TIMOTHY B. HOWARD
SHERIFF OF ERIE COUNTY

November 5, 2012

The Honorable
Erie County Legislature
92 Franklin Street
Buffalo, New York 14202

Re: Erie County Sheriff's Office - Asset Forfeiture Funded Program SAFS
Immediate Consideration Requested

Honorable Members:

The attached resolution, in accordance with the procedures previously approved by Resolution #Int. 23-3 adopted on December 1, 1994, requests the transfer of funds from the Erie County Asset Forfeiture Trust Account to the Sheriff's Asset Forfeiture Funded Program SAFS.

The Sheriff's Office is requesting to allocate funds in the amount of $165,000 for supplies and equipment required to support the Police Services Division of the Sheriff's Office. These expenditures meet the criteria established by U.S. Department of Justice for equitably shared funds.

Please refer this matter for immediate consideration and approval at the November 8, 2012 meeting of your Honorable Body. Representatives of the Sheriff's Office will be available to answer any questions.

Very truly yours,

MARK N. WIPPERMAN
UNDERSHERIFF OF ERIE COUNTY

Attachments

TEN DELAWARE AVENUE, BUFFALO, NEW YORK 14202-3999
(716) 858-7608 FAX: (716) 858-7680 WEBSITE: http://www.erie.gov/sheriff

PROPOSED RESOLUTION

Re: Erie County Sheriff's Office - Asset Forfeiture Funded Program SAFS
Immediate Consideration Requested

WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on December 1, 1994; and

WHEREAS, there are currently $703,434 in funds available for distribution to the Sheriff's Office in the Asset Forfeiture Trust Account; and

WHEREAS, there will be no impact on county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that $165,000 in available balances in the Asset Forfeiture Trust Fund is hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Funded Program SAFS; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

ERIE COUNTY SHERIFF'S OFFICE
ASSET FORFEITURE FUNDED PROGRAM SAFS

REVENUE		Increase
421550	Forfeiture Crime Proceeds	$ 165,000
	Total Revenue	$ 165,000

APPROPRIATION		Increase
506200	Maintenance & Repair	$ 95,000
561440	Motor Vehicle Equipment	$ 70,000
	Total Appropriations	$ 165,000

and be it further

RESOLVED, that these expenditures meet the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget and Management, the Erie County Comptroller, and the Office of the Sheriff for implementation.

ACCOMPANYING MEMORANDUM

RE: Erie County Sheriff's Office - Asset Forfeiture Funded Program SAFS
Immediate Consideration Requested

I. Summary of Recommended Action

The attached resolution has been requested by the Sheriff's Office to allocate funds from the Asset Forfeiture Trust Account and to establish appropriations into the Asset Forfeiture Funded Program SAFS.

II. Fiscal Implications of Proposal

Funds in the amount of $165,000 will be transferred from the Asset Forfeiture Trust Account. There will be no impact on county tax dollars. The current balance of the Trust Account is $703,434.

III. Reasons for Recommendation

Appropriated funds will provide for the following:

Commitment Item #506200 – Maintenance & Repair - $95,000
$85,000 will be used for the purchase of ammunition and supplies required for training and the annual certification of all officers.

$ 8,500 will be utilized to purchase and install mobile radio antennas and emergency lighting for Undercover Narcotics Officers and SWAT Team Members.

$ 1,500 will be utilized to purchase computer monitors to be used by deputies assigned to the Detective Division

Commitment Item #561440 – Motor Vehicle Equipment - $70,000
Funds will be utilized for the purchase of four (4) unmarked patrol vehicles to replace high mileage vehicles currently in use by deputies assigned to the Detective Division and the Family Court Warrant Division.

IV. Consequences of Negative Action

Failure to approve this request will prevent the Sheriff's Office from utilizing Seized Asset funds for the purposes mentioned above. Additionally, these purchases will provide the supplies needed for mandated fire arms training, increase the safety of our officers while on patrol and provide the tools essential to the performance of their duties.

V. Steps Following Approval of Measure

Certified copies of this resolution will be forwarded to the Division of Budget and Management, Erie County Comptroller, and the Sheriff's Office for implementation.