


Office of the
Citizens' Independent
Transportation Trust

Memo

To: The Honorable Linda Zilber, Chairperson
and Members, Citizens' Independent Transportation Trust (CITT)

From: Charles Scurr, Executive Director 

cc: Ysela Llorc, Assistant County Manager
Bruce Libhaber, Assistant County Attorney

Date: May 20, 2009

Re: Resolution Authorizing the Acquisition of the Fifteen (15) Designated Properties Known as
Parcels 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, and 16, for Right-of-Way Needed for the
People's Transportation Plan (PTP) Project Entitled Roadway Improvements to SW 157
Avenue, from SW 152 Street to SW 184 Street, to be a Public Necessity

The attached item was prepared by the Public Works Department (PWD).

The attached resolution declares the acquisition of fifteen (15) parcels, known as Parcels 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, and 16, needed for roadway improvements to SW 157 Avenue, from SW 152 Street to SW 184 Street. This project consists of widening the existing roadway from a two (2) lane undivided roadway to a four (4) lane roadway with a raised median, sidewalks, curb and gutter, continuous storm drainage system, landscaping, signalization, pavement markings & signing, as well as roadway lighting. These improvements will increase vehicular capacity, improve traffic mobility, and provide ADA compliance.

The right-of-way acquisition and construction of this project will be funded from the Surtax. This site specific project is included in the PTP Ordinance under Board Requested Projects in Commission District 9.

This item was forwarded with no recommendation at the April 16, 2009, Project and Financial Review Committee and was adopted on May 5, 2009, by the Board of County Commissioners (BCC). **(BCC Legislative File No. See Attachment 1)**

If you have any questions, or need additional information, please do not hesitate to contact me.

RESOLUTION NO.

RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, DECLARING THE ACQUISITION OF FIFTEEN (15) DESIGNATED PROPERTIES, KNOWN AS PARCELS 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, AND 16, FOR RIGHT-OF-WAY NEEDED FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS TO SW 157 AVENUE, FROM SW 152 STREET TO SW 184 STREET, TO BE A PUBLIC NECESSITY (**BCC Legislative File No. See Attachment 1**)

WHEREAS, the CITT desires to accomplish the purposes outlined in the accompanying OCITT Executive Director's memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE CITT, that this Trust approves the Board of County Commissioners' (BCC) action, declaring the acquisition of fifteen (15) designated properties, known as Parcels 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, and 16, for right-of-way needed for the People's Transportation Plan (PTP) project entitled Roadway Improvements to SW 157 Avenue from SW 152 Street to SW 184 Street, to be a public necessity, as outlined in the corresponding document in substantially the form attached hereto and made a part hereof.

The foregoing resolution was offered by _____, who moved its adoption. The motion was seconded by _____ and upon being put to vote, the vote was as follows:

Hon. Linda Zilber, Chairperson

Harold Braynon, Jr.
Peter L. Forrest
Hon. James A. Reeder
William Sancho
Paul J. Schwiep, Esq.
Hon. Anna E. Ward, Ph.D.

David Concepcion
Miles E. Moss, P.E.
Hon. Jorge Rodriguez-Chomat
Rodney Sanders
Marilyn Smith

The Chairman thereupon declared the resolution duly passed and adopted this _____ day of _____ 2009.

Approved by the County Attorney as
to form and legal sufficiency _____

By: _____
Executive Director

AGENDA ITEM 7A (ATTACHMENT 1)

RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) APPROVING THE BOARD OF COUNTY COMMISSIONERS' (BCC) ACTION, DECLARING THE ACQUISITION OF FIFTEEN (15) DESIGNATED PROPERTIES, KNOWN AS PARCELS 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, AND 16, FOR RIGHT-OF-WAY NEEDED FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS TO SW 157 AVENUE, FROM SW 152 STREET TO SW 184 STREET, TO BE A PUBLIC NECESSITY

BCC Legislative File Nos.

