

MEMORANDUM

B & F

Agenda Item No. 2 (M)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: April 15, 2008

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

SUBJECT: Resolution urging the
President to sign into
law the Second Chance
Act of 2007

The accompanying resolution was prepared and placed on the agenda at the request of
Commissioner Dorrin D. Rolle.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: May 6, 2008

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

SUBJECT: Agenda Item No.

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.
5-6-08

RESOLUTION NO. _____

RESOLUTION URGING THE PRESIDENT TO SIGN INTO LAW THE SECOND CHANCE ACT OF 2007; AUTHORIZING THE MAYOR OR DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND ANY AND ALL APPLICABLE GRANTS MADE AVAILABLE UNDER THE ACT; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SUCH CONTRACTS AND AGREEMENTS NECESSARY TO OBTAIN SUCH FUNDS

WHEREAS, an estimated 95 percent of all state prisoners will be released, with half of these individuals expected to return to prison within three years for the commission of a new crime or violation of their conditions of release, according to the U.S. Department of Justice, Bureau of Justice Statistics; and

WHEREAS, this cycle of recidivism not only compromises public safety, but also increases taxpayer spending; and

WHEREAS, a February, 2007 report from The Pew Charitable Trusts stated that if federal, state, and local policies and practices do not change, taxpayers are expected to pay as much as \$27.5 billion on prisons alone from 2007 to 2011 on top of current corrections spending; and

WHEREAS, the Second Chance Act of 2007, H.R. 1593, is federal legislation designed to ensure the safe and successful return of prisoners to the community; and

WHEREAS, the Second Chance Act provides grants to states and local governments that may be used to promote the safe and successful reintegration into the community of individuals who have been incarcerated, for programs such as employment services, substance abuse treatment, housing, family programming, mentoring, victims services, and methods to improve release and revocation decisions using risk-assessment tools; and

WHEREAS, the Second Chance Act also provides Mentoring Grants, Offender Reentry Substance Abuse Treatment, and Family Drug Treatment Programs; and

WHEREAS, the U.S. House passed the Second Chance Act on November 13, 2007 and the U.S. Senate passed the Act on March 11, 2008; and

WHEREAS, the Second Chance Act now proceeds to the President's desk for signature,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the President to sign the Second Chance Act of 2007, H.R. 1593, into law.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the White House and members of the Florida Congressional Delegation.

Section 3. Directs the County's federal lobbyists to advocate for the actions set forth in Section 1 and directs the Office of Intergovernmental Affairs to include this item in the 2008 Federal Legislative Package.

Section 4. In the event the Second Chance Act of 2007 is signed into law, authorizes the Mayor or designee to apply for, receive, accept, and expend any grant funds that may be made available as a result of the Act and to execute such contracts and agreements that are necessary to obtain such funds following approval by the County Attorneys Office.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and 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:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman thereupon declared the resolution duly passed and adopted this 6th day of May, 2008. 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.



Jess M. McCarty