

MEMORANDUM

TO:	Honorable Chairman Oliver G. Gilbert, III and Members, Board of County Commissioners	DATE:	Agenda Item No. 7(A) (Second Reading: 9-4-24) June 4, 2024
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Ordinance relating to for-hire motor vehicles; amending sections 31-302 and 31-304 of the Code; providing for exemptions to the Ambassador Cab Chauffeur dress code requirement; adding definitions and making technical changes

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Marleine Bastien.



Geri Bonzon-Keenan
County Attorney

GBK/gh

Memorandum



Date: September 4, 2024

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Subject: Fiscal Impact Statement for Ordinance Relating to For-Hire Motor Vehicles – Amending sections of the Code relating to the Ambassador Cab Chauffeur Dress Code Requirement

The implementation of this ordinance will not have a fiscal impact to Miami-Dade County as it will not result in additional staffing needs or future operational costs.

A handwritten signature in blue ink, appearing to read "Jimmy Morales".


Jimmy Morales
Chief Operations Officer

Memorandum



Date: September 4, 2024

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava 
Mayor

Subject: Social Equity Statement for Ordinance Relating to For-Hire Motor Vehicles – Amending the County Code Section Governing the Ambassador Cab Chauffeur Dress Code Requirement

The Ambassador Cab Program was adopted by ordinance in 2014 with the purpose of improving the quality of taxicab service provided at Miami International Airport and the Port of Miami. Currently, the Code sets forth a dress code for chauffeurs participating in the program, i.e., collared shirt, dark trousers or skirt and closed shoes. The dress code promotes uniformity in the appearance of program participants.

The proposed ordinance amends County Code provisions relating to the Ambassador Cab Chauffeur dress code requirement by providing that the Director of the Transportation and Public Works Department (DTPW) may, upon a written request and a showing of a bona fide, documented medical reason(s), exempt an Ambassador Cab Chauffeur from the dress code requirement. In the past, chauffeurs have been fined for not complying with the dress code, including chauffeurs that have sought medical exceptions.

The proposed ordinance provides an avenue for flexibility in the strict application of the dress code. This acknowledges chauffeurs who due to medical conditions are unable to comply with the dress code. Such conditions include diabetes, which results in severe irritation when the driver wears standard closed shoes, and a variety of skin conditions, which renders wearing collared shirts or full-length trousers for prolonged periods of time medically problematic. Accordingly, this ordinance would provide a positive social impact by creating an avenue for a more inclusive Ambassador Cab Program as those previously deemed ineligible for medical reasons are now able to participate in the program. This fosters equity and inclusivity in the County's management of the program while balancing the standards set for chauffeurs interfacing with airport and port customers.



Jimmy Morales
Chief Operating Officer




MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: September 4, 2024

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 7(A)

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. 7(A)
9-4-24

ORDINANCE NO. _____

ORDINANCE RELATING TO FOR-HIRE MOTOR VEHICLES;
AMENDING SECTIONS 31-302 AND 31-304 OF THE CODE OF
MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR
EXEMPTIONS TO THE AMBASSADOR CAB CHAUFFEUR
DRESS CODE REQUIREMENT; ADDING DEFINITIONS AND
MAKING TECHNICAL CHANGES; PROVIDING
SEVERABILITY, INCLUSION IN THE CODE, AND AN
EFFECTIVE DATE

WHEREAS, on January 29, 2014, this Board adopted Ordinance No. 14-09, which among other things, designated taxicabs that transport persons and their baggage from Miami International Airport and the Port of Miami as Ambassador Cabs; and

WHEREAS, Ordinance No. 14-09 also created special registration requirements for Ambassador Cab Chauffeurs, including a dress code; and

WHEREAS, currently, the Code of Miami-Dade County, Florida, ("Code") does not provide for any exemptions to the dress code, even upon a showing of a bona fide medical need; and

WHEREAS, this Board wishes to amend the Code to provide that the director of the department responsible for regulating chapter 31 of the Code may, upon a written request and a showing of a bona fide, documented medical reason(s), exempt an Ambassador Cab Chauffeur from the dress code requirement,

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 31-302 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec. 31-302. - Definitions.

For purposes of this article the following definitions shall apply:

* * *

>>(f) “Department” or “DTPW” means the Miami-Dade County Department of Transportation and Public Works, or its predecessor department or successor department, responsible for regulating Chapter 31 of the Code.

(g) “Director” means the director of the Department or the director’s designee.<<

Section 2. Section 31-304 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

Sec. 31-304. - Chauffeur's registration—Additional taxicab requirements.

Each chauffeur shall:

* * *

(6) Notwithstanding any provision to the contrary, ~~[[twelve (12) months after the effective date of this ordinance,]]~~ any chauffeur who seeks authorization to pick-up passengers at Miami International Airport and the Port of Miami shall be required to register with the Department ~~[[of Regulatory and Economic Resources]]~~ and meet with and abide by the following standards:

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

* * *

- (h) Chauffeurs of Ambassador Cabs shall~~[[, without exception,]]~~ wear a collared shirt, dark trousers or skirt and closed shoes>>. The Director may, upon written request and a showing of a bona fide, documented medical reason(s), exempt a Chauffeur from this requirement<<;

* * *

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

Prepared by:

Dale P. Clarke

Prime Sponsor: Commissioner Marleine Bastien

GBK
D.P.C