

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2009-336

A RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$250,000.00 FROM STATE FORFEITED ASSET FUND (FAF) MONIES, TO REIMBURSE THE CITY OF CORAL GABLES GENERAL FUND FOR EXPENDITURES ASSOCIATED WITH THE POLICE COMMUNICATIONS CENTER PROJECT.

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 2009 Florida House of Representative General Appropriations Act (SB 2602) Section 7(d) provides that "for the 2009-2010 Fiscal Year, the funds in a special law enforcement trust fund established by the governing body of a municipality may be expended to reimburse the general fund of the municipality for monies advanced from the general fund to the special law enforcement trust fund prior to October 1, 2001"; and

WHEREAS, the Coral Gables Police Acting Chief, Mark A. Ginn, and the Coral Gables Finance Director, Donald G. Nelson attested to having deposited the sum of \$250,000.00, for the fiscal year ending September 30, 2009, in said forfeited funds into the Coral Gables Forfeited Asset Fund; and

WHEREAS, the FAF Committee met on December 4, 2009, and followed the FAF Committee operating procedures adopted on July 23, 2002; and

WHEREAS, the FAF Committee approved the Coral Gables Police Acting 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 Commission does hereby direct the City Manager to authorize the Finance Director to expend \$250,000.00, for the fiscal year ending September 30, 2009, from the State Forfeited Asset Fund to reimburse the City of Coral Gables General Fund for expenditures associated with the Police Communications Center Project as provided for by the Florida Legislature and Florida State Statute (FSS) 932.7055.

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

PASSED AND ADOPTED THIS FIFTEENTH DAY OF DECEMBER, A.D., 2009.

(Moved: Kerdyk / Seconded: Cabrera)

(Yeas: Cabrera, Kerdyk, Withers, Anderson, Slesnick)

(Unanimous: 5-0 Vote)

(Agenda Item: C-9)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ
CITY ATTORNEY