



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: R-1920-100

| | | |
|--|---------------------------|---------------------------------|
| File ID: R-1920-100 | Type: Resolution | Status: Consent Item |
| Version: 1 | Reference: Item 24 | In Control: City Council |
| Department: Police Department | Cost: \$25,000.00 | File Created: 03/02/2020 |
| File Name: Request for Appropriation fom Seizure Funds to Purchase Two Police Canines | | Final Action: |

Title: RESOLUTION R-1920-100: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, APPROPRIATING \$25,000 FROM THE STATE SEIZURE FUND BALANCE TO PURCHASE TWO POLICE CANINES, RELATED CANINE EQUIPMENT, AND TRAINING.

Notes: ACTION NEEDED: Motion to adopt or reject Resolution R-1920-100.

ACTION TAKEN: _____

Agenda Date: 03/24/2020

Agenda Number: 24

Attachments: R-1920-100, K9 Working Dogs International001

Project Manager: Major David Teuscher

Entered by: darci.poe@normanok.gov

Effective Date:

History of Legislative File

| Ver- sion: | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|------------|--------------|-------|---------|----------|-----------|--------------|---------|
| | | | | | | | |

Text of Legislative File R-1920-100

Body

BACKGROUND: The mission of the Norman Police Department is to maintain and enhance the quality of life in the City of Norman by protecting life, liberty, property, and keeping the peace. The pursuit of this mission requires specific competencies be acquired and maintained by the personnel delivering police services. The operational goal requires maintaining quality and reliable equipment and tools for the safe, effective, delivery of service.

One area of focus by Norman Police Department investigations that often requires cooperation between State, County, and Federal law enforcement agencies is the efforts to disrupt drug trafficking, criminal theft rings, as well as apprehensions for numerous crimes against persons. To encourage such necessary cooperation, State and Federal laws are on the books that allow cash and properties that are seized from the criminal element when enforcing these laws to be

utilized by these law enforcement agencies to further their efforts. On the State level, the City has an arrangement with the District Attorney's Office regarding seizure and forfeiture funds under Title 63 Oklahoma Statutes § 2-506(L) that allows for use of excess forfeiture property by Cleveland County and the Norman Police Department. This provision applies to the proceeds of the sale of any property: (1) not taken or detained by Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, the Department of Public Safety, the Oklahoma State Bureau of Investigation, the Alcoholic Beverage Laws Enforcement Commission, the Department of Corrections or the Office of the Attorney General, § 2-5006(L); (2) not used to pay a bona fide or innocent purchaser, conditional sales vendor or mortgagee of the property, § 2-506(L)(1); and (3) not used to pay the actual expenses of preserving the property and legitimate costs related to the civil forfeiture proceedings, § 2-506(L)(2). Funds not used for the purposes set forth above are maintained in a revolving fund in the county treasurer's office per § 2-506(L)(3). The District Attorney is allowed to return to the Norman Police Department a percentage of proceeds of the sale of any property seized by the agency and forfeited under the provisions of this state law.

In 2019, one police canine assigned to a Patrol Division was retired due to age and medical issues. In February of 2020 a Special Investigations Division Criminal Interdiction unit canine was put to sleep due to a serious medical issue. The police department does not have budgeted funds for the needs outlined above, but does believe these needs would be an appropriate use of state seizure funds that have been acquired through law enforcement efforts as outlined above. This item seeks an appropriation of a portion of the State Seizure Fund Balance to fund these law enforcement operational costs.

DISCUSSION: The appropriation requested will fund two canines, canine related equipment and training for personnel of the Norman Police Department.

The canines, related equipment and training requested will maximize the investigative ability of personnel assigned to both Patrol and Criminal Interdiction.

Because the funds coming to the Norman Police Department through the seizure process must be used for a particular purpose under state law, they are held in a special account by the City Finance Department and are non-fiscal. The funds must be carried over from year to year to ensure proper expenditure. The needs included in this appropriation request are appropriate under the seizure laws which allows use of the funds generated from prior law enforcement activities under the statute. An estimate of costs has been attached. The estimate is less than what has been requested because additional funding may be required if costs have increased since the estimate was obtained.

STAFF RECOMMENDATION: It is recommended that \$25,000 be appropriated from the State Seizure Fund Balance (25-290000) to expenditure account (25660235-45120).