

RESOLUTION NO. 13- 2173

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, PROVIDING FOR THE FISCAL YEAR 2012/2013 POLICE CONFISCATION FUND EXPENDITURE IN THE AMOUNT OF THREE THOUSAND DOLLARS (\$3,000) FROM THE FORFEITURE FUND TO PURCHASE THREE (3) ADDITIONAL BICYCLES FOR THE POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Section 881(e)(3) of Title 21, United States Code and Florida Statutes Section 932.7055, define the purposes and procedures for the appropriation and expenditure of funds from the Police Confiscation Fund; and

**WHEREAS**, the Chief of Police of the Town of Surfside has determined that the appropriation and expenditure of funds is necessary to further assist Police Officers regularly deployed on bicycles to patrol the street; and

**WHEREAS**, the three (3) bicycles currently in use by the Police Department are over ten (10) years old; and

**WHEREAS**, such funds are available in the Police Confiscation Fund State of Florida and Federal Asset Forfeiture Program; and

**WHEREAS**, it is in the best interest of Surfside to have Police Officers patrol on the bicycles to facilitate interaction with the residents, businesses and community.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above and foregoing recitals are true and correct and are incorporated herein by reference.

**Section 2. Confiscation Fund Expenditures and Authorization.** Based on the attached Certificate of Chief of Police (see Attachment "A"), the Town Commission hereby approves the Fiscal Year Police Confiscation Fund expenditure in the amount of \$3,000.00 from the Forfeiture Fund to Purchase three (3) additional bicycles for the Police Department.

**Section 3. Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED and ADOPTED this 16<sup>th</sup> day of July, 2013.

Motion by <sup>Vice Mayor</sup> Commissioner Karukin, second by Commissioner Kligman.

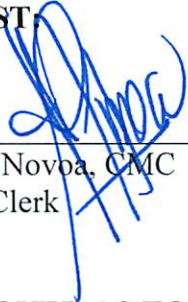
**FINAL VOTE ON ADOPTION**

Commissioner Joseph Graubart  
Commissioner Michelle Kligman  
Commissioner Marta Olchyk  
Vice Mayor Michael Karukin  
Mayor Daniel Dietch

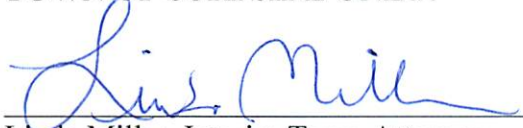
yes  
yes  
Absent  
yes  
yes

  
\_\_\_\_\_  
Daniel Dietch, Mayor

**ATTEST**

  
\_\_\_\_\_  
Sandra Novoa, CMC  
Town Clerk

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE  
TOWN OF SURFSIDE ONLY:**

  
\_\_\_\_\_  
Linda Miller, Interim Town Attorney

# ATTACHMENT "A"

## CERTIFICATE OF CHIEF OF POLICE

**I, DAVID E. ALLEN, Chief of Police of the Town of Surfside**, do hereby certify the expenditures for \$3,000.00 from the forfeiture fund to purchase three (3) new bicycles for the Police Department from the Town of Surfside Confiscation Fund, for the 2012/2013 Fiscal Year budget complies with provisions Section 881(e)(3) of Title 21, United States Code and Florida Statute Section 932.7055.

**Dated:** \_\_\_\_\_

\_\_\_\_\_  
**David E. Allen**  
**Chief of Police**