# Memorandum

MIAMI-DADE COUNTY

**Date:** September 10, 2010

Agenda Item No. 8(C)(1)(H)

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

**From:** George M. Burgess
County Manager

**Subject:** Key West Adventures Corp. d/b/a Airport Shuttle application for a transfer of Passenger Motor Carrier Certificate of Transportation No. 30262

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**RECOMMENDATION**

It is recommended that the Board approve the transfer of Passenger Motor Carrier (PMC) Certificate of Transportation No. 30262 from Fort Lauderdale & Miami Airport Shuttle, Inc. to Key West Adventures Corp. d/b/a Airport Shuttle.

**SCOPE**

This PMC Certificate of Transportation is countywide, allowing the certificate holder to operate in unincorporated and incorporated areas of Miami-Dade County.

**FISCAL IMPACT/FUNDING SOURCE**

There is no fiscal impact to the County.

**TRACK RECORD/MONITOR**

Applicant is a new permit holder; however, the principal of the corporation, Mr. Mark Kersten, has been a registered chauffeur since 2009. There has been some enforcement history. Last year, Mr. Kersten received one citation for failure to comply with the requirements for operating at Miami International Airport and the Port of Miami. The citation has been satisfied. The Consumer Services Department (CSD) will be responsible for monitoring this company.

**BACKGROUND**

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 (m) of the Code provides the procedures to be followed by Miami-Dade County in processing transfer applications. No certificate may be sold, assigned or transferred to another until the proposed sale, assignment, or transfer has been approved by the Board. In considering the proposed transfer of ownership or control of the certificate, the Board shall determine whether or not said transfer is contrary to the public interest, upon evidence submitted at the July 13, 2010 Government Operations Committee (GOC) meeting (Attachment A). The Board may approve or refuse to approve said transfer upon such terms and conditions or may reasonably alter, restrict or modify the terms and provisions of such transfer if in the public's interest.

Fort Lauderdale & Miami Airport Shuttle, Inc. has filed an application to transfer PMC Certificate of Transportation No. 30262 to Key West Adventures Corp. d/b/a Airport Shuttle. Originally issued on March 3, 1998, to Style Ventures, Inc. via Resolution R-209-98 (Attachment B) and transferred to Fort Lauderdale & Miami Airport Shuttle, Inc. in 2006 via Resolution R-499-06 (Attachment C), PMC No. 30262 authorizes special operations services. This class is defined as transportation of persons in a

motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route.

The company is required to adhere to the terms of the resolution, which approved the initial certificate (R-209-98). Key West Adventures Corp. d/b/a Airport Shuttle, located at 1881 Washington Avenue, Suite 15B, Miami Beach, Florida 33139, seeks to continue providing this class of service by transporting resident and tourist groups to and from various locations throughout Miami-Dade County 24-hours a day, seven days a week. Transportation is required to be pre-arranged at least 24-hours prior to service, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule (Attachment D).

The management plan submitted by Mr. Mark Kersten, President of Key West Adventures Corp. d/b/a Airport Shuttle, includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application.

As required by the Code, the applicant has provided disclosure of the terms and conditions regarding the transfer of the certificate. A Sales Agreement (Attachment E) between Key West Adventures Corp. d/b/a Airport Shuttle and Fort Lauderdale & Miami Airport Shuttle, Inc., establishes the acquisition by Key West Adventures Corp. d/b/a Airport Shuttle of PMC Certificate of Transportation No. 30262 for a total price of $15,000.00.

Assistant County Manager

# MEMORANDUM

(Revised)

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

**DATE:** September 10, 2010

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

**SUBJECT:** Agenda Item No. 8(C)(1)(H)

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**Please note any items checked.**

_____ **"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**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous_____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 8(C)(1)(H)
9-10-10

RESOLUTION NO. _____

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30262 FROM FORT LAUDERDALE & MIAMI AIRPORT SHUTTLE, INC. TO KEY WEST ADVENTURES CORP. D/B/A AIRPORT SHUTTLE TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER

**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 in accordance with Chapter 31 of the Code, the transfer of Certificate of Transportation No. 30262 to Key West Adventures Corp. d/b/a Airport Shuttle to provide special operations service is approved. This class of service is defined as transportation of persons in a motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route.

