

C7 AE A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO CONDUCT, OR CONTRACT TO HAVE CONDUCTED, A PHASE 2 TRAFFIC STUDY EVALUATION OF ALL REMAINING SCHOOLS WITHIN THE CITY LIMITS, PURSUANT TO FLA. STAT. § 316.008(9), TO DETERMINE IF ANY ADDITIONAL SCHOOL ZONES CONSTITUTE A HEIGHTENED SAFETY RISK THAT WARRANT ADDITIONAL TRAFFIC ENFORCEMENT MEASURES SUCH AS THE POTENTIAL INSTALLATION OF SPEED DETECTION SYSTEMS.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: November 20, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO CONDUCT, OR CONTRACT TO HAVE CONDUCTED, A PHASE 2 TRAFFIC STUDY EVALUATION OF ALL REMAINING SCHOOLS WITHIN THE CITY LIMITS, PURSUANT TO FLA. STAT. § 316.008(9), TO DETERMINE IF ANY ADDITIONAL SCHOOL ZONES CONSTITUTE A HEIGHTENED SAFETY RISK THAT WARRANT ADDITIONAL TRAFFIC ENFORCEMENT MEASURES SUCH AS THE POTENTIAL INSTALLATION OF SPEED DETECTION SYSTEMS.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The attached Resolution was prepared at the request of the sponsor, Vice Mayor Alex Fernandez.

FISCAL IMPACT STATEMENT

Administration is requested to 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-notices/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

**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 Alex Fernandez

Co-sponsor(s)

Condensed Title

Direct Administration to Conduct Phase 2 School Speed Zone Study. (Fernandez) CA

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO CONDUCT, OR CONTRACT TO HAVE CONDUCTED, A PHASE 2 TRAFFIC STUDY EVALUATION OF ALL REMAINING SCHOOLS WITHIN THE CITY LIMITS, PURSUANT TO FLA. STAT. § 316.008(9), TO DETERMINE IF ANY ADDITIONAL SCHOOL ZONES CONSTITUTE A HEIGHTENED SAFETY RISK THAT WARRANT ADDITIONAL TRAFFIC ENFORCEMENT MEASURES SUCH AS THE POTENTIAL INSTALLATION OF SPEED DETECTION SYSTEMS.

WHEREAS, a speeding vehicle in a school zone presents a real hazard not only to the general public's health and safety (including the driver of the vehicle), but also specifically to children who are arriving at or departing from school; and

WHEREAS, Fla. Stat., § 316.008(9) authorizes municipalities to install, or contract with a vendor to install, speed detection systems ("SDS Systems") to enforce school zone speed limits for violations in excess of 10 miles over the posted speed limit during certain school days and times; and

WHEREAS, prior to installing and utilizing SDS Systems to enforce eligible school zone speeding violations, municipalities are required to first determine whether each school zone constitutes a heightened safety risk that warrants additional traffic enforcement measures, based upon traffic data or other evidence, prior to the installation and operation of an SDS System in any school zone; and

WHEREAS, the City previously contracted with The Corradino Group to conduct and complete a Phase 1 speed evaluation study (of seventeen (17) school zones spread across eight (8) different schools in the City) relating to the potential implementation of SDS Systems in those school zones; and

WHEREAS, on April 3, 2024, the Mayor and City Commission adopted Ordinance No. 2024-4613, which authorized the placement, installation, and operation of SDS Systems in six (6) school zones spread across five (5) different schools in the City and created procedures for the issuance of notices of violation for school zone speeding violations; and

WHEREAS, the enforcement of speed limits in school zones with law enforcement officers (as opposed to speed detection cameras) can be difficult due to staffing issues as well as during the time in which a law enforcement officer stops and cites a speeding driver, other motorists can commit speeding violations and escape the issuance of a citation; and

WHEREAS, the City Commission finds it to be in the best interest of the public health, safety, and welfare of the residents of the City of Miami Beach to conduct a Phase 2 traffic study evaluation of all remaining schools within the City limits, pursuant to Fla. Stat. 316.008(9), to determine if any other school zones constitute a heightened safety risk that warrant additional traffic enforcement measures such as speed detection systems

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, hereby direct the City Administration to conduct, or contract to have conducted, a Phase 2 traffic study evaluation of all

remaining schools within the City limits, pursuant to Fla. Stat. § 316.008(9), to determine if any additional school zones constitute a heightened safety risk that warrant additional traffic enforcement measures such as the potential installation of speed detection systems.

PASSED AND ADOPTED this ____ day of _____, 2024.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Vice-Mayor Alex J. Fernandez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

11/12/2024

Date

MAF