

ORDINANCE No. 113484

Law Department

COUNCIL BILL No. 106160

The City of Seattle--Legislative D

An ordinance establishing the Drug Enforcement Forfeiture Account in the General Trust fund; authorizing acceptance of funds from forfeitures under federal law for drug enforcement purposes and authorizing disbursement of funds for such purposes.

REPORT OF COMMITTEE

6-9-87

DO PASS

Honorable President:

Your Committee on Public Safety

to which was referred the within Council Bill No. 106160
report that we have considered the same and respectfully recommend

Do Pass

COMPTROLLER FILE No.

Introduced: <u>MAY 26 1987</u>	By: <u>EXECUTIVE PROTEST</u>
Referred: <u>MAY 26 1987</u>	To: <u>Public Safety</u>
Referred:	To:
Referred:	To:
Reported: <u>JUN 15 1987</u>	Second Reading: <u>JUN 15 1987</u>
Third Reading: <u>JUN 15 1987</u>	Signed: <u>JUN 15 1987</u>
Presented to Mayor: <u>JUN 16 1987</u>	Approved: <u>JUN 24 1987</u>
Returned to City Clerk: <u>JUN 24 1987</u>	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: <u>OK</u>

Norman R. Rie
Committee Chair

Legis. Department

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

Honorable President:

Your Committee on Public Safety

to which was referred the within Council Bill No. 106160
report that we have considered the same and respectfully recommend that the same:

Do Pass


Committee Chair

(UNIVERSAL 3-21943)

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87

JP:jrs
5/13/87
ORD1.

ORDINANCE 113484

AN ORDINANCE establishing the Drug Enforcement Forfeiture Account in the General Trust Fund; authorizing acceptance of funds from forfeitures under federal law for drug enforcement purposes and authorizing disbursement of funds for such purposes.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. There is hereby created in the General Trust Fund (CFMS Code 6.24) a Drug Enforcement Forfeiture Account, into which shall be deposited federally forfeited monies, including proceeds from the sale of federally forfeited property, received by the City pursuant to the Comprehensive Crime Control Act of 1984. Cash balances in the Drug Enforcement Forfeiture Account shall be invested and shall accrue interest until expended.

Section 2. The Police Department is authorized to apply for the transfer of federally forfeited property and the Chief of Police is authorized to expend funds received through such transfers to facilitate enforcement of the Uniform Controlled Substances Act, Chapter 69.50 of the Revised Code of Washington, or other laws regulating controlled substances, including training, equipment and operational expenses. All the necessary appropriations for disbursement of funds in the Drug Enforcement Forfeiture Account under the terms and conditions of the transfer of federally forfeited property are hereby made and authorized. The Chief of Police will report annually to the Mayor and City Council the total of all monies received from federal forfeitures and how the funds were expended.

Section 3. The City Comptroller is authorized to draw, and the City Treasurer to pay the necessary warrants upon

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-1-EXECUTIVE REQUEST

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vouchers certified by the Chief of Police, or his designee, on the Drug Enforcement Forfeiture Account.

Section 4. Any funds so deposited shall not act in derogation of any other funds appropriated to the Police Department and shall not be considered in the formulation of the regular annual Police Department budget.

Section 5. Acceptance of any funds, deposits thereof, execution of applications to transfer federally forfeited property, and disbursements of funds pursuant to the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

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(To be used for all Ordinances except Emergency.)

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Section 6 . This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 15th day of June, 1987, and signed by me in open session in authentication of its passage this 15th day of June, 1987.

Approved by me this 24th day of

[Signature]
President of the City Council
[Signature]
June 1987
Mayor.

Filed by me this 24th day of June, 1987.

Norward J. Brooks
Attest: City Comptroller and City Clerk.

(SEAL)

Published

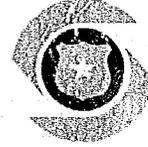
By *Theresa Dunbar*
Deputy Clerk.

Action: Yoshitomi / Boveruca
C/ Brooks

Seattle Police Department

Patrick S. Fitzsimons, Chief of Police
Charles Royer, Mayor

NORWARD J. BR S						
Seattle City Comptroller						
RECEIVED						
SEP 22 1987						
ADM	ACR	CLA	SIS	AUD	FIN	
ACT						
INFO						



September 18, 1987

MEMORANDUM

TO: Norwood Brooks
City Comptroller

FROM: Patrick S. Fitzsimons *Patrick S. Fitzsimons*
Chief of Police

SUBJECT: Drug Enforcement Forfeiture Account Ordinance
113484

The above noted city ordinance creates a Drug Enforcement Forfeiture Account in the general trust fund No. 624075001. The ordinance allows the Chief of Police or his designee to certify vouchers to the City Comptroller to certify who is authorized to draw and the City Treasurer to pay the necessary warrants on said vouchers.

