City of Las Cruces®

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Council Action and Executive Summary

Item # 5 **Ordinance/Resolution#** 13-148

For Meeting of _____ (Ordinance First Reading Date)

For Meeting of May 6, 2013 (Adoption Date)

Please check box that applies to this item:

☐ QUASI JUDICIAL ☐ LEGISLATIVE ☒ ADMINISTRATIVE

TITLE: **A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES, ON BEHALF OF THE SOUTHWEST BORDER HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) PROGRAM - NEW MEXICO, TO ACCEPT A GRANT AWARD INCREASE IN THE AMOUNT OF $18,637.00 FOR GRANT AWARD NUMBER G11SN0006A FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AWARD SUPPLEMENT, AND TO ADJUST THE FY 2013 BUDGET.**

PURPOSE(S) OF ACTION:

Accept grant funding modification.

COUNCIL DISTRICT: N/A		
Drafter/Staff Contact: S. Nicole Williams	**Department/Section:** Financial Services / Grants Administration	**Phone:** 541-2716
City Manager Signature:		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On April 5, 2013, the City of Las Cruces was notified by the Southwest Border High Intensity Drug Trafficking Areas (HIDTA) Program – New Mexico that the Executive Office of the President, Office of National Drug Control Policy has increased Federal grant award number G11SN0006A by $18,637.00, bringing the total grant award amount to $846,827.83. The City of Las Cruces acts as fiscal agent on behalf of HIDTA for the grant award. Grant funds are expressly used to support the Regional Interagency Drug Task Force and the Warren Reese Southern New Mexico High Intensity Drug Trafficking Area Law Enforcement Center for various initiatives as prescribed under the program.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Letter dated April 5, 2013 from Southwest Border HIDTA – New Mexico.

(Continue on additional sheets as required)

3. Exhibit "B", Letter dated March 11, 2013 from the Executive Office of the President, Office of National Drug Control Policy and Grant Award Supplement 5 for Award Number G11SN0006A.
4. Exhibit "C", Budget Adjustment.

SOURCE OF FUNDING:

Is this action already budgeted?			
	Yes	☐	See fund summary below
	No	☒	If No, then check one below:
	Budget Adjustment Attached	☐	Expense reallocated from:_____.
		☒	Proposed funding is from a new revenue source (i.e. grant; see details below)
		☐	Proposed funding is from fund balance in the Fund.
Does this action create any revenue?			
	Yes	☒	Funds will be deposited into this fund: 7422 in the amount of $18,637.00 for FY13.
	No	☐	There is no new revenue generated by this action.

BUDGET NARRATIVE

Grant funding is budgeted in Fund 7422: Metro HIDTA under project number 13012. All prior funding under this project number have been expended. This award supplement will provide budgeted grant funds to be increased by $18,637.00. Funds are drawn-down as needed by Metro HIDTA for expenses related to overtime, general supplies, lease payments, travel, various services, and classified expenditures.

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
Metro HIDTA	Various	$18,637.00*	$0.00	$18,637.00*	Expensed per grant program by HIDTA.

*Upon approved budget adjustment.

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will accept the grant agreement modification, ratify the Mayor's signature and adjust the FY 2013 budget.
2. Vote "No"; this is not an option as the City acts as fiscal agent for the grant.

(Continue on additional sheets as required)

3. Vote to "Amend"; this is not an option as grant funding is specific to approved initiatives as stipulated under the grant agreement between the Executive Office of the President, Office of National Drug Control Policy and the Southwest Border HIDTA Program – New Mexico.
4. Vote to "Table"; this is not an option as the grant award is constrained by a specific period of performance.

REFERENCE INFORMATION:

N/A

(Continue on additional sheets as required)

RESOLUTION NO. 13-148

A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES, ON BEHALF OF THE SOUTHWEST BORDER HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) PROGRAM - NEW MEXICO, TO ACCEPT A GRANT AWARD INCREASE IN THE AMOUNT OF $18,637.00 FOR GRANT AWARD NUMBER G11SN0006A FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AWARD SUPPLEMENT AND TO ADJUST FY 2013 BUDGET.

The City Council is informed that:

WHEREAS, on April 5, 2013, the City of Las Cruces was informed that the Executive Office of the President, Office of National Drug Control Policy increased grant award number G11SN0006A by $18,637.00; Exhibit "A" attached hereto and made part of this resolution; and

WHEREAS, the grant increase brings the total grant award to $846,827.83; and

WHEREAS, grant funds are expressly used to support the Regional Interagency Drug Task Force and the Warren Reese Southern New Mexico High Intensity Drug Trafficking Area Law Enforcement Center; and

WHEREAS, the City of Las Cruces acts as fiscal agent for the Southwest Border High Intensity Drug Trafficking Areas Program, which is the recipient of the grant award.

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

(I)

THAT the City of Las Cruces is approved to accept the grant increase in the amount of $18,637.00, on behalf of the Southwest Border High Intensity Drug Trafficking Areas Program, from the Executive Office of the President, Office of National Drug Control Policy under grant number G11SN0006A.

(II)

THAT the Mayor's signature on the Grant Award Supplement 5 is hereby ratified; Exhibit "B" attached hereto and made part of this resolution.

(III)

THAT the City of Las Cruces FY 2013 budget is hereby adjusted as designated in Exhibit "C", Budget Adjustment, attached hereto and made 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 _____ day of _____, 20_____.

APPROVED:

_____
Mayor

ATTEST:

_____
City Clerk

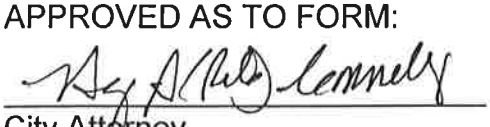
(SEAL)

VOTE:
Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Smith: _____
Councillor Pedroza: _____
Councillor Small: _____
Councillor Sorg: _____
Councillor Thomas: _____

Moved by:_____

Seconded by:_____

APPROVED AS TO FORM:



City Attorney

EXHIBIT "A"

Southwest Border HIDTA – New Mexico

High Intensity Drug Trafficking Areas Program

2450 Lakeside Dr. Bldg. A, Las Cruces, NM 88007
PH (575) 541-7501 Fax (575) 541-7510

April 5, 2013

Mayor Ken Miyagishima
City of Las Cruces
700 N. Main St.
Las Cruces, NM 88001-1120

Dear Mayor Miyagishima:

High Intensity Drug Trafficking (HIDTA) funds have been increased in the amount of $18,637 as indicated on Modification 5 for the FY 11 NM Forensic Laboratory. The enclosed grant award modification should be completed and **returned to the NM HIDTA Director's Office** as soon as possible.

Detailed information is provided in a letter to you from Michael Gottlieb, National HIDTA Director. *In his letter he does ask that you send the signed Award Modification to Miami;* ***however I am asking that you return this paperwork to our office.*** We will forward this information to the Miami Assistance Center to ensure that we have the same records.

If you have any questions, please contact Sandra A. Russell, Finance Director at (575) 541-7503.

Sincerely,

for Ernesto "Ernie" Ortiz
Director, Southwest Border HIDTA-New Mexico Region

Attachments

EO:sar

EXHIBIT "B"

March 11, 2013

Mayor Ken Miyagishima
City of Las Cruces
700 N. Main St.
Las Cruces, NM 88001-1120

Dear Mayor Miyagishima:

Grant number G11SN0006A has been increased and now totals $846,827.83.

The original of Modification 5 is enclosed. If you accept this Modification, sign the Modification and return a copy to the Assistance Center in Miami. Keep the original Modification for your file.

All terms and conditions of the original award apply to the Modification. If you have any questions pertaining to this grant award, please feel free to contact Lisa Newton at (202) 395-6639.

