

**MEMORANDUM**

Agenda Item No. 14(A)(21)

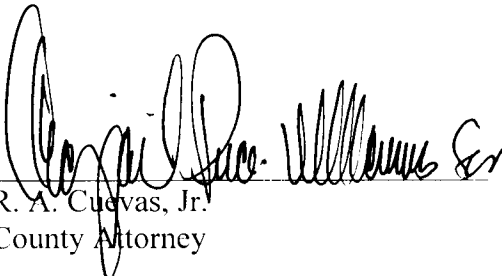
**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** June 15, 2010

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

**SUBJECT:** Resolution directing the Mayor to  
prepare a plan for the use of eligible  
inmates in the custody of the Miami-  
Dade County Department of  
Corrections and Rehabilitation for  
shoreline cleanup in the event oil  
from the spill in the Gulf of Mexico  
reaches the shores of the County

The accompanying resolution was prepared and placed on the agenda at the request of Prime  
Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.  
County Attorney

RAC/cp



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** June 15, 2010

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

**SUBJECT:** Agenda Item No. 14(A)(21)

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

\_\_\_\_\_ Ordinance creating a new board requires detailed County Manager's report for public hearing

\_\_\_\_\_ No committee review

\_\_\_\_\_ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_\_, 3/5's \_\_\_\_\_, unanimous \_\_\_\_\_) 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. 14(A)(21)  
6-15-10

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

RESOLUTION DIRECTING MAYOR TO PREPARE A PLAN FOR THE USE OF ELIGIBLE INMATES IN THE CUSTODY OF THE MIAMI-DADE COUNTY DEPARTMENT OF CORRECTIONS AND REHABILITATION FOR SHORELINE CLEANUP IN THE EVENT OIL FROM THE SPILL IN THE GULF OF MEXICO REACHES THE SHORES OF THE COUNTY

**WHEREAS**, Sections 951.01 and 951.05 of the Florida Statutes authorize each county to “employ all persons in the jail of their respective counties under sentence upon conviction for a crime at labor upon projects for which the governing body of the county could otherwise lawfully expend public funds and which it determines to be necessary for the health, safety, and welfare of the county”; and

**WHEREAS**, Section 925.08 of the Florida Statutes authorizes county commissioners to so employ pretrial detainees who are “charged with misdemeanor and confined in the county jail for failure to give bail” subject to certain requirements regarding hours (not more than 10 hours a day), compensation (\$5 per day if acquitted), record keeping, etc.; and

**WHEREAS**, the catastrophic and ongoing oil spill from the British Petroleum well field in the Gulf of Mexico poses a serious threat to the beaches and shoreline of Miami-Dade County; and

**WHEREAS**, protection of the beaches and shoreline is essential to the economy and environment of Miami-Dade County and necessary for the health, safety, and welfare of the county,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA,** that the County Mayor or Mayor's designee is directed to prepare a plan for the use of those eligible inmates in the custody of the Miami-Dade Department of Corrections and Rehabilitation who pose only a minimum security risk for shoreline cleanup in the event oil from the spill in the Gulf of Mexico reaches the shores of Miami-Dade County.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was 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:

Dennis C. Moss, Chairman  
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro  
Carlos A. Gimenez  
Barbara J. Jordan  
Dorrin D. Rolle  
Katy Sorenson  
Sen. Javier D. Souto

Audrey M. Edmonson  
Sally A. Heyman  
Joe A. Martinez  
Natacha Seijas  
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 15<sup>th</sup> day of June, 2010. 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

Approved by County Attorney as  
to form and legal sufficiency.



Robert A. Duvall

By: \_\_\_\_\_  
Deputy Clerk