

# MEMORANDUM

Agenda Item No. 11(A)(2)

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**TO:** Honorable Chairman Anthony Rodriguez  
and Members, Board of County Commissioners

**DATE:** June 26, 2025

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution approving and  
retroactively authorizing the  
County Mayor to execute a basic  
ordering agreement with United  
States Immigration and Customs  
Enforcement

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Roberto J. Gonzalez.

  
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Geri Bonzon-Keenan  
County Attorney

GBK/uw

MDC001



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Anthony Rodriguez  
and Members, Board of County Commissioners

**DATE:** June 26, 2025

**FROM:**   
Glen Bonzon-Keenan  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(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
- ☐ 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 present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, majority plus one \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3) (h) or (4)(c) \_\_\_\_, CDMP 9 vote requirement per 2-116.1(4)(c) (2) \_\_\_\_) 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)(2)  
6-26-25

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING AND RETROACTIVELY  
AUTHORIZING THE COUNTY MAYOR OR COUNTY  
MAYOR'S DESIGNEE TO EXECUTE A BASIC ORDERING  
AGREEMENT WITH UNITED STATES IMMIGRATION AND  
CUSTOMS ENFORCEMENT

**WHEREAS**, section 908.106, Florida Statutes, provides that “each county correctional facility shall enter into an agreement or agreements with a federal immigration agency for temporarily housing persons who are the subject of immigration detainers and for the payment of the costs of housing and detaining those persons”; and

**WHEREAS**, section 908.106 recognizes that such a compliant agreement may include basic ordering agreements; and

**WHEREAS**, the attached Basic Ordering Agreement (“BOA”) with United States Immigration and Customs Enforcement (“ICE”) allows for Miami-Dade County, through the Miami-Dade Corrections and Rehabilitation Department, to be reimbursed at a rate of \$50.00 for up to 48 hours of detention, for aliens who are held pursuant to an immigration detainer issued by ICE; and

**WHEREAS**, this Board has designated the Director of the Miami-Dade County Corrections and Rehabilitation Department as the chief correctional officer for Miami-Dade County, who “shall comply with and enforce all state and County laws concerning the operation and maintenance of jails in Miami-Dade County”; and

**WHEREAS**, this Board wishes to approve and retroactively authorize execution of the attached BOA by the County Mayor or County Mayor's designee on behalf of Miami-Dade County, through the Miami-Dade County Corrections and Rehabilitation Department,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board approves and retroactively authorizes the County Mayor or County Mayor's designee to execute the attached Basic Ordering Agreement with United States Immigration and Customs Enforcement on behalf of Miami-Dade County, through the Miami-Dade County Corrections and Rehabilitation Department.

The Prime Sponsor of the foregoing resolution is Commissioner Roberto J. Gonzalez. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Anthony Rodriguez, Chairman	
Kionne L. McGhee, Vice Chairman	
Marleine Bastien	Juan Carlos Bermudez
Sen. René García	Oliver G. Gilbert, III
Roberto J. Gonzalez	Keon Hardemon
Danielle Cohen Higgins	Eileen Higgins
Natalie Milian Orbis	Raquel A. Regalado
Micky Steinberg	

The Chairperson thereupon declared this resolution duly passed and adopted this 26<sup>th</sup> day of June, 2025. 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

JUAN FERNANDEZ-BARQUIN, CLERK

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

## GENERAL TERMS AND CONDITIONS

This Basic Ordering Agreement (BOA) is governed by the following terms and conditions:

The Service Provider shall provide U.S. Immigration and Customs Enforcement (ICE) with reasonable access to all detainees or inmates for purposes of interviewing such individuals for immigration enforcement-related purposes.

**SERVICES:** The Service Provider shall house detainees pursuant to the issuance and acceptance of Form I-203 (Order to Detain or Release Alien) accompanied by Form I-247A (Immigration Detainer – Notice of Action) and either a Form I-200 (Warrant for Arrest of Alien) or Form I-205 (Warrant of Removal), consistent with Section 287.7(d) and (e) of Title 8 of the Code of Federal Regulations.

**ORDERS:** Only ICE purchase card holders have the authority to order against this BOA. Under no circumstance shall an order exceed \$2,500.00.

**COMMENCEMENT OF SERVICES:** Services will commence at the time of the alien's scheduled release from State custody after issuance and acceptance of Form I-203 (Order to Detain or Release Alien) accompanied by Form I-247A (Immigration Detainer – Notice of Action) and Form I-200 (Warrant for Arrest of Alien) or Form I-205 (Warrant of Removal) issued by ICE. Services end when properly identified ICE personnel remove the alien from the Service Provider's facility or issue another Form I-203 (Order to Detain or Release Alien), or after 48 hours of detention, whichever occurs first.

**RATES:** For any order issued under this BOA, the rate will be fixed at \$50.00 for up to 48 hours of detention. No payment will be made for any detention beyond 48 hours, and the Service Provider will not house the alien for longer than 48 hours under this BOA.

**ALTERATIONS:** Any changes to the terms and conditions of this BOA will be done by written modification and signed by the Contracting Officer. Changes or amendments to any orders issued pursuant to this BOA shall not be accepted.

**PAYMENT:** Payments shall be made by Purchase Card (P-Card). The Service Provider's Taxpayer Identification Number (TIN) and DUNS number must be registered in the Systems for Award Management ([www.sam.gov](http://www.sam.gov)) prior to issuance of an order.

**PUBLIC DISCLOSURES:** Information obtained or developed as a result of this BOA is under the control of ICE and is subject to public disclosure only pursuant to the provisions of applicable federal laws, regulations, policies, and executive orders or as ordered by a court. Insofar as any documents created by the Service Provider contain information developed or obtained as a result of this BOA, such documents shall be subject to public disclosure only pursuant to the provisions of applicable federal laws, regulations, policies, and executive orders or as ordered by a court. If the Service Provider receives a request for such information, including pursuant to state law, the Service Provider will refer the request to ICE for appropriate action. To the extent the Service Provider intends to release the BOA or any information relating to, or exchanged under, this BOA, the Service Provider agrees to coordinate with the ICE Contracting Officer prior to such release. The Service Provider may, at its discretion, communicate the substance of this BOA when requested. ICE

Danielle Lennie Carr  
~~Sheriff~~ Mayor  
Miami-Dade County  
3-4-2025

**Approved as to form  
and Legal Sufficiency**

Assistant County Attorney  
Date