMITTEE REPORTS**

- Policy & Planning Board Workshop, 5/10/17
- Operations Committee, 5/18/17

The Committee Reports were waived

The Committee report on the agenda moving forward will be removed per MDX Bylaws.

## **CONSENT AGENDA**

A) Travel Approval:

- July 14-18, 2017 Trip to Dallas, TX by Executive Director Rodriguez to attend IBTTA Conference Planning Committee Meeting and IBTTA/ TRB Joint Symposium on Managed Lanes & AET

Ms. Gutierrez moved to approve the Consent agenda. Mayor Gimenez seconded the motion. The motion was unanimously approved.

## **REGULAR AGENDA**

- A) Approval of Revision to MDX Amended and Restated Bylaws (Endorsed at the Policy & Planning Workshop 5/10/17)

Mr. Zaldivar read the agenda item into the record and explained that on May 10, 2017, the MDX Policy & Planning Committee held a MDX Board Workshop during which Board Members reviewed and commented on the MDX Bylaws. The Bylaws were changed to reflect the change in number of board members due to 2016 legislation. Staff also suggested minor changes that were administrative in nature. During the workshop, all Board Members were provided an opportunity to comment on each section of the Bylaws including eliminating, renaming and realigning responsibilities for the remaining two (2) Standing Committees. The proposed revisions were identified in the red-lined version of the Bylaws included in the agenda item. Mr. Martinez recommended going through the document for additional comments.

Mr. Walters inquired on Article 3 – page 8 regarding the term limitation for the Board Chair.

Mr. Rodriguez made reference to the ex-officio members for Committee quorum. The Committee agreed to have the MDX Chair sever as a member on both Committees so that each Committee will have a minimum of five Members.

Mr. Boord moved to approve revision to MDX Bylaws as amended. Ms. Gutierrez seconded the motion. The motion was unanimously approved.

- B) MDX Procurement/Contract Number RFP-14-03; MDX Work Program No. 83628.030, Design-Build Services for SR 836 Operational, Capacity and Interchange Improvements (\$3,069,169.98)
- Approval of Supplemental Agreement No. 2

Mr. Zaldivar read the agenda item into the record. The item was endorsed by the Operations Committee on May 18, 2017. Mr. Toledo introduced the item and explained the Supplemental Agreement No. 2 to the Design-Build Contract with Odebrecht Construction Inc. This agreement is in the amount of \$3,069,169.98 and includes the following, which were requested by MDX:

- Reconstruction of the Inside Shoulder as a dedicated Express Bus Lane
- Repairs to the Existing Drainage System
- Implementation of Wrong Way Countermeasures
- Inclusion of Dedicated Conduit for ITS Locate Wire
- Lighting System Conversion to LED
- Modification to Signing and Pavement Marking Plans
- Harmonization of Construction Limits with adjacent FDOT Section 5 Project
- Other Administrative Changes to Contract Provisions

Mr. Toledo explained that pursuant to the Interlocal Agreement dated 5/9/11 between Miami-Dade County and MDX for Transit Operations on Expressway Shoulders, the scope of this Project included a dedicated bus lane on the outside shoulder of SR 836. After the contract was awarded, at the request of Miami-Dade Transit (MDT) and supported by an analysis of existing and currently proposed conditions carried out by the General Engineering Consultants (HNTB and EAC Consulting), MDX determined that utilizing the inside shoulder and widening it to 12 feet would be the most effective solution and reduce the impact to the overall mainline operation during peak traffic flows. The requested changes increase safety and efficiencies on SR 836, as well as realize long term savings to MDX. It also fully utilizes the capacity of SR 836 in conjunction with the construction of the Dolphin Park and Ride Facility; and furthers joint partnerships with Miami-Dade County for increasing mobility within the County.

Ms. Gutierrez moved to approve Supplemental Agreement No. 2. Mr. Meyer seconded the motion. The motion was unanimously approved.

C) MDX Procurement/Contract Number RFP-14-01; MDX Project/Service Title: Road Ranger Service Patrol for the MDX System (\$7,500,000)

- Approval of Contract Renewal for three (3) years

Mr. Zaldivar read the agenda item into the record. The item was endorsed by the Operations Committee on May 18, 2017. Mr. Toledo introduced the item and explained that staff prepared a cost analysis, comparing the current rates for Road Ranger Services for similar contracts with FDOT and other toll agencies. The results indicate that if MDX re-procures these services, a new agreement would result in higher rates than provided for in the current contact. By entering into a contract extension, MDX will save money by utilizing the existing unit pricing. This Contractor has earned an "Outstanding" on its Contractor Performance Evaluation Rating. Accordingly, staff recommends renewing this Agreement for all three (3) available one year renewal terms.

The contract amount endorsed by the Operations Committee for the renewal term of 3 years needs to be increased from \$6,000,000 to \$7,500,000 to account for the services to cover the new movements and ramps recently introduced by the completion of the Section V, SR 826/836 interchange.

Member thoroughly discussed the item.

Ms. Smith Fano moved to approve the contract renewal for three years. Mr. Meyer seconded the motion. The motion was unanimously approved.

D) Approval of a Comprehensive Safety and Rehabilitation Improvement Program for SR 112 Airport Expressway

Mr. Zaldivar read the agenda item into the record. Mr. Toledo informed Members that at the May 18<sup>th</sup> Operations Committee meeting staff presented a list of necessary safety and rehabilitation projects for the SR 112 expressway. SR 112 is one of the oldest facilities on the MDX network of roads. Since MDX took over jurisdiction of these roads, SR 112 has only received minor improvements and upgrades.

Mr. Sosa presented a PowerPoint that detailed the safety and rehabilitation projects for SR 112 corridor. He stated that in accordance with the Trust Indenture and annual inspection reports, SR 112 is going to require system safety and rehabilitation to bring the expressway up to current standards.

Mr. Toledo and Mr. Sosa entertained questions from Members. It was requested that at the next Operations Committee/Board Meeting in June 2017 a System-wide rehabilitation improvement program be identified.

The preliminary estimate for this comprehensive program is approximately \$490 Million. All projects will be placed into the MDX 5-yr Work Program and Finance Plan. All projects will be brought back to Committee and Board with supporting documentation for approval.

The presentation is filed with the Board Secretary

Ms. Gutierrez moved to approve the Comprehensive Safety and Rehabilitation Improvement Program for SR112. Mr. Boord seconded the motion. The motion was unanimously approved.

### **INFORMATIONAL ITEMS**

- A) Procurement Report
- B) Communications Report

Informational items were not addressed.

### **CHAIR'S COMMENTS**

Mr. Martinez thanked staff for all the efforts in revising the MDX Bylaws and for keeping him informed of issues during the Legislative session.

### **ANNOUNCEMENTS**

- Operations Communications and Inter-Governmental Committee Meeting (OCIG), 6/22/17, 10:30 a.m., William M. Lehman MDX Building
- Budget Workshop, 6/27/17, 2:00 p.m., William M. Lehman MDX Building
- Finance Policy & Planning Committee Meeting (FPP), 6/27/17, 2:30 p.m., William M. Lehman MDX Building
- Board Meeting and Election of Officers, 6/27/17, 4:00 p.m., William M. Lehman MDX Building

### **ADJOURNMENT**

Chair Martinez adjourned the Board Meeting. Summary Minutes prepared by Maria Luisa Navia Lobo, Board Secretary.