



City of Las Cruces®

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Council Action and Executive Summary

Item # 6 Ordinance/Resolution# 11-091 Council District:

For Meeting of October 18, 2010

(Adoption Date)

TITLE: A RESOLUTION AUTHORIZING A CONTRACT WITH THE NEW MEXICO HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) INVESTIGATIVE SUPPORT CENTER FOR REIMBURSEMENT OF LAW ENFORCEMENT OVERTIME EXPENSES FOR DOMESTIC HIGHWAY ENFORCEMENT (DHE) OPERATIONS IN THE AMOUNT OF APPROXIMATELY \$4,740, TO RATIFY THE CITY MANAGER'S APPROVAL OF THE CONTRACT, AND TO ADJUST THE FY2011 BUDGET.

PURPOSE(S) OF ACTION: To accept funding from the New Mexico HIDTA Investigative Support Center for approximately \$4,740, to ratify the City Manager's approval of the contract and adjust the budget.

Drafter and Staff Contact: Maria J. Nape		Department: GAO		Phone: 541-2104	
Department	Signature	Phone	Department	Signature	Phone
Police Department		528-4200	Budget		541-2107
GAO		541-2281	Assistant City Manager		541-2271
Legal		541-2128	City Manager		541-2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS: The Las Cruces Police Department received authorization from the New Mexico HIDTA for reimbursement of law enforcement overtime pay for DHE operations during a 3-week period of October, 2010. The authorization letter agrees to reimburse approximately \$4,740 in overtime pay for 6 separate days of activity.

SUPPORT INFORMATION:

1. Resolution
2. Exhibit "A" -Grant Acceptance Package
3. Exhibit "B" – Letter from New Mexico HIDTA authorizing overtime expense reimbursement
4. Exhibit "C" – Budget Adjustment

(Continue on additional sheets as required)

SOURCE OF FUNDING:

Is this action already budgeted?	Yes	<input type="checkbox"/>	See fund summary below
	No	<input checked="" type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from:
		<input checked="" type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the (# and Fund Name) Fund.
Does this action create any revenue?	Yes	<input checked="" type="checkbox"/>	Funds will be deposited into this fund: 2400 Police Fund in the amount of \$4,740 for FY11
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE:

This funding will support law enforcement overtime pay for DHE operations during six separate days of activity with New Mexico HIDTA. This contract will impact the Police Dept. budget by offsetting the costs expended for overtime activities under HIDTA joint operations.

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A					

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will authorize the contract for law enforcement overtime under the HIDTA project.
2. Vote "No"; this will prevent the LCPD from receiving overtime reimbursement for overtime expenses for law enforcement activities related to HIDTA.
3. Vote to "Amend"; this could affect the LCPD's ability to receive reimbursement for overtime expenses for law enforcement activities related to HIDTA.
4. Vote to "Table"; this is not an option, as expenses have already been incurred under this contract.

REFERENCE INFORMATION

1. Resolution No. 11-040

(Continue on additional sheets as required)

RESOLUTION NO. 11-091

A RESOLUTION AUTHORIZING A CONTRACT WITH THE NEW MEXICO HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) INVESTIGATIVE SUPPORT CENTER FOR REIMBURSEMENT OF LAW ENFORCEMENT OVERTIME EXPENSES FOR DOMESTIC HIGHWAY ENFORCEMENT (DHE) OPERATIONS IN THE AMOUNT OF APPROXIMATELY \$4,740, TO RATIFY THE CITY MANAGER'S APPROVAL OF THE CONTRACT, AND TO ADJUST THE FY2011 BUDGET.

The City Council is informed that:

WHEREAS, the Las Cruces Police Department (LCPD) participates in joint activities with the New Mexico HIDTA Investigative Support Center Domestic Highway Enforcement Operations; and

WHEREAS, the New Mexico HIDTA authorized by letter the reimbursement of law enforcement overtime expenses for LCPD activities related to participation in the HIDTA program; and

WHEREAS, the City Manager approved the agreement and has authorized participation in the HIDTA program and submission of LCPD reimbursement requests for DHE operational expenses.

NOW, THEREFORE, be it resolved by the governing body of the City of Las Cruces:

(I)

THAT LCPD is authorized to participate in joint activities with the New Mexico HIDTA DHE Operations.

(II)

THAT City Council ratifies the City Manager's signature and approval of the contract with New Mexico HIDTA.

(III)

THAT the City of Las Cruces FY2011 budget is hereby adjusted as designated in Exhibit C attached hereto as part of this resolution.

(IV)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this 18th day of October, 2010.

