



# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 8 Ordinance/Resolution# 10-230 Council District:     

For Meeting of March 15, 2010  
(Adoption Date)

**TITLE:** A RESOLUTION APPROVING AN ADJUSTMENT TO THE VEHICLE FORFEITURE FUND BUDGET FOR FY 09-10.

**PURPOSE(S) OF ACTION:**

TO APPROVE A BUDGET ADJUSTMENT TO EXPENSE LINE ITEMS IN THE VEHICLE FORFEITURE FUND ACCOUNT BASED ON FUNDS RECEIVED FROM ENFORCEMENTS RUN BY THE POLICE DEPARTMENT.

Name of Drafter: Laurie Padilla		Department: Police/Admin		Phone: 528-4135	
Department	Signature	Phone	Department	Signature	Phone
Originating Department		528-4135	Budget		2300
			Assistant City Manager		2271
Legal		541-2128	City Manager		2076

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

We have received funds in conjunction with the (DWI) Vehicle Forfeiture fund and the fund balance has accumulated funds as well as interest accrued. The funds will be used to further fund the enforcement from the Las Cruces Police Department and in order for us to be able to continue to be effective we are looking at purchasing 1 Ford Escape, XLT that will be used in the enforcement arena, at DWI checkpoints.

**SUPPORT INFORMATION:**

Fund Name / Account Number	Amount of Expenditure	Budget Amount
VEHICLE FORFEITURE /24147190-851200	\$20,000	\$20,000

List your exhibits and attachments after the fund box just like the example below.

1. Resolution/Ordinance.
2. Exhibit "A"- Budget Adjustment Form.
3. Exhibit "B"- DWI/Seizure Fund Summary Spreadsheet.

**OPTIONS / ALTERNATIVES:**

(Continue on additional sheets as required)

1. **Approving the Resolution will allow the Police Department to purchase equipment to be utilized in the enforcement arena for DWI Seizure Enforcement.**
2. **Not approve the budget adjustment request**

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**RESOLUTION NO. 10-230**

**A RESOLUTION APPROVING AN ADJUSTMENT TO THE VEHICLE FORFEITURE FUND BUDGET FOR FY 09-10.**

The City Council of the City of Las Cruces is informed that:

**WHEREAS**, the police department has a fund balance and interest that has accrued in the amount of \$90,394.00; and

**WHEREAS**, the police department has received the funds in conjunction with DWI Seizure enforcement for the City of Las Cruces; and

**WHEREAS**, the police department will utilize these funds to acquire and maintain the existing equipment; and,

**WHEREAS**, a budget adjustment is required to set up appropriate expense accounts. This money will be used to purchase 1 Ford Escape, XLT that will be utilized by the officers in conjunction with DWI Seizure enforcement guidelines.

NOW, therefore be it resolved by the governing body of the City of Las Cruces, that:

(I)

**THAT** the budget adjustment reflected in Exhibit "A" attached hereto and made a part hereof is approved.

(II)

**THAT** City staff is authorized to do all deeds necessary to accomplish the intent of this Resolution and the Agreement.

**DONE AND APPROVED** on this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

{SEAL}

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Pedroza:	_____
Councillor Small:	_____
Councillor Sorg:	_____
Councillor Thomas:	_____

APPROVED AS TO FORM:

*[Handwritten Signature]*  
 \_\_\_\_\_  
 City Attorney

**CITY OF LAS CRUCES  
ADOPTED BUDGET FY 2009/2010**

FUND	DIVISION		FUND TYPE	
Vehicle Forfeiture Fund 2472	Police		Special Revenue	
	FY 2008/09 Prelim Actual*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
<b>RESOURCES</b>				
Beginning Balance	\$ 146,107	158,800		158,800
<b>REVENUES</b>				
24140170-552030 Vehicle Forfeiture Fees	\$ 88,280	60,000		60,000
2472-570010 Interest on Investment	3,020	2,000		2,000
2472-570015 Net Incr (Decr) Fair Value Investment	928	1,000		1,000
2472-903000 Sale of Capital Assets	39,615	0		0
<b>Total Revenues</b>	\$ 131,843	63,000	0	63,000
<b>Total Resources</b>	\$ 277,950	221,800	0	221,800
<b>EXPENDITURES - 24147190</b>				
Police Vehicle Forfeiture				
Personnel	\$ 0	56,112		56,112
Operating Expenses	81,351	72,294		72,294
Capital Equipment	27,799	0	20,000	20,000
<b>Total Expenditures</b>	\$ 109,150	128,406	20,000	148,406
<b>OTHER FINANCING SOURCES (USES)</b>				
Transfer to Fund 1000 - General Fund	(10,000)	(10,000)		(10,000)
<b>Total Other Financing Sources (Uses)</b>	(10,000)	(10,000)	0	(10,000)
<b>ENDING BALANCE</b>	\$ 158,800	83,394	(20,000)	63,394

\*Preliminary Actual as of 11/16/09.

