

## MEMORANDUM

Agenda Item No. 11(A)(17)

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

**DATE:** February 3, 2015

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

**SUBJECT:** Resolution directing the County Mayor, within 30 days of the effective date of this resolution, make available, at a cost of \$1.00 per year, one vehicle from the County's fleet motor pool to be used by any licensed staff member of the Eleventh Judicial Circuit Criminal Mental Health Project

Resolution No. R-137-15

**This item was amended at the January 14, 2015 Public Safety and Animal Services Committee to reflect that the cost would be \$1.00 per year paid from Commission District 4 funds.**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.  
County Attorney

RAC/smm



# MEMORANDUM

(Revised)

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County Attorney

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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
- 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)(17)

2-3-15

RESOLUTION NO. R-137-15

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO, WITHIN 30 DAYS OF THE EFFECTIVE DATE OF THIS RESOLUTION, MAKE AVAILABLE, AT A COST OF \$1.00 PER YEAR, ONE VEHICLE FROM THE COUNTY'S FLEET MOTOR POOL TO BE USED BY ANY LICENSED STAFF MEMBER OF THE ELEVENTH JUDICIAL CIRCUIT CRIMINAL MENTAL HEALTH PROJECT, AND UNDERTAKE ANY NECESSARY STEPS, INCLUDING BUT NOT LIMITED TO EXECUTING ANY NECESSARY AGREEMENTS, AFTER REVIEW BY THE COUNTY ATTORNEY'S OFFICE, IN ORDER TO EFFECTUATE THE FOREGOING; FURTHER DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE TO THE BOARD FOR RATIFICATION ANY AGREEMENTS EXECUTED

**WHEREAS**, Miami-Dade County is home to the largest percentage of people with serious mental illnesses of any urban community in the United States; and

**WHEREAS**, the Eleventh Judicial Circuit Criminal Mental Health Project ("CMHP") was established over 10 years ago to divert nonviolent misdemeanor defendants with serious mental illnesses from the criminal justice system into community-based treatment and support services and since that time the program has expanded to serve defendants that have been arrested for less serious felonies and other charges; and

**WHEREAS**, the CMHP operates two components: (1) pre-booking diversion consisting of crisis intervention team training for law enforcement officers; and (2) post-booking diversion serving individuals booked into the jail and awaiting adjudication; and

**WHEREAS**, the CMHP provides an effective, cost-efficient solution to a community problem and works by eliminating gaps in services, and by forging productive and innovative relationships among all stakeholders who have an interest in the welfare and safety of one of our community's most vulnerable populations; and

**WHEREAS**, in order to better serve the community and accomplish its goals, the CMHP has requested that Miami-Dade County make available to its staff members ~~[[at no charge]]~~<sup>1</sup> one vehicle from the County's fleet motor pool to be used by the CMHP's staff members and the County desires to provide such vehicle for use by the CMHP's staff members,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board hereby directs the County Mayor or Mayor's designee to:

Section 1. Within 30 days of the effective date of this resolution: (1) make available at >>a cost of \$1.00 per year to be paid from the Commission 4 District funds,<< ~~[[no charge]]~~ one vehicle from the County's fleet motor pool to be used by any licensed staff member of the CMHP or, alternatively, provide a report to the Board as to why the vehicle cannot be provided ~~[[at no charge]]~~; and (2) undertake any necessary steps, including but not limited to executing any necessary agreements, after review and approval by the County Attorney's Office, in order to effectuate the foregoing.

Section 2. Submit to this Board for ratification any agreements that are executed pursuant to this resolution and, to the extent that a report on the unfeasibility is to be prepared, then, pursuant to Ordinance No. 14-65, place such report on an agenda of the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It 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:

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<sup>1</sup> Committee amendments are indicated as follows: Words stricken through and/or ~~[[double bracketed]]~~ are deleted, words underscored and/or >>double arrowed<< are added.

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> 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.

Monica Rizo Perez