

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: July 8, 2008

Consent Regular
 Public Hearing

Department:

Submitted By: ADMINISTRATION

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file:

- A) Resolution R2008-015 of the Town Council of the Town of Loxahatchee Groves expressing its support for Palm Beach County's proposed extension of Seminole-Pratt Whitney Road north to State Road 710 (Beeline Highway); and
- B) Resolution R2008-016 of the Town Council of the Town of Loxahatchee Groves expressing support for the Nicole Hornstein Act and/or legislation which may be submitted in the future that would require individuals under the age of 16 to wear a proper helmet while riding a horse on any publicly owned property, trail, or public right-of-way, and respectfully requests that the Florida Legislature consider the adoption of such legislation during the 2009 legislative session.

Summary: N/A

Background and Justification: N/A

Attachments: Original Document

Recommended By: Patty Andle

Agenda Coordinator

6/25/08
Date

RECEIVED JUN 25 2008



Town of Loxahatchee Groves

June 20, 2008


Robert Weisman
301 North Olive Avenue
West Palm Beach, Florida 33401

Dear Bob,

On behalf of the Town Council of the Town of Loxahatchee Groves, I am hereby transmitting Resolution 2008-015. The Town unanimously passed this resolution which expresses its support for Palm Beach County's proposed extension of Seminole-Pratt Whitney Road North to State Road 710, the Beeline Highway.

The Town appreciates your consideration relating to this important issue.

Sincerely,


Matthew Lippman,
Town Clerk

Enclosure: Resolution 2008-015

Cc: Jess Santamaria, PBC Commissioner
Robert Weisman, PBC Administrator
Laura A. Krasowski, Western Communities Council
Florida Department of Transportation
United States Army Corp of Engineers, Jacksonville

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2008-015

A RESOLUTION OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA EXPRESSING ITS SUPPORT FOR PALM BEACH COUNTY'S PROPOSED EXTENSION OF SEMINOLE PRATT-WHITNEY ROAD NORTH TO STATE ROAD 710, THE BEELINE HIGHWAY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Loxahatchee Groves' residents and businesses rely on the ability to travel throughout the area including locations north and west of the Town; and

WHEREAS, Palm Beach County is proposing to extend Seminole-Pratt Whitney Road north to Beeline Highway (State Road 710); and

WHEREAS, the extension of Seminole Pratt-Whitney Road to the Beeline Highway will be a benefit to the entire Western Palm Beach County area including the Town of Loxahatchee Groves; and

WHEREAS, the Town Council supports the extension of Seminole Pratt-Whitney Road North to the Beeline Highway as it will provide for better traffic flow around the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council of the Town of Loxahatchee Groves, Florida resolves to support Palm Beach County in their efforts to fund and construct Seminole Pratt-Whitney Road North to State Road 710, the Beeline Highway. /

Section 3. The Town Clerk is directed to transmit a copy of this Resolution to County Commissioner Jess Santamaria the Palm Beach County Administrator, the Secretary of the Western Communities Council, Inc., the Florida Department of Transportation, and the

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2008-014

United States Army Corps of Engineers.

Section 4. If any clause, section, or other part or application of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

Section 5. All Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 6 This Resolution shall become effective immediately upon its passage and adoption.

ADOPTED by the Town Council of the TOWN OF LOXAHATCHEE GROVES, Florida this 17th day of June, 2008.

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

Matthew Lygman
TOWN CLERK

David Browning
Mayor David Browning

Marge Herzog
Vice Mayor Marge Herzog

APPROVED AS TO LEGAL FORM:

DNT
Office of the Town Attorney

[Signature]
Council Member

[Signature]
Council Member

[Signature]
Council Member

STATE OF FLORIDA
COUNTY OF FLORIDA

CERTIFY that the above and foregoing is a true and correct copy of Resolution 2008-14 as filed in the Office of the Town Clerk.

My hand and official seal this 17th day of June, A.D. 2008.

TOWN OF Loxahatchee Groves
By: Matthew Lygman



RECEIVED JUN 25 2008



Town of Loxahatchee Groves

June 20, 2008

Robert Weisman, PBC Administrator
301 North Olive Avenue
West Palm Beach, Florida 33401

Dear Bob,

On behalf of the Town Council of the Town of Loxahatchee Groves, I am hereby transmitting Resolution 2008-016. The Town unanimously passed this resolution which expresses support for legislation to be filed for the 2009 legislative session in a form similar to the Nicole Hornstein Act, as proposed in the 2008 legislative session. Our equestrian community is supporting this legislation because it would protect minors engaged in equestrian activities and recreation by requiring individuals under the age of 16 to wear a helmet while riding an equine upon any public road right-of-way, a public equestrian trail or publicly owned or controlled property.

