



Council Report

776 N.E. 125 Street, North Miami, Florida 33161

To: The Honorable Mayor and City Council

From: Laurence Juriga, Interim Chief of Police

A handwritten signature in black ink, appearing to read "L. Juriga", is written over the name in the "From:" field.

Date: January 23rd, 2018

RE: FORFEITURE APPROPRIATION REQUEST OF LAW ENFORCEMENT TRUST FUNDS AND FEDERAL EQUITABLE SHARING FUNDS (JUSTICE AND TREASURY)

RECOMMENDATION

That the City Council appropriate and authorize expenditures in the amount of \$262,500 from the Law Enforcement Trust Fund and Federal Equitable Sharing Funds (Justice and Treasury).

BACKGROUND

The Police Department is requesting an appropriation approval of \$262,500 of which \$137,000 would come from the Law Enforcement Trust Fund; \$37,500 from Federal Equitable Sharing Funds (Justice); and \$88,000 from Federal Equitable Sharing Fund (Treasury). Attached is the budget with a description of expenditure requests from each of the three funds. As the Interim Chief of Police, I certify that the expenditure of funds are in compliance with Section 932.7055, Florida State Statutes, and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies.

ATTACHMENTS

Budget

Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING AND APPROPRIATING FUNDS IN THE AMOUNT OF TWO HUNDRED SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS (\$262,500.00) TO BE FUNDED IN THE AMOUNT OF ONE HUNDRED THIRTY SEVEN THOUSAND DOLLARS (\$137,000.00) FROM THE LAW ENFORCEMENT TRUST FUND, THIRTY SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$37,500.00) FROM FEDERAL EQUITABLE SHARING FUND (JUSTICE) AND EIGHTY EIGHT THOUSAND DOLLARS (\$88,000.00) FROM FEDERAL EQUITABLE SHARING FUND (TREASURY), AND PROVIDING FOR THE APPROPRIATION AND EXPENDITURE OF THOSE ITEMS AS SET FORTH IN EXHIBIT "A"; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, Section 932.7055 of the Florida Statutes sets forth the purpose and procedures to be utilized for the appropriation and expenditures of the law enforcement trust fund; and

WHEREAS, the Guide to Equitable Sharing for State and Local Law Enforcement Agencies sets forth the criteria for the expenditure of Federal Equitable Sharing Funds; and

WHEREAS, the proceeds and interest earned from the Law Enforcement Trust Fund is authorized to be used for crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes; and

WHEREAS, Federal Equitable Shared Funds may be used for law enforcement purposes including investigations, training, equipment, travel and transportation, awards and memorials; and

WHEREAS, the Interim Chief of Police of the City of North Miami has submitted a written certification which states that the request complies with the provisions of Section 932.7055 of the Florida Statutes and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies (written certification included in Council Report); and

WHEREAS, the Interim Chief of Police is authorized to expend these funds upon request and approval by the Mayor and City Council; and

WHEREAS, the North Miami Police Department is seeking authorization from the Mayor and City Council to expend the total sum of Two Hundred Sixty Two Thousand Five Hundred Dollars (\$262,500.00) as set forth in the budget attached as Exhibit “A” with One Hundred Thirty Seven Thousand Dollars (\$137,000.00) to be funded from the Law Enforcement Trust Fund, Thirty Seven Thousand Five Hundred Dollars (\$37,500.00) funded from the Federal Equitable Sharing Fund (Justice) and Eighty Eight Thousand Dollars (\$88,000.00) from the Federal Equitable Sharing Fund (Treasury); and

WHEREAS, the Mayor and City Council of the City of North Miami are desirous of approving and adopting the appropriations and expenditures as requested by the North Miami Police Department.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. **Adoption of Representations.** The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. **Authorization.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the expenditure of Two Hundred Sixty Two Thousand Five Hundred Dollars (\$262,500.00) from the law enforcement trust fund and federal equitable sharing funds and for the appropriation and expenditure of those items as set forth in Exhibit “A”.

Section 3. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, this ____ day of _____, 2018.

DR. SMITH JOSEPH
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: _____

Seconded by: _____

Vote:

Mayor Smith Joseph, D.O., Pharm. D.
Vice Mayor Carol Keys, Esq.
Councilman Scott Galvin
Councilman Philippe Bien-Aime
Councilman Alix Desulme

_____ (Yes) _____ (No)
_____ (Yes) _____ (No)
_____ (Yes) _____ (No)
_____ (Yes) _____ (No)
_____ (Yes) _____ (No)

**FY 2017-18
FEDERAL FORF./LETF BUDGETS**

EXPENDITURE:	EXPLANATION:	FUNDING:			SUB-TOTAL:
		L.E.T.F.	JUSTICE	TREASURY	
Community projects and events, necessary to promote positive police image, and for other law enforcement purposes.	Funds will be used for community events such as Families Against Crime Together (FACT) Festival; Scholarship Fundraising Events; Community Bike Rides; Accreditation; etc.	10,000	5,000	5,000	20,000
Crime Prevention Awareness and Safe Neighborhoods	Funds will be used for National Night Out; MAGTAF Operations; Parole & Probation Sweeps; Crime Prevention Bulletins, Brochures, and Advertisements; Region 7 Gang Meetings; Wolf Pack Operations; Gun Buy Back Programs; Media/Public Service Announcements; D.U.I. Checkpoints, Citizens Mobile Patrol Program; Police Chaplaincy Program, etc.	30,000	N/A	15,000	45,000
Training	Funds will be used to train officers, investigators, and support personnel in any area necessary to perform official law enforcement duties and maintain certifications.	50,000	10,000	35,000	95,000
Investigations	Funds will be used to support investigations and operations such as Enforcement Initiatives, payments to informants, "buy", "flash" or reward money; purchase of evidence and contraband; etc.	N/A	5,000	N/A	5,000
Law Enforcement Awards, Plaques, and Memorials	Funds will be used to purchase plaques for retiring employees; officer of the month; performance and meritorious achievements; etc.	N/A	7,500	N/A	7,500
Equipment and Operations:	Funds will be used to purchase, lease, maintenance, or operation of law enforcement equipment for use by law enforcement personnel that supports law enforcement activities. Such as less-lethal weapons; IT Hardware and Software; Message Traffic Boards; Specialized Equipment; etc.	47,000	10,000	33,000	90,000
Law enforcement Travel and Transportation	Funds will be used for costs associated with travel and transportation.	N/A	N/A	N/A	N/A
TOTAL:		137,000	37,500	88,000	262,500