

CITY OF CORAL GABLES, FLORIDA

DRAFT RESOLUTION

A RESOLUTION OF THE CITY COMMISSION AUTHORIZING AN EXPENDITURE IN THE AMOUNT OF \$80,000 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONEYS FOR LAW ENFORCEMENT OPERATIONS AND EQUIPMENT; THE ACQUISITION OF AN ELECTRIC POLICE PATROL VEHICLE BY THE CORAL GABLES POLICE DEPARTMENT; AND AUTHORIZING AN AMENDMENT TO THE FISCAL YEAR 2022-2023 ANNUAL BUDGET TO RECOGNIZE THE TRANSFER FROM RESERVE OF FEDERAL FORFEITED ASSET FUND AS REVENUE AND APPROPRIATING SUCH FUNDS TO PUT TOWARD THE COST OF THE ITEMS DESCRIBED ABOVE.

WHEREAS, the Coral Gables Police Department participates with federal law enforcement agencies of the United States Departments of Justice, Treasury and/or Homeland Security in joint law enforcement operations, and the Coral Gables Police Department's participation in those joint investigations produces federally seized funds; and

WHEREAS, at the discretion of the United States Attorney General under United States Statute 18 U.S.C. Section 981(e)(2) and 21 U.S.C. Section 881(e)(1)(a) and (e)(3)(b), the Coral Gables Police Department may lawfully retain at the conclusion of the legal proceedings the federally seized funds; and

WHEREAS, the Coral Gables Police Department has identified a need to evaluate electric vehicles for effectiveness, efficiency, and safety issues in the commission of public safety responsibilities; and

WHEREAS, the Coral Gables Chief of Police requests to expend these funds for use by the Department for law enforcement operations and equipment; and

WHEREAS, the Coral Gables Chief of Police certifies that the request complies with all provisions of the appropriate F.A.F. requirements as identified in the United States Justice Departments publication entitled "*Guide to Equitable Sharing for State and Local Law Enforcement Agencies*"; and

WHEREAS, the Coral Gables Chief of Police, Edward J. Hudak, Jr., and the Coral Gables Finance Director, Diana Gomez, attest to have deposited the sum of \$80,000 in said forfeited funds into the Coral Gables Forfeited Asset Fund; and

WHEREAS, City leadership have reviewed, vetted, and approved the Coral Gables Chief of Police's request to encumber and expend as needed the available forfeited asset funds via memorandum dated April 21, 2023; and

WHEREAS, an amendment to the Fiscal year 2022-2023 annual budget is required to recognize the forfeiture funds as revenue and appropriating such funds to put toward the cost of the items described above.

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 \$80,000 from Federal Forfeited Asset Fund (F.A.F.) moneys for law enforcement equipment and operations; the acquisition of an electric police patrol vehicle by the Coral Gables Police Department.

Section 3. That the City Commission does authorize an amendment to the Fiscal Year 2022-2023 annual budget to recognize the forfeiture funds as revenue and appropriating such funds to put toward the cost of the items described above.

Section 4. That this Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS NINTH DAY OF MAY 2023.

(Moved by _____, Seconded by _____)
(Passed 0/0 vote)

VINCE LAGO
MAYOR

ATTEST:

BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

CRISTINA M. SUAREZ
CITY ATTORNEY