

AGENDA ITEM NO. _____

LEGISLATIVE ACTION:

Date:		Comments
May 30, 2008	Miami-Dade County letter	Advising the City of the funds available

APPROVED BY:

Department Director	City Attorney (If Applicable)	City Manager
		

ATTACHMENT(S):

1. Cover w/Draft Resolution
2. Letter from Miami-Dade County
3. Interlocal Agreement to be signed by City Manager
4. General Affidavit to be signed by City Manager

Delgado, Alberto

From: Mendoza, Mercedes
Sent: Tuesday, July 08, 2008 11:59 AM
To: Delgado, Alberto; Pino, Ernesto
Cc: Vazquez de Miguel, Gerardo
Subject: FW: Miami-Dade County Parking Fines Reimbursement Program

From: Johnson-Wright, Heidi (ADA) [mailto:HJWRIG@miamidade.gov]
Sent: Tuesday, July 08, 2008 11:33 AM
To: mmendoza@coralgables.com
Subject: Miami-Dade County Parking Fines Reimbursement Program

Mercy:

As per our phone conversation today:

- Coral Gables has been granted a deadline extension until July 18, 2008 for the filing of the application materials.
- The amount to which Coral Gables is entitled is \$12,195.00 rather than the amount of \$8,949.95, as quoted in the letter from the County.

Heidi Johnson-Wright, Director
Office of ADA Coordination
111 NW 1st Street, 12th Floor, Suite 348
Miami, FL 33128
305-375-3566 (voice); 305-375-4805 (TTY); 305-375-5753 (fax)
www.miamidade.gov

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Corrections & Rehabilitation
Countywide Healthcare Planning
Cultural Affairs
Elections
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Employee Relations
Enterprise Technology Services
Environmental Resources Management
Fair Employment Practices
Finance
Fire Rescue
General Services Administration
Historic Preservation
Homeless Trust
Housing Agency
Housing Finance Authority
Human Services
Independent Review Panel
International Trade Consortium
Juvenile Assessment Center
Medical Examiner
Metropolitan Planning Organization
Park and Recreation
Planning and Zoning
Police
Procurement
Property Appraiser
Public Library System
Public Works
Safe Neighborhood Parks
Seaport
Solid Waste Management
Strategic Business Management
Team Miami
Transit
Urban Revitalization Task Force
Vizcaya Museum and Gardens
Water and Sewer

May 30, 2008

Mercedes
CITY OF CORAL GABLES
RECEIVED BY THE
OFC. OF THE CITY MANAGER
2008 JUN -2 PM 2:12

Office of County Manager
111 NW 1st Street • Suite 2910
Miami, Florida 33128-1994
T 305-375-5311

miamidade.gov

David Brown, City Manager
City of Coral Gables
Office of the City Manager
405 Biltmore Way, 1st Floor
Coral Gables, FL 33134

Dear Mr. Brown:

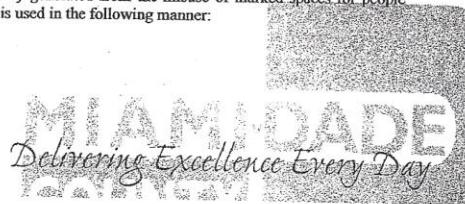
I am pleased to advise you that the Miami-Dade County Board of County Commissioners has recently streamlined the Parking Fines Reimbursement Program. The revised program requires only that an affidavit (see enclosed template) be submitted annually from the municipality's chief administrative official stating that the funds reimbursed shall be used to improve accessibility and equal opportunity to qualified persons who have disabilities in the municipality and to conduct disability public awareness programs.

For Fiscal Year 07-08 only, you must also complete the enclosed revised interlocal agreement and return to our office. It is our goal to increase participation in the program in order to get these monies back into the communities where they can be used to fund programs for persons with disabilities. Additionally, it is hoped that more reimbursements create additional incentives to enforce the accessible parking laws, thus freeing up more spaces for those who are entitled to use them.

The combination of fines collected in the previous fiscal year, and unspent funds from other municipalities, makes available an amount of \$8,949.95 for which the City of Coral Gables may apply. The deadline for submission of the affidavit and interlocal agreement is June 30, 2008.

Reimbursements to municipalities are based on a percentage of revenue collected during Fiscal Year 06-07 that is determined by calculating the total amount paid on tickets in a municipality divided by the total number of tickets paid countywide. Funding estimates include a percentage of the carryover monies that were not distributed to any municipalities in the previous year.

In accordance with Section 30-447 of the Code of Miami-Dade County, parking fine money generated from the misuse of marked spaces for people with disabilities is used in the following manner:



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- One-third of the money is used to defray Clerk of Courts' administrative expenses; and
- Two-thirds of the money is used to provide funds to improve accessibility and equal opportunity to qualified physically disabled persons and to provide funds to conduct public awareness programs concerning physically disabled persons.

