

Date: September 3, 2014

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

From: Carlos A. Gimenez  
Mayor



Agenda Item No. 3(B)(4)

Subject: IMR Transportation, Inc. Application for a Passenger Motor Carrier Certificate of Transportation  
Resolution No. R-721-14

**Recommendation**

It is recommended that the Board of County Commissioners (Board) approve the application of IMR Transportation, Inc. for a Passenger Motor Carrier (PMC) Certificate of Transportation to provide jitney service.

**Scope**

This PMC Certificate of Transportation is countywide, allowing the certificate holder to operate in unincorporated and incorporated areas of Miami-Dade County; however, as a jitney operator, service must be provided in their approved route.

**Fiscal Impact/Funding Source**

Licensing, operating permit and inspection fees are collected by the Department of Regulatory and Economic Resources to support regulatory activities. There is an annual regulatory fee of \$625 per certificate and \$625 per vehicle that will yield \$1,250 in revenue annually if the company operates only one (1) vehicle. Passenger Motor Carrier certificate holders can operate an unlimited number of vehicles under the certificate. Vehicle inspections are \$38 per vehicle.

**Track Record/Monitor**

Applicant is a new service provider. The applicant is in compliance with all Miami-Dade County Code (Code) requirements. Joe Mora, Division Chief within the Department of Regulatory and Economic Resources, will be responsible for monitoring this company.

**Background**

On February 17, 1981, the Board of County Commissioners adopted Ordinance 81-17, subsequently amended by Ordinance 85-20 on April 16, 1985, which regulates the passenger motor carrier industry in Miami-Dade County under Chapter 31 of the Code of Miami-Dade County.

Section 31-103 of the Code provides the procedures to be followed by Miami-Dade County in processing certificate applications. Based on those requirements, a public hearing has been scheduled before the Board of County Commissioners. At the conclusion of the public hearing the Board may issue or refuse to issue the certificate, or issue the certificate with such modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching its determination, the Board shall consider the application, the County Mayor's report and recommendation, all matters presented at the public hearing, and among others, the following criteria:

1. That the applicant is fit, willing and able, in accordance with the requirements of this section, to provide the transportation to be authorized by the certificate and is able to comply with this article and regulation of the Commission.
2. That the transportation to be provided under the requested certificate is consistent with the public interest.

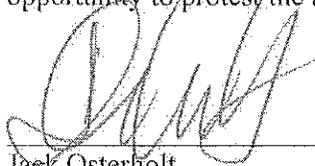
3. That the proposed transportation service will improve the quality of transportation available to the public.
4. That, if applying for a jitney or fixed route authority, the proposed transportation will not adversely affect the existing transportation system as a whole or future planned transit service as designated in the most current Miami-Dade Transportation Plan. In particular, it shall be deemed not in the public interest to authorize certificates of transportation for service on actual transit or passenger motor carrier corridors where service presently exists at average frequencies of twenty-nine (29) minutes or less and/or where such service will impair special transportation provided by the passenger motor carrier industry.

IMR Transportation, Inc., located at 11893 SW 7 Street, Pembroke Pines, FL 33024, seeks to obtain a Passenger Motor Carrier Certificate of Transportation to provide jitney service along the route depicted in Attachment A. This class is defined as any motor vehicle having a maximum seating capacity of fifteen (15) or less, transporting passengers for compensation on a semi-fixed route between fixed terminals not on a fixed schedule basis.

Transportation services will be provided using chauffeur driven vehicles with a seating capacity of at least nine (9) nine or more, excluding the driver, but no more than 15 passengers, Thursdays, Fridays, Saturdays and Holidays from 12:30 a.m. to 4:30 a.m. The proposed rates are \$3.00 per person, one-way. The Miami-Dade Transit (MDT) Service Planning and Scheduling Division determined that the proposed route modification is in compliance with the criteria of Section 31-103 (g) (4) of the Miami-Dade County Code (Attachment B).

The management plan submitted by Mr. Javier Moreno, President of IMR Transportation, Inc., includes maintenance, communication, and record keeping systems and meets the requirements of the Code. All required financial statements and credit references have been submitted and the proposed service standards adequately meet passenger transportation and comfort needs. A background investigation reveals no criminal conviction for the applicant or any corporate officers within five years of the date of the application.

In accordance with Section 31-103 (3) of the Code, a notice of application was provided to all affected municipalities within Miami-Dade County, all jitney certificate holders and interested parties affording them an opportunity to protest the application. No protests were filed.



Jack Osterholt  
Deputy Mayor



**MEMORANDUM**  
(Revised)

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

**DATE:** September 3, 2014

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

**SUBJECT:** Agenda Item No. 3(B)(4)

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. 3(B)(4)  
9-3-14

RESOLUTION NO. R-721-14

RESOLUTION APPROVING APPLICATION FOR ONE  
CERTIFICATE OF TRANSPORTATION TO IMR  
TRANSPORTATION, INC. TO PROVIDE JITNEY SERVICE  
AS A PASSENGER MOTOR CARRIER

**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 in accordance with Chapter 31 of the Code, the application of IMR Transportation, Inc. for a Certificate of Transportation to provide jitney service is approved. This class of transportation is defined as any motor vehicle having a maximum capacity of fifteen (15) or less, transporting passengers for compensation on a semi-fixed route between fixed terminals not on a fixed schedule basis.