The foregoing resolution was sponsored 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 10th day of September, 2010. 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. B.L. for

Gerald K. Sanchez

**ATTACHMENT A**

MIAMI-DADE COUNTY

PUBLIC NOTICE

THE GOVERNMENT OPERATIONS COMMITTEE OF THE BOARD OF COUNTY COMMISSIONERS of Miami-Dade County, Florida will meet on Tuesday, July 13, 2010, at approximately 9:30 a.m. in the County Commission Chambers, Second Floor, Stephen P. Clark Center, 111 NW First Street, Miami, Florida to consider:

Resolution approving transfer of Certificate of Transportation No. 30262 to Key West Adventures Corp. d/b/a Airport Shuttle to provide special operations service as a passenger motor carrier

*A person who decides to appeal any decision made by the Government Operations Committee of the Board of County Commissioners, with respect to any matter considered at this hearing, will need a record of the proceedings. Such person may need to ensure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based.*

Approved _____ Mayor

Agenda item No. 5(J)
3-3-98

Veto _____

Override _____

**ATTACHMENT B**

RESOLUTION NO. R-209-98

RESOLUTION APPROVING APPLICATION FOR ONE-CERTIFICATE OF TRANSPORTATION TO STYLE VENTURES, INC. TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER

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 DADE COUNTY, FLORIDA, that in accordance with Chapter 31 of the Code, a Certificate of Transportation to provide special operations passenger motor carrier service to a common destination or series of common destinations in Dade County, as recommended by the County Manager, be issued to Style Ventures, Inc.

The foregoing resolution was offered by Commissioner Javier D. Souto, who moved its adoption. The motion was seconded by Commissioner Gwen Margolis and upon being put to a vote, the vote was as follows:

| | | | |
|---|---|---|---|
| Dr. Miriam Alonso | aye | Dr. Barbara M. Carey | aye |
| Miguel Díaz de la Portilla | aye | Betty T. Ferguson | aye |
| Bruce C. Kaplan | absent | Gwen Margolis | aye |
| Natacha Seijas Millán | absent | Jimmy L. Morales | aye |
| Dennis C. Moss | aye | Pedro Reboredo | absent |
| Dorrin D. Rolle | aye | Katy Sorenson | aye |
| Javier D. Souto | aye | | |

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of March, 1998. 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.

DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

By KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as to
form and legal sufficiency. GKS

MEMORANDUM Agenda Item No. 5(J)

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: March 3, 1998

SUBJECT: Style Ventures, Inc. application for a Passenger Motor Carrier Certificate (PMC Control No. 349)

FROM: Armando Vidal, P.E.
County Manager

**RECOMMENDATION**

It is recommended that the Board approve the application of Style Ventures, Inc. for a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged special operations service.

**BACKGROUND**

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Dade County under Chapter 31 of the Code of Metropolitan Dade County.

Section 31-103 of the Code provides the procedures to be followed by Metro-Dade County in processing certificate applications. Based on those requirements, a public hearing has been scheduled before the Board of County Commissioners. At the conclusion of the public hearing the Board may issue or refuse to issue the certificate, or issue the certificate with such modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching its determination, the Board shall consider the application, the County Manager's report and recommendation, all matters presented at the public hearing, and among others, the following criteria:

(1) That the applicant is fit, willing and able in accordance with the requirements of this section, to provide the transportation to be authorized by this certificate and is able to comply with this article and regulations of the commission.

(2) That the transportation to be provided under the requested certificate is consistent with the public interest.

(3) That the proposed transportation service will improve the quality of transportation available to the public.

## ANALYSIS

Style Ventures, Inc., located at 250 Catalonia Avenue, #404, Coral Gables, Florida, 33134, seeks to obtain a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged special operations service transportation to passengers throughout all of Dade County. This class of service is defined as the transportation of persons to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route.

The company seeks to transport tourist groups to and from various locations throughout Dade County. Transportation will be pre-arranged on a 24-hour minimum basis. These services will be provided 24 hours a day, seven days a week, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule.

The management plan submitted by Mr. Mark A. Funnen, President of Style Ventures, Inc., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application.

