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SHERIFF OF ERIE COUNTY

May 27, 2014

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

Re: Erie County Sheriff's Office – Asset Forfeiture Allocation
IMMEDIATE CONSIDERATION REQUEST

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 Sheriff's Department operating budget.

The Sheriff's Office is requesting to allocate funds in the amount of \$86,000 as funding to establish a part-time helicopter pilot, contract for helicopter training and purchase life insurance for the pilot of the Aviation Division. 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. Representatives of the Sheriff's Office will be available to answer any questions.

Very truly yours,

TIMOTHY B. HOWARD
SHERIFF OF ERIE COUNTY

Attachments

ACCOMPANYING MEMORANDUM

RE: Erie County Sheriff's Office – Asset forfeiture allocation

I. Summary of Recommended Action

The attached resolution has been requested by the Sheriff's Office to transfer funds from the Asset Forfeiture Trust Account to the Departmental Operating Budget. Said funds will be utilized for the purposes of creating a part-time position for Captain Kevin Caffery as well as purchase life insurance to cover the Captain while he is utilizing the aircraft. Additionally, funds will be utilized to rent an aircraft for training and certification of a new pilot.

II. Fiscal Implications of Proposal

Funds in the amount of \$86,000 will be transferred from the Asset Forfeiture Trust Account for the above purposes. There will be no impact on county tax dollars.

III. Reasons for Recommendation

The retirement of Captain Caffery requires a transition that necessitates a secondary pilot until such time as another Officer is fully trained and certified in the operation of Erie County's Air One Helicopter. Additionally, funding is provided to complete necessary repairs on Air One. This resolution accomplishes those ends.

IV. Consequences of Negative Action

Failure to approve this resolution will result in Erie County not having the necessary personnel to operate the Erie County Air One Helicopter. Additionally, necessary repairs would not be made to Air One rendering it inoperable. This would have a substantial negative effect on public safety.

V. Steps Following Approval of Measure

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

PROPOSED RESOLUTION

Re: Erie County Sheriff's Office -- Asset Forfeiture Allocation

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

WHEREAS, there are currently \$188,498.15 in funds available for distribution to the Sheriff's Office in the Asset Forfeiture Trust Account; and

WHEREAS, the Sheriff's Office has determined that the need exists to hire a part-time helicopter pilot, contract for flight training and purchase mandatory life insurance policy for part-time helicopter pilot; and

WHEREAS, critical repairs are necessary for the proper and safe operation of Air One,

NOW, THEREFORE, BE IT

RESOLVED, that \$86,000 in available balances in the Asset Forfeiture Trust Fund is hereby authorized for transfer as follows:

ERIE COUNTY SHERIFF'S OFFICE
ASSET FORFEITURE FUNDED PROGRAM SAFS

REVENUE		Increase
421550	Forfeiture Crime Proceeds	<u>\$86,000</u>
	Total Revenue	<u>\$86,000</u>
APPROPRIATION		Increase
516020	Professional Services & Fees	\$16,000
506200	Repairs & Maintenance	\$60,000
500010	Part-Time Wages	<u>\$10,000</u>
	Total Appropriations	<u>\$86,000</u>

and be it further

RESOLVED, that authorization is granted to amend communication 6E-1 (2014) approved by the Erie County Legislature to increase the authorized amount of contract with Jacob Ventura by \$5,500 for purposes of helicopter rental for training, and be it further

RESOLVED, that authorization is granted to purchase the life insurance policy through Lawley Benefits, Erie County's insurance consultant with the appropriate life insurance company, and be it further

RESOLVED, that authorization is hereby granted to create one part-time Captain-Aviation JG 11, Step E for Captain Kevin Caffery, 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 Department of Emergency Services and the Chief of Administration of the Sheriff for implementation.