

# MEMORANDUM

Agenda Item No. 14(A)(4)

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

**DATE:** April 2, 2013

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

**SUBJECT:** Resolution authorizing the  
Miami-Dade Police Department  
to expend funds from the South  
Florida High Intensity Drug  
Trafficking Area Federal Asset  
Sharing Forfeiture Fund

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The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



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R. A. Cuevas, Jr.  
County Attorney

RAC/smm

# Memorandum



**DATE:** April 2, 2013

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

**FROM:** Carlos A. Gimenez  
Mayor 

**SUBJECT:** Resolution authorizing the Miami-Dade Police Department to expend funds from the South Florida High Intensity Drug Trafficking area Federal Asset Sharing forfeiture fund

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## Recommendation

It is recommended that the Board of County Commissioners approve the attached resolution authorizing the Miami-Dade Police Department to expend funds from the South Florida High Intensity Drug Trafficking Area Federal Asset Sharing Forfeiture Fund. The South Florida High Intensity Drug Trafficking Area secures funding as a result of joint agency investigations. The South Florida High Intensity Drug Trafficking Area shares these funds with member agencies to support allowable expenses in conjunction with approved investigations.

## Scope

The funding will be used countywide.

## Fiscal Impact/Funding Source

There is no fiscal impact to the County.

## Track Record/Monitor

The entity involved is the Miami-Dade Police Department Fiscal Administration Bureau. Gus Knoepffler, Chief Financial Officer, will track and monitor the agreement. In addition, expenditures will be fully reported in accordance with federal annual reporting requirements in the Federal Annual Certification Report of the United States Department of the Treasury.

## Background

The High Intensity Drug Trafficking Area program, created by Congress with the Anti-Drug Abuse Act of 1988, provides assistance to federal, state, local, and tribal law enforcement agencies operating in areas determined to be critical drug-trafficking regions of the United States. The purpose of the program is to reduce drug trafficking and production in the United States. Each High Intensity Drug Trafficking Area assesses the drug trafficking threat in its defined area, develops a strategy to address that threat, designs initiatives to implement the strategy, and proposes funding to carry out the initiatives. Each High Intensity Drug Trafficking Area is governed by its own regional Executive Board which has been granted the discretion to address drug trafficking threats.

The South Florida High Intensity Drug Trafficking Area allocates its funding to member agencies in accordance with the area strategy and governing policies and procedures. The Miami-Dade Police Department, as a member agency, submits requests for consideration to the South Florida High Intensity Drug Trafficking Area to support Department activities consistent with the strategy and approved initiatives. The South Florida High Intensity Drug Trafficking Area reviews and approves these requests, and then allocates funding to the Miami-Dade Police Department.

  
Genaro "Chip" Iglesias  
Deputy Mayor



**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. 14(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. 14(A)(4)  
4-2-13

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

RESOLUTION AUTHORIZING THE MIAMI-DADE POLICE DEPARTMENT TO EXPEND FUNDS FROM THE SOUTH FLORIDA HIGH INTENSITY DRUG TRAFFICKING AREA FEDERAL ASSET SHARING FORFEITURE FUND

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

**WHEREAS**, the South Florida High Intensity Drug Trafficking Area operates in accordance with federal requirements to reduce drug trafficking and production in South Florida; and

**WHEREAS**, the South Florida High Intensity Drug Trafficking Area allocates funding to member agencies such as the Miami-Dade Police Department, in accordance with the area strategy and governing policies and procedures,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board finds it is in the best interest of Miami-Dade County to authorize the Miami-Dade Police Department to expend funds from the South Florida High Intensity Drug Trafficking Area consistent with the strategy, approved initiatives and requests, in substantially the form attached hereto and made a part hereof.

The foregoing resolution 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 2<sup>nd</sup> 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.



Ben Simon