

MEMORANDUM

Agenda Item No. 14(A) (1)

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

DATE: May 21, 2013

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

SUBJECT: Resolution authorizing the
County Mayor to authorize the
expenditure of funds from the
Miami-Dade Police Department
Law Enforcement Trust Fund
Resolution No. R-402-13

The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

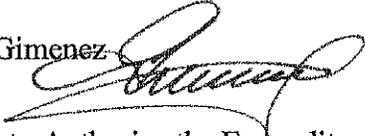
RAC/smm

Memorandum



DATE: May 21, 2013

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

FROM: Carlos A. Gimenez
Mayor 

SUBJECT: Resolution to Authorize the Expenditures of Funds from the Miami-Dade Police Department Law Enforcement Trust Fund in the amount of \$1,380,000.00

Recommendation

It is recommended that the Board of County Commissioners approve the attached Resolution supporting the County Mayor or County Mayor's Designee action to expend \$1,380,000 from the Miami-Dade Police Department Law Enforcement Trust Fund in accordance with the Report of Proposed Expenditures from the Law Enforcement Trust Fund (attached).

Scope

The Miami-Dade Police Department Law Enforcement Trust Fund impacts countywide services.

Fiscal Impact/Funding Source

Miami-Dade County will not incur any costs. The Law Enforcement Trust Fund monies are awarded to the Miami-Dade Police Department (MDPD) as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs.

Track Record/Monitor

The Law Enforcement Trust Fund project requests are reviewed by Gustavo Knoepffler, Chief Financial Officer in the Miami-Dade Police Department, to ensure compliance with Law Enforcement Trust Fund requirements.

Background

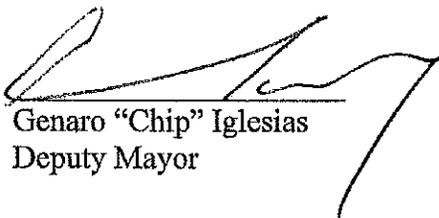
On December 2, 1980, the Law Enforcement Trust Fund for Miami-Dade County was established by the Board of County Commissioners through Resolution R-1633-80. The Law enforcement Trust Fund must be used for law enforcement purposes which are not budgeted. Allowable purposes may include: to defray costs 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's policies, statutory requirements, and federal guidelines.

The Law Enforcement Trust Fund contains monies awarded to the MDPD as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs. Specifically, the Law Enforcement Trust is comprised of three different funding sources: the State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; and two federal asset sharing programs from the U.S. Department of Justice and the U.S. Treasury, governed by the federal guidelines from the U.S. Department of Treasury Executive Office for Asset Forfeiture.

Honorable Chairman Rebeca Sosa
and Members, Board of County Commissioners
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The allocation of these funds adheres to a process as part of the Miami-Dade Police Department's standard operating procedures. Department entities submit Law Enforcement Trust Fund project requests 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 Law Enforcement Trust Fund 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 Statutes Section 932.7055(5) (b).

The proposed expenditures for FY 2012/2013, or until completion of the project, include: Targeted Crimes Initiative - \$1,000,000; Youth Safety Initiative - \$250,000; Personnel Recruitment Initiative - \$100,000; Gun Buy Back Event - \$30,000. These funds will support long-term, ongoing protracted or complex investigations and other allowable law enforcement operations in compliance with the Miami-Dade Police Department's policies, statutory requirements, and federal guidelines.



Genaro "Chip" Iglesias
Deputy Mayor



MEMORANDUM
(Revised)

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

DATE: May 21, 2013

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

SUBJECT: Agenda Item No. 14(A)(1)

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
Veto _____
Override _____

Agenda Item No. 14(A)(1)
5-21-13

RESOLUTION NO. R-402-13

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AUTHORIZE THE EXPENDITURE OF FUNDS FROM THE MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND IN THE AMOUNT OF \$1,380,000.00

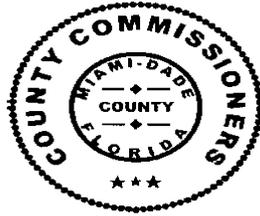
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying Report of Proposed Expenditures, a copy of which is incorporated herein by reference,

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 \$1,380,000.00 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 **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

	Rebeca Sosa, Chairwoman	aye
	Lynda Bell, Vice Chair	aye
Bruno A. Barreiro	aye	Esteban L. Bovo, Jr. aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Jean Monestime	aye	Dennis C. Moss aye
Sen. Javier D. Souto	aye	Xavier L. Suarez aye
Juan C. Zapata	absent	

The Chairperson thereupon declared the resolution duly passed and adopted this 21st day of May, 2013. 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

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

By: **Christopher Agrippa**
Deputy Clerk

Memorandum



Date: March 19, 2013

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

Attn: Genaro "Chip" Iglesias
Deputy Mayor/Chief of Staff

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

Subject: Report of Proposed Expenditures from the Law Enforcement Trust Fund

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: 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's policies, statutory requirements, and federal guidelines.

The Trust Fund contains funds awarded to the Department as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs. Specifically, the Trust Fund is comprised of three different funding sources: State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; and two federal asset sharing programs from the U.S. Department of Justice and the U.S. Treasury, governed by the federal guidelines from the U.S. Department of Treasury Executive Office for Asset Forfeiture.

The following are the proposed expenditures for FY 2012/2013, or until completion of the project.

PROPOSED ASSET SHARING EXPENDITURES (Trust Fund)

- 1. Targeted Crimes Initiative** **\$1,000,000**
This Trust Fund project will support an initiative aimed at combating targeted crimes. The initiative will be supported by the use of crime analysis and data, which identify "hot spots" for crimes related to murders, violent assaults, robberies, burglaries, thefts, and other targeted crimes. Personnel will be deployed primarily using this type of data driven process. Using identified crime trends, intelligence, and other factors, the project will provide the resources to allocate and deploy personnel and will also support related investigative expenses. This project is a proactive response to serious 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, include the Director, Deputy Director, Assistant Directors, and Chief Financial Officer. Funds will be provided from Justice Asset Sharing and State Asset Sharing (Complex Investigations).
- 2. Youth Safety Initiative** **\$250,000**
This Trust Fund project will support recommendations from the Joint Roundtable on Youth Safety to increase police visibility for in and out-of-school safety, especially at areas in the community which are known to be frequented by at risk youth. The project will provide the resources to allocate and deploy personnel based on strategies developed by the Joint Roundtable, such as truancy sweeps, traffic enforcement, and directed patrols during early release dates and around school transportation routes/stops. Other recommended strategies which will be supported by this project may also include park and talk, roll calls at schools, classroom presentations, quadrant patrols, training, curfew violation sweeps, and adopt-a-school. Funds will be provided from State Asset Sharing (Crime Prevention).

- 3. **Recruitment Initiative** **\$100,000**
This Trust Fund project will support the implementation of a comprehensive recruitment program for police officers and other essential police personnel which considers the necessity to reach the most qualified candidates. This kind of recruitment program will use a variety of medium, such as print and broadcast media, as well as social media. In addition, the program will use the strong relationships of the Miami-Dade Police Department with the military and other partner organizations. Funds will be provided from State Asset Sharing (Other Operations).

- 4. **Gun Buy Back Event** **\$ 30,000**
Funds will support a Gun Buy Back Event. The program is intended to improve community safety concerning guns. Funds will be used for any items needed to support this event. Funds will be provided by State Asset Sharing (Crime Prevention).

FINANCIAL SUMMARY

PROPOSED JUSTICE ASSET SHARING EXPENDITURES	\$ 500,000
PROPOSED STATE ASSET SHARING EXPENDITURES	\$ 880,000
PROPOSED TREASURY ASSET SHARING EXPENDITURES	\$ 0
Total Recommended Amount	\$ 1,380,000

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 and applicable guidelines related to equitable sharing of federal assets.



J.D. PATTERSON
Director

3-18-13
DATE