

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

**AGENDA TITLE:** Ordinance No. 553 Establishing a State Drug Forfeiture Fund and a Federal Drug Forfeiture Fund  
**DEPARTMENT:** Finance  
**PRESENTED BY:** Debbie Tarry, Finance Director

**PROBLEM/ISSUE STATEMENT:**

Chapter 3.35 of the Shoreline Municipal Code captures the information on the City's funds that are used to account for the various revenue and expenditure transactions. Staff is requesting two new funds be added to this chapter. The Shoreline Police Department participates in joint drug investigations with state and federal agencies through a drug enforcement task force. The Police Department is also included in agreements with the State of Washington through the King County Sheriffs Office and with the U. S. Department of Justice for the sharing and distribution of any assets seized and forfeited as a result of drug investigations and resulting prosecution. The City has received proceeds from these forfeitures from both the State of Washington through King County and directly from the United States Treasury for joint investigations.

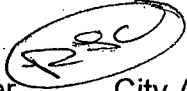
The City is required to segregate these funds and in particular complete an annual financial status report for the receipt and use of federal forfeiture funds. Also, in some cases there may be differing requirements for the use of the proceeds depending on whether the funds were received from a state or a federal case. Staff is requesting e two distinct funds to track and monitor proceeds, one for state forfeitures and another for federal forfeitures.

**PROPOSED CHANGES**

Proposed Ordinance No. 553 would adopt two new accounting funds: a State Drug Forfeiture Fund and a Federal Drug Forfeiture Fund. Appropriations to these funds will be made in proposed Ordinance No. 554. The purpose of each fund will be receive to proceeds of drug prosecutions and use fund proceeds to acquire services and material items used in drug related investigations and prevention activities according to the state or federal statutes governing seizure.

**RECOMMENDATION**

Staff recommends that Council approve Ordinance No. 553, adding a new section 3.35.200 to establish a State Drug Forfeiture Fund and new section 3.35.210 to establish a Federal Drug Forfeiture Fund.

Approved By: City Manager  City Attorney \_\_\_\_

**ATTACHMENTS**

Attachment A: Ordinance 553

## **ORDINANCE NO. 553**

### **AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, UPDATING THE CITY'S FUND STRUCTURE BY ESTABLISHING SEPARATE DRUG SEIZURE FUNDS FOR STATE AND FEDERAL PROSECUTIONS; AND AMENDING CHAPTER 3.35 OF THE MUNICIPAL CODE**

WHEREAS, pursuant to RCW 35.37.010, the City has the authority to establish special purpose funds for the segregation, budgeting, expenditure and accounting for moneys received for special purposes; and

WHEREAS, the Shoreline Police Department participates in joint illegal drug investigations with other state and federal agencies resulting in a distribution to Shoreline of seized; and forfeited assets according to joint operating agreements with these agencies; and

WHEREAS, the City is required to segregate these funds from other funds of the City; and report annually on the receipt and use of funds received from federal cases; and

WHEREAS, Chapter 3.35 of the Shoreline Municipal Code should be amended to create operating funds for the purpose of accounting for drug seizure assets; now, therefore

**THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1. New Section.** A new section SMC 3.35.200 is adopted to read as follows:

.108 State Drug Enforcement Forfeitures fund.

There is created a fund to be known as the "State Drug Enforcement Forfeiture Fund" to account for funds received from the State of Washington through King County representing the City's share of assets seized and forfeited during the joint investigations of illegal drug activity with state agencies.

**Section 2. New Section.** A new section SMC 3.35.210 is adopted to read as follows:

.112 Federal State Drug Enforcement Forfeitures fund.

There is created a fund to be known as the "Federal Drug Enforcement Forfeiture Fund" to account for funds seized and forfeited during the joint investigations of illegal drug activity with federal agencies.

**Section 3. Effective date, publication.** This ordinance shall take effect and be in full force five (5) days after publication of a summary of consisting of its title.

**PASSED BY THE CITY COUNCIL ON JULY 13, 2009.**

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Mayor Cindy Ryu

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Scott Passey  
City Clerk

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Ian Sievers  
City Attorney

Date of Publication:  
Effective Date: