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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 8(I)(2)

TO:	Honorable Chairwoman Rebeca Sosa and Members, Board of County Commissioners	**DATE:**	June 3, 2014
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution authorizing execution of Memorandum of Understanding between the Department of the Navy and Miami-Dade County, through the Miami-Dade Police Department relating to establishing protocols and providing assistance to the Department of the Navy Resolution No. R-514-14

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

MIAMI-DADE COUNTY

DATE: June 3, 2014

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

FROM: Carlos A. Gimenez
Mayor

SUBJECT: Resolution Authorizing Execution of a Memorandum of Understanding between the Department of the Navy and Miami-Dade County

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Recommendation
It is recommended that the Board of County Commissioners approve the attached resolution authorizing the County Mayor or County Mayor's designee to execute the Memorandum of Understanding between the Department of the Navy and Miami-Dade County, through the Miami-Dade Police Department.

Scope
The Memorandum of Understanding will provide services as necessary to assist the Department of Navy within Miami-Dade County.

Fiscal Impact/Funding Source
There is no fiscal impact to the County.

Track Record/Monitor
The entity involved is the Miami-Dade Police Department Police Services, and specifically, Randy Heller, Assistant Director, will track and monitor the agreements.

Background
The Department of the Navy has a long history of partnering with the Miami-Dade Police Department. This partnership is especially important to the Department of the Navy as the Navy depends upon the Miami-Dade Police Department to assist at their locations within Miami-Dade County, especially as relates to the Navy Operational Support Center, Miami, and United States Marine Corps 4th Civil Affairs Group Force Headquarters. This Memorandum of Understanding will establish protocols for the Miami-Dade Police Department to provide assistance to the Department of the Navy at Navy facilities located in Miami-Dade County. Through this federal partnership, the Miami-Dade Police Department is able to enhance the public safety of this community.

Genaro "Chip" Iglesias
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: June 3, 2014

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

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

_____ **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. 8(I)(2)
6-3-14

RESOLUTION NO. R-514-14

RESOLUTION AUTHORIZING EXECUTION OF MEMORANDUM OF UNDERSTANDING BETWEEN THE DEPARTMENT OF THE NAVY AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT RELATING TO ESTABLISHING PROTOCOLS AND PROVIDING ASSISTANCE TO THE DEPARTMENT OF THE NAVY AT NAVY FACILITIES LOCATED IN MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO EXECUTE AMENDMENTS, MODIFICATIONS, RENEWALS, AND EXTENSIONS, TO EXERCISE THE CANCELLATION PROVISIONS AND TERMINATION CLAUSES CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, the Department of the Navy has a long history of partnership with the Miami-Dade Police Department,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board finds it is in the best interest of Miami-Dade County to approve the execution of a Memorandum of Understanding between the Department of the Navy and Miami-Dade County, through the Miami-Dade Police Department, especially as relates to establishing protocols for the Miami-Dade Police Department to assist the Navy Operational Support Center, Miami, and United States Marine Corps 4th Civil Affairs Group Force Headquarters, in substantially the form attached hereto and made a part hereof, and authorizes the County Mayor or County Mayor's designee to execute memoranda of understanding and agreements for and on behalf of Miami-

Dade County, and to execute any amendments, modifications, renewals, and extensions of same, to exercise the cancellation provisions contained in the memoranda of understanding, and termination clauses of any contracts and agreements on behalf of Miami-Dade County, Florida.

The foregoing resolution was offered by Commissioner **Lynda Bell**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of June, 2014. 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Ben Simon

DEPARTMENT OF THE NAVY
NAVY OPERATIONAL SUPPORT CENTER
18650 NW 62ND AVE
HIALEAH FL 33015-6009

4TH CAG, FHG
5530
I-I

IN REPLY REFER TO:
NAVOPSPTCENMIA
5530
Ser N01/

MEMORANDUM OF UNDERSTANDING
BETWEEN
COMMANDING OFFICER, NAVY OPERATIONAL SUPPORT CENTER, MIAMI
AND
INSPECTOR INSTRUCTOR, 4TH CIVIL AFFAIRS GROUP FORCE HEADQUARTERS GROUP
AND
MIAMI-DADE COUNTY

Subj: MEMORANDUM OF UNDERSTANDING

Ref: (a) OPNAVINST 5530.14E
(b) MCO 5530.14A

1. Purpose. The purpose of this Memorandum of Understanding (MOU) is to establish protocols whereby Miami-Dade County, by and through its department, the Miami-Dade Police Department(MDPD) will assist the Navy Operational Support Center(NOSC), Miami and United States Marine Corps 4th Civil Affairs Group Force Headquarters Group(USMC) in responding to reported activation of the weapons storage alarm or intruder detection systems, at the facility located at 18650 NW 62nd Avenue, Hialeah, Florida, Miami-Dade County.

2. Duration of this Memorandum of Understanding. The MOU is effective on the date it is signed by the final Agency. It will continue in force for five years unless the parties terminate their participation by 30 day written notification and can be modified in writing by the parties upon mutual consent to meet operational necessity and statutory mandates.

3. Mission. The primary mission of the MDPD is to provide a law enforcement response to reported activation of the weapons storage alarm or intruder detection systems, at the facility located at 18650 NW 62nd Avenue, Hialeah, Florida, Miami-Dade County. The NOSC and USMC will facilitate MDPD by providing detailed information regarding the nature of the incident and access to the facility.

4. Supervision. MDPD will be solely responsible for the supervision of MDPD personnel and operational questions and necessities will be addressed by the supervisors of MDPD.

5. Operational Personnel. Contingent on operational necessity and manpower limitations, MDPD will provide a response to report activation of the weapons storage alarm or intruder detection systems at facility located at 18650 NW 62nd Avenue, Hialeah, Florida, Miami-Dade County, in a timely manner.

"FOR OFFICIAL USE ONLY (FOUO) - PRIVACY SENSITIVE.
Any misuse or unauthorized disclosure may result in both civil and criminal penalties."

6. Release of information to the Press. At no time will participating agencies release to/or discuss with any member of the press any aspect of operations or any aspect to/or reported activation of the weapons storage alarm or intruder detection systems at the facility located at 18650 NW 62nd Avenue, Hialeah, Florida, Miami-Dade County. Subsequent to the consultation, participating agencies will discuss any information release with the affected investigators and/or prosecutors to assure that the integrity of any investigation will not be jeopardized. In most, if not all cases, the release of any information, no matter how generic, will be made jointly with the participation of all the involved agencies, pursuant to Florida Statutes chapter 119, Public Records, or any applicable federal statutes.

7. No Private Right Created. This is an internal government MOU between all of the listed agencies; it is not intended to confer any right or benefit to any party.

8. Liability. Each agency shall bear the liability arising from acts undertaken by its personnel pursuant to this MOU. In no event shall a participating agency or political subdivision be liable for suit or claim for damages resulting from the acts of another participating agency. All tort liability regarding Miami-Dade County and its employees and agents shall be determined in accordance with the provisions of Florida Statutes Section 768.28.

9. Effective Date. This MOU will become effective on the date of execution by final Agency Representative to sign.

DEPARTMENT OF THE NAVY

A. R. CRAIG	S. D. SUTTON
Inspector-instructor	Commanding Officer

MIAMI-DADE COUNTY

CARLOS A. GIMENEZ	J.D. PATTERSON
Mayor	Director