

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2785.21

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW ENFORCEMENT TRUST FUND (LETF) MONIES TO PURCHASE OF THIRTY FIREARMS, RMRS, NIGHT SIGHTS AND HOLSTERS FOR THE TOWN'S POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town desires to purchase thirty Glock 45 MOS 9mm firearms with Ruggedized Miniature Sight (RMR), Night Sights and Holsters in order to continue to provide the necessary protection and service to the residents of Golden Beach; and

**WHEREAS**, the costs to the Town to purchase the thirty Glock 45s, RMRs, Night Sights and Holsters is projected to be an amount not to exceed \$39,570.00; 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 by the Federal Asset Forfeiture Statutes; and

**WHEREAS**, the Town Council desires to utilize LETF funds to pay for the Personal Protective Equipment (PPE); and

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

**WHEREAS**, the Chief of Police has recommended that the \$39,570.00 cost be taken from the Town's LETF for "***other law enforcement purposes***" specifically authorized by law; 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 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. Purchase of Firearms and Equipment and the Use of LETF Authorized.** That the purchase of the thirty Firearms and Equipment as specified and the use of LETF funds to purchase 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 Vice Mayor Lusskin, seconded by Councilmember Bernstein and on roll call the following vote ensued:

Mayor Glenn Singer Aye  
Vice Mayor Judy Lusskin Aye  
Councilmember Kenneth Bernstein Aye  
Councilmember Jaime Mendal Aye  
Councilmember Bernard Einstein Aye

**PASSED AND ADOPTED** by the Town Council of the Town of Golden  
Beach, Florida, this 19<sup>th</sup> day of October, 2021.

  
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MAYOR GLENN SINGER

ATTEST:

  
\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
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STEPHEN J. HELFMAN  
TOWN ATTORNEY