

MEMORANDUM

TC

Agenda Item No. 2(D)

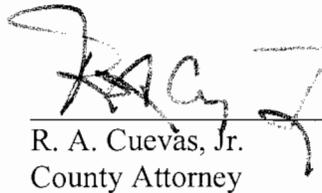
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: November 12, 2008

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

SUBJECT: Resolution requesting that the
the State of Florida Department
of Transportation delay the
expansion of State Road 826
between Bird Road Exit and
Miller Road Exit

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/up



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.

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.
12-2-08

RESOLUTION NO. _____

RESOLUTION REQUESTING THAT THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DELAY THE EXPANSION OF STATE ROAD 826 BETWEEN THE BIRD ROAD EXIT AND MILLER ROAD EXIT UNTIL FURTHER ANALYSIS IS COMPLETED BY THE COUNTY AND THE DEPARTMENT OF TRANSPORTATION REGARDING THE IMPACT OF THE PROJECT

WHEREAS, the Palmetto (S.R. 826) expansion project for the area between the Bird Road exit and the Miller Road exit (“Palmetto Reconstruction Project”) has been in the Metropolitan Planning Organization’s Transportation Improvement Program for many years; and

WHEREAS, the Florida Department of Transportation (“FDOT”) awarded a contract for the Palmetto Reconstruction Project and the project is scheduled to commence in November 2008; and

WHEREAS, prior to commencing the project, FDOT did not adequately inform the community directly impacted by the project, including the Commissioner from the affected district, that the landscaped median and landscaped frontage of Tropical Park would be impacted in order to widen portions of Bird Road from 6 to 8 lanes; and

WHEREAS, these significant changes to the Palmetto Reconstruction Project were not presented to the Metropolitan Planning Organization (“MPO”) or the Miami Dade County Board of County Commissioners; and

WHEREAS, during the mid-1990s when FDOT widened Bird Road from four to six lanes between the Palmetto and the Turnpike, the project severely impacted upon Westchester by wiping out almost all green space and tree canopy leaving a barren corridor of asphalt and concrete; and

WHEREAS, the widening of Bird Road from 6 to 8 lanes presents safety concerns for pedestrians crossing Bird Road and may impact upon ingress and egress to and from Tropical Park, especially given the approval of a Cultural Center which will front Bird Road; and

WHEREAS, little has been done by FDOT during the last decade to mitigate traffic flow through Westchester; and

WHEREAS, to address the negative consequences of FDOT's expansion of the Bird Road corridor, the County funded a charrette which involved the participation of significant business interest, residents and stake holders to create a blueprint for the Bird Road corridor; and

WHEREAS, the MPO recently approved a motion by Senator Javier Souto requesting that FDOT delay the Palmetto Reconstruction Project until the FDOT has briefed Senator Souto regarding the project; and

WHEREAS, the Commission believes that further study of the Palmetto Reconstruction Project is necessary to address, among other issues, safety concerns, the movement of traffic and aesthetic considerations,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Board hereby requests that the State of Florida Department of Transportation delay those portions of the Palmetto Reconstruction Project that would impact upon the median in front of Tropical Park until County staff from the Public Works Department and the Park and Recreation Department has been given an opportunity to study the safety concerns raised by the project, the impact the project will have upon the movement of traffic and the aesthetic impact of the project. The Board also requests that FDOT delay the project until a plan has been developed to mitigate the safety and aesthetic impact of the project by, among other things, restoring green space and addressing safety concerns which may necessitate the construction of a pedestrian bridge. The

Clerk of the Board is hereby requested to send a copy of this resolution to Governor Charlie Crist, Florida Secretary of Transportation Stephanie Kopelousos and the Miami-Dade County Legislative Delegation.

The Prime Sponsor of the foregoing resolution is Senator Javier D. Souto. 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
Dorin 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.

GKS

Gerald K. Sanchez