

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE EXPENDITURE OF FEDERAL (JUSTICE) LAW ENFORCEMENT FORFEITURE FUNDS PURSUANT TO THE FEDERAL COMPREHENSIVE CRIME CONTROL ACT OF 1984 FOR THE PURCHASE OF TWO (2) FORD T350 TRANSPORT VANS, EMERGENCY LIGHT PACKAGES, AND INTERIOR VEHICLE EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$112,000.00 TO BE UTILIZED BY THE POLICE DEPARTMENT'S SWAT TEAM; APPROVING AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER BETWEEN THE CITY AND GARBER FORD FOR THE PURCHASE OF THE TWO 2017 TRANSIT CARGO VANS IN THE AMOUNT OF \$65,994.00; APPROVING AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER BETWEEN THE CITY AND EMERGENCY VEHICLE, INC. FOR THE PURCHASE OF INTERIOR VEHICLE EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$38,005.00; AND AMENDING THE FISCAL YEAR 2017 OPERATING BUDGET (R-2016-284) AS OUTLINED IN EXHIBIT 1.

WHEREAS, the Police Department desires to purchase two (2) transport vans and associated equipment in order enhance the safety, reliability, operational efficiency and performance capabilities of the Special Weapons and Tactics Unit ("SWAT"); and

WHEREAS, the existing transport vans are 13 years old and are constantly in need of repair; and

WHEREAS, the SWAT unit is utilized in high risk situations and SWAT personnel rely heavily on their transport vans to facilitate these high risk operations; and

WHEREAS, the Department of Justice's Equitable Sharing Guidelines ("Guidelines") sets forth that Federal Law Enforcement Forfeiture Funds may be expended on permissible uses such as the costs associated with the purchase, lease, maintenance, or operation of law enforcement equipment for use by law enforcement personnel that supports law enforcement activities, provided that the purchase is not a budgeted item and it is not supplanting a normal operating need/expectation of the law enforcement agency; and

WHEREAS, the Guidelines require that the Police Department obtain approval for such expenditures from the City Commission; and

WHEREAS, the funding source for the purchase of the aforementioned equipment will be Federal (Justice) Law Enforcement Forfeiture Funds pursuant to the Federal Comprehensive Crime Control Act of 1984, thereby incurring no cost to the taxpayers of the City of Hollywood, and such expense is a permissible use of such funds; and

WHEREAS, the Ford T350 transport vans are available through the State of Florida Bid No. 25100000-16-1, which was competitively bid, and said contract may be used and relied upon by other governmental entities within the State of Florida; and

WHEREAS, Garber Ford has agreed to provide the two transport vans under the same pricing, terms and conditions to the City of Hollywood; and

WHEREAS, the interior vehicle equipment is available through the Broward Sheriff's Office RLI – 16016IC, which was competitively bid for specialty fire apparatus and police emergency equipment (which includes interior outfitting only) and awarded the emergency equipment contract to Emergency Vehicle, Inc.; and

WHEREAS, Emergency Vehicle, Inc. has agreed to provide the emergency interior police equipment package under the same pricing, terms and conditions to the City of Hollywood; and

WHEREAS, on August 31, 2016, the City Commission passed and adopted Resolution No. R-2016-252, which authorized the issuance of Blanket Purchase Order Number B002721 to Strobes-R-U's, Inc. for the Purchase, Supply and Installation of Emergency and Related Equipment, whereby the purchase of the emergency light package in the amount of \$7,200.00 falls under said Blanket Purchase Order in accordance with Section 38.40(C)(5) of the Purchasing Ordinance; thus, this purchase does not require additional City Commission approval; and

WHEREAS, Section 38.40 (C)(5) of the Purchasing Ordinance allows the Director to procure, without following formal procedures, all goods and services which are subject of contracts with the state, its political subdivisions, the United States government, other governmental entities, or a corporation not for profit whose members are governmental entities, public officers, or any combination thereof, provided however, the goods and services are: (i) the subject of a price schedule negotiated by the state or the United States government, or (ii) the subject of a contract with another governmental entity or a corporation not for profit whose members are governmental entities, public officers, or any combination thereof, which contract is based strictly on competitive bids or competitive proposals and not on any preference; and

WHEREAS, the Chief of Police recommends that the appropriate City Officials authorize the expenditure of Federal (Justice) Law Enforcement Forfeiture Funds in an amount not to exceed \$112,000.00 for the purchase of the two (2) transport vans, emergency light packages, and the interior vehicle equipment; and

WHEREAS, the Fiscal Year 2017 Operating Budget of the City of Hollywood was adopted and approved by the City Commission pursuant to Resolution R-2016-284 at the 2nd Public Budget Hearing on September 28, 2016; and

WHEREAS, this Resolution seeks to authorize the recognition and appropriation of Law Enforcement Forfeiture Funds as detailed in the attached Exhibit 1;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the expenditure of Federal Law Enforcement Forfeiture Funds pursuant to the Federal Comprehensive Crime Control Act of 1984 for the purchase of two (2) Ford T350 Transport Vans, emergency light equipment and interior vehicle equipment, in an amount not to exceed \$112,000.00.

Section 2: That it hereby approves and authorizes the issuance, by the appropriate City Officials of a Purchase Order between Garber Ford and the City of Hollywood.

Section 3: That it hereby approves and authorizes the issuance, by the appropriate City Officials of a Purchase Order between Emergency Vehicle, Inc. and the City of Hollywood.

Section 4: That it hereby authorizes the Department of Financial Services to create certain accounts to recognize revenue and appropriate program funding as detailed in the attached Exhibit 1.

Section 5: That the Amendments, Adjustments and Transfers to the Operating Budget of the City of Hollywood for the Fiscal Year beginning October 1, 2016, relating to the Law Enforcement Forfeiture Trust Fund (Fund 12), are hereby approved, adopted and accepted as Amendments to the Operating Budget of the City of Hollywood, Florida for the Fiscal Year 2017.

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Section 6: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2017.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the
City of Hollywood, Florida, only.

ALAN FALLIK, ACTING CITY ATTORNEY