Parcel 1	File No. 090955
Parcel 2	File No. 090979
Parcel 3	File No. 090976
Parcel 4	File No. 090972
Parcel 5	File No. 090978
Parcel 6	File No. 090977
Parcel 8	File No. 090974
Parcel 9	File No. 090970
Parcel 10	File No. 090965
Parcel 11	File No. 090959
Parcel 12	File No. 090973
Parcel 13	File No. 090968
Parcel 14	File No. 090964
Parcel 15	File No. 090961
Parcel 16	File No. 090958

CITT MEMBER REVIEW FORM

Contract No. ACQSW157AVEP1-16

1. **Item Name:** Resolutions Authorizing the Acquisition of the Designated Properties (15 Parcels) Known as Parcels 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, and 16 for Right of Way Needed for the PTP Project entitled Roadway Improvements to SW 157 Avenue, from SW 152 Street to SW 184 Street to
2. **Total Contract Amt:** \$0.00
PTP:
Other:
3. **Department:** PWD
Project Type: Land Acquisition
Project Timeline: (If applicable)
4. **District(s):** (If applicable) 9
5. **Scheduling and Comments:**

COMMITTEE	DATE	COMMENTS
Project / Financial Review	4/16/2009	
Community Outreach		
Compliance/ Oversight		
CITT Board	5/28/2009	
BCC Meeting	5/5/2009	

6. **BCC Approved:** No **If Yes Date:**

7. **Review:**

Yes No N/A

- PTP Project
- Budgeted Item
- Time Sensitive
- Competitive process used (If applicable)
- Timeline/Term of Contract (If applicable)
- Contract measures for CSBE, CBE, SBE or DBE (If applicable)
- Project is in a residential or commercial area or both (If applicable, circle one)
- Public Involvement Plan (PIP) included

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

8. **Staff Sign-off:**

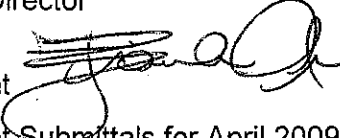
J.S. P. P.R. CP N.T. AA M.A. MA
 Date: 4/9/09 Date: 4-9-09 Date: 4-9-09 Date: 4-9-09

Memorandum



Date: March 23, 2009

To: Charles D. Scurr
CITT Interim Executive Director

From: Frank Aira, P.E., CFM
Public Works Department 

Subject: Public Works Department Submittals for April 2009

Attached is an agenda package for the Public Works PTP projects. It is as follows:

- ✓ Resolutions Authorizing the Acquisition of the Designated Properties (15 Parcels) Known as Parcels 1, 2, 3, 4, 5, 6, , 8, 9, 10, 11, 12, 13, 14, 15, and 16 for Right-of-Way Needed for the People's Transportation Plan (PTP) Project entitled Roadway Improvements to SW 157 Avenue, from SW 152 Street to SW 184 Street to be a Public Necessity.
- Contract Award Recommendation in the Amount of \$1,155,000.00 Between H & J Asphalt, and Miami-Dade County for the People's Transportation Plan (PTP) Project Entitled Intersection Improvement Contract (**Project – CICC 7360-0/08 Request for Price Quotation (RPQ) No. 20080209**)
- Resolution Authorizing the Approval of a Facilities Relocation Agreement for the Reimbursement Cost Estimated at \$208,227.88 between Miami Dade and Florida Power and Light Company for the Relocation of Transmission Facilities Required for the People's Transportation Plan (PTP) Project Entitled Roadway Improvements along NW 74 Street, MDCPWD Project No. 20070575

PWD has requested to have these items placed on the Transit, Infrastructure & Roads Committee (TIRC) Meeting of April 15, 2009 and then go before the BCC on May 5, 2009. PWD is requesting that these items go through the CITT committees during April 2009 and go to the CITT Full Trust in May 2009.

Please call me at 305-375-1907, if you have any questions.

cc: Gilda Nunez-Hervis, PWD

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum



Date: May 5, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

Agenda Item No. 8(P)(1)(L)

From: George M. Burgess
County Manager

Resolution No. R-524-09

Subject: Resolution Authorizing the Acquisition of the Designated Property Known as Parcel 1 for Right-of-Way Needed for the People's Transportation Plan (PTP) Project Entitled Roadway Improvements to SW 157 Avenue, from SW 152 Street to SW 184 Street, to be a Public Necessity

Recommendation

It is recommended that the Board of County Commissioners (BCC) approve the attached resolution declaring the acquisition of Parcel 1 for right-of-way needed for the People's Transportation Plan (PTP) project entitled Roadway Improvements to SW 157 Avenue, from SW 152 Street to SW 184 Street, to be a public necessity and authorizing the County Mayor, the County Mayor's designee and the County Attorney to employ appraisers, expert witnesses, obtain required environmental audits, and to take any and all appropriate actions to acquire the subject property in fee simple by donation, dedication, purchase, or by eminent domain proceedings, including a declaration of taking as necessary for and on behalf of Miami-Dade County.

Proceeds from the Charter County Transit System Sales Surtax (the surtax) will be used to fund this project, therefore, approval by the Board of County Commissioners (BCC) and Citizens' Independent Transportation Trust (CITT) is required.

Scope

The impact of this project will be Countywide; however, the property to be acquired is located within Commission District 9.

Fiscal Impact/Funding Source

Funding for the right-of-way acquisition and construction of this project will be provided by the Charter County Transit Surtax levied pursuant to Section 29.121 of the Code of Miami-Dade County. This project was specifically listed in the People's Transportation Plan (PTP) as one of the Board requested improvement projects for Commission District 9.

Track Record/Monitor

Not Applicable

Background

This resolution is for the acquisition of Parcel 1 of fifteen (15) separate parcels needed by the Public Works Department (PWD) for programmed improvements along SW 157 Avenue, between SW 152 Street and SW 184 Street. This project consists of widening the existing roadway from a two (2) lane undivided roadway to a four (4) lane roadway with a raised median, sidewalks, curb and gutter, continuous storm drainage system, landscaping, signalization, pavement markings & signing, and roadway lighting. The area to be acquired by PWD for the street improvements is legally described in Exhibit "A" and illustrated in the parcel location map in Exhibit "B," attached. These improvements will increase vehicular capacity, improve traffic mobility, provide ADA compliance.


Assistant County Manager




MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 5, 2009

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(P)(1)(L)

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Mayor's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(P)(1)(L)
5-5-09

RESOLUTION NO. R-524-09

RESOLUTION DECLARING THE ACQUISITION OF THE DESIGNATED PROPERTY KNOWN AS PARCEL ONE (1) FOR RIGHT-OF-WAY NEEDED FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS TO SW 157 AVENUE FROM SW 152 STREET TO SW 184 STREET TO BE A PUBLIC NECESSITY

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

WHEREAS, this Board finds and declares the acquisition of Parcel 1 in fee simple as legally described in Exhibit "A" and illustrated on the project location map in Exhibit "B" attached hereto and made a part hereof, for the public purpose of right-of-way needed for the People's Transportation Plan (PTP) project entitled Roadway Improvements to SW 157 Avenue from SW 152 Street (Coral Reef Drive) to SW 184 Street (Eureka Drive) to be required and necessary to accomplish such improvements; and

WHEREAS, Miami-Dade County is authorized under the Constitution and Laws of Florida, including Chapters 73, 74, 125, 127 and 341, Florida Statutes, and Sections 1.01 (A) (1), (2) and (21), of the Home Rule Charter of Miami-Dade County, to acquire said property by eminent domain proceedings,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that that this Board ratifies and adopts those matters set forth in the foregoing recitals and authorizes and directs the County Mayor or the County Mayor's designee and the County Attorney to employ appraisers, review

appraisers and expert witnesses, to obtain required environmental audits and to take any and all appropriate actions to acquire the subject property in fee simple, as legally described in Exhibit "A" attached hereto and incorporated herein by reference, necessary and required for right-of-way needed for the People's Transportation Plan (PTP) project entitled Roadway Improvements to SW 157 Avenue from SW 152 Street (Coral Reef Drive) to SW 184 Street (Eureka Drive), by donation, dedication, purchase, or by eminent domain proceedings, including a declaration of taking, as necessary.

