MEMORANDUM

Agenda Item No. 11(A)(21)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: December 2, 2008

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution approving designation of portion of S.W. 27th Avenue as "Luis Conte Aguero Way"

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.

R. A. Cuevas, Jr.
County Attorney

RAC/bw

MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: December 2, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(21)

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. 11(A)(21)
12-2-08

RESOLUTION NO. _____

RESOLUTION APPROVING THE DESIGNATION OF S.W. 27th AVENUE BETWEEN CORAL WAY AND S.W. 8TH STREET AS "LUIS CONTE AGUERO WAY"

WHEREAS, during the 2007 regular session, the Florida Legislature passed CS/SB 138, which among other road designations, designated S.W. 27th Avenue between Coral Way and S.W. 8th Street as "Luis Conte Aguero Way"; and

WHEREAS, section 334.071, Florida Statutes, provides that the installation of road designation signs shall be contingent on the applicable county or city commission passing a resolution in support of the particular honorary road designation; and

WHEREAS, the City of Miami previously has approved this road designation pursuant to Resolution No. 07-01138,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the designation of S.W. 27th Avenue between Coral Way and S.W. 8th Street as "Luis Conte Aguero Way."

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. It was 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:

Bruno A. Barreiro, Chairman
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of December, 2008. 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.

Jess M. McCarty

City of Miami

Legislation

Resolution

City Hall
3500 Pan American
Drive
Miami, FL 33133
www.miamigov.com

File Number: 07-01138 **Final Action Date:**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), DECLARING NO OBJECTION AND SUPPORTING THE CODESIGNATION BY THE FLORIDA LEGISLATURE DESIGNATING TRANSPORTATION FACILITIES ("ROADWAYS") LOCATED WITHIN THE CITY OF MIAMI, PURSUANT TO SENATE BILL 138; FURTHER DIRECTING THE CITY MANAGER TO INSTRUCT THE DIRECTOR OF PUBLIC WORKS TO TRANSMIT A COPY OF THIS RESOLUTION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION, DISTRICT SIX, FOR SIGN INSTALLATION WITHIN THE NEWLY DESIGNATED ROADWAYS.

WHEREAS, Florida Statute 334.071, entitled "Legislative designation of transportation facilities," states that erection of markers shall be contingent upon the appropriate city or county commission passing a resolution in support of the particular honorary designation; and

WHEREAS, pursuant to the request made by the Florida Department of Transportation ("FDOT") for honorary designation of roads located in the City of Miami ("City"), the Miami City Commission has no objections and supports Senate Bill 138; and

WHEREAS, Senate Bill 138, adopted by the Florida Legislature, designated state transportation facilities ("roadways") that are located within the City as follows:

Coral Way between Southwest 31st Avenue and Southwest 25th Street to Marilyn Culp Way;

Flagler Street between Northwest 72nd Avenue and Northwest 67th Avenue to Arnold M. Velazquez Boulevard;

Corner of West Flagler Street/ SR 968 and Le Jeune Road/ SR 953 to Aristides Sastre Corner;

Southwest 27th Avenue between Coral Way and Southwest 8th Street to Luis Conte Aguero Way;

Southwest 8th Street between Southwest 67th Avenue and Southwest 72nd Avenue to Dr. Vicente Grau-Imperatori;

Northwest 2nd Terrace between Northwest 37th Avenue and Northwest 38th Court to Fred Havenick Way;

Northwest 7th Street between Northwest 37th Avenue and Northwest 38th Court to Isadore Hecht Street;

Northwest 21st Avenue between Northwest 20th Street and Northwest 23rd Street to Dennis Pastrana Avenue;

Southwest 12th Avenue between Coral Way and Southwest 8th Street to Angel Manuel De La Portilla Way;

US 1/SR 5 between Northeast 54th Street and Northeast 96th Street to Athalie Range Boulevard;

Brickell Avenue within the boundaries of the City between Southeast 25th Street and the south shoreline of the Miami River to a State Historic Road;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble of this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The Miami City Commission declares no objection and supports the codesignation by the Florida Legislature designating roadways located within the City, pursuant to Senate Bill 138.

Section 3. The City Manager is directed to instruct the Director of Public Works to transmit a copy of this Resolution to FDOT, District Six, for sign installation within the newly designated roadways.

Section 4. This Resolution shall become effective immediately upon its adoption and signature of the Mayor.{1}

APPROVED AS TO FORM AND CORRECTNESS:

JORGE L. FERNANDEZ
CITY ATTORNEY

Footnotes:

{1} If the Mayor does not sign this Resolution, it shall become effective at the end of ten calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.

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