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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 8(L)(1)

TO:	Honorable Chairwoman Rebeca Sosa and Members, Board of County Commissioners	**DATE:**	November 19, 2013
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution amending Implementing Orders 4-56 and 4-57 related to the Schedule of Fees and Tolls for the Venetian Causeway and the Rickenbacker Causeway respectively Resolution No. R-950-13

The accompanying resolution was prepared by the Public Works & Waste Management Department and placed on the agenda at the request of Prime Sponsor Finance Committee.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

Memorandum

MIAMI-DADE COUNTY

Date: November 19, 2013

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution Amending Implementing Order 4-56, Schedule of Fees and Tolls for the Venetian Causeway, and 4-57, Schedule of Fees and Tolls for the Rickenbacker Causeway

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Recommendation
It is recommended that the Board of County Commissioners (BCC) approve amendments to Implementing Order 4-56, Schedule of Fees and Tolls for the Venetian Causeway, and 4-57, Schedule of Fees and Tolls for the Rickenbacker Causeway, to consolidate the existing toll structures and fees from a total of nine (9) annual plans to six (6) annual plans for both the Venetian and Rickenbacker Causeways. This is required in order to become interoperable with the Statewide SunPass Toll Collection System (Sunpass).

Scope
The Venetian Causeway is located within Commissioner Audrey Edmonson's District 3 and Commissioner Sally A. Heyman's District 4. The Rickenbacker Causeway is located within Commissioner Xavier L. Suarez' District 7.

Fiscal Impact/Funding Source
The fiscal impact for the proposed reduction of annual plans from the current nine (9) plans to six (6) plans is unknown at this time. However, it is expected to be minimal. An ongoing Traffic and Revenue Study by HDR Consulting anticipates a shift of customers from the annual plans to Sunpass or Toll-By-Plate fees as a result of the recommended plan eligibility requirements. All toll revenues generated are allocated to the proprietary Causeway fund.

Track Record/Monitor
The implementing agency is the Public Works and Waste Management Department (PWWM) and the person responsible for monitoring this project is Michael Bauman, Chief, Causeways Division.

Background
On May 7, 2013, the BCC adopted Resolution R-344-13 approving the award of Contract No. RFP861 to TransCore LP for the conversion of the existing cash/C-Pass electronic toll system used at the Venetian and Rickenbacker Causeways to SunPass/Toll-By-Plate Electronic Tolling. The existing C-Pass Toll Collection System operated by the County since 1997 is not interoperable with SunPass. Furthermore, Florida Statutes, Section 338.01(7) requires that new electronic toll collection systems be SunPass interoperable in order to maximize efficiencies and minimize motorist confusion. As a result, in order to convert the Rickenbacker and Venetian Toll Systems to the SunPass System, modifications are required to the existing annual plans,

along with the addition of Toll-By-Plate prices and monthly invoice fees for motorists without a SunPass transponder.

Modifications to the Implementing Orders will result in changes to the annual plans as reflected in the tables below, and shall become effective on April 1, 2014. This is in addition to the increase in toll fees for the Rickenbacker Causeway, approved by the BCC on January 23, 2013 through Resolution R-33-13, and for the Venetian Causeway through the BCC's adoption of the FY 2013-14 budget.

Implementing Order 4-56 - Schedule of Tolls and Fees for the Venetian Causeway

Annual Plan	Plan Description	Current Rate	Proposed Rate	Proposed Change
Property Owner Administrative Fee	Venetian Property Owner. Proof of Ownership is required. Unlimited Passage.	$24 Annually	$24 Annually	No Change
Commuter Plan Fee	Available to anyone. A valid registration is required. Unlimited Passage.	$90 Annually	$90 Annually	Restrict plan to workers and renters
For-Hire Plan	Taxis with Venetian base. Unlimited Passage.	$150 Annually	N/A	Recommend elimination. There are currently no participants in this plan.

Implementing Order 4-57 - Schedule of Tolls and Fees for the Rickenbacker Causeway

Annual Plan	Plan Description	Current Rate	Proposed Rate	Proposed Change
Resident Plan Fee	Resident of Key Biscayne. Proof of Residency is required. Unlimited Passage.	$24 Annually	$24 Annually	No change
Commuter Plan	Available to anyone. A valid registration is required. Unlimited Passage.	$60 Annually	$60 Annually	Restrict plan to workers and students
Commercial Commuter Plan	Business of Key Biscayne. Proof of Business is required. Unlimited Passage.	$60 Annually with an additional $6.50 per extra trip	N/A	Recommend to be merged with Commuter Plan
Recreational Plan	Available for anyone pulling a one axle trailer at a reduced rate per trip.	$3.50 per trip	$120 Annually	Grandfather existing accounts

Rickenbacker School Plan	Available for students and parents attending Key Biscayne schools.	$60 Annually	N/A	Recommend to be merged with Commuter Plan
Rickenbacker For-Hire Plan	Taxis with a base in Key Biscayne. Unlimited Passage.	$120 Annually	$120 Annually	No Change

These modifications to the annual plans, and the establishment of Sunpass and Toll-By-Plate fees, will allow for interoperability with the SunPass and Florida Toll-By-Plate System. Currently, the work approved under Resolution R-344-13 that will allow the County to process tolls via SunPass transponders or Toll-By-Plate functionality, is on schedule for completion in June 2014. The approval of this resolution is a pre-requisite to the Florida Turnpike Enterprise's (FTE) development of the Interoperability Agreement, with which modifications to the SunPass System software will be made by FTE for interoperability with the toll systems on the Rickenbacker and Venetian Causeways. Once available, this agreement will be presented for BCC approval, and will lead to the final implementation of the Sunpass system.

