

12-*P*-0201

(Do Not Write Above This Line)

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT ("APD"), TO EXECUTE TEMPORARY SERVICE CONTRACTS WITH UP TO TWELVE (12) RETIRED ATLANTA POLICE OFFICERS, TO FACILITATE THE TRANSITION OF THE OFFICE OF CODE ENFORCEMENT INTO THE ATLANTA POLICE DEPARTMENT, FOR A PERIOD OF UP TO EIGHT (8) MONTHS, BEGINNING NO EARLIER THAN 1 MARCH 2012 AND ENDING NO LATER THAN 31 OCTOBER 2012, IN AN AMOUNT NOT TO EXCEED A TOTAL OF ONE HUNDRED EIGHTY-NINE THOUSAND DOLLARS (\$189,000), ALL COSTS TO BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND), 240622 (APD CODE ENFORCEMENT), 5212001 (CONSULTING/PROFESSIONAL SERVICES), 7450000 (CODE ENFORCEMENT); AND FOR OTHER PURPOSES.

ADOPTED BY

FEB 20 2012

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
- PERSONAL PAPER REFER

Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_  
 Date Referred: \_\_\_\_\_  
 Referred To: \_\_\_\_\_

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred To \_\_\_\_\_

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Action \_\_\_\_\_  
 Other \_\_\_\_\_

2/14/12  
 Chair \_\_\_\_\_  
 Action \_\_\_\_\_  
 Other \_\_\_\_\_  
 Fav, Adv, Hold (see rev. side)

*James Shepard*  
 Members

Refer To \_\_\_\_\_  
 Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_

Refer To \_\_\_\_\_  
 Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_

Fav, Adv, Hold (see rev. side)  
 Action \_\_\_\_\_  
 Other \_\_\_\_\_

Members \_\_\_\_\_

Refer To \_\_\_\_\_

FINAL COUNCIL ACTION  
 2<sup>nd</sup>  1<sup>st</sup> & 2<sup>nd</sup>  3<sup>rd</sup>  
 Readings  
 Consent  V Vote  RC Vote

CERTIFIED

CERTIFIED  
 FEB 20 2012

ATLANTA CITY COUNCIL PRESIDENT

*[Signature]*

CERTIFIED  
 FEB 20 2012

*Rachel Daugherty Johnson*  
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

FEB 29 2012

WITHOUT SIGNATURE  
 BY OPERATION OF LAW



**A RESOLUTION BY PUBLIC SAFETY AND LEGAL ADMINISTRATION  
COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT (“APD”), TO EXECUTE TEMPORARY SERVICE CONTRACTS WITH UP TO TWELVE (12) RETIRED ATLANTA POLICE OFFICERS, TO FACILITATE THE TRANSITION OF THE OFFICE OF CODE ENFORCEMENT INTO THE ATLANTA POLICE DEPARTMENT, FOR A PERIOD OF UP TO EIGHT (8) MONTHS, BEGINNING NO EARLIER THAN 1 MARCH 2012 AND ENDING NO LATER THAN 31 OCTOBER 2012, IN AN AMOUNT NOT TO EXCEED A TOTAL OF ONE HUNDRED EIGHTY-NINE THOUSAND DOLLARS (\$189,000), ALL COSTS TO BE CHARGED TO AND PAID FROM 1001 (GENERAL FUND), 240622 (APD CODE ENFORCEMENT), 5212001 (CONSULTING/PROFESSIONAL SERVICES), 7450000 (CODE ENFORCEMENT); AND FOR OTHER PURPOSES.**

**WHEREAS,** The Council of the City of Atlanta, Georgia (“Council”) and the Mayor approved 11-O-1655, 11-O-1688, and 11-O-1768, that renamed the Office of Code Compliance to the Office of Code Enforcement and transferred it from the Department of Community Development to the Atlanta Police Department (“Department”); and

**WHEREAS,** as a result of the incorporation of the Office of Code Enforcement into the Atlanta Police Department, the Department has determined an immediate need for additional personnel to facilitate the transition of the Office of Code Enforcement into the Department; and

