

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: April 2, 2013

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

SUBJECT: Resolution directing the Mayor
to implement a policy applicable
to Miami-Dade Police
Department personnel hired after
the effective date of this
resolution that allows the use of a
take home vehicle only if the
newly hired Miami-Dade Police
Department personnel reside in
Miami-Dade County

This item was amended at the Public Safety and Animal Services Committee on February 13, 2013. It cross-references Resolution R-1392-06 and adds an exception to the policy when the Police Director determines that the specialized nature of service or vehicle necessitates an expeditious response.

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/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: April 2, 2013

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

SUBJECT: Agenda Item No. 11(A)(4)

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 Mayor'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. 11(A)(4)
4-2-13

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
DESIGNEE TO IMPLEMENT A POLICY APPLICABLE TO
MIAMI-DADE POLICE DEPARTMENT ("MDPD")
PERSONNEL HIRED AFTER THE EFFECTIVE DATE OF
THIS RESOLUTION THAT ALLOWS THE USE OF A TAKE
HOME VEHICLE ONLY IF THE NEWLY HIRED MDPD
PERSONNEL RESIDE IN MIAMI-DADE COUNTY

WHEREAS, one of the principal reasons for allowing Miami-Dade Police Department ("MDPD") vehicles to be taken home by its employees is that such vehicles provide a security presence in neighborhoods throughout Miami-Dade County as well as having fully equipped MDPD vehicles immediately available to be deployed for police work within Miami-Dade County; and

WHEREAS, having newly hired personnel taking home MDPD vehicles outside Miami-Dade County does not satisfy the policy justification for allowing take home vehicles,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that >>notwithstanding Resolution R-1392-06,<<¹ the Mayor or Mayor's designee is directed to implement a policy applicable to Miami-Dade Police Department personnel hired after the effective date of this resolution that allows the use of a take home vehicle only if the newly-hired personnel reside in Miami-Dade County >>or if the MDPD Director determines that the specialized nature of service or vehicle necessitates an expeditious response requiring an exception to the policy<<.

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

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:

Rebeca Sosa, Chairwoman

Lynda Bell, Vice Chair

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Jean Monestime

Sen. Javier D. Souto

Juan C. Zapata

Esteban L. Bovo, Jr.

Audrey M. Edmonson

Barbara J. Jordan

Dennis C. Moss

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of April, 2013. 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.



Eric A. Rodriguez