

C7 AT A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO DEVELOP A COMPREHENSIVE PLAN FOR THE INSTALLATION AND DAILY USE OF METAL DETECTORS AT ALL PUBLIC ENTRANCES TO CITY HALL, CONSISTENT WITH FLORIDA LAW WHICH GENERALLY ALLOWS THE CONCEALED CARRY OF WEAPONS IN PUBLIC BUILDINGS AND PREEMPTS LOCAL REGULATION OF WEAPONS, FOR THE PURPOSE OF MAINTAINING PUBLIC SAFETY; AND FURTHER, DIRECTING THE CITY ADMINISTRATION TO PRESENT ITS DEVELOPED PLAN TO THE MAYOR AND CITY COMMISSION AT THE JUNE 25, 2025 CITY COMMISSION MEETING.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: April 23, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO DEVELOP A COMPREHENSIVE PLAN FOR THE INSTALLATION AND DAILY USE OF METAL DETECTORS AT ALL PUBLIC ENTRANCES TO CITY HALL, CONSISTENT WITH FLORIDA LAW WHICH GENERALLY ALLOWS THE CONCEALED CARRY OF WEAPONS IN PUBLIC BUILDINGS AND PREEMPTS LOCAL REGULATION OF WEAPONS, FOR THE PURPOSE OF MAINTAINING PUBLIC SAFETY; AND FURTHER, DIRECTING THE CITY ADMINISTRATION TO PRESENT ITS DEVELOPED PLAN TO THE MAYOR AND CITY COMMISSION AT THE JUNE 25, 2025 CITY COMMISSION MEETING.

RECOMMENDATION

BACKGROUND/HISTORY

Click or tap here to enter text.

ANALYSIS

The attached Resolution was prepared at the request of the sponsor, Commissioner Tanya K. Bhatt.

FISCAL IMPACT STATEMENT

The sponsor of this item requests that the Administration be prepared to address the fiscal impact of this proposed measure, if any, at the City Commission meeting.

Does this Ordinance require a Business Impact Estimate? (FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:
See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

South Beach

Is this a “Residents Right to Know” item, pursuant to City Code Section 2-17?

No

Is this item related to a G.O. Bond Project?

No

Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No

If so, specify the name of lobbyist(s) and principal(s):

Department

City Attorney

Sponsor(s)

Commissioner Tanya K. Bhatt

Co-sponsor(s)

Condensed Title

Develop Plan, Intallation of Metal Detectors at All City Hall Entrances. (Bhatt) CA

Previous Action (For City Clerk Use Only)

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO DEVELOP A COMPREHENSIVE PLAN FOR THE INSTALLATION AND DAILY USE OF METAL DETECTORS AT ALL PUBLIC ENTRANCES TO CITY HALL, CONSISTENT WITH FLORIDA LAW WHICH GENERALLY ALLOWS THE CONCEALED CARRY OF WEAPONS IN PUBLIC BUILDINGS AND PREEMPTS LOCAL REGULATION OF WEAPONS, FOR THE PURPOSE OF MAINTAINING PUBLIC SAFETY; AND FURTHER, DIRECTING THE CITY ADMINISTRATION TO PRESENT ITS DEVELOPED PLAN TO THE MAYOR AND CITY COMMISSION AT THE JUNE 25, 2025 CITY COMMISSION MEETING.

WHEREAS, the City of Miami Beach is committed to ensuring a safe and secure environment within all of its municipal facilities and public spaces; and

WHEREAS, City Hall serves as a central hub for public services, meetings, and civic engagement, which occasionally includes angry, emotional, and/or disgruntled persons, necessitating proactive measures to safeguard employees, City residents, and the visiting public; and

WHEREAS, the City Commission recognizes that under Florida law, including Sections 790.06 and 790.33, Florida Statutes, individuals with concealed carry licenses (or otherwise eligible to carry a concealed weapon) may lawfully carry weapons into certain public buildings (excluding buildings such as police stations, courthouses, jails, etc.) and local governments are preempted from regulating weapons independently; and

WHEREAS, notwithstanding the preemption on local regulation of weapons, the City retains the responsibility to take reasonable measures to protect the safety and well-being of individuals within City-owned facilities; and

WHEREAS, while the City generally cannot restrict the lawful carry of concealed weapons into City Hall, the use of metal detectors can alert security personnel to the presence of such items; and

WHEREAS, the City already possesses the metal detectors necessary for use at all public entrances to City Hall; and

WHEREAS, the installation and daily use of metal detectors at all public entrances to City Hall may serve as a deterrent to the introduction of weapons by those persons not legally permitted to carry a concealed weapon, and may further enhance the overall security of City Hall; and

WHEREAS, it is appropriate for the City Administration to develop a comprehensive plan for the installation and daily use of metal detectors at all public entrances to City Hall, which should include, but not be limited to:

- a. Identification of the type and number of metal detectors, and handheld wands, necessary for effective screening.
- b. A proposed timeline for the installation and implementation of the metal detectors.

- c. An assessment of the costs associated with the installation, maintenance, and operation of the metal detectors.
- d. Consideration of staffing requirements for the operation of the metal detectors and related security procedures.
- e. Protocols for the efficient and respectful screening of individuals entering City Hall, minimizing disruption to public access.
- f. Include training for security personnel on proper protocol and on interacting with individuals lawfully carrying weapons.
- g. Ensuring compliance with all applicable federal and state laws, including those related to accessibility and non-discrimination.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA that the Mayor and the City Commission hereby direct the City Administration to develop a comprehensive plan for the installation and daily use of metal detectors at all public entrances to City Hall, consistent with Florida law which generally allows the concealed carry of weapons in public buildings and preempts local regulation of weapons, for the purpose of maintaining public safety; and further, directing the City Administration to present its developed plan to the Mayor and City Commission at the June 25, 2025 City Commission meeting.

PASSED AND ADOPTED this ____ day of _____, 2025.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Tanya K. Bhatt)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

4/15/2025
Date