The foregoing resolution was offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Carlos A. Gimenez** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	aye		
Jose "Pepe" Diaz, Vice-Chairman	aye		
Bruno A. Barreiro	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	absent
Sen. Javier D. Souto	aye		

Resolution No. R-524-09

Agenda Item No. 8(P)(1)(L)

Page No. 3

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 2009. This resolution shall become effective as follows: (1) ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board, and (2) either i) the Citizens' Independent Transportation Trust (CITT) has approved same, or ii) in response to the CITT's disapproval, the County Commission reaffirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

MIAMI-DADE COUNTY, FLORIDA

BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK



By: **Diane Collins**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Thomas Goldstein

5

Miami-Dade County
Public Works Dept.

SW 157 AVENUE
(FEE SIMPLE)

Parcel No. 1:

The East 5 feet of the West 40 feet of the North 443.80 feet of the South 478.80 feet of the West 1/4 of the SW 1/4 of Section 33, Township 55 South, Range 39 East, lying and being in Miami-Dade County, Florida; and the area bounded by the North line of the South 35.00 feet of the SW 1/4 of said Section 33, and bounded by the East line of the West 40 feet thereof, and bounded by a 25 foot radius arc concave to the Northeast, said arc being tangent to both of the last described lines.

Approved as description

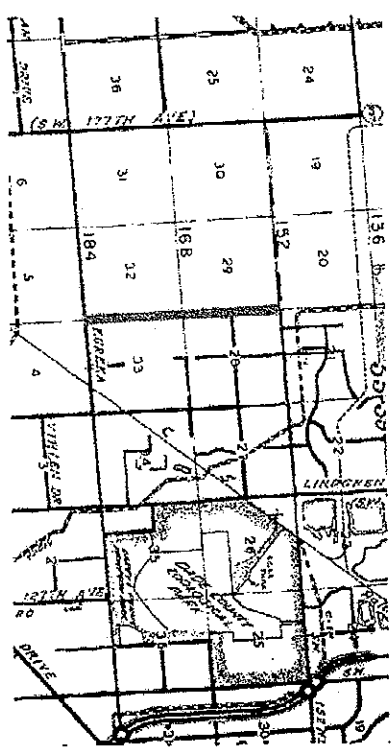
Date 3/24/09
C.D.S.

EXHIBIT "A"

SEC 28, 29, 32 & 33

TWP 55 S

RGE 39 E



LOCATION MAP

NOT TO SCALE

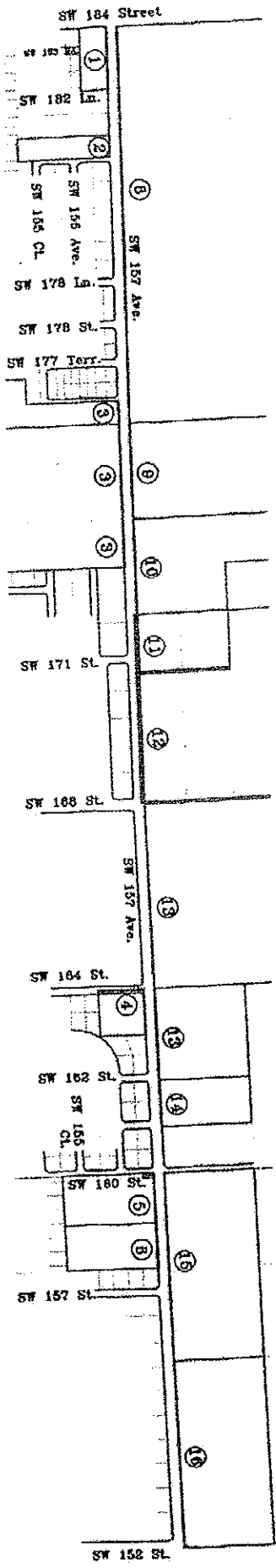


EXHIBIT "B"



R/W TO BE ACQUIRED BY THE COUNTY

SW 157 Avenue

From SW 184 Street to SW 152 Street

MIAMI-DADE COUNTY PUBLIC WORKS DEPT.
RIGHT OF WAY DIVISION
RIGHT OF WAY ENGINEERING SECTION



SCALE: 1" = 1100'
PROJECT: 20040372
PREPARED BY: L.E.
DATED: 02-25-09