

Council Meeting
December 4, 2007

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: Police and City Treasurer – Transfer unclaimed funds from the Trust and Agency Fund to the Vehicle and Equipment Replacement Fund and the General Fund. Expenditure: None.

RECOMMENDATION

Recommendation of the Police Chief and City Treasurer that City Council approve the transfer of \$67,788.01 from the Trust and Agency Fund to reimburse the Vehicle and Equipment Replacement Fund for the purchase of Police motorcycles; and transfer the balance of \$27.79 to the General Fund.

FUNDING

Funds are available in the City of Torrance Trust and Agency Fund.

BACKGROUND / ANALYSIS

On September 26, 2006, Council authorized the purchase of 19 Harley Davidson Police Motorcycles (item 8D). Council authorized an appropriation of \$67,788.01 from the Vehicle and Equipment Replacement Fund to FEAP 568 (Police Motorcycle Replacement) with the understanding that it would be repaid in the future from the Trust and Agency Fund (Property Room Evidence Account) when the funds became available. Unclaimed funds in the total amount of \$67,815.80 are now available for transfer. Of that total, the sum of \$67,788.01 will be transferred to reimburse the Vehicle and Equipment Replacement Fund, and the balance of \$27.79 will be transferred to the General Fund.

Government Code § 50050 states in part:

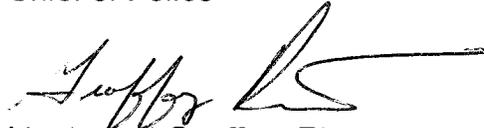
“Except as otherwise provided by law, money, excluding restitution to victims, that is not the property of a local agency that remains unclaimed in its treasury or

in the official custody of its officers for three years is the property of the local agency after notice if not claimed or if no verified complaint is filed and served. At any time after the expiration of the three-year period, the treasurer of the local agency may cause a notice to be published once a week for two successive weeks in a newspaper of general circulation published in the local agency."

The subject funds have been in the possession of the Police Department well in excess of three years. Attempts to locate an owner have proven fruitless. Public notices were published on October 14 and 21, 2007, and no claims of ownership have been filed. As of November 30, 2007, the unclaimed funds became the property of the City. Pursuant to Government Code §50053, legislative action is needed to transfer the funds.

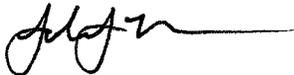
Respectfully submitted,

JOHN J. NEU
Chief of Police



By Lieutenant Geoffrey Rizzo
Services Division Commander

CONCUR:



John J. Neu
Chief of Police



Linda Barnett
City Treasurer



for LeRoy J. Jackson
City Manager