Memorandum

MIAMI-DADE COUNTY

DATE: April 6, 2010

Agenda Item No. 8(I)(1)(A)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

FROM: George M. Burgess
County Manager

SUBJECT: Application for Funds, Highway Safety Grant Program

Recommendation
It is recommended that the Board retroactively approve the attached resolution authorizing the County Mayor and/or County Mayor's designee to apply for, receive, and expend federal funds in the amount of $20,000 for the Florida Department of Transportation Highway Safety Grant Program from the National Highway Traffic Safety Administration (NHTSA) to support the Miami-Dade Police Department (MDPD). The grant period will be effective upon award through September 30, 2010, and does not require a local match or in-kind funds.

Scope
The grant will provide countywide services.

Fiscal Impact/Funding Source
This grant will provide $20,000 in federal funds to implement the proposed project. The grant does not require a local match or in-kind funds. The funding source is the Florida Department of Transportation and the National Highway Traffic Safety Administration (NHTSA).

Track Record/Monitor
The grant will be monitored by the MDPD.

Background
Ratification of this application is necessary because the proposal did not allow time to submit the resolution to the Board prior to submitting the application. The Highway Safety Grant Program provides funding for highway safety programs which focus on several areas identified as traffic safety priority areas. These include such areas as alcohol (impaired driving), speed control (aggressive driving), pedestrian/bicycle safety, motorcycle safety and occupant protection/child passenger safety.

This funding opportunity is a short term program under the occupant protection/child passenger safety priority area. These grant funds will support additional operations to be conducted by the MDPD Special Patrol Bureau Motorcycle/Traffic Unit. These operations will be conducted at targeted locations throughout the county to enforce Florida's safety belt and child restraint laws.

Alina T. Hudak
Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 6, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(I)(1)(A)

Please note any items checked.

_____ "3-Day Rule" for committees applicable if raised

_____ 6 weeks required between first reading and public hearing

_____ 4 weeks notification to municipal officials required prior to public hearing

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

✓ No committee review

_____ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve

_____ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(I)(1)(A)
4-6-10

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY RATIFYING THE COUNTY MAYOR AND/OR COUNTY MAYOR'S DESIGNEE'S ACTION TO APPLY FOR, RECEIVE, AND EXPEND GRANT FUNDS IN THE AMOUNT OF $20,000 FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (DOT) HIGHWAY SAFETY PROGRAM OF THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION (NHTSA) FOR WHICH LOCAL MATCH DOLLARS ARE NOT REQUIRED; AND FURTHER AUTHORIZING THE COUNTY MAYOR AND/OR COUNTY MAYOR'S DESIGNEE TO EXERCISE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, MEMORANDA OF UNDERSTANDING, MODIFY OR AMEND THE APPLICATION IN ORDER TO RECEIVE ADDITIONAL FUNDS OR TO EXTEND THE PERFORMANCE PERIOD AS REQUIRED IF AWARDED

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the County Mayor or County Mayor's designee's action to apply for, receive, and expend $20,000 from the Florida Department of Transportation (DOT) Highway Safety Program from the National Highway Traffic Safety Administration, and authorizes the County Mayor and/or County Mayor designee to receive and expend grant funds, execute such contracts, agreements, Memoranda of Understanding (MOU), and amendments as required by grant guidelines or to further the purposes described in the funding requests following approval by the County Attorney's Office; to expend any and all monies received for the purposes described in the funding request; to apply for, receive and expend future additional funds should they become available through the Florida Department of Transportation Highway Safety Program of the National Highway Traffic Safety Administration; to file and execute any necessary amendments

to the application for and on behalf of Miami-Dade County, Florida; and to exercise and execute any amendments, modifications, renewal and extension provisions, cancellation and termination clauses of any applications, contracts, agreements, and MOUs on behalf of Miami-Dade County, Florida.

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

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of April, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Ben Simon

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

SUBGRANT APPLICATION FOR HIGHWAY SAFETY FUNDS

For D.O.T Use Only **Project Number: K4PT-10-21-**	**DOT Contract Number:**
Federal Funds Allocated: $20,000.00	**Date Approved:**
Subgrant Period:	**Date Revised:**
Subgrant History: (1) (2) (3)	

Part I: GENERAL ADMINISTRATIVE INFORMATION

(See Instructions for Highway Safety Subgrant Applications)

1. Project Title: Miami-Dade Police Department Safety Belt Enforcement Program
2. Type of Application: ☒ Initial ☐ Continuation
3. Requested Subgrant Period: 10/1/2009 to 9/30/2010
4. Support Sought: $20,000.00 Matching Share: $0.00 Total Budget: $20,000.00

