

RESOLUTION NO. 03-181

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; PROVIDING FOR A NON-BINDING STRAW BALLOT MEASURE TO BE PRESENTED TO THE ELECTORS OF THE TOWN ON MARCH 9, 2004 FOR THE PURPOSE OF PRESENTING TO VOTERS THE CHOICE OF EXPEDITING IMPROVEMENTS TO TOWN PARKS BY BORROWING MONEY; PROVIDING REQUISITE BALLOT LANGUAGE FOR SUBMISSION TO THE ELECTORS; PROVIDING FOR BALLOTING PROCEDURES; PROVIDING FOR NOTICE OF ELECTION; PROVIDING FOR COPIES; PROVIDING FOR INTENT; PROVIDING FOR AUTHORIZATION OF TOWN CLERK; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the "Town") has adopted a capital improvement plan that includes approximately \$12 million in improvements to the Town's parks by using available funds; and

WHEREAS, the improvements to Town parks are based on the Town's adopted parks master plan; and

WHEREAS, the Town Council is interested in the feedback of the Town's resident as to whether to expedite these improvements by borrowing funds; and

WHEREAS, the Town is authorized by Section 101.6102, Florida Statutes, to provide for the submission of non-binding measures to the electors of the Town pursuant to a straw ballot; and

WHEREAS, the Town Council desires to submit to the electors of the Town a proposed straw ballot measure for expedited improvements to Town parks by borrowing money.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Non-Binding Referendum. That a non-binding referendum election is hereby called, to be held on March 9, 2004 in conjunction with the Presidential preference primary election, to present to the electors of the Town of Miami Lakes, the straw ballot measure provided in Section 3 of this Resolution.

Section 3. Form of Straw Ballot. That the form of straw ballot for the park improvement measure provided for herein shall be substantially as follows:

Question Number 1:

Borrowing funds to expedite improvements to Town parks.

The Town has adopted a plan to make phased improvements to Town parks, including Royal Oaks Park and Miami Lakes Park, to be completed by 2005 and 2012 respectively, at an estimated cost of \$12 million. The Town could expedite these improvements by borrowing no more than \$7 million to fund most of the improvements. Shall the Town borrow funds to expedite the improvements?

Yes [].

No [].

Section 4. Balloting. The balloting shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. at the regular polling places for Town elections. All qualified Town electors who are timely registered in accordance with law shall be entitled to vote. Town officials are authorized to obtain any necessary election administration services from the Miami-Dade County Supervisor of Elections.

Section 5. Notice of Election.

(a) That notice of said election shall be published in accordance with Section 100.342, Florida Statutes, in a newspaper of general circulation within the Town at least 30 days prior to said election, the first publication to be in the fifth week prior to the election, and the second publication to be in the third week prior to the election.

(b) The notice of election shall be in substantially the following form:

"NOTICE OF STRAW BALLOT ELECTION

PUBLIC NOTICE IS HEREBY GIVEN THAT PURSUANT TO RESOLUTION NO. 03-181, ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA (THE "TOWN") A NON-BINDING STRAW BALLOT ELECTION HAS BEEN CALLED AND ORDERED TO BE HELD WITHIN THE TOWN, ON MARCH 9, 2004, AT WHICH TIME THE FOLLOWING STRAW BALLOT MEASURE SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE TOWN.

Question Number 1:

Borrowing funds to expedite improvements to Town parks.

The Town has adopted a plan to make phased improvements to Town parks, including Royal Oaks Park and Miami Lakes Park, to be completed by 2005 and 2012 respectively, at an estimated cost of \$12 million. The Town could expedite these improvements by borrowing no more than \$7 million to fund most of the improvements. Shall the Town borrow funds to expedite the improvements?

Polling place information, the full text of the enabling Resolution concerning these straw ballot questions and copies of the capital improvement plan are available at the office of the Town located at Town of Miami Lakes, 6853 Main Street, Miami Lakes, Florida 33014."

Section 6. Copies. That copies of this Resolution proposing the straw ballot measure is on file in the office of the City located at Town of Miami Lakes, 6853 Main Street, Miami Lakes, Florida 33014, and is available for public inspection during regular business hours.

Section 7. Intent. The straw ballot question is solely advisory and non-binding and serves the purpose of providing the Town Council with feedback from the Town's residents.

Section 8. Authorization of Town Clerk. The Town Clerk, with necessary assistance from the Miami-Dade County Supervisor of Elections, is hereby authorized to take all appropriate actions necessary to carry into effect and accomplish the electoral provisions of this Resolution.

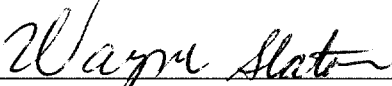
Section 9. Effective Date. That this Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 13th day of **November**, 2003.

Motion to adopt by **Councilmember Collins**, second by **Councilmember Meador**

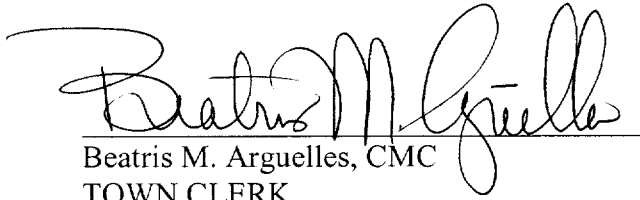
FINAL VOTE AT ADOPTION: 5-2

Mayor Wayne Slaton	Yes
Vice Mayor Roberto Alonso	Yes
Councilmember Mary Collins	Yes
Councilmember Robert Meador	Yes
Councilmember Michael Pizzi	No
Councilmember Nancy Simon	No
Councilmember Peter Thomson	Yes

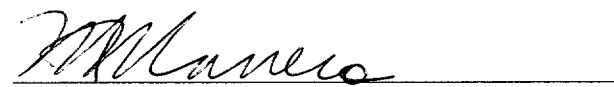


Wayne Slaton
MAYOR

ATTEST:


Beatris M. Arguelles, CMC
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:


Weiss, Serota, Helfman, Pastoriza, Guedes
Cole & Boniske, P.A.
TOWN ATTORNEY

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