

MEMORANDUM

Agenda Item No. 11(A)(10)

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

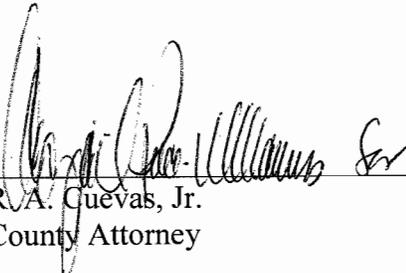
DATE: December 2, 2008

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

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

This resolution was amended by the Budget and Finance Committee to delete the words stricken through and/or double bracketed and to add the words underscored and/or double arrowed, as indicated in the item.

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



R.A. Cuevas, Jr.
County Attorney

RAC/cp



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. 11 (A) (10)

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
Veto _____
Override _____

Agenda Item No. 11(A)(10)
12-2-08

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO CONSULT WITH THE RENTAL CAR COMPANIES OPERATING IN MIAMI-DADE COUNTY TO DEVELOP A VOLUNTARY RENTAL CAR CUSTOMER AWARENESS PROGRAM UNDER WHICH SUCH COMPANIES EXPLAIN TO THEIR CUSTOMERS IN WRITING THE APPROPRIATE USE OF SUNPASS AND TOLL PAY LANES IN MIAMI-DADE COUNTY SO AS TO MINIMIZE ACCIDENTS CAUSED BY THE CUSTOMERS UNFAMILIAR WITH THE PROPER USE OF SUCH LANES

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]]~~¹

~~[[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 rental car companies in Miami-Dade County to develop a voluntary car rental customer awareness program under which each rental car 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 at such County facilities are amended so as to require such car rental companies to give such written~~

¹ Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

~~notice to each car rental customer that explains the appropriate use of SunPass and toll pay lanes in Miami-Dade County.]] >>provide a report to this Board on such Program within 120 days of the effective date of this Resolution.<<~~

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss and the Co-Sponsor is Commissioner Rebeca Sosa. 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
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman 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.

APW

Thomas P. Abbott

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