Agenda Item:

### PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

# **AGENDA ITEM SUMMARY**

======================================	October 16, 2012	[ [	=== ] ]	======== Consent Ordinance	======================================
Submitted By:	Department of Airports				
Submitted For:	Department of Airports	==	===	========	
	<del></del>				

# I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, amending Resolution No. 2010-1462; extending the current airport ground transportation permit period; modifying the fee and permit period for airport ground transportation permits; providing for ratification of prior resolution; providing for severability; and providing for an effective date.

Summary: Ground transportation permit/decals, authorizing non-concessionaire Vehicle for Hire (VFH) companies to operate at the Palm Beach International Airport (PBIA) on a pre-arranged basis (Airport Decals), are issued by the Division of Consumer Affairs (DCA) on behalf of the Department of Airports (DOA). On March 15, 2011 (Agenda Item 3F-13), the Board approved a modification to Resolution No. 2010-1462 to provide for a two-year permit period for Airport Decals. Airport Decals are currently scheduled to expire on December 31, 2012. DCA recently modified the permit cycle for issuance of VFH business permits to provide for a May 1<sup>st</sup> issuance date. To avoid duplication of staff effort and to facilitate issuance of a single decal rather than multiple decals, staff is recommending modifying Resolution No. 2010-1462 to provide for a common expiration date and to issue Airport Decals annually concurrent with issuance of VFH business permits. The expiration date for Airport Decals that were issued for the current permit period would be extended to April 30, 2013, at no additional cost to existing Airport Decal holders. Staff also is recommending a \$50 per year fee for each Airport Decal instead of \$75 every two years. Airport Decal fees are not prorated; therefore, an annual fee is more equitable to VFH companies obtaining an Airport Decal after the commencement of the permit period. Countywide (AH)

Background and Policy Issues: On September 10, 2010, the Board adopted Resolution No. 2010-1462, establishing fees and charges for the issuance of Airport Decals. Pursuant to Board direction, the permit cycle was increased to two years. On December 20, 2011, the Board adopted Resolution No. 2011-2068, authorizing VFH companies to drop off customers at PBIA without an Airport Decal. In order to obtain input from industry representatives regarding the proposed changes to Resolution No. 2010-1462, staff presented its recommendations to the Palm Beach County Vehicle for Hire Advisory Committee on September 5, 2012. The Committee did not propose any modifications or raise any objections to staff's proposed changes to Resolution No. 2010-1462.

A	ttachments:	
1	Resolution	(1)

1. Resolution (1)		
Recommended by:	Sm Pell	9/18/12
V ,	Department Director	Date
Approved By: 🍿	Miller	(4(7/1)
, ,	County/Deputy/Assistant County Adm	ninistrator `Date

# II. FISCAL IMPACT ANALYSIS

A. Fiv	A. Five Year Summary of Fiscal Impact:					
	Fiscal Years	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>
Opera Exteri Progra	al Expenditures ating Costs nal Revenues am Income (County) ad Match (County)	(18,750)	(18,750)	(18,750)	(18,750)	( <u>18,750</u> )
NET F	ISCAL IMPACT	(18,750)	<u>(18,750)</u>	<u>(18,750)</u>	(18,750)	<u>(18,750)</u>
	DDITIONAL FTE FIONS (Cumulative)					
	n Included In Currer et Account No.:	nt Budget?	Yes X	_ No	_	
DOA: Fund 4100 Department 120 Unit 8340 RSRC 6999 Reporting Category						
Con	sumer Affairs: Fund Reporting Category			Unit <u>6251</u> R	RSRC <u>2900</u>	
B.	B. Recommended Sources of Funds/Summary of Fiscal Impact:  Consumer Affairs has issued approximately 1,580 Airport Decals for the current permit cycle, which is scheduled to expire on December 31, 2012. The expiration date for existing Airport Decals will be extended to April 30, 2013, at no additional cost to the Airport Decal holder. Consumer Affairs estimates approximately 1,500 Airport Decals will be issued for the upcoming renewal period. Pursuant to Resolution No. 2010-1462, Consumer Affairs retains 1/3 of the Airport Decal fees collected for administration of the program and remits the remainder to DOA.					
C.	Departmental Fiscal Review:					
III. REVIEW COMMENTS						
Α.	A. OFMB Fiscal and or Contract Dev. and Control Comments:  OFMB OFMB OFMB OFMB OFMB OFMB OFMB OFM					
В.	Legal Sufficiency:	- Ag	1/3			
	Assistant County	Attorney	_			
C.	Other Department I	uto				