Sincerely,

Michael K. Gottlieb

Michael K. Gottlieb
National HIDTA Director

Enclosures

Executive Office of the President **Office of National Drug Control Policy**	AWARD Grant	Page 1 of 1
1. Recipient Name and Address Mayor Ken Miyagishima City of Las Cruces 700 N. Main St. Las Cruces, NM 88001-1120	4. Award Number: G11SN0006A 5. Grant Period: From 01/01/2011 to 12/31/2012	
1A. Subrecipient IRS/Vendor No. Subrecipient Name and Address	6. Date: 3/11/2013 8. Supplement Number 5	7. Action Initial [X] Supplemental
2A. Subrecipient IRS/Vendor No.:	9. Previous Award Amount:	$828,190.83
3. Project Title Multiple	10. Amount of This Award: 11. Total Award:	$18,637.00 $846,827.83
12. The above Grant is approved subject to such conditions or limitations as are set forth in the original award.		
13. Statutory Authority for Grant: Public Law 112-10		
AGENCY APPROVAL	**RECIPIENT ACCEPTANCE**	
14. Typed Name and Title of Approving Official Michael K. Gottlieb National HIDTA Director	15. Typed Name and Title of Authorized Official Ken Miyagishima City of Las Cruces	
16. Signature of Approving ONDCP Official Michael K. Gottlieb	17. Signature of Authorized Recipient/Date 4-16-2013	
AGENCY USE ONLY		
18. Accounting Classification Code DUNS: 077609279 EIN: 1856000147A2	19. HIDTA AWARD OND1070DB1112XX OND6113 OND2000000000 OC 410001 JID: 33821	

APPROVED AS TO FORM:
City Attorney

Initiative Cash by HIDTA

FY 2011

Current Budget (net of reprogrammed funds)

HIDTA	Agency Name	Initiative	Cash	Type	Grant
SWB - New Mexico	**City of Las Cruces**	Fugitive/Violent Offender Task Force	15,080.00	Investigation	G11SN0006A
		Management and Coordination	118,591.00	Administration	G11SN0006A
		NM Forensic Laboratories	128,139.00	Support	G11SN0006A
		NM Investigative Support Center	187,196.00	Intelligence	G11SN0006A
		Regional Interagency Drug Task Force	397,821.83	Interdiction	G11SN0006A
	Agency Total : City of Las Cruces		**846,827.83**		
Total			**846,827.83**		

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Budget Detail

2011 - SWB - New Mexico

Initiative - NM Forensic Laboratories

Award Recipient - City of Las Cruces (G11SN0006A)

Resource Recipient - New Mexico Department of Public Safety

Current Budget (net of reprogrammed funds) ***$18,637.00***

Facilities	Quantity	Amount
Facilities		$18,637.00
Total Facilities		**$18,637.00**
Total Budget		**$18,637.00**

EXHIBIT "C"

CITY OF LAS CRUCES
ADOPTED BUDGET FY 2012/2013

FUND	DIVISION		FUND TYPE	
HIDTA Grants Fund 7422	JPA/Fiscal Agent		Fiduciary	
	FY 2011/12 Actual	FY 2012/13 Adopted	FY 2012/13 Adjustment	FY 2012/13 Adjusted
RESOURCES				
Beginning Balance	$ 0	0		0
REVENUES				
HIDTA Grant I9PSNP562Z Project 13009	0	0		0
HIDTA Grant I10PSNP562Z Project 13011	47,407	0		0
HIDTA Grant I11PSNP562Z Project 13012	756,530	66,319	18,637	84,956
HIDTA Grant I12PSNP562Z Project 1301x	0	808,750		808,750
Total Revenues	$ 803,937	875,069	18,637	893,706
Total Resources	$ 803,937	875,069	18,637	893,706
EXPENDITURES				
HIDTA Grant I9PSNP562Z Project 13009				
Personnel	$ 0	0		0
Operating	0	0		0
Total I9PSNP562Z	$ 0	0	0	0
HIDTA Grant I10PSNP562Z Project 13011				
Personnel	$ 6,638	0		0
Operating	40,769	0		0
Total I10PSNP562Z	$ 47,407	0	0	0
HIDTA Grant I11PSNP562Z Project 13012				
Personnel	$ 113,243	23,013		23,013
Operating	643,287	43,306	18,637	61,943
Total I11PSNP562Z	$ 756,530	66,319	18,637	84,956
HIDTA Grant I12PSNP562Z Project 13013				
Personnel	$ 0	122,435		122,435
Operating	0	686,315		686,315
Total I12PSNP562Z	$ 0	808,750	0	808,750
Total Expenditures	$ 803,937	875,069	18,637	893,706
ENDING BALANCE	$ 0	0	0	0