

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2351.14

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW ENFORCEMENT TRUST FUND ("LETF") MONIES TO PROVIDE FOR A NEW DIVE BOAT/MARINE PATROL VESSEL FOR THE TOWN'S MARINE PATROL UNIT; PROVIDING FOR SURPLUS PROPERTY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town desires to use Law Enforcement Trust Fund ("LETF") monies to purchase a new dive boat/marine patrol vessel for the Town's Marine Patrol unit; and

WHEREAS, the Town's LETF account includes assets forfeited to the Town by authority of the Florida Contraband Forfeiture Act and by the Federal Asset Forfeiture Statutes; and

WHEREAS, the funds contained in the LETF are the result of seized assets from investigations by the Town's Police Department and joint investigations with other law enforcement agencies – not from tax revenue; and

WHEREAS, the Police Chief and the Town Manager are recommending the Town create a dive program as part of our marine patrol division; and

WHEREAS, the use of LETF dollars is a legitimate purpose for a new program; and

WHEREAS, it is requested the Town authorize the expenditure of LETF monies in the amount of \$177,000 as described in the attached Exhibit "A" for the purchase of the new dive boat/marine patrol vessel; and

WHEREAS, the Chief of Police certifies that this expenditure complies with § 932.7055, Florida Statutes, and / or the Federal Seizure statutes in that the funds will be used for an appropriate law enforcement purpose; and

WHEREAS, the Town Council authorized the purchase of the Town's current marine patrol vessel on March 16, 2005; and

WHEREAS, the boat, although it has been beneficial, does not meet the full needs of the Town's marine patrol division; and

WHEREAS, pursuant to Section 2-306 of the Town Code of Ordinances, the Town Manager has recommended the sale of the existing marine patrol vessel as surplus property at a public auction; and

WHEREAS, any revenues received from the auction of that boat will be reimbursed to the LETF fund; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to proceed as indicated in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. The expenditure of authorized LETF funds. That the use of LETF funds, as described in Exhibit "A," for the purchase of a dive boat/marine patrol vessel is hereby authorized and approved, subject to the purchasing provisions of the Town Code of Ordinances..

Section 3. Declaring Surplus Property. That the current marine patrol vessel which was authorized to be purchased on March 16, 2005 is hereby

declared surplus property (the "Surplus Property").

Section 4. Implementation. That the Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution and the disposal and sale of the Surplus Property.

Section 5. Effective Date. That this Resolution shall be effective immediately upon adoption.

Sponsored by the **Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Councilmember Rojas, seconded by Councilmember Lusskin and on roll call the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Bernard Einstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 23rd day of April, 2014.



MAYOR GLENN SINGER

ATTEST:



LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY