



# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 4Ordinance/Resolution# 16-101

For Meeting of \_\_\_\_\_

For Meeting of November 02, 2015

(Ordinance First Reading Date)

(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 GRANT AWARD DECREASE MODIFICATION THREE FOR GRANT NUMBER G15SN0006A IN THE AMOUNT OF \$45,000.00, FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AGREEMENT AND TO ADJUST THE FY 2016 BUDGET.**

### PURPOSE(S) OF ACTION:

Accept grant funding decrease.

<b>COUNCIL DISTRICT:</b> N/A		
<b><u>Drafter/Staff Contact:</u></b> Michelle K. Belone	<b><u>Department/Section:</u></b> Financial Services / Grants Administration	<b><u>Phone:</u></b> 541-2716
<b><u>City Manager Signature:</u></b>		

### BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On September 16, 2015, 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 of a decrease to Federal grant funding in the amount of \$45,000.00 under grant number G15SN0006A Modification Three. The modification brings the total grant award to \$1,536,961.00. 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.

(Continue on additional sheets as required)

2. Exhibit "A", Letter dated September 16, 2015 from the Executive Office of the President, Office of National Drug Control Policy and Grant Agreement for Award Number G15SN0006A.
3. Exhibit "B", Budget Adjustment.

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>	Yes	<input checked="" type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input 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 Fund .
<b>Does this action create any revenue?</b>	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY _____.
	No	<input checked="" type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

Grant funding is budgeted in Fund 7492: Metro HIDTA & CLC HIDTA under project number 13016. Reversion of funding as specified on Exhibit "B" budget adjustment.

**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	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will accept the grant agreement, ratify the Mayor's signature and adjust the FY 2016 budget.
2. Vote "No"; this is not an option as the City acts as fiscal agent for the grant.
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. 16-101**

**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 GRANT AWARD DECREASE MODIFICATION THREE FOR GRANT NUMBER G15SN0006A IN THE AMOUNT OF \$45,000.00, FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AGREEMENT AND TO ADJUST THE FY 2016 BUDGET.**

The City Council is informed that:

**WHEREAS**, on September 16, 2015, the City of Las Cruces was informed that the Executive Office of the President, Office of National Drug Control Policy awarded Southwest Border High Intensity Drug Trafficking Areas Program - New Mexico (HIDTA) a decrease in grant funding under grant award number G15SN0006A; and

**WHEREAS**, the Grant Agreement Supplement Number Three decreases the grant funding to HIDTA by \$45,000.00, bringing the total grant award to \$1,536,961.00; 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 - New Mexico, 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 decrease of the grant award in the amount of \$45,000.00, on behalf of the Southwest Border High Intensity Drug

Trafficking Areas Program - New Mexico, from the Executive Office of the President, Office of National Drug Control Policy under grant number G15SN0006A; Exhibit "A" attached hereto and made part of this resolution.

(II)

THAT the Mayor's signature(s) on the grant documents is hereby ratified.

(III)

THAT the City of Las Cruces FY 2016 budget is hereby adjusted as designated in Exhibit "B", 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)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

VOTE:

Mayor Miyagishima: \_\_\_\_\_

Councillor Silva: \_\_\_\_\_

Councillor Smith: \_\_\_\_\_

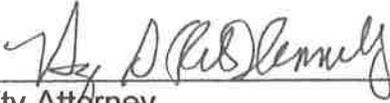
Councillor Pedroza: \_\_\_\_\_

Councillor Small: \_\_\_\_\_

Councillor Sorg: \_\_\_\_\_

Councillor Levatino: \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney  
*Revised*



September 8, 2015

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

Dear Mayor Miyagishima:

Grant number G15SN0006A has been decreased and now totals \$1,536,961.00.

The original of Modification 3 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



## 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

September 16, 2015

Mayor Ken Miyagishima  
 City of Las Cruces  
 700 North Main Street  
 Las Cruces, NM 88001-1120

Dear Mayor Miyagishima:

High Intensity Drug Trafficking (HIDTA) FY 15 funds have decreased by \$45,000.00 as indicated on Modification 3 for the Operation Up the Ladder Initiative. 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 K. Gottlieb, National HIDTA Director. *In his letters he does ask that you send the signed Award Modifications 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,

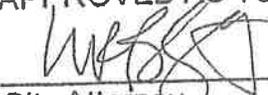
  
 for Mark Payne  
 Director, Southwest Border HIDTA-New Mexico Region

Attachments

MP:sar

<b>Executive Office of the President Office of National Drug Control Policy</b>		<b>AWARD Grant</b>	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: G15SN0006A	
		5. Grant Period: From 01/01/2015 to 12/31/2016	
1A. Subrecipient IRS/Vendor No.	6. Date: 9/8/2015	7. Action	
Subrecipient Name and Address	8. Supplement Number 3	Initial	
		<input checked="" type="checkbox"/> Supplemental	
2A. Subrecipient IRS/Vendor No.:	9. Previous Award Amount:	\$1,581,961.00	
3. Project Title	10. Amount of This Award:	(\$45,000.00)	
	11. Total Award:	\$1,536,961.00	
12. • The above grant is approved subject to such conditions or limitation as are set forth in the original Grant.			
13. Statutory Authority for Grant: Public Law 113-235 / H.R. 83			
<b>AGENCY APPROVAL</b>		<b>RECIPIENT ACCEPTANCE</b>	
14. Typed Name and Title of Approving Official Michael K. Gottlieb National HIDTA Director		15. Typed Name and Title of Authorized Official Ken Miyagishima Mayor	
16. Signature of Approving ONDCP Official <i>Michael K. Gottlieb</i>		17. Signature of Authorized Recipient/Date  9/28/15	
<b>AGENCY USE ONLY</b>			
18. Accounting Classification Code DUNS: 077609279 EIN: 1856000147A2		19. HIDTA AWARD OND1070DB1516XX      OND6113 OND2000000000      OC 410001 JID: 46296	

APPROVED AS TO FORM

  
 City Attorney

# Budget Detail

2015 - SWB - New Mexico

Initiative - Operation Up the Ladder

Award Recipient - City of Las Cruces (G15SN0006A)

Resource Recipient - City of Las Cruces

<b>Current Budget (net of reprogrammed funds)</b>		<b>(\$45,000.00)</b>
<b>Personnel</b>	<b>Quantity</b>	<b>Amount</b>
Personnel		(\$22,000.00)
<b>Total Personnel</b>		<b>(\$22,000.00)</b>
<b>Other</b>	<b>Quantity</b>	<b>Amount</b>
Other		(\$23,000.00)
<b>Total Other</b>		<b>(\$23,000.00)</b>
<b>Total Budget</b>		<b>(\$45,000.00)</b>

# Initiative Cash by HIDTA

FY 2015

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	9,860.00	Investigation	G15SN0006A
		Management and Coordination	301,784.00	Administration	G15SