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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 5(E)

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

DATE: November 17, 2009

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

SUBJECT: Resolution codesignating a portion of S.W. 112th Avenue as "PP Eusebio Peñalver Blvd"

Resolution No. R-1299-09

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 17, 2009

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

SUBJECT: Agenda Item No. 5(E)

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. 5(E)
11-17-09

RESOLUTION NO. **R-1299-09**

RESOLUTION CODESIGNATING S.W. 112TH AVENUE FROM CORAL WAY/S.W. 24TH STREET TO S.W. 32ND STREET AS ''PP EUSEBIO PEÑALVER BLVD''

WHEREAS, Eusebio Peñalver was born July 1, 1934 in the town of Ciego de Avila in the Cuban Province of Camaguey; and

WHEREAS, during the 1950s, Peñalver joined the 26th of July Movement, but shortly after Fidel Castro gained control of Cuba, Peñalver, then a young army officer, perceived the deceit of Castro, as Castro steered Cuba towards communism; and

WHEREAS, by the end of 1959, Peñalver was conspiring against the Castro regime as a counterrevolutionary and by the beginning of 1960 he was second-in-command of the First National Front of the Escambray, an armed uprising headed by Sinesio Walsh Rios; and

WHEREAS, on October 5th, 1960, Peñalver was captured with a large and important group of guerilla fighters, and subsequently condemned to 30 years in prison; and

WHEREAS, Peñalver went on to spend more than 28 years in prison and was one of the longest serving political prisoners; and

WHEREAS, Peñalver was a Plantado, a term used to describe those political prisoner who refuse to do forced labor and ideological indoctrination and does not cooperate with his captors; and

WHEREAS, Peñalver was released in October, 1988, and came to the U.S. where he dedicated the rest of his life to fighting Castro's tyranny; and

WHEREAS, Peñalver went on to lead the "Plantados until Freedom and Democracy in Cuba," a group of former Cuban political prisoners in exile that Castro once accused of plotting to assassinate the president of Venezuela; and

WHEREAS, Peñalver passed away in May, 2006 at the age of 71 in Miami; and

WHEREAS, Peñalver has been aptly described as a Cuban Patriot and was believed to be one of the world's oldest and longest-standing Black political prisoners of conscience, imprisoned for advocating free speech, free press, and free elections; and

WHEREAS, Peñalver was loved and admired by the Cuban-American community for his dedication and courage in the fight for Cuba's liberty, and his presence will be sorely missed; and

WHEREAS, this Board would like to honor the memory of Eusebio Peñalver by codesignating S.W. 112th Avenue from Coral Way/S.W. 24th Street to S.W. 32nd Street as "PP Eusebio Peñalver Blvd"; and

WHEREAS, S.W. 112th Avenue from Coral Way/S.W. 24th Street to S.W. 32nd Street is a County road located in unincorporated Miami-Dade County; and

WHEREAS, this proposed codesignation is located in County Commission District 10,

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

Section 1. Having conducted a public hearing, codesignates S.W. 112th Avenue from Coral Way/S.W. 24th Street to S.W. 32nd Street as "PP Eusebio Peñalver Blvd".

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the United States Postal Service, the Traffic Signals and Signs Division of the

Public Works Department and Land Development Division of the Public Works Department, the Miami-Dade Police Department, and the Miami-Dade Fire Rescue Department.

The Prime Sponsor of the foregoing resolution is Sen. Javier D. Souto. It was offered by Commissioner **Sen. Javier D. Souto**, who moved its adoption. The motion was seconded by Commissioner **Carlos A. Gimenez** and upon being put to a vote, the vote was as follows:

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 17th 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

COUNTY COMMISSIONERS MIAMI-DADE COUNTY FLORIDA

By: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. JMM

Jess M. McCarty