

MEMORANDUM

Agenda Item No. 11(A)(17)

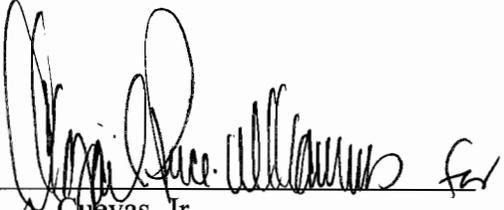
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: November 3, 2009

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

SUBJECT: 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 interstates and other limited-access highways adjoining canals and other waterways

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/jls



MEMORANDUM

(Revised)

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

DATE: November 3, 2009

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

SUBJECT: Agenda Item No. 11(A)(17)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(17)
11-3-09

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 INTERSTATES AND OTHER LIMITED-ACCESS HIGHWAYS ADJOINING CANALS AND OTHER WATERWAYS

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 outweigh the cost of installation; and

WHEREAS, Senator Larcenia Bullard has filed a bill for consideration during the 2010 session, SB 406, that would require the installation of guardrails along interstates and other limited access highways that are adjacent to canals and other waterways,

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 to pass SB 406 or similar legislation requiring the installation of guardrails interstates and other limited access highways running parallel to canals and other waterways.

Section 2. Urges the Florida Department of Transportation, Florida's Turnpike Enterprise, the South Florida Water Management District, and other pertinent state departments to install guardrails interstates and other limited access highways running parallel to canals and other waterways.

Section 3. 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 4. Directs the County's state lobbying team to advocate for the passage of legislation and the changes in policy set forth in Sections 1 and 2 above, and directs the Office of Intergovernmental Affairs to include this item in the 2010 State Legislative Package.

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:

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
Dorrian D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of November, 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.

JMM

Jess M. McCarty

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