

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO PROVIDE A WEEKLY LETTER TO COMMISSION (“LTC”) AND POST ON THE CITY WEBSITE ANY INFORMATION AVAILABLE TO THE CITY RELATING TO ROAD CONSTRUCTION WORK TAKING PLACE THROUGHOUT THE CITY, INCLUDING WORK ON STATE-OWNED OR COUNTY-OWNED ROADS, OR WORK PERFORMED BY UTILITY COMPANIES, INCLUDING, WITHOUT LIMITATION, INFORMATION RELATING TO ANY LANE CLOSURES OR OTHER MAINTENANCE OF TRAFFIC RESTRICTIONS, AND THE LOCATIONS AND TIMES THEREOF, WITH THE WEEKLY LTC TO INCLUDE INFORMATION REGARDING EFFORTS MADE TO MITIGATE TRAFFIC CONGESTION CAUSED BY SUCH PROJECTS.**

**WHEREAS**, the Florida Department of Transportation (“FDOT”) is an executive agency in the State of Florida whose mission is to provide a safe transportation system that ensures the mobility of people and goods, enhances economic prosperity, and preserves the quality of the State’s environment and communities; and

**WHEREAS**, FDOT has jurisdiction over the State Highway System, which includes roadways throughout the City of Miami Beach; and

**WHEREAS**, Miami-Dade County also has jurisdiction over certain county roadways which run through the City of Miami Beach; and

**WHEREAS**, FDOT and Miami-Dade County are not required to apply for municipal permits when performing roadway projects, as the City does not have jurisdiction on these roadways; and

**WHEREAS**, the City is concerned that contractor(s) working on roadway projects throughout the City close lanes, which closures have caused major traffic impacts and created traffic nuisances, during peak hours, for the City’s residents and visitors; and

**WHEREAS**, these contractors may also have disregarded lane closure requirements by closing lanes of traffic that were unnecessary for the scope of work for the project(s) or by closing lanes of traffic during non-approved times; and

**WHEREAS**, these lane closures and various other traffic concerns caused by the projects have resulted in many complaints by residents of the City; and

**WHEREAS**, City administration is exploring GIS technology to be able to plot Right of Way and other roadway construction permits to better provide City residents with the best available information; and

**WHEREAS**, while the City recognizes that unforeseen and/or extenuating circumstances will occasionally require contractors (and their subcontractors) to operate outside of their permitted hours, lane closures and work taking place beyond the hours or beyond the scope of work established in the contract plans has been routinely occurring, with no notice to the City, in regard to the 41<sup>st</sup> Street Project.

work established in the contract plans has been routinely occurring, with no notice to the City, especially in regard to the 41<sup>st</sup> Street Project; and

**WHEREAS**, providing residents with information about City-related and non City-related construction projects would alleviate some traffic impacts and traffic nuisances caused by such projects by allowing residents and visitors to alter their plans and routes as may be needed.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby direct the City Administration to provide a weekly Letter to Commission ("LTC") and publish on the City's official website any information available to the City relating to road construction work taking place throughout the City, including work on state-owned or county-owned roads, or work performed by utility companies, including, without limitation, information relating to any lane closures or other maintenance of traffic restrictions, and the locations and times thereof, with the weekly LTC to include information regarding efforts made to mitigate traffic congestion caused by such projects.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022.


**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(Sponsored by Commissioner Alex J. Fernandez)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney  Date 3-1-22