Please be advised that in addition to myself, I designate Major Beryl Thompson of the Seattle Police Department as my designee and the only person authorized to certify vouchers to your office.

Thank you for your consideration.

PSF:ma

cc: Mayor Royer
Norman Rice, Chair, Public Safety Committee
Seattle City Council
Major B. Thompson, Commander, Vice and Narcotic

CITY OF SEATTLE
SEP 24 11 00 AM '87
COMMUNICATIONS SECTION

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City of Seattle

Executive Department-Office of Management and Budget
James P. Ritch, Director
Charles Royer, Mayor



May 4, 1987

586
925-9

The Honorable Douglas Jewett
City Attorney
City of Seattle

Piddach

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT: Police

SUBJECT: An ordinance establishing the Drug Enforcement Forfeiture Account in the General Trust Fund; authorizing acceptance of funds from forfeitures under federal law for drug enforcement purposes; and authorizing disbursement of funds for such purposes.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation:

- (X) File the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.
- () Do not file with City Council, but return the proposed legislation to OMB for our review. Return to _____.

Sincerely,

Charles Royer
Mayor

by

Elizabeth Paschke

JIM RITCH *for*
Budget Director

JR/ep/eb

Enclosure

cc: Chief of Police

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Seattle Police Department

Patrick S. Fitzsimons, Chief of Police
Charles Royer, Mayor



REC'D (60) APR 28 1987

April 21, 1987

10871

Councilman Norm Rice
Public Safety & Health Committee
City Council
Seattle, WA 98104

VIA MAYOR & OMB

Re: Proposed ordinance; appropriation of federal forfeited funds

Dear Mr. Rice:

Enclosed is a proposed ordinance providing for the appropriation of funds received by this Department as a result of forfeitures by federal authorities under federal law.

The Comprehensive Crime Control Act of 1984 authorized the sharing of seized assets with state and local agencies that participate in joint operations with the Drug Enforcement Administration and other federal law enforcement agencies. In recognition of such joint investigative efforts, this Department can receive a proportionate share of those funds seized and forfeited under federal law.

There is, however, one mandatory prerequisite to sharing federally forfeited funds with local law enforcement agencies. Each time a joint seizure is made a form must be completed which certifies that any proceeds received from the seizure will be committed to identified law enforcement uses.

The Department must maintain records sufficient to allow verification by an audit that such funds were, in fact, appropriately used rather than simply being deposited in the City's general fund.

The proposed ordinance will allow this Department to participate in sharing these federally forfeited funds by providing that such funds will be deposited in a Drug Enforcement Forfeiture Account of the General Trust Fund. The Chief of Police will then be authorized to expend those funds to enhance drug enforcement efforts.

These funds will enable the Narcotics Section to target dealers higher in the narcotics trafficking network by providing for the larger "flash roll" needed to set up large quantity buys. The funds could also allow for defraying some

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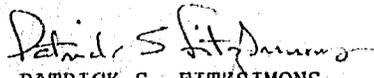
Councilman Norm Rice
April 21, 1987
Page Two

costs in acquiring capital items that would permit more efficient and productive narcotics enforcement efforts.

It should be noted that the proposed ordinance has no impact on those seizures and forfeitures made by this Department under the authority of state law, RCW 69.50.505. The disbursement of those funds, which since 1983 has amounted to \$515,107, is controlled by state law.

Additional information in support of the proposed amendment is available through Major Beryl Thompson, Vice and Narcotics Division, at 625-4465.

Very truly yours,


PATRICK S. FITZSIMONS
Chief of Police

FCT:aks

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Seattle Police Department

REC'D OMS MAY 28 1987



Patrick S. Fitzsimons, Chief of Police
Charles Royer, Mayor

835913

May 22, 1987

Councilmember Norman Rice, Chair
Public Safety Committee
City Council
Municipal Building
Seattle, Washington 98104

Via OMB & Mayor

Re: Proposed ordinance; appropriation of federal forfeited funds

Dear Mr. Rice:

On April 21, we forwarded a proposed ordinance that would allow Seattle Police to share in assets seized by federal authorities in joint narcotics investigations with our detectives. These funds may be recovered, provided they are committed to identified law enforcement uses.

Given the increased activities of our own local narcotics investigations and our need for investigative funds, the speedy enactment of this ordinance becomes critical to sharing in this resource.

Our staff will be pleased to assist in any way possible.

Thank you for your consideration.

Sincerely,

Handwritten signature of Patrick S. Fitzsimons.

PATRICK S. FITZSIMONS
Chief of Police

PSF:ma
Enclosure

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Seattle Police Department

Patrick S. Fitzmons, Chief of Police
Charles Royer, Mayor

April 21, 1987

*Sent
marked
copies for
OMB/mayor*



Councilman Norm Rice
Public Safety & Health Committee
City Council
Seattle, WA 98104

VIA MAYOR & OMB

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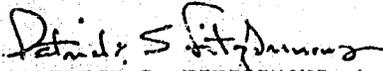
Councilman Norm Rice
April 21, 1987
Page Two

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Additional information in support of the proposed amendment is available through Major Beryl Thompson, Vice and Narcotics Division, at 625-4465.

Very truly yours,


PATRICK S. FITZSIMONS
Chief of Police

FCT:aks

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Affidavit of Publication

City of Seattle

ORDINANCE 113484

AN ORDINANCE establishing the Drug Enforcement Forfeiture Account in the General Trust Fund; authorizing acceptance of funds from forfeitures under federal law for drug enforcement purposes and authorizing disbursement of funds for such purposes.

OF WASHINGTON
G COUNTY—SS.

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Section 6. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council on the 13th day of June, 1987, and signed by me in open session in authentication of its passage this 15th day of June, 1987.

SAM SIIIII
President of the City Council

Approved by me this 24th day of June, 1987.

CHARLES ROYEN,
Mayor

Filed by me this 24th day of June, 1987.

Attest: NORWARD J. BROOKS,
City Comptroller and City Clerk

(Seal) by THERESA DUNBAR,
Deputy Clerk

Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, June 26, 1987. (C-897-X)

I, _____, assigned, on oath states that he is an owner of The Daily Journal of Commerce, which newspaper is a legal newspaper and it is now and has been for more than 60 days prior to the date of publication hereinafter in the English language continuously published in Seattle, King County, Washington, and all of said time was printed in an office at the aforesaid place of publication of the Daily Journal of Commerce was on the date approved as a legal newspaper by King County.

This form annexed, was published in the Daily Journal of Commerce, which was read to its subscribers during the below

notice, a

No. 113484

on June 26, 1987

R. G. Wolfe
Subscribed and sworn to before me on

June 26, 1987

Public for the State of Washington,
residing in Seattle.

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Mahoney (formerly known as
 Lucille W. Shelton, an unmar-
 ried person, Third Party De-
 fendant, Sheriff's Public Notice
 of Sale of Real Property, Cause
 No. 86-2-22807-1, Judgment Ren-
 dered on May 21, 1987, Order of
 Sale Issued, June 10, 1987, Date
 of Levy, June 10, 1987.
 To Quance Homes, Inc., a
 Washington corporation, Judg-
 ment Debtor.
 The Superior Court of King
 County has directed the under-
 signed Sheriff, Director of King
 County to sell the property a
 described below to satisfy a
 judgment in the above entitled
 action. If developed the proper
 property address is: Unimproved
 LEGAL DESCRIPTION)
 The South 228 feet of the West
 1/4 of Section 1073 feet of the West

it of Publication

**OF WASHINGTON
COUNTY—SS.**

The undersigned, on oath states that he is an
 authorized representative of The Daily Journal of Commerce,
 a daily newspaper, which newspaper is a legal newspaper
 of general circulation and it is now and has been for more
 than six months prior to the date of publication hereinafter
 referred to, published in the English language continuously
 as a daily newspaper in Seattle, King County, Washington,
 and it is now and during all of said time was printed in an
 office maintained at the aforesaid place of publication of
 this newspaper. The Daily Journal of Commerce was on the
 12th day of June, 1941, approved as a legal newspaper by
 the Superior Court of King County.

The notice in the exact form annexed, was published in
 regular issues of The Daily Journal of Commerce, which was
 regularly distributed to its subscribers during the below
 stated period. The annexed notice, a
 Ordinance No. 113484
 was published on June 26, 1987

R. Geffe

Subscribed and sworn to before me on

June 26, 1987

[Signature]
 Notary Public for the State of Washington,
 residing in Seattle.

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