

● ●

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2106.10

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF THE FUNDS FROM THE TOWN'S LAW ENFORCEMENT TRUST FUND IN CONNECTION WITH CERTAIN ACTIVITIES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town has police officers participating in organized crime task forces which involve the officers participating in programs designed to further drug abuse prevention and crime prevention efforts, not only in the Town but in all of South Florida, and these participative programs were previously authorized by the Golden Beach Town Council under resolutions 2033.09 and 2069.10; and

WHEREAS, one of the initiatives of the Town is to have one of the officers use a K-9 for specialized purposes in various investigations, and the costs to the Town for the purchase of the Canine (K-9) and the associated costs is \$11,037.84, which includes \$6,637.00 for the K-9 and \$4,400.84 for the related equipment and duty uniforms, and these items are detailed in the attachment; and

WHEREAS, the Town's Law Enforcement Trust Fund account (the "LETf") includes assets forfeited to the Town by authority of the Florida Contraband Forfeiture Act and/or by Federal Asset Forfeiture Statutes; and

WHEREAS, the Town Council desires to utilize LETf funds to pay for these efforts, designed to enhance and support drug abuse prevention, crime prevention, and protracted and complex investigative initiatives costs of \$11,037.84 for the police department; and

WHEREAS, the monies contained in the LETF are the result of seized assets from joint investigations between the Town Police Department and other law enforcement agencies – not from tax revenue; and

WHEREAS, the Chief of Police has recommended that the \$11,037.84 cost be taken from the Town's LETF for "*crime prevention, drug abuse prevention, defraying the cost of protracted or complex investigations... providing additional equipment*" and other purchases specifically authorized by law; and

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

WHEREAS, the Chief of Police certifies that the Town's LETF is not being used as a normal source of revenue for the Town Police Department; and

WHEREAS, the Chief of Police certifies that the Town's LETF was not considered in the adoption and approval of the Police Department budget; 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. Use of LETF Authorized. That the use of LETF funds to purchase the Equipment is hereby authorized and approved.

Section 3. Implementation. That the Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution.


Section 4. 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 Lusskin, seconded by Councilmember Rojas and on roll call the following vote ensued:

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

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 17th day of August, 2010.



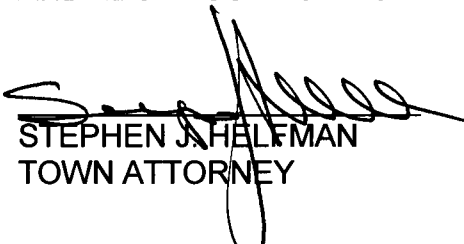
MAYOR GLENN SINGER

ATTEST:



LISSETTE PEREZ
INTERIM TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY