OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: March 17, 2015

Agenda Item No. 8(M)(1)

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

From: Carlos A. Gimenez
Mayor

Subject: FRO LLC d/b/a Party Angels Transportation Application for a Passenger Motor Carrier Certificate of Transportation

Resolution No. R-254-15

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the application of FRO LLC d/b/a Party Angels Transportation 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 Miami-Dade Department of Regulatory and Economic Resources to support regulatory activities. There is an annual regulatory fee of $625.00 per certificate and $625.00 per vehicle that will yield $1,250.00 in revenue annually for the first vehicle and $625.00 for each additional vehicle. PMC certificate holders can operate an unlimited number of vehicles under the certificate. The County also collects $38.00 per vehicle inspection with inspection frequency varying with the vehicle age from one (1) to four (4) per year.

Track Record/Monitor

The applicant is a new service provider and 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.

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 the certificate, deny the certificate, or issue the certificate with modifications or conditions in the public interest. In reaching its determination, the Board shall consider the application, this memorandum and recommendation, 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; and

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 29 minutes or less and/or where such service will impair special transportation provided by the passenger motor carrier industry.

FRO LLC d/b/a Party Angels Transportation, located at 244 Biscayne Boulevard, #3101, Miami, Florida 33132, seeks to obtain a Passenger Motor Carrier Certificate of Transportation to provide jitney service along the route depicted in Attachment A. The jitney class of service is defined as any motor vehicle having a maximum seating capacity of 15, 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) or more, excluding the driver, but no more than 15 passengers, on Thursdays, Fridays and Saturdays from 9:00 p.m. to 5:00 a.m. The proposed rates are $5.00 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. Felipe Rodriguez, Manager of FRO LLC d/b/a Party Angels Transportation, 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 (5) 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, to all jitney certificate holders, and to interested parties affording them an opportunity to protest the application. No protests were filed.

Jack Osterholt, Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: March 17, 2015

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

SUBJECT: Agenda Item No. 8(M)(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(M)(1)
3-17-15

RESOLUTION NO. R-254-15

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF TRANSPORTATION TO FRO LLC D/B/A PARTY ANGELS TRANSPORTATION 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 of Miami-Dade County, the application of FRO LLC d/b/a Party Angels Transportation for a Certificate of Transportation to provide jitney service is approved. This class of transportation 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.

The foregoing resolution was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman			**absent**
Esteban L. Bovo, Jr., Vice Chairman			**aye**
Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**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 17th day of March, 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

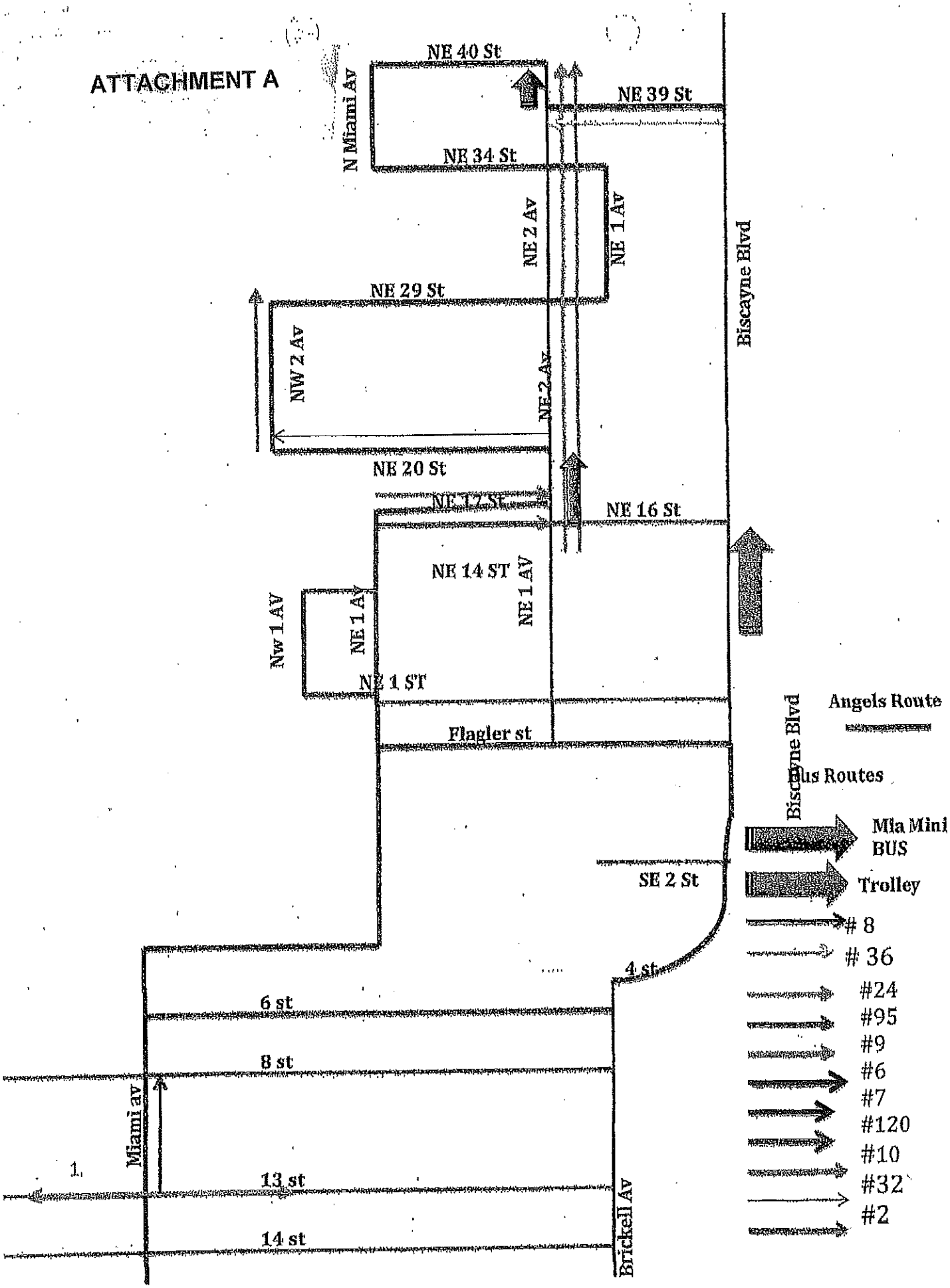
HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Alex S. Bokor

ATTACHMENT A



269395

ATTACHMENT B

Memorandum

MIAMI-DADE COUNTY

Date: October 7, 2014

To: Jack Osterholt
Department of Regulatory and Economic Resources Director

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

Subject: FRO LLC d/b/a Party Angels Transportation

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 jitney route alignment proposal filed with the Department of Regulatory and Economic Resources by Mr. Felipe Rodriguez Otero of FRO LLC d/b/a Party Angels Transportation

Based on these results, MDT has found that the modified route proposed by FRO LLC d/b/a Party Angels Transportation 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

RECEIVED
OCT 15 2014
OFFICE OF MAYOR