

# ATTACHMENT

## RESOLUTION NO.

RESOLUTION SUPPORTING AND AUTHORIZING THE EFFORTS OF THE CITY OF MIAMI TO COMPETITELY SOLICIT AND AWARD AGREEMENTS TO PRIVATE SECTOR WATERBORNE TRANSPORTATION PROVIDERS TO DROP OFF AND PICK UP PASSENGERS FROM CERTAIN CITY OF MIAMI COUNTY OWNED BISCAYNE BAY AND RIVERWALK SITES IDENTIFIED HEREIN; FURTHER URGING THAT THE CITY AND THE COUNTY ENTER INTO AN INTERLOCAL AGREEMENT TO IMPLEMENT THIS RESOLUTION AND TO PRESENT SUCH AGREEMENT TO THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION AND APPROVAL

**WHEREAS**, Section 1.01 (A) (2) and (14) of the County Home Rule Charter provides that the Board of County Commissioners has the power to provide, operate, regulate, franchise, control and take over public transportation systems in Miami-Dade County (the "County"); and

**WHEREAS**, the County has undertaken the role of providing County wide public transportation since 1957; and

**WHEREAS**, in the past two decades, the County has, from time to time, entered into Interlocal Agreements with municipalities located in the County that have delegated the ability to certain municipalities to provide or cause to be provided public transportation systems which are complementary and supplemental to existing County public transportation systems; and which serve the unique and particular needs of the local community in that municipality such as the Coral Gables and Magic City (Miami) Trolleys, and the Miami Beach Electro wave Buses, among others; and

**WHEREAS**, a large portion of the Miami River is in the City of Miami (the "City") and the City has a Miami River Element in its adopted Comprehensive Plan and additionally the City has been demonstrably supportive of recreational and commercial working waterfronts as defined by Florida Statutes; and

**WHEREAS**, a significant portion of Biscayne Bay is within the territorial limits of the City and the City is desirous of fostering waterborne transportation and mobility within Biscayne Bay; and

**WHEREAS**, certain locations identified in the body of this resolution are within the corporate limits of the City and are ideal for the competitive solicitation and award by the City to private sector waterborne transportation providers to drop off and pick up passengers; and

**WHEREAS**, the lack of mass transit in the City has hampered mobility for local residents and visitors; and

**WHEREAS**, various projects to enhance mobility in the County have been approved by the Metropolitan Planning Organization ("MPO"); and

**WHEREAS**, the City abuts and encompasses the Miami River which is a navigable waterway that connects to Biscayne Bay and other portions of the County; and

**WHEREAS**, the City is seeking support and approval to facilitate enhanced mobility and is requesting support and approval of this proposed program to take advantage of these portions of Biscayne Bay and the Miami River for mass transit, commercial and recreational working waterfront purposes; and

**WHEREAS**, this program will enhance such mobility and will benefit the general public by allowing the provision of enhanced waterborne transportation options and facilitate the movement of people to and from certain designated destinations within the City and will benefit the entire County; and

**WHEREAS**, the Board of County Commissioners is strongly and robustly supportive of the City spearheading these efforts in light of the reasons and factors set forth herein and in view of the fact that furnishing additional means of public transportation utilizing waterborne systems relieves traditional traffic congestion, will promote local trade commerce and tourism and serve the general public;

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

Section 1. This Board approves and incorporates the foregoing recitals to this Resolution.

Section 2. This Board supports the efforts of, and authorizes, with appropriate delegations of authority, the City of Miami to competitively solicit, procure and award agreements to qualified private sector waterborne transportation providers, utilizing, without limitation, providers of water taxis and similar vessels, to drop off and pick up passengers, constituting the general public who are paying a fixed rate, to and from the following locations abutting the Miami River and Biscayne Bay within the City of Miami:

- (a) WASD Pump Station #1, between Lummus Park and 3 River Restaurants;
- (b) Lummus Park;
- (c) Jose Marti Park;
- (d) Miami Riverside Center;
- (e) Beneath the 2<sup>nd</sup> Avenue Bridge, North Shore;
- (f) Beneath the 2<sup>nd</sup> Avenue Bridge, South Shore;
- (g) Metro-Rail North Shore;
- (h) Metro-Rail South Shore;
- (i) "Riverwalk " Metro Mover Station;
- (j) "5 ST" (Fifth Street) Metro Mover Station;
- (k) James L. Knight Convention Center;
- (l) Biscayne Bay sites, including, Peacock Park, City Hall, Kennedy Park, Alice Wainwright Park, Brickell Park, Bayfront Park, American Airlines Arena, Museum Park, Margaret Pace Park, Morningside Park, and American Legion Park; and
- (m) Such other accessible waterfront locations within the City limits that the County and City agree as set forth in any Interlocal Agreement regarding the provision of waterborne transportation as contemplated herein.

Section 3. This Board recommends and urges the County Administration to negotiate and present to the Board, for our consideration and approval, an Interlocal Agreement with the City to implement and effectuate this Resolution. The Interlocal Agreement will address, among other terms and conditions, the authorization for the City to enter into Agreements with the qualified public sector providers of waterborne transportation, the permitting, insurance and safety requirements, and approval of their vessels and personnel, for the locations listed in the preceding Section of this Resolution.

Section 4. This Board directs the Clerk of the Board to transmit a certified copy of this Resolution to the MPO; the Miami River Commission; and the Mayor, City Manager, and City Clerk of the City of Miami.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by the County Attorney as  
to form and legal sufficiency \_\_\_\_\_