

12-R-0588

(Do Not Write Above This Line)

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE STATE OF GEORGIA TO PERMIT THE GEORGIA EMERGENCY MANAGEMENT AGENCY TO EXPEND HOMELAND SECURITY GRANT PROGRAM FUNDING ON BEHALF OF THE ATLANTA POLICE DEPARTMENT FOR EQUIPMENT CAPABLE OF RESPONDING TO ATTACKS BY CHEMICAL, BIOLOGICAL, RADIOLOGICAL, NUCLEAR, AND ENHANCED CONVENTIONAL WEAPONS ("CBRNE"), PURSUANT TO THE URBAN AREAS SECURITY INITIATIVE; AND FOR OTHER PURPOSES.

ADOPTED BY

MAY 07 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	_____	First Reading	_____
Date	_____		
Chair	_____		
Referred To	_____		

Committee	PSJA	Committee	_____
Date	5/1/12	Date	_____
Chair	<i>[Signature]</i>	Chair	_____
Action	Fav, Adv, Hold (see rev. side)	Action	Fav, Adv, Hold (see rev. side)
Other	_____	Other	_____

Members	<i>[Signature]</i>	Members	_____
Refer To	<i>[Signature]</i>	Refer To	_____
Committee	_____	Committee	_____
Date	_____	Date	_____
Chair	_____	Chair	_____

Action	Fav, Adv, Hold (see rev. side)	Action	Fav, Adv, Hold (see rev. side)
Other	_____	Other	_____
Members	_____	Members	_____

Refer To	_____	Refer To	_____
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FINAL COUNCIL ACTION Readings

2<sup>nd</sup>       1<sup>st</sup> & 2<sup>nd</sup>       3<sup>rd</sup>

Consent       V Vote       RC Vote

CERTIFIED

MAY 07 2012

ATLANTA CITY COUNCIL PRESIDENT

*[Signature]*

CERTIFIED

MAY 7 2012

*Rachel Dunbar*

MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAY 16 2012

WITHOUT SIGNATURE BY OPERATION OF LAW



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

**A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE STATE OF GEORGIA TO PERMIT THE GEORGIA EMERGENCY MANAGEMENT AGENCY TO EXPEND HOMELAND SECURITY GRANT PROGRAM FUNDING ON BEHALF OF THE ATLANTA POLICE DEPARTMENT FOR EQUIPMENT CAPABLE OF RESPONDING TO ATTACKS BY CHEMICAL, BIOLOGICAL, RADIOLOGICAL, NUCLEAR, AND ENHANCED CONVENTIONAL WEAPONS (“CBRNE”), PURSUANT TO THE URBAN AREAS SECURITY INITIATIVE; AND FOR OTHER PURPOSES.**

**WHEREAS**, the United States Department of Homeland Security (“DHS”) issued grant number 2008-GE-T8-0017 (“Grant”) to the State of Georgia; and

**WHEREAS**, the Grant is related to the Urban Areas Security Initiative (“UASI”), which was established to address the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density Urban Areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, respond to, and recover from acts of terrorism; and

**WHEREAS**, the City of Atlanta, Georgia (“City”), has requested that the State of Georgia retain and expend local share funding from the Grant on behalf of the Atlanta Police Department (“APD”) for equipment capable of responding to attacks by Chemical, Biological, Radiological, Nuclear and Enhanced Conventional Weapons (“CBRNE”); and

**WHEREAS**, the Georgia Emergency Management Agency (“GEMA”), on behalf of the State of Georgia, has agreed to expend Grant funding in the approximate amount of one hundred sixty-seven thousand, seven hundred forty-seven dollars and twenty-four cents (\$167,747.24); and

**WHEREAS**, the City is authorized to execute a Memorandum of Understanding with GEMA under the provisions of Ga. Const. Art. IX, Sec. III, Para. I.

**NOW, THEREFORE BE IT RESOLVED BY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:**

**BE IT RESOLVED**, that the Mayor or his designee be and is hereby authorized to enter into a Memorandum of Understanding with the State of Georgia to permit GEMA to expend Grant funding on behalf of the Atlanta Police Department pursuant to the UASI.

**BE IT FINALLY RESOLVED**, that the Memorandum of Understanding will not become binding on the City, and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to the State of Georgia.

A true copy,

*Shonda Daughlin Johnson*

Municipal Clerk

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

May 07, 2012  
May 16, 2012



**MEMORANDUM OF UNDERSTANDING/AGREEMENT**  
**BETWEEN**  
**STATE OF GEORGIA,**  
**GEORGIA EMERGENCY MANAGEMENT AGENCY (GEMA),**  
**AND**  
**ATLANTA, GEORGIA**  
**REGARDING STATE USE OF**  
**HOMELAND SECURITY GRANT FUNDING ON BEHALF OF**  
**ATLANTA POLICE DEPARTMENT OF ATLANTA, GEORGIA**

1. **PARTIES.** The parties to this Agreement are the State of Georgia and Atlanta Police Department of Atlanta, Georgia, a local unit of government located within the State of Georgia.
2. **AUTHORITY.** This Agreement is authorized under the provision of Ga. Const. Art. IX, Sect. III, Para. I.
3. **PURPOSE.** The purpose of this Agreement is to set forth terms by which the State of Georgia shall expend Homeland Security Grant Program funding on behalf of Atlanta Police Department of Atlanta, Georgia. On September 1, 2008, the United States Department of Homeland Security issued grant number 2008-GE-T8-0017 to the State of Georgia. Under this grant, the State of Georgia must allocate grant funding to local units of government. Under this grant, local units of government may authorize the State of Georgia to make purchases on their behalf, provided that the local units of government and the State of Georgia enter into an Agreement on the matter.
4. **RESPONSIBILITIES:** Atlanta, Georgia, has requested that the State of Georgia retain and expend local share Homeland Security Grant Program funding on behalf of the Atlanta Police Department for the local, regional and statewide projects listed in Paragraph 5, Projected Costs in support of the state strategic plan.

