



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#13-0904

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Harry A. Stewart, City Attorney

DATE: June 6, 2013

TITLE: Resolution Appointing Code Enforcement Special Magistrates as Local
Hearing Officers and Current Staff as Clerk(s) to Local Hearing Officers for
Red Light Camera Violation Hearings

Recommendation

It is recommended that the City Commission adopt a resolution designating the clerk and local hearing officers prior to the effective date of the HB 7125.

Background

In the 2013 Legislative Session, the Florida Legislature passed HB 7125, which provided certain changes to the original Mark Wandall Traffic Safety Act of 2010 to take effect on July 1, 2013.

There is a new process for enforcing the red light camera violations. After a violation is recorded, the registered owner of the vehicle receives a notice of the violation within thirty (30) days of the violation. The owner, hereinafter "petitioner" may request a hearing before a "local hearing officer" in the City. The "local hearing officer" is defined as a person designated by the City authorized to conduct hearings. The City may use their code enforcement board or code enforcement special magistrate(s). The new changes also require the City to designate a staff member to serve as the clerk for the local hearing officer.

Once the legislation is in effect on July 1, 2013, the City shall have local hearing officers appointed. The City will also need to designate staff to act as the clerk for the local hearing officers. The resolution appoints the code enforcement special magistrates as local hearing officers for red light camera violation contested hearings and designates City staff to serve as Clerk(s) to the local hearing officers.

Resource Impact

No fiscal impact associated with this action.

Related CAM(s): #13-0828
#13-0875

Attachment(s)
Exhibit 1 - Resolution

Prepared by: Ginger E. Wald, Assistant City Attorney
Department Director: Harry A. Stewart, City Attorney