



TOWN OF CARRBORO POLICE DEPARTMENT

Walter Horton, Chief of Police

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Carrboro, NC 27510

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To: David Andrews, Town Manager
From: Chief Walter Horton
RE: Seized Funds
Cc: Cary McNallan, Interim Finance Director
Date: August 7, 2020

At the June 23, 2020, Council meeting, Council Member Slade requested a report on the police departments seized funds, detailing revenue, expenditures, and the source of the funds received. He also wanted to know if the Town Council could require the police department to discontinue participation in the Equitable Sharing Program.

The answer is yes; the Town can prohibit the police department from continuing participation in the equitable sharing program. If the choice were made to do so, we would have to take the following action according to the equitable sharing guide is located in section VIII of the guide <https://www.justice.gov/criminal-afmls/file/794696/download>.

When an agency ends participation in the Program, it must notify MLARS and TEOAF of its decision. MLARS and TEOAF will coordinate with the agency on the disbursement of the agency's remaining funds. The agency will be required to file a final ESAC form showing a zero balance. Any pending sharing requests will be extinguished and retained by the Department of Justice or the Department of the Treasury.

Participation in this program has allowed the police department to purchase needed equipment such as body-worn cameras, Tasers, protective vest, in-car cameras, replacement firearms, interview recording system, as well as other equipment needs. If decided to discontinue participation in this program, it would be a disservice to the police department and the town. The Town will have to consider budgeting for those items, which would be purchased with seized funds.

I have discussed the possibility of discontinuing participation in the equitable sharing program, with Interim Finance Director, Cary McNallan, and we both share the same reservations about ending involvement in this program. McNallan provided a statement about participating in the equitable sharing program.

“From a Finance perspective, it is my recommendation that the Town of Carrboro continue its participation in the Equitable Sharing Program for Law Enforcement Agencies. Opting out of the program will not stop the policing of this type of illegal activity, so drugs and money will continue to be seized. If we were to opt out of the program, the portion of funding that would’ve gone to the Town, would be retained by the federal government. The monies that the Town receives from seized assets has strict guidelines on what it can be used for and provides much needed funding for equipment and training for our local police department, which otherwise would be funded from tax levy or simply not purchased due to budget constraints.”

Please see the attached documents with the information requested for him to review. Please let me know if you have further questions.

State Seizure Funds

2017 Seizures \$7,466

1. January 12, 2017, 150 dosage units (rocks) crack cocaine, \$200 cash.
2. February 12, 2017, 11 dosage units Xanax, \$177 cash.
3. March 12, 2017, 11 DU Xanax, 61 DU LSD, 35 grams psilocybin mushrooms, 18 grams MDMA, 284 grams marijuana \$2217 cash.
4. May 9, 2017, 150 grams marijuana, \$2615 cash.
5. May 21, 2017, 45 grams marijuana, \$1335 cash.
6. June 2, 2017, 127 grams marijuana, \$709 cash.
7. June 26, 2017, 17 dosage units (rocks) crack cocaine, \$213 cash.

2018 Seizures \$1,112

1. August 24, 2018, 77 grams of marijuana, 58 dosage units Tramadol, 17 dosage units morphine, \$587 cash.
2. June 6, 2018, 364 grams of marijuana, 44 dosage units LSD, \$525 cash.

2019 Seizures \$29,093

1. April 22, 2019, 150 lbs of marijuana, ½ kilo cocaine, \$27,775 cash.
2. September 19, 2019, 10 grams of cocaine, \$576 cash.
3. October 30, 2019, 42 grams cocaine, 60 grams marijuana, \$536 cash.
4. December 7, 2019, 127 grams marijuana, \$206 cash.

Federal Seizures

No federal seizures have taken place since 2016.

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TOWN OF CARRBORO*State and Federal Seizure Funds**For Fiscal Years: FY 2012 - FY 2020*

