

# MEMORANDUM

Agenda Item No. 11(A)(9)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

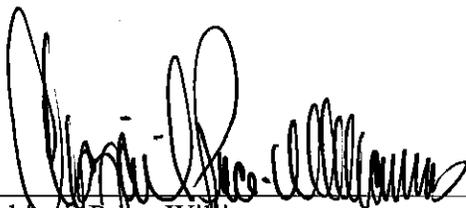
**DATE:** November 1, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution directing the County Mayor to design signage warnings concerning possible presence of dangerous wildlife at or near County Parks; directing the County Mayor to prepare and submit a written report to the Board within 90 days concerning the design and installation of signage; and directing the County Mayor to install signage within legally available funding in the FY 2015-16 and 2016-17 budgets

**This item was amended at the 10-11-16 Unincorporated Municipal Service Area Committee to provide for the design of signage warning visitors to County parks of not only alligators, but also of any other dangerous wildlife (e.g., bears, foxes, snakes, or panthers) located in parks.**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz, and Co-Sponsors Commissioner Daniella Levine Cava and Senator Javier D. Souto.



Abigail Price-Williams  
County Attorney

APW/smm



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** November 1, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(9)

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
- Statement of social equity 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)(9)  
11-1-16

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DESIGN SIGNAGE WARNINGS CONCERNING POSSIBLE PRESENCE OF DANGEROUS WILDLIFE AT OR NEAR COUNTY PARKS; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE AND SUBMIT A WRITTEN REPORT TO THE BOARD WITHIN 90 DAYS CONCERNING THE DESIGN AND INSTALLATION OF SIGNAGE; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO INSTALL SIGNAGE WITHIN LEGALLY AVAILABLE FUNDING IN THE FY 2015-16 AND 2016-17 BUDGETS

**WHEREAS**, Miami-Dade County, through its Parks, Recreation and Open Spaces Department owns and operates nearly 300 public parks, many of which include bodies of water, such as lakes and canals, within their boundaries; and

**WHEREAS**, dangerous wildlife, including most notably the American alligator, is endemic to the County and may exist in bodies of water within County parks, even though the County has not introduced them into those bodies of water and has not otherwise harbored or demonstrated an intent to possess that wildlife within its parks; and

**WHEREAS**, County parks may attract visitors demonstrating varying levels of familiarity with the dangers inherent to coexisting with that dangerous wildlife; and

**WHEREAS**, given those varying levels of familiarity amongst possible visitors to County parks, to the extent feasible and contextually appropriate, and even in instances in which the County lacks specific awareness of the presence of dangerous wildlife in a particular body of water within a park, this Board desires to install signage as determined by the County Mayor or County Mayor's designee, advising the visiting public of the possibility that bodies of water within the park may contain dangerous wildlife,

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

**Section 1.** The County Mayor or County Mayor’s designee is directed to design signage warning individuals visiting County parks of the possible presence of alligators within bodies of water located in or near those parks >>or of any other dangerous wildlife (e.g., bears, foxes, snakes, or panthers) located in parks<<<sup>1</sup>. The County Mayor or County Mayor’s designee is further directed to prepare a report identifying the specific County parks, in order of priority, for which signage is proposed. The report prepared by the County Mayor or County Mayor’s designee shall additionally identify the fiscal impact associated with the installation of the proposed signage. The County Mayor or County Mayor’s designee shall provide the report to this Board within 90 days of the effective date of this resolution and shall place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

**Section 2.** To the extent sufficient legally available funds exist within the FY 2015-16 budget for the installation of the signs proposed pursuant to Section 1, or to the extent sufficient funds are available in the FY 2016-17 budget when adopted, then the County Mayor or County Mayor’s designee is directed to utilize that funding for the design and installation of such signage in the order of priority identified in the report prepared pursuant to Section 1.

The Prime Sponsor of the foregoing resolution is Commissioner Jose “Pepe” Diaz, and the Co-Sponsors are Commissioner Daniella Levine Cava and 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:

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<sup>1</sup> Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

Jean Monestime, Chairman  
Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro  
Jose "Pepe" Diaz  
Sally A. Heyman  
Dennis C. Moss  
Sen. Javier D. Souto  
Juan C. Zapata

Daniella Levine Cava  
Audrey M. Edmonson  
Barbara J. Jordan  
Rebeca Sosa  
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of November, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

MAG

Miguel A. Gonzalez