

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(3)

10-02-07

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

RESOLUTION NO. R-1111-07

**RESOLUTION URGING THE FLORIDA LEGISLATURE TO
PASS LEGISLATION REGULATING CRANE OPERATIONS
AND SAFETY THAT INCLUDES THE SAME LEVEL OF
CRANE SAFETY THAT IS FOUND IN THE PROPOSED
MIAMI-DADE COUNTY ORDINANCE**

WHEREAS, Miami-Dade County, along with many other areas of the State of Florida, is in the midst of an unprecedented construction boom; and

WHEREAS, there are more than 100 major projects under construction in the Miami-Dade County metropolitan area utilizing heavy hoisting equipment such as tower cranes; and

WHEREAS, the construction boom and extensive use of cranes and other heavy hoisting equipment have resulted in an increased number of tragic accidents and fatalities; and

WHEREAS, there are currently fifteen (15) states and six (6) cities around the country that have laws governing crane operations and safety; and

WHEREAS, a number of responsible equipment owners/manufacture's representatives, operators, and other members of the construction industry have served on the Miami-Dade County Crane and Heavy Equipment Advisory Committee (the "Committee"), in an effort to enhance crane safety regulations; and

WHEREAS, a proposed ordinance based on the Committee's recommendations currently is pending before this Board that, if adopted, would regulate crane operations and safety in Miami-Dade County; and

WHEREAS, the Florida Legislature considered legislation during the 2007 session, SB 2068 and HB 1347, that would have regulated crane operations and safety statewide, but the legislation did not pass; and

WHEREAS, the adoption of state legislation regulating crane operations and safety that consists of safety standards no less than the standards found in the Miami-Dade County ordinance would enhance crane safety across the State of Florida,

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 legislation regulating crane operations and safety that imposes the same level of crane safety statewide that is found in the Miami-Dade County ordinance.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the issues identified in section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2008 state legislative package.

The foregoing resolution was sponsored by Commissioner Audrey M. Edmonson and offered by Commissioner Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Dennis C. Moss and upon being put to a vote, the vote was as follows:

	Bruno A. Barreiro, Chairman	aye		
	Barbara J. Jordan, Vice-Chairwoman	aye		
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye	
Carlos A. Gimenez	aye	Sally A. Heyman	aye	
Joe A. Martinez	aye	Dennis C. Moss	aye	
Dorrian D. Rolle	aye	Natacha Seijas	absent	
Katy Sorenson	aye	Rebeca Sosa	aye	
Sen. Javier D. Souto	aye			

The Chairman thereupon declared the resolution duly passed and adopted this 2nd day of October, 2007. 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: **KAY SULLIVAN**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JMM

Jess M. McCarty

MEMORANDUM

Agenda Item No. 11(A)(3)

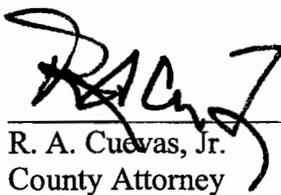
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: October 2, 2007

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

SUBJECT: Resolution relating to
regulating crane operations and
safety

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/jls

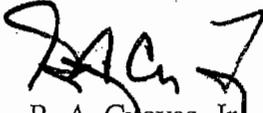


MEMORANDUM

(Revised)

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

DATE: October 2, 2007

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

SUBJECT: Agenda Item No. 11(A)(3)

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