The Town appreciates your consideration relating to this important issue.

Sincerely,

A handwritten signature in cursive script that reads "Matthew Lippman".

Matthew Lippman,
Town Clerk

Enclosure: Resolution 2008-016

Cc: The Hon. Governor Charlie Crist
The Hon. Mark Rubio, Speaker of the House
The Hon. Ken Pruitt, Senate President
Ed Chase, Exec. Dir. PBC Legislative
Delegation
Addie Green, PBC Commission Chair
Jeff Koons, PBC Commission Vice-Chair
Jess Santamaria, PBC Commissioner
Karen Marcus, PBC Commissioner
Robert J. Kanjian, PBC Commissioner

Burt Aaronson, PBC Commissioner
Mary McCarty, PBC Commissioner
Robert Weisman, PBC Administrator
Darrell Bown, Mayor Village of Wellington
David A. Lodwick, Mayor Village of Royal Palm Beach
Mike Erickson, Board President I.T.I.D.

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2008-016

A RESOLUTION OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA EXPRESSING ITS SUPPORT FOR LEGISLATION TO BE FILED WITH THE STATE OF FLORIDA LEGISLATURE FOR THE 2009 LEGISLATIVE SESSION IN A FORM SUBSTANTIALLY SIMILAR TO THE NICOLE HORNSTEIN ACT AS PROPOSED DURING THE 2008 LEGISLATIVE SESSION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Loxahatchee Groves has a substantial equestrian community and supports safe riding of horses on public rights-of-way within the Town; and

WHEREAS, during the 2008 legislative session, a bill was considered by the State Legislature entitled the "Nicole Hornstein Act"; and

WHEREAS, the bill was not adopted by the State of Florida Legislature during the 2008 legislative session; and

WHEREAS, the Town Council finds that the intent of the bill to protect minors engaged in equestrian activities and recreation by requiring individuals under the age of 16 to wear a helmet while riding an equine upon any public road right-of-way, a public equestrian trail, or other publicly owned or controlled property serves a valid public purpose; and

WHEREAS, the Town Council finds that the adoption of such legislation is in the best interest of all individuals who ride horses, as well as their families, the citizens, and residents of the Town of Loxahatchee Groves; and

WHEREAS, the Town Council supports the future action to file similar legislation during the next legislative session, and authorizes Town staff to take actions consistent with the intent of this Resolution.

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2008-016

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are confirmed and ratified as being true and correct and are hereby incorporated herein.

Section 2. The Town Council of the Town of Loxahatchee Groves, Florida hereby expresses its support for the Nicole Hornstein Act and/or legislation which may be submitted in the future that would require individuals under the age of 16 to wear a proper helmet while riding a horse on any publicly owned property, trail, or public right-of-way, and respectfully requests that the Florida Legislature consider the adoption of such legislation during the 2009 legislative session.

Section 3. The Town Clerk is directed to forward a copy of this Resolution to Governor Charlie Crist, the Speaker of the House of the Florida State of Representatives, the President of the State of Florida Senate, the Chair and Members of the Palm Beach County Legislative Delegation, the Executive Director of the Palm Beach County Legislative Delegation, the Chair of the Palm Beach County Board of County Commissioners, each County Commissioner, the County Administrator, the Mayor for the Village of Wellington, and the Mayor for the Village of Royal Palm Beach.

Section 4. All Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, or other part of this Resolution shall be held by any

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2008-016

court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and will in no way affect the validity of the remaining portions or applications remaining in full force and effect.

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

ADOPTED by the Town Council of the TOWN OF LOXAHATCHEE GROVES, Florida this 17th day of June, 2008.

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

Matthew Lyman
TOWN CLERK

David Browning
Mayor David Browning

Marge Herzog
Vice Mayor Marge Herzog

APPROVED AS TO LEGAL FORM:

DNT
Office of the Town Attorney

[Signature]
Council Member

[Signature]
Council Member

[Signature]
Council Member

DNT:js
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STATE OF FLORIDA
COUNTY OF Palm Beach

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of:
Resolution 2008-016
as recorded in the Office of the Town Clerk.

WITNESS my hand and official seal this 17th day of June, A.D. 2008.

TOWN OF Loxahatchee Groves
BY: [Signature]

