

10-0-1659

(Do Not Write Above This Line)

AN ORDINANCE BY
FINANCE EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING AND
DIRECTING THE DEPARTMENT OF
FINANCE TO CREATE A TRUST
ACCOUNT FOR THE DEPOSIT OF ALL
DONATIONS AND GRANT MONIES
RECEIVED FOR THE CENTERS OF
HOPE; AND TO AMEND SECTION 2-910
OF THE ATLANTA CODE OF
ORDINANCES TO ALLOW CENTERS OF
HOPE GRANT FUNDS TO BE RECEIVED
WITHOUT COUNCIL AUTHORIZATION
IN CERTAIN CIRCUMSTANCES; AND
FOR OTHER PURPOSES.

ADOPTED BY
SUBSTITUTE OCT 04 2010
COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 09/20/10
 Referred To: Finance Exec
 Date Referred _____
 Referred To: _____
 Date Referred _____
 Referred To: _____

Committee Finance Executive
 Date 9/15/2010
 Chair Yadum
 Referred To Finance Executive

Committee Finance Executive
 Date Sept 27 2010
 Chair Yadum
 Action on substitute
 (Fav, Adv, Hold (see rev. side) Other)
 Members Qa Wato
Telena Hood
DeShu
W. S. H.
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side) Other _____
 Members _____
 Refer To _____

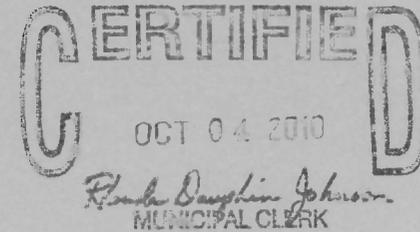
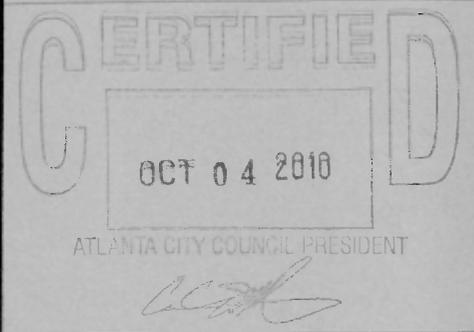
Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side) Other _____
 Members _____
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side) Other _____
 Members _____
 Refer To _____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Readings
- Consent
- V Vote
- RC Vote

CERTIFIED



MAYOR'S ACTION





CITY COUNCIL
ATLANTA, GEORGIA

A SUBSTITUTE ORDINANCE BY

10-O-1659

FINANCE EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING AND DIRECTING THE DEPARTMENT OF FINANCE TO CREATE A TRUST ACCOUNT FOR THE DEPOSIT OF ALL DONATIONS AND GRANT MONIES RECEIVED FOR THE CENTERS OF HOPE; AND TO AMEND SECTION 2-910 OF THE ATLANTA CODE OF ORDINANCES TO ALLOW CENTERS OF HOPE GRANT FUNDS TO BE RECEIVED WITHOUT COUNCIL AUTHORIZATION IN CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") is invested in providing high quality programming for its youth to help them achieve excellence, and to that end, strives to provide a comprehensive network of Centers of Hope throughout the City; and

WHEREAS, numerous individuals, organizations and corporations share the City's desire to support youth and wish to contribute to the City's Centers of Hope; and

WHEREAS, the City may be eligible for grant funding regarding the Centers of Hope, and anticipates receiving such funding; and

WHEREAS, the City's application for and receipt of grant funds is governed by Atlanta Code of Ordinances Chapter 2, Article IX, Division 1, Section 2-910 ("Section 2-910"); and

WHEREAS, Section 2-910 exempts the Department of Parks, Recreation and Cultural Affairs ("DPRCA") from the requirement of obtaining City Council approval prior to applying for a grant. This exemption was created because many of the grants applied for by DPRCA have short deadlines, and a pre-requisite of Council approval would preclude DPRCA from competing for numerous grant opportunities; and

WHEREAS, the Centers of Hope are within the purview of DPRCA, and therefore grant applications may be submitted without Council authorization. In recognition that DPRCA may apply for many grants to help fund the Centers of Hope, and based on the City Council's support of that effort and desire to reduce the amount of administrative work associated therewith, Section 2-910 should be modified to eliminate the requirement that DPRCA receive Council authorization prior to accepting grant funds. This modification would require that DPRCA provide the City Council with a regular report of grant funds received, that grant funds be deposited into the account created herein, and that Council approval be obtained where a grant requires financial commitment from the City; and



WHEREAS, a new trust account is needed in which to deposit donations and grant funds for the Centers of Hope.

