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

MEMORANDUM

Agenda Item No. 8(L)(2)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	January 20, 2016
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution amending Implementing Order No. 4-56 related to the Schedule of Fees and Tolls for the Venetian Causeway

Resolution No. R-44-16

The accompanying resolution was prepared by the Public Works & Waste Management Department and placed on the agenda at the request of Co-Prime Sponsors Commissioner Audrey M. Edmonson and Commissioner Sally A. Heyman.

Abigail Price-Williams
County Attorney

RAC/cp

Memorandum

MIAMI-DADE COUNTY

Date: January 20, 2016

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution Amending Implementing Order No. 4-56, Schedule of Fees and Tolls for the Venetian Causeway

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Recommendation

It is recommended that the Board of County Commissioners (Board) approve amendments to Implementing Order No. 4-56, Schedule of Fees and Tolls for the Venetian Causeway (Causeway), in order to eliminate the annual plan renewal process for property owners including the administrative fee charged, to provide for pro-rated refunds or credits in the Commuter Annual Plan, and to align the Annual Plan calendar with the County's fiscal year.

Scope

The Venetian Causeway is located within Commissioner Audrey Edmonson's District 3 and Commissioner Sally A. Heyman's District 4.

Fiscal Impact/Funding Source

The fiscal impact of the elimination of the Causeway Property Owner Annual Plan administrative fee is an annual reduction of approximately $40,000.00 in revenue to the proprietary Causeway fund. The fiscal impact of pro-rated revenues for the Causeway Commuter Annual Plan under the current bridge construction project is estimated to be $34,000.00 based on the nine (9) months of planned construction. The fiscal impact on refunds or credits is unknown since it will be based on the length of time the Causeway may be closed by future construction projects. The alignment of annual plans with the County fiscal year will have no fiscal impact.

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 R. Bauman, Chief of the Causeways and Special Taxing Districts Division.

Background

Modifications to the Implementing Order will result in changes to the annual plans as reflected in the table below, and shall become effective on January 1, 2016:

Annual Plan	Current Rate	Proposed Rate
Venetian Causeway Property Owner	$24.00 annually	$0.00
Venetian Causeway Commuter	$90.00 annually	No change

Elimination of Venetian Causeway Property Owner Fee and Renewal Process
In 1951, the developer that built the Venetian Causeway transferred ownership to the County. As part of that transfer, the County agreed to exempt Causeway property owners and their successors from paying a toll. In recent years, property owners were charged a $24.00 administrative fee for an annual pass allowing free toll passage. This fee was charged to offset costs of administering the Annual Plan. Recently, as a result of the conversion to SunPass and the associated reduction in administrative costs, it is recommended that the administrative fee no longer be collected annually from the 1,700 Causeway property owners.

Credit or Refunds for Interruption of Venetian Causeway Commuter Annual Plan
The County began bridge construction in June 2015 resulting in the full closure of the West Venetian Bascule Bridge for a period of nine (9) months. Additionally, there are plans to replace or significantly rehabilitate all 12 bridges along the Causeway in the upcoming years, which will require further closures of the Causeway. The annual plans at the Causeway are valid from May 1 of any given year to April 30 of the subsequent year. Therefore, Commuter Plan customers who pay for the full year but are unable to use it should be granted a corresponding credit in the year after reopening the Causeway to properly reimburse them for the time in which they could not fully traverse the Causeway.

Adjustment of Annual Plan Year
To assist with the annual budget process, the annual plans will be adjusted to coincide with the County's fiscal year.

Alina T. Hudak
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: January 20, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(L)(2)

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**

_____ **Statement of social equity 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)(2)
1-20-16

RESOLUTION NO. R-44-16

RESOLUTION AMENDING THE IMPLEMENTING ORDER NO. 4-56 RELATED TO THE SCHEDULE OF FEES AND TOLLS FOR THE VENETIAN CAUSEWAY

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 this Board hereby approves the amendment of Miami-Dade County Implementing Order No. 4-56, Schedule of Fees and Tolls for the Venetian Causeway, in substantially the form attached hereto and incorporated herein.

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

Jean Monestime, Chairman **aye**
Esteban L. Bovo, Jr., Vice Chairman **aye**

Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**	Xavier L. Suarez	**absent**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2016. 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.

Bruce Libhaber

Implementing Order

MIAMI-DADE

Implementing Order No.: 4-56

Title: Schedule of Fees and Tolls for the Venetian Causeway

Ordered: ~~09/13/2013~~ **Effective:** ~~10/01/2013~~

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 Implementing Order No. 4-56, ordered on September ~~20~~13, ~~2007~~ 2013 and effective on October 1, ~~2007~~2013.

POLICY:
This implementing Order establishes the schedule of fees for Per Trip SunPass charges, Commuter Plans, 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 Causeways. 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

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

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

Property Owner Administrative Fee $~~24~~0.00/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 six (6) Venetian Islands)