Memorandum

MIAMI-DADE COUNTY

Date: July 21, 2009

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

Agenda Item No. 9(A)(5)

From: George M. Burgess
County Manager

Subject: Resolution Rescidning Administrative Order 4-100, Policies and Procedures, Departmental Responsibilities, Fees and Fines for Parking Spaces for Persons Transporting Young Children and Strollers, and approving Implementing Order 4-100 to Revise the Fee and Fines Structure and Departmental Responsibility

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Recommendation

It is recommended that the Board approve the attached Implementing Order 4-100: Policies and Procedures, Departmental Responsibilities, Fees and Fines for Parking Spaces for Persons Transporting Young Children and Strollers (Baby Stroller Permit), and rescind Administrative Order 4-100.

Scope

This Implementing Order provides for the ability to expand the number of available locations and increase convenience for residents who seek to purchase a Baby Stroller Permit. Additionally, it proposes a revision to the fee structure for the sale of Baby Stroller Permits and Gift Certificates, as well as a change to the departmental authority for the sale of Baby Stroller Permits and Gift Certificates.

Background

On June 7, 1994, Ordinance 94-104 was sponsored by Commissioner Seijas and adopted by the Board of County Commissioners. The Ordinance amended Section 33-122 (Parking spaces for persons transporting young children and strollers) and created Sections 30-449, 30-450, and 33-122.2 in the Miami-Dade Code, providing parking stall locations, signage and markings, enforcement and penalties, and requiring existing commercial parking facilities to comply with the Ordinance pertaining to parking spaces for persons transporting young children and strollers. In accordance with the Ordinance, Administrative Order 4-100 was developed to establish administrative policies and procedures for the issuance of parking permits for persons transporting young children and strollers.

This Implementing Order revises departmental authority and responsibilities due to the transfer of the outreach function for Baby Stroller Permits to the Government Information Center. GIC currently has five ServiceDirect offices selling Baby Stroller Permits, and has initiated an effort to expand the availability of Baby Stroller Permit sales in locations that are more convenient to the public. Staff has engaged Baptist Healthcare Systems (BHS) to create an added value service to its customers through the availability of Baby Stroller Permits at their local hospitals and will implement sales at the South Miami Hospital upon adoption of this Implementing Order. The other Baptist Healthcare System hospitals will engage in the sale of Baby Stroller Permits based on the outcome of the first pilot hospital, and it is our intent to expand to all hospital systems, involving approximately 20 hospitals.

In order to facilitate this effort and simplify the Baby Stroller Permit process, this Implementing Order also proposes to modify the fee structure for the Baby Stroller Permits from a 35-tiered fee structure based on the child's age at the time of purchase, to one flat fee and a service fee. Currently, the annual fee structure ranges from $4.50 to $19.00 (including service fee) for birth to 36 months old and Gift Certificates are sold for a flat fee of $20.00. The proposed change in fee structure does not result in a significant impact to the residents. The proposed flat fee of $17.00 (which includes a $2.00 service

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fee) was established after conducting an analysis of the most recent trends in the issuance of permits. Approximately 74% of the permits issued are for children between the ages of one to five months, at an average cost of $18.22; the average cost for remaining sales (26%) is $13.50, resulting in an overall average cost per permit of $16.97. Based on these prior permit sales, approximately 74% of the future sales should result in residents paying equal to or less than what they would have paid under the current fee structure. Residents purchasing Baby Stroller Gift Certificates will pay $3.00 less per permit. Furthermore, the simplified fee structure will be easier to administer, easier for the public to understand and reduces possible errors in revenue collection.

Baby Stroller Permit Purchase (December 5, 2008 to February 27, 2009)					
Age of Child at time of Purchase	Number of Permits Purchased	Total Cost to Citizen	Current Cost Per Permit	Proposed Fees Per Permit	Assuming a $15.00 Permit Fee and $2.00 Service Fee
Birth to 5 months old	728	$ 13,263	**$ 18.22**	$ 17.00	**74%** will pay equal or less than the proposed
6 to 35 months old	262	$ 3,538	**$ 13.50**	$ 17.00	**26%** will pay more
TOTAL	990	$ 16,801	$ 16.97	$ 17.00	only 03 cents higher than average cost of all purchases

Record Tracking/Monitoring

This Implementing Order identifies the Department of Planning and Zoning as the authorized agency for overall administration of the Code and determining fines. The Government Information Center along with the Tax Collector are the authorized agencies for establishing policies and procedures for the sale of Baby Stroller Permits. The Office of Neighborhood Compliance is the authorized agency for enforcing zoning compliance and the Finance Department is the authority for establishing the financial and auditing system, including the dissemination of the revenues in accordance with Ordinance 94-104.

Fiscal Impact

The change in fee structure is not expected to result in a significant fiscal impact to the County since the proposed rate of $17.00 is only three cents higher than the current average per permit of $16.97.

