

RESOLUTION NO. 15 - 2293

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE FLORIDA, SUPPORTING SENATE BILL 378 (2015) TO EXPAND LAW ENFORCEMENT OFFICERS' ABILITY TO GIVE A WARNING, INFORM THE PARENTS/GUARDIAN OR ISSUE CIVIL CITATIONS FOR A DIVERSION PROGRAM TO JUVENILES IN LIEU OF ARREST; PROVIDING DIRECTION TO THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, ALL MUNICIPALITIES IN MIAMI-DADE COUNTY, THE MIAMI-DADE COUNTY LEAGUE OF CITIES, AND FLORIDA LEAGUE OF CITIES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Florida Statute 985.12 originally authorized issuance of civil citation in lieu of arrest but only for first-time juvenile offenders; and

WHEREAS, Senate Bill 378 has been proposed in an effort to expand law enforcement officers' authority to issue warnings, notices to parents/guardians, participation in diversion programs, or proscribing community service, in lieu of arrests to juveniles beyond first-time offenders of minor crimes; and

WHEREAS, Senate Bill 378 will give young offenders more opportunities to become productive members of society by including juveniles who have committed minor crimes more than one time and who would otherwise have been arrested.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That the foregoing recitals are true and correct and incorporated herein by this reference.

Section 2. Support. The Town Commission hereby supports Senate Bill 378 (2015) to expand the Florida Stat. Sec. 985.12 titled Civil Citation to issue warnings, notices to parents/guardians, participation in diversion programs, or proscribing community service. A copy of the pertinent portion of Senate Bill 378 is attached.

Section 2. Direction to Town Clerk. The Town Clerk is hereby directed to transmit an electronic copy of this Resolution to the Board of County Commissioners of Miami-Dade County, all municipalities in Miami-Dade County, the Miami-Dade County League of Cities, and the Florida League of Cities.

Section 3. Implementation. The Town Manager is hereby authorized to take any and all action necessary to implement this Resolution.

Section 4. Effective Date. This resolution shall be effective immediately upon adoption.

PASSED and ADOPTED on this day 12th of May, 2015.

Motion by Vice Mayor Tourgeman,

Second by Commissioner Olchyk.

FINAL VOTE ON ADOPTION


Commissioner Barry R. Cohen
Commissioner Michael Karukin
Commissioner Marta Olchyk
Vice Mayor Eli Tourgeman
Mayor Daniel Dietch

NO
YES
YES
YES
YES



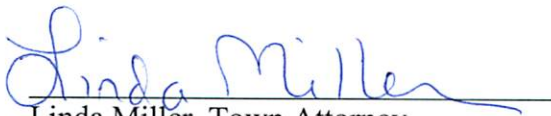
Daniel Dietch, Mayor

Attest:



Sandra Novoa, Town Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**



Linda Miller, Town Attorney