

RESOLUTION NO. 09-742

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING THE RESOLUTION NO. 09-718 ADOPTED BY THE TOWN, AND URGING THE FLORIDA LEGISLATURE, MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, MIAMI-DADE COUNTY SCHOOL BOARD AND THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ADOPT LEGISLATION TO BE KNOWN AS “THE SHAYE PATRICK MARTIN SAFETY ACT”; DIRECTING THE TOWN CLERK TO FORWARD THE RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council, of the Town of Miami Lakes, Florida (the “Town”), adopted that certain Resolution No. 09-718, recommending to the Florida Legislature the adoption of the “Shaye Patrick Martin Safety Act”; and

WHEREAS, the Town wishes to amend Resolution No. 09-718 to include recommendations for Miami-Dade County, Florida, the Florida Department of Transportation District 6, and the State of Florida Legislature, and findings of Miami Lakes Middle School’s Project Citizens Class (“Project Citizen”); and

WHEREAS, Miami Lakes Middle School’s Project Citizen Class was approached by Sean Martin, whose 8 year old child was hit by a speeding vehicle 10 feet before the posted school zone, regarding the problem of speeding cars; and

WHEREAS, a survey distributed by Project Citizen among residents in the Town of Miami Lakes indicates that 80% of the residents agreed that it was a good idea to lower the speed limit and that it wouldn’t be a bother to them to have to slow down because this concerned the safety of pedestrians; and

WHEREAS, a survey conducted by Project Citizen of Miami Lakes Police Officers shows unanimous support for a change in the existing policy; and

WHEREAS, a survey conducted by Project Citizen of speed violators stopped by Miami Lakes Police Officers using a laser gun for speeding on the Miami Lakes Middle School’s speed zones overwhelmingly stated that they didn’t realize that they were speeding; and

WHEREAS, the results of a four-day period during which Project Citizen monitored the traffic on Ludlam and Miami Lakeway North when the school zone speed limits were in effect revealed that most drivers were familiar with the speed zones but were still speeding; and

WHEREAS, under current Florida law cities, counties, and municipalities can lower the speed limits of their residential roadways; however, current legislation does not address a uniform lowered speed limit for areas located just before and after school zones; and

WHEREAS, the goal of government is to provide for the continued safety and well-being of its citizens; and

WHEREAS, the Town council urges for the purposes described herein and the continuing education and active engagement of the citizens of the state of Florida for the creation of safer streets in neighborhoods.

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. Amendment. The Town Council hereby amends Resolution No. 09-718 to include the information as set forth in Section 3 below.

Section 3. Adoption of Legislation. The Town Council requests the Miami-Dade County Transportation Department, the Florida Department of Transportation District 6, the Miami-Dade County School Board and the State of Florida Legislature to examine the findings of the Project Citizen Class and provide relief to pedestrians from speeding cars including, but not limited to:

1. A 25 mph “slowing down zone” to be established 50 yards before and after the school speed zone; and
2. Speed cameras to take a picture of speeding drivers and the vehicle’s license plate to be placed in the school speed zones; and
3. It is intended that the “slow down zone” will be in use only when the school zone is operational from 8:30 - 9:30 a.m. and from 3:15 - 4:15 p.m. and not violate any county or state laws

Section 4. Direction to the Town Clerk. The Town Clerk is directed to forward a copy of this resolution to the Mayor and Board of County Commissioners of Miami-Dade County, the Miami-Dade County School Board, the Secretary of the Florida Department of Transportation District 6, and the State of Florida Legislature.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 12 day of May, 2009.

Motion to adopt by Mary Collins, second by Michael Pizzi.

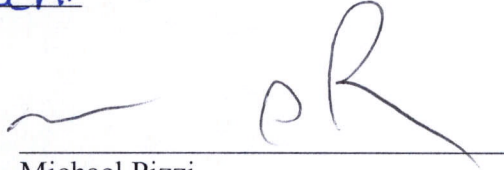
FINAL VOTE AT ADOPTION

Mayor Michael Pizzi

yes

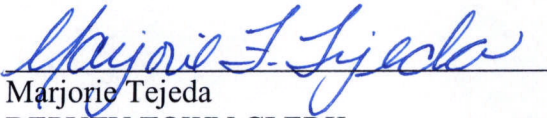
Vice Mayor Richard Pulido
Councilmember Mary Collins
Councilmember George Lopez
Councilmember Robert Meador II
Councilmember Nick Perdomo
Councilmember Nancy Simon

yes
yes
yes
absent
yes
absent



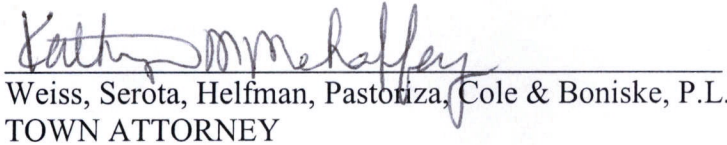
Michael Pizzi
MAYOR

ATTEST:



Marjorie Tejeda
DEPUTY TOWN CLERK

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



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