

MEMORANDUM

Agenda Item No. 11(A)(3)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: February 1, 2011

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

SUBJECT: Resolution directing the County
Mayor to apply \$1,000,000 in
Charter County Transportation
Surtax Funds towards the design
and construction of a pedestrian
overpass at or near the University
Metrorail Station

Resolution No. R-85-11

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: February 1, 2011

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County Attorney

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

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)(3)
2-1-11

RESOLUTION NO. R-85-11

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO APPLY \$1,000,000 IN CHARTER COUNTY TRANSPORTATION SURTAX FUNDS TOWARDS THE DESIGN AND CONSTRUCTION OF A PEDESTRIAN OVERPASS AT OR NEAR THE UNIVERSITY METRORAIL STATION

WHEREAS, funds for the proposed pedestrian overpasses at the Dadeland North, Dadeland South, and South Miami Metrorail Stations were deleted and reprogrammed towards the design and construction of a pedestrian overpass at University Metrorail Station; and

WHEREAS, even with the aforementioned reprogramming of funds, there appears to be a \$1,000,000 funding shortfall for the engineering and construction of the pedestrian overpass at the University Metrorail Station; and

WHEREAS, an expedited identification of a funding source to fill the gap of this matter will assist in the application for State matching funds; and

WHEREAS, the development of a pedestrian overpass to provide safe passage to and from a Metrorail station is an eligible expense for Charter County Transportation Surtax Funds; and

WHEREAS, the specific area designated for the University Station overpass is especially needed to ensure the safety of students, employees, and visitors to business and educational facilities, including the University of Miami and Ponce de Leon Middle School,

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

directs the County Mayor or Mayor's designee to apply \$1,000,000 in Charter County Transportation Surtax Funds towards the design and construction of a pedestrian overpass at or near the University Metrorail Station.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. It was offered by Commissioner **Carlos A. Gimenez**, who moved its adoption.

The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

	Joe A. Martinez, Chairman	aye
	Audrey M. Edmonson, Vice Chairwoman	absent
Bruno A. Barreiro	aye	Lynda Bell
Jose "Pepe" Diaz	aye	Carlos A. Gimenez
Sally A. Heyman	aye	Barbara J. Jordan
Jean Monestime	aye	Dennis C. Moss
Natacha Seijas	nay	Rebeca Sosa
Sen. Javier D. Souto	absent	

The Chairman thereupon declared the resolution duly passed and adopted this 1st day of February, 2011. 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber