


**JEFFERSON COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA REQUEST

TO: Board of County Commissioners

FROM: Philip Morley, County Administrator 

DATE: December 10, 2012

RE: Potential Action on a Resolution in the Matter of the Use and Budget Administration of the Jefferson County Drug Fund, Fund 135

STATEMENT OF ISSUE: The proposed Resolution directs the use and budget administration of the Jefferson County Drug Fund, Fund 135.

ANALYSIS: State law authorizes courts to impose assessments against persons convicted of drug offenses. Fund 135 was established in Jefferson County to receive these funds and expend them on drug investigation and prosecution and training and equipment related thereto.

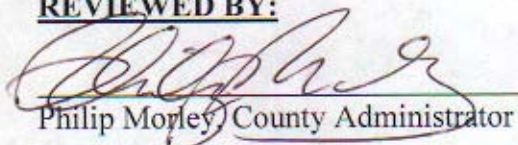
It is estimated that Fund 135 will have an available fund balance of about \$100,000 at the end of 2012.

To support drug case prosecution costs by the Prosecuting Attorney's Office, the proposed Resolution: 1) establishes a Prosecutor's Reserve for eligible expenditures at the sole discretion of the Prosecuting Attorney; and 2) makes other funds in Fund 135 subject to regular budgeting only for eligible expenditures through appropriation by the County Commissioners. For the 2013 Budget, this Resolution will allow the County Commissioners to allocate \$42,000 from fund balance to be used to pay for Prosecutor's Office costs related to drug prosecutions and investigations. It would also allow the County Commissioners to appropriate \$15,000 in 2013 for the Prosecutor's Reserve.

FISCAL IMPACT: Funds are subject to appropriation.

RECOMMENDATION: Approve the proposed Resolution.

REVIEWED BY:


Philip Morley, County Administrator

12/6/12
Date

monies drawn from the Prosecutor's Reserve shall be kept by the Office of the Prosecuting Attorney and shall include identification of the cases involved, if applicable, and an explanation of the expenditure. All such Prosecutor's Reserve records shall be available to the State Auditor for examination. Any unspent Prosecutor's Reserve funds from one year will roll over to be added to the next year's Prosecutor's Reserve allocation.

BE IT FURTHER RESOLVED, all monies in the Jefferson County Drug Fund that are not part of the Prosecutor's Reserve shall be subject to expenditure by budget appropriation by the Board of County Commissioners solely for costs related to drug investigation and prosecution, and for training and equipment related to drug investigation and prosecution.

BE IT FINALLY RESOLVED, Jefferson County Resolution No. 88-97, Resolution No. 55-86, Resolution No. 27-80, and Resolution No. 65-74 are hereby repealed and replaced by this Resolution.

APPROVED AND ADOPTED this 10th day of December, 2012.

**JEFFERSON COUNTY
BOARD OF COMMISSIONERS**

SEAL

John Austin, Chair

ATTEST:

Phil Johnson, Member

Raina Randall
Deputy Clerk of the Board

David Sullivan, Member