REVISED 9/03 ADM FORM 01 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

#### **RESOLUTION NO. R-2012-**

RESOLUTION **OF** THE BOARD **OF** COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA; AMENDING RESOLUTION NO. 2010-1462; EXTENDING THE **CURRENT AIRPORT GROUND TRANSPORTATION PERMIT** PERIOD; MODIFYING THE FEE AND PERMIT PERIOD FOR **AIRPORT** GROUND **TRANSPORTATION PERMITS**; PROVIDING FOR RATIFICATION OF PRIOR RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County (the "County"), through its Department of Airports (the "Department"), owns and operates the Palm Beach International Airport (the "Airport"); and

WHEREAS, on September 14, 2010, the Board of County Commissioners (the "Board") adopted Resolution 2010-1462, establishing reasonable charges and fees for the privilege of engaging in ground transportation services at the Airport; and

WHEREAS, on March 15, 2011, the Board modified the charges and fees for the privilege of engaging in ground transportation services at the Airport, which were implemented without formal amendment to Resolution 2010-1462; and

WHEREAS, airport ground transportation permit/decals are issued by the Division of Consumer Affairs, on behalf of the Department, concurrent with issuance of Vehicle for Hire business permits; and

WHEREAS, the permit cycle for issuance of Vehicle for Hire permits has changed; and

WHEREAS, the Board desires to modify the permit cycle for the issuance of airport ground transportation permit/decals to provide for a common expiration date, which is consistent of the Board's desire to ensure the efficient use of County resources and staff time.

# NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Recitals. The foregoing recitals are true and correct and are expressly incorporated herein by reference and made a part hereof.

Section 2. <u>Amendment of Resolution 2010-1462</u>. Section 2, paragraph 2 of Resolution 2010-1462 is hereby deleted in its entirety and replaced with the following:

Airport Ground Transportation Decal Fee – Fifty Dollar (\$50.00) permit/decal fee per vehicle per year ("Airport Decal"). Airport Decals shall be valid and effective for up to one year, expiring on April 30 each year. Airport Decals issued for the period commencing on January 1, 2011 and expiring on December 31, 2012, shall remain valid and effective until April 30, 2013; provided, however, the Division of Consumer Affairs may issue updated Airport Decals, on behalf of the Department, with the new expiration date at no cost or expense to the Airport Decal holder.

**Section 3.** Ratification of Prior Resolution. Except as specifically modified herein, all provisions of the Resolution 2010-1462 shall remain unmodified and in full force and effect and are hereby ratified and confirmed by the Board.

**Section 4.** <u>Severability</u>. If any section, paragraph, sentence clause or word of this Resolution is for any reason held by the Court to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Resolution.

**Section 5. Effective Date.** This Resolution shall be effective upon adoption.

	ded by Comr	missioner, who missioner, and	
The Chair thereupon declared the I	Resolution d	uly passed and adopted this day of	
Commissioner Shelley Van	a, Chair	-	
Commissioner Steven L. Abrams, Vice-Chairman -			
Commissioner Karen T. Marcus -			
Commissioner Paulette Burdick -			
Commissioner Burt Aaronson -			
Commissioner Jess R. Sant	-		
Commissioner Priscilla A.	Commissioner Priscilla A. Taylor		
	BOARD	BEACH COUNTY, FLORIDA, BY ITS OF COUNTY COMMISSIONERS NR.BOCK, CLERK & COMPTROLLER	
APPROVED AS TO FORM AND	Ву:	Deputy Clerk	

LEGAL SUFFICIENCY