In accordance with Section 31-103(e) of the Code, a 20-day notice of application was provided to all affected municipalities within Dade County, all passenger motor carrier certificate holders and interested parties. No protests were filed.

Style Ventures, Inc. submitted this application in an effort to obtain a legal passenger motor carrier permit to provide tour guide services. The applicant was observed providing transportation and issued a notice to cease and desist. The applicant advised it would not provide services until issued a certificate. Subsequent follow-up actions have not indicated any operations. Accordingly, the application is recommended.

## DIRECTIVES

No directives were received.

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 8(C)(1)(B)

05-09-06

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

RESOLUTION NO. R-499-06

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 262 FROM STYLE VENTURES, INC. TO FORT LAUDERDALE & MIAMI AIRPORT SHUTTLE, INC. d/b/a AIRPORT SHUTTLE TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER

**ATTACHMENT C**

**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 in accordance with Chapter 31 of the Code, the transfer of Certificate of Transportation No. 262 from Style Ventures, Inc. to Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle to provide special operations passenger motor carrier services to a common destination or series of common destinations in Miami-Dade County where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminal or on a regular route is approved.

The foregoing resolution was offered by Commissioner Dennis C. Moss, who moved its adoption. The motion was seconded by Commissioner Sally A. Heyman and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman aye
Dennis C. Moss, Vice-Chairman aye

| | | | |
|---|---|---|---|
| Bruno A. Barreiro | aye | Jose "Pepe" Diaz | aye |
| Audrey M. Edmonson | aye | Carlos A. Gimenez | aye |
| Sally A. Heyman | aye | Barbara J. Jordan | aye |
| Dorrin D. Rolle | aye | Natacha Seijas | aye |
| Katy Sorenson | aye | Rebeca Sosa | aye |
| Sen. Javier D. Souto | aye | | |

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The Chairperson thereupon declared the resolution duly passed and adopted this 9th day of May, 2006. 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

KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. GKS

Gerald K. Sanchez

# Memorandum

MIAMI-DADE COUNTY

**Date:** May 9, 2006

Agenda Item No. 8(C)(1)(B)

**To:** Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

**From:** George M. Burgess
County Manager

**Subject:** Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle application for a transfer of Passenger Motor Carrier Certificate of Transportation No. 262

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## RECOMMENDATION

It is recommended that the Board approve the transfer of Passenger Motor Carrier Certificate of Transportation No. 262 from Style Ventures, Inc. to Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle.

## BACKGROUND

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 (m) of the Code provides the procedures to be followed by Miami-Dade County in processing transfer applications. No certificate may be sold, assigned or transferred to another until the proposed sale, assignment, or transfer has been approved by the County Commission. The Community Empowerment and Economic Revitalization Committee and Board of County Commissioners, in considering the proposed transfer of ownership or control of the certificate, shall determine, upon evidence submitted by the parties or any other party or person affected by the proposed transfer, whether or not said transfer is contrary to the public interest. The Commission may approve said transfer or refuse to approve said transfer upon such terms and conditions or may reasonably alter, restrict or modify the terms and provisions of such transfer where the same may best serve the public interest.

## ANALYSIS

Style Ventures, Inc. has filed an application to transfer Passenger Motor Carrier (PMC) Certificate of Transportation No. 262 to Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle. The Code requires that such transfers be approved by the Board. PMC No. 262, originally issued on March 3, 1998, to Style Ventures, Inc., authorizes special operations service. This class of service is defined as transportation of persons in a motor vehicle to a common destination or series of common destinations where the person may be charged as an individual or as part of a group, including but not limited to charter, sightseeing, or subscription service, not between fixed terminals or on a regular route. Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle, located at 401 East Las Olas Blvd., Suite 130, Fort Lauderdale, Florida 33301, seeks to continue providing this class of service.

The company is required to adhere to the terms of the resolution, which approved the initial certificate (R-209-98, attached). Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle seeks to continue transporting resident and tourist groups to and from various locations throughout Miami-Dade County.

Transportation will be pre-arranged on a 24-hour minimum basis. These services will be provided seven days a week, 24 hours a day, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule.

The management plan submitted by Mr. Raul Rosano, President of Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle, includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application. There has been no significant enforcement history within the last five years.

