

12-*R*-1073

(Do Not Write Above This Line)

AN ORDINANCE BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED LEASE AGREEMENT WITH PEACHTREE FIDELITY I, LLC, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT, FOR THE RENTAL OF 27,640 SQUARE FEET OF OFFICE SPACE, FOR THE CONTINUED OCCUPANCY OF THE ATLANTA HIGH INTENSITY DRUG TRAFFICKING AREA TASK-FORCE ("ATLANTA HIDTA"), FOR THIRTEEN MONTHS FROM 1 JUNE 2012 THROUGH 30 JUNE 2013, AND WITH THREE ANNUAL RENEWAL OPTIONS FOLLOWED BY ONE SIX MONTH RENEWAL OPTION, AT A RENTAL RATE OF ONE HUNDRED TWENTY-SIX THOUSAND, EIGHT HUNDRED EIGHTY-FOUR DOLLARS AND SEVENTY-FOUR CENTS (\$126,884.74) PER QUARTER FROM 1 JULY 2012 THROUGH 31 DECEMBER 2012, AND FOR A RENTAL RATE OF ONE HUNDRED THIRTY THOUSAND, FIFTY-SIX DOLLARS AND EIGHTY-SIX CENTS (\$130,056.86) PER QUARTER FROM 1 JANUARY 2013 THROUGH 30 JUNE 2013; FOR A TOTAL COST OF FIVE HUNDRED THIRTEEN THOUSAND, EIGHT-HUNDRED EIGHTY-THREE DOLLARS AND TWENTY CENTS (\$513,883.20), TO BE CHARGED TO AND PAID FROM TWO GRANTS FROM THE WHITE HOUSE OFFICE OF NATIONAL DRUG CONTROL POLICY ("ONDCP"); WITH TWO HUNDRED FIFTY-THREE THOUSAND, SEVEN HUNDRED SIXTY-NINE DOLLARS AND FORTY-EIGHT CENTS (\$253,769.48) TO BE CHARGED TO AND PAID FROM HIDTA GRANT G11GA0003A: 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APP CHIEF OF POLICE; 5223103 (BUILDING, FABRICATED, PRE-FABRICATED OR PREMANUFACTURED, RENTAL OR LEASE); 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211082 (GENERAL LEDGER PROJECT: HIDTA 2011); 31991 (GENERAL LEDGER FUNDING SOURCE: HIDTA 2011); AND TWO HUNDRED SIXTY THOUSAND, ONE HUNDRED THIRTEEN DOLLARS AND SEVENTY-TWO CENTS (\$260,113.72) TO BE CHARGED TO AND PAID FROM HIDTA GRANT G12GA0003A: 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APP CHIEF OF POLICE; 5223103 (BUILDING, FABRICATED, PRE-FABRICATED OR PREMANUFACTURED, RENTAL OR LEASE); 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211339 (GENERAL LEDGER PROJECT: HIDTA 2012); 32054 (GENERAL

Committee _____ First Reading _____
 Date _____
 Chair _____
 Referred To _____

PSIA Date Chair Action Fav, Adv, Hold (see rev. side) Other	Committee Date Chair Action Fav, Adv, Hold (see rev. side) Other
Members <i>[Signature]</i>	Members
Refer To	Refer To
Committee	Committee
Date	Date
Chair	Chair
Action	Action

ADOPTED BY
 SEP 04 2012
 COUNCIL

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd Readings
 Consent V Vote RC Vote

CERTIFIED
 SEP 04 2012
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 SEP 04 2012
Ronald D. Campbell
 MUNICIPAL CLERK

