

ORDINANCE NO. ~~12~~ -1990

Offered by Mr. Smith and Mayor Waszak

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ACCEPT SEIZED AND FORFEITED CASH AND TANGIBLE PROPERTY FROM THE UNITED STATES GOVERNMENT RELINQUISHED IN ACCORDANCE WITH THE COMPREHENSIVE DRUG PENALTY ACT OF 1984 AND DECLARING AN EMERGENCY

WHEREAS, organized crime drug trafficking is a concern of the citizens of the Village of Richfield; and

WHEREAS, the Police Department, in conjunction with the United States of America, seeks to address the problem through participation in various Great Lakes Organized Crime Drug Enforcement Task Force cases along with various drug cases with the Federal Bureau of Investigation, Drug Enforcement Administration and with U.S Customs; and

WHEREAS, real estate, cash, motor vehicles and other types of tangible property seized or forfeited in conjunction with task force cases could become Village property if Federal guidelines are followed; and

WHEREAS, an emergency exists in the usual daily operation of the Police Department, Department of Public Safety, in that it is immediately necessary to permit the Village to accept cash and tangible property received through participation in Federal investigations, for the preservation of the public peace, health, property, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Richfield, State of Ohio:

SECTION 1: That the Mayor be, and he hereby is, authorized and directed to accept cash and other tangible property from the United States Government in accordance with the Comprehensive Drug Penalty Act of 1984; however, any acceptance of real estate by the Mayor shall be subject to approval by ordinance of Council.


SECTION 2: That the Mayor be, and he hereby is, directed to place all cash received into a special fund with the Finance Director to be used solely for law enforcement purposes.

SECTION 3: That all tangible property be brass tagged or assetted to the Police Department to be used solely for law enforcement purposes.

SECTION 4: This Ordinance is determined to be an emergency measure necessary for the immediate preservation of the public peace, health or safety for the reason that it is necessary for the usual daily operation of the Police Department and provided this Ordinance receives the affirmative vote of two-thirds of the members elected or appointed, it shall take effect and be in force from and after its approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest date provided by law.

Passed: 2/6/90

  
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President of Council

  
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Mayor

Dated: 2/6/90

ATTEST:

  
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Clerk of Council