

# MEMORANDUM

Agenda Item No. 11(A)(12)

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

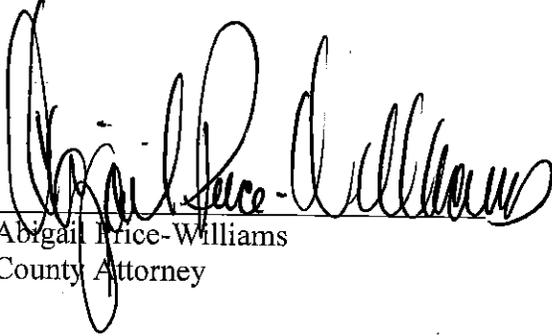
**DATE:** July 6, 2016

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

**SUBJECT:** Resolution directing the County Mayor to require firearms training, mental health evaluations and criminal background checks for armed security guards on County security guard services contracts and provide a report to the Board within 60 days

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson and Co-Sponsors Commissioner Jose "Pepe" Diaz, Commissioner Sally A. Heyman and Commissioner Barbara J. Jordan.



Abigail Price-Williams  
County Attorney

APW/lmp



**MEMORANDUM**  
(Revised)

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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
- 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)(12)  
7-6-16

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

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REQUIRE FIREARMS TRAINING, MENTAL HEALTH EVALUATIONS AND CRIMINAL BACKGROUND CHECKS FOR ARMED SECURITY GUARDS ON COUNTY SECURITY GUARD SERVICES CONTRACTS AND PROVIDE A REPORT TO THE BOARD WITHIN 60 DAYS

**WHEREAS**, Miami-Dade County contracts for a wide range of private security guard services; and

**WHEREAS**, in contracting for security guard services, the County commonly uses armed security guards at County facilities; and

**WHEREAS**, these armed security guards are deployed in County facilities that are heavily used by County employees, residents and visitors to Miami-Dade County such as Miami International Airport, courthouse facilities, public transit facilities and County Hall; and

**WHEREAS**, the Board wants to ensure the safety of its employees, residents and visitors by requiring that any armed security guards provided under County contracts are lawful, highly-trained and competent professionals; and

**WHEREAS**, on June 1, 2012 Kijuan Byrd was shot and fatally injured by an armed security guard outside a private club in Miami-Dade County; and

**WHEREAS**, Kijuan graduated from Norland High School in 2001, attended West Hills Community College in Coalinga, CA, where he played football, thereafter worked as an electrician and is survived by his two children; and

**WHEREAS**, the armed security guard who was charged and convicted with Kijuan's murder was later diagnosed with multiple mental disorders by a court-ordered psychiatrist; and

**WHEREAS**, while it is not known if a psychiatrist would have diagnosed the armed security guard with the same mental health conditions prior to his employment as an armed guard, it is possible that this tragic event could have been avoided had he been assessed for mental health disorders; and

**WHEREAS**, to ensure that the tragedy that occurred to Kijuan and his family at the hands of an armed security guard not occur on any County facility, this Board directs the County or County Mayor's designee to mandate that all armed security guards must receive firearms training, undergo mental health evaluations and pass national criminal background checks before being utilized in a County security guard services contract,

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

**Section 1.** Directs the County Mayor or County Mayor's designee to require that, before being utilized on future County contracts for security guard services, all armed security guards receive firearms training, undergo mental health evaluations and pass national criminal background checks. The County Mayor or County Mayor's designee shall insert written terms in all future County contracts and/or solicitations for security guard services to ensure compliance with this resolution.

**Section 2.** Directs the County Mayor or County Mayor's designee to provide a report to this Board within 60 days summarizing the County's current practices and contractual terms regarding training, mental health and background checks for armed security guards on County contracts and outlining and identifying the actions the County will take in future contracts and solicitations for security guard services to comply with this resolution, and place the completed report on agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson, and the Co-Sponsors are Commissioner Jose "Pepe" Diaz, Commissioner Sally A. Heyman and Commissioner Barbara J. Jordan. 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	

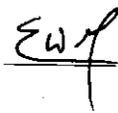
The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of July, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an 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.



Eduardo W. Gonzalez