APPROVED
 SEP 13 2012
 WITHOUT SIGNATURE
 BY OPERATION OF LAW



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

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED LEASE AGREEMENT WITH PEACHTREE FIDELITY I, LLC, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT, FOR THE RENTAL OF 27,640 SQUARE FEET OF OFFICE SPACE, FOR THE CONTINUED OCCUPANCY OF THE ATLANTA HIGH INTENSITY DRUG TRAFFICKING AREA TASK-FORCE (“ATLANTA HIDTA”), FOR THIRTEEN MONTHS FROM 1 JUNE 2012 THROUGH 30 JUNE 2013, AND WITH THREE ANNUAL RENEWAL OPTIONS FOLLOWED BY ONE SIX MONTH RENEWAL OPTION, AT A RENTAL RATE OF ONE HUNDRED TWENTY-SIX THOUSAND, EIGHT HUNDRED EIGHTY-FOUR DOLLARS AND SEVENTY-FOUR CENTS (\$126,884.74) PER QUARTER FROM 1 JULY 2012 THROUGH 31 DECEMBER 2012, AND FOR A RENTAL RATE OF ONE HUNDRED THIRTY THOUSAND, FIFTY-SIX DOLLARS AND EIGHTY-SIX CENTS (\$130,056.86) PER QUARTER FROM 1 JANUARY 2013 THROUGH 30 JUNE 2013; FOR A TOTAL COST OF FIVE HUNDRED THIRTEEN THOUSAND, EIGHT-HUNDRED EIGHTY-THREE DOLLARS AND TWENTY CENTS (\$513,883.20), TO BE CHARGED TO AND PAID FROM TWO GRANTS FROM THE WHITE HOUSE OFFICE OF NATIONAL DRUG CONTROL POLICY (“ONDCP”); WITH TWO HUNDRED FIFTY-THREE THOUSAND, SEVEN HUNDRED SIXTY-NINE DOLLARS AND FORTY-EIGHT CENTS (\$253,769.48) TO BE CHARGED TO AND PAID FROM HIDTA GRANT G11GA0003A: 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APD CHIEF OF POLICE; 5223103 (BUILDING, FABRICATED, PRE-FABRICATED OR PREMANUFACTURED, RENTAL OR LEASE), 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211082 (GENERAL LEDGER PROJECT: HIDTA 2011); 31991 (GENERAL LEDGER FUNDING SOURCE: HIDTA 2011); AND TWO HUNDRED SIXTY THOUSAND, ONE HUNDRED THIRTEEN DOLLARS AND SEVENTY-TWO CENTS (\$260,113.72) TO BE CHARGED TO AND PAID FROM HIDTA GRANT G12GA0003A: 2501 (INTERGOVERNMENTAL GRANT FUND); 240101 (GENERAL LEDGER DEPARTMENT: APD CHIEF OF POLICE; 5223103 (BUILDING, FABRICATED, PRE-FABRICATED OR PREMANUFACTURED, RENTAL OR LEASE), 1320000 (FUNCTION ACTIVITY NUMBER: CHIEF EXECUTIVE); 211339 (GENERAL LEDGER PROJECT: HIDTA 2012); 32054 (GENERAL LEDGER FUNDING SOURCE: HIDTA 2012); AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta Police Department (“Department”) has been an active participant in the Atlanta High-Intensity-Drug-Trafficking-Area-Task-Force (“Atlanta HIDTA”) responsible for disrupting and dismantling violent drug trafficking organizations in the Atlanta area for over ten years; and



WHEREAS, approved Resolution 05-R-0680 authorized the Mayor to execute agreements on behalf of Atlanta HIDTA, and designated the Atlanta Police Department (“Department”) as the “pass-through” agency for the Atlanta High-Intensity-Drug-Trafficking-Task-Force (“Atlanta HIDTA”); and

WHEREAS, approved ordinance 11-O-0941 authorized the Mayor of the City of Atlanta, on behalf of the Atlanta Police Department acting as the pass-through agency for the Atlanta HIDTA, to enter into an amended lease agreement with Peachtree Fidelity I, LLC for 27,640 square feet of office space for the continued occupancy of Atlanta HIDTA; and

WHEREAS, Atlanta HIDTA, the Chief of Police, and Peachtree Fidelity I, LLC all desire to enter into an amended lease agreement for the 27,640 square feet of office space for the continued occupancy of Atlanta HIDTA (“Third Amendment”) from 1 June 2012 through 30 June 2013, for a total cost of five hundred thirteen thousand, eight-hundred eighty-three dollars and twenty cents (\$513,883.20); and

