

RESOLUTION NO. R-2018-353

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE EXPENDITURE OF FEDERAL (JUSTICE) LAW ENFORCEMENT FORFEITURE FUNDS PURSUANT TO THE FEDERAL COMPREHENSIVE CRIME CONTROL ACT OF 1984, TO PROVIDE FUNDING FOR LAW ENFORCEMENT TRAINING, LAW ENFORCEMENT INVESTIGATIONS (INCLUSIVE OF OVERTIME, CONFIDENTIAL INFORMANT FEES), AND THE ACQUISITION OF LAW ENFORCEMENT EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$300,000.00; AMENDING THE FISCAL YEAR 2019 ADOPTED OPERATING BUDGET PER RESOLUTION R-2018-301 FOR THE LAW ENFORCEMENT FORFEITURE FUND (FUND 12).

WHEREAS, the Federal Comprehensive Act of 1984 authorized 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 (Justice) Law Enforcement Forfeiture Funds may be expended on permissible uses such as specialized 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 (Justice) 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 use by law enforcement personnel that supports law enforcement activities; and

WHEREAS, all permissible expenditures relating to training and the acquisition of equipment will be in accordance with the City's Purchasing Ordinance; and

WHEREAS, the Chief of Police recommends that \$300,000.00 be made available from the Federal (Justice) 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 specialized 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; and

WHEREAS, the expenditure of such Federal (Justice) Law Enforcement Funds will incur no cost to the taxpayers of the City of Hollywood.

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 (Justice) Law Enforcement Forfeiture Funds pursuant to the Federal Comprehensive Act of 1984 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, such purchases/training to be made in accordance with the City's Purchasing Ordinance, in an amount not to exceed \$300,000.00.

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

Section 4: That these Amendments to the FY 2019 Operating Budget for Fiscal Year beginning October 1, 2018 and set forth in detail in the attached Exhibit "1" are adopted and authorized as Amendments to the Operating Budget of the Law Enforcement Forfeiture Fund (Fund 12) of the City of Hollywood, Florida, for Fiscal Year 2019.

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

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

PASSED AND ADOPTED this 7 day of November, 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

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Exhibit 1: Budget Amendments
Law Enforcement Forfeiture Fund (Fund 12)

This item allocates available fund balance for investigative services and other authorized uses for Fiscal Year 2019.

Revenue:

Description	Account Number	Amount
Net Assets	12.1200.00000.300.0000	300,000

Expenses:

Description	Account Number	Amount
Investigative Services	TBD	300,000