

Memorandum



Date: October 6, 2020

Agenda Item No. 8(N)(32)

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in blue ink, likely belonging to Carlos A. Gimenez, the Mayor.

Subject: Resolution Authorizing the Approval of the Application of All Be Transportation, Inc. for
Two Certificates of Public Convenience and Necessity

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the application of All Be Transportation, Inc. for two Certificates of Public Convenience and Necessity to operate two non-emergency vehicles.

Scope

These Certificates of Public Convenience and Necessity are countywide, allowing the certificate holder to operate in the unincorporated and incorporated areas of Miami-Dade County.

Fiscal Impact

Licensing, operating, permit and inspection fees are collected by the Department of Transportation and Public Works (DTPW) to support regulatory activities. There is an annual regulatory fee of \$625 per certificate that will yield \$1,250 in revenue annually for the new certificates. The County also collects \$38 per vehicle inspection; with inspection frequency varying with the vehicle age from one to four per year.

Track Record/Monitor

This applicant is a current Passenger Motor Carrier (PMC) certificate and complies with all requirements of the Code of Miami-Dade County. DTPW, through its Passenger Transportation Regulatory Division, will be responsible for monitoring this company.

Background

On December 18, 1980, the Board adopted Ordinance 80-145, later codified in Chapter 4, Article III of the Code of Miami-Dade County (Code), providing for the regulation of non-emergency medical transportation. Section 4-44 of the Code provides the procedures to be followed by the County in processing certificate applications. Based upon those requirements, the Board may issue or refuse to issue the certificate as applied for, may issue the certificate with modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching a determination, the Board shall consider the application, the Mayor's recommendation, all matters presented during the public hearing, and among others, the following criteria:

- (1) The ability of the applicant to provide the proposed service;
- (2) The adequacy of the management plan of the applicant; and
- (3) The benefits that will accrue to the public interest from the proposed service.

All Be Transportation, Inc., located at 14905 SW 80 Street # 205, Miami, Florida 33193, seeks to obtain two Certificates of Public Convenience and Necessity to provide sedan non-emergency medical transportation service to individuals requiring this type of transportation.

The applicant seeks to transport patients to and from various medical facilities throughout the County seven days a week, 24 hours a day. Non-emergency transportation rates are not regulated by the County. However, under the Code, the Certificate Holder must file their rates with DTPW and post them within the passenger compartment section of each vehicle. The proposed rate schedule is attached. The vehicles operated under these certificates will have to meet the requirements of Section 4-49 of the Code, establishing vehicle inspection frequencies.

The management plan submitted by Mr. Allan Viteri, President of All Be Transportation, Inc., includes maintenance, communication and recordkeeping systems which meet the requirements of the Code. All required financial statements and credit references have been submitted. The proposed service standards meet all requirements of the County Code and adequately meet transportation and comfort needs. A background investigation revealed that all officers of the corporation meet the criteria established in the Code.

The proposed service to be provided under these certificates will increase the availability of licensed non-emergency medical transportation in the County, thus increasing competition and high service standards to the public.



Jennifer Moon
Deputy Mayor



MEMORANDUM (Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: October 6, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(N)(32)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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(N)(32)
10-6-20

RESOLUTION NO. _____

RESOLUTION APPROVING APPLICATION FOR TWO
CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO ALL BE TRANSPORTATION, INC. TO
PROVIDE SEDAN NON-EMERGENCY MEDICAL
TRANSPORTATION SERVICE

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 approves the application by All Be Transportation, Inc. for two Certificates of Public Convenience and Necessity to operate two non-emergency vehicles to provide sedan non-emergency medical transportation service in Miami-Dade County.

The foregoing resolution was offered by Commissioner _____,
who moved its adoption. The motion was seconded by Commissioner _____ and
upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Chairwoman
Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.	Daniella Levine Cava
Jose “Pepe” Diaz	Sally A. Heyman
Eileen Higgins	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared this resolution duly passed and adopted this 6th day of October, 2020. 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: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

GKS

Gerald K. Sanchez



**TRANSPORTATION
INC**

786-222-5757
ALLBETRANSPORTATION.COM
14905 SW 80TH ST
MIAMI, FL 33193

Dear Clients.

Our Rates are the follow for Ambulatory Curb to Curb:

	Weekdays 7 am- 7pm	Weekends Off Peacks
Base Rate(10miles)	\$ 13	\$ 20
Additional Mileage	\$ 2 per Mile	\$ 2.50
Wait time 15 min block	\$ 6.25	\$ 8.75

Sincerely,

Allan C. Viteri
President.