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

MEMORANDUM

Agenda Item No. 8(I)(1)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	February 3, 2015
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution approving a Memorandum of Understanding between Miami-Dade County, through its department, the Miami-Dade Police Department, and Miami-Dade Crime Stoppers to document the existing cooperative relationship between Miami-Dade County and Miami-Dade Crime Stoppers, and provide for the continuation of the Gun Bounty Program Resolution No. R-105-15

The accompanying resolution was prepared by the Miami-Dade County 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: February 3, 2015

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

FROM: Carlos A. Gimenez
Mayor

SUBJECT: Resolution Authorizing the Execution of a Memorandum of Understanding between Miami-Dade County and Miami-Dade Crime Stoppers for the Continuation of the Gun Bounty Program

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Recommendation
It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the County Mayor or County Mayor's designee to execute a Memorandum of Understanding (MOU) between Miami-Dade County, through its department, the Miami-Dade Police Department, and Miami-Dade Crime Stoppers. This MOU documents the existing cooperative relationship between Miami-Dade County and Miami-Dade Crime Stoppers providing for the continuation of the Gun Bounty Program. The Gun Bounty Program pays rewards to anonymous tipsters who provide information leading to an arrest for a firearm violation and recovery of an illegal firearm. This MOU will be effective upon execution and expire January 1, 2025.

Scope
The scope is countywide, as the Gun Bounty Program benefits all of metropolitan Miami-Dade County.

Fiscal Impact/Funding Source
The fiscal impact to the County is the cost of the rewards for eligible tipsters; $1,000.00 per illegal firearm recovered and an arrest for a firearm violation. For the program year ended 2013-2014, the reward payments totaled $34,000.00 (i.e. 34 arrests). This amount may fluctuate from one program year to another, depending on the number of tips, recovered illegal firearms, and arrests. Presently, the funding source for reward payments is the Law Enforcement Trust Fund; however, the funding source could vary from year to year, depending on the Miami-Dade Police Department.

Track Record/Monitor
The entity involved is the Miami-Dade Police Department's Public Information and Education Bureau. Nancy Perez, Major of the Public Information and Education Bureau, will track and monitor the agreement.

Delegation of Authority
The MOU may be cancelled by the County Mayor or County Mayor's designee or the Chief Executive Official of Miami-Dade Crime Stoppers upon thirty (30) days written notice to the other party. Cancellation will be at the discretion of the County Mayor or County Mayor's designee or the Chief Executive Official of Miami-Dade Crime Stoppers.

Background
The Gun Bounty Program addresses the need to reduce gun-violence and gun-related crimes in Miami-Dade County. This innovative program is designed to simultaneously address both the gun supply and demand, by deterring people from possessing/purchasing illegal guns and providing the community an

avenue to anonymously provide information that enables law enforcement to remove illegal firearms from the community. The goals of the program are to get the weapons, and criminals who are utilizing these weapons to commit crimes and harm innocent people, off the streets of Miami-Dade County. The Gun Bounty Program works with a strong partnership between the Miami-Dade Police Department and Miami-Dade Crime Stoppers.

The Gun Bounty Program operates via anonymous calls to Miami-Dade Crime Stoppers, the designated hotline. The tipster relays specific information about the gun, and upon investigation, if the firearm is recovered and an offender is arrested on a firearm violation, the tipster is eligible for a $1,000.00 reward. The anonymity of the tipster is vital for the success of this program, which is the primary reason the partnership with Crime Stoppers is so important. Since the program began in June 2007, 788 illegal guns have been recovered with 502 arrests.

Russell Benford
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: February 3, 2015

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

SUBJECT: Agenda Item No. 8(I)(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. 8(I)(1)
2-3-15

RESOLUTION NO. R-105-15

RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY, THROUGH ITS DEPARTMENT, THE MIAMI-DADE POLICE DEPARTMENT, AND MIAMI-DADE CRIME STOPPERS TO DOCUMENT THE EXISTING COOPERATIVE RELATIONSHIP BETWEEN MIAMI-DADE COUNTY AND MIAMI-DADE CRIME STOPPERS, AND PROVIDE FOR THE CONTINUATION OF THE GUN BOUNTY PROGRAM, A PROGRAM WHICH PAYS REWARDS TO ANONYMOUS TIPSTERS WHO PROVIDE INFORMATION LEADING TO AN ARREST FOR A FIREARM VIOLATION AND RECOVERY OF AN ILLEGAL FIREARM; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE MEMORANDUM OF UNDERSTANDING AND EXERCISE THE CANCELLATION PROVISIONS 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, Miami-Dade County, through its department, the Miami-Dade Police Department, and Miami-Dade Crime Stoppers have maintained a cooperative relationship to conduct the Gun Bounty Program since its inception in June 2007; and

WHEREAS, Miami-Dade County, the Miami-Dade Police Department, and Miami-Dade Crime Stoppers desire to continue this successful and innovative program to reduce gun-violence and gun-related crimes in Miami-Dade County,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the attached Memorandum of Understanding for the purpose of continuing the Gun Bounty Program between Miami-Dade County, by and through its department, the Miami-Dade Police

Department and Miami-Dade Crime Stoppers, in substantially the form attached hereto and made a part hereof, and authorizes the County Mayor or County Mayor's designee to execute the memorandum of understanding and exercise the cancellation provisions contained therein.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of February, 2015. 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: ***Christopher Agrippa***
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. JMM For

Ben Simon

MEMORANDUM OF UNDERSTANDING

BETWEEN

MIAMI-DADE COUNTY

AND

MIAMI-DADE CRIME STOPPERS

PARTIES:

This Memorandum of Understanding is between Miami-Dade County, by and through its department, the Miami-Dade Police Department, and Miami-Dade Crime Stoppers.

PURPOSE:

This Memorandum of Understanding documents the existing cooperative relationship between Miami-Dade County and Miami-Dade Crime Stoppers, providing for the continuation of the Gun Bounty Program, wherein rewards are paid out to anonymous tipsters who provide information leading to an arrest for a firearm violation and recovery of an illegal firearm.

BACKGROUND:

National and local crime trends indicate that young people are increasingly committing violent crimes and are relying on more lethal weapons to commit offenses. Emergency calls for service, arrest statistics, firearm injury, and fatality data indicate that youth gun violence occurs in several areas within Miami-Dade County, and is predominately localized within particular offender groups, such as gangs and narcotics offenders. An integrated, multi-agency approach that relies on coordinated efforts has proven to be an effective response strategy to this gun violence problem.

The Gun Bounty Program functions to confiscate guns possessed illegally. Any caller can contact the Program by calling the designated hotline, Miami-Dade Crime Stoppers. The tipster relays specific detailed information about the possession and location of a gun to the operator. The intake officer subsequently forwards the information to appropriate investigative entities or, in emergency situations, has the information dispatched. Operating under its own protocol and in accordance with the 4th Amendment and related case law, the Miami-Dade Police Department will respond as appropriate to specific tips from citizens regarding the possession of firearms by other members of the public. If a firearm is recovered and an offender is arrested on a firearm violation, the tipster will be eligible for a $1,000.00 reward. The Gun Bounty Program follows the Crime Stoppers model, ensuring the anonymity of callers by assigning each tip with a numerical code. This code serves to protect the identity of the tipster throughout the reporting and payment process.

CONDITIONS AND PROCEDURES:

The Miami-Dade County through the Miami-Dade Police Department agrees to:

1. Support the Gun Bounty Program with program staff, marketing materials, and rewards;
2. Transfer funds as necessary to the Miami-Dade Crime Stoppers for the reward payment to eligible tipsters;

3. Design and produce marketing materials for the Gun Bounty Program that contain the Crime Stoppers logo. The Miami-Dade Police Department will work together with the Miami-Dade Crime Stoppers to ensure that marketing materials are agreeable to both the Miami-Dade Police Department and the Miami-Dade Crime Stoppers, that the materials conform to each agency's goals, and reflect the Gun Bounty Program objectives. Upon written approval by both agencies, the required marketing materials will be purchased by the Miami-Dade Police Department Gun Bounty Program staff;

4. Provide an annual Gun Bounty Program report to the Miami-Dade Crime Stoppers for the Gun Bounty Program, which includes information such as number of tip calls, number of illegal firearms recovered, and number of arrests for firearm violations. This allows Miami-Dade Crime Stoppers to review and reconcile tip payments for the same period.

Miami-Dade Crime Stoppers agrees to:

1. Maintain fiscal control to administer reward funds and ensure that these funds are segregated from other Miami-Dade Crime Stoppers' funds;

2. Pay rewards to eligible tipsters when the Miami-Dade Police Department provides the documentation, including all necessary information, regarding the possession of an illegal firearm that resulted in both the arrest of an individual for a firearm violation and recovery of the firearm. The reward for such tips is $1,000.00. In cases involving multiple firearms being recovered, or multiple arrests for firearm violations being made, the reward will remain $1,000.00;

3. Provide the Miami-Dade Police Department Gun Bounty Program administrator with a monthly report reflecting the number of tips received, number and amount of reward payments issued, and the remaining balance of reward funds;

4. Fund and maintain necessary telephone lines and computers to support the Miami-Dade Crime Stoppers participation in the Gun Bounty Program.

LIABILITY:

To the extent permitted by law and as limited by Section 768.28, Florida Statutes, each agency shall assume the liability arising from acts taken by its personnel pursuant to this Memorandum of Understanding. In no event shall a party be liable for acts, omissions, or conduct of the officers, employees, or agents of the other participating party of this Memorandum of Understanding.

EFFECTIVE DATE:

This Memorandum of Understanding shall be in effect from the date of signing and will expire on January 1, 2025.

CANCELLATION:

This Memorandum of Understanding may be cancelled by either party upon thirty (30) days written notice to the other party. Cancellation will be at the discretion of the Chief Executive Officer of the parties hereto.

In the case of cancellation, Miami-Dade Crime Stoppers agrees to reimburse Miami-Dade County all unused monies previously provided by the Miami-Dade Police Department to Miami-Dade Crime Stoppers to fund the Gun Bounty Program's rewards.

Nelson

IN WITNESS THEREOF, the subscribing officials are authorized to acknowledge and execute this Memorandum of Understanding on behalf of their agency.

MIAMI-DADE COUNTY

Carlos A. Gimenez, Mayor	Date
J.D. Patterson, Director Miami-Dade Police Department	Date

MIAMI-DADE CRIME STOPPERS

Richard Masten, Executive Director Miami-Dade Crime Stoppers	1/13/15 Date