

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2009-92

A RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$18,000.00 FROM PREVIOUSLY ENCUMBERED FORFEITED ASSET FUND (FAF) MONIES TO PROVIDE FOR THE FUNDING OF THE CORAL GABLES POLICE ATHLETIC LEAGUE PROGRAM.

WHEREAS, The Coral Gables Police Department's investigations of criminal activity produce forfeited funds, both related and unrelated to its participation in the South Florida Money laundering Strike Force operations; and

WHEREAS, the Coral Gables Police Department may lawfully retain at the conclusion of the legal proceedings the forfeited funds as authorized under Florida State Statute 932.7055; and

WHEREAS, the City Commission, under Resolution No. 2007-143 and 2008-102 approved encumbering \$47,948.94, for future expenditures or donations to school resource officer, crime prevention, safe neighborhood, drug abuse education or drug prevention programs, or as the City Commission deems appropriate; and

WHEREAS, the Coral Gables Police Chief, Richard J. Naue Jr., and the Coral Gables Finance Director, Donald G. Nelson, attest to have deposited the sum of \$18,000.00 in said forfeited funds into the Coral Gables Forfeited Asset Fund; and

WHEREAS, the FAF Committee met on April 2, 2009, and followed the FAF Committee operating procedures adopted on July 23, 2002; and

WHEREAS, The FAF Committee approved the Coral Gables Police Chief's request to expend the available funds on the specific items listed below on this resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City Manager is hereby directed to authorize the Finance Director to expend to the Coral Gables Police Department \$18,000.00 from the State Forfeiture Proceeds of the FAF previously encumbered under Resolutions 2007-143 and 2008-102, as a distribution to The Coral Gables Police Athletic League. The use of these funds is in accordance with the provisions of Florida State Statute (FSS) 932.7055(5)(c)(3) that the proceeds and interest from assets forfeited as a result of criminal investigations shall be used for school resource officer, crime prevention, safe neighborhood, or drug abuse education and prevention programs.

SECTION 3. That this Resolution shall become effective upon the date of its passage and adoption herein.

(Moved: Anderson / Seconded: Kerdyk)
(Yeas: Cabrera, Kerdyk, Withers, Anderson, Slesnick)
(Unanimous: 5-0 Vote)
(Agenda Item: C-4)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ
CITY ATTORNEY