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

Memorandum

MIAMI-DADE COUNTY

Date: January 20, 2016

Agenda Item No. 3(B)(5)

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

From: Carlos A. Gimenez
Mayor

Subject: Application for a Transfer of Shares of Stock of Aventura Limousine and Transportation Service, Inc., the Holder of Passenger Motor Carrier Certificate of Transportation No. 30167, from Neil Goodman to Scott Tinkler

Resolution No. R-11-16

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the transfer of 30 percent of the shares of stock of Aventura Limousine and Transportation Service, Inc., the holder of Passenger Motor Carrier (PMC) Certificate of Transportation No. 30167, from Neil Goodman to Scott Tinkler.

Scope

This PMC Certificate of Transportation is countywide, allowing the certificate holder to operate in unincorporated and incorporated areas of Miami-Dade County.

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 $625.00 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 frequency varying with the vehicle age from one (1) to four (4) inspections per year.

Track Record/Monitor

The applicant is an existing permit holder and is in compliance with all requirements of the Code of Miami-Dade County (Code). 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 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 (m) of the Code provides the procedures to be followed by Miami-Dade County in processing transfer applications. No certificate may be sold, assigned or transferred to another until the proposed sale, assignment, or transfer has been approved by the Board. In considering the proposed transfer of ownership or control of the certificate, the Board shall determine whether or not said transfer is contrary to the public interest, upon evidence submitted at the public hearing. The Board may approve or refuse to approve said transfer upon such terms and conditions or may reasonably alter, restrict or modify the terms and provisions of such transfer if in the public's interest.

Aventura Limousine and Transportation Service, Inc., the holder of PMC Certificate of Transportation No. 30167, has filed an application to transfer 30 percent of the company's shares of stock from its majority stockholder, Neil Goodman, to Scott Tinkler. The Code requires that such transfers be approved by the Board. PMC Certificate of Transportation No. 30167, originally issued on July 14, 1994, authorizes contract and charter services. Aventura Limousine and Transportation Service, Inc., located at 20251 NE 15 Court, Aventura, Florida 33179, seeks to continue providing this class of service. The company is required to adhere to the terms of the resolution which approved the certificate (Attachment A). Transportation is required to be pre-arranged at least 24 hours prior to service, using chauffeur driven vehicles with a seating capacity of nine or more, but less than 28 passengers, excluding the driver. The proposed rates are listed on the attached rate schedule (Attachment B).

The management plan submitted by Mr. Neil Goodman, owner of Aventura Limousine and Transportation Service, Inc., includes maintenance, communication, and recordkeeping 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.

As required by the Code, the applicant has provided disclosure of the terms and conditions regarding the transfer of the certificate. An Agreement dated August 13, 2014 (Attachment C) establishes the transfer of 30 percent of the shares of stock of the corporation from Neil Goodman to Scott Tinkler. No price was assigned to these shares of stock.

Jack Osterholt, 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. 3(B)(5)

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. 3(B)(5)
1-20-16

RESOLUTION NO. R-11-16

RESOLUTION APPROVING TRANSFER OF THIRTY PERCENT OF THE SHARES OF STOCK OF AVENTURA LIMOUSINE AND TRANSPORTATION SERVICE, INC., HOLDER OF PASSENGER MOTOR CARRIER CERTIFICATE OF TRANSPORTATION NO. 30167, FROM NEIL GOODMAN TO SCOTT TINKLER

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 transfer of thirty percent (30%) of the shares of stock of Aventura Limousine and Transportation Service, Inc., the holder of Passenger Motor Carrier Certificate of Transportation No. 30167, from Neil Goodman to Scott Tinkler is approved.

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. GKS

Gerald K. Sanchez

ATTACHMENT A

Agenda Item No. 7(LL)
7-12-94

RESOLUTION NO. R-1150-94

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF TRANSPORTATION TO AVENTURA LIMOUSINE & TRANSPORTATION SERVICE, INC. TO PROVIDE CONTRACT AND CHARTER SERVICES AS A PASSENGER MOTOR CARRIER

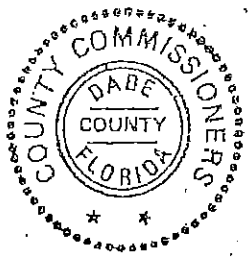
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, that in accordance with Chapter 31 of the Code, a Certificate of Transportation to provide contract carrier and charter passenger motor carrier services to various points in Dade County, pursuant to written service contracts, as recommended by the County Manager, be issued to Aventura Limousine & Transportation Service, Inc..

The foregoing resolution was offered by Commissioner Miguel Diaz de la Portilla, who moved its adoption, the motion was seconded by Commissioner Maurice A. Ferre and upon being put to a vote, the vote was as follows:

James Burke	Miguel Diaz de la Portilla	aye
Betty T. Ferguson	Maurice A. Ferre	aye
Larry Hawkins	Bruce Kaplan	absent
Natacha S. Millan	Dennis C. Moss	aye
Alexander Penelas	Pedro Reboredo	aye
Javier D. Souto	Sherman S. Winn	absent
Arthur E. Teele, Jr. aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 14th day of July, 1994.



DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. GHS

By: WILLIAM G. OLIVER
Deputy Clerk

7.07-17A METRO-DADE/GSA-MAT MGT

MEMORANDUM

Agenda Item No. 7(LL)

TO: Hon. Chairperson and Members
Board of County Commissioners

FROM: Joaquin G. Avino, P.E., P.L.S.
County Manager

DATE: July 12, 1994

SUBJECT: Application for a Passenger Motor Carrier Certificate of Transportation - Aventura Limousine & Transportation Service, Inc.
(PMC Control No. 199)

RECOMMENDATION:

It is recommended that the Board approve the application of Aventura Limousine & Transportation Service, Inc., for a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged contract/charter service.

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 Dade County under Chapter 31 of the Code of Metropolitan Dade County.

Section 31-103 of the Code provides the procedure to be followed by Metro Dade County in processing certificate applications. Based on these 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 Manager'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 regulations 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.

ANALYSIS:

Aventura Limousine & Transportation Service, Inc., located at 19735 N.E. 36 Court, North Miami Beach, Florida 33180, seeks to obtain a Passenger Motor Carrier Certificate of Transportation to provide pre-arranged contract and charter transportation to passengers throughout all of Dade County. Contract service is defined as any passenger motor carrier who is not a common carrier and who repeatedly or continuously transports persons for compensation under written contract with one or more persons. Charter service is defined as the transportation of a group of persons pursuant to a common purpose and traveling under a single contract involving the exclusive use of a motor vehicle.

The company seeks to transport tourist and business groups to various points throughout Dade County. Transportation will be pre-arranged on a one-week minimum basis. These services will be provided 24 hours a day, 365 days per year, using chauffeur-driven vehicles with a seating capacity of nine (9) or more, but less than twenty eight (28) passengers, excluding the driver. The proposed rates are listed on the attached fare schedule. The management plan submitted by Mr. Michael J. Campanile, President of Aventura Limousine & Transportation Service, 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 revealed no criminal record for the applicant.

In accordance with Section 31-103(e) of the Code, a 20-day notice of application was provided to all affected municipalities within Dade County, all passenger motor carrier certificate holders, and interested parties. No protests were filed.

This item is being submitted for the June 28, 1994 Public Safety and Consumer Services Committee Meeting.

