

MEMORANDUM

Agenda Item No. 11(A)(2)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 7, 2013

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

SUBJECT: Resolution establishing County policy to provide free juror parking at County-owned and County-operated parking facilities, including, but not limited to, Miami-Dade Transit Metrorail parking facilities, commencing on October 1, 2013

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chair Lynda Bell and Co-Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 7, 2013

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

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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 Mayor'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. 11(A)(2)
5-7-13

RESOLUTION NO. _____

RESOLUTION ESTABLISHING COUNTY POLICY TO PROVIDE FREE JUROR PARKING AT COUNTY-OWNED AND COUNTY-OPERATED PARKING FACILITIES, INCLUDING, BUT NOT LIMITED TO, MIAMI-DADE TRANSIT METRORAIL PARKING FACILITIES, COMMENCING ON OCTOBER 1, 2013; AND DIRECTING COUNTY MAYOR TO INCLUDE RECOMMENDED PLAN FOR IMPLEMENTATION OF SUCH FREE JUROR PARKING POLICY IN MAYOR'S PROPOSED FISCAL YEAR 2013-14 COUNTY BUDGET

WHEREAS, Miami-Dade County is the only county in the State of Florida that charges its jurors for parking; and

WHEREAS, the County currently charges \$5.00 a day for jury parking at County-owned and County-operated parking facilities; and

WHEREAS, the County wishes to recognize the important service our residents are performing by participating in the judicial process; and

WHEREAS, it is estimated that the fiscal impact for providing free parking to jurors in County-owned and County-operated parking facilities is \$172,000.00 annually, exclusive of Miami-Dade Transit Metrorail parking facilities; and

WHEREAS, this Board wishes to establish a policy to provide free parking at County-owned and County-operated parking facilities for persons called to report for jury duty and/or serve as jurors in the 11th Judicial Circuit of Florida, including Miami-Dade Transit Metrorail parking facilities, commencing on October 1, 2013; and

WHEREAS, this Board desires to direct the County Mayor or the County Mayor's designee to analyze alternatives to provide free parking at County-owned and County-operated

parking facilities for persons called to report for jury duty and/or serve as jurors in the 11th Judicial Circuit of Florida, including Miami-Dade Transit Metrorail parking facilities, and thereafter, to recommend the best plan for implementation of a free juror parking policy commencing October 1, 2013, which recommendation shall be included as part of the Mayor's proposed fiscal year 2013-14 County budget; and

WHEREAS, the administration and the Clerk's office have already commenced the preliminary work necessary to prepare a plan of implementation for such policy,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board hereby establishes as its policy the provision of free parking at County-owned and County-operated parking facilities for persons called to report for jury duty and/or serve as jurors in the 11th Judicial Circuit of Florida, including, but not limited to, Miami-Dade Transit Metrorail parking facilities, commencing on October 1, 2013 (the "Policy").

Section 3. This Board hereby directs the County Mayor or the County Mayor's designee to analyze alternatives to implement the free juror parking Policy, and to include the Mayor's recommended plan for implementation of such free juror parking Policy as part of the Mayor's proposed fiscal year 2013-14 County budget.

The plan set forth in the Mayor's proposed budget shall at a minimum include details regarding: the fiscal impact of implementation the free juror parking Policy and the funding source(s) identified to fund the implementation; and logistical considerations, such as necessary amendments, if any, to the juror summons, and modifications to parking operations at the County-owned and County-operated facilities to properly identify jurors and exempt them from payment.

The Prime Sponsor of the foregoing resolution is Vice Chair Lynda Bell and the Co-Sponsor is Commissioner Sally A. Heyman. 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:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of May, 2013. 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.



Geri Bonzon-Keenan