

**RESOLUTION NO. 2019-122**

**A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO SCHOOL SAFETY; APPROVING THE FIRST AMENDMENT AND RENEWAL TO THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE VILLAGE OF PALMETTO BAY AND THE SCHOOL BOARD OF MIAMI-DADE COUNTY FOR SCHOOL-BASED LAW ENFORCEMENT OFFICERS FOR PUBLIC SCHOOLS WITHIN THE VILLAGE OF PALMETTO BAY; PROVIDING AN EFFECTIVE DATE.** *(Sponsored by Administration)*

**WHEREAS**, last year, the State of Florida passed legislation directing school boards to place law enforcement personnel at each public school; and,

**WHEREAS**, Palmetto Bay is concerned with the safety of its students and therefore provided assistance to the Miami-Dade County School Board in the provision of school site law enforcement since the School Board lacked sufficient personnel to properly man all schools; and,

**WHEREAS**, in April 2019, the Village and the School Board entered into a Memorandum of Understanding (MOU) whereby the School Board reimbursed the Village for expenses related to police services at the public schools at a rate of \$35,088 per school site for the remainder of the school year; and,

**WHEREAS**, the Mayor & Village Council desire to extend the MOU with the Miami-Dade County School Board for the new school year with a per school site reimbursement of \$70,337.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:**

**Section 1.** The Village Council hereby approves the First Amendment and Renewal to the Memorandum of Understanding (MOU) between the Village of Palmetto Bay and the School Board of Miami-Dade

1 County for school-based law enforcement officers for public schools within  
2 the Village, in substantial form and content to the attached Exhibit A.

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4 **Section 2:** The Village Manager is authorized to execute said  
5 agreement and any other documents necessary on behalf of the Village.

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7 **Section 3:** This Resolution shall take effect immediately upon  
8 approval.

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11 **PASSED and ADOPTED** this 23<sup>RD</sup> day of September 2019.

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13 Attest: DocuSigned by:  
*Missy Arocha*  
6EDC211E5E8C48C...  
**Missy Arocha**  
14 **Village Clerk**

DocuSigned by:  
*Karyn Cunningham*  
35B93CD2D0CB470...  
**Karyn Cunningham**  
15 **Mayor**

16  
17  
18  
19 **APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE**  
20 **AND RELIANCE OF THE VILLAGE OF PALMETTO BAY, FLORIDA**  
21 **ONLY:**

22  
23 DocuSigned by:  
*Dexter W. Lehtinen*  
1B1D06E71321445...  
**Dexter W. Lehtinen**  
24 **Village Attorney**

25  
26  
27 **FINAL VOTE AT ADOPTION:**

- 28 Council Member Patrick Fiore YES
- 29 Council Member David Singer YES
- 30 Council Member Marsha Matson YES
- 31 Vice-Mayor John DuBois YES
- 32 Mayor Karyn Cunningham YES

**First Amendment and Renewal to the of Memorandum of Understanding  
for School Based Law Enforcement Officers**

This First Amendment and Renewal, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2019, is between The School Board of Miami-Dade County, Florida, a political subdivision of the State of Florida ("The School Board"), by and on behalf of the Miami-Dade Schools Police Department ("MDSPD") and The Village of Palmetto Bay ("the Village"), by and on behalf of the Palmetto Bay Policing Unit of the Miami-Dade Police Department ("PBPU") (also referred to as "Law Enforcement Agency") (collectively referred to as the "Parties").

WHEREAS, the Parties entered in to the Memorandum of Understanding ("MOU") on April 5, 2019 for the placement of PBPU school-based law enforcement officer (SBLEOs) at Miami-Dade County Public Schools ("MDCPS") for the 2018-2019 school year.

WHEREAS, the Parties which to exercise the renewal option in the MOU and extend this agreement to the 2019-2020 fiscal year.

THEREFORE, the Parties agree to amend the following provisions of the MOU as follows:

The Notification provision on Page 3 of the MOU is hereby amended to read as follows:

**Notifications**

When the SBLEO learns of an incident which requires him/her to take lawful action, the SBLEO must call 305-995-2677 (COPS) and report all such incidents. These incidents may garner significant media attention; therefore, it is imperative MDSPD learn about such incidents from the SBLEO in an expedited manner so MDSPD can make the appropriate notifications within the District. A MDSPD supervisor will advise the SBLEO if a MDSPD unit will respond to handle the call for service, or if the SBLEO is to proceed with the investigation. This will not preclude the SBLEO from taking immediate and necessary action during exigent circumstances. The SBLEO must also inform the school principal and/or designee of said action. Any other incident which may result in substantial media attention shall be reported by the SBLEO to MDSPD and school site administration. All reports generated in conjuncture with this term must be categorized as "Assist other Agency."

The payment provision in Paragraph 8 on Page 2 of the MOU is hereby amended to read as follows:

8. For the School Board's Fiscal Year 2019-2020 the School Board shall provide the Village with funding in the amount of Seventy Thousand Three Hundred Thirty-Seven and 00/100 Dollars (\$70,337.00) per School for which an SBLEO is assigned as indicated in the chart below.

LOCATION #	SCHOOL/ FACILITY NAME	ADDRESS
1041	CORAL REEF ELEMENTARY	7955 SW 152 STREET
4381	DR. HENRY E PERRINE ACADEMY OF THE ARTS	8851 SW 168 STREET
2541	HOWARD DRIVE ELEMENTARY	7750 SW 136 STREET

IN WITNESS WHEREOF, the Parties have caused their duly authorized representatives to execute this Agreement as of the date first set forth above.

<p style="text-align: center;"><b>THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA</b></p> <p>BY: _____</p> <p>_____ Alberto M. Carvalho, <i>Date</i> Superintendent of Schools or Designee</p>	<p style="text-align: center;"><b>NORTH BAY VILLAGE</b></p> <p>BY: _____</p> <p>_____ Karyn Cunningham, Mayor <i>Date</i></p>
<p style="text-align: center;"><b>SUBMITTED BY:</b></p> <p>BY: _____</p> <p>_____ Edwin Lopez, MDSPD <i>Date</i> Chief of Police</p> <p style="text-align: center;"><b>APPROVED AS TO FORM AND LEGAL SUFFICIENCY AS TO THE SCHOOL BOARD</b></p> <p>BY: _____</p> <p>_____ Assistant School Board Attorney <i>Date</i></p>	<p style="text-align: center;"><b>APPROVED AS TO FORM AND LEGAL SUFFICIENCY AS TO LAW ENFORCEMENT AGENCY</b></p> <p>BY: _____</p> <p>_____ <i>Date</i></p>
<p style="text-align: center;"><b>OFFICE OF RISK AND BENEFITS MANAGEMENT</b></p> <p>BY: _____</p> <p>_____ Michael G. Fox, Risk and Benefits Officer <i>Date</i></p>	