

**Condensed Title:**

A Resolution Adopting The Fiscal Year 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 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.

**Key Intended Outcome Supported:**

Increase Resident and Business ratings of Public Safety.

**Supporting Data (Surveys, Environmental Scan, etc.):** According to the 2012 Community Satisfaction Survey conducted by Kerr & Downs Research, the top areas the City should focus resources to improve public safety are as follows: (1) Reduce homelessness (58%); (2) Increase the visibility of Police in neighborhoods (47%); (3) Enforcing Traffic laws (40%); and (4) Improving communications between residents and police (40%).

**Issue:**

Shall the Mayor and City Commission set the public hearing to adopt the final budget for the Miami Beach Police Department's Special Revenue Account?

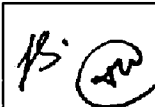
**Item Summary/Recommendation:**

Unclaimed evidence totaling \$75,000 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 final budget for the Fiscal Year 2013/14 Police Special Revenue Account in the amount of \$75,000 and appropriate funds.

**Advisory Board Recommendation:**

**Financial Information:**

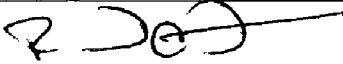

Source of Funds:		Amount	Account	Approved
 OBPI	1	\$ 75,000	Special Revenue Account 195.8000.369993	
	2			
	3			
	4			
	<b>Total</b>	<b>\$ 75,000</b>		

**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: Jimmy L. Morales, City Manager

DATE: September 30, 2013

SUBJECT: **A RESOLUTION ADOPTING THE FISCAL YEAR (FY) 2013/14 POLICE SPECIAL REVENUE ACCOUNT FINAL BUDGET IN THE AMOUNT OF \$75,000 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.**

### 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 \$75,000 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 Fiscal Year (FY) 2013/14 Police Special Revenue Account final budget in the amount of \$75,000 to provide funds for the purchase of miscellaneous items for the Police Department listed on Exhibit "A".

*JLM* *DM*  
JLM/RM/MO/DM/MR

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

**A RESOLUTION ADOPTING THE FISCAL YEAR 2013/14 POLICE SPECIAL REVENUE ACCOUNT FINAL BUDGET IN THE AMOUNT OF \$75,000 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**, \$75,000.00 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**, that the Mayor and City Commission adopt the fiscal year 2013/14 Police Special Revenue Account final budget in the amount of \$75,000 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.

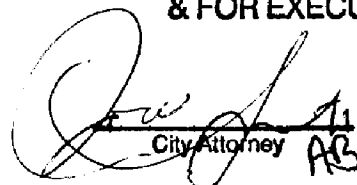
**PASSED and ADOPTED** this \_\_\_\_\_ day of September, 2013.

**ATTEST BY:**

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

\_\_\_\_\_  
RAFAEL E. GRANADO, CITY CLERK

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
\_\_\_\_\_  
City Attorney **AB** | 9/20/13  
Date

**EXHIBIT "A"**

**MIAMI BEACH POLICE DEPARTMENT  
SPECIAL REVENUE ACCOUNT  
BUDGET  
FISCAL YEAR 2013/14**

<b>COMMUNITY ACTIVITIES</b>	<b>\$</b>	<b>50,000</b>
<b>LAW ENFORCEMENT EQUIPMENT AND SUPPLIES</b>	<b>\$</b>	<b>20,000</b>
<b>FACILITIES MAINTENANCE</b>	<b>\$</b>	<b>5,000</b>
<b>TOTAL</b>	<b>\$</b>	<b>75,000</b>

## MIAMI BEACH

## CITY OF MIAMI BEACH

## NOTICE OF A SPECIAL CITY COMMISSION MEETING AND PUBLIC HEARINGS

**NOTICE IS HEREBY** given that a Special Commission Meeting regarding the Second Public Hearings to consider the adoption of the Millage Rate and Budget for FY 2013/2014 will be held by the City Commission of the City of Miami Beach, Florida, on **Monday, September 30, 2013**, commencing at **5:00 p.m.**, in the Commission Chambers, 3rd Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida to consider the following:

**5:01 p.m.**

A Resolution Adopting: 1) The Final Ad Valorem Millage Of 5.8909 Mills For General Operating Purposes, Which Is Six And Eight-Tenth Percent (6.8%) More Than The "Rolled-Back" Rate Of 5.5158 Mills; And 2) The Debt Service Millage Rate Of 0.2529 Mills for Fiscal Year (FY) 2013/14.

**5:01 p.m.**

A Resolution Adopting Final Budgets For The General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, And Internal Service Funds For Fiscal Year (FY) 2013/14.

**5:02 p.m.**

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Ad Valorem Millage Of 1.2687 Mills For Fiscal Year (FY) 2013/14 For The Normandy Shores Local Government District, Which Is Nineteen Percent (19.0%) More Than The "Rolled-Back" Rate Of 1.0664 Mills.

**5:02 p.m.**

A Resolution Of The Board Of Directors Of The Normandy Shores Local Government Neighborhood Improvement District Adopting The Final Operating Budget For Fiscal Year (FY) 2013/14.

**5:03 p.m.**

A Resolution Adopting The Final Capital Improvement Plan For Fiscal Years (FY) 2013/14-2017/18 And Adopting The Final Capital Budget For FY 2013/14.

**5:03 p.m.**

A Resolution Adopting Fiscal Year (FY) 2013/14 Final Budgets For Special Revenue Funds For Resort Tax; The 7th Street Parking Garage Operations; The 5th And Alton Parking Garage Operations; Art In Public Places (AIPP), Tourism And Hospitality Scholarship Program, Green/ Sustainability Funds, Waste Hauler Additional Services And Public Benefit Contribution Funds, Education Compact Funds, Red Light Camera Funds, And Emergency 911 Funds.

**5:03 p.m.**

A Resolution Adopting The Final Budget Of \$1,200,000 From Fiscal Year (FY) 2013/14 People's Transportation Plan (PTP) Funds And \$87,000 From (FY) 2013/14 South Beach Concurrency Mitigation Funds, To Fund The Final Operating Budget For The South Beach Local In Miami Beach; And Further Adopting The Final Budget Of \$301,000 From FY 2013/14 People's Transportation Plan Funds For Administrative And Technical Operating Expenditures, As Part Of The Five Percent (5%) Allowable For Administrative Assistance And Technical Assistance.

**5:03 p.m.**

A Resolution Authorizing The Adoption Of The Miami Beach Cultural Arts Council's Fiscal Year (FY) 2013/14 Final Budget In The Amount Of \$1,470,000.

**5:03 p.m.**

A Resolution Adopting The Fiscal Year (FY) 2013/14 Police Special Revenue Account Final Budget In The Amount Of \$75,000 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.

**5:03 p.m.**

A Resolution Adopting The Police Confiscation Trust Fund Final Budget For Fiscal Year (FY) 2013/14 In The Amount Of \$724,000, To Be Funded From State Confiscated Funds In The Amount Of \$235,000 And Federal Justice Confiscated Funds In The Amount Of \$489,000, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust.

**5:03 p.m.**

A Resolution Adopting The Fiscal Year (FY) 2013/2014 Police Training & School Resources Fund Final Budget In The Amount Of \$35,000.

**5:03 p.m.**

Resolution Adopting The Second Amendment To The General Fund, Enterprise, Internal Service Fund, And Special Revenue Fund Budgets For Fiscal Year (FY) 2012/13.

**5:03 p.m.**

A Resolution Adopting And Appropriating The Fourth Amendment To The Police Confiscation Trust Budget For Fiscal Year 2012/2013 In The Amount Of \$10,000, To Be Funded From The Proceeds Of State Confiscated Funds, For The Appropriation And Expenditure Of Those Items Set Forth In Exhibit "A," Which Shall Be Funded Through The Police Confiscation Trust Fund.

**5:04 p.m.**

1. Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code.

2. Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009".

**5:04 p.m.**

Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms.

**5:04 p.m.**

An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City.

**5:04 p.m.**

Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013.

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