The two-thirds are distributed in the following manner:

Thirty percent is retained by the County for countywide purposes, in accordance with state law, and 70 percent is allocated to the governmental entity having jurisdiction over the violation.

If you would like more information regarding the Parking Fines Reimbursement Programs, please contact the Office of ADA Coordination Director Heidi Johnson-Wright at (305) 375-3566, 111 NW 1st Street, Suite #348, 12th Floor, Miami, Florida 33128.

Sincerely,



George M. Burgess
County Manager

Enclosures

c: Wendi J. Norris, Director, General Services Administration
Jennifer Glazer-Moon, Director, Office of Strategic Business Management

INTERLOCAL AGREEMENT

This agreement is entered into this _____ day of _____ year, by and between Miami-Dade County, Florida, a political subdivision of the State of Florida (the "County") and _____ (the "municipality"), a municipal corporation organized and existing under the laws of the State of Florida.

WITNESSETH

WHEREAS, Section 316.008 Florida Statutes, and Section 30-447, Code of Miami-Dade County, authorizes the charging of fines for misuse of specially marked parking spaces for people with disabilities, and

WHEREAS, Miami-Dade County proposes to distribute said fines under the provisions of Section 30-447 of the Code of Miami-Dade County, Florida.

NOW THEREFORE in consideration of the covenants contain herein, the parties agree as follows

1. This agreement shall become effective upon its execution by the authorized officers of the parties and will continue annually upon agreement by both parties.

2. The allocation of the disabled parking fine monies shall be used to provide funds to improve accessibility and equal opportunity to qualified physically disabled persons and to provide funds to conduct public awareness programs concerning physically disabled persons.

3. The parties shall annually submit an affidavit sworn by the chief administrative official of the municipality to the Miami-Dade County Office of Americans with Disabilities Act Coordination, hereinafter known as the "ADA Office".

4. The affiant will affirm that expenditures meet the following criteria:

- a. The funds reimbursed shall be used to improve accessibility and equal opportunity to qualified persons who have disabilities in the municipality and to conduct public awareness programs in the municipality concerning persons who have disabilities.
- b. If only a portion of the project or program is being promoted to benefit people with disabilities, then only that portion of the project or program may be funded with these monies.

5. The parties agree to follow the terms and conclusions regarding payment as follows:

- a. The percentage for distribution shall be calculated by the County annually. Each year the County shall notify all municipalities of the percentages of distribution of the disabled permit parking fine money for the upcoming annual period. The percentage for distribution to the County and to the municipalities is based on a percentage of total revenue which is determined by calculating the total number of fines paid county-wide. Funding estimates include a percentage of the monies which were not distributed to any municipalities in the previous year.

- b. The County agrees to pay the municipality under this agreement based on a payment schedule agreed upon by the Office of ADA Coordination, accompanied by such documentation as requested.
- c. In no event shall County funds be advanced to any subcontractor hereunder.
- d. The parties shall return funds to the Clerk of the Board if the project is not successfully completed and shall allow the Office of ADA Coordination to audit projects and conduct site visits. Any such audits or inspections shall be conducted in such manner and at such times so as not to unreasonably interfere with the day-to-day operation of the parties.
- e. The County may amend the terms of this agreement from time to time, as it may deem necessary.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed by their respective and duly authorized officers on the date hereinabove first mentioned.

ATTEST:

MIAMI-DADE COUNTY, FLORIDA

By: _____

Harvey Ruvin, Clerk

Carlos Alvarez, Mayor

ATTEST:

CITY OF _____, FLORIDA

By: _____

City Clerk

City Manager

(Date)

(Official Seal)

GENERAL AFFIDAVIT

State of Florida
County of _____

The municipal parking fines funds reimbursed shall be used to improve accessibility and equal opportunity to qualified persons who have disabilities in the municipality and to conduct public awareness programs in the municipality concerning persons who have disabilities.

If only a portion of the project or program is being promoted to benefit people with disabilities, then only that portion of the project or program will be funded with these monies.

The municipality shall return funds to the Clerk of the Board if the project is not successfully completed and shall allow the Miami-Dade County Office of ADA Coordination to audit projects and conduct site visits. Any such audits or inspections shall be conducted in such manner and at such times so as not to unreasonably interfere with the day-to-day operation of the parties.

[set forth affiant's statement of facts]

[signature of affiant]

[typed name of affiant]

[address of affiant, line 1]

[address of affiant, line 2]

State of Florida
County of _____

Sworn to (or affirmed) and subscribed before me this _____ day of _____, _____ (year), by _____ (name of person making statement).

(Signature of Notary Public - State of Florida)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known _____ OR Produced Identification _____

Type of Identification Produced _____