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**Laurie Padilla**

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**From:** Sally Bales  
**Sent:** Wednesday, February 24, 2010 10:01 AM  
**To:** Laurie Padilla  
**Subject:** Fund 2472 Budget and Available Balance as of 02 24 10.xls  
**Attachments:** Fund 2472 Budget and Available Balance as of 02 24 10.xls

Laurie,

In this case, you have budgeted some of the Fund Balance for FY10 Expenditures in the regular budgeting process. What my attached spreadsheet shows you is the fund balance that is available for

future expenditures- **\$ (90,393.95)**

Sally Bales

2/24/2010

Org	Object	Description	Rev Budget
24140170	532030	VEHICLE FORFEITURE FEES	-60000.00
24147190	610101	ADMINISTRATION	0.00
24147190	610102	CLASSIFIED	35288.00
24147190	610210	SCHEDULED OVERTIME	0.00
24147190	620100	PERA	5346.00
24147190	620210	FICA SOCIAL SECURITY	2188.00
24147190	620220	FICA MEDICARE	512.00
24147190	620230	WORKERS COMPENSATION	1337.00
24147190	620405	INSURANCE ADMINISTRATION FEE	10.00
24147190	620406	RETIREMENT HEALTH CARE INS	459.00
24147190	620410	HEALTH INS	10160.00
24147190	620420	LIFE AND DISABILITY INS	122.00
24147190	620440	DENTAL INS	690.00
24147190	721130	MOTOR POOL REPAIR & MAINTENANC	0.00
24147190	722190	PURCHASED SERVICES GENERAL	63694.00
24147190	724190	TRAVEL GENERAL	5000.00
24147190	730110	SUPPLIES GENERAL	0.00
24147190	730300	MINOR SHOP TOOLS & EQUIPMENT	3600.00
24147190	851100	ROLLING EQUIP INCL TRAILERS	0.00
			<b>68406.00</b>
2472	101000	POOLED CASH & INVESTMENTS	0.00
2472	210100	ACCOUNTS PAYABLE	0.00
2472	211201	FEDERAL INCOME TAX PAYABLE	0.00
2472	211202	STATE INCOME TAX PAYABLE	0.00
2472	211203	SOCIAL SECURITY TAX PAYABLE	0.00
2472	211204	MEDICARE TAX PAYABLE	0.00
2472	211205	WORKERS COMPENSATION TAX PAYABL	0.00
2472	211301	PERA PAYABLE	0.00
2472	211319	CHILD SUP. ENFORCEMENT BUREAU	0.00
2472	211561	VOL RETIREMENT PLAN-NATIONWIDE	0.00
2472	311000	CY REVENUE CONTROL	0.00
2472	312000	CY EXPENDITURE CONTROL	0.00
2472	321000	CY ENCUMBRANCE CONTROL	0.00
2472	321100	CY RESERVE FOR ENCUMBRANCES	0.00
2472	331000	CY ESTIMATED REVENUE CONTROL	0.00
2472	332000	CY APPROPRIATIONS CONTROL	0.00
2472	339000	CY BUDGETED CHANGE TO F/B CTRL	0.00
2472	339100	BUDGETARY F/B-RES FOR ENC	0.00
<b>2472</b>	<b>410000</b>	<b>FUND BALANCE I</b>	<b>0.00</b>
2472	532030	VEHICLE FORFEITURE FEES	0.00
2472	570010	INVESTMENT INCOME	-2000.00
2472	570015	NET INCR(DECR) FAIR VAL INVEST	-1000.00
2472	903000	SALE OF CAPITAL ASSETS	0.00
2472	951000	TRNFR TO GENERAL FUND	10000.00

Actual/Encumb	Available
-53626.24	-6373.76
0.00	0.00
19040.00	16248.00
0.00	0.00
2078.16	3267.84
1180.48	1007.52
276.08	235.92
5.67	1331.33
4.56	5.44
182.00	277.00
0.00	10160.00
50.54	71.46
0.00	690.00
3311.91	-3311.91
36221.87	27472.13
4729.82	270.18
2780.94	-2780.94
3534.67	65.33
0.00	0.00
139479.45	0.00
0.00	0.00
-69.02	0.00
-44.20	0.00
-138.88	0.00
-32.48	0.00
-2.68	0.00
0.00	0.00
0.00	0.00
0.00	0.00
-54616.17	0.00
74407.01	0.00
4823.00	0.00
0.00	0.00
0.00	0.00
0.00	0.00
0.00	0.00
-4823.00	0.00
<b>-158799.95</b>	<b>0.00</b>
0.00	0.00
-1803.21	-196.79
813.28	-1813.28
0.00	0.00
5833.31	4166.69

less fund balance budgeted in FY10

fund balance available

68406.00

**\$ (90,393.95)**