

MEMORANDUM

Agenda Item No. 11(A)(11)

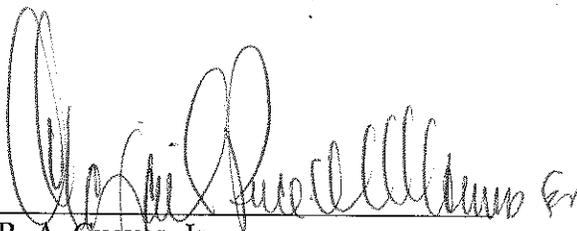
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 4, 2014

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

SUBJECT: Resolution directing the County Mayor to work with representatives from Florida Power & Light, the Miami-Dade Police Department, and the Miami-Dade Water and Sewer Department to develop methods to recognize properties with unusually high utility usage on which illegal activities may be occurring and to prepare a report to the board within ninety days on the possible methods

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/Imp



MEMORANDUM

(Revised)

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

DATE: February 4, 2014

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

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

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

Agenda Item No. 11(A)(11)

Veto _____

2-4-14

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO WORK WITH REPRESENTATIVES FROM FLORIDA POWER & LIGHT, THE MIAMI-DADE POLICE DEPARTMENT, AND THE MIAMI-DADE WATER AND SEWER DEPARTMENT TO DEVELOP METHODS TO RECOGNIZE PROPERTIES WITH UNUSUALLY HIGH UTILITY USAGE ON WHICH ILLEGAL ACTIVITIES MAY BE OCCURRING AND TO PREPARE A REPORT TO THE BOARD WITHIN NINETY DAYS ON THE POSSIBLE METHODS

WHEREAS, marijuana grow houses present dangers to neighboring houses, apartments and condominium units through the proximity of a potentially dangerous criminal element as well as through the fire risks that may arise from the extensive electrical rewiring and the use of hot grow lamps at such houses; and

WHEREAS, law enforcement agencies frequently analyze utility consumption at residential properties when determining whether a location may be a potential marijuana grow house; and

WHEREAS, in order to assist law enforcement agencies with their marijuana grow house investigations, it may be helpful to identify methods that utilities, such as Florida Power & Light and the Miami-Dade Water & Sewer Department, can use in order to recognize whether a property has unusually high electricity or water usage indicative of illegal activity,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to work with Florida Power & Light, the Miami-Dade Police Department and the Miami-Dade Water & Sewer Department in order to identify

methods or procedures that can be employed by the utilities to identify properties with unusually high utility usage that may be indicative of on-site illegal activity (i.e. marijuana grow houses) and to report to the Board within ninety (90) days from the date of this resolution what its findings and recommendations are regarding such methods and procedures.

The Prime Sponsor of the foregoing resolution is Senator Javier D. Souto. 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 February, 2014. 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.

SED