Alina T. Hudak
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: November 19, 2013

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

SUBJECT: Agenda Item No. 8(L)(1)

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. 8(L)(1)
11-19-13

RESOLUTION NO. R-950-13

RESOLUTION AMENDING IMPLEMENTING ORDERS 4-56 AND 4-57 RELATED TO THE SCHEDULE OF FEES AND TOLLS FOR THE VENETIAN CAUSEWAY AND THE RICKENBACKER CAUSEWAY RESPECTIVELY

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:

Section 1. In compliance with the provision of Article 1, Section 1.01 of the Miami-Dade County Home Rule Charter and Section 125.01(1)(m) of the Florida Statutes, the fee schedules attached hereto and made a part hereof are hereby approved, adopted, and ratified.

Section 2. The amendment of Miami-Dade County Implementing Orders 4-56: Schedule of Fees and Tolls for the Venetian Causeway and 4-57: Schedule of Fees and Tolls for the Rickenbacker Causeways in substantially the form attached hereto and incorporated herein is hereby approved.

The foregoing resolution was offered by Commissioner **Lynda Bell**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman			**aye**
Lynda Bell, Vice Chair			**aye**
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**absent**
Sally A. Heyman	**absent**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**absent**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of November, 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: ***Christopher Agrippa***
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. for EWG

Eduardo W. Gonzalez

I.O. No.: 4-56
Ordered:
Effective:

MIAMI-DADE COUNTY
IMPLEMENTING ORDER

SCHEDULE OF FEES AND TOLLS FOR THE VENETIAN CAUSEWAY

AUTHORITY:
Section 1.01 of the Miami-Dade County Home Rule Amendment and Charter, and Section 125.01(1) (m) of the Florida Statutes

SUPERSEDES:
This Implementing Order supersedes Administrative Order 4-56 ordered on ~~September 20, 2007~~ September 19, 2013 and effective ~~October 1, 2007~~ October 1, 2013.

POLICY:
This Implementing Order establishes the schedule of fees for Per Trip SunPass charges, Commuter Plan, Venetian Property Owner Administrative Fees, Toll-By-Plate per Trip Fees, and Toll-By-Plate Monthly Invoice Fees.

PROCEDURE:
The administration of this Implementing Order is designated to the Director, Miami-Dade County Public Works and Waste Management Department, who shall be responsible for the collection of tolls and fees, and the maintenance and operation of the Causeway. The Director shall periodically review all fees in terms of the Causeway's maintenance and operational costs, other financial obligations, and capital improvement needs, as well as recommend changes to the County Mayor through this Implementing Order procedure.

FEE SCHEDULE:
The fee schedules adopted by this Implementing Order are attached hereto and made a part hereof, and are on file with the Clerk of the Board of County Commissioners. Fees charged by the Public Works and Waste Management Department shall be the same as those listed in the official fee schedule on file with the Clerk of the Board of County Commissioners.

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

Approved by the County Attorney as
to form and legal sufficiency _____

VENETIAN CAUSEWAY

SCHEDULE OF FEES PER TRIP TOLL FEES SUNPASS / AND TOLL-BY- PLATE

Vehicle	Sunpass		Toll-by-Plate
2 axle	$1.75	or	$2.25
3 axle	$2.65	or	$3.40
4 axle	$3.50	or	$4.50
5 axle	$4.40	or	$5.65
	+$0.75/additional		

Toll By-Plate Monthly Invoice Fee $2.50

Causeway Plans valid from May 1 – April 30 of the following year

Property Owner Administrative Fee $24.00/year
(Available only to Venetian Island Property Owners, Spouse and Minor Children)

Commuter Plan Fee $90.00/year
(Available only to those employed or renting property on one of the six (6) Venetian Islands)

I.O. No.: 4-57
Ordered:
Effective:

MIAMI-DADE COUNTY
IMPLEMENTING ORDER

SCHEDULE OF FEES AND TOLLS FOR THE RICKENBACKER CAUSEWAY

AUTHORITY:
Section 1.01 of the Miami-Dade County Home Rule Amendment and Charter and Section 125.01(1)(m) of the Florida Statutes.

SUPERSEDES:
This Implementing Order supersedes Administrative Order No. 4-57, ordered on ~~September 20, 2007~~ January 23, 2013 and effective ~~October 1, 2007~~ April 1, 2013.

