

MEMORANDUM

Agenda Item No. 11(A)(8)

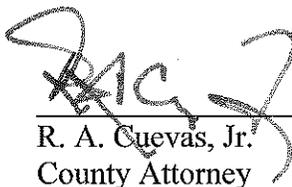
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 4, 2013

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

SUBJECT: Resolution amending Resolution
No. R-997-09 by repealing those
provisions related to Miami-
Dade Economic Advocacy
Trust's administration of the
Teen Court Program

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM
(Revised)

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

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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) (8)
9-4-13

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION NO. R-997-09 BY
REPEALING THOSE PROVISIONS RELATED TO MIAMI-
DADE ECONOMIC ADVOCACY TRUST'S
ADMINISTRATION OF THE TEEN COURT PROGRAM

WHEREAS, the Metro Miami Action Plan Trust Oversight Board ("Oversight Board"), which was established by the Board of County Commissioners ("Board"), recommended that the Board transfer the Teen Court Program from the entity then known as the Metro Miami Action Plan Trust to another entity, to allow the Metro Miami Action Plan Trust or its successor entity to focus on the implementation of a structure that supports the organization's proposed new focus on economic development; and

WHEREAS, on July 21, 2009, the Board supported the findings of the Oversight Board, and adopted Resolution No. R-997-09 to require in Section 2 of the resolution that the Metro Miami Action Plan Trust or its successor entity's Board of Trustees, within three (3) years from the date of that resolution, to provide this Board with their recommendation of a non-profit organization, a law enforcement agency, a court administrator, the Clerk of the Court, or any other similar agency to which to transfer the Teen Court Program; and

WHEREAS, prior to and since the adoption of Resolution No. R-997-09, the Teen Court Program has and continues to serve as Miami-Dade County's only alternative peer-sanctioning program for first-time misdemeanor youthful offenders who agree to allow their peers instead of the juvenile justice system determine their sentencing; and

WHEREAS, the Teen Court Program has successfully helped to decrease juvenile delinquency by interrupting the beginning stages of criminal behavior; and

WHEREAS, the Teen Court program has proven to be beneficial to Miami-Dade County and its residents by reducing recidivism; offering relief to the local juvenile justice system, promoting our youth to become responsible and knowledgeable citizens; and encouraging collaborative partnerships between youth, the local police departments, the judiciary and the Bar; and

WHEREAS, the Teen Court Program continues to serve as a model for all similar programs in the State of Florida; and

WHEREAS, since the Board's adoption of Resolution No. R-997-00, the Teen Court Program has been and is currently administered by Metro Miami Action Plan Trust's successor entity Miami-Dade Economic Advocacy Trust ("Trust"); and

WHEREAS, much of the continued success of the Teen Court Program is attributable to the Trust's administration of the program; and

WHEREAS, many prominent judges and lawyers have expressed their support for the Teen Court Program and the continued administration of the program by the Trust; and

WHEREAS, the Board desires that the Trust continue to administer the Teen Court Program on behalf of Miami-Dade County; and

WHEREAS, the Board, therefore, desires to amend Resolution No. R-997-09 by repealing Section 2 of said resolution,

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

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. The Board hereby amends Resolution No. R-997-09 by repealing Section 2 of said resolution related to the administration of the Teen Court Program by the Metro Miami

Action Plan Trust or its successor entity. The Board further declares that the administration of the Teen Court Program shall remain with the Trust, or its successor entity.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson.

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 4th day of September, 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.



Terrence A. Smith