

MEMORANDUM

Agenda Item No. 11(A)(5)

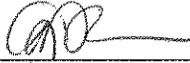
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: December 2, 2014

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

SUBJECT: Resolution directing the County Mayor to prepare a report regarding the feasibility of a traffic safety campaign placing heart shaped pavement markings approximately eight feet wide by ten feet long in the right-of-way of those Miami-Dade County maintained roads where pedestrians or motorists are killed or have been killed within the past two years

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chair Lynda Bell.



R. A. Cuevas, Jr. *for*
County Attorney

RAC/Imp



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: December 2, 2014

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

SUBJECT: Agenda Item No. 11(A)(5)

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 Mayor'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)(5)
12-2-14

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE A REPORT REGARDING THE FEASIBILITY OF A TRAFFIC SAFETY CAMPAIGN PLACING HEART SHAPED PAVEMENT MARKINGS APPROXIMATELY EIGHT FEET WIDE BY TEN FEET LONG IN THE RIGHT-OF-WAY OF THOSE MIAMI-DADE COUNTY MAINTAINED ROADS WHERE PEDESTRIANS OR MOTORISTS ARE KILLED OR HAVE BEEN KILLED WITHIN THE PAST TWO YEARS AND REPORT TO THE BOARD WITHIN NINETY DAYS; URGING CONGRESS AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION TO MAKE ANY NECESSARY STATUTORY OR RULE CHANGES TO ALLOW SUCH PAVEMENT MARKINGS

WHEREAS, over 30,000 Americans die each year as a result of traffic accidents; and

WHEREAS, many of these fatalities could be prevented through increased awareness of the dangers of traveling at excessive rates of speed; and

WHEREAS, it is most appropriate to remember those pedestrians and/or motorists who have died as a result of accidents on Miami-Dade County roads; and

WHEREAS, placing heart shaped pavement markings in the right-of-way of County maintained roads would serve as a reminder to motorists of the need to slow down and obey traffic regulations; and

WHEREAS, this Board would like for the County Mayor or County Mayor's designee to prepare a feasibility report on implementation of such a program as well as outline any necessary or recommended changes required to state and federal statutes and rules in order to permit such a program; and

WHEREAS, this Board further urges Congress and the United States Department of Transportation to amend, modify, or change relevant statutory provisions or rules in order to permit and promote such a safety and awareness campaign,

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

Section 1. Directs the County Mayor or County Mayor's designee to prepare a report regarding the feasibility of a traffic safety campaign placing heart shaped pavement markings approximately eight feet wide by ten feet long in the right-of-way of those Miami-Dade County maintained roads where pedestrians or motorists are killed or have been killed within the past two years and to provide the report to this Board within 90 days of the effective date of this resolution and to place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

Section 2. Urges Congress and the United States Department of Transportation to make any necessary statutory or rule changes to allow such pavement markings.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Senator Bill Nelson, Senator Marco Rubio, the Secretary of Transportation, and members of the Miami-Dade County Congressional Delegation

Section 4. Directs the County's federal lobbyists to advocate for the passage of legislation and rule changes accomplishing the goals set forth herein, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2015 federal legislative package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Vice Chair Lynda Bell. 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:

Rebeca Sosa, Chairwoman

Bruno A. Barreiro	Esteban L. Bovo, Jr.
Daniella Levine Cava	Jose "Pepe" Diaz
Audrey M. Edmonson	Sally A. Heyman
Barbara J. Jordan	Jean Monestime
Dennis C. Moss	Sen. Javier D. Souto
Xavier L. Suarez	Juan C. Zapata

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of December, 2014. 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.

ASB

Bruce Libhaber