WHEREAS, the month of June 2012 is part of the Third Amendment, but it is acknowledged in the third amendment that the rent for June 2012 has been previously paid by the Assignee; and

WHEREAS, the White House Office of National Drug Control Policy (“ONDCP”) annually offers grant funding to High Intensity Drug Trafficking Area (“HIDTA”) task-forces for the purpose of disrupting and dismantling illegal drug trafficking organizations which includes all the funding necessary for the Third Amendment; and

WHEREAS, Council and the Mayor approved ordinance 12-O-0583, which appropriated grant award #G11GA0003A from ONDCP to Atlanta HIDTA, to fund the activities of the Atlanta HIDTA task force which includes two hundred fifty-three thousand, seven-hundred sixty-nine dollars and forty-eight cents (\$253,769.48) to pay for the cost of the amended lease agreement for the 27,640 square feet of office space for the continued occupancy of Atlanta HIDTA (see attached “Third Amendment”) from 1 July 2012 through 30 June 2013; and

WHEREAS, Council and the Mayor approved ordinance 12-O-0667, which appropriated grant award #G12GA0003A from ONDCP to Atlanta HIDTA, to fund the activities of the Atlanta HIDTA task force which includes two hundred sixty thousand, one hundred thirteen dollars and seventy-two cents (\$260,113.72) to pay for the cost of the amended lease agreement for the 27,640 square feet of office space for the continued occupancy of Atlanta HIDTA (see attached “Third Amendment”) from 1 July 2012 through 30 June 2013; and

WHEREAS, the agreement includes an additional three one-year lease renewal options and one additional six-month renewal option that can be exercised annually during the month of June; and



WHEREAS, the first renewal option may be exercised during the month of June 2013, and extends the agreement through 30 June 2014, at a rental rate of \$130,056.86 per quarter from 1 July 2013 through 31 December 2013, and a rental rate of \$133,308.28 per quarter from 1 January 2014 through 30 June 2014 for a total of five hundred twenty-six thousand, seven hundred thirty dollars and twenty-eight cents (\$526,730.28); and

WHEREAS, the second renewal option may be exercised during the month of June 2014, and extends the agreement through 30 June 2015, at a rental rate of \$133,308.28 per quarter from 1 July 2014 through 31 December 2014, and a rental rate of \$136,640.99 per quarter from 1 January 2015 through 30 June 2015 for a total of five hundred thirty-nine thousand, eight hundred ninety-eight dollars and fifty-four cents (\$539,898.54); and

WHEREAS, the third renewal option may be exercised during the month of June 2015, and extends the agreement through 30 June 2016, at a rental rate of \$136,640.99 per quarter from 1 July 2015 through 31 December 2015, and a rental rate of \$140,057.01 per quarter from 1 January 2016 through 30 June 2016 for a total of five hundred fifty-three thousand, three hundred ninety-six dollars (\$553,396); and

WHEREAS, the fourth and final renewal option may be exercised during the month of June 2016, and extends the agreement from 1 July 2016 through 31 December 2016, at a rental rate of \$140,057.01 per quarter for a total of two hundred eighty thousand, one hundred fourteen dollars and two cents (\$280,114.02); and

WHEREAS, Atlanta HIDTA is notified of its annual grant funding during the second quarter of each calendar year, and therefore can budget sufficient funding to pay for all costs of the aforementioned four renewal options for the 27,640 square feet of office space for the continued occupancy of Atlanta HIDTA, before any of the annual June renewal options is entered into, resulting in no direct cost to the City.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into an amended lease agreement with Peachtree Fidelity I, LLC, on behalf of the Atlanta Police Department, for 27,640 square feet of office space for the continued occupancy of the Atlanta High Intensity Drug Trafficking Area Task Force (“Atlanta HIDTA”), from 1 June 2012 through 30 June 2013, at a rental rate of one hundred twenty-six thousand, eight hundred eighty-four dollars and seventy-four cents (\$126,884.74) per quarter, from 1 June 2012 through 31 December 2012, and for a rental rate of one hundred thirty thousand, fifty-six dollars and eighty-six cents (\$130,056.86) per quarter from 1 January 2013 through 30 June 2013; for a total cost of five hundred thirteen thousand, eight-hundred eighty-three dollars and twenty cents (\$513,883.20), (the “Third Amendment”).



