

**AN ORDINANCE
BY PUBLIC SAFETY COMMITTEE**

AN ORDINANCE TO REDUCE THE AMOUNT OF FUNDING TO GRANT AWARD # 250130250 PROJECT # 24202607 TASK # 101 BY ONE HUNDRED SIXTY THOUSAND (\$160,000) AND BY CHANGING THE TERMS AND CONDITIONS CONTAINED IN ORDINANCE NUMBER 05-O-1708 PERTAINING TO THE DESIGNATION OF THE ATLANTA POLICE DEPARTMENT AS THE FEDERAL GRANT PASS THROUGH AGENCY FOR HIGH INTENSITY DRUG TRAFFICKING AREA FUNDS TO FUND MULTIJURISDICTIONAL EFFORTS TO CURTAIL DRUG TRAFFICKING IN THE METROPOLITAN ATLANTA AREA, BY AUTHORIZING THE USE OF \$160,000 FROM THE RACKETEER INFLUENCED CORRUPT ORGANIZATION (RICO) FUNDS WITHIN THE TRUST FUND ACCOUNTS, AND FOR OTHER PURPOSES.

WHEREAS, the drug task force requires some \$160,000 of funds for operations, which will essentially be used to flash in front of subjects under investigation, to give the impression that undercover operators have large sums of cash to establish credibility during undercover operations, and

WHEREAS, the federal grant will not cover the issuance of cash for such purposes, only for documented expenditures related to task force operations, and

WHEREAS, Ordinance number 05-O-1708 was booked as one HIDTA grant for \$3,500,000 federal grant # 15PGAP700Z for \$3,500,000 and RICO funded amount of \$160,000 for a grant total of \$3,660,000.00.

WHEREAS, the two funding sources federal and RICO should have been booked as two separate awards and two separate projects. The purpose of this Ordinance is to authorize that grant # 15PGAP700Z be reduced to the original award amount of \$3,500,000 and \$19,385.00 supplemental amount for a total of \$3,519,385.00 and that RICO award be established as a separate funding source and separate project. This Ordinance establishes the authority to transfer revenue booked in 2005 to revenue account # 492402 for \$160,000 and to transfer the expense for \$160,000 from Grant 15PGAP700Z captured in award # 250130250 and project 24202607 to the new establish award and project for the allocated RICO funds.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section One: That the 2009 (Intergovernmental Grant Fund) Budget, Department of Police is hereby amended as follows:

ADD TO ANTICIPATIONS

2501	Intergovernmental Grant Fund	\$160,000.00
240101	APD Chief of Police	
3912037	Operating Transfer from 7701 Fund	
1320000	Chief Executive	
*****	High Intensity Drug Trafficking RICO by Money	
2501*****	Award Number	

ADD TO APPROPRIATIONS

2501	Intergovernmental Grant Fund	\$160,000.00
240101	APD Chief of Police	
5*****	Expenses	
1320000	Chief Executive	
*****	HIDTA RICO by Money	
2501*****	Award Number	

Section Two: that the Atlanta Police Department was hereby authorized to allocate up to \$160,000 from the Trust Fund State and Federal RICO accounts to augment HIDTA federal funds for cash to be “flushed by undercover operatives conducting drug trafficking disruption activities. The Intergovernmental Grant Fund will be adjusted by transferring appropriations to the correct award and project center.

Section Three: that the \$160,000 was previously funded in 2005 from 3P02 Trust Fund 3P02 7***** X11W02AL9998 and 3P02 7***** X11W02AK9999.

Section Four: that any Ordinances or portion of Ordinance in conflict with the terms and conditions contained herein, be and are hereby repealed.



AN ORDINANCE

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AN ORDINANCE SUPPLEMENTING THE TERMS AND CONDITIONS CONTAINED IN ORDINANCE NUMBER 05-O-1059 PERTAINING TO THE DESIGNATION OF THE ATLANTA POLICE DEPARTMENT AS THE FEDERAL GRANT PASS THROUGH AGENCY FOR HIGH INTENSITY DRUG TRAFFICKING AREA FUNDS TO FUND MULTIJURISDICTIONAL EFFORTS TO CURTAIL DRUG TRAFFICKING IN THE METROPOLITAN ATLANTA AREA, BY AUTHORIZING THE USE OF \$160,000 FROM THE RACKETEER INFLUENCED CORRUPT ORGANIZATION (RICO) FUNDS WITHIN THE TRUST FUND ACCOUNTS, AND FOR OTHER PURPOSES

WHEREAS, ORDINANCE Number 05-O-1059 anticipated and appropriated \$3,500,000 from the White House Office of National Drug Control Policy to combat drug trafficking in the area, and

WHEREAS, the drug task force will require some \$160,000 of funds for operations, which will essentially be used to flash in front of subjects under investigation, to give the impression that undercover operators have large sums of cash to establish credibility during undercover operations, and

WHEREAS, the federal grant will not cover the issuance of cash for such purposes, only for documented expenditures related to task force operations, and

WHEREAS, RICO guidelines do permit such uses of RICO funds,

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA

Section one: that the Atlanta Police Department is hereby authorized to allocate up to \$160,000 from the Trust Fund State and Federal RICO Accounts to augment HIDTA federal funds for cash to be 'flashed' by undercover operatives conducting drug trafficking disruption activities.

Section two: that the fund/account and center numbers that may be used for this purpose are 3P02 7***** X11W02AL9998 and 3P02 7***** X11W02AK9999.

Section three: that any ORDINANCE or portion of ORDINANCE in conflict with the terms and conditions contained herein, be and are hereby REPEALED.

A true copy,

Rhonda Daughton Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

OCT 03, 2005
OCT 10, 2005

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Investigator Kurt Braunsroth

Contact Number: (404) 853-4266

Originating Department: Department of Police

Committee(s) of Purview: Public Safety and Legal Administration

Council Deadline: 17 March 2009

Anticipated Committee Meeting Date(s): 31 March & 1 April 2009

Anticipated Full Council Date: 20 April 2009

Commissioner Signature: D/C George N. Lujan

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE TO REDUCE THE AMOUNT OF FUNDING TO GRANT AWARD # 250130250 PROJECT # 24202607 TASK # 101 BY ONE HUNDRED SIXTY THOUSAND (\$160,000) AND BY CHANGING THE TERMS AND CONDITIONS CONTAINED IN ORDINANCE NUMBER 05-O-1708 PERTAINING TO THE DESIGNATION OF THE ATLANTA POLICE DEPARTMENT AS THE FEDERAL GRANT PASS THROUGH AGENCY FOR HIGH INTENSITY DRUG TRAFFICKING AREA FUNDS TO FUND MULTI JURISDICTIONAL EFFORTS TO CURTAIL DRUG TRAFFICKING IN THE METROPOLITAN ATLANTA AREA, BY AUTHORIZING THE USE OF \$160,000 FROM THE RACKETEER INFLUENCED CORRUPT ORGANIZATION (RICO) FUNDS WITHIN THE TRUST FUND ACCOUNTS, AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____

(date) 3/17/09 (date)

Received by Mayor's Office: _____ Reviewed by: _____

(date) _____ (date)

Submitted to Council: _____

(date)