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of September, 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.

GKS

Gerald K. Sanchez

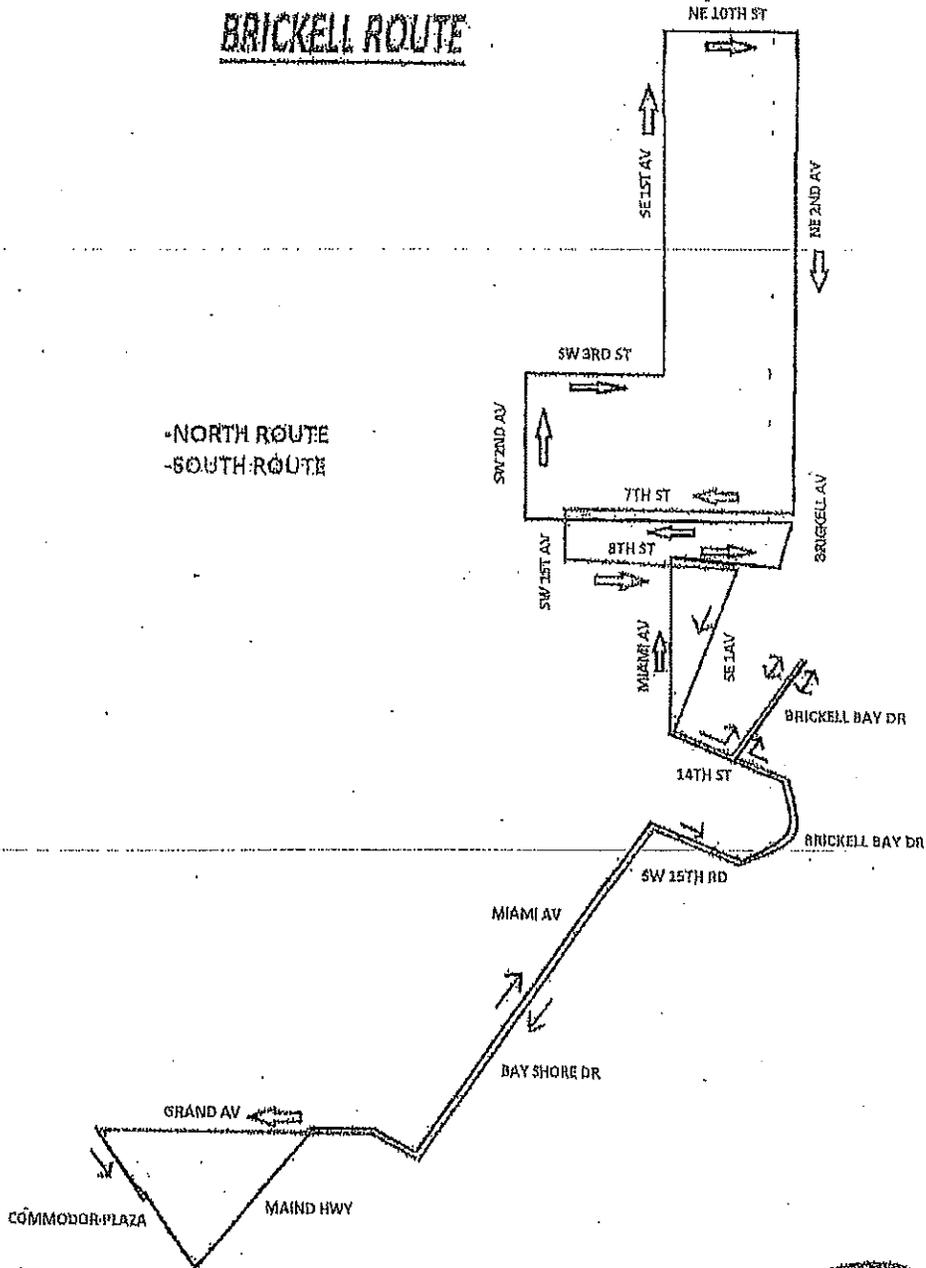
# ATTACHMENT A



954 646 5144 | 305 975 2042  
954 614 0046 | 305 725 4205  
imrtransportation@hotmail.com  
www.imrtransportation.com

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ATTACHMENT B

FORM 2770048

Memorandum



262160

**Date:** March 18, 2014

**To:** Jack Osterholt  
Department of Regulatory and Economic Resources Director

**From:** Gerald Bryan, Chief of Service Planning & Scheduling  
Miami Dade Transit

A handwritten signature in black ink, appearing to read "G. Bryan", written over the printed name of the sender.

**Subject:** Jitney Route Review  
IMR Transportation, Inc.

The Service Planning and Scheduling Division of Miami-Dade (MDT) reviewed, in accordance with Section 31-103(g)(4) of the Miami-Dade County Code, the extension Jitney route alignment proposal filed with the Department of Regulatory and Economic Resources by Mr. Javier Moreno of IMR Transportation, Inc.

Based on these results, MDT has found that the modified route proposed by IMR Transportation Inc., is in compliance with the criteria established in Section 31-103(g)(4) of Miami-Dade County Code, as amended by the Ordinance No. 02.1 relating to Regulation of Passenger Motor Vehicle Carriers.

**Attachment**

