

MEMORANDUM

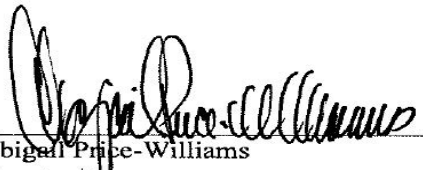
Amended
Special Item No. 10

TO: Honorable Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners **DATE:** July 27, 2020

FROM: Abigail Price-Williams
County Attorney **SUBJECT:** Resolution directing the County Mayor to develop and implement an emergency fund or grant for taxicab, jitney and for-hire limousine drivers using \$10,000,000.00 in funds made available through the 2020 Coronavirus Aid, Relief, and Economic Security Act (CARES Act) to alleviate financial hardships caused by the coronavirus disease 2019 (COVID-19); directing the County Mayor to administer the emergency fund or grant; authorizing the County Mayor to execute any documents necessary to carry out the purposes of the emergency fund or grant; and requiring a report

Resolution No. R-773-20

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime and Co-Sponsors Commissioner Daniella Levine Cava, Commissioner Jose "Pepe" Diaz, Chairwoman Audrey M. Edmonson, Commissioner Barbara J. Jordan, Commissioner Dennis C. Moss, and Vice Chairwoman Rebeca Sosa.


Abigail Price-Williams
County Attorney

APW/cp



MEMORANDUM

(Revised)

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

DATE: July 27, 2020

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Amended
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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	Amended
Veto	_____		Special Item No. 10
Override	_____		7-27-20

RESOLUTION NO. R-773-20

RESOLUTION DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR’S DESIGNEE TO DEVELOP AND IMPLEMENT AN EMERGENCY FUND OR GRANT FOR TAXICAB, JITNEY AND FOR-HIRE LIMOUSINE DRIVERS USING \$10,000,000.00 IN FUNDS MADE AVAILABLE THROUGH THE 2020 CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) TO ALLEVIATE FINANCIAL HARDSHIPS CAUSED BY THE CORONAVIRUS DISEASE 2019 (COVID-19); DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO ADMINISTER THE EMERGENCY FUND OR GRANT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY TO CARRY OUT THE PURPOSES OF THE EMERGENCY FUND OR GRANT; AND REQUIRING A REPORT

WHEREAS, in December 2019, a novel coronavirus known as SARS-CoV-2, which causes an infectious disease named coronavirus disease 2019 (“COVID-19”), emerged; and

WHEREAS, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared COVID-19 a “public health emergency of international concern;” and on March 11, 2020, given the alarming levels of spread and the severity of the virus, declared COVID-19 a pandemic; and

WHEREAS, as a result of COVID-19:

(a) on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida;

(b) on March 12, 2020, Mayor Carlos A. Gimenez declared a state of local emergency for all of Miami-Dade County; and

(c) on March 13, 2020, President Donald J. Trump declared a national emergency and imposed travel restrictions between the United States and several countries around the world; and

WHEREAS, to help curb the spread of COVID-19, many state and local governments throughout the country ordered non-essential businesses to close and strongly urged residents to be safer at home; and

WHEREAS, the combination of these restrictions and the general public's adherence to the Centers for Disease Control and Prevention's guidelines on social distancing have resulted in a reduction in passenger travel to and from Miami International Airport and Port Miami, on which taxicab drivers in the County are heavily dependent for work; and

WHEREAS, the restrictions and adherence to guidelines resulting from the COVID-19 pandemic also have adversely impacted the demand for intra-county transportation services offered by taxicab, jitney and for-hire limousine drivers in the County, and as a corollary, also have resulted in a dramatic reduction in the income taxicab, jitney and for-hire limousine drivers derive from their delivery of such services; and

WHEREAS, there are close to 3,500 registered taxicab and jitney drivers in Miami-Dade County; and

WHEREAS, despite the reduction in income, certain operating costs such as insurance and vehicle maintenance must still be met; and

WHEREAS, to help blunt the impact of the economic downturn set in motion by the COVID-19 pandemic, the United States Congress passed, and on March 27, 2020, President Donald Trump signed into law, H.R. 748, the "Coronavirus Aid, Relief, and Economic Security Act" (the "CARES Act"); and

