

MEMORANDUM

TO: Mayor and Board of Commissioners

FROM: Nancy Emslie, Finance Officer

SUBJECT: Budget Amendment for Equitable Sharing Agreement

DATE: October 9, 2014

The Town of Pittsboro's Police Department participates in the Department of Justice (DOJ) Asset Forfeiture Program and has an Equitable Sharing Agreement with the DOJ.

The Town has received revenues under the Federal Forfeiture Property and Controlled Substance Tax programs and needs to establish a special revenue fund account for subsequent appropriation and expenditure on law enforcement activities per strict guidelines established by the DOJ.

Under federal equitable sharing agreements, forfeited property or its proceeds may be shared with local law enforcement agencies based on the degree of participation in law enforcement efforts resulting in forfeiture. The forfeited property must be used for law enforcement purposes stated in the sharing agreement (most often purchase of equipment, weapons, protective armor, communication devices, training and travel, drug education and awareness programs, etc.). While the agreement provides wide latitude to local law enforcement agencies with regard to the use of the forfeited property, the governing body must still exercise its budgetary authority of the use of the proceeds. Equitable shared funds must be used by law enforcement agencies for law enforcement purposes only. Per the equitable agreement, shared resources shall not be used to replace or supplant the appropriate resources of the recipient.

The attached budget amendment would appropriate funds received from the Department of Justice Asset Forfeiture Program for law enforcement activities and uses.

RECOMMENDATION

That the Board of Commissioners adopt the attached budget ordinance amending the FY 14/15 operating budget to appropriate funds for the federal asset forfeiture program per the equitable sharing agreement.

ORDINANCE AMENDING THE
TOWN OF PITTSBORO
2013-2014 OPERATING BUDGET

Be it ordained by the Board of Commissioners of the Town of Pittsboro in regular session assembled on the 13th day of October, 2014.

Increase of Police Department Budget

Section 1. That the following **GENERAL FUND SPECIAL REVENUES** be increased by the amount indicated:

103510200	Federal Asset Forfeiture Revenue	\$11,704.00
TOTAL		\$11,704.00

Section 2. That the following **POLICE DEPARTMENT EXPENDITURES** be increased by the amount indicated:

10510000	Federal Asset Forfeiture Expenditure	\$11,704.00
TOTAL		\$11,704.00

Adopted this 13th day of October, 2014.

William G. Terry, Mayor

ATTEST:

Alice F. Lloyd, CMC, NCCMC, Town Clerk