



CITY OF NORMAN, OK CITY COUNCIL STUDY SESSION

Municipal Building, Executive Conference Room, 201 West Gray, Norman,
OK 73069

Thursday, February 02, 2023 at 5:30 PM

AGENDA

It is the policy of the City of Norman that no person or groups of persons shall on the grounds of race, color, religion, ancestry, national origin, age, place of birth, sex, sexual orientation, gender identity or expression, familial status, marital status, including marriage to a person of the same sex, disability, retaliation, or genetic information, be excluded from participation in, be denied the benefits of, or otherwise subjected to discrimination in employment activities or in all programs, services, or activities administered by the City, its recipients, sub-recipients, and contractors. In the event of any comments, complaints, modifications, accommodations, alternative formats, and auxiliary aids and services regarding accessibility or inclusion, please contact the ADA Technician at 405-366-5424, Relay Service: 711. To better serve you, five (5) business days' advance notice is preferred.

CALL TO ORDER

AGENDA ITEMS

1. DISCUSSION REGARDING THE USE OF ASSET FORFEITURE FUNDS.
2. DISCUSSION REGARDING APPOINTMENTS FOR THE COMPREHENSIVE PLAN AD HOC COMMITTEE AND STRONG TOWN AD HOC COMMITTEE.

ADJOURNMENT



Norman Police Department



Item 1.

Use of Seizure Funds



Norman Police Department



Item 1.

- State Funds
- The City's arrangement with the District Attorney's Office regarding seizure and forfeiture is governed by Title 63 of the Oklahoma Statutes section 2-506.
- Funds not used by the state for specific things are to be maintained in a revolving fund in the office of the county treasurer where the property was seized.



Norman Police Department



Item 1.

- The DA can share these funds with municipalities
- We have an agreement with the DA to share the proceeds from the sale of any property seized by our agency.
- It states that District Attorneys are required to use these funds “solely for enforcement of controlled dangerous substances laws, drug abuse prevention, and drug abuse education.”



Norman Police Department



- Federal Funds
- The use of federal funds falls under 21 U.S.C. section 881
- The distribution is based on an agency's participation in a case



Norman Police Department



Item 1.

- The DOJ has published information that asserts permissible uses of the funds, including
 - Law enforcement equipment
- Based on this, we believe it is permissible to use seizure funds to purchase law enforcement vehicles



Norman Police Department



Item 1.

- Seizure Fund Balances as of December 31, 2022.
 - State = \$1,274,296
 - Federal = \$247,429
 - Total Available = \$1,521,725



Norman Police Department



Item 1.

- Cost to purchase and outfit a police unit will be \$75,000
- To purchase 14 of the police vehicles on the fleet replacement list the cost would roughly be \$1,050,000.
- This could be included in the budget this year

Questions?



Norman Police Department



Item 1.

Use of Seizure Funds

State Law - 63 O.S. § 2-506

Federal Law - 21 U.S.C. § 881



Norman Police Department



Item 1.

State Funds

- The City's arrangement with the District Attorney's Office regarding seizures and forfeitures is governed by 63 O.S. § 2-506.
- Forfeited funds not used by the state are to be maintained in a revolving fund in the office of the county treasurer where the property was seized.



Norman Police Department



Item 1.

- Under 63 O.S. § 2-506, District Attorneys can share forfeited funds with municipalities.
- Norman Police Department Agreement
75% NPD / 25% Cleveland County District Attorney
- While § 2-506 requires district attorneys to use forfeited funds “solely for enforcement of controlled dangerous substances laws, drug abuse prevention, and drug abuse education, there is no such limitation for municipal police departments.



Norman Police Department



Item 1.

Federal Funds

- The use of federal funds is governed by 21 U.S.C. § 881.
- The distribution is based on an agency's participation in a case.
- Guide to Equitable Sharing for State and Local Law Enforcement Agencies – forfeited funds can be used for patrol cars and surveillance vehicles.



Norman Police Department



Item 1.

Summary

- State law does not limit how municipal police department can spend forfeited funds seized by a municipal police department.
- The DOJ has expressly asserted the seized funds forfeited under federal law can be used to purchase patrol and surveillance vehicles.
- The Norman Police Department proposes using forfeited funds to purchase law enforcement vehicles.



Norman Police Department



Item 1.

Seizure Fund Balances

December 31, 2022

State	\$1,274,296
Federal	247,429
Total	\$1,521,725



Norman Police Department



Item 1.

- Cost to purchase and outfit a police unit will be \$75,000 .
- To purchase 14 of the police vehicles on the fleet replacement list the cost would roughly be \$1,050,000.
- Staff proposes including this amount in the FYE 2024 budget.



Norman Police Department



Item 1.

QUESTIONS