WHEREAS, the CARES Act is a \$2 trillion stimulus package which provided, among other things:

- one-time checks of \$1,200 to Americans earning a certain income;
- \$349 billion in loans to small businesses;
- \$17 billion of assistance to companies deemed crucial to national security;
- grants of \$25 billion for passenger air carriers, \$4 billion for air-cargo carriers, and \$3 billion for certain contractors; and
- a \$150 billion Coronavirus Relief Fund for local governments; and

WHEREAS, the CARES Act requires that the payments to local governments from the Coronavirus Relief Fund only be used to cover expenses that:

- are necessary expenditures incurred due to the public health emergency with respect to COVID-19;
- were not included in the budget most recently approved as of March 27, 2020, for the state or local government; and
- were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, the State of Florida was allocated \$8.328 billion from the Coronavirus Relief Fund, of which the County received \$474 million; and

WHEREAS, the Coronavirus Relief Fund monies must be used by December 30, 2020, and any unspent funds must be returned to the federal government; and

WHEREAS, this Board has recently approved legislation providing financial assistance to various individuals, organizations, and small businesses impacted by COVID-19; and

WHEREAS, the public health emergency caused by COVID-19 has had and threatens to continue to have a serious economic impact in the County, and particularly on taxicab, jitney and for-hire limousine drivers; and

WHEREAS, while on May 18, 2020, Miami-Dade County entered Phase 1 of reopening allowing certain non-essential businesses to reopen with limited capacity and strict guidelines in place, a recent increase in the numbers of positive tests as well as the positivity rate for COVID-19 across the Country and in the County threatens to extend the period of economic hardship being faced by taxicab, jitney and for-hire limousine drivers; and

WHEREAS, to assist the taxicab, jitney and for-hire limousine drivers to recover from the effects of the COVID-19 pandemic, this Board desires to direct the County Mayor or County Mayor's designee to use funding made available through the CARES Act to assist taxicab, jitney and for-hire limousine drivers impacted by the COVID-19 pandemic,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Adopts the foregoing recitals as if fully set forth herein.

Section 2. Directs the County Mayor or County Mayor's designee to develop and implement an emergency fund or grant for taxicab, jitney and for-hire limousine drivers using \$10,000,000.00 in funds made available through the 2020 coronavirus aid, relief, and economic security act to alleviate financial hardships caused by COVID-19 (the "grant").

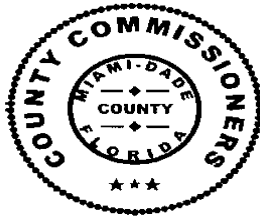
Section 3. Directs the County Mayor or County Mayor's designee to administer the grant and to execute any documents necessary to carry out the purposes of the grant, following approval of such documents by the County Attorney's office for legal form and sufficiency.

Section 4. Directs the County Mayor or County Mayor's designee to provide a written report within 30 days of the effective date of this resolution detailing the status of the development and implementation of the grant or explaining why it has not been developed or implemented. Upon implementation, the County Mayor or County Mayor's designee shall provide a written report to this Board every 60 days thereafter, detailing the status of the taxicab, jitney and for-hire limousine drivers that have received financial assistance from the grant, until funding for the grant is exhausted. The completed reports shall be placed on agendas of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime and the Co-Sponsors are Commissioner Daniella Levine Cava, Commissioner Jose "Pepe" Diaz, Chairwoman Audrey M. Edmonson, Commissioner Barbara J. Jordan, Commissioner Dennis C. Moss, and Vice Chairwoman Rebeca Sosa. It was offered by Commissioner **Jean Monestime** , who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Chairwoman	aye		
Rebeca Sosa, Vice Chairwoman	absent		
Esteban L. Bovo, Jr.	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Sally A. Heyman	aye
Eileen Higgins	aye	Barbara J. Jordan	aye
Joe A. Martinez	absent	Jean Monestime	aye
Dennis C. Moss	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 27th day of July, 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

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

D.P.C

Dale P. Clarke