

CITY OF CHEVIOT
STATE OF OHIO

RESOLUTION NO. 19 - 14

TO REPEAL RESOLUTION NO 19-04.

WHEREAS, on February 5, 2019, this council approved Resolution No. 19-04, which established an internal control policy for the receipt and expenditure of mandatory drug fines; and

WHEREAS, a copy of Resolution No. 19-04 is attached hereto as "Exhibit A" and made a part hereof as if fully rewritten herein; and

WHEREAS, on April 2, 2019, by Resolution No. 19-11, this Council adopted a new internal control policy which combined the policies of the Criminal Activity/Forfeiture Fund, the Drug Offense Fund, and the Alcohol Enforcement and Education Fund into one document; and

WHEREAS, because of the passage of Resolution No. 19-11, Resolution No. 19-04 is duplicative and unnecessary;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO, THAT:

Section 1. Resolution No. 19-04, a copy of which is attached hereto as "Exhibit A" and made a part hereof as if fully rewritten herein, is hereby repealed.

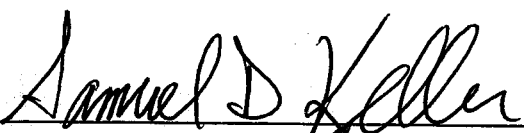
Section 2. This resolution shall take effect immediately.



Mark G. Waters
President of Council

APR 16 2019

Date Passed



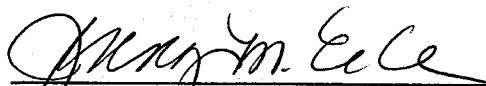
Samuel D. Keller
Mayor

APR 16 2019


Date approved

Attest:

Approved as to form:



Jenny M. Eilermann
Clerk of Council

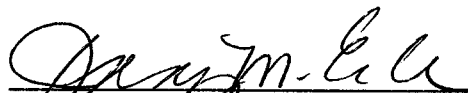


Kimberlee Erdman Rohr
Law Director

CERTIFICATION OF PUBLICATION

I, Jenny M. Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing ordinance, or a succinct summary, was published in the *Western Hills Press*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates:

- 1) _____ 4-24 _____, 2019, and
- 2) _____ 5-1 _____, 2019.



Jenny M. Eilermann
Clerk of Council

CITY OF CHEVIOT
STATE OF OHIO

RESOLUTION NO. 19-04

TO APPROVE THE CITY OF CHEVIOT POLICE DEPARTMENT'S WRITTEN INTERNAL CONTROL POLICY FOR DRUG OFFENDER FINES FUND.

WHEREAS, it is necessary to update the City of Cheviot Police Department's policies regarding the receipt and use of money deposited in or credited to the City's 206 Drug Offender Fines Fund; and

WHEREAS, the City of Cheviot Police Department has developed a policy which complies with Ohio Revised Code Sections 2925.03 and 2925.42, and said policy is attached as Exhibit "A" and incorporated herein.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO THAT:

Section 1. The City of Cheviot Police Department's Written Internal Control Policy for Drug Offender Fines Fund, a copy of which is attached as Exhibit "A" and incorporated herein, is hereby approved and ratified by this Council.

Section 2. The Clerk of Council shall deposit a copy of this resolution and the attached policy in the Hamilton County Prosecuting Attorney's document repository and file the same with the Hamilton County Clerk of Court in Case No. M9000449.

Section 3. This resolution shall take effect immediately.

Mark G. Waters
President of Council

Date passed

Samuel D. Keller
Mayor

Date approved

Attest:

Approved as to form:

Jenny M. Eilermann
Clerk of Council

Kimberlee Erdman Rohr
Law Director

CERTIFICATE OF PUBLICATION

I, Jenny M. Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing resolution, or a succinct summary, was published in the *Western Hills Press*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates:

- 1) _____, 2019, and
- 2) _____, 2019.

Jenny M. Eilermann
Clerk of Council

CITY OF CHEVIOT POLICE DEPARTMENT
WRITTEN INTERNAL CONTROL POLICY
FOR DRUG OFFENDER FINES FUND

DATE: FEBRUARY 5, 2019

VERSION: This Policy replaces and supersedes prior policies, written and unwritten, involving the topic.

POLICY: This document sets forth the City's policy ("the Policy") regarding the receipt and use of money deposited in or credited to the City's 206 Drug Offender Fines Fund ("Drug Fines Fund").

PURPOSE: From time to time, the City receives money from the collection of mandatory drug fines. This Policy is intended to govern the use of this money once it has been received by the City, and to comply with the requirements of Ohio Revised Code Sections 2925.03 and 2925.42.

GENERAL PROVISIONS:

- A. **Drug Offender Fines Fund.** The City has established a separate fund known as the 206 Drug Offender Fines Fund ("Drug Fines Fund"), pursuant to Ohio Revised Code Sections 2925.03 and 2925.42. Any mandatory drug fines received by the City in accordance with Ohio Revised Code Sections 2925.03 and 2925.42, shall be deposited in or credited to the Drug Fines Fund.
- B. **Receipt of Funds.** Upon receipt of any funds received under Ohio Revised Code Sections 2925.03 or 2925.42, the Cheviot Police Department shall fully document the following:
 1. Date the funds were received; and
 2. The amount of such funds.
- C. **Expenditures from Drug Fines Fund.** Pursuant to Ohio Revised Code Section 2925.03(F) and 2925.42(B), the money from the Drug Fines Fund may only be used for the purpose of subsidizing the Cheviot Police Department's enforcement efforts that pertain to drug offenses. Upon the expenditure of any funds in the Drug Fines Fund, the Cheviot Police Department shall fully document the general types of expenditures made out of those fine money and the specific amount expended on each general type of expenditure. The record shall not provide for or permit the identification of any specific expenditure that is made in an ongoing investigation.

RECOMMENDED BY:

Emmett Stone, Police Chief

CONCURRED BY:

Kimberlee Erdman Rohr, Law Director

APPROVED BY:

Thomas Braun, Safety-Service Director