

RESOLUTION NO. 18-__

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL
OF THE TOWN OF CUTLER BAY, FLORIDA,
SUPPORTING STATE SENATE BILL NUMBER 688 AND
STATE HOUSE BILL NUMBER 243 WHICH WILL
REQUIRE COUNTIES TO USE SURTAX PROCEEDS
ONLY FOR SPECIFIED PURPOSES AND PROHIBIT THE
USE OF SUCH PROCEEDS FOR NON-TRANSIT
PURPOSES; PROVIDING FOR TRANSMITTAL; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, as population numbers increase in southern Miami-Dade County, the Town of Cutler Bay (the “Town”) and neighboring municipalities, have experienced a significant increase in traffic; and

WHEREAS, the lack of mass transit options in southern Miami-Dade County forces residents to drive single-occupant vehicles that contribute to the congestive traffic conditions on the US-1 corridor and Old Cutler Road; and

WHEREAS, Town residents have expressed concerns regarding the increase of traffic within the Town and the lack of mass transit, they have requested the Town Council to support means to alleviate traffic; and

WHEREAS, in 2002, Miami-Dade County voters approved a half penny sales tax to implement the People’s Transportation Plan (the “PTP”), which includes plans to build rapid transit lines, and expand bus services, to the western part of Miami-Dade County, Kendall, Florida City, Miami Beach, and the northern part of Miami-Dade County, as well as expand bus service; and

WHEREAS, the PTP would alleviate traffic congestion by providing alternative means of transportation; and

WHEREAS, State Senate Bill 688 and State House Bill 243 (the “Bills”) would require counties’ surtax proceeds intended for county and regional transportation systems to be used for capital transportation projects, such as the acquisition of right-of-ways for rapid transit or bus systems; and

WHEREAS, the Village of Palmetto Bay, a neighboring municipality, adopted Resolution Number 2018-23, supporting the Bills on February 12, 2018; and

WHEREAS, the Town supports the Bills, which would require Miami-Dade County to implement the will of the 2002 vote approving the half penny sales tax for funding capital transportation improvements and the expansion of Miami-Dade County’s transit system; and

WHEREAS, the Town Council finds that the adoption of 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 incorporated herein by this reference.

Section 2. **Support.** The Town Council hereby expresses its support for the Bills, which would require counties to use transportation and transit surtax funds only for specified purposes, except under certain circumstances, and prohibits the use of such surtax proceeds for non-transit purposes, as further specified in the Bills, attached hereto collectively as Exhibit "A."

Section 3. **Transmittal.** The Town Council hereby directs the Town Clerk to transmit a certified copy of this Resolution to the Miami-Dade County State Legislative Delegation for its consideration.

Section 4. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this ____ day February, 2018.

Attest:

PEGGY R. BELL
Mayor

DEBRA E. EASTMAN, MMC
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 Mary Ann Mixon _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____