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

MEMORANDUM

Agenda Item No. 11(A)(8)

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

DATE: May 5, 2015

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

SUBJECT: Resolution directing the County Mayor to develop a plan for the creation of a specialized disabled parking enforcement unit in Miami-Dade County and provide a report
Resolution No. R-425-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.

R. A. Cuevas, Jr.
County Attorney

RAC/lmp

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MEMORANDUM
(Revised)

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

DATE: May 5, 2015

FROM: R. A. Cuevas, Jr.
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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)(8)
5-5-15

RESOLUTION NO. R-425-15

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DEVELOP A PLAN FOR THE CREATION OF A SPECIALIZED DISABLED PARKING ENFORCEMENT UNIT IN MIAMI-DADE COUNTY AND PROVIDE A REPORT

WHEREAS, there is widespread abuse of the disabled handicapped parking system in Miami-Dade County, both by unauthorized persons using disabled placards and by those parking in the marked handicapped parking spaces without a disabled placard; and

WHEREAS, the disabled are severely impacted by this abuse by reducing and/or eliminating the amount of designated handicapped parking spaces that are available for use by the disabled; and

WHEREAS, Miami-Dade County is economically impacted as a result of this abuse by the loss of metered parking revenue; and

WHEREAS, police are far too valuable and overburdened to stakeout parking spaces to ticket handicapped parking violators, and

WHEREAS, qualified community residents can be trained and obtain the appropriate certification to act as parking enforcement specialists, which will allow them to enforce all state and county laws and ordinances governing disabled parking within Miami-Dade County, as required by Florida Statute §316.640; and

WHEREAS, Miami-Dade County should create a specialized disabled parking enforcement unit utilizing parking enforcement specialists; and

WHEREAS, such a unit could provide handicapped parking enforcement services, which will increase the availability of designated handicapped parking spaces for the disabled

community and assist in improving the disabled handicapped parking system in Miami-Dade County,

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

Section 1. Directs the County Mayor or County Mayor's designee to develop a plan for the creation of a specialized disabled parking enforcement unit in Miami-Dade County.

Section 2. Directs the County Mayor or County Mayor's designee to include in the plan the costs associated with implementation and identification of an adequate source of funding. If an adequate source of funding is unavailable, the plan shall analyze increasing the fines for misuse of specially marked handicapped parking spaces and increasing the enforcement and collection of such fines as possible sources of funding.

Section 3. Directs the County Mayor or County Mayor's designee to provide a written report to this Board within 90 days of the effective date of this resolution and shall 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 Jose "Pepe" Diaz. It was offered by Commissioner **José "Pepe" Diaz**, 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 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.

Cynji A. Lee