

MEMORANDUM

B & F

Agenda Item No. 2I

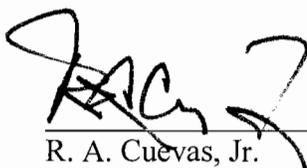
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: November 4, 2008

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

SUBJECT: Resolution directing Mayor
or designee to develop a car
rental customer awareness
program relating to use of
SunPass

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.
County Attorney

RAC/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: December 2, 2008

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

SUBJECT: Agenda Item No.

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 Manager'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

Agenda Item No.

Veto _____

12-2-08

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO DEVELOP A CAR RENTAL CUSTOMER AWARENESS PROGRAM UNDER WHICH CAR RENTAL COMPANIES MUST EXPLAIN TO THEIR CUSTOMERS IN WRITING THE APPROPRIATE USE OF SUNPASS AND TOLL PAY LANES IN MIAMI-DADE COUNTY SO AS TO AVOID ACCIDENTS BY CUSTOMERS UNFAMILIAR WITH THE PROPER USE OF SUCH LANES; DIRECTING MAYOR OR HIS DESIGNEE TO AMEND ALL CONTRACTS, PERMITS, AND REGULATORY PROVISIONS UNDER WHICH CAR RENTAL COMPANIES ARE ALLOWED TO OPERATE AT COUNTY FACILITIES SO AS TO REQUIRE CAR RENTAL COMPANIES TO PROVIDE SUCH WRITTEN NOTICE TO THEIR CUSTOMERS

WHEREAS, a significant number of automobiles and trucks on the roadways of Miami-Dade County are rented from car rental companies by out-of-county visitors or by Miami-Dade County residents needing a rental car or truck on a temporary basis; and

WHEREAS, the drivers of rented vehicles in Miami-Dade County are frequently unaware that SunPass lanes on toll roads in the County are available only to drivers possessing a SunPass transmitter by which the tolls applicable to the SunPass lanes are paid; and

WHEREAS, drivers unfamiliar with the requirement of possessing a SunPass transmitter while driving through SunPass lanes can cause serious vehicle accidents and otherwise present a serious safety problem for other vehicles if such drivers take evasive actions in their vehicles upon discovering they need a SunPass in order to travel through the SunPass lane; and

WHEREAS, in order to minimize traffic accidents and unsafe driving conditions caused by drivers not familiar with the required use of a SunPass transmitter while driving in SunPass lanes, rental car companies should be required on a voluntary basis to provide their customers with a written notice advising rental car customers of the appropriate use of SunPass and toll pay lanes in Miami-Dade County; and

WHEREAS, car rental companies operating at Miami International Airport, the Seaport, and other County facilities conduct their business at such locations under concession contracts, permits, or County regulatory provisions, and such contracts, permits, and regulatory provisions must be amended so as to require car rental companies operating at any County facility to provide such a written notice to their customers,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that in order to improve the safe and efficient operation of vehicles in Miami-Dade County and to minimize the incidents of traffic accidents involving vehicles driven by car rental customers not familiar with the appropriate use of SunPass and toll pay lanes in Miami-Dade County, this Board hereby directs the Mayor or his designee to (a) consult with the car rental companies in Miami-Dade County to develop a voluntary car rental customer awareness program under which each car rental customer is provided a written notice of the appropriate use of SunPass and toll pay lanes in Miami-Dade County, such notice being contained in a separate document given to the customer at the time of the car rental transaction or else prominently displayed in the vehicle itself, and (b) develop a mandatory notice program applicable to all car rental companies operating at any Aviation, Seaport, or other County facility, by which the concession contracts, permits, or regulations of the County under which the car rental companies are allowed to operate as

such County facilities are amended so as to require such car rental companies to give such written notice to each car rental customer that explains the appropriate use of SunPass and toll pay lanes in Miami-Dade County.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss.

It was offered by Commissioner _____, who

moved its adoption. The motion was seconded by Commissioner

and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of December , 2008. This resolution shall become effective 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.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

TPA

Thomas P. Abbott

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