

RESOLUTION NO. 13-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DESIGNATING THE CITY OF FORT LAUDERDALE'S CODE ENFORCEMENT SPECIAL MAGISTRATES TO SERVE AS LOCAL HEARING OFFICERS AND AUTHORIZING THE CITY MANAGER TO UTILIZE CURRENT STAFF TO ACT AS THE CLERK TO THE LOCAL HEARING OFFICERS PURSUANT TO CHAPTER 26, ARTICLE VII TRAFFIC INTERSECTION SAFETY ACT.

WHEREAS, the City of Fort Lauderdale's Code of Ordinances, Chapter 26, Traffic, Article VII, entitled "Traffic Intersection Safety Act" provides for the utilization of red light cameras as traffic infraction detectors to enforce Chapter 316, Florida Statutes; and

WHEREAS, the Florida Legislature passed CS/CS/HB 7125 during the 2013 Legislative Session providing for hearings related to notices of violations connected with the use of red light cameras as traffic infraction detectors to enforce Chapter 316, Florida Statutes; and

WHEREAS, the use of a local hearing officers promotes home rule and allows citizens of the City of Fort Lauderdale to have a local method of contesting notices of violation separate from the traffic court process; and

WHEREAS, the City of Fort Lauderdale wishes to utilize existing resources, staff and special magistrates to implement the new law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. Effective July 1, 2013, the City of Fort Lauderdale's Code Enforcement Special Magistrates are designated to serve as Local Hearing Officers pursuant to Chapter 316, Florida Statutes and City of Fort Lauderdale Code of Ordinances, Chapter 26, Article VII, as of the effective date of this Resolution or July 1, 2013, whichever occurs later.

SECTION 2. The City Manager is authorized to use current staff to serve as the Clerk to the Local Hearing Officers pursuant to Chapter 316, Florida Statutes and City of Fort Lauderdale Code of Ordinances, Chapter 26, Article VII.

SECTION 3. That this Resolution shall be in full force and effect immediately upon and after its final passage.

ADOPTED this the ____ day of ____, 2013.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH