

## MEMORANDUM

Agenda Item No. 8(I)(3)

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

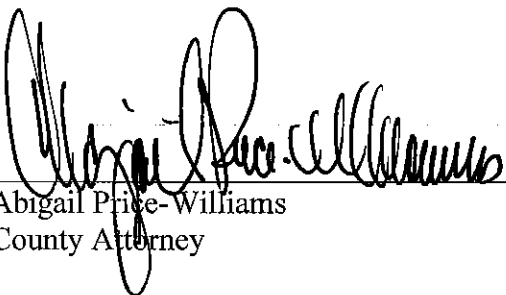
**DATE:** November 1, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution declaring  
approximately 2,300 expired  
bulletproof vests surplus and  
authorizing their donation to  
the Association of Caribbean  
Commissioners of Police

Resolution No. R-980-16

The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



Abigail Price-Williams  
County Attorney

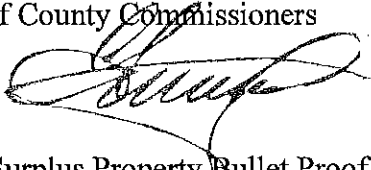
APW/smm

# Memorandum



**DATE:** November 1, 2016

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

**FROM:** Carlos A. Gimenez   
Mayor

**SUBJECT:** Resolution Declaring Surplus Property Bullet Proof Vests and Authorizing Donation to Association of Caribbean Commissioners of Police

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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 declare as surplus and donate approximately 2,300 bullet proof vests to the Association of Caribbean Commissioners of Police (Association) from the Miami-Dade Police Department (MDPD).

## **Scope**

The equipment will be used by law enforcement officers from the police agencies of foreign government entities, i.e. various countries in the Caribbean region.

## **Fiscal Impact/Funding Source**

There is no fiscal impact.

## **Track Record/Monitor**

The transfer of this surplus equipment will be monitored by Gustavo Knoepffler, MDPD's Chief Financial Officer.

## **Delegation of Authority**

The County Mayor or County Mayor's designee is seeking authority to donate surplus equipment to the Association of Caribbean Commissioners of Police.

## **Background**

In accordance with best practices for officer safety and the policies of the MDPD, the MDPD encourages sworn police personnel and other departmental employees to wear approved body armor on-duty. Body armor, as with many kinds of specialized equipment, expires after a period of time and officers must replace the vests. Presently, the MDPD has approximately 2,300 expired vests in storage.

In disposing of these vests, the Department, in partnership with the Department of State, identified the Association of Caribbean Commissioners of Police, as an organization which would be appropriate for the donation of this equipment. The Association represents 25 countries across the Caribbean region and also partners with many law enforcement agencies regionally and internationally. This equipment will be used by law enforcement officers of the

Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners  
Page 2

member nations in line with their duties. The Association has expressed its appreciation to collaborate with Miami-Dade County and the MDPD.



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Russell Benford  
Deputy Mayor



# MEMORANDUM

(Revised)

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

**DATE:** November 1, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 8(I)(3)

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
- Statement of social equity 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)(3)  
11-1-16

RESOLUTION NO. R-980-16

RESOLUTION DECLARING APPROXIMATELY 2,300  
EXPIRED BULLETPROOF VESTS SURPLUS AND  
AUTHORIZING THEIR DONATION TO THE ASSOCIATION  
OF CARIBBEAN COMMISSIONERS OF POLICE

**WHEREAS**, approximately 2,300 expired bulletproof vests are owned by Miami-Dade County; and

**WHEREAS**, these bulletproof vests are not in use by Miami-Dade County; and

**WHEREAS**, pursuant to Section 2-11.2.1(d) of the Code of Miami-Dade County, Florida, the Board of County Commissioners may waive the procedure set forth in Section 2-11.2.1(b) of the Code of Miami-Dade County by a two-thirds vote of members present and may donate surplus property to a foreign governmental entity upon a finding that the property is obsolete and cannot legally be used by another County department, a municipality in Miami-Dade County, or an eligible community organization; and

**WHEREAS**, the expired bulletproof vests are obsolete and cannot legally be used by another County department, a municipality in Miami-Dade County, or an eligible community organization; and

**WHEREAS**, the expired bulletproof vests are eligible for donation under Section 274.05 of the Florida Statutes, and Section 2-11.2.1 of the Code of Miami-Dade County; and

**WHEREAS**, the Association of Caribbean Commissioners of Police (the "Donee") desires to use the expired bulletproof vests for its members' law enforcement officers; and

**WHEREAS**, the Donee is a foreign governmental entity pursuant to Section 2-11.2.1(d) of the Code of Miami-Dade County, and is eligible to receive the expired bulletproof vests pursuant to sections 274.05 and 273.01, Florida Statutes,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that:

**Section 1.** This Board declares approximately 2,300 expired bulletproof vests to be surplus pursuant to Section 274.05 of the Florida statutes, and Section 2-11.2.1 of the Code of Miami-Dade County.

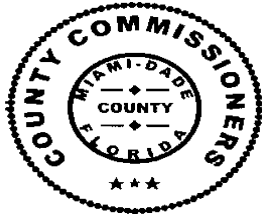
**Section 2.** This Board waives the procedure set forth in Section 2-11.2.1(b) of the Code of Miami-Dade County by a two-thirds vote of members present and hereby donates approximately 2,300 expired bulletproof vests to the Donee. The Donee shall take possession of the equipment within 60 days of the effective date of this resolution and shall be responsible for any and all costs of transferring the equipment. The County Mayor or County Mayor's designee shall and is hereby directed to take any and all actions necessary to effectuate the intent of this resolution.

**Section 3.** If, for any reason, the Donee fails to take possession of the equipment within 60 days of the effective date of this resolution, then this resolution shall be null and void, and the ownership rights to the expired bulletproof vests shall revert back to the County.

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

	Jean Monestime, Chairman	<b>aye</b>	
	Esteban L. Bovo, Jr., Vice Chairman	<b>aye</b>	
Bruno A. Barreiro	<b>absent</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>absent</b>
Dennis C. Moss	<b>absent</b>	Rebeca Sosa	<b>aye</b>
Sen. Javier D. Souto	<b>aye</b>	Xavier L. Suarez	<b>absent</b>
Juan C. Zapata	<b>aye</b>		

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of November, 2016. 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

**Christopher Agrippa**  
By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

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

Anita Viciano Zapata

MIAMI-DADE COUNTY  
SURPLUS PROPERTY ALLOCATION APPLICATION

COUNTY SURPLUS PROPERTY ALLOCATIONS REQUESTED THROUGH THIS PROCESS ARE NOT EFFECTIVE UNTIL APPROVED BY ACTION OF THE BOARD OF COUNTY COMMISSIONERS PURSUANT TO THE MIAMI-DADE COUNTY HOME RULE CHARTER

Please complete the following form and submit completed form along with requested materials, if applicable, to:

General Services Administration-Fixed Assets Manager      Phone: (305) 592-3752  
2225 N. W. 72 Ave      Fax: (305) 592-3616  
Miami, FL 33122

1. Full legal name of the requesting organization: Association of Caribbean Commissioners of Police (ACCP)

2. Applicant Status: (Select one of the choices below)

- Not-For-Profit or Tax Exempt       Local Government or Public Entity  
 For-Profit  
 Other (specify): British Overseas Territories and Caribbean Islands

\*\*If Not-For-Profit or Tax Exempt, please attach a copy of Internal Revenue Service 501C3 certification.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.):

Marcia Manning, Secretariat Manager, Association of Caribbean Commissioners of Police, First Floor, Bagbab Tower, Warrens, St. Michael, Barbados, Tel: 246-271-8684, Fax: 246-271-8694, Email: [admin@accpolice.org](mailto:admin@accpolice.org)

4. Specify the surplus property requested (quantify, if applicable): An assortment of mixed latent concealable body armor totaling 2,034 (173 boxes) of the following manufacturers: Point Blank Enterprises, Point Blank Body Armor, Protective Products Enterprises, U.S. Body Armor Inc., The Safariland Group, First Choice, U.S. Armor, First Choice Armor & Equipment Inc. Second Chance Body Armor, Protective Armor International (PAI)

5. Specify the purpose for which the surplus property will be used:

The Surplus property will be used by law enforcement officers of member agencies of the Association of Caribbean Commissioners of Police (ACCP).

I hereby certify that all the statements made in this application are true and correct.

ASSOCIATION OF CARIBBEAN COMMISSIONERS OF POLICE  
1ST FLOOR, BAGBAB TOWER, WARRENS, ST. MICHAEL, BARBADOS  
TEL: (246) 271-8684 / (246) 271-8694

Manning  
Signature of Authorized Representative

Marcia Manning  
Secretariat Manager  
Association of Caribbean Commissioners of Police

12/9/16  
Date