



## City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	File No.:	Item Type:	1 <sup>st</sup> Reading	2 <sup>nd</sup> Reading	
<b>3/19/2025</b>	<b>25-098</b>	<input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Other	Ordinance Reading	<b>3/19/2025</b>	<b>4/2/2025</b>
			Public Hearing	<input type="checkbox"/>	<input type="checkbox"/>
			Advertising Required	<input type="checkbox"/>	<input type="checkbox"/>
			Quasi-Judicial:	<input type="checkbox"/>	<input type="checkbox"/>
Fiscal Impact (\$):	Account Balance (\$):	Funding Source:	Project Number:		
<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>		
Contract/P.O. Required	RFP/RFQ/Bid Number:	Sponsor Name:	Department:		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>N/A</b>	<b>Mayor Joy F. Cooper</b>	<b>City Commission</b>		
Strategic Plan Focus Areas:					
<input type="checkbox"/> Fiscal Stability	<input type="checkbox"/> Resident Services	<input checked="" type="checkbox"/> Public Safety	<input type="checkbox"/> Infrastructure & Mobility	<input type="checkbox"/> Economic Development & Affordable Housing	
Implementation Timeline:					
Estimated Start Date: 5/3/2025			Estimated End Date: N/A		

**SHORT TITLE:**

**AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 28, TO CREATE ARTICLE V, "CONTROLLED ACCESS," SECTION 28-220, "CONTROLLED ACCESS" TO REQUIRE THE PRESENTATION OF A VALID DRIVER'S LICENSE TO PROCEED PAST THE GOLDEN ISLES SAFE NEIGHBORHOOD DISTRICT GUARD GATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Golden Isles Safe Neighborhood District (GISND), a dependent special taxing district, was established by City Ordinance in 1988 with a primary goal to provide a safe and secure environment for residents of the district through community policing, environmental design and environmental security. As part of their historical safety plan, the GISND installed and maintains the Golden Isles Safe Neighborhood District Guard

Gate at 424 Layne Blvd., the single entry point into and out of the Golden Isles Neighborhood. According to the 2022 GISND Plan, the guard gate has been one component of an overall plan that has maintained a historically low crime rate through prevention.

Notwithstanding the historical efforts of the GISND, the City Commission has been asked to review crime data provided by the Hallandale Beach Police Department and hear testimony at public hearings from residents of the Golden Isles area to determine if there is a significant public concern regarding the on-going rate of crime and targeting of the neighborhood that would be prevented by enacting a requirement that driver's provide a valid driver's license at the guard gate prior to being allowed entry into the streets beyond the guard gate.

The City Attorney has provided legal guidance for the determination of fact to be made by the City Commission, which is attached as Exhibit 2. HBPD has provided the crime data requested, attached as Exhibit 3.

The City Commission must also consider practical matters in the application of the proposed ordinance. It should be noted that the purpose of the regulation is prevention and not arrest. Security guards at the guard gate are not police officers of the City of Hallandale Beach and will be instructed to instruct vehicles to turn around if they refuse to provide a valid driver's license. Unfortunately, HBPD has advised that there is no area to allow for a vehicle to turn around if denied entry. Therefore, vehicles would need to be told they are being denied entry, the gate would be opened, and the driver would need to go through and then turn around. If a driver continued on, there would be no mechanism for direct enforcement. An officer advised of the matter may find that the circumstances of the specific situation amount to reasonable suspicion for a lawful stop, but there would be no specific violation to enforce. This would not be an issue if there were a viable way for drivers to be denied entry prior to crossing the gate.

Finally, it is further recommended that signage be placed in the guardhouse clearly notifying the guard that they are not to limit or restrict access except for those refusing to provide identification. The contract should include the above notification and the instruction to instruct vehicles to turn around if they refuse to provide identification.

This proposed ordinance is estimated to have no direct economic impact on private, for-profit businesses in the municipality. It is not estimated to have any direct compliance costs that businesses may reasonably incur if the ordinance is enacted. There is no new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible. The proposed ordinance is not estimated to incur any additional regulatory costs or revenues.

### **ATTACHMENT(S):**

- Exhibit 1 – Proposed Ordinance
- Exhibit 2 – Memorandum of Law from City Attorney
- Exhibit 3 – Crime Data provided by HBPD