RESOLUTION

Amending the Lee County Port Authority Budget for additional revenues and expenditure during Fiscal Year 2022-23

WHEREAS, in compliance with Florida Statutes 129 06 (e), it is the desire of the Board of Port Commissioners of Lee County, Florida to amend the adopted budget for additional revenues and appropriations for Fiscal Year 2022-23

41207 - LCPA Asset Forfeiture Pr	rogram	
	ESTIMATED REVENUES	
UE5000041207 344100 9042 UE5000041207 389100 9000	Forfeiture Revenue Investment Earnings	140,000 6,250
	Total Estimated Revenues	\$146,250
	APPROPRIATIONS	
XA5131541207 505280	Minor Equipment	146,250
	Total Estimated Appropriations	\$146,250
	LVED by the Board of Port Commissioners of Lee County, Flori ended its revenue and appropriation accounts	ıda, that the Lee County
The foregoing Resolution was offer seconded by Commissioner		loption. The motion was as follows
	Mike Greenwell	Aye
	Brian Hamman	Aye
	Cecil L Pendergrass Kevin Ruane	
	Raymond Sandelli	Aye
	Port Commissioners this <u>7th</u> day of <u>September</u>	2023
ATTEST: CLERK OF THE CIRCUIT COURT	BOARD OF PORT COMMISSIONERS LEE COUNTY, FLORIDA	
By: Deputy Clerk	BY: Chairman Chairman	
APPROVED AS TO LEGAL FORM		
BY: Office of the Port Attorne	SEAT	
	William Hilliam	

BOARD OF PORT COMMISSIONERS OF THE LEE COUNTY PORT AUTHORITY

- 1. REQUESTED MOTION/PURPOSE: Request Board approve a Budget Amendment in the FY 2022/2023 Lee County Port Authority Operating Budget to establish a new fund 41207 to properly account for monies received as part of the federal asset forfeiture and equitable sharing program
- 2. <u>FUNDING SOURCE</u>: Fund 41207 APD Asset Forfeiture Program Fund
- 3. <u>TERM:</u> N/A
- 4. WHAT ACTION ACCOMPLISHES: Increases the current year's budgeted expenses and revenues and establishes a new fund (41207) to properly record monies received and expended from the Department of Treasury as part of the federal asset forfeiture and equitable sharing program made eligible by APD's participation with federal agencies.
- 5. <u>CATEGORY:</u> 2 Consent Agenda
- 6. ASMC MEETING DATE: 8/15/2023
- 7. BoPC MEETING DATE: 9/7/2023

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CEREMONIAL/PUBLIC PRESENTATION

X CONSENT

ADMINISTRATIVE

 REQUESTOR OF INFORMATION: (ALL REQUESTS)
 NAME Brian W. McGonagle

DIV. Administration

10. BACKGROUND:

A budget amendment is required for the Fiscal Year 2022/2023 budget to properly account for funds received from the Department of Treasury Forfeiture Funds as part of APD's participation in investigations with U.S. Immigration and Customs Enforcement (ICE) Homeland Security Investigations (HSI). These monies are part of the equitable sharing program administered by the Department of Treasury – refer to consent agenda item #15.

In accordance with the equitable sharing guide, no other funds are to be commingled with the account or accounting codes for the asset forfeiture funds, including interest earned on the funds. Furthermore, there are restrictions laid out in the guide as to how the funds may be used, and they are subject to an audit. As such, a separate fund (41207) is required in order to properly account for the monies related to the program.

The Port Authority has received a total of \$138,761.59 to date from this program.

Attachments:

11. RECOMMENDED APPROVAL

DEPUTY EXEC DIRECTOR	COMMUNICATIONS AND MARKETING	OTHER	FINANCE	PORT ATTORNEY	EXECUTIVE DIRECTOR
Brian W. McGonagle	Victoria B. Moreland	N/A	David W. Amdor	Andrea R. Fraser	Benjamin R. Siegel

12. SPECIAL MANAGEMENT COMMITTEE RECOMMENDATION:

APPROVED X (4-0)
APPROVED as AMENDED
DENIED
OTHER

13. PORT AUTHORITY ACTION:

APPROVED X Ruane/Sandelli (5-0)
APPROVED as AMENDED
DENIED
DEFERRED to
OTHER

2-9/7/2023

Background (continued)	
Budget Amendment Resolution Guide to Equitable Sharing For State, Local, and Tribal Law Enforcement Agencies	
2-9/7/2023	