Assistant County Manager

cmo12309

~~ADMINISTRATIVE ORDER~~ IMPLEMENTING ORDER

~~Administrative Order~~ Implementing Order No.: 4-100

Title: Policies and Procedures, Departmental Responsibilities and Fees and Fines for Parking Spaces for Persons Transporting Young Children and Strollers

Ordered: ~~9/20/2000~~ **Effective:** ~~10/1/2000~~

AUTHORITY:

Section 4.02 of the Miami-Dade County Home Rule Amendment and Charter, and Sections 30-449 and 33-122.2 of the Code of Miami-Dade County, Florida.

SUPERSEDES:

This ~~Administrative Order~~ Implementing Order (IO) supersedes Administrative Order 4-100, ordered ~~June 4, 1996, and effective June 10, 1996~~ September 20, 2000 and effective October 1, 2000.

~~POLICY~~ SCOPE:

This ~~Administrative Order~~ IO establishes the requirements and procedures governing the issuance and enforcement of Parking Spaces for Persons Transporting Young Children and Strollers (Baby Stroller Permit). This IO identifies departmental responsibilities, fees, and fines for effecting the provisions of Section 30-449 and 33-122.2, of the Code of Miami-Dade County, Florida.

PROCEDURE:

a. The Department of Planning, and Zoning, ~~shall be responsible for~~ is the authority for:

1. Overall administration of the Code

2. Determining fines for failure to provide appropriately marked parking spaces for baby stroller permit holders and for unauthorized use of the reserved spaces.

b. ~~Team metro~~ The Government Information Center (GIC) ~~shall be responsible~~ is the authorized agency for:

1. Selling baby stroller permits and baby stroller permit gift certificates ~~at Team Metro offices~~

2. Preparing departmental procedures for issuing baby stroller permits, baby stroller permit gift certificates and accounting for revenues jointly with the Tax Collector

3. Establishing cooperative relationships and with third party organizations to provide for the sale of Baby Stroller Permits at their location(s). Developing business processes for effecting participation of third party organizations.

c. Office of Neighborhood Compliance ~~will be responsible~~ is the authorized agency for:

~~3.~~1. Enforcing zoning compliance

d. The Tax Collector ~~shall be responsible~~ is an authorized agency for:

1. Selling baby stroller permits and baby stroller permit gift certificates, at their ~~downtown and South Dade Government Center~~ offices.

2. Preparing departmental procedures for issuing baby stroller permits and accounting for revenues jointly with ~~Team Metro~~ the Government Information Center

e. The Finance Department shall establish the financial and auditing system, and monitor revenues to ensure they are disseminated to the entities described by Ordinance 94-104.

1. One-third of the baby stroller permit fees collected will be distributed to private, not-for-profit, nondenominational agencies that provide services for severely abused or neglected children. The remaining baby stroller permit fee revenues and service fees shall be designated to the General Fund for the issuing departments.

2. Fines resulting from failure of commercial establishments to provide required parking spaces for persons transporting young children and baby strollers will be designated to the General Fund for disbursement to ~~Team metro~~ the Office of Neighborhood Compliance which conducts the enforcement function. Fines from citations for unauthorized use for these parking spaces will be designated for the enforcing agency, County Clerk or ~~Team Metro~~ Office of Neighborhood Compliance.

FEE SCHEDULE:

Baby Stroller Permit fee or gift certificate (Birth to 36 Months) ~~$ .50 per month or part~~ $15.00 Flat Fee ~~(minimum purchase is six months)~~

Replacement baby stroller permits $ 1.00
(no more than one within a 12-month period)

Service fee $ ~~1.50~~ $2.00
(for each baby stroller permit or gift certificate purchased)

~~Baby Stroller Permit gift certificates $ 20.00 flat rate~~

FINES:

Failure of commercial establishment to provide $ 200.00
baby stroller permit parking spaces

~~First unauthorized use of parking space reserved for transporters of young children and stroller permit holders $ 30.00~~

Violators who are not authorized to use a parking space reserved for transporters of young children and stroller permit holders will be subject to the maximum fine for non-moving violations pursuant to Chapter 318, Florida Statutes.

This ~~Administrative Order~~ Implementing Order is hereby submitted to the Board of County Commissioners of Miami-Dade County, Florida.

~~M.R. Stierheim~~
~~County Manager~~

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Carlos Alvarez, Mayor

MEMORANDUM

(Revised)

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

DATE: July 21, 2009

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

SUBJECT: Agenda Item No. 9(A)(5)

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. 9(A)(5)
7-21-09

RESOLUTION NO. _____

RESOLUTION RESCINDING ADMINISTRATIVE ORDER 4-100, POLICIES AND PROCEDURES, DEPARTMENTAL RESPONSIBILITIES, FEES AND FINES FOR PARKING SPACES FOR PERSONS TRANSPORTING YOUNG CHILDREN AND STROLLERS, AND APPROVING IMPLEMENTING ORDER 4-100 TO REVISE THE FEE AND FINES STRUCTURE AND DEPARTMENTAL RESPONSIBILITIES

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA that this Board approves Implementing Order 4-100, Policies and Procedures, Departmental Responsibilities and Fees and Fines for Parking Spaces for Persons Transporting Young Children and Strollers, as attached hereto; and rescinds Administrative Order 4-100.

The foregoing resolution 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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 21st day of July, 2009. 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. CHC

Craig H. Coller