

# Memorandum



**DATE:** July 8, 2010

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

Agenda Item No. 8(I)(1)(B)

**FROM:** George M. Burgess  
County Manager

A handwritten signature in black ink, appearing to read "G. Burgess".

**SUBJECT:** Resolution Authorizing Expenditures from the Miami-Dade Police Department (MDPD)  
Law Enforcement Trust Fund Resolution No. R-724-10

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It is recommended that the Board of County Commissioners approve the attached report and accompanying resolution authorizing the proposed expenditures from the MDPD Law Enforcement Trust Fund in the amount of \$3,235,000.

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Assistant County Manager



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** July 8, 2010

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

**SUBJECT:** Agenda Item No. 8(I)(1)(B)

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 Manager'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. 8(I)(1)(B)  
7-8-10

RESOLUTION NO. R-723-10

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXPEND FUNDS FROM THE MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND IN THE AMOUNT OF \$3,235,000

**WHEREAS**, this 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 grants, pursuant to Florida Statutes section 932.7055, the request of the County Mayor or County Mayor's designee to expend \$3,235,000 from the Miami-Dade Police Department Law Enforcement Trust Fund for the purposes described in the accompanying Report of Proposed Expenditures.

The foregoing resolution was offered by Commissioner **Natacha Seijas**, who moved its adoption. The motion was seconded by Commissioner **Dorrrin D. Rolle** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	absent	
	Jose "Pepe" Diaz, Vice-Chairman	absent	
Bruno A. Barreiro	aye	Audrey M. Edmonson	absent
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	absent
Dorrrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 8<sup>th</sup> day of July, 2010. 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: **DIANE COLLINS**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "Ben Simon", written over a horizontal line.

Ben Simon

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# Memorandum



**Date:** June 10, 2010

**To:** George M. Burgess  
County Manager

**From:**  James K. Loftus, Director  
Miami-Dade Police Department

**Subject:** Report of Proposed Expenditures for the Law Enforcement Trust Fund

The Law Enforcement Trust Fund (LETF) for Miami-Dade County was established by the Board of County Commissioners (Board) and must be used for law enforcement purposes which are not budgeted. Allowable purposes may include: to defray costs of protracted or complex investigations; to provide additional technical equipment or expertise; to provide matching funds to obtain federal grants; or for other law enforcement purposes. The funds are administered in compliance with Miami-Dade Police Department (MDPD) policies, statutory requirements and federal guidelines.

LETF consists of seized monies and the proceeds from the sale of certain forfeited property received from both Federal Asset Sharing and State Forfeiture Cases. LETF is funded by three different sources: the State LETF fund, governed by Florida Statutes Sections 932.701 through 932.706; and two federal funds from the US Department of Justice and the US Treasury, governed by the Federal Guidelines from the US Department of Treasury Executive Office for Asset Forfeiture. The funds are referred to as Asset Sharing as several entities may participate in the investigation along with the MDPD and the forfeiture assets are shared based upon each agency's participation in the investigation, in accordance with asset sharing requirements and guidelines. There are no matching requirements.

The allocation of LETF funds adheres to a process as part of the MDPD standard operating procedures. Department entities submit LETF Project requests to the MDPD LETF Committee Chairperson. The requests are reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with LETF requirements. The LETF Committee reviews those requests which meet program requirements and recommends selected projects for funding. The recommendations are reviewed by the Police Legal Bureau for legal sufficiency and a report is prepared by the Fiscal Administration Bureau. The revenue and expenditures are documented in the County budget ordinance and are routinely reported in the Department's fiscal reports. The package is certified by the Director prior to the report being presented to the Board for approval per Florida Statute Section 932.7055 (5) (b).

The following are the proposed asset sharing expenditures for FY2009/2010 or until completion of the project.

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

1. **Community Affairs Bureau Countywide Gun Bounty Program \$200,000**  
The LETF project will support the continuation of this successful program in partnership between the Miami-Dade Police Department and Crime Stoppers of Miami-Dade County. The program purpose is to confiscate guns possessed illegally. The tipster (caller) initiates contact by calling Miami-Dade Crime Stoppers at (305) 471 - 8477. At this time, the tipster provides detailed information regarding the specific location of the gun and the subject in possession of that gun. The call is subsequently dispatched as a priority call to that location. If the offender is arrested, the tipster is eligible for a \$1,000 reward. The tipster will in turn use the code initially assigned by Crime Stoppers to collect their reward. Since the program's inception in 2007

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through May 2010, the program has confiscated 430 guns which have led to 262 arrests. In addition, the gun tips have led detectives to links in other major crimes such as homicides, robberies, burglaries, and narcotics. Funds are used for advertising, program materials, brochures, rewards and other related program expenses. Funds will be provided from State Asset Sharing Funds (Crime Prevention Programs).

2. **Violent Crime Initiative** **\$3,000,000**  
The LETF project will support an initiative aimed at combating violent crime, especially gun violence throughout Miami-Dade County. These crimes are a great concern for the entire community and the visitors who come here each day. The project will provide the resources to allocate and deploy personnel based on identified crimes, neighborhoods, and other intelligence information. This initiative will support increased personnel for these targeted enforcement operations. The project is a proactive response to these serious violent crimes to provide for the public safety of our citizens and visitors. The overall project will be closely monitored by the Department's executive team, including the Director, Assistant Directors and Chief Financial Officer. Funds will be provided from Asset Sharing Funds as follows: State (Complex Investigations) \$600,000, Justice \$1,800,000, Treasury \$600,000.
  
3. **Specialized Equipment** **\$ 35,000**  
The LETF project will support the purchase of specialized equipment. This equipment will enhance tactical abilities. Funds will be provided from Justice Asset Sharing Funds.

**FINANCIAL SUMMARY**

PROPOSED JUSTICE ASSET SHARING EXPENDITURES	\$1,835,000
PROPOSED STATE ASSET SHARING EXPENDITURES	\$ 800,000
PROPOSED TREASURY ASSET SHARING EXPENDITURES	\$ 600,000
<b>Total Recommended Amount</b>	<b>\$3,235,000</b>

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 Section 932.7055, Florida Statutes and applicable guidelines related to equitable sharing of federal assets.

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