Georgia Emergency Management Agency, the State Administrative Agency, on behalf of the State of Georgia, has agreed to allocate, retain and expend local share Homeland Security Grant Program funding for this project on behalf of the Atlanta Police Department for local, regional and statewide projects as specified in Paragraph 5, Projected Costs. The State of Georgia shall assign title in all purchases to the Atlanta Police Department of Atlanta, Georgia.

5. **PROJECTED COSTS.** The following is the preliminary and approximate overall cost breakdown of the projects and costs for which Atlanta, Georgia, has requested that the State of Georgia retain local funding and use on behalf of the Atlanta Police Department.



Project	Description	Local Funding
Law Enforcement CBRNE Specialty Team Vehicle	Enhancing Law Enforcement Team(s) by providing Equipment	\$167,747.24

6. **OTHER PROVISIONS.** Nothing in this Agreement is intended to conflict with current laws or regulations of the State of Georgia or relevant local units of government. If a term of this agreement is inconsistent with such authority, then that term shall be invalid, but the remaining terms and conditions of this agreement shall remain in full force and effect.
7. **EFFECTIVE DATE.** The terms of this agreement will become effective on the \_\_\_ day of \_\_\_\_\_, 2012.
8. **MODIFICATION.** This agreement may be modified upon the mutual written consent of the parties.
9. **TERMINATION.** The terms of this agreement, as modified with the consent of both parties, will remain in effect until the completion of the project identified in Paragraph 5, the expenditure of funding, and the transfer of title to any equipment to the local unit of government, unless earlier terminated by either party. Either party upon sixty (60) days' written notice to the other party may terminate this agreement.
10. **SIGNATURES.** By signing this agreement, the signatories represent that they are authorized to sign this agreement on behalf of their jurisdiction and to bind the jurisdiction to all terms of this agreement.

**APPROVED BY:**

**ATLANTA POLICE DEPARTMENT  
ATLANTA, GEORGIA**

**GEORGIA EMERGENCY  
MANAGEMENT AGENCY**

\_\_\_\_\_  
George N. Turner, Chief of Police

\_\_\_\_\_  
Charley English, Director

Date \_\_\_\_\_

Date \_\_\_\_\_



		05-07-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-0392	38. 12-R-0596	66. 12-R-0533
2. 12-O-0495	39. 12-R-0598	67. 12-R-0534
3. 12-O-0500	40. 12-R-0599	68. 12-R-0535
4. 12-O-0410	41. 12-R-0601	69. 12-R-0536
5. 12-O-0411	42. 12-R-0602	70. 12-R-0537
6. 12-O-0487	43. 21-R-0603	71. 12-R-0538
7. 12-O-0490	44. 12-R-0511	72. 12-R-0539
8. 12-O-0499	45. 12-R-0512	73. 12-R-0540
9. 12-O-0408	46. 12-R-0513	74. 12-R-0541
10. 12-O-0409	47. 12-R-0514	75. 12-R-0542
11. 12-O-0412	48. 12-R-0515	76. 12-R-0543
12. 12-O-0482	49. 12-R-0516	77. 12-R-0544
13. 12-O-0502	50. 12-R-0517	78. 12-R-0545
14. 12-R-0572	51. 12-R-0518	79. 12-R-0546
15. 12-R-0573	52. 12-R-0519	80. 12-R-0547
16. 12-R-0574	<b>Items Adversed On</b>	81. 12-R-0548
17. 12-R-0576	<b>Consent</b>	82. 12-R-0549
19. 12-R-0577	53. 12-R-0520	83. 12-R-0550
20. 12-R-0580	54. 12-R-0521	84. 12-R-0551
21. 12-R-0604	55. 12-R-0522	85. 12-R-0552
22. 12-R-0221	56. 12-R-0523	86. 12-R-0553
23. 12-R-0564	57. 12-R-0524	87. 12-R-0554
24. 12-R-0451	58. 12-R-0525	88. 12-R-0555
25. 12-R-0508	59. 12-R-0526	89. 12-R-0556
26. 12-R-0492	60. 12-R-0527	90. 12-R-0557
27. 12-R-0618	61. 12-R-0528	
28. 12-R-0586	62. 12-R-0529	
29. 12-R-0587	63. 12-R-0530	
30. 12-R-0588	64. 12-R-0531	
31. 12-R-0589	65. 12-R-0532	
32. 12-R-0590		
33. 12-R-0605		
34. 12-R-0606		
35. 12-R-0607		
36. 12-R-0593		
37. 12-R-0594		