5. Applicant Agency (Subgrantee):
Miami-Dade County
111 NW 1st Street
Miami, FL 33128

Telephone: (305) 375 - 2531

6. Implementing Agency:
Miami-Dade Police Department
9105 NW 25th Street
Miami, FL 33172

Telephone: (305) 471 - 2550

7. Federal ID Number:
596000573

8. State FLAIR Number(State Agencies)

9. Chief Financial Officer:
Carter Hammer, Finance Director
Miami-Dade County
111 NW 1st Street, 25th Floor
Miami, FL 33128

Telephone Number: (305) 375 - 5245

Fax Number: (305) 375 - 5659

E-Mail Address: chammer@miamidade.gov

10. Project Director:
Lieutenant Antonio Perez
Miami-Dade Police Department/Special Patrol Bureau
1567 NW 79th Avenue
Miami, FL 33126

Telephone Number: (305) 468 - 1220

Fax Number: (305) 468 - 1211

E-Mail Address: amperez@mdpd.com

Subgrant funds provided by the U.S. Department of Transportation, National Highway Traffic Safety Administration, **Catalog of Federal Domestic Assistance Number – 20.609**, State and Community Highway Safety Program, through the Florida Department of Transportation. The Dun and Bradstreet **Data Universal Numbering System (DUNS) Number** for the Florida Department of Transportation is **80-939-7102**.

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Part II: PROJECT PLAN AND SUPPORTING DATA

State clearly and in detail the aims of the project, precisely what will be done, who will be involved, and what is expected to result. Use the following major headings:

1. Statement of the Problem
2. Proposed Solution
3. Objectives
4. Evaluation
5. Milestones (Use form provided)

Start below and use additional pages as necessary.

STATEMENT OF THE PROBLEM:

On May 6, 2009, Governor Charlie Crist signed into law Senate Bill 344, creating the 'Dori Slosberg and Katie Marchetti Safety Belt Law,' thereby redefining safety belt non-usage in Florida as a primary nonmoving violation. This decision was made in response to overwhelming evidence that many traffic fatalities and injuries could have been prevented with the simple click of a safety belt.

Florida Department of Highway Safety and Motor Vehicle Traffic Crash Statistics for 2008 indicate that 1,795 people were killed in vehicles equipped with safety belts, and that 60% (1,085) of these people killed were not wearing their seat belts. In addition, 68% of children ages 0 to 17 killed in traffic crashes were not using safety equipment. For the same time period, 17,106 of drivers involved in traffic crashes were not wearing their safety belts. There were 304 drivers killed, and 6,700 drivers seriously injured as a result of these drivers not wearing their safety belts. This does not take into account the countless dollars in medical and property costs.

The Florida Department of Transportation (FDOT) Safety Office is responsible for the State of Florida's Section 402 Highway Safety Program. Since 1999, FDOT has conducted statewide safety belt surveys, in compliance with funding requirements from the National Highway Traffic Safety Administration (NHTSA). These surveys begin with identifying 24 Florida counties which account for 85.8% of the State's total population, then selecting 12 from that list via NHTSA-approved 1998 sampling design criteria. The purpose of these surveys is not simply to comply with federal funding guidelines, but to acquire an accurate assessment of voluntary safety belt compliance throughout the State. The seat belt usage survey conducted by Preusser Research Group in June 2009 determined that, overall Florida has an 85.2% usage rate. Since 2003, there has been an increasing trend of safety belt usage throughout Florida; evidence that education, awareness, and enforcement efforts are slowly taking hold. With the State's recognition of a primary safety belt law as a tool of significance importance to law enforcement agencies, it is expected that voluntary safety belt compliance will increase even more. Twenty (20) counties and eighteen (18) cities in Florida have been identified as having the highest number of traffic fatalities in which lack of safety belt use was a contributing factor. These are listed below in alphabetical order:

Counties:

Alachua	Escambia	Leon	Orange	Polk
Brevard	Hillsborough	Manatee	Palm Beach	Saint Lucie
Broward	Lake	Marion	Pasco	Seminole
Duval	Lee	Miami-Dade	Pinellas	Volusia

Cities:

Davie	Fort Myers	Jacksonville	Orlando	Tallahassee
Daytona Beach	Gainesville	Lakeland	Pembroke Pines	Tampa
Deerfield Beach	Hialeah	Miami	Pompano Beach	
Fort Lauderdale	Hollywood	Miami Gardens	Saint Petersburg	

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PROPOSED SOLUTION:

The FDOT Safety Office understands that the reduction of traffic fatalities resulting from safety belt noncompliance cannot be solved with the simple passage of a primary safety belt law. It is the prudent and strategic implementation of education, awareness, and enforcement that will ultimately capture the attention of the Florida highway user. These efforts will subsequently increase his/her chances of reaching their destination safely.

