

RESOLUTION No. 13-87

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA DESIGNATING THE CITY'S CODE ENFORCEMENT SPECIAL MAGISTRATE TO SERVE AS THE LOCAL HEARING OFFICER PURSUANT TO CHAPTER 2013-160, LAWS OF FLORIDA; AUTHORIZING THE CITY MANAGER TO UTILIZE CITY CLERK STAFF TO IMPLEMENT CHAPTER 2013-160, LAWS OF FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE

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*, the State of Florida Uniform Traffic Code; and

WHEREAS, the Governor of the State of Florida signed CS/CS/HB 7125 into law, resulting in the Chapter 2013-160, Laws of Florida taking effect on July 1, 2013; and

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

WHEREAS, the City Council wishes to utilize City resources, staff, and magistrate to implement Chapter 2013-160, Laws of Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated herein by this reference.

Section 2. Designation of Local Hearing Officer. Effective July 1, 2013, the City's Code Enforcement Special Magistrate is designated to serve as Local Hearing

Officers, as set forth at Section 4 of Chapter 2013-160, Laws of Florida as of the effective date of this Resolution or July 1, 2013, whichever occurs later.

Section 3. Authorization. The City Manager is authorized to use code enforcement staff to implement the authorizations contained in Chapter 2013-160, Laws of Florida and to have the City Clerk staff serve as the Clerk to the Local Hearing Officer.

Section 4. Effective Date. This Resolution shall become effective immediately upon its adoption.

The foregoing resolution was offered by Councilwoman Fraga who moved its adoption. The motion was seconded by Councilwoman Rodriguez and upon being put to a vote, the vote was as follows:

Mayor Luigi Boria	No
Vice Mayor Bettina Rodriguez-Aguilera	Yes
Councilwoman Christi Fraga	Yes
Councilwoman Ana Maria Rodriguez	Yes
Councilwoman Sandra Ruiz	Yes

PASSED and ADOPTED this 21st day of August, 2013.



LUIGI BORIA, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE CITY OF DORAL ONLY:



JOHN R. HERIN, JR., CITY ATTORNEY