

# MEMORANDUM

Agenda Item No. 14(A)(9)

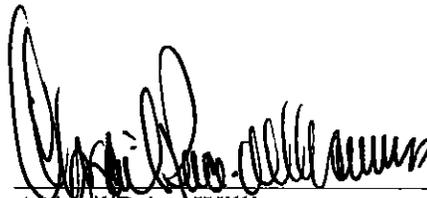
**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** April 19, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution approving the  
request to expend \$20,000.00  
from the Miami-Dade Police  
Department Law Enforcement  
Trust Fund; and authorizing the  
County Mayor to use such funds  
for expenditures described herein

The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



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Abigail Price-Williams  
County Attorney

APW/cp

# Memorandum



**DATE:** April 19, 2016

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**FROM:** Carlos A. Gimenez  
Mayor 

**SUBJECT:** Resolution Approving the Expenditure of Funds from the Miami-Dade Police  
Department Law Enforcement Trust Fund

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## **Recommendation**

It is recommended that the Board of County Commissioners (Board) approve the County Mayor or County Mayor's designee expenditure of \$20,000.00 from the Miami-Dade Police Department's (MDPD) Law Enforcement Trust Fund (LETf) in accordance with its or the LETf's Report of Proposed Expenditure (Report).

## **Scope**

The proposed expenditure will provide support to the 31<sup>st</sup> National Conference on Preventing Crime in the Black Community. This conference is open to the entire Miami-Dade County community, therefore, the impact of the resolution is countywide.

## **Fiscal Impact/Funding Source**

Miami-Dade County will not incur any costs. The LETf monies are awarded to the Miami-Dade Police Department (MDPD) as a result of forfeiture litigation in State court and participation in federal asset sharing programs. With regard to this expenditure, the funds will specifically be allocated from the State Asset Sharing funds under the LETf.

## **Track Record/Monitor**

The LETf project is administered by Gustavo Knoepffler, Chief Financial Officer for the MDPD. In addition, Delma Noel-Pratt, Chief of North Operations Division, will serve as the MDPD lead for the conference and will monitor the LETf funds for this project.

## **Delegation of Authority**

The County Mayor or County Mayor's designee is seeking authority to expend \$20,000.00 from the LETf in accordance with the Report.

## **Background**

On December 2, 1980, the LETf was established by the Board through Resolution R-1633-80. The LETf must be used for law enforcement purposes that are not budgeted. Allowable purposes may include: crime prevention, safe neighborhoods, drug abuse education and prevention programs, or other law enforcement purposes. The funds are administered in compliance with MDPD's policies and statutory requirements.

Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners  
Page 2

The LETF is comprised of three (3) different funding sources: State civil forfeitures governed by Florida Statutes Sections 932.701 through 932.706; U.S. Department of Justice's Asset Sharing Program; and U.S. Treasury Asset Sharing Program. The LETF monies awarded to the MDPD are a result of forfeiture litigation in State court and federal asset sharing programs.

The LETF project requests are submitted to the MDPD's LETF Committee Chairperson. The requests are reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with LETF requirements. The Police Legal Bureau reviews the requests for legal sufficiency and prepares the Report from the LETF. The package is certified by the Director of the MDPD prior to the Report being presented to the Board for approval per Florida Statutes Section 932.7055(5) (b). The revenues and expenditures are documented in the County budget ordinance, the federal equitable sharing and certification report, and an annual audit by the County's Finance Department.

With regard to this proposed expenditure, it is for a single request in the amount of \$20,000.00 to support the 31<sup>st</sup> National Conference on Preventing Crime in the Black Community. Consistent with the allowable expenditure of these funds under the law, the LETF will support this crime prevention and educational conference. In addition, the Miami-Dade Police Athletic League (PAL) has agreed to partner with the MDPD for this conference, providing an excellent opportunity for these organizations to work together to make a positive impact on the youth of Miami-Dade County. PAL will also receive LETF funds and provide fiscal support for this project.

Attachment



Russell Benford  
Deputy Mayor



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** April 19, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 14(A)(9)

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
- Statement of social equity 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)(9)  
4-19-16

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

RESOLUTION APPROVING THE REQUEST TO EXPEND \$20,000.00 FROM THE MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO USE SUCH FUNDS FOR EXPENDITURES DESCRIBED HEREIN

**WHEREAS**, the purpose of this funding request is to support the 31<sup>st</sup> National Conference on Preventing Crime in the Black Community, sponsored by the Florida Attorney General, and co-sponsored by the Miami-Dade Police Department and the Urban League of Greater Miami, to be held May 25 through May 27, 2016; and

**WHEREAS**, the Miami-Dade Police Department (MDPD) Law Enforcement Trust Fund (LETf) funds may be spent in support of crime prevention, safe neighborhoods, drug abuse education and prevention programs, or for other law enforcement purposes; and