(SEAL)

ATTEST:

City Clerk

Moved by: _____

Seconded by: _____

APPROVED:

Mayor

VOTE:

Mayor Miyagishima: _____

Councillor Silva: _____

Councillor Connor: _____

Councillor Pedroza: _____

Councillor Small: _____

Councillor Sorg: _____

Councillor Thomas: _____

APPROVED AS TO FORM:



City Attorney

Grant Acceptance Package

Grant Acceptance Verification and Signature

Opportunity Title: High Intensity Trafficking Area (HIDTA)

Offering Agency: New Mexico HIDTA Investigative Support Center

Opportunity Number: N/A

Amount Awarded: \$4,740

Performance Period: October 4, 2010 – October 26, 2010

Requesting Agency/Department: Las Cruces Police Department

GAO – Grant Writer: Maria Nape

SUPPORT INFORMATION:

Reimbursement of overtime expenses for DHE operations.

OPTIONS

1. Agree with request to accept grant funding Affirmed by signature below. Package to be returned to GAO.
2. Disagree, funding agreement to be returned to funder. Unsigned package to be returned to GAO.

Approved:



 City Manager

Approved as to Form:



 City Attorney

CMP #2.2 Effective 07/06/09: The City Manager may authorize the application for any grant with these exceptions:
 The grant award is anticipated to be in excess of \$50,000 and funding has not been appropriated as part of the current budget.
 The ARRA grant award is anticipated to be in excess of \$500,000 and funding has not been appropriated as part of the current budget.
 The acceptance of the grant will require City Council to adjust the current budget to appropriate matching funds.
 The grant requirements stipulate that the City will continue to operate and fund the project/program after the grant period is complete.
 The grant requirements stipulate that the City enter into a new Memorandum of Understanding or a Joint Powers Agreement with another entity.



New Mexico HIDTA Investigative Support Center
2450 Lakeside Drive, Bldg. C
Las Cruces, NM 88007
Telephone (575) 647-6900 Facsimile (575) 647-6974
nmisc@nmhidta.net

September 21, 2010

Sergeant Lawrence Archuleta
Las Cruces Police Department
271 East Picacho Street
Las Cruces, NM 88001

Dear Sgt. Archuleta:

Your DHE operation plans which have been submitted to the New Mexico Investigative Support Center covering October 4, 5, 11, 12, 25, 26, 2010 are approved for reimbursement of overtime expenses in the amount of \$790.00 per operation for a total of approximately \$4740.00. All overtime must be submitted to the ISC within 30 days of each of the operations for timely reimbursement.

If you have any questions, please feel free to contact me at 647-6960.

Sincerely,

A handwritten signature in black ink, appearing to read "Teresa Ogas", is written over a horizontal line.

Teresa Ogas
Administrative Assistant
NM Investigative Support Center

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2010/2011**

FUND	DIVISION		FUND TYPE	
Police Fund 2400	Police		Special Revenue	
	FY 2009/10 Projected*	FY 2010/11 Adopted	Adjustment	FY 2010/11 Adjusted
RESOURCES				
Beginning Balance	\$ 0	0		0
REVENUES				
24140050-552006 NM Dept of Public Safety	\$ 3,354	8,000		8,000
24140210-552019 Univ of NM (UNM)	0	0		0
24140210-551007 Department of Homeland Security	0	530		530
24147040-551021 U.S. Department of Justice	0	10,000		10,000
24140210-551022 Immigration & Customs Enforcement	0	10,000		10,000
24140210-551007 Federal Bureau of Investigation	0	102,765		102,765
24140210-551021 OJJDP After School Program	0	250,000		250,000
Domestic Highway Enforcement (HIDTA)	0	0	4,740	4,740
Total Revenues	\$ 3,354	381,295	4,740	386,035
Total Resources	\$ 3,354	381,295	4,740	386,035
EXPENDITURES				
24147040-37300 NM Department of Public Safety	3,354	8,000		8,000
24147250 University of New Mexico	0	0		0
24147460-37313 Department of Homeland Security	0	530		530
24147040-37301 U.S. Department of Justice	0	10,000		10,000
24147460-37312 Immigration & Customs Enforcement	0	10,000		10,000
24147040-37300 Federal Bureau of Investigation	0	102,765		102,765
24147460-37309 OJJDP After School Program	0	250,000		250,000
Domestic Highway Enforcement (HIDTA)	0	0	4,740	4,740
Total Expenditures	\$ 3,354	381,295	4,740	386,035
ENDING BALANCE	\$ 0	0	0	0

*Projected based on 8 months actual through February 28, 2010 and 4 months projected.