

RESOLUTION NO. 23 - 1892

A RESOLUTION OF THE TOWN OF MIAMI LAKES, FLORIDA, SETTING AMENDING LEGISLATIVE PRIORITIES FOR FISCAL YEAR 2023-2024; AUTHORIZING TOWN MANAGER OR HIS DESIGNEE TO PURSUE FUNDING FOR LEGISLATIVE PRIORITIES; AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY AGREEMENT IN FURTHERANCE OF ADVANCING LEGISLATIVE PRIORITIES; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING TOWN CLERK TO REMIT A COPY OF THIS RESOLUTION TO TOWN LOBBYIST, THE SOUTHERN GROUP AND PROVIDING FOR AN EFFECTIVE DATE. (Ruano)

WHEREAS, the State of Florida Legislature annually considers appropriation measures which provide discretionary funding for general governmental operations; and

WHEREAS, the Town of Miami Lakes (the “Town”) has identified golf cart safety as a major legislative concern, as detailed in Exhibit “A”; and

WHEREAS, The Southern Group (“SG”), together with Sun City Strategies (“SC”), currently provide the Town with lobbying services; and

WHEREAS, with the assistance of SG and SC, the Town Council is desirous of amending the Town’s legislative priorities in order to include golf cart safety as provided for in Exhibit “A”; and

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

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

Section 2. Approval of Amending Legislative Priorities. The Town Council hereby amends the Town’s Legislative Priorities in order to advocate legislation aimed at improving the safety of golf cart usage on municipal streets, further described in Exhibit “A.”

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Section 3. **Authorization of Town Officials.** The Town Manager and/or his designee are authorized to pursue funding in order to accomplish the legislative priority set forth in Exhibit “A.” Additionally, the Town Manager, in consultation with The Southern Group and Sun City Strategies, and the Town’s State Legislators, is authorized to amend and, or augment the Legislative Priority when in his discretion he believes it is in the best interest of the Town to do so.

Section 4. **Authorization to Execute Agreements.** The Town Manager and/or his designee are authorized to negotiate and execute any document necessary and in furtherance of the the Legislative Priority, as described in Exhibit “A,” or as amended hereafter.

Section 5. Authorization to Expend Budgeted Funds. The Town Manager is authorized to expend budgeted funds in furtherance of the Legislative Priority as described in Exhibit “A,” or as amended hereafter.

Section 6. **Authorization of Town Clerk.** The Town Clerk and/or her designee are authorized to submit a copy of the Town’s recommendations as set forth in Exhibit “A” to the Town’s lobbyist, The Southern Group, and to submit a copy of this Resolution to all Florida House of Representative and Senate members currently deliberating passage of these items.


Section 7. **Effective Date.** This Resolution shall be effective immediately upon adoption.

***** This Section has been left intentionally blank *****

Passed and adopted this 7th day of February 2023

The foregoing resolution was offered by Councilmember Dieguez who moved its adoption. The motion was seconded by Councilmember Collazo and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Absent
Vice Mayor Carlos O. Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Ray Garcia	No
Councilmember Marilyn Ruano	No




Manny Cid
MAYOR

Attest:



Gina M. Inguanzo / Victoria Martinez
TOWN CLERK / Deputy Town Clerk

Approved as to form and legal sufficiency:



Lorenzo Cobiella
Gastesi, Lopez and Mestre, PLLC
DEP. TOWN ATTORNEY

EXHIBIT “A”

It is recommended that Florida Statute § 316.212 be amended, in order to allow the Town of Miami Lakes and other local governments, to require the installation and use of seat belt devices on golf carts operating on municipal roads. Additionally, provide the Town with greater oversight and police authority to regulate the operation of golf carts on municipal roads.

Florida Statute § 316.212 provides local governments with the opportunity to allow the usage of golf carts on public, municipal roads. The Statute however pre-empts local governments from adopting certain regulations, such as the installation and use of seat belts, for golf carts. As an alternative form of transportation, golf carts should be subject to many of the similar rules and regulations that govern the operation of motor vehicles. Municipalities, which are entrusted with the health, safety and welfare of their residents, have an inherent responsibility to ensure the safety of golf cart operators.