ATTACHMENT B

HOURLY RATES

VEHICLE	BASE RATE	Suggested 20% TIP	20% STC	FUEL CHARGE	TOTAL PER HR.	MINIMUM HOURS
Lincoln Extended Towncar (3 pax)	60.00	12.00	12.00	3.60	87.60	2 HR. MIN.
Audi A8L Sedan (3 pax)	90.00	18.00	18.00	5.40	131.40	2 HR. MIN.
Jaguar XJL (3 pax)	90.00	18.00	18.00	5.40	131.40	2 HR. MIN.
Mercedes-Benz (3 pax) S-Class Sedan	90.00	18.00	18.00	5.40	131.40	2 HR. MIN.
SUV (6 or 5 w/luggage)	85.00	17.00	17.00	5.10	124.10	2 HR. MIN.
Escalade (6 pax w/o luggage - 5 w/luggage)	90.00	18.00	18.00	5.40	131.40	2 HR. MIN.
Stretch (6 pax) ***	85.00	17.00	17.00	5.10	124.10	3 HR. MIN.
Super Stretch (8 pax) ***	95.00	19.00	19.00	5.70	138.70	4 HR. MIN.
Club Van (14 pax or 9 w/lugg)	75.00	15.00	15.00	4.50	109.50	3 HR. MIN.
Custom Van (8 pax)	85.00	17.00	17.00	5.10	124.10	3 HR. MIN.
Merz Sprinter Van (Bench seats) (10 pax)	95.00	19.00	19.00	5.70	138.70	4 HR. MIN.
Exec Sprinter (13 w/10pc luggage)	100.00	20.00	20.00	6.00	146.00	4 HR. MIN.
Super Sprinter (15 w/6pcs luggage)	100.00	20.00	20.00	6.00	146.00	4 HR. MIN.
Mini-Bus (28 pax)	90.00	18.00	18.00	9.00	135.00	4 HR. MIN.
Mini-Coach (38 pax)	100.00	20.00	20.00	10.00	150.00	4 HR. MIN.
Motor Coach (57pax)	105.00	21.00	21.00	10.50	157.50	5 HR. MIN.
Motor Coach (61pax)	115.00	23.00	23.00	11.50	172.50	5 HR. MIN.

** All hourly as directed trips are costed on a garage to garage basis.

**Parking and Tolls may apply and will be charged at cost.

*The payment of gratuity is completely discretionary and may be increased, decreased or eliminated entirely.

** Aventura Worldwide Transportation Services is not responsible for items left in our vehicles.

** Child seats are available upon request for an additional $20.00 fee. Please note that the child seat installation is the responsibility of the parents not the chauffeur.

*** Please note that when you book limousines to pick up at the airports, the trunk can store only up to 5 pieces of luggage. If the luggage count is more than 5 pieces, a luggage van must be booked in addition to the limousine.

Suggested Driver Gratuity	20% of Base Rate
Service Transportation Cost	20% of Base Rate
Cellular Phone	$2.50 per minute
Porterage (group arrivals only)	$3.00 per person or $4.00 if with golf clubs
Meet & Greet Reps (per rep / per hour / 5 hr. min.)	$28.00 per hour + 20% gratuity & expenses
Airport ARRIVALS (individual flights)	$60.00 + 20% gratuity & expenses
Airport DEPARTURES (individual flights)	$75.00 + 20% gratuity & expenses
Reps for Seaport (per rep / per hour / 5 hr. min.)	$28.00 per hour + 20% gratuity & expenses
Reps for Group Department Hotel Events (per rep / per hour / 5 hr. min.)	$28.00 per hour + 20% gratuity & expenses

CANCELLATION POLICY

All additions, changes and cancellations must be called into 800-944-9886, extension 2, and cannot be confirmed unless an email or verbal confirmation is received.

48-hour cancellation policy on Motorcoaches & Specialty Vehicles.

24-hour cancellation policy on Mini Bus, Mini Coach, Grand Merz Co, Sprinter and Hummers.

All other vehicles 2-hours.

Individual Greet by a REP: 2-hours. Group REP: 24-hours

AVENTURA WORLDWIDE TRANSPORTATION SERVICE

20251 NORTHEAST 15th COURT

NORTH MIAMI, FLORIDA 33179

Local: 305.770.5466. Toll Free: 800.944.9886. Fax: 305.654.8185.

Web: WWW.AVENTURALIMO.COM

AVENTURA WORLDWIDE
TRANSPORTATION SERVICE

ATTACHMENT C

August 13, 2014

Director, Passenger Transportation
Regulatory Division, CDS
140 West Flagler St., Room 904
Miami, FL 33130

BILL OF SALE

The Majority Stock Holder hereby agrees to transfer and the Minority Owner herby agrees to accept said transfer upon the terms and conditions hereby set forth, the following percentage of ownership set within. It being mutually agreed that said percentages are agreed upon by both parties.

Stock ownership:

Neil Goodman: Retains 70% of stock (ownership) of Aventura Limousine and Transportation Service, Inc.

Scott Tinkler: Accepts 30% of stock (ownership) of Aventura Limousine and Transportation Service, Inc.

By: Aventura Limo & Transportation Service, Inc.

X: _____ 8/13/14
Neil Goodman Date