POLICY:
This Implementing Order establishes the schedule of fees for ~~cash toll passage, Causeway Card/Pass passage, commuter Card/Pass passage, resident Card/Pass passage, For Hire Card/Pass, Causeway Card/Pass deposit amounts, lost Causeway Card/Pass fees, Causeway Card/Pass account, replenishment amounts, monthly statement fees and the Causeway Card/Pass transfer fee~~ Per Trip SunPass toll fees, Toll-By-Plate fees, monthly Toll-By-Plate invoice fees, Commuter Plan, Resident Plan, For Hire Plan, and Recreational Plan.

PROCEDURE:
The administration of this Implementing Order is designated to the Director, Miami-Dade County Public Works and Waste Management Department, who shall be responsible for the collection of tolls and fees, and the maintenance and operation of the Causeway. The Director shall periodically review all fees in terms of the Causeway's maintenance and operational costs, other financial obligations, and capital improvement needs, and recommend changes to the County Mayor through this Implementing Order procedure.

FEE SCHEDULE:
The fee schedule adopted by this Implementing Order is attached hereto and made a part hereof, and is on file with the Clerk of the Board of County Commissioners. Fees charged by Public Works and Waste Management Department shall be the same as those listed in the official fee schedule on file with the Clerk of the Board of County Commissioners.

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

Approved by the County Attorney as
to form and legal sufficiency _____

RICKENBACKER CAUSEWAY

~~SCHEDULE OF FEES~~	~~Effective April 1, 2014~~
~~Cash Toll Fee and Causeway Card/Pass Fee~~	
~~2 axle car~~	~~$1.75~~
~~3 axle car and boat~~	~~$10.50~~
~~3 axle truck~~	~~$10.50~~
~~4 axle truck~~	~~$13.00~~
~~5 axle truck~~	~~$15.75~~
~~each additional axle~~	~~$3.15/axle~~
~~Commuter Card/Pass Fee [4]~~	~~$60.00 per fiscal year*~~
~~For Hire Card/Pass [2]~~	~~$120.00 per fiscal year*~~
~~Resident Card/Pass Fee [3]~~	~~$24.00 per fiscal year*~~
~~Commercial Commuter [4] (Commuter)~~	~~$60.00 per fiscal year~~
~~School Card/Pass Fee [5]~~	~~$60.00 per year**~~
~~Causeway Pass Deposit~~	~~$20.00 each Pass~~
~~Lost Causeway Pass Fee (Internal Transponder)~~	~~$33.00 each Pass~~
~~Lost Causeway Pass Fee (External Transponder)~~	~~$43.00 each Pass~~
~~Causeway Card Deposit~~	~~$3.00 each Card~~
~~Lost Causeway Card Fee~~	~~$3.00 each Card~~
~~Card/Pass Transfer~~	~~$5.00/transfer~~
~~Monthly Statement Fee~~	~~$3.00~~
~~Individual Account Replenishment~~	~~$25.00~~
~~Commercial Account Replenishment~~	~~$100.00~~

~~(*) (**) Unlimited passage~~

~~[1] 2-axle private vehicle only (excludes taxis, dualies and busses)~~

~~[2] For hire, 5 or more passenger vehicles~~

~~[3] 2-axle private vehicle only. The applicant must be a resident of Key Biscayne.~~

~~[4] 2-axle commercial vehicle (including small pickup truck). Limited use of card/pass to one trip a day for owner of business located inside the Village of Key Biscayne at a commuter rate of $60.00 per fiscal year. Additional trips a day will be charged the appropriate toll rate plus a $5 administration fee for each trip.~~

~~[5] 2-axle private vehicle only. The applicant is the student, or parent or legal guardian whose child is currently attending a Dade County Public School located east of the~~

~~Rickenbacker Toll Plaza.~~

~~* Resident, Commuter, and For Hire Plan: Valid from October 1 – September 30~~
~~** School Plan:Valid from August 1 – July 31 of the following year~~

SCHEDULE OF FEES PER TRIP TOLL FEES SUNPASS / AND TOLL-BY- PLATE

SUNPASS/TOLL –BY- PLATE

Vehicle	Sunpass	Toll-by-Plate
2 axle	$1.75	$2.25
3 axle	$10.50	$12.00
4 axle	$13.00	$14.85
5+ axles	$15.75	$18.00

Each additional axle $3.15/axle

Toll-By- Plate Monthly Invoice Fee $2.50

Causeway Plans valid from October 1 – September 30 of the following year

Commuter Plan Fee $60.00
per fiscal year (*) Unlimited passage
(Two (2) axle private vehicle registered to driver employed or attending school on the Rickenbacker Causeway, Virginia Key or Key Biscayne, or two (2) axle commercial vehicle registered to businesses based on the Rickenbacker Causeway, Virginia Key or Key Biscayne (excludes taxis, dualies and busses.)

For Hire Plan Fee $120.00
per fiscal year Unlimited passage
(Two axle taxi based in Key Biscayne)

Resident Plan Fee $24.00
per fiscal year Unlimited passage

Recreational Plan Fee $120.00
per fiscal year Unlimited passage
(Limited to existing recreational plan accounts only. No new accounts will be opened. Two (2) axle vehicle pulling a one (1) axle trailer.)