

## MEMORANDUM

Agenda Item No. 11(A)(8)

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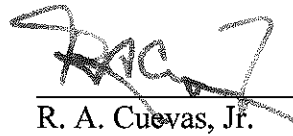
**TO:** Honorable Vice Chairwoman Audrey M. Edmonson and Members, Board of County Commissioners      **DATE:** December 18, 2012

**FROM:** R. A. Cuevas, Jr.  
County Attorney      **SUBJECT:** Resolution approving the City of North Miami codesignation of NE 7<sup>th</sup> Avenue from NE 121<sup>st</sup> Street to NE 125<sup>th</sup> Street as "NE 7 Ave. Sgts. Bauer, Hodge, and Mertes Blvd"

Resolution No. R-1081-12

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls




# MEMORANDUM

(Revised)

**TO:** Honorable Vice Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**DATE:** December 18, 2012

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

**SUBJECT:** Agenda Item No. 11(A)(8)

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

Agenda Item No. 11(A)(8)

Veto \_\_\_\_\_

12-18-12

Override \_\_\_\_\_

RESOLUTION NO. R-1081-12

RESOLUTION APPROVING THE CITY OF NORTH MIAMI  
CODESIGNATION OF NE 7TH AVENUE FROM NE 121<sup>ST</sup>  
STREET TO NE 125TH STREET AS "NE 7 AVE. SGTS.  
BAUER, HODGE AND MERTES BLVD"

**WHEREAS**, on October 9, 2012 the Mayor and City Council of the City of North Miami adopted Resolution No. R-2012-122 which codesignated NE 7th Avenue from NE 121st Street to NE 125th Street as "NE 7 Ave. Sgts. Bauer, Hodge and Mertes Blvd.," in recognition of their contributions to the City of North Miami, a copy of which is attached and incorporated by reference, and

**WHEREAS**, on November 5, 1980, Sergeant Carl W. Mertes was tragically killed while assisting another officer on a traffic stop; and

**WHEREAS**, Sergeant Mertes was a ten year veteran of the City of North Miami Police Department and was promoted to the rank of Sergeant posthumously; and

**WHEREAS**, on January 3, 1992, Sergeant Steven E. Bauer was ambushed and killed at the Kislak Bank while working off-duty; and

**WHEREAS**, Sergeant Bauer was a thirteen year veteran of the City of North Miami Police Department, and was promoted to the rank of Sergeant posthumously; and

**WHEREAS**, Sergeant Lynette A. Hodge was killed on November 16, 1993, while en route to aid a fellow officer; and

**WHEREAS**, Sergeant Hodge was a member of the City of North Miami Police Department for six months until her untimely death, and was promoted to the rank of Sergeant posthumously; and

**WHEREAS**, NE 7th Avenue from NE 121st Street to NE 125th Street is a city street located in the City of North Miami; and

**WHEREAS**, the City of North Miami requests the County to install signage indicating this codesignation on County street signs and traffic signal masts arms; and

**WHEREAS**, this codesignation is located in County Commission District 2,

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

**Section 1.** Approves the City of North Miami codesignation of NE 7th Avenue from NE 121st Street to NE 125th Street as “NE 7 Ave. Sgts. Bauer, Hodge and Mertes Blvd.”

**Section 2.** Directs the Clerk of the Board to send certified copies of this Resolution to the City Manager of the City of North Miami, the City of North Miami Police Department, the United States Postal Service, the Miami-Dade County Fire-Rescue Department, the Traffic Signals and Signs Division of the Public Works and Waste Management Department, and the Development Services Division of the Regulatory and Economic Resources Department.

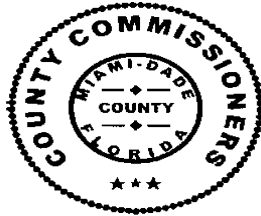
The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime. It was offered by Commissioner **Lynda Bell**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Vice Chairwoman			<b>aye</b>
Bruno A. Barreiro	<b>aye</b>	Lynda Bell	<b>aye</b>
Esteban L. Bovo, Jr.	<b>aye</b>	Jose "Pepe" Diaz	<b>aye</b>
Sally A. Heyman	<b>aye</b>	Barbara J. Jordan	<b>aye</b>
Jean Monestime	<b>aye</b>	Dennis C. Moss	<b>aye</b>
Rebeca Sosa	<b>aye</b>	Sen. Javier D. Souto	<b>aye</b>
Xavier L. Suarez	<b>aye</b>	Juan C. Zapata	<b>aye</b>