**WHEREAS,** retired City of Atlanta (“City”) Police Department Officers possess the knowledge, skills, abilities, and expertise necessary to facilitate the transition of the Office of Code Enforcement into the Department, as well as sworn arrest powers that makes them uniquely prepared to execute citations and present cases in court; and

**WHEREAS,** the Department desires to execute temporary service contracts with up to twelve (12) retired City of Atlanta Police Department Officers (“agreements”), for a period of up to eight (8) months, beginning no earlier than 1 March 2012 and ending no later than 31 October 2012, to facilitate the transition of the Office of Code Enforcement into the Department and

**WHEREAS,** the Department has identified funding sufficient to cover the costs of the agreements, in the amount of one hundred eighty-nine thousand dollars (\$189,000) from 1001 (General Fund), 240622 (APD Code Enforcement), 5212001 (Consulting/Professional Services), 7450000 (Code Enforcement); and

**WHEREAS,** such engagements are authorized pursuant to Article 3, Chapter 5, Section 3-505 of the City of Atlanta Code of Ordinances.



**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA,** that the Mayor is hereby authorized to execute temporary service contracts, on behalf of the Atlanta Police Department (“Department”), with up to twelve (12) retired City of Atlanta Police Officers (“agreements”) for the purpose of work related to the transition of the Office of Code Enforcement into the Department, for a period of up to eight (8) months beginning no earlier than 1 March 2012 and ending no later than 31 October 2012, in an amount not to exceed one hundred eighty-nine thousand dollars (\$189,000).

**BE IT FURTHER RESOLVED,** that all costs for the agreements shall be charged to and paid from 1001 (General Fund), 240622 (APD Code Enforcement), 5212001 (Consulting/Professional Services), 7450000 (Code Enforcement).

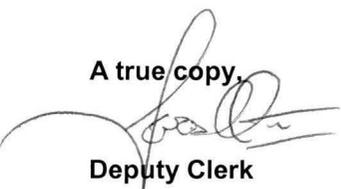
**BE IT FURTHER RESOLVED,** that the temporary service contracts shall have an initial term of eight (8) months. Payments will be disbursed in an amount not to exceed the following:

1 March 2012 – 30 June 2012: \$108,000

1 July 2012 – 30 September 2012: \$81,000

**BE IT FINALLY RESOLVED,** that said agreements will not become binding upon the City and the City will incur no liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved to form by the City Attorney, and delivered to the respective retired City of Atlanta Police Officers.

A true copy,

  
Deputy Clerk

ADOPTED by the Atlanta City Council  
APPROVED as per City Charter Section 2-403

FEB 20, 2012  
FEB 29, 2012



## **AGREEMENT**

GEORGIA..... CITY OF ATLANTA

THIS AGREEMENT, made and entered into as of the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by and between the **CITY OF ATLANTA**, a municipal corporation of the State of Georgia (hereinafter referred to as the City), Code Enforcement and **(Retired Officer Name Here)** of Atlanta Retired Police (hereinafter referred to as **(Retired Officer Name Here)**).

### **WITNESSETH THAT:**

WHEREAS, **(Retired Officer Name Here)**, retired as a Police Officer in the Police Department of City; and

WHEREAS, the Mayor and the Chief of Police desire execute twelve (12) temporary service contracts to utilize the knowledge, skills, ability and expertise of **(Retired Officer Name Here)**, to facilitate the transition and collaboration of the work related to code compliant investigation and enforcement for the City, at the City of Atlanta Public Safety Headquarters at 226 Peachtree Street SW, and/or the City of Atlanta at 55 Trinity Avenue SW, Atlanta , Georgia through a contractual agreement for services; and

WHEREAS, the Mayor has certified the necessity of such contractual agreement in compliance with the requirements of Section 3-505 of the Charter of the City of Atlanta; and

WHEREAS, the execution of this agreement, on the part of the City, has been authorized by Resolution No. \_\_\_\_\_, adopted by the City Council, and approved by the Mayor, in the form and manner of that copy of the same attached hereto as Appendix 1 and made a part hereof by reference.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the premises and mutual covenants hereinafter contained, it is agreed between the parties hereto as follows:

1.

