

**Condensed Title:**

A Resolution adopting and appropriating funds for the Fiscal Year 2012/13 Police Special Revenue Account Budget in the amount of \$55,000.

**Key Intended Outcome Supported:**

Increase Resident and Business ratings of Public Safety.

**Supporting Data (Surveys, Environmental Scan, etc.):** According to the Center For Research and Public Policy Residential and Business Satisfaction Survey of City of Miami Beach residents in 2009, indicated that their three top most important areas of for the City of Miami Beach to address in an effort to improve public safety throughout the City is Preventing Crime 44.9%, Enforcing Traffic Laws 36.1% and Increasing Visibility of Police in Neighborhoods 32.4%.

**Issue:**

Shall the Mayor and City Commission adopt and appropriate funds for the purchase of miscellaneous items for the Miami Beach Police Department?

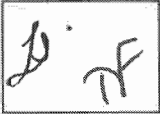
**Item Summary/Recommendation:**

Unclaimed evidence totaling \$55,000 has been in the custody of the Police Property and Evidence Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund as provided by Resolution 90-19931, passed on March 7, 1990.

The Administration recommends that the Mayor and City Commission adopt the budget for the Fiscal Year 2012/13 Police Special Revenue Account in the amount of \$55,000 and appropriate funds.

**Advisory Board Recommendation:**

**Financial Information:**



Source of Funds:		Amount	Account	Approved
 OBPI	1	\$ 55,000	Special Revenue Account 195.8000.369993	
	2			
	3			
	4			
	<b>Total</b>	<b>\$ 55,000</b>		

**Financial Impact Summary:**

**City Clerk's Office Legislative Tracking:**

Mauvett Rattigan, Miami Beach Police Department

**Sign-Offs:**

Department Director	Assistant City Manager	City Manager
 Raymond Martinez, Chief		






# MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

## COMMISSION MEMORANDUM

TO: Mayor Matti Herrera Bower and Members of the City Commission

FROM: Kathie G. Brooks, Interim City Manager 

DATE: September 27, 2012

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROPRIATING FUNDS FOR THE FISCAL YEAR 2012/13 POLICE SPECIAL REVENUE ACCOUNT BUDGET IN THE AMOUNT OF \$55,000 FOR THE PURCHASE OF ITEMS SET FORTH IN EXHIBIT "A," AND SUCH ACCOUNT FUNDED BY UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE SPECIAL REVENUE ACCOUNT.**

### ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

### ANALYSIS

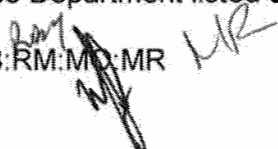
Florida Statute 705.105 "Procedure for Unclaimed Evidence" provides that unclaimed evidence in the custody of the court from a criminal proceeding, or seized as evidence by and in the custody of a law enforcement agency, shall become the property of that law enforcement agency 60 days after the conclusion of the proceedings.

In March 1990, a special account was established titled "Police Special Revenue Account" in the Special Revenue Fund. Funds for this account are made available in the Police Property and Evidence Unit, as unclaimed evidence, in accordance with Florida Statute 705.105 outlined above.

Unclaimed evidence totaling \$55,000 has been in the custody of the Police Property and Evidence Unit past the sixty (60) day waiting period. These funds have now been placed in the Police Special Revenue Account Fund, as provided in Resolution 90-19931, passed on March 7, 1990.

### CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the Budget for the Fiscal Year 2012/13 Police Special Revenue Account, and appropriate the amount of \$55,000 to provide funds for the purchase of miscellaneous items for the Police Department listed on Exhibit "A".

KGB:RM:MD:MR 

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

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING AND APPROPRIATING FUNDS FOR THE FISCAL YEAR 2012/2013 POLICE SPECIAL REVENUE ACCOUNT BUDGET IN THE AMOUNT OF \$55,000.00 FOR THE PURCHASE OF THOSE ITEMS SET FORTH IN EXHIBIT "A," AND SUCH ACCOUNT FUNDED BY UNCLAIMED EVIDENCE CURRENTLY HELD IN THE POLICE SPECIAL REVENUE ACCOUNT.**

**WHEREAS**, Section 705.105 of the Florida Statutes, sets forth the procedure for unclaimed evidence, which is seized by, and in the custody of the Miami Beach Police Department, and shall vest permanently in the Miami Beach Police Department sixty (60) days after the conclusion of the proceeding; and

**WHEREAS**, \$55,000.00 was seized, and has been in the custody of the Miami Beach Police Department Property and Evidence Unit in excess of the statutory period set forth in Section 705.105 of the Florida Statutes; and

**WHEREAS**, said funds have vested permanently in the Miami Beach Police Department, and have now been placed in the Police Special Revenue Account Fund, as provided by Resolution No. 90-19931, adopted on March 7, 1990.

**WHEREAS**, the Miami Beach Police Department seeks to purchase those items identified on Exhibit "A."

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, adopting and appropriating funds for the fiscal year 2012/2013 Police Special Revenue Account budget in the amount of \$55,000.00 for the purchase of those items set forth in Exhibit "A," and such account funded by unclaimed evidence currently held in the Police Special Revenue Account.

**PASSED and ADOPTED** this \_\_\_\_\_ day of September, 2012.

**ATTEST BY:**

\_\_\_\_\_  
MAYOR MATTI HERRERA BOWER

\_\_\_\_\_  
ROBERT PARCHER, CITY CLERK

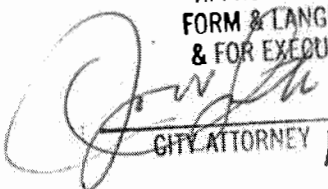
APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION  
  
CITY ATTORNEY AB  
DATE 9/14/12

EXHIBIT "A"

MIAMI BEACH POLICE DEPARTMENT  
SPECIAL REVENUE ACCOUNT  
BUDGET  
FISCAL YEAR 2012/13

COMMUNITY ACTIVITIES	\$	30,000	195-6045-000362
LAW ENFORCEMENT EQUIPMENT AND SUPPLIES	\$	20,000	195-6045-000343
FACILITIES MAINTENANCE	\$	5,000	195-6045-000312
TOTAL	\$	55,000	