

# MEMORANDUM

Agenda Item No. 11(A)(3)

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

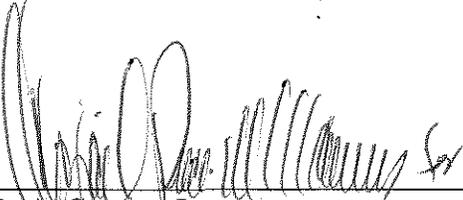
**DATE:** February 4, 2013

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

**SUBJECT:** Resolution directing the Mayor to incorporate into future Ground Transportation Contracts with private entities insurance coverage required by Section 324.032, Florida Statutes, unless the Mayor determines that a higher level of insurance coverage is necessary and in the best interest of the County

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/cp



**MEMORANDUM**  
(Revised)

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

**DATE:** February 4, 2014

**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

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Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(3)  
2-4-14

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO INCORPORATE INTO FUTURE GROUND TRANSPORTATION CONTRACTS WITH PRIVATE ENTITIES INSURANCE COVERAGE REQUIRED BY SECTION 324.032, FLORIDA STATUTES, UNLESS THE MAYOR DETERMINES THAT A HIGHER LEVEL OF INSURANCE COVERAGE IS NECESSARY AND IN THE BEST INTEREST OF THE COUNTY

**WHEREAS**, the County enters into for-hire ground transportation contracts ("Ground Transportation Contracts"), and regulates other transportation providers pursuant to Chapters 4 and 31 of the Code of Miami-Dade County to meet the public's transportation needs; and

**WHEREAS**, these Ground Transportation Contracts require high levels of insurance coverage which are very expensive, have become more difficult to obtain, and may increase costs to the County; and

**WHEREAS**, Section 324.032, Florida Statutes, mandates minimum insurance coverage for certain for-hire passenger transportation vehicles, such as taxicabs, limousines, and jitneys, of \$125,000/\$250,000/\$50,000 or \$300,000 on a per occurrence basis under certain circumstances; and

**WHEREAS**, the Board believes that such coverage levels should be included in future Ground Transportation Contracts to the extent permitted by law, unless the Mayor determines that a higher level of insurance coverage is necessary and in the best interest of the County,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that the Mayor or designee is directed to incorporate into future Ground Transportation Contracts with private entities the level

of insurance coverage required by Section 324.032, Florida Statutes, to the extent permitted by law, unless the Mayor: (a) determines that a higher level of insurance coverage is necessary and in the best interest of the County; and (b) notifies the Board of County Commissioners in writing prior to the issuance of the solicitation, and explains his or her rationale.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson. 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    | Esteban L. Bovo, Jr.    |
| Jose "Pepe" Diaz     | Audrey M. Edmonson      |
| Sally A. Heyman      | Barbara J. Jordan       |
| Jean Monestime       | Dennis C. Moss          |
| Sen. Javier D. Souto | Xavier L. Suarez        |
| Juan C. Zapata       |                         |

The Chairperson thereupon declared the resolution duly passed and adopted this 4<sup>th</sup> day of February, 2014. 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.  
Gerald K. Sanchez

GKS