**WHEREAS**, consistent with the allowable expenditure of these funds under the law, the MDPD LETf will support this crime prevention and educational conference; and

**WHEREAS**, in addition, the Miami-Dade Police Athletic League (PAL) has agreed to partner with the MDPD for this conference, providing an excellent opportunity for these two organizations to work together to make a positive impact on the youth of Miami-Dade County; and

**WHEREAS**, the Miami-Dade PAL will also receive the LETf funds and provide fiscal support for this project; and

**WHEREAS**, the Board desires to accomplish the purposes outlined in the accompanying Report of Proposed expenditures, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board approves, pursuant to Florida Statutes Section 932.7055, the request of the County Mayor or County Mayor's designee to expend \$20,000.00 from the Miami-Dade Police Department Law Enforcement Trust Fund for the purposes described in the accompanying Report of Proposed Expenditures (the "Report") and authorizes the County Mayor or County Mayor's designee to use such funds for the expenditures described in the Report.

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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 19<sup>th</sup> day of April, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

MP

Matthew Papkin

# Memorandum



**Date:** January 22, 2016

**To:** Carlos A. Gimenez, Mayor  
Miami-Dade County

**Attn:** Russell Benford  
Deputy Mayor

**From:** J.D. Patterson, Director  
Miami-Dade Police Department

**Subject:** Report of Proposed Expenditure from the Law Enforcement Trust Fund

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The Law Enforcement Trust Fund (Trust Fund) for Miami-Dade County was established by the Board of County Commissioners and must be used for law enforcement purposes which are not budgeted. Allowable purposes may include crime prevention, safe neighborhoods, drug abuse education and prevention programs, or other law enforcement purposes. The funds are administered in compliance with Miami-Dade Police Department policies and statutory requirements.

The Law Enforcement Trust Fund is comprised of three different funding sources: the State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; U.S. Department of Justice Asset Sharing Program; and U.S. Treasury Asset Sharing Program. The Law Enforcement Trust Fund monies awarded to the Miami-Dade Police Department are a result of forfeiture litigation in State court and federal asset sharing programs.

Law Enforcement Trust Fund project requests are submitted to the Miami-Dade Police Department Law Enforcement Trust Fund Committee Chairperson. The requests are reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with Law Enforcement Trust Fund requirements. The Police Legal Bureau reviews the requests for legal sufficiency and prepares the Report of Proposed Expenditures from the Law Enforcement Trust Fund. The revenues and expenditures are documented in the County budget ordinance, the federal equitable sharing and certification report, and an annual audit to the County's Finance Department. The package is certified by the Director prior to the Report being presented to the Board for approval per Florida Statutes Section 932.7055 (5) (b).

Approval is requested for the proposed expenditure effective upon approval by the Board through completion of the project.

## **PROPOSED ASSET SHARING EXPENDITURES (Trust Fund)**

- 1. 31<sup>st</sup> National Conference on Preventing Crime in the Black Community \$ 20,000**  
The 31<sup>st</sup> National Conference on Preventing Crime in the Black Community is a collaborative effort sponsored by the Attorney General to foster communication and action among practitioners through the sharing of innovative ideas and prevention strategies that have been successful in the black community. A major component of the program this year will be directed toward alternatives to violence among our young people. The agenda is designed to showcase successful programs and promote a positive exchange of ideas on the subject. The 2016 Conference will be held in Miami, Florida, May 25 – 27. The lead local agencies to organize this year's conference are the Miami-Dade Police Department and the Urban League of Greater Miami. The Miami-Dade Police Department also will serve as a co-sponsor providing funding from the Law Enforcement Trust Fund. The law allows the LETF funds to be spent in support of crime prevention, safe neighborhoods, drug abuse education and prevention programs, or for other law enforcement purposes. Consistent with the allowable expenditure of these funds under the law, the MDPD LETF will support this crime prevention and educational conference. In addition, the Miami-Dade Police Athletic League (PAL) has agreed to partner with the MDPD for this conference, providing an excellent opportunity for

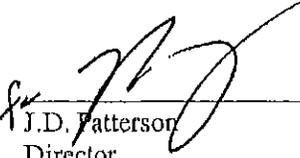
these two organizations to work together to make a positive impact on the youth of Miami-Dade County. The Miami-Dade PAL will also receive the LETF funds and provide fiscal support for this project. Note: This proposed expenditure is time sensitive due to the conference date, May 25 - 27, 2016.

**FINANCIAL SUMMARY**

PROPOSED STATE ASSET SHARING EXPENDITURES \$ 20,000  
(Crime Prevention Programs)

**Total Recommended Amount \$ 20,000**

As the Director of the Miami-Dade Police Department, I do hereby certify that the aforementioned request for expenditures from the Law Enforcement Trust Fund complies with the provision of Florida Statutes Section 932.7055.

  
\_\_\_\_\_  
J.D. Patterson  
Director

2/2/2016  
Date