MEMORANDUM

Agenda Item No. 11(A)(1)

TO:	Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners	**DATE:**	April 7, 2009
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution extending the designation of the Ludwig Van Beethoven Promenade under the Metrorail Guideway to include two additional blocks to the north along the existing publicly accessible M-Path (Pedestrian Greenway) to the Miami River's Shoreline

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

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 7, 2009

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

SUBJECT: Agenda Item No. 11(A)(1)

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 Mayor'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)(1)
4-7-09

RESOLUTION NO. _____

RESOLUTION EXTENDING THE DESIGNATION OF THE LUDWIG VAN BEETHOVEN PROMENADE UNDER THE METRORAIL GUIDEWAY FROM SW 8TH STREET TO THE BRICKELL METRORAIL STATION ENTRANCE TO INCLUDE TWO ADDITIONAL BLOCKS TO THE NORTH ALONG THE EXISTING PUBLICLY ACCESSIBLE M-PATH (PEDESTRIAN GREENWAY) TO THE MIAMI RIVER'S SHORELINE

WHEREAS, Ludwig van Beethoven was and remains one of the world's greatest composers; and

WHEREAS, despite discovering that he was suffering from a severe hearing impairment, Beethoven succeeded in composing some of the greatest musical compositions of all times including the famed 9th Symphony; and

WHEREAS, nearly all subsequent developments in the "classical" genre owe something to Beethoven's musical genius; and

WHEREAS, on December 15, 2002, the City of Miami officially designated SW 9th Street as Beethoven 9th Symphony Street; and

WHEREAS, to promote cultural awareness, the Board of County Commissioners adopted Resolution No. 463-03 on May 6, 2003 designating the area under the Metrorail Guideway from S.W. 8th Street to the Metrorail Brickell Station entrance as the Ludwig van Beethoven Promenade; and

WHEREAS, the Miami River Commission has unanimously recommended that the Beethoven Promenade be extended two additional blocks from S.W. 8th Street to the Miami River's south shoreline; and

WHEREAS, it is in the best interest of Miami-Dade County to promote and celebrate the valuable musical accomplishments of Ludwig van Beethoven by extending the Beethoven Promenade to the Miami River along the M-Path, which is a pedestrian greenway beneath the Metrorail Guideway,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby extends the designation of the Ludwig van Beethoven Promenade, which currently includes the area under the Metrorail Guideway from S.W. 8th Street to the Brickell Metrorail Station, to include two additional blocks to the north of Southwest 8th Street along the existing publicly accessible M-Path to the Miami River's south shoreline.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro. 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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman thereupon declared the resolution duly passed and adopted this 7th day of April, 2009. 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