

**RESOLUTION NO. 2020-R-69**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NORTH MIAMI POLICE DEPARTMENT AND US IMMIGRATION AND CUSTOMS ENFORCEMENT HOMELAND SECURITY INVESTIGATIONS; FURTHER AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE THE MUTUAL AID AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, it is the responsibility of the governments of the City of North Miami, Florida (“City”), and US Immigration and Customs Enforcement Homeland Security Investigations (“HSI”), to ensure the public safety of their citizens by providing adequate levels of police services to address both federal and state crimes impacting the community; and

**WHEREAS**, the City and HSI are desirous of entering into a Memorandum of Understanding (“MOU”) with each other to allow for the participation of North Miami Police Officers in HSI task force investigations; and

**WHEREAS**, several law enforcement agencies in Miami-Dade County are currently members of the HSI task force including the City of Miami, Doral, Surfside, and Miami Gardens; and

**WHEREAS**, pursuant to section 401 (i), Tariff Act of 1930, as amended (19 U.S.C. § 1401 (i)), the Secretary of Homeland Security is authorized to designate North Miami police officers as customs officers for purposes of participating in federal task force investigations involving narcotics and money laundering; and

**WHEREAS**, it is specified that this designation by HSI does not convey any authority to North Miami Police Officers to enforce administrative violations of immigration law.

**NOW, THEREFORE**, The City of North Miami, a Florida municipal corporation, and US Immigration and Customs Enforcement Homeland Security Investigations in consideration for mutual promises to render valuable aid in time of necessity, do hereby agree to fully and faithfully abide by and be bound by the terms and conditions in the MOU attached as Exhibit “A”.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

**Section 1. Approval.** The City Council hereby approves the Memorandum of Understanding between the City of North Miami Police Department and US Immigration and Customs Enforcement Homeland Security Investigations.

**Section 2. Authority of Interim City Manager.** The Interim City Manager is hereby authorized to execute this Mutual Aid Agreement.

**Section 3. Effective Date.** This Resolution shall be affective upon adoption.

**PASSED AND ADOPTED** by a 4-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 23rd day of June, 2020.

  
PHILIPPE BIEN-AIME  
MAYOR

ATTEST:

  
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VANESSA JOSEPH, ESQ.  
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
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JEFF P. H. CAZEAU, ESQ.  
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Bien-Aime

**Vote:**

Mayor Philippe Bien-Aime	<u>  X  </u> (Yes)	<u>      </u> (No)
Vice Mayor Alix Desulme, Ed.D.	<u>      </u> (Yes)	<u>  X  </u> (No)
Councilman Scott Galvin	<u>  X  </u> (Yes)	<u>      </u> (No)
Councilwoman Carol Keys, Esq.	<u>  X  </u> (Yes)	<u>      </u> (No)
Councilwoman Mary Estimé-Irvin	<u>  X  </u> (Yes)	<u>      </u> (No)