

RESOLUTION NO. 17-___

RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN INTERGOVERNMENTAL AGENCY AGREEMENT WITH MIAMI-DADE COUNTY AUTHORIZING THE TOWN TO PERFORM CERTAIN TRAFFIC ENGINEERING FUNCTIONS ON TOWN-OWNED STREETS; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town is composing a Traffic Calming Master Plan for the purpose of identifying opportunities to improve and reduce traffic within the Town; and

WHEREAS, the Town has hosted four Traffic Calming Public Involvement Meetings where Town residents expressed their desire for the Town to install and maintain certain traffic control devices within the Town's boundaries along municipal streets; and

WHEREAS, pursuant to Section 2-96.1 of the Miami-Dade County (the "County") Code, all traffic control and traffic engineering services in the County are under the exclusive jurisdiction of the County; and

WHEREAS, Section 2-96.1 of the County Code allows the County to enter into an Intergovernmental Agency Agreement to permit an adequately equipped municipal agency to assume certain traffic control functions; and

WHEREAS, traffic control devices and signs will aide in improving and calming local traffic within Town streets; and

WHEREAS, the execution of the Intergovernmental Agency Agreement, in substantially the form attached hereto as Exhibit "A", will give the Town enhanced responsibilities and jurisdiction over the installation, maintenance, and use of certain traffic calming devices; and

WHEREAS, the County has determined that the Town's Public Works Staff is both equipped and able to perform the traffic calming functions as herein specified on its municipal streets; and

WHEREAS, the Town Council finds that this Resolution is in the best interest of the health, safety and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

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

Section 2. Approval of Agreement. The Town Council hereby authorizes the Town Manager to execute an Intergovernmental Agency Agreement with Miami-Dade County, in substantially the form attached hereto as Exhibit "A," subject to approval as to form and legality by the Town Attorney, which will allow the Town to install and maintain traffic calming devices and signs within the local municipal streets operated and maintained by the Town.

Section 3. Authorization. The Town Manager is authorized to take all action necessary to enter into an Intergovernmental Agency Agreement with Miami-Dade County, in substantially the form attached hereto as Exhibit "A," to allow the Town to perform engineering functions that will allow the Town to install and maintain traffic calming devices and signs within the local municipal streets.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this ____ day of February, 2017.

Attest:

PEGGY R. BELL
Mayor

Debra E. Eastman
Interim Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____

Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Roger Coriat _____

Council Member Michael P. Callahan _____

Council Member Mary Ann Mixon _____