

MEMORANDUM

Agenda Item No. 11(A)(3)

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

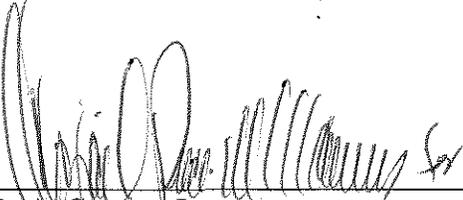
DATE: February 4, 2013

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

Resolution No. R-132-14

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

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County Attorney

SUBJECT: Agenda Item No. 11(A)(3)

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. R-132-14

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 **Sally A. Heyman**, 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	aye	Esteban L. Bovo, Jr. absent
Jose "Pepe" Diaz	aye	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Jean Monestime	aye	Dennis C. Moss aye
Sen. Javier D. Souto	aye	Xavier L. Suarez aye
Juan C. Zapata	aye	

The Chairperson thereupon declared the resolution duly passed and adopted this 4th 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: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.
Gerald K. Sanchez

GKS