This program aims to reduce traffic fatalities and injuries by implementing enforcement campaigns targeting safety belt compliance. Participating agencies will utilize existing resources to conduct high-visibility, zero-tolerance enforcement operations at locations identified by the Project Director as having a high frequency of traffic crashes and/or fatalities. The Project Director will collect and retain this data for the purpose of Safety Office inspections and reports The primary focus for these operations will be to identify the violators of Florida's primary safety belt law.

The Safety Office will provide funding to participating agencies to cover overtime costs for the purpose of conducting high-visibility, zero tolerance traffic enforcement operations. The Project Director will be responsible for the allocation of personnel resources to this enforcement effort in order to achieve the greatest impact on safety belt usage in the ·ommunity. The Project Director will coordinate safety belt enforcement at least once per week, and will ensure that the Jay/time of enforcement is alternated from week to week and nightime enforcement efforts are encouraged. The intent of this measure is to prevent motorists from determining that safety belt enforcement is conducted on specific days in the agency's jurisdiction and to adjust their attention to the law accordingly. In addition, the Project Director will ensure that these federal funds are used in a prudent and conservative manner, in order to allow these funds to be used throughout the fiscal grant year. No personnel conducting enforcement under this grant may be reimbursed for more than four (4) hours work each calendar day. This funding will only be utilized for sworn law enforcement personnel with the rank of Officer, Master Police Officer, Deputy, Corporal, and Sergeant. Every person that performs under this grant will complete the 'OP Enforcement Grant Activity Log.' These logs will be submitted to the agency's Project Director, who will provide a copy of all Activity Logs to the FDOT Safety Office monthly.

If, after review of any monthly report by the Safety Office, it is been determined that there was no enforcement activity conducted by the agency, this grant program may be discontinued by the FDOT Traffic Safety Administrator. By participating in this program, it is expected that the agency will commit to a zero-tolerance enforcement effort in regards to the primary seat belt law.

In order to facilitate the delivery of this traffic safety message, agencies are encouraged to partner with local resources such as their Community Traffic Safety Teams, and the Florida Law Enforcement Liaison Local Area Networks, community organizations, and local media outlets. Participating agencies will also participate in all statewide public awareness and enforcement campaigns and law enforcement challenges (Florida Law Enforcement Challenge, Click It or Ticket Challenge) sponsored by the FDOT Safety Office. The dates for the Click It or Ticket Challenge are March 1-15, 2010 and May 24 - June 6, 2010.

State clearly and in detail the aims of the project, precisely what will be done, who will be involved, and what is expected ɔ result. Use the following major headings:

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Start below and use additional pages as necessary.

OBJECTIVES:

- Reduce traffic crashes by 5%.
- Reduce traffic crashes involving safety belt non-usage by 5%.
- Reduce traffic fatalities by 5%.
- Reduce traffic fatalities resulting from safety belt non-usage by 5%.
- Reduce injuries in traffic crashes by 5%.
- Reduce traffic injuries resulting from safety belt non-usage by 5%.
- Increase safety belt citations by 10%.

EVALUATION:

- Enforcement locations will be determined via the following:
  - o High-frequency crash locations.
  - o High-frequebcy fatality locations.
  - o Agency knowledge of areas prone to crashes, with a history of fatalities.
- Agencies will re-evaluate these locations on a monthly basis to determine if enforcement locations need to be revised.
- Every officer/deputy that performs under this grant will complete the 'OP Enforcement Grant Activity Log.' These logs will be submitted to the agency's Project Director, who will provide a copy of all Activity Logs to the FDOT Safety Office each month.
- The Project Director will submit a media report detailing print or electronic media (television/radio/web) articles or reports about the enforcement effort in their jurisdiction.
- The Project Director will provide the number of community awarness events attended and community outreach efforts conducted. The number of people in attendance at this events will be documented.

Milestones	Timetable for Milestones											
	1st Quarter			2nd Quarter			3rd Quarter			4th Quarter		
	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP
Analyze Data for Enforcement Locations	☐	☐	☐	☐	☒	☒	☒	☒	☒	☒	☒	☒
Conduct High-Visibility Safety Belt-Oriented Traffic Enforcement	☐	☐	☐	☐	☒	☒	☒	☒	☒	☒	☒	☒
Review Crash Data	☐	☐	☐	☐	☐	☒	☒	☒	☒	☒	☒	☒
Monthly Reports to Safety Office	☐	☐	☐	☐	☐	☒	☒	☒	☒	☒	☒	☒
Quarterly Report to Safety Office	☐	☐	☐	☐	☐	☐	☒	☐	☐	☒	☐	☐
Final Narrative Report to Safety Office (Due by: October 31, 2010)	☒	☐	☐	☐	☐	☐	☐	☐	☐	☐	☐	☐