

**A RESOLUTION  
BY FINANCE/ EXECUTIVE COMMITTEE**

**A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO MISSION PRODUCE, INC., IN AN AMOUNT NOT TO EXCEED THIRTY FOUR THOUSAND NINETY FOUR DOLLARS AND EIGHTY EIGHT CENTS (\$34,094.88) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.**

**WHEREAS**, Mission Produce, Inc., (“Mission Produce”) has requested a refund in the amount of Thirty Four Thousand Ninety Four Dollars and Eighty Eight Cents (\$34,094.88) for business license fees paid in error in 2004 and 2005; and

**WHEREAS**, Mission Produce has submitted supporting documents to the Office of Revenue to substantiate its claim; and

**WHEREAS**, the Office of Revenue investigated the claim and has determined that Mission Produce is entitled to a refund in an amount not to exceed Thirty Four Thousand Ninety Four Dollars and Eighty Eight Cents (\$34,094.88), for erroneously reporting and paying business license fees on revenue generated outside the State of Georgia.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Chief Financial Officer is hereby directed to issue a refund to Mission Produce Inc., in an amount not to exceed Thirty Four Thousand Ninety Four Dollars and Eighty Eight Cents (\$34,094.88) for business license fees paid in error to the City of Atlanta in 2004 and 2005.

**BE IT FURTHER RESOLVED**, that said refund shall be charged to and paid from Fund, Department Organization and Account number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury).

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** Finance/ Executive Committee

**Caption:** A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO MISSION PRODUCE, INC., IN AN AMOUNT NOT TO EXCEED THIRTY FOUR THOUSAND NINETY FOUR DOLLARS AND EIGHTY EIGHT CENTS (\$34,094.88) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.

**Council Meeting Date:** May 19, 2008

**Requesting Dept.:** Department of Finance

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to refund overpayment of business license fees paid in error for 2004 and 2005.

**2. Please provide background information regarding this legislation.**

Mission Produce erroneously reported and paid license fees on revenue generated outside the state of Georgia. Verified by the Revenue Assurance Division.

**3. If Applicable/Known:**

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** NA
- (b) **Source Selection:** NA
- (c) **Bids/Proposals Due:** NA
- (d) **Invitations Issued:** NA

- (e) **Number of Bids:** NA
- (f) **Proposals Received:** NA
- (g) **Bidders/Proponents:** NA
- (h) **Term of Contract:** NA

**4. Fund Account Center (Ex. Name and number):** General Fund-1001/DOF Revenue & Collections-100501/Function Activity-1515000 Treasury

**Fund:** \_\_\_\_\_ **Account:** \_\_\_\_\_ **Center:** \_\_\_\_\_

**5. Source of Funds:** *Example: Local Assistance Grant*

**6. Fiscal Impact:** This legislation will result in a reduction in the amount of \$34,094.88 to the General Fund-1001/100501 DOF Revenue & Collections/Function Activity1515000Treasury

**7. Method of Cost Recovery:** NA

**This Legislative Request Form Was Prepared By:** Alice Hughes, Finance Dept. Ext.1973, submitted by LaShawn Gardiner, ext. 6449

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive Committee

Chief of Staff Deadline: April 30, 2008

Anticipated Committee Meeting Date(s): May 13-14, 2008

Anticipated Full Council Date: May 19, 2008

Legislative Counsel's Signature: [Signature]

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: \_\_\_\_\_

**CAPTION**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO MISSION PRODUCE, INC., IN AN AMOUNT NOT TO EXCEED THIRTY FOUR THOUSAND NINETY FOUR DOLLARS AND EIGHTY EIGHT CENTS (\$34,094.88) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$34,094.88

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: Amc 4/30/08 Reviewed by: [Signature]  
(date) (date)

Submitted to Council: \_\_\_\_\_  
(date)