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08/12/16

CITY OF CORAL GABLES


- MEMORANDUM -

TO: CATHY SWANSON-RIVENBARK
CITY MANAGER

DATE: AUGUST 5, 2016

FROM: EDWARD J. HUDAK, JR.
CHIEF OF POLICE

SUBJECT:
FORFEITED ASSET FUND
REQUESTS



The Forfeited Asset Fund (FAF) consists of certain assets seized during the course of criminal investigations and the proceeds from the sale of certain forfeited assets distributed from both Federal Forfeited Asset Sharing and State Asset Forfeiture proceedings. These assets and proceeds may be expended for law enforcement purposes, but may not be used to meet normal operating expenses of the law enforcement agency.

Listed below are proposals seeking approval to expend State and Federal Forfeited Assets pursuant to the provisions of Florida State Statute 932.7055 and the Department of Justice “*Guide to Equitable Sharing for State and Local Law Enforcement Agencies.*”

In order to proceed with this proposal, the Coral Gables Police Department (“CGPD”) is requesting your approval of the following expenditure requests, which have already been reviewed, vetted, and approved by the Forfeited Asset Fund Committee.

STATE ASSET FORFEITURE FUNDS

1. No requests at this time.

FLORIDA CONRABAND ACT FUNDS

1. No requests at this time.

FEDERAL ASSET FORFEITURE FUNDS

1. Senior-Level Training

The Coral Gables Police Department has identified a need for senior-level training in anticipation of upcoming senior staff appointments and in the effort to improve the knowledge and capabilities of

CGPD management personnel. These professional and leadership development programs are essential in providing new and existing CGPD management with the skills necessary to advance our mission of providing police services with a pledge of honor and excellence, and in partnership with the people we serve.

The types of senior-level professional development and leadership programs that fall under the purview of this request include, but are not limited to, the following: Southern Police Institute at the University of Louisville; the Police Executive Research Forum's Senior Management Institute for Police; the Northwestern University Center for Public Safety Management Training; International Association of Chiefs of Police trainings; Institute for Law Enforcement Administration trainings; the Federal Bureau of Investigation's law enforcement trainings; and the School of Justice at Miami Dade College trainings.

In evaluating the costs associated with sending personnel to these senior-level trainings, CGPD requested an allocation of \$50,000. These funds are to be used specifically for senior-level professional development and leadership programs for new and existing members of CGPD senior staff as designated by the Chief of Police. Personnel falling under the purview of this request include Assistant Chiefs of Police, Police Division Majors, Acting Majors, and select Lieutenants.

As the funds are to be used exclusively for training – such as tuition, travel costs and per diem – these expenses fall under exemption 11 (“fees and costs of job-related seminars and training”) of Section 2-678 of the Procurement Code.

The “*Guide to Equitable Sharing for State and Local Law Enforcement Agencies*” by the United States Department of Justice provides direction to local law enforcement agencies on the permissible uses of forfeited assets shared with local agencies as a result of a local agency's participation in federal criminal investigations.

Per this guide, a permissible use of federally forfeited assets is the cost associated with the purchase of law enforcement training and education, as well as law enforcement travel and per diem.

Accordingly, a motion was made to the FAF Committee proposing an encumbrance of \$50,000 federally forfeited assets to be expended as needed for senior-level professional development and leadership trainings for new and existing members of the Coral Gables Police Department senior staff.

2. Training and Recruitment Video

The Coral Gables Police Department received a proposal from the International Association of Chiefs of Police (IACP) to collaborate with WebsEdge to create a video for the IACP Thought Leadership Film venture. At this year's IACP 2016 Annual Conference and Expedition, the association is premiering this venture, which serves to raise the visibility of the hard work of law enforcement professionals, and provides an opportunity to profile agencies with cutting-edge programs and solutions to law enforcement issues.

The proposal for CGPD includes the production, broadcast and distribution of a five-minute, high definition video. CGPD will have editorial oversight over the content of the video, and WebsEdge

will supply master copies of the final edited video as well as all raw materials from the shoot. The approved and final edit of the video will be taken to the IACP 2016 Annual Conference and Exposition and will be included in the official IACP TV broadcast. Through this proposal, WebsEdge grants an indefinite royalty free license to use the final edited film and all material shot on the agency's behalf for CGPD purposes. As such, CGPD has chosen to produce a training and recruitment video through this effort. This video would greatly assist CGPD in both recruitment efforts and in showcasing the Department's best practices in law enforcement.

The cost of the proposal is a fixed \$22,500 for a fully inclusive one-day shoot, which covers all aspects of the pre-production, filming, editing, post-production, broadcasting and distribution, including travel sustenance, equipment hire, insurance, etc.

As this is a training and recruitment video that CGPD will retaining ownership rights of, this expense falls under exemptions 10 ("copyrighted materials or patented materials including but not limited to technical pamphlets, published books, maps, testing or instructional materials") and 11 ("fees and costs of job-related seminars and training") of Section 2-678 of the Procurement Code.

The "*Guide to Equitable Sharing for State and Local Law Enforcement Agencies*" by the United States Department of Justice provides direction to local law enforcement agencies on the permissible uses of forfeited assets shared with local agencies as a result of a local agency's participation in federal criminal investigations.

Per this guide, a permissible use of federally forfeited assets is the cost associated with law enforcement training and education.

Accordingly, a motion was made to the FAF Committee proposing an expenditure of \$22,500 federally forfeited assets to the fund the creation of a training and recruitment video through the IACP Thought Leadership Film venture.

3. StressVest Sound System Equipment

The Coral Gables Police Department's acquisition of the StressVest system has been a tremendous addition to the Training Section. Reality-based force-on-force can now be conducted at nearly any venue without concern for damage from projectiles. Eliminating the need for protective headgear and the added dimension of realism have been assets to the training as well.

Through the use of this system, however, CGPD has detected one shortfall, which is the lack of sound generated by the training firearms. As a result of this shortfall, the StressVest manufacturer has developed a sound system that adds both gunfire sounds and ambient sounds to the training environment. This sound system equipment will eliminate the lack of sound shortcoming, and will also allow for any type of desired ambient sound to be played during a training exercise to increase the realism, further benefitting our officers.

The StressVest sound system equipment is available via sole source vendor Setcan, the same vendor used to purchase the StressVest system in FY15. The cost as quoted by Setcan is as follows:

• StressVest Portable Sound System (SV-PSS)	1 @ \$2,499/ea = \$2,499.00
• StressVest SIRT RF Glock Dedicated Dry Fire Pistol – Metal Slide for SV-SPSS Upgrade	12 @ \$129/ea = \$1,548.00
• Freight	<u>\$149.00</u>
	Total = \$4,196.00

Please note there are no recurring costs after the initial purchase fee.

These items will be purchased via a sole source vendor. Based on the total cost, and with Commission approval, this quote is sufficient for purchase per the City’s Procurement Code.

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Per this guide, a permissible use of federally forfeited assets is the cost associated with law enforcement equipment.

Accordingly, a motion was made to the FAF Committee proposing an expenditure of \$4,196 federally forfeited assets to fund the purchase of the StressVest sound system equipment.

4. Active Shooter Kits

Due to the increasing number of assaults on Police officers across the nation where rifles are used, the Coral Gables Police Department has identified a need for additional ballistic protection for its sworn officers. Concealable soft body armor is designed to stop handgun rounds; however, due to the velocity of rifle rounds, specially designed hard armor plates are needed to provide protection from rifle rounds. Hard armor plate certifications from the National Institute of Justice (NIJ) are classified as Level III or Level IV.

In the evaluation of hard armor plates, CGPD selected Level III+ plates, as they are tested to stop rounds that are outside of the Level III NIJ testing parameters. These plates are manufactured of either specially designed steel or composite ceramic materials. CGPD selected steel plates as they are more durable and less prone to cracking or having the integrity of the plate compromised in the event they are dropped.

As a result of this research, CGPD chose Federal Eastern International’s Active Shooter Kit with black carrier, which includes the black M.O.L.L.E. 10”x12” plate carrier, two Police ID panels, Point Blank 10”x12” Level III+ steel plates, two magazine pouches and a custom carry bag. The advantages of this kit over others includes the ability to add additional pouches; padding behind the plate for added wearer comfort; a “man down” strap on the carrier to aid in removing an injured officer from an active scene; and a 10 year warranty, as opposed to the 5 year warranty offered with other kits.

