

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE EXPENDITURE OF FEDERAL LAW ENFORCEMENT FORFEITURE FUNDS (JUSTICE) PURSUANT TO THE FEDERAL COMPREHENSIVE CRIME CONTROL ACT OF 1984 FOR THE PURCHASE OF FIELD FORCE EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$36,873.19; AMENDING THE FISCAL YEAR 2018 ADOPTED OPERATING BUDGET (R-2017-288) FOR THE LAW ENFORCEMENT FORFEITURE FUND (FUND 12).

WHEREAS, the Police Department desires to purchase field force equipment to include 55 chest protectors, 55 shoulder and arm protectors, 16 riot helmets, 55 riot batons, 50 personal protective shields, 60 pairs of combat gloves and five sets of fire protective suits ("Field Force Equipment"); and

WHEREAS, the purchase of all Field Force Equipment has been determined to be a legitimate and permissible expenditure under the federal asset sharing guidelines for forfeiture funds; 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 Field Force Equipment will be Federal Law Enforcement Forfeiture Funds (Justice), 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, all permissible use expenditures for the Field Force Equipment will be in accordance with the City's Purchasing Ordinance; and

WHEREAS, Section 38.43 of the City's Purchasing Ordinance provides that all purchases of supplies and contractual services of less than the estimated annual value

of \$50,000 shall be purchased in the open market, without advertisement and without observing the procedures prescribed in Section 38.40 of the Purchasing Ordinance; and

WHEREAS, pursuant to Resolution R-2017-288, adopted and approved by the City Commission on September 27, 2017, the Fiscal Year 2018 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 described above and detailed in the attached Exhibit "1"; and

WHEREAS, the Acting Chief of Police and the Director of Procurement & Contract Compliance recommend that the City Commission approve the expenditure of \$36,873.19 with Federal Eastern International, and this amount be approved and made available from the Law Enforcement Forfeiture Trust Fund in order to purchase the Field Force Equipment.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the expenditure of Federal Treasury Law Enforcement Forfeiture Funds (Justice) pursuant to the Federal Comprehensive Act of 1984 in order to purchase the Field Force Equipment in an amount not to exceed \$36,873.19 in compliance with the City's purchasing requirements.

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

Section 4: That the Amendments to the FY 2018 Operating Budget of the City of Hollywood for the Fiscal Year beginning October 1, 2017 and set forth in detail in Exhibit "1" are hereby approved, adopted and authorized as Amendments to the Operating Budget of the Law Enforcement Forfeiture Fund (Fund 12) of the City for the Fiscal Year 2018.

Section 5: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE EXPENDITURE OF FEDERAL LAW ENFORCEMENT FORFEITURE FUNDS (JUSTICE) PURSUANT TO THE FEDERAL COMPREHENSIVE CRIME CONTROL ACT OF 1984 FOR THE PURCHASE OF FIELD FORCE EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$36,873.19; AND AMENDING THE FISCAL YEAR 2018 ADOPTED OPERATING BUDGET (R-2017-288) FOR THE LAW ENFORCEMENT FORFEITURE FUND (FUND 12) AS DETAILED IN EXHIBIT 1.

PASSED AND ADOPTED this _____ day of _____, 2018.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

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

DOUGLAS R. GONZALES, CITY ATTORNEY