

MEMORANDUM

Agenda Item No. 11(A)(1)

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

DATE: March 17, 2015

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

SUBJECT: Resolution directing the Mayor
to report to the Board regarding
the cost and feasibility of
building a sidewalk along the
west side of N.W. 57th Avenue
between N.W. 173rd Street and
183rd Street or connecting
existing private sidewalks in the
area

Resolution No. R-259-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan and Co-Sponsor Vice Chairman Esteban L. Bovo, Jr.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

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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
Veto _____
Override _____

Agenda Item No. 11(A)(1)
3-17-15

RESOLUTION NO. R-259-15

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO REPORT TO THE BOARD REGARDING THE COST AND FEASIBILITY OF BUILDING A SIDEWALK ALONG THE WEST SIDE OF N.W. 57TH AVENUE BETWEEN N.W. 173RD STREET AND 183RD STREET OR CONNECTING EXISTING PRIVATE SIDEWALKS IN THE AREA

WHEREAS, N.W. 57th Avenue, which is maintained by the Florida Department of Transportation, is a major arterial which is heavily used by both vehicular and pedestrian traffic; and

WHEREAS, the west side of N.W. 57th Avenue, between N.W. 173rd Street and N.W. 183rd Street, does not have public sidewalk connectivity for pedestrian use; and

WHEREAS, there is a County-maintained canal located on the west side of this portion of N.W. 57th Avenue ("County Canal"); and

WHEREAS, although there are no public sidewalks on the west side of this portion of N.W. 57th Avenue, there are apparently non-connecting segments of privately-installed sidewalks located to the west of the County Canal ("Private Sidewalks"); and

WHEREAS, portions of these Private Sidewalks may be located on public right-of-way; and

WHEREAS, several students at American Senior High School, located at 18350 NW 67th Avenue, in Hialeah, are participating in a school program called "Project Citizen," and have chosen this pedestrian safety issue as a public policy matter to be addressed in conjunction with local government officials; and

WHEREAS, Commissioner Barbara J. Jordan and representatives of the Florida Department of Transportation met with the Project Citizen participants to discuss available alternatives to address the lack of a public sidewalk along this portion of N.W. 57th Avenue; and

WHEREAS, the Project Citizen participants have requested that the County and the Florida Department of Transportation investigate: (1) the cost and feasibility of constructing a public sidewalk along this portion of the west side of N.W. 57th Avenue and east of the County Canal; or, alternatively, (2) the cost and feasibility of building a public sidewalk using the existing Private Sidewalks to the west of the County Canal; and

WHEREAS, this investigation by County staff will require coordination with other governmental entities, including but not limited to the Florida Department of Transportation, which is responsible for maintaining this portion of N.W. 57th Avenue,

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

Section 1. Directs the Mayor or designee to study: (1) the cost and feasibility of constructing a public sidewalk along the west side of N.W. 57th Avenue between N.W. 173rd Street and N.W. 183rd Street but east of the County Canal; or, alternatively, (2) the cost and feasibility of building a public sidewalk using the existing Private Sidewalks to the west of the County Canal along this portion of N.W. 57th Avenue between N.W. 173rd Street and N.W. 183rd Street. This study shall include meeting with and considering the input of any other governmental stakeholders, including but not limited to the Florida Department of Transportation.

Section 2. Directs the Mayor or designee to provide a report regarding the issues identified in Section 1 to this Board within ninety days of the effective date of this resolution and place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan and the Co-Sponsor is Vice Chairman Esteban L. Bovo, Jr. It was offered by

Commissioner **Barbara J. Jordan** , who moved its adoption. The motion was seconded by

Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

	Jean Monestime, Chairman	aye
	Esteban L. Bovo, Jr., Vice Chairman	aye
Bruno A. Barreiro	aye	Daniella Levine Cava aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Dennis C. Moss	aye	Rebeca Sosa aye
Sen. Javier D. Souto	aye	Xavier L. Suarez aye
Juan C. Zapata	absent	

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of March, 2015. 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Jorge Martinez-Esteve