RESOLUTION NO. 26-2206

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AFFIRMING THAT THE SAFETY OF THE TOWN'S RESIDENTS IS THE TOWN'S PARAMOUNT CONCERN AND THAT PUBLIC SAFETY SHALL NOT BE PURSUED AT THE EXPENSE OF RESIDENTS' PRIVACY OR CONSTITUTIONAL RIGHTS; ESTABLISHING GUIDING PRINCIPLES FOR THE TOWN'S USE OF LICENSE PLATE READER AND SIMILAR SURVEILLANCE TECHNOLOGIES; DIRECTING THE TOWN MANAGER TO REVIEW THE TOWN'S DATA PRACTICES AND REPORT TO THE TOWN COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the "Town") has deployed license plate reader ("LPR") cameras at various locations throughout the community to promote public safety and assist law enforcement in the investigation of crime; and

WHEREAS, LPR and similar surveillance technologies have become the subject of significant public attention nationwide, including concerns that networked, searchable databases of vehicle movements can be used to reconstruct an individual's movements, routines, and associations over time without a warrant or individualized suspicion; and

WHEREAS, the Fourth Amendment to the United States Constitution protects the right of the people to be secure against unreasonable searches and seizures, and the Supreme Court of the United States recognized in *Carpenter v. United States*, 138 S. Ct. 2206 (2018), that individuals retain a reasonable expectation of privacy in the whole of their physical movements; and

WHEREAS, Article I, Section 12 of the Florida Constitution likewise secures the right of the people to be free from unreasonable searches and seizures, and Article I, Section 23 of the Florida Constitution guarantees every natural person the right to be let alone and free from governmental intrusion into the person's private life; and

WHEREAS, federal courts are presently considering constitutional challenges to municipal LPR camera networks and have reached differing conclusions regarding the warrantless collection of, and access to, long-term vehicle location data; and

WHEREAS, the Town Council finds that the safety of the Town's residents is, and shall remain, the Town's paramount concern; and

WHEREAS, the Town Council further finds that public safety and the protection of individual liberty are complementary, and not competing, objectives, and that a community is not truly safe unless its residents are also secure in their privacy and in the rights guaranteed to them by the United States Constitution and the Florida Constitution.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are true and correct and are incorporated into this Resolution by this reference.

Section 2. Affirmation. The Town Council affirms that the safety of the Town's residents is the Town's paramount concern. The Town Council further affirms that the Town shall not pursue public safety through means that would subject its residents to indiscriminate mass surveillance or that would infringe upon residents' privacy or the rights secured to them by the United States Constitution and the Florida Constitution, and that the pursuit of security shall never come at the cost of the liberties it is meant to protect.

Section 3. Guiding Principles. The Town's acquisition, deployment, and use of LPR cameras and similar surveillance technologies shall be guided by the following principles: (a) data shall be collected, retained, accessed, and shared only for legitimate public safety purposes and in accordance with applicable law; (b) data shall be retained for no longer than reasonably necessary to serve those purposes. Miami-Dade County Sheriff's department shall share and make available any memorandum of understanding for the sharing of Town License Plate Readers with any third party. If the Town Council finds that the sharing of the License Plate Reader with any third party violates these guiding principles, the Town Manager shall have the authority to suspend use of the Town's License Plate Reader.

Section 4. Direction to the Town Manager. The Town Manager is directed to review the Town's current LPR data use and sharing with third parties to the Town Council within ninety (90) days of the adoption of this Resolution, and shall provide a use to the extent that release and sharing of this information does not violate State laws regarding the confidentiality and public record exemption of license plate reader agreements, documents or other information.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

[INTENTIONALLY LEFT BLANK]

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

Mayor Joshua Dieguez	Yes
Vice Mayor Bryan Morera	Yes
Councilmember Juan Carlos Fernandez	Yes
Councilmember Angelo Cuadra Garcia	Yes
Councilmember Ray Garcia	Yes
Councilmember Steven Herzberg	Yes
Councilmember Alex Sanchez	Yes

Passed and adopted this 15th day of September 2026.

Joshua Dieguez
Mayor

Attest:

Gina M. Inguanzo
Town Clerk

Approved as to form and legal sufficiency:

Lorenzo Cobiella
Gastesi, Lopez Mestre and Cobiella, PLLC
Deputy Town Attorney