

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING AN EXPENDITURE OF STATE LAW ENFORCEMENT FORFEITURE TRUST FUNDS TO DEFRAY EXPENSES/COSTS ASSOCIATED WITH SPONSORING AND PARTICIPATING IN SPECIAL LAW ENFORCEMENT EVENTS AND PROGRAMS IN THE AMOUNT OF \$50,000.00; AMENDING THE FISCAL YEAR 2020 ADOPTED OPERATING BUDGET PER RESOLUTION R-2019-287 FOR THE LAW ENFORCEMENT FORFEITURE FUND (FUND 112).

WHEREAS, Sections 932.701 through 932.707, Florida Statutes, constitute the Florida Contraband Forfeiture Act (the "Act"); and

WHEREAS, Section 932.7055(5)(a), Florida Statutes, states that proceeds shall be used for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, *or for other law enforcement purposes*, which include defraying the cost of protracted or complex investigations, providing additional equipment or expertise, purchasing automated external defibrillators for use in law enforcement vehicles, and providing matching funds to obtain federal grants; however, the proceeds and interest may not be used to meet normal operating expenses of the law enforcement agency; and

WHEREAS, the Police Department's Administrative Bureau is instrumental in coordinating and participating in special law enforcement events and programs including but not limited to the Broward Victim's Rights Coalition, Citizens Law Enforcement Academy, the Citizens Mobile Crime Watch Patrol, Crime Watch community functions, Crime Watch Programs at local schools, the City's Youth Ambassador Program involving local high school students, and Police Honorary events; and

WHEREAS, the Act sets forth the procedure in which funds may be expended from a contraband forfeiture trust fund for certain purposes contingent upon the Police Chief's recommendation that a request for expenditure of such funds complies with the Act and City Commission approval for such expenditure; and

WHEREAS, the Chief of Police recommends the expenditure of State Law Enforcement Trust Funds ("LETFs") to defray expenses/costs associated with sponsoring and participating in special law enforcement events and programs; and

WHEREAS, expenses associated with sponsoring and participating in many special law enforcement events and programs are borne entirely by the Police Department; and

WHEREAS, the expenditure of State Law Enforcement Forfeiture funds will incur no cost to the taxpayers of the City of Hollywood; and

WHEREAS, funding has been provided pursuant to Resolution No. R-2019-287, which continued the appropriation for previously approved Law Enforcement Trust Funds from FY 2019 and FY 2020; and

WHEREAS, the Chief of Police certifies that the expenditure of State LETFs to defray expenses/costs associated with sponsoring and participating in special law enforcement events and programs will be used for an appropriate law enforcement purpose; and

WHEREAS, the Chief of Police certifies that the expenditure of State LETFs to defray expenses/costs associated with sponsoring and participating in special law enforcement events and programs were not considered in the adoption and approval of the Police Department budget; and

WHEREAS, The Chief of Police certifies that the that the expenditure of State LETFs to defray expenses/costs associated with sponsoring and participating in special law enforcement events and programs are not being used as a normal source of revenue for the Police Department.

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 the Amendments to the FY 2020 Operating Budget for Fiscal Year beginning October 1, 2019 and set forth in detail in Exhibit "1" are adopted and authorized as Amendments to the Operating Budget of the Law Enforcement Forfeiture Fund (Fund 112) of the City of Hollywood, Florida, for Fiscal Year 2020.

Section 3: That it approves and authorizes the expenditure of State LETFs to defray expenses/costs associated with sponsoring and participating in special law enforcement events and programs.

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

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
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.

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DOUGLAS R. GONZALES  
CITY ATTORNEY