

**A RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO STEEL ATLANTA INC., IN AN AMOUNT NOT TO EXCEED TWENTY THOUSAND EIGHT HUNDRED EIGHTEEN DOLLARS AND TWENTY-FIVE CENTS ((\$20,818.25) FOR AN OVERPAYMENT OF ALCOHOL BEVERAGE TAXES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND), 200301 (NDP UNALLOCATED CITY WIDE EMPLOYEE EXPENSES), 5730012 (REFUNDS); AND FOR OTHER PURPOSES.

WHEREAS, Steel Atlanta Inc., has overpaid Alcohol Beverage Taxes from October 2007 through June 2008 in the amount of Twenty Thousand Eight hundred Eighteen Dollars and Twenty-Five Cents (\$20,818.25); and,

WHEREAS, Steel Atlanta Inc., has remitted to the City proof of said overpayment in Alcohol Beverage Taxes and is requesting a refund in the amount of Twenty Thousand Eight hundred Eighteen Dollars and Twenty-Five Cents (\$20,818.25); and

WHEREAS, Steel Atlanta Inc., 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 Steel Atlanta Inc., is entitled to a refund in an amount not to exceed Twenty Thousand Eight hundred Eighteen Dollars and Twenty-Five Cents (\$20,818.25), for the collection arising from an overpayment of Alcohol Beverage Taxes.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Chief Financial Officer is hereby directed to issue a refund to Steel Atlanta Inc., in an amount not to Twenty Thousand Eight hundred Eighteen Dollars and Twenty-Five Cents (\$20,818.25), for the refunding of an overpayment of Alcohol Beverage Taxes.

BE IT FURTHER RESOLVED, that said refund shall be charged to and paid from Fund, Department Organization and Account number 1001 (General Fund) 200301 (NDP Unallocated Citywide Employee Expenses), 5730012 (Refunds).

REFUND REQUEST APPROVAL

Date September 30, 2008

Account # 129918 TBD

Business Name Steel Atlanta

Requested Refund Amount \$ 22,818.29

Mailing Address Attn: Elsa Burg 2222 W. Spring Creek Parkway
Suite 207, Plano, TX 75023

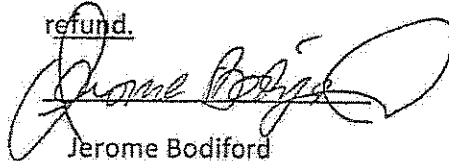
SSN/FEIN FEIN 20-5370237 STI 20-020413170

Confirmed By Jerome Bodiford  (Initials)

Date September 30, 2008

Reason for Request Customer grossly overpaid alcoholic beverage tax due COA requesting
refund.

Approved By


Jerome Bodiford


Nicole Yeasing-Batson

To Be Completed by Processor

Office of Revenue Representative _____ Date _____

Disbursement Number _____ Date _____

Completed, Copied & Filed _____

Copies Available Upon Request Only

Eburg@embbooks.com

rh
9-26-08

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 STEEL ATLANTA INC., IN AN AMOUNT NOT TO EXCEED TWENTY THOUSAND EIGHT HUNDRED EIGHTEEN DOLLARS AND TWENTY-FIVE CENTS ((\$20,818.25) FOR AN OVERPAYMENT OF ALCOHOL BEVERAGE TAXES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER FUND ACCOUNT CENTER 1001 (GENERAL FUND), 200307 (NDP UNALLOCATED CITY WIDE EMPLOYEE EXPENSES), 5730012 (REFUNDS); AND FOR OTHER PURPOSES.

Council Meeting Date: November 11-12, 2008

Requesting Dept.: Department of finance

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

B. To be completed by the department :

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

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to refund an overpayment of Alcohol Beverage taxes to Steel Atlanta, Inc.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

Steel Atlanta Incorporated located at 950 West Peachtree Street, NW erroneously calculated their alcohol beverage taxes resulting in an overpayment of \$ 22,818.25 and remitted the same to City of Atlanta's Office of Revenue between the reporting periods of October 2007 thru June 2008

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

(b) Source Selection:

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center:

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

6. Fiscal Impact: The legislation will result in a reduction in the amount of \$ 22, 818.25 to the 1001 (General fund), 200301 (NDP Unallocated-Citywide Employee Expenses) 5730012 (Refunds)

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Jerome Bodiford, Finance Department x6431, submitted by LaShawn Gardiner, x6449

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

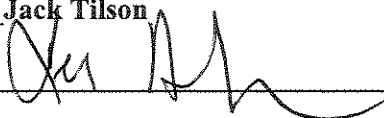
Committee(s) of Purview: Finance/Executive

Chief of Staff Deadline: 10/29/2008

Anticipated Committee Meeting Date(s): Nov. 12, 2008

Anticipated Full Council Date: Nov. 17, 2008

Legislative Counsel's Signature: Jack Tilson

Commissioner Signature: 

Chief Procurement Officer Signature: _____

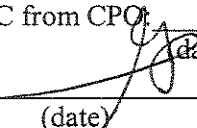
CAPTION

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO STEEL ATLANTA INC., IN AN AMOUNT NOT TO EXCEED TWENTY THOUSAND EIGHT HUNDRED EIGHTEEN DOLLARS AND TWENTY-FIVE CENTS (\$20,818.25) FOR AN OVERPAYMENT OF ALCOHOL BEVERAGE TAXES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT 1001 (GENERAL FUND), 20030 1 (NDP UNALLOCATED CITY WIDE EMPLOYEE EXPENSES), 5730012 (REFUNDS); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 10/29/08 Am Reviewed by: 
(date) (date)

Submitted to Council: _____
(date)