

**TIMOTHY B. HOWARD**  
SHERIFF

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## SHERIFF OF ERIE COUNTY

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June 25, 2018

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

Re: Erie County Sheriff's Office – Seized Assets Fund Transfer

Honorable Members:

Attached please find a proposed resolution and accompanying memorandum requesting authorization for the Erie County Sheriff's Office to transfer funds from the Asset Forfeiture Trust Account to purchase new pistols.

A representative from the Sheriff's Office will be available at meetings to detail the proposed resolution. Thank you for your consideration on this matter.

Very truly yours,

TIMOTHY B. HOWARD  
SHERIFF OF ERIE COUNTY

Attachments

## ACCOMPANYING MEMORANDUM

Re: Erie County Sheriff's Office – Seized Assets Fund Transfer

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 to purchase new Glock .40 caliber pistols.

II. Fiscal Implications of Proposal

Funds in the amount of \$15,000.00 will be transferred from the Asset Forfeiture Trust Account. There will be no impact on county tax dollars.

III. Reasons for Recommendation

The Sheriff's Office needs to purchase new pistols for Police Services Division. With the increase of training, the number of Deputies, and the increase in personnel from the Sheriff's Office and other county departments completing qualifying, there is a need to replace old pistols.

The Sheriff's Office needs an inventory of pistols if a Deputy's weapon needs repairs and for the increased number of individuals using Sheriff's Office pistols to complete firearms training and qualification.

IV. Consequences of Negative Action

Failure to approve this request will leave Deputies without a service pistol if theirs needs maintenance. It will also accelerate the wear and tear on the range pistols leading to potential safety hazards.

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.

## **PROPOSED RESOLUTION**

Re: Erie County Sheriff's Office – Seized Assets Fund Transfer

WHEREAS, the Erie County Sheriff's Office service pistol is aging; and

WHEREAS, The number of extra pistols in inventory is decreasing due to an increase in personnel as well as the increase in individuals needing to qualify; and

WHEREAS, the Weapons and Ordnance Unit is responsible for issuing and maintaining the Sheriff's service pistol as well as providing training and qualification pistols for new employees and other county employees; and

WHEREAS, the current service pistol is aging, and the number of repairs is increasing; and

WHEREAS, when the a Deputy needs a temporary or permanent replacement pistol, the inventory of available pistols is nearing a critical level; and

WHEREAS, as of June 25, 2018, the Seized Asset Forfeiture Account balance is \$307,767.10; and

WHEREAS, the funds transferred from the Seized Assets Forfeiture Account for equipment is an U.S. Department of Justice authorized expenditure.

NOW, THEREFORE, BE IT

RESOLVED, that \$15,000.00 in the Asset Forfeiture Trust Funds are available and are hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Funded Program; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

### **ERIE COUNTY SHERIFF'S OFFICE**

#### **Sheriff – SAFS Funded Program**

##### **REVENUE**

421550	Forfeiture Crime Proceeds
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##### **DECREASE**

<u>\$15,000.00</u>
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##### **APPROPRIATION**

561410	Lab & Tech
	Total Revenue

##### **INCREASE**

\$15,000.00
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<u>\$15,000.00</u>
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; and be it further

RESOLVED, that designated Seized Asset Fund expenditure meets the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer should there be any unforeseen issues; and be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make any payments necessary to complete the purchase of new service pistols; and be it further

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