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

SECTION 1: The Department of Finance is hereby authorized and directed to create a new trust account in which to deposit all donations and grant monies contributed for the benefit of the City’s Centers of Hope (“Centers of Hope Trust Account”). All Centers of Hope Trust Account fund, including the principal and earnings, may be expended solely for costs associated with the Centers of Hope and the youth programming offered therein, including without limitation: personnel-related costs, including salary, benefits and training; operational expenses; supplies; miscellaneous programming expenses; motorized equipment; and land/facility acquisition, maintenance, construction and improvements.

SECTION 2: The Centers of Hope Trust Account described in Section 1 above shall be created as follows:

ADD TO ANTICIPATIONS

FUND	7701	TRUST
DEPARTMENT	140364	PRC RECREATION CENTER OPERATIONS
REVENUE ACCT	3710001	CONTRIBUTIONS/DONATIONS
FUNCTION	6190000	SPECIAL FACILITIES
PROJECT	600384	CENTERS OF HOPES
FUND	69999	FUNDING SOURCE FOR NON-CAPITAL PROJECTS

ADD TO APPROPRIATIONS

FUND	7701	TRUST
DEPARTMENT	140364	PRC RECREATION CENTER OPERATIONS
EXPENSE ACCT	5999999	PROJECTS & GRANTS BUDGET SUMMARY
FUNCTION	6190000	SPECIAL FACILITIES
PROJECT	600384	CENTERS OF HOPES
FUNDING SOURCE	69999	FUNDING SOURCE FOR NON-CAPITAL PROJECTS

SECTION 3: The Mayor, on behalf of the City, is hereby authorized to accept all donations and grant funds contributed for the benefit of the City’s Centers of Hope, without receiving further authorization or legislative approval, provided that said funds are deposited into the Centers of Hope Trust Account established in Section 2 above, provided that receipt of said funds is not contingent upon a financial commitment by the



City, and provided that the Department of Parks, Recreation and Cultural Affairs maintains an updated list of the funds deposited into the Centers of Hope Trust Account, including without limitation the name of the donor/grant provider, the date received, and the amount. Said list shall be made available upon request.

SECTION 4: Atlanta Code of Ordinances Section 2-910 (b) shall be amended so as to codify the provisions set forth in Section 3 above, and specifically to eliminate the requirement that DPRCA receive Council approval prior to accepting grants for Centers of Hope, provided that certain requirements are met. Accordingly, the first sentence of Section 2-910(b) shall be amended to add the bolded language below:

“Except as set forth in Section 2-910(e) below, any grant application that is filed by or on behalf of the department of parks, recreation, and cultural affairs is not required to receive approval of the council prior to being filed, however the grant may not be accepted by the City of Atlanta until approved by the council. Any other grant application that is filed without the approval of the council shall be absolutely void and without authority.”

In addition, Section 2-910 shall be amended by adding a new subsection (e) which shall read as follows:

“Any grant application that is filed by or on behalf of the department of parks, recreation, and cultural affairs to obtain funds for the Centers of Hope, including funds for elements of the Centers of Hope such as programming, motorized equipment, supplies, personnel, and land/facility expenses, is not required to receive approval of the council prior to being filed. In addition, council approval shall not be required to accept the grant funds, provided that: (1) the Department of Parks, Recreation and Cultural Affairs provides a written update to the council listing each grant received, the amount of the grant, and the provider(s) of the grant; (2) the grant funds are deposited into the City’s Centers of Hope Trust Account; and (3) the grant does not require financial commitment from the City. Should these three conditions not be met, council must authorize the acceptance of the grant.

SECTION 5: All ordinances and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

A true copy,

 Deputy Clerk

**ADOPTED by the Atlanta City Council
 APPROVED by Mayor Kasim Reed**

**OCT 04, 2010
 OCT 12, 2010**

RCS# 575
10/04/10
2:49 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	NV Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	Y Sheperd	NV Mitchell

CONSENT I

ITEMS ADOPTED ON CONSENT	ITEMS ON ADVERSED CONSENT	10-04-10
1. 10-O-1169 2. 10-O-1653 3. 10-O-1658 4. 10-O-1659 5. 10-O-1695 6. 10-O-1664 7. 10-O-1665 8. 10-O-1737 9. 10-O-1168 10. 10-O-1461 11. 10-O-1735 12. 10-R-1723 13. 10-R-1727 14. 10-R-0881 15. 10-R-1696 16. 10-R-1749 17. 10-R-1752 18. 10-R-1753 19. 10-R-1754 20. 10-R-1755 21. 10-R-1756 22. 10-R-1725 23. 10-R-1734 24. 10-R-1740 25. 10-R-1746 26. 10-R-1703 27. 10-R-1704 28. 10-R-1705 29. 10-R-1706 30. 10-R-1707 31. 10-R-1708 32. 10-R-1709 33. 10-R-1710 34. 10-R-1711 35. 10-R-1712	36. 10-R-1713 37. 10-R-1714 38. 10-R-1715 39. 10-R-1716	