As required by the Code, the applicant has provided disclosure of the terms and conditions regarding the transfer of the certificate. A Sales Agreement between Style Ventures, Inc. and Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle establishes the acquisition by Fort Lauderdale & Miami Airport Shuttle, Inc. d/b/a Airport Shuttle of PMC Certificate of Transportation No. 262 for a total price of seven thousand five hundred dollars ($7,500.00).

Attachments

Roger Carlton
Assistant County Manager

# Key West Adventures

**ATTACHMENT D**

# RATE SHEET

| | | |
|---|---|---|
| zone 1 | Miami Area | To/From either the Miami International Airport or the Port Miami and To/From Miami/Miami Beach Hotels, Residences, and Businesses |
| zone 2 | Ft. Lauderdale Area | To/From either the Ft. Lauderdale/Hollywood International Airport or Port Everglades and To/From Ft. Lauderdale/Hollywood Hotels, Residences, and Businesses |
| zone 3 | Miami & Ft. Lauderdale Areas | To/From the Miami International Airport or the Port Miami or Miami/Miami Beach Hotels, Residences, and Businesses and To/From either the Ft. Lauderdale/Hollywood International Airport or Port Everglades or Ft. Lauderdale/Hollywood Hotels, Residences, and Businesses |

| Zone | Number of Passengers | Rate |
|---|---|---|
| 1 | 1 or 2 | $49 |
| 1 | 3+ (max of 12) | $49 + $15 per additional person |
| | | |
| | | |
| 2 | 1 or 2 | $59 |
| 2 | 3+ (max of 12) | $59 + $15 per additional person |
| | | |
| | | |
| | | |
| 3 | 1 or 2 | $79 |
| 3 | 3+ (max of 12) | $79 + $15 per additional person |
| | | |
| | | |
| | | |
| | | |
| | | |
| | Port of Miami Pick-up fee of $10 is not incluced in the above prices. | |
| | | |
| | | |
| | Infant and Child seats provided at no extra charge. Must give advance notice | |
| | | |

**ATTACHMENT E**

# Miami Dade PMC Sales Agreement

Airport Shuttle, also known as Fort Lauderdale Airport Shuttle, Inc., with its principle place of business at 401 E. Las Olas Boulevard., Suite #130, Fort Lauderdale, Florida 33301 and Raul Rosano, residing at 1531 NW 102nd Way, Coral Springs, Florida 33071, (the "Seller"), hereby agrees to sell the Passenger Motor Carrier (PMC) permit #30262 ("PMC"), as defined by the Miami-Dade County Passenger Transportation Regulatory Division ("PTRD") to (the "Buyer"), Key West Adventures Corp a Florida Corporation, with its principle place of business at 1881 Washington Blvd Suite 15b, Miami Beach, FL 33139.

1. Buyer agrees to pay the Seller the amount of $15,000.00 U.S. Dollars for the sale of the PMC permit which shall be delivered in the following manner:

A. Five Thousand Dollars ($5,000.00) upon execution hereof, in the form of a cashier's check remitted directly to the Seller. Said sum shall represent a non-refundable deposit in the event that the Buyer fails to submit or cancel his PMC application by January 4th 2010; and

B. Ten Thousand Dollars ($10,000.00) in the form of a cashier's check remitted directly to the Seller. Said sum shall be held in escrow by the Seller until such time as the ("PTRD") approves the Buyer's application and issues the ("PMC") in the Buyer's name or until June 30, 2010 whichever comes first.

2. Seller agrees to have all outstanding debts paid in full to Miami Dade County and the Port of Miami by no later than December 11th 2009. Seller further agrees to indemnify the Buyer from any Liabilities arising out of the Seller's operation of the permit.

3. Buyer shall submit his application to PTRD meeting all their requirements by no later than January 4th 2010. The Buyer further warrants to:

A. act in good faith and diligence in the application process, including but not limited to the timely and prompt submission of proof of commercial insurance for the transport vehicles and any and all other documentation required by the PTRD.

B. to update his application status with the Seller on a monthly basis within 3 business days after PTRD meet every month to discuss the application status for PMC permit approval.

C. to advance the March 31, 2010 Permit Renewal fees if the Buyer's application has not been approved by said date. The Permit Renewal Fee advancement shall be refundable as provided herein below.