The expenses detailed below are required to provide 170 sworn officers – covering the officers on

the road in the Uniform Patrol and Specialized Enforcement Divisions, as well as the detectives in the Criminal Investigations Division – with Active Shooter Kits from Federal Eastern International:

• Active Shooter Kit	170 @ \$417/ea = \$70,890.00
• Freight	<u>N/A</u>
	Total = \$70,890.00

Federal Eastern International is a Florida-state contracted and approved vendor, and also offered the best combination of price and warranty options in comparison to other vendors and products. Based on the total cost, with Commission approval, this quote is sufficient for purchase per the City’s Procurement Code.

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Per this guide, a permissible use of federally forfeited assets is the cost associated with law enforcement equipment.

Accordingly, a motion was made to the FAF Committee proposing an expenditure of \$70,890 federally forfeited assets to fund the purchase of Active Shooter Kits.

5. Lenco BearCat

Due to the increasing number of assaults on Police officers across the nation, the Coral Gables Police Department’s Training Section and S.W.A.T. personnel, as well as the Coral Gables Fire Department collaborated to research the purchase of an armored vehicle. The goal of this research was to select a cost-effective, low maintenance vehicle capable of easily operating in an urban/suburban environment with superior ballistic protection.

In the evaluation of armored vehicles, CGPD identified the Lenco BearCat as the most versatile vehicle with the capability of operating in a variety of roles. This vehicle can be used as a S.W.A.T. vehicle, a rescue vehicle or as a response vehicle in hostile environments. It has effectively been used in tactical operations, missing person and subject searches, active shooter scenarios, hostage situations and in fire suppression situations. The BearCat can easily transport 12 fully-outfitted S.W.A.T. officers, or significantly more personnel in an evacuation situation. Its size makes it easily maneuverable in a congested urban environment as it is built on a Ford F550 platform. Furthermore, the armor on the BearCat is National Institute of Justice (NIJ) Level IV protected and has been proven in real-world situations. Lenco vehicles are the current standard for armored vehicles in law enforcement, with hundreds in use by agencies across the country.

As a result of this research, CGPD selected a configured Lenco BearCat that would provide the agency with a wide range of capabilities that it does not currently possess, including increased safety under fire for responding officers as well as for rescue personnel and civilians.

The Lenco BearCat is available via sole source vendor Lenco. The cost as quoted by Lenco is as

follows:

• Lenco BearCat (4WD; Rotating Hatch; Counter Balanced)	1 @ \$198,793/ea = \$198,793.00
• Customized options: Diesel engine, 6.7L turbo; 4-door configuration w/ rear facing flip up seats; 22.5" tire and wheel upgrade; intercom system; AC-DC power inverter 3,600 watt w/ battery charge feature; Kussmaul super eject deluxe; VSP style low profile & scene lighting package; bedrock paint; 2 ballistic skip round shields; 2 back-up camera system with monitor; 1 forward view thermal image & color camera w/ flat screen color monitors & brush guard; front mounted receiver with ram post and plate; hydraulic ram upgrade; gas injector unit; extreme heat reducing insulation & sound reduction package; rear independent A/C heating system – high capacity; 1 roof mounted remote control spotlight; Ford F550 service manuals; 1 plasma rope; rear tow hitch receiver; 1-way ram cam w/ monitor; run- flat tires for 22.5" tire and wheel upgrade; 22.5" spare tire with run-flat; and water monitor with joy stick (multi-use to include Fire Application)	\$176,587.00
• Freight	\$7,000.00
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	Total = \$382,380.00

The BearCat will be purchased via a sole source vendor Lenco, which was awarded GSA Contract# GS-07F-0390M (1122 Program). Based on the total cost, with Commission approval, this quote is sufficient for purchase per the City's Procurement Code.

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Per this guide, a permissible use of federally forfeited assets is the cost associated with law enforcement equipment.

Accordingly, a motion was made to the FAF Committee proposing an expenditure of \$382,380 federally forfeited assets to fund the purchase of the Lenco BearCat.