

TIMOTHY B. HOWARD
SHERIFF OF ERIE COUNTY

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March 4, 2013

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 \$340,800 for supplies, training 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 March 7, 2013 meeting of your Honorable Body. Representatives of the Sheriff's Office will be available to answer any questions.

Very truly yours,

TIMOTHY B. HOWARD
SHERIFF OF ERIE COUNTY

Attachments

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 \$645,720 in funds available for distribution to the Sheriff's Office in the Asset Forfeiture Trust Account; and

WHEREAS, the Clarence Center Fire Department has two (2) specially equipped 2010 Chevrolet Tahoes available for purchase below NADA value; and

WHEREAS, the Erie County Legislature has the authority, under Article III Section 07.b of the Erie County Administrative Code to waive bidding procedures when deemed impractical by a 2/3 vote of the Legislature; and

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

NOW, THEREFORE, BE IT

RESOLVED, that \$340,800 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

<u>REVENUE</u>		<u>Increase</u>
421550	Forfeiture Crime Proceeds	<u>\$ 340,800</u>
	Total Revenue	<u>\$ 340,800</u>
 <u>APPROPRIATION</u>		 <u>Increase</u>
505200	Clothing & Protective Supplies	\$ 9,500
506200	Maintenance & Repair	\$ 20,000
510100	Travel & Training	\$ 25,000
516020	Professional Services & Fees	\$ 10,300
561410	Lab & Technical Equipment	\$ 120,000
561420	Office Furniture & Fixtures	\$ 72,000
561440	Motor Vehicle Equipment	<u>\$ 84,000</u>
	Total Appropriations	<u>\$ 340,800</u>

and be it further

RESOLVED, that the Sheriff and Erie County Purchasing are authorized to purchase used vehicles from the Clarence Center Fire Department without competitive bidding; 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, the Division of Purchase 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 \$340,800 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 \$645,720.

III. Reasons for Recommendation

Appropriated funds will provide for the following:

Commitment Item #505200 – Clothing & Protective Supplies - \$9,500
\$9,500 will be used for the purchase of replacement holsters issued to all officers.

Commitment Item #506200 – Maintenance & Repair - \$20,000
\$20,000 will be used for the purchase of specialized police tools and supplies for the Weapons and Ordnance Division of the Sheriff's Office.

Commitment Item #510100 – Travel & Training - \$25,000
Funds will be utilized for mandatory police training as well the training of a Helicopter Pilot in anticipation of the retirement of our current Pilot.

Commitment Item #516020 – Professional Services & Fees - \$10,300
Funds will be used by the narcotics unit for mandated fees to phone providers for wiretaps and pen orders and to cover the annual subscription fee to the national Sex Offender Registry.

Commitment Item #561410 – Lab & Tech Equipment - \$120,000
\$120,000 will be utilized to upgrade Glockes for all officers, purchase specialized SWAT Team equipment, provide Lap Top Computers and Mobile Printers for Detectives in the field and upgrade photographic equipment for Crime Scene Investigators.

Commitment Item #561420 – Office Furniture & Equipment - \$72,000
\$72,000 will be utilized for the purchase of furniture and office equipment to establish work stations with in the Public Safety Building for Sheriff's Office personnel.

Commitment Item #561440 – Motor Vehicle Equipment - \$84,000
Funds will be utilized for the purchase of two (2) used special service vehicles from the Clarence Center Fire Department and one (1) 4 Wheel Drive Tahoe to be assigned to the Explosive Canine Officer.

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 and equipment needed to insure the safety of our officers while on patrol and provide the tools essential to the performance of their duties. The use of seized asset funds reduces the costs of police services to the tax payer of Erie County.

V. Steps Following Approval of Measure

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