4. In the event that the PTRD does not approve the Buyer's application, the Buyer has the option to terminate this Agreement by submitting written Notice of Termination to the Seller together with a Copy of the PTRD letter of denial by certified mail by June 30, 2010. In such case, the Buyer shall receive a full refund of the $10,000.00 dollars that is being held by the Seller. Also, Seller shall refund



12/08/2009
RR 12/08/09
VC 12/8/09

via cashier's check the sum of all permit renewal fees paid by the Buyer. The parties hereto shall be released of any further obligations under this Agreement.

5. The PMC will remain the Seller's property until the transfer is completed. The Buyer shall operate 15 passenger Blue Van(s) under the Seller's permit and pay any fees for operating the business at the Port of Miami and Miami Airport and any other operating costs associated with doing business at the Buyer's expense until such time as the Buyer's Permit application is approved. The Seller shall execute the PTRD Power of Attorney to facilitate same.

Seller

Raul Rosano – President

Date 12/08/09

Rachel Rose 12/8/09

RACHEL ROSE
MY COMMISSION # DD 791458
EXPIRES: June 7, 2012
Bonded Thru Notary Public Underwriters

Buyer:

Mark Kersten, President

Date 12/08/09

Buyer:

Vivian Calzadilla, Vice President

Date 12/8/09

must be made available for inspection and copying within one (1) business day of such request by the CSD or any police agency during regular business hours and shall be retained for one (1) year;

(5) Shall maintain a log of all customer complaints;

(6) Shall maintain quarterly vehicle accident records for all vehicles operated in the prior quarter;

(7) Shall not refuse to dispatch or neglect to dispatch a request to transport to or from any place in the county, any orderly person requesting service;

(8) Shall hold any personal property deposited in the lost and found facility for a period of six (6) months, at the end of which time the personal property shall become the property of the finder. A record of personal property reported to or deposited at the lost and found facility shall be kept for at least one (1) year; and

(9) Shall comply with all applicable obligations of the for-hire license holder when acting as his, her or its agent.

(l) *Responsibility for violations of chapter.* The holder of a passenger service company registration or any person providing passenger services directly shall be responsible for any violation of this chapter involving passenger services and shall be subject to the penalties provided for in this chapter for any such violation. In addition, the registration shall be subject to suspension or revocation for any such violation. Charges against or penalties imposed on a for-hire license holder or for-hire chauffeur for the same or related offense shall not relieve the passenger service company of its responsibilities or liabilities under this chapter. Violations shall be punishable as provided in this chapter.
(Ord. No. 98-105, § 1, 7-9-98; Ord. No. 01-178, § 1, 11-6-01; Ord. No. 03-45, § 1, 3-11-03)

## ARTICLE III. PASSENGER MOTOR CARRIERS*

### Sec. 31-101. Transportation policy.

To assure the development and maintenance of a safe, healthy and efficient passenger transportation system for Miami-Dade County, the Commission, County Manager and County staff, in carrying out the duties and responsibilities prescribed in this article, shall consider the following as being in the public interest:

(1) Reliance on market forces and on actual and potential competition among all transportation modes, so as to provide transportation services at competitive prices.

(2) Coordination of regulatory decision-making with the transportation improvement plan, and the orderly development of an integrated transportation/transit system for Miami-Dade County so as to ensure the development and maintenance of a transportation/transit system responsive to the needs of the public, in which regulatory decisions are reached fairly and expeditiously, and with consideration of their costs and benefits.

(3) Improvement of motor vehicle safety.

(4) Achievement of County, national and State energy conservation goals.

(5) Reduced concentration of market power, and prevention of unfair, deceptive, predatory or anticompetitive practices.

(6) Reduction of restrictive regulatory barriers to entry into the industry and promotion of equal opportunities.

(7) Promotion of the safety and welfare of the residents and visitors of Miami-Dade County who use the services of passenger motor carriers to meet their transportation needs.

*Editor's note—Ord. No. 81-17, adopted Feb. 17, 1981, did not specify manner of codification; therefore, inclusion of §§ 2—16 as Art. III, §§ 31-101—31-115, has been at the editor's discretion.