

MEMORANDUM

Agenda Item No. 14(A)(13)

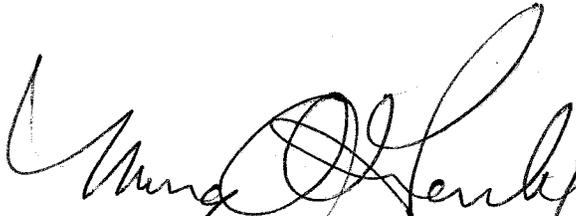
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: December 19, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution relating to
installing guardrails on
highways adjoining canals
in heavily-traveled areas
and in medians on
expressways

The accompanying resolution was prepared and placed on the agenda at the request of Senator Javier D. Souto, Commissioner Audrey M. Edmonson, Commissioner Carlos A. Gimenez, Commissioner Sally A. Heyman, Chairman Joe A. Martinez and Commissioner Dennis C. Moss.



Murray A. Greenberg
County Attorney

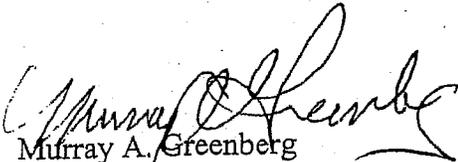
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MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez **DATE:** December 19, 2006
and Members, Board of County Commissioners

FROM: 
Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 14(A)(13)

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(13)
12-19-06

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE, THE FLORIDA DEPARTMENT OF TRANSPORTATION, FLORIDA'S TURNPIKE ENTERPRISE, THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND OTHER PERTINENT STATE DEPARTMENTS TO FUND AND INSTALL GUARDRAILS ON HIGHWAYS ADJOINING CANALS AND OTHER WATERWAYS IN HEAVILY-TRAVELED AREAS AND IN EXPRESSWAY MEDIANS

WHEREAS, many highways and roads in Florida run parallel to canals and other waterways; and

WHEREAS, tragic accidents have occurred when drivers leave these highways and roads and enter the waterways; and

WHEREAS, the installation of guardrails could prevent many such accidents; and

WHEREAS, the benefits of guardrails particularly along heavily-traveled highways and roads outweighs the cost of installation,

WHEREAS, during the 2006 session, the Florida House and Senate passed HB 959 sponsored by Representative Yolly Roberson and Senator Larcenia Bullard (SB 1022) that would have created a pilot program in Miami-Dade County to install guardrails along interstate and other limited access highways that are adjacent to canals and other waterways, but the Governor vetoed HB 959,

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

Section 1. Urges the Florida Legislature, the Florida Department of Transportation, Florida's Turnpike Enterprise, the South Florida Water Management District, and other pertinent state departments to install guardrails on highways and roads running parallel to canals and other waterways, particularly along heavily-traveled routes and in expressway medians.

Section 2. Directs the Clerk of the Board to transmit copies of this resolution to the Governor, the Senate President, the House Speaker, the Chair and members of the Miami-Dade State Legislative Delegation, the Secretary of the Florida Department of Transportation, the executive director of Florida's Turnpike Enterprise, and the executive director of the South Florida Water Management District.

Section 3. Directs the County's state lobbying team to advocate for the passage of legislation and the changes in policy set forth in Section 1 above. The Office of Intergovernmental Affairs is directed to include this item in the 2007 State Legislative Package.

The foregoing resolution was sponsored by Sen. Javier D. Souto, Commissioner Audrey M. Edmonson, Commissioner Carlos A. Gimenez, Commissioner Sally A. Heyman, Chairman Joe A. Martinez and Commissioner Dennis C. Moss and offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	
Dennis C. Moss, Vice-Chairman	
Bruno A. Barreiro	Jose "Pepe" Diaz
Audrey M. Edmonson	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of December, 2006. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JMM

Jess M. McCarty