



Legislation Text

File #: 20-1085, Version: 1

A Resolution authorizing an encumbrance in the amount of \$60,000 from Federal Forfeited Asset Fund (F.A.F.) moneys for overtime expenses related to law enforcement operations; the funds are to be expended for Super Bowl 2020 operations.

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 investigations. The Coral Gables Police Department's participation in those joint federal - local investigations produces federally seized funds. 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 receive equitable shares of the federally seized funds at the conclusion of the legal proceedings.

The "*Guide to Equitable Sharing for State and Local Law Enforcement Agencies*" by the United States Department of Justice provides that the equitably shared forfeited asset funds resulting from the participation of a local agency in investigations with Federal law enforcement agencies may be utilized by the participating local agency to pay the overtime and benefits of current sworn law enforcement personnel involved in law enforcement operations.

In February 2020, the Super Bowl will be hosted in Miami, Florida, and requires the involvement of all law enforcement agencies in the surrounding areas to ensure that all events and event personnel are secure during the time frame of the event. A recent evaluation of the Coral Gables Police Department's involvement with Super Bowl 2020 events determined that previous overtime funding will be insufficient to cover the projected expenses and a supplement is being requested as a result. The responsibilities of the Coral Gables Police Department during this time are part of law enforcement operations, which qualifies this request as a permissible use of funds under exception two of the DOJ Guide.

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 January 8, 2020.