

**A RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO THE REAL CHOW BABY, IN AN AMOUNT NOT TO EXCEED NINETEEN THOUSAND FOUR HUNDRED TWENTY SEVEN DOLLARS AND NINE CENTS (\$19,427.09) FOR AN OVERPAYMENT OF ALCOHOL EXCISE TAXES; 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, The Real Chow Baby has requested a refund in the amount of Nineteen Thousand Four Hundred Twenty Seven Dollars and Nine Cents (\$19,427.09) for alcohol excise taxes paid in error to the City of Atlanta; and

WHEREAS, The Real Chow Baby 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 The Real Chow Baby is entitled to a refund in an amount not to exceed Nineteen Thousand Four Hundred Twenty Seven Dollars and Nine Cents (\$19,427.09).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Chief Financial Officer is hereby directed to issue a refund to The Real Chow Baby, in an amount not to exceed Nineteen Thousand Four Hundred Twenty Seven Dollars and Nine Cents (\$19,427.09) for alcohol excise taxes paid to the City of Atlanta in error.

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 THE REAL CHOW BABY, IN AN AMOUNT NOT TO EXCEED NINETEEN THOUSAND FOUR HUNDRED TWENTY SEVEN DOLLARS AND NINE CENTS (\$19,427.09) FOR AN OVERPAYMENT OF ALCOHOL EXCISE TAXES; 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 Excise Taxes paid in error

2. Please provide background information regarding this legislation.

The Real Chow Baby erroneously remitted their Georgia Sales Tax Payments to the City of Atlanta and is requesting a refund in the amount of \$19,195.93.09

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**
- (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 \$19,195.93 to the General Fund-1001/DOF Revenue & Collections-100501/Function Activity-1515000 Treasury

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: 

Commissioner Signature: 


Chief Procurement Officer Signature: _____

CAPTION

FINANCIAL IMPACT (if any): \$19,427.09

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: 
(date) (date)

Submitted to Council: _____
(date)