

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: March 2, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to complete the revisions to the Traffic Flow Modification Procedure Manual and include modernization techniques and guidelines for interlocal agreements with municipalities for traffic calming devices; and to provide a report

Resolution No. R-179-21

This item was amended at the 2-9-21 Transportation, Mobility and Planning Committee to add a restriction in section 1 as a new subsection 3, such that the administration will not consider road closings as a method of traffic calming.

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Eileen Higgins and Vice-Chairman Oliver G. Gilbert, III, and Co-Sponsor Commissioner Sally A. Heyman.



Geri Bonzon-Keenan
County Attorney

GBK/smm



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: March 2, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(4)

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
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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. 11(A)(4)
3-2-21

RESOLUTION NO. _____ R-179-21

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COMPLETE THE REVISIONS TO THE TRAFFIC FLOW MODIFICATION PROCEDURE MANUAL AND INCLUDE MODERNIZATION TECHNIQUES AND GUIDELINES FOR INTERLOCAL AGREEMENTS WITH MUNICIPALITIES FOR TRAFFIC CALMING DEVICES; AND TO PROVIDE A REPORT

WHEREAS, section 2-96.1, Code of Miami-Dade County, Florida provides that all traffic engineering services shall be performed by the County's traffic and transportation department, including exclusive jurisdiction over traffic control devices; and

WHEREAS, section 2-96.1 further provides that the County Mayor or County Mayor's designee may authorize municipalities that desire and are equipped and able to perform certain traffic engineering functions to assume the maintenance and installation of traffic calming devices, such as speed humps and center islands, on local municipal streets; and

WHEREAS, section 2-96.1 allows municipalities to assume such maintenance and installation, together with all liability and without additional cost to the County, through an individual intergovernmental agency agreement ("interlocal agreement"); and

WHEREAS, the Transportation and Public Works Department ("DTPW") currently utilizes the procedures and guidelines set forth in the Traffic Flow Modifications and Street Closure Procedure Manual dated January 2009 (the "traffic manual") when implementing traffic flow modification and procedures for roads, including installation of traffic calming devices; and

WHEREAS, the traffic manual applies in incorporated and unincorporated areas, but does not include procedures or guidelines for municipal traffic calming interlocal agreements pursuant to section 2-96.1, which are handled by DTPW on an individualized basis with each respective municipalities; and

WHEREAS, to determine whether traffic calming is warranted at a particular location, traffic calming criteria is evaluated, such as traffic volumes, number of accidents, presence of sidewalks, and motorist speed (“traffic criteria”); and

WHEREAS, over the years, different versions of interlocal agreements have been developed and entered into with numerous municipalities; and

WHEREAS, certain municipalities have requested greater control over the implementation of traffic calming devices, including several requests to utilize traffic criteria developed and approved by the municipality as opposed to utilizing DTPW’s criteria; and

WHEREAS, it is the desire of this Board to allow municipalities to assume control over traffic calming on their local municipal streets to the greatest extent possible, provided that such calming does not negatively impact the flow of traffic on County roads and comports with applicable law; and

WHEREAS, DTPW is currently in the process of revising and updating the traffic manual in order to modernize the process, traffic criteria, and traffic flow modification strategies, but has not yet finalized the revision and update; and

WHEREAS, this Board seeks to be informed as to the changes to the traffic manual prior to finalization by DTPW, and to be provided with the opportunity to make recommendations; and

WHEREAS, this Board seeks to streamline the process for traffic calming to eliminate the necessity for compliance with DTPW studies and criteria, provided that municipal criteria are utilized which comport with applicable law,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to:

Section 1. Complete its revision and update of the traffic manual, including, but not limited to, consideration and incorporation of: (i) new techniques which have emerged since 2009 which were not previously utilized as a method of traffic calming, including GPS devices and data collection; ~~[[and]]~~¹ (ii) guidelines and a process for entering into interlocal agreements with municipalities for traffic calming, which may include a proposed template, and also may include the ability to utilize alternative criteria approved by a municipality when determining the necessity for traffic calming>>, and (iii) road closings shall specifically not be considered as a method of traffic calming<<.

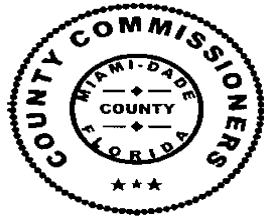
Section 2. Provide a report to this Board including a summary of the revisions to the traffic manual and recommendations resulting from the review within 90 days of the effective date of this resolution and prior to finalization of the revisions to the traffic manual; and place the report directly on an agenda of the Board pursuant to Ordinance No. 14-65.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Eileen Higgins and Vice-Chairman Oliver G. Gilbert, III, and the Co-Sponsor is Commissioner Sally A. Heyman. It was offered by Commissioner **Eileen Higgins**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

Jose "Pepe" Diaz, Chairman	aye		
Oliver G. Gilbert, III, Vice-Chairman	aye		
Sen. René García	nay	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	absent
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	nay	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of March, 2021. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



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

HARVEY RUVIN, CLERK

By: Melissa Adames
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to be "LEM" or similar, written over a horizontal line.

Lauren E. Morse
Debra Herman