

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2019-624-E**

5 AN ORDINANCE REGARDING CHAPTER 111 (SPECIAL
 6 REVENUE AND TRUST ACCOUNTS), PART 3 (PUBLIC
 7 SAFETY AND COURTS), *ORDINANCE CODE*, AMENDING
 8 SECTION 305 (SHERIFF'S CONFIDENTIAL VEHICLE
 9 MAINTENANCE FUND) TO REFERENCE THE FLORIDA
 10 CONTRABAND FORFEITURE ACT IN CONGRUENCE WITH
 11 FLORIDA STATUTE 932.703 (FORFEITURE OF
 12 CONTRABAND ARTICLE; EXCEPTIONS); AND AMENDING
 13 SECTION 310 (SPECIAL LAW ENFORCEMENT TRUST
 14 FUND) AS TO ANNUAL REPORTING REQUIREMENTS IN
 15 CONGRUENCE WITH FLORIDA STATUTE 932.7061
 16 (REPORTING SEIZED PROPERTY FOR FORFEITURE);
 17 PROVIDING AN EFFECTIVE DATE.
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19 **BE IT ORDAINED** by the Council of the City of Jacksonville:

20 **Section 1. Amending Chapter 111 (Special Revenue and**
 21 **Trust Accounts), Part 3 (Public Safety and Courts), Section 111.305**
 22 **(Sheriff's Confidential Vehicle Maintenance Fund), Ordinance Code.**

23 Section 111.305 (Sheriff's Confidential Vehicle Maintenance Fund),
 24 Part 3 (Public Safety and Courts), Chapter 111 (Special Revenue and
 25 Trust Accounts), *Ordinance Code*, is hereby amended to read as
 26 follows:

27 **CHAPTER 111. SPECIAL REVENUE AND TRUST ACCOUNTS**

28 * * *

29 **PART 3. - PUBLIC SAFETY AND COURTS**

30 * * *

31 **Sec. 111.305. - Sheriff's Confidential Vehicle Maintenance Fund.**

1 There is created the *Sheriff's Vehicle Maintenance Fund*, a
2 permanent revolving fund which shall be a continuing appropriation
3 notwithstanding budget years, to be utilized for the acquisition
4 and maintenance of vehicles forfeited to the Office of the Sheriff
5 under the provisions of the Florida Contraband Forfeiture
6 ~~Transportation~~ Act, F.S. § 932.703, or any applicable future state
7 law. The Director of Finance and Administration is authorized and
8 directed to establish procedures for the making of disbursements
9 from this account upon the written request and requisition of the
10 Sheriff or his designee. All sums collected as a result of
11 settlements made pursuant to cases prosecuted under the Florida
12 Contraband Forfeiture ~~Transportation~~ Act or any applicable future
13 state law, with interest thereon, if any, shall be immediately
14 credited to the fund hereby established and shall be used for no
15 other purpose than is stated in this Section. The Sheriff's
16 Confidential Vehicle Maintenance Fund shall be subject to review
17 and audit by the Council Auditor.

18 * * *

19 **Section 2. Amending Chapter 111 (Special Revenue and**
20 **Trust Accounts), Part 3 (Public Safety and Courts), Section 111.310**
21 **(Special Law Enforcement Trust Fund), Ordinance Code.** Section
22 111.310 (Special Law Enforcement Trust Fund), Part 3 (Public Safety
23 and Courts), Chapter 111 (Special Revenue and Trust Accounts),
24 *Ordinance Code*, is hereby amended to read as follows:

25 **CHAPTER 111. SPECIAL REVENUE AND TRUST ACCOUNTS**

26 * * *

27 **PART 3. - PUBLIC SAFETY AND COURTS**

28 * * *

29 **Sec. 111.310. - Special Law Enforcement Trust Fund.**

30 There is created a trust fund account to be known as the
31 *Special Law Enforcement Trust Fund*. There shall be deposited in

1 this fund all monies ~~moneys~~ paid over to the City under F.S. §
2 932.7055(4) to be used only for law enforcement purposes as
3 specified herein. Subject to appropriation by the Council in each
4 instance, the Sheriff may expend funds from this account to provide
5 matching funds to obtain federal grants (including grants from
6 state agencies using money provided by the United States) and for
7 other law enforcement purposes as are approved by the Council, and
8 the Director of Finance and Administration is authorized and
9 directed to make disbursements from this account upon the written
10 requisition of the Sheriff or his designee, after approval by the
11 Council. Effective October 1, 2001, the Sheriff is authorized to
12 appropriate up to \$10,000 per fiscal year in a designated account
13 without further Council action to purchase security cameras for
14 small businesses to meet the requirements of Chapter 177, Ordinance
15 Code. These funds shall be used to purchase cameras for small
16 businesses pursuant to rules established by the Sheriff and shall
17 not lapse at the end of the fiscal year. In no case whatsoever
18 shall any of the funds in this account be considered a source of
19 revenue to meet normal operating needs of the Office of the
20 Sheriff, nor shall the legislative budget submitted by the Sheriff
21 anticipate future forfeitures or proceeds therefrom which may be
22 deposited in this fund. Pursuant to ~~The Sheriff shall submit the~~
23 ~~semiannual reports required by~~ F.S. § 932.706155(8)(a), annual
24 reporting is required to the Florida Department of Law
25 Enforcement~~to the Director of Finance and Administration and to the~~
26 Council. The monies deposited in this trust fund shall carry over
27 fiscal years and may be expended for the purposes of the original
28 lawful Council appropriation; provided, that any monies deposited
29 in the trust fund in any fiscal year which exceed the amount
30 appropriated by the Council for the fiscal year shall not be
31 expended until appropriated by the Council.

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2 **Section 3. Effective Date.** This Ordinance shall become
3 effective upon signature by the Mayor or upon becoming effective
4 without the Mayor's signature.

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6 Form Approved:

7
8 /s/ James R. McCain, Jr.

9 Office of General Counsel

10 Legislation Prepared By: James R. McCain, Jr.

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