



# VILLAGE OF KEY BISCAYNE

Office of the Village Manager

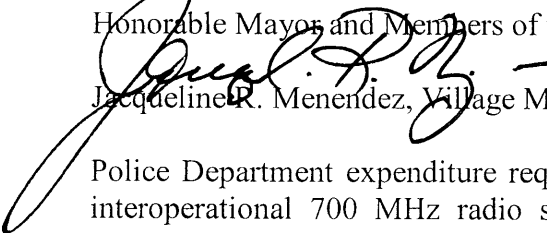
*Village Council*

Robert Oldakowski, *Mayor*  
Robert L. Vernon, *Vice Mayor*  
Enrique Garcia  
Steve Liedman  
Jorge E. Mendia  
Thomas Thornton  
Patricia Weinman

*Village Manager*

Jacqueline R. Menendez

August 9, 2006

To: Honorable Mayor and Members of the Village Council  
From:  Jacqueline R. Menendez, Village Manager  
Re: Police Department expenditure request for a comprehensive integrated and interoperational 700 MHz radio system from the Federal Asset Sharing Account.

The Federal Asset Sharing Program provides law enforcement agencies a share in the proceeds of property forfeited as a result of Police Department members working in conjunction with federal agencies. Said proceeds may be used for programs that are supportive of and consistent with a law enforcement effort, policy or initiative.

Currently, the balance of this account is in excess of \$340,000.00. Chief Charles R. Press and I respectfully request to utilize an amount not to exceed \$125,000.00 to cover the costs of a comprehensive integrated and interoperational 700 MHz radio system from Motorola.

The Village of Key Biscayne Police Department's current radio system is not capable of communicating with other local and Village emergency responders. The acquisition of an interoperable communications radio system will significantly increase the ability of emergency first responders to successfully do their job.

The Village is a barrier island susceptible to the destruction and devastation of a hurricane. Last year when Hurricane Katrina and Rita devastated the Gulf Coast, firefighters and police in the area did not have the means to communicate with each other as is currently with the Village of Key Biscayne first responders. Earlier this year, Federal authorities uncovered an Al Qaeda plan to bomb the Sears tower in Chicago and the North Miami Beach headquarters of the FBI.

These events underscore the need for reliable and effective public safety communications in times of emergencies, when such communications are most needed. Without a comprehensive and interoperational radio system, emergency responders within the Village of Key Biscayne would be insufficiently prepared, when reliable communications are most needed. The Village of Key Biscayne Police and Fire Departments as well as the residents they are trying to help would operate in a vacuum.

Further, a Bill was recently adopted by the United States House of Representatives encouraging states and local communities to coordinate communications with all emergency responders. This comprehensive integrated radio system will assure interoperability with all local and Village emergency responders and therefore be compliant with this Bill.

Finally, and most important, this radio system consists of a reliable 700MHz infrastructure expressly identified and dedicated for interoperability channels and this system would be an invaluable step to cope with the communications demand at time of disasters like those described hereto.

Chief Charles R. Press certifies that this request clearly falls within the permitted "Communications and Computers" category contained within A Guide to Equitable Sharing of Federally Forfeited Property for State and Local Law Enforcement Agencies.

**RESOLUTION NO. 2006-\_\_\_\_\_**

**RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED ONE-HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$125,000.00), FROM THE FEDERAL ASSET SHARING FUND TO COVER THE COSTS OF A COMPREHENSIVE INTEGRATED AND INTEROPERATIONAL 700 MHz RADIO SYSTEM FROM MOTOROLA; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Key Biscayne police department's current radio system is not capable of communicating with other local and Village emergency responders; and

**WHEREAS**, interoperable communications will significantly increase the ability of emergency first responders to successfully do their job; and

**WHEREAS**, a Legislative committee recently noted that on September 11, 2001, some New York City firefighters did not receive police warnings to evacuate the World Trade Center's north tower because their radios were incompatible with police communications; and

**WHEREAS**, four years later, as Hurricane Katrina and Rita devastated the Gulf Coast, firefighters and police in the area did not have the means to communicate with each other; and

**WHEREAS**, The Village of Key Biscayne is a barrier island susceptible to the destruction and devastation of a Hurricane; and

**WHEREAS**, in June of this year, Federal authorities uncovered an Al Qaeda plan to bomb the Sears tower in Chicago and the North Miami Beach headquarters of the FBI.; and

**WHEREAS**, these events underscore the need for reliable and effective public safety communications in times of emergencies, when such communications are most needed; and

**WHEREAS**, the lack of such systems could leave emergency responders within the Village of Key Biscayne insufficiently prepared in these times, when reliable communications are most needed; and

**WHEREAS**, without these radios, the police and fire agencies and the people they are trying to help would operate in a vacuum; and

**WHEREAS**, this system would be compliant with the bill which was recently adopted by the United States House of Representatives encouraging states and local communities to develop communications with all emergency responders; and

**WHEREAS**, the Police Department proposes the purchase of a Motorola 700 MHz comprehensive integrated radio system that will assure interoperability with all local and Village emergency responders; and

**WHEREAS**, this radio system consists of a reliable 700MHz infrastructure expressly identified and dedicated for interoperability channels and this system would be an invaluable step to cope with the communications demand at time of disasters like those recently experienced; and

**WHEREAS**, the expenditure will cover the cost of integrated and interoperational radio system from Motorola; and

**WHEREAS**, the Chief of Police has recommended adoption of this Resolution and determined that the proposed expenditure is an authorized expenditure category "Communications and Computers" contained within "A Guide to Equitable Sharing of Federally Forfeited Property for State and Local Law Enforcement Agencies"; and

**WHEREAS**, funds for this expenditure are not included in the Police Department's operating budget costs; and

**WHEREAS**, the Police Department has in excess of \$ 340,000.00 in the Federal Asset Sharing Fund Account; and

**WHEREAS**, these monies are the result of seized assets from joint investigations between the Village of Key Biscayne Police Department and Federal Agencies and not from tax revenue; and

**WHEREAS**, this expenditure will be from funds derived from said forfeited properties and the Police Department needs can be satisfied at no cost to our residents; and

**WHEREAS**, the Village Council finds that it is impractical to utilize formal bidding procedures for this transaction, and hereby waives formal competitive bidding as authorized by Village Code Section 2-85.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** Each of the above stated recitals are hereby adopted and confirmed.

**Section 2. Purchase Authorized.** The Chief of Police is hereby authorized to purchase the comprehensive integrated and interopreational 700 MHz radio system from Motorola for a total expenditure not to exceed \$ 125,000.00. The funds for this purchase will come from and be charged to the Federal Asset Sharing Fund.

**Section 3. Waiver of Competitive Bidding.** The Village Council finds that it is impractical to utilize competitive bidding procedures for this transaction, and hereby waives formal competitive bidding as authorized by Village Code Section 2-85.

**Section 4. Effective Date.** This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this \_\_\_\_ day of August, 2006.

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**ROBERT OLDAKOWSKI, MAYOR**

ATTEST:

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**CONCHITA H. ALVAREZ, CMC, VILLAGE CLERK**

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

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**VILLAGE ATTORNEY**