

RESOLUTION NO. 2021- 2827

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING FISCAL YEAR 2022 POLICE FORFEITURE FUND EXPENDITURES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 881(e)(3) of Title 21, United States Code, and Section 932.7055, Florida Statutes, define the purpose and procedures for appropriation of funds from the Town of Surfside (the “Town”) Police Forfeiture Fund; and

WHEREAS, forfeiture funds may be used for law enforcement purposes only, including supporting community policing activities, law enforcement training, law enforcement operations, law enforcement equipment, crime awareness programs, and community-based initiatives (collectively, the “Forfeiture Initiatives”); and

WHEREAS, the Town’s Chief of Police has determined that the appropriation and expenditure of forfeiture funds is necessary to support the Forfeiture Initiatives and in support of the expenditures that have been budgeted for Fiscal Year 2022; and

WHEREAS, the Town’s Fiscal Year 2022 budget anticipates use of forfeiture funds to assist the Town’s Police Department in conducting promotional activities and crime prevention programs, and distributing crime prevention material and miscellaneous supplies for children, residents and businesses throughout the year, including: the Citizens Police Academy; school career days; Teen Summer Camp; Holiday Toy Drive; residential and commercial security surveys; victim awareness seminars; Bike with the Chief and Do the Right Thing of Miami youth program; and

WHEREAS, forfeiture funds will also be used to assist the Town’s Police Department in supporting the patrol mobile laptop program which allows officers to electronically complete their

reports, arrest affidavits, and conduct criminal and driver license checks, and to purchase special police equipment such as end of life body armor and police ammunition for mandatory and annual qualifications; and

WHEREAS, the Town Commission wishes to approve the use and expenditure of \$107,159.00 of forfeiture funds to support the Forfeiture Initiatives as set forth in Attachment "A" attached hereto; and

WHEREAS, forfeiture funds are available in the State of Florida Forfeiture Account within the Town's Police Forfeiture Fund; and

WHEREAS, the Town Commission finds that this Resolution is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals. Each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

Section 2. Approval of Police Forfeiture Fund Expenditures. The Town Commission hereby approves the Police Forfeiture Fund expenditures for Fiscal Year 2022 in the amount of \$107,159.00 to support Forfeiture Initiatives, all as set forth in Attachment "A" attached hereto.

Section 3. Authorization. The Town Commission hereby authorizes the Town Manager and Chief of Police to execute any purchase orders or required documentation for the expenditures described in this Resolution, subject to approval by the Town Attorney as to form and legality, and to take any action which is reasonably necessary to implement the purpose of this Resolution.


Section 4. Effective Date. That this Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 9th day of November, 2021.

Motion By: Commissioner Velasquez
Second By: Commissioner Kesl

FINAL VOTE ON ADOPTION:

Commissioner Charles Kesl	<u>Yes</u>
Commissioner Eliana R. Salzhauer	<u>Yes</u>
Commissioner Nelly Velasquez	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Yes</u>




Charles W. Burkett, Mayor

ATTEST:



Sandra McCready, MMC
Town Clerk

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney

ATTACHMENT A

CERTIFICATE OF CHIEF OF POLICE

I, **JOHN HEALY, Interim Chief of Police of the Town of Surfside**, do hereby certify the following expenditures for **\$107,159.00** from the State of Florida Forfeiture Account within the Town of Surfside Police Forfeiture Fund for the 2022 Fiscal Year budget complies with provisions Section 881(e)(3) of Title 21, United States Code and §932.7055, Fla. Stat.:

(1) \$10,500.00 for promotional activities; crime prevention initiatives, programs, and training; and distribution of crime prevention material and miscellaneous supplies for children, residents and businesses throughout the year. The training, programs, and materials include the Citizens Police Academy, school career days, Teen Summer Camp, Holiday Toy Drive, residential and commercial security surveys, victim awareness seminars, Bike with the Chief, and Do The Right Thing of Miami youth program,. The sum also includes the expense for the annual mandated federal audit.

(2) \$69,459.00 for patrol mobile program that includes laptop program lease and air cards; and

(3) \$23,700.00 for special law enforcement equipment (weapons, weapon accessories, field force equipment, electronic control weapons, ammunition, body armor, electronic surveillance, office supplies, fitness, and training).

(4) \$3,500.00 for preparation of Federal Equitable Sharing Agreement report and State annual audit

Dated: _____

JOHN HEALY
Interim Chief of Police