

MEMORANDUM

Agenda Item No. 11(A)(42)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

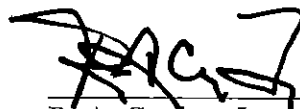
DATE: October 6, 2015

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

SUBJECT: Resolution establishing policy limiting checked luggage wrapped in plastic film that will be allowed into the baggage handling system for Miami International Airport to those items wrapped by the authorized vendor for luggage wrapping services; and directing the County Mayor to develop a process by which plastic film utilized by persons or entities other than the authorized vendor for luggage wrapping services can be approved for use at Miami International Airport within 60 days

A substitute was presented and forwarded to the BCC with a favorable recommendation at the 8-27-15 Trade & Tourism Committee. This substitute differs from the original in that it imposes restrictions on the use of outside baggage wrapping materials immediately, instead of upon completion of the County Mayor's or County Mayor's report on the how outside baggage wrapping materials will be evaluated for compliance. It further specifies items the County Mayor or County Mayor must consider in reporting on a process to control the impacts of outside baggage wrapping materials on Miami International Airport.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Juan C. Zapata.



R. A. Cuevas, Jr.
County Attorney

RAC/lmp




MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: October 6, 2015

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

SUBJECT: Agenda Item No. 11(A)(42)

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)(42)
10-6-15

RESOLUTION NO. _____

RESOLUTION ESTABLISHING POLICY LIMITING CHECKED LUGGAGE WRAPPED IN PLASTIC FILM THAT WILL BE ALLOWED INTO THE BAGGAGE HANDLING SYSTEM FOR MIAMI INTERNATIONAL AIRPORT TO THOSE ITEMS WRAPPED BY THE AUTHORIZED VENDOR FOR LUGGAGE WRAPPING SERVICES; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DEVELOP A PROCESS BY WHICH PLASTIC FILM UTILIZED BY PERSONS OR ENTITIES OTHER THAN THE AUTHORIZED VENDOR FOR LUGGAGE WRAPPING SERVICES CAN BE APPROVED FOR USE AT MIAMI INTERNATIONAL AIRPORT WITHIN 60 DAYS

WHEREAS, Miami International Airport ("Airport") has a significant number of travelling passengers that utilize luggage wrapping plastic film on their checked baggage to protect their possessions from a variety of variables including, but not limited to, theft, damage, inclement weather and mishandling; and

WHEREAS, in July of 2012, the Airport began operating a new \$220 million dollar in-line checked baggage handling and delivery system ("baggage system") in the North Terminal, which is a fully automated system outfitted with state-of-the-art explosive detection technology, that screens and transports 30,000 to 40,000 bags per day, and consists of approximately 14 miles of conveyor belts that stretches from the ticket counters to the loading gates, and is in the process of installing a new automated baggage system in the Central and South Terminals; and

WHEREAS, passengers utilizing wrapping material that has not been tested and approved for operational use may cause injuries to baggage handlers who cannot load bags into the plane properly due to luggage sticking together, can cause difficulty in unwrapping for the Transportation Security Administration ("TSA") during the checked baggage screening process

leading to processing delays, and could potentially causes jams and other problems in the Airport's baggage system and conveyor belts creating system delays and shutdowns; and

WHEREAS, JFK Airport's Terminal 4 has a similar policy in place for operational reasons, which limits checked luggage wrapped in plastic film into the baggage handling system to those items wrapped by the approved luggage wrapping provider; and

WHEREAS, Miami-Dade County owns and operates Miami International Airport in a proprietary capacity, and costs incurred in the operation of Miami International Airport are borne solely by the Miami-Dade Aviation Department >>("MDAD")<<¹; and

WHEREAS, the Board of County Commissioners (the "Board") finds that in the interest of operational performance and efficiency of Miami International Airport, there should be controls on the type of luggage wrapping material that will be allowed into the Airport; and

WHEREAS, the authorized vendor for luggage wrapping services at Miami International Airport has been approved by this Board and is required by >>MDAD and<< TSA to have its wrapping material tested and approved prior to commencing operations to ensure there will be no operational interference with the Airport's baggage system; and

>>WHEREAS, the authorized vendor for luggage wrapping services at Miami International Airport must provide re-wrapping free of charge to those passengers whose luggage has been opened and inspected by TSA; and<<

WHEREAS, this Board finds that a policy should be established limiting checked luggage wrapped in plastic film to standards at least as stringent as those met by the authorized vendor for luggage wrapping services at Miami International Airport,

¹ The differences between the substitute and the original item are indicated as follows: Words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< are added

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. The Board establishes a policy at Miami International Airport limiting checked luggage wrapped in plastic film to those plastic films that meet the same standards met by the current authorized vendor for luggage wrapping services at Miami International Airport. ~~[[This policy shall not be enforced until the County Mayor or County Mayor's designee reports back to the Board, pursuant to Section 3 below, on a recommended process for evaluating plastic films utilized by persons or entities other than the authorized vendor for luggage wrapping services.]]~~

Section 3. The Board directs the County Mayor or the County Mayor's designee to develop a process by which luggage wrapping plastic film utilized by persons or entities other than the authorized vendor for luggage wrapping services can be approved for use at Miami International Airport, and to submit such process to this Board for approval within 60 days; this process >>must be at least as stringent as those met by the authorized vendor and<< ~~[[may]]~~ >>must<< include recommendations related to inspections, >>re-wrap, rent/fees<<, bonding, and insurance. In the event that the County Mayor or County Mayor's designee concludes that such a process is not feasible, the reasons for such conclusion shall be submitted to this Board.

Section 4. The Board further directs the County Mayor or County Mayor's designee to submit a fiscal impact statement detailing the costs associated with implementation and enforcement of the Board's policy and/or the recommended process for evaluating plastic films within 60 days of the effective date of this resolution and place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Juan C. Zapata. 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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of October, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.



David M. Murray