Retired Police Officer **(Retired Officer Name Here)**, agrees to facilitate the transition and collaboration of the work related to code compliant investigation and enforcement for the City of Atlanta as required by the Department of Police, at the City of Atlanta Public Safety Headquarters at 226 Peachtree Street SW, and/or the City of Atlanta at 55 Trinity Avenue SW, Atlanta , Georgia, as directed.

2.

In consideration of such services, the City agrees to pay compensation to **(Retired Officer Name Here)**, a Code Enforcement Officer, to be computed at a rate of \$25.00 per hour, for a total not to exceed \$108,000 over the term of this contract, where \$108,000 will be paid from Account No. **1001 (General Fund), 240622 (Zoning and Code Enforcement), 5212001 (Consulting, Professional Services), 7450000 (Code Compliance)**.



3.

The Term of this agreement shall commence on March 1, 2012, and shall continue thereafter for a period of four (04) months from March 1, 2012 through May 30, 2012; provided, however, that this agreement may be terminated by either party upon ten (10) business day's prior written notice to the other.

4.

Retired Police Officer (**Retired Officer Name Here**), agrees that the services hereunder shall not constitute reemployment by the City, and he/she shall not acquire any civil service rights, employee benefits, or any further pension rights by virtue of this Agreement. The City agrees that Retired Police Officer (**Retired Officer Name Here**), shall be entitled to continue to receive his/her regular pension payments, and that he/she will not be required to make any contribution to the pension fund by virtue of this Agreement.

5.

The parties agree that the term of this Agreement, as set forth herein, shall constitute the entire agreement between them. Changes, which may be mutually agreed upon by and between the City and Retired Police Officer (**Retired Officer Name Here**), shall be effective and enforceable, only after both parties, hereto, have executed a written amendment.

IN WITNESS WHEREOF, the City, acting by and through its duly authorized officials, and Retired Police Officer (**Retired Officer Name Here**), have executed this Agreement as of this day and year first above written.

**ATTEST:**

**CITY OF ATLANTA** (Seal)

\_\_\_\_\_  
Atlanta Police Department

by \_\_\_\_\_  
Title

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

**APPROVED AS TO INTENT:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Chief of Police

\_\_\_\_\_  
City Attorney

**APPROVED:**

**RECOMMENDED:**

\_\_\_\_\_  
Chief Financial Officer

\_\_\_\_\_  
Chief Operating Officer

RCS# 1751  
2/20/12  
2:22 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I  
MONDAY, FEBRUARY 20, 2012  
ADOPT

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 1  
ABSENT 2

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

CONSENT I

ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	02-20-12 ITEMS ADVERSED ON CONSENT
1. 12-O-0112 2. 12-O-0103 3. 12-O-0104 4. 12-O-0105 5. 12-O-0093 6. 12-O-0094 7. 12-O-0098 8. 12-O-0100 9. 12-O-0101 10. 12-O-0102 11. 12-O-0153 12. 12-O-0204 13. 12-O-0205 14. 12-O-0207 15. 12-O-0215 16. 12-R-0155 17. 12-R-0203 18. 12-R-0187 19. 12-R-0201 20. 12-R-0202 21. 12-R-0195 22. 12-R-0197 23. 11-R-0198 24. 12-R-0199 25. 12-R-0213 26. 12-R-0214 27. 12-R-0220 28. 12-R-0191 29. 12-R-0193 30. 12-R-0161 31. 12-R-0162 32. 12-R-0163 33. 12-R-0164 34. 12-R-0165 35. 12-R-0166	36. 12-R-0167 37. 12-R-0168 38. 12-R-0169 39. 12-R-0170 40. 12-R-0171 41. 12-R-0172 42. 12-R-0173 43. 12-R-0174 44. 12-R-0175	45. 12-R-0176 46. 12-R-0177 47. 12-R-0178 48. 12-R-0179 49. 12-R-0180 50. 12-R-0181 51. 12-R-0182 52. 12-R-0183 53. 12-R-0184 54. 12-R-0185 55. 12-R-0186