BE IT FURTHER RESOLVED, that the entire cost of five hundred thirteen thousand, eight-hundred eighty-three dollars and twenty cents (\$513,883.20) for the Third Amendment to the lease agreement with Peachtree Fidelity I, LLC, on behalf of the Atlanta Police Department, for 27,640 square feet of office space for the continued occupancy of the Atlanta High Intensity Drug Trafficking Area Task Force (“Atlanta HIDTA”), from 1 June 2012 through 30 June 2013, shall be charged to and paid from two grants from the White House Office on National Drug Control Policy (“ONDCP”); with two hundred fifty-three thousand, seven-hundred sixty-nine dollars and forty-eight cents (\$253,769.48) to be charged to and paid from HIDTA Grant G11GA0003A: 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police); 5223103 (Building, Fabricated,, Pre-Fabricated or Pre- manufactured, Rental or Lease); 1320000 (Function Activity Number: Chief Executive); 211082 (General Ledger Project: HIDTA 2011); 31991 (General Ledger Funding Source: HIDTA 2011); and two hundred sixty thousand, one hundred thirteen dollars and seventy-two cents (\$260,113.72) to be charged to and paid from HIDTA Grant G12GA0003A: 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police); 5223103 (Building, Fabricated,, Pre-Fabricated or Pre- manufactured, Rental or Lease); 1320000 (Function Activity Number: Chief Executive); 211339 (General Ledger Project: HIDTA 2012); 32054 (General Ledger Funding Source: HIDTA 2012).

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to review the lease agreement prior to execution by the Mayor.

BE IT FINALLY RESOLVED, that the agreement shall not be binding upon the City and the City will incur no obligation or liability under it until it has been approved by the City Attorney as to form, executed by the Mayor, and attested to by the Municipal Clerk.

A true copy,

Deputy Municipal Clerk

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

September 04, 2012
September 13, 2012

RCS# 2239
9/04/12
2:43 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I
9/4/2012
ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

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

CONSENT I

		09-04-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-1132	35. 12-R-1086	48. 12-R-1114
2. 12-O-1144	36. 12-R-1087	49. 12-R-1115
3. 12-O-1142	37. 12-R-1088	50. 12-R-1116
4. 12-O-0349	38. 12-R-1104	51. 12-R-1117
5. 12-O-1134	39. 12-R-1105	52. 12-R-1118
6. 12-O-1135	40. 12-R-1106	53. 12-R-1119
7. 12-R-1097	41. 12-R-1107	54. 12-R-1120
8. 12-R-1098	42. 12-R-1108	55. 12-R-1121
9. 10-R-1099	43. 12-R-1109	56. 12-R-1122
10. 12-R-1100	44. 12-R-1110	57. 12-R-1123
11. 12-R-1102	45. 12-R-1111	58. 12-R-1124
12. 11-R-1103	46. 12-R-1112	59. 12-R-1125
13. 12-R-1130	47. 12-R-1113	60. 12-R-1126
14. 12-R-1057		61. 12-R-1127
15. 12-R-1058		
16. 12-R-1059		
17. 12-R-1060		
18. 12-R-1061		
19. 12-R-1062		
20. 12-R-1145		
21. 12-R-1064		
22. 12-R-1065		
23. 12-R-1066		
24. 12-R-1148		
25. 12-R-1073		
26. 12-R-1074		
27. 12-R-1075		
28. 12-R-1076		
29. 12-R-1078		
30. 12-R-1079		
31. 12-R-1082		
32. 12-R-1083		
33. 12-R-1084		
34. 12-R-1085		