MEMORANDUM

Agenda Item No. 11(A)(2)

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

DATE: June 7, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution directing the County Mayor to coordinate with municipal law enforcement agencies within the County to determine their desire, willingness and ability to participate in a condominium fraud network for the purpose of sharing information and resources to assist in the current elimination and future prevention of condominium association fraud, and to present a status report, including recommendations, to this Board within 180 days

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Bruno A. Barreiro, and Co-Sponsors Commissioner Jose "Pepe" Diaz and Commissioner Sally A. Heyman.

Abigail Price-Williams
County Attorney

APW/lmp

MEMORANDUM

(Revised)

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

DATE: June 7, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(2)

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. 11(A)(2)
6-7-16

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COORDINATE WITH MUNICIPAL LAW ENFORCEMENT AGENCIES WITHIN THE COUNTY TO DETERMINE THEIR DESIRE, WILLINGNESS AND ABILITY TO PARTICIPATE IN A CONDOMINIUM FRAUD NETWORK FOR THE PURPOSE OF SHARING INFORMATION AND RESOURCES TO ASSIST IN THE CURRENT ELIMINATION AND FUTURE PREVENTION OF CONDOMINIUM ASSOCIATION FRAUD, AND TO PRESENT A STATUS REPORT, INCLUDING RECOMMENDATIONS, TO THIS BOARD WITHIN 180 DAYS

WHEREAS, condominium fraud is a rising problem in Miami-Dade County, causing a significant impact on the public; and

WHEREAS, reports of such fraud in South Florida have included electoral fraud, falsification of voter signatures, irregular bid processes, fraudulent contract awards, and gross financial malfeasance for personal gain; and

WHEREAS, this criminal activity has risen to the level of creating a threat to the welfare of all citizens, and is prevalent in unincorporated Miami-Dade County, as well as throughout the municipalities in this County; and

WHEREAS, this criminal activity affects the social and economic quality of life of the County's citizens; and

WHEREAS, a joint cooperative effort between the various municipalities and the County is warranted, in order for the police departments to maximize investigative resources and combat this threat, thereby creating an aggressive, focused and cohesive unit capable of effectively targeting condominium fraud; and

WHEREAS, the creation of an information sharing network, and the pooling of resources wherever possible, can assist in identifying and targeting for prosecution the groups or individuals responsible for, and associated with, condominium association fraud, in an effort to eliminate current, and to prevent future, condominium fraud,

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

Section 1. This Board incorporates and adopts the foregoing recitals as though fully set forth herein.

Section 2. This Board directs the County Mayor or County Mayor's designee to coordinate with municipal law enforcement agencies in Miami-Dade County to determine their desire, willingness, and ability to participate in a condominium fraud network ("Participating Agencies"), to provide a report on the status of the coordination and discussions with the Participating Agencies within 180 days of the effective date of this resolution, and to place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65. Such report should also include recommendations arising from such discussions, including 1) potential methods and means for creation of an information sharing network, and 2) recommendations for ways in which such network can be implemented, including the manner in which resources could be exchanged and made available by and between the County and the Participating Agencies.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro, and the Co-Sponsors are Commissioner Jose "Pepe" Diaz and 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:

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 7th day of June, 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.

Debra Herman
David Sherman