The Chairperson thereupon declared the resolution duly passed and adopted this 18<sup>th</sup> day of December, 2012. 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: **Christopher Agrippa**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

JMM

Jess M. McCarty

**RESOLUTION NO. R-2012-122**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RE-DESIGNATING NE 7<sup>TH</sup> AVENUE FROM 121<sup>ST</sup> STREET TO 125<sup>TH</sup> STREET TO BE KNOWN AS "NE 7 AVE SGTS. BAUER, HODGE AND MERTES BLVD"; AUTHORIZING THE CITY MANAGER TO ALLOCATE AND EXPEND THE NECESSARY FUNDS TO COVER THE COSTS FOR SIGNAGE, AND DO ALL NECESSARY THINGS TO EFFECTUATE THE DESIGNATION; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

WHEREAS, on August 28, 2012, the Mayor and City Council passed and adopted Resolution No. 2012-99, designating NE 7<sup>th</sup> Avenue from 121<sup>st</sup> Street to 125<sup>th</sup> Street to be known as "SERGEANT STEVEN E. BAUER, SERGEANT LYNETTE HODGE, AND SERGEANT CARL MERTES BOULEVARD; and

WHEREAS, the entire designation as passed is too lengthy for the street signage; and

WHEREAS, in order to properly submit the designation to Miami-Dade County for processing, the City Council is required to pass a revised resolution with the newly proposed shortened signage; and

WHEREAS, the Mayor and City Council desire to authorize the City Manager to allocate and expend the necessary funds to cover the costs of any and all signs to indicate the designation of said avenue as "NE 7 AVE SGTS. BAUER, HODGE AND MERTES BLVD.

**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

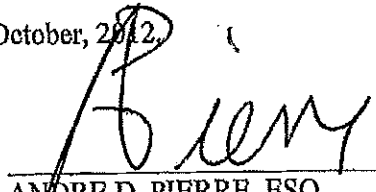
**Section 1. Approval of Street Designation.** The Mayor and City Council of the City of North Miami, Florida, hereby re-designate NE 7<sup>th</sup> Avenue from 121<sup>st</sup> Street to 125<sup>th</sup> Street, to be known as "NE 7 AVE SGTS. BAUER, HODGE AND MERTES BLVD".


**Section 2. Authorization of City Manager.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager to allocate and expend the necessary funds to cover the costs for signage, and do all things necessary to effectuate the designation.

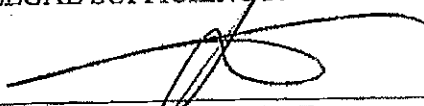
**Section 3. Effective Date.** This Resolution shall become effective immediately upon adoption.

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PASSED AND ADOPTED by a 4-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 9 day of October, 2012.

  
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ANDRE D. PIERRE, ESQ.  
MAYOR

ATTEST:   
\_\_\_\_\_  
MICHAEL A. ETIENNE, ESQ.  
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:  
  
\_\_\_\_\_  
REGINE M. MONESTIME  
CITY ATTORNEY

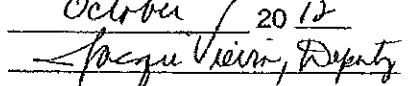
SPONSORED BY: MAYOR ANDRE D. PIERRE

Moved by: Councilman Marcellus  
Seconded by: Mayor Pierre

**Vote:**

Mayor Andre D. Pierre, Esq.	<u>  x  </u>	(Yes)	<u>      </u>	(No)
Vice Mayor Marie Erlande Steril	<u>  x  </u>	(Yes)	<u>      </u>	(No)
Councilperson Michael R. Blynn, Esq.	<u>  x  </u>	(Yes)	<u>      </u>	(No)
Councilperson Scott Galvin	<u>      </u>	(Yes)	<u>  x  </u>	(No)
Councilperson Jean R. Marcellus	<u>  x  </u>	(Yes)	<u>      </u>	(No)

**CERTIFICATION**

I certify this to be a true and correct copy of the record in my office.  
WITNESSETH my hand and official seal of the City of NORTH MIAMI Florida, this the 26 day of October 2012  
 Deputy City Clerk