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4 **RESOLUTION 2012-01**  
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6 **A RESOLUTION OF THE VILLAGE COMMISSION OF**  
7 **THE VILLAGE OF BISCAYNE PARK, FLORIDA,**  
8 **AUTHORIZING THE VILLAGE MANAGER TO ENTER**  
9 **INTO AN AGREEMENT BETWEEN THE VILLAGE OF**  
10 **BISCAYNE PARK AND THE STATE OF FLORIDA,**  
11 **OFFICE OF THE STATE ATTORNEY FOR THE**  
12 **ELEVENTH JUDICIAL CIRCUIT OF FLORIDA TO**  
13 **REIMBURSE THE STATE ATTORNEY'S OFFICE FOR**  
14 **THE COST OF STATE ATTORNEY PROSECUTION OF**  
15 **CERTAIN CRIMINAL VIOLATIONS OF THE**  
16 **MUNICIPAL CODE OF THE VILLAGE OF BISCAYNE**  
17 **PARK; PROVIDING FOR AN EFFECTIVE DATE**  
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22 WHEREAS, the Village finds that in order to maintain and improve the health, safety, and  
23 welfare of this community, it is necessary to adequately enforce and prosecute violations of the  
24 Village's Municipal Code; and  
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26 WHEREAS, the violation of some of these ordinances actually represent criminal violations  
27 enforceable by prosecution in the judicial system; and  
28

29 WHEREAS, Section 27.02, Florida Statutes, authorizes the Office of the State Attorney in  
30 each county to prosecute municipal ordinance violations punishable by incarceration if ancillary to  
31 state prosecution or, if not ancillary to state prosecution, when the State Attorney contracts with the  
32 local government for reimbursement.  
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34 WHEREAS, the Village finds that it is more effective and efficient to contract with the  
35 Office of the State Attorney for the Eleventh Judicial Circuit of Florida to prosecute violations of the  
36 ordinances of the Village.  
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38 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION OF**  
39 **THE VILLAGE OF BISCAYNE PARK, THAT:**  
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1            **Section 1.**     The foregoing "Whereas" clauses are hereby ratified and confirmed as being  
2 true and correct and hereby made a specific part of this Resolution upon adoption hereof.

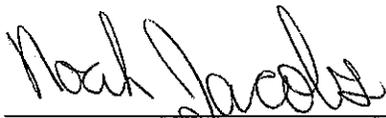
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4            **Section 2.**     The Village Manager is authorized to execute the agreement between the  
5 State of Florida, Office of the State Attorney for the Eleventh Judicial Circuit of Florida and the  
6 Village of Biscayne Park, to reimburse the State for the cost of state attorney prosecution of certain  
7 criminal violations of the municipal code of the Village of Biscayne Park, attached hereto and  
8 incorporated herein as Exhibit "1."

9            **Section 3:**     This resolution shall become effective immediately upon its adoption.  
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14 PASSED AND ADOPTED this 12<sup>th</sup> day of January, 2012.  
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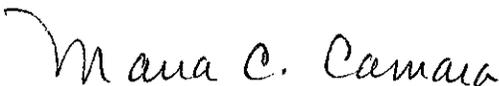
**The foregoing resolution upon being  
put to a vote, the vote was as follows:**

Mayor Jacobs: Yes  
Vice Mayor Watts: Yes  
Commissioner Anderson: Yes  
Commission Cooper: Yes  
Commissioner Ross: Yes

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21 Noah Jacobs, Mayor

22 Attest:

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26 \_\_\_\_\_  
27 Maria C. Camara, Village Clerk

28 Approved as to form:  
29  
30

31  
32   
33 \_\_\_\_\_  
34 Village Attorney