

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE EXPENDITURE OF FEDERAL LAW ENFORCEMENT FORFEITURE FUNDS PURSUANT TO THE FEDERAL COMPREHENSIVE CRIME CONTROL ACT, TO PROVIDE FUNDING FOR LAW ENFORCEMENT TRAINING, INVESTIGATIONS (INCLUSIVE OF OVERTIME, CONFIDENTIAL INFORMANT FEES), AND THE ACQUISITION OF EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$300,000.00; AMENDING THE FISCAL YEAR 2016 ADOPTED OPERATING BUDGET (R-2015-294) FOR THE LAW ENFORCEMENT FORFEITURE FUND 12, REVISING OPERATING REVENUES, AUTHORIZING BUDGETARY ADJUSTMENTS, EXPENDITURES, AND TRANSFERS AS DETAILED IN EXHIBIT 1; AND AUTHORIZING THE DEPARTMENT OF FINANCIAL SERVICES TO ESTABLISH ACCOUNT(S) AS MAY BE NEEDED.

WHEREAS, the Federal Comprehensive Act of 1984 authorized the federal officials to implement a national asset forfeiture program; and

WHEREAS, the Department of Justice Asset Forfeiture Program serves not only to deter crimes but also to provide valuable additional resources to state and local law enforcement agencies; and

WHEREAS, one of the most important provisions of asset forfeiture is the authorization to share federal forfeiture proceeds with cooperating state and local law enforcement agencies; 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 law enforcement training, law enforcement investigations (which may include the payment of overtime and payment of confidential informant fees), and law enforcement equipment under certain parameters; and

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

WHEREAS, the Police Department is requesting authorization to expend Federal Law Enforcement Forfeiture Funds in the amount of \$300,000.00 for costs associated with law enforcement training, law enforcement investigations and

initiatives (inclusive of overtime and payment of confidential informant fees), and the acquisition of law enforcement equipment for the use by law enforcement personnel that supports law enforcement activities; and

WHEREAS, all permissible use expenditures will be in accordance with the City's Purchasing Ordinance; and

WHEREAS, the expenditure of such Federal Law Enforcement Funds will incur no cost to the taxpayers of the City of Hollywood; and

WHEREAS, pursuant to Resolution R-2015-294, adopted and approved by the City Commission on September 28, 2015, the Fiscal Year 2016 Adopted Budget was adopted and approved by the City Commission to recognize operating revenues, provide appropriations, and permit authorized budgetary adjustments and transfers; and

WHEREAS, funding is available in the Fund Balance of the Law Enforcement Forfeiture Fund (Fund 12) which is to be recognized and appropriated for the specific permissible uses as described above and detailed in the attached Exhibit 1; and

WHEREAS, the Chief of Police recommends that \$300,000.00 be made available from the Federal Law Enforcement Forfeiture Fund and the Department of Financial Service will create certain accounts to recognize revenue and appropriate program funding for the permissible uses of law enforcement training, law enforcement investigations and initiatives (inclusive of overtime and payment of confidential informant fees), and the acquisition of law enforcement equipment for use by law enforcement personnel that supports law enforcement activities;

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 Act of 1985 to provide funding for law enforcement training, law enforcement investigations and initiatives (inclusive of overtime and payment of confidential informant fees), and the acquisition of law enforcement equipment all purchases/training (to be made in accordance with the City's Purchasing Ordinance), in an amount not to exceed \$300,000.00.

RESOLUTION AUTHORIZING THE EXPENDITURE OF FEDERAL LAW
ENFORCEMENT FORFEITURE FUNDS IN AN AMOUNT NOT TO EXCEED
\$300,000.00.

Section 2: That it hereby approves and authorizes the Amendments, Adjustments and Transfers to the Operating Budget of the City of Hollywood for the Fiscal Year beginning October 1, 2015, relating to the Law Enforcement Forfeiture Fund, Fund 12, as set forth in detail in Exhibit 1, attached hereto and by this reference made a part hereof, are hereby approved, adopted and accepted as Amendments to the Operating Budget of the City of Hollywood, Florida for the Fiscal Year 2016 and the identified funds therein.

Section 3: That it hereby authorizes the Department of Financial Services to create certain accounts to recognize revenue and appropriate program funding.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2015.

PETER BOBER, 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.

JEFFREY P. SHEFFEL, CITY ATTORNEY