	<u>FY 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>	<u>FY 2017</u>	<u>FY 2016</u>	<u>FY 2015</u>	<u>FY 2014</u>	<u>FY 2013</u>	<u>FY 2012</u>	<u>Prior Years</u>	<u>Total</u>
<u>State Seizures</u>											
Revenues	\$ 13,834.81	\$ 4,181.88	\$ 13,175.04	\$ 10,588.52	\$ 2,494.01	\$ 2,146.29	\$ 3,220.52	\$ 2,546.14	\$ 11,475.54		\$ 63,662.75
Expenditures *	3,689.00	1,008.00	4,094.75	4,400.00	13.60	8,962.37	14,513.60	15,105.33	1,218.61		53,005.26
Net Total	\$ 10,145.81	\$ 3,173.88	\$ 9,080.29	\$ 6,188.52	\$ 2,480.41	\$ (6,816.08)	\$ (11,293.08)	\$ (12,559.19)	\$ 10,256.93	\$ -	
<i>Accum Balance</i>	<i>\$ 29,822.49</i>	<i>\$ 19,676.68</i>	<i>\$ 16,502.80</i>	<i>\$ 7,422.51</i>	<i>\$ 1,233.99</i>	<i>\$ (1,246.42)</i>	<i>\$ 5,569.66</i>	<i>\$ 16,862.74</i>	<i>\$ 29,421.93</i>	<i>\$ 19,165.00</i>	
<u>Federal Seizures</u>											
Revenues	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 153,712.39	\$ 3,056.99	\$ -	\$ -	\$ 156,769.38
Expenditures **	428.00			95,598.23		60,742.32					156,768.55
Net Total	\$ (428.00)	\$ -	\$ -	\$ (95,598.23)	\$ -	\$ (60,742.32)	\$ 153,712.39	\$ 3,056.99	\$ -	\$ -	
<i>Accum Balance</i>	<i>\$ 0.83</i>	<i>\$ 428.83</i>	<i>\$ 428.83</i>	<i>\$ 428.83</i>	<i>\$ 96,027.06</i>	<i>\$ 96,027.06</i>	<i>\$ 156,769.38</i>	<i>\$ 3,056.99</i>	<i>\$ -</i>	<i>\$ -</i>	

The Town receives State Seizure Funds for the Carrboro Police Department via direct deposit from the North Carolina Office of the State Controller. No detail information is provided with the direct deposit notifications.

* The expenditures for State Seizures include: 2013: Narcotics Module, vests, training; 2014: police canines; other years: firearms, training, misc equipment

** The expenditures for Federal Seizures include: 2015: Tasers, rifles, in car camera system, 2017: Meggitt Firearms Training Simulator, 2020: glock firearms.

ORG	ACCOUNT	ACCOUNT DESC	YR/PR	JNL	EFF DATE	SRC	REF1	REF2	REF3	REF4	COMMENT	VENDOR CODE	CHECK #	OB	AMOUNT	FISCAL YEAR
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	12/11	5629	05/18/12	API	007078	778	68119	2547	Replacement Weapons	CRAIG'S FIREARM SUPP	46997		856.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	12/11	5722	06/01/12	API	007078	778	68332	2556	Replacement Weapons	CRAIG'S FIREARM SUPP	47115		214.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	12/12	6028	06/07/12	API	007314	874	68376	2558	Utility Trailer	KAUFMAN TRAILERS OF	47180		148.61	
															1,218.61	FY 2012
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 7	107	01/17/13	API	002686		73931	2683	PAYMENT - CONFIDENTIAL TAG	NCDMV	49228		6.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 8	73	02/14/13	API	002686		74745	2701	CONFIDENTIAL TAG TRANSFER FEE	NCDMV	49463		15.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 8	183	02/27/13	API	002995		75062	2707	CAR REPAIRS	CHAPEL HILL TIRE CO.	49562		2,475.53	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 9	111	03/19/13	API	001230	1152	75686	2719	PLATE CARRIER	LAWMEN'S SAFETY SUPP	49762		1,621.98	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 9	115	03/19/13	APM	001230	1152	75686	mod inv	PLATE CARRIER 2013	LAWMEN'S SAFETY SUPP	49762		-1,621.98	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/ 9	217	03/28/13	API	001292		75881	CK 502554	AUTOZONE - W HORTON	BANK OF AMERICA	5025541		29.16	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	007282		76419	2731	J-PELOQUIN #86950728 5/23	COURTYARD BY MARRIO	50056		565.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	001230	1152	76531	2731	VEST	LAWMEN'S SAFETY SUPP	50075		2,135.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	003364		76420	2731	REGIST & MEMBERSHIP - J PELOQU	NC NARCOTIC ENFORCEM	50079		200.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	003364		76471	2731	REGIST - B WARD 5/19-23 CONF	NC NARCOTIC ENFORCEM	50079		175.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	004974	1191	76500	2731	OSSI Narcotics Module	SUNGARD PUBLIC SECT	50103		6,647.73	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/10	179	04/25/13	API	004974	1191	76501	2731	OSSI Narcotics Module	SUNGARD PUBLIC SECT	50102		567.27	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/11	76	05/09/13	API	003912		77018	2737	PER DIEM - NC NARCS CONF 5/19-	BRAD (STEPHEN) WARD	50162		139.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/11	76	05/09/13	API	002209		77019	2737	PER DIEM - NCNARCS CONF 5/19-2	JASON PELOQUIN	50178		139.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/11	178	05/23/13	API	004974	1191	77195	2740	OSSI Narcotics Module	SUNGARD PUBLIC SECT	50327		620.45	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/11	178	05/23/13	API	004974	1191	77196	2740	OSSI Narcotics Module	SUNGARD PUBLIC SECT	50327		460.91	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	13/12	278	06/30/13	API	007725	1298	79008	2784	Replacement Tactical Gear	UNITED SHIELD INTERN	50921		930.28	
															15,105.33	FY 2013
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	14/ 8	8157	02/11/14	API	008034	1919	82479	2862	police canine	K2 SOLUTIONS INC	52805		7,000.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	14/10	10127	04/16/14	API	002995		83731	2879	VEHICLE INSPECTION	CHAPEL HILL TIRE CO.	53339		13.60	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	14/10	10278	04/25/14	API	008034	1982	83915	2883	police canine	K2 SOLUTIONS INC	53471		7,000.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	14/10	10278	04/25/14	API	008034		83916	2883		K2 SOLUTIONS INC	53471		500.00	
															14,513.60	FY 2014
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	15/ 9	9162	03/31/15	GEN	P02144			P-CARD	P-CARD MAR '15: W HORTON				1,798.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	15/10	10124	04/30/15	API	001230	2467	90522	3007	Rem 700 Rifle and equipment	LAWMEN'S SAFETY SUPP	56754		1,319.05	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	15/11	11103	05/31/15	API	008150	2453	91006	3020	CAMERAS	ENFORCEMENT VIDEO LL	56991		2,594.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	15/12	12347	06/30/15	API	001230	2500	91878	3035	S-W M&P 15TS Rifles and Equipm	LAWMEN'S SAFETY SUPP	57392		3,251.32	
															8,962.37	FY 2015
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	16/ 9	9664	03/31/16	API	002995		98150	3732	Safety inspection NARC vehicle	CHAPEL HILL TIRE CO.	61325		13.60	FY 2016
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	17/ 10	10791	4/27/2017	BUA	XFER	XFER			PD Building Camera System	Trf to IT Budget			4,400.00	
															4,400.00	FY 2017
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	18/ 7	8008	01/05/18	API	001292		116248	CK 503367	LAWMENS DISTRIBUTION LLC	BANK OF AMERICA	5033678 B		747.95	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	18/ 7	8249	01/29/18	API	009695	4158	116709	6779	ARMAG CORPORATION	ARMAG CORPORATIO	67320		2,260.00	
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	18/12	12733	06/22/18	API	001230	4223	120979	7434	Law Enforcement Equipment	LAWMEN'S SAFETY SUPP	68621		1,086.80	
															4,094.75	FY 2018
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	19/12	3	06/03/19	API	001292		130899	CK 503898	WILEY X INC.	BANK OF AMERICA	5038983 B		1,008.00	FY 2019
510	10 -PS-500-510 -504200-	SEIZURE EXPENSES	20/ 7	232	01/21/20	API	001230	20200072	136608	9988	Chemical/Less Lethal Munitions	LAWMEN'S SAFETY SUPP	75633		3,689.00	FY 2020
Total State Seizure Expenditures												510-504200			53,005.26	

ORG	ACCOUNT	ACCOUNT DESC	YR/PR	JNL	EFF DATE	SRC	REF1	REF2	REF3	REF4	COMMENT	VENDOR CODE	CHECK #	OB	AMOUNT	FISCAL YEAR
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 8	8031	02/28/15	API	001230	2447	89327	2985	Tasers	LAWMEN'S SAFETY SUPP	56122		4,076.20	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 8	8031	02/28/15	API	001230	2447	89328	2985	Tasers	LAWMEN'S SAFETY SUPP	56122		4,076.20	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 8	8031	02/28/15	API	001230	2447	89329	2985	Tasers	LAWMEN'S SAFETY SUPP	56122		4,076.20	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 8	8031	02/28/15	API	001230	2447	89330	2985	Tasers	LAWMEN'S SAFETY SUPP	56122		4,076.20	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 8	8031	02/28/15	API	001230	2447	89331	2985	Tasers	LAWMEN'S SAFETY SUPP	56122		4,076.20	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/ 9	9115	03/31/15	API	001230	2475	89972	2995	S-W M&P 15TS rifles and equipm	LAWMEN'S SAFETY SUPP	56404		3,251.32	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	15/10	10252	04/30/15	API	008150	2454	90823	3012	In Car Camera Systems	ENFORCEMENT VIDEO LL	56869		37,110.00	
															60,742.32	FY 2015
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	17/ 4	4978	10/26/16	API	008470	3338	104325	4834	Firearms Training Simulator	MEGGITT TRAINING SYS	63358		91,468.55	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	17/ 5	5800	11/09/16	API	001292		104791	CK 503015	MEGGITT TRAINING SYS INC	BANK OF AMERICA	5030151		1,229.68	
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	17/ 10	10791	4/27/2017	BUA	XFER	XFER			PD Building Camera System	Trf to IT Budget			2,900.00	
															95,598.23	FY 2017
510	10 -PS-500-510 -504201-	FEDERAL SEIZURE EXPENSES	20/10	219	4/23/2020	POE				PO ENT/PRF	Glock Firearms	Craig's Firearm Supply Inc			428.00	
															428.00	FY 2020
Total Federal Seizure Expenditures												510-504201	156,768.55			
TOTAL STATE AND FEDERAL SEIZURE EXPENDITURES															<u>209,773.81</u>	