

BOARD OF PORT COMMISSIONERS OF THE LEE COUNTY PORT AUTHORITY

<p>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</p> <p>2. FUNDING SOURCE: Fund 41207 – APD Asset Forfeiture Program Fund</p> <p>3. TERM: N/A</p> <p>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.</p>	<p>5. CATEGORY: 2 Consent Agenda</p> <hr/> <p>6. ASMC MEETING DATE: 8/15/2023</p> <p>7. BoPC MEETING DATE: 9/7/2023</p>
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<p>8. AGENDA:</p> <p style="padding-left: 20px;"> <input type="checkbox"/> CEREMONIAL/PUBLIC PRESENTATION <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADMINISTRATIVE </p>	<p>9. REQUESTOR OF INFORMATION: (ALL REQUESTS) NAME <u>Brian W. McGonagle</u></p> <p>DIV. <u>Administration</u></p>
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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

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

<p>12. SPECIAL MANAGEMENT COMMITTEE RECOMMENDATION:</p> <p style="padding-left: 20px;"> APPROVED <input checked="" type="checkbox"/> (4-0) APPROVED as AMENDED DENIED OTHER </p>	<p>13. PORT AUTHORITY ACTION:</p> <p style="padding-left: 20px;"> APPROVED <input checked="" type="checkbox"/> Ruane/Sandelli (5-0) APPROVED as AMENDED DENIED DEFERRED to OTHER </p> <p style="text-align: right; padding-right: 20px;">2-9/7/2023</p>
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Background (continued)

1. Budget Amendment Resolution
2. Guide to Equitable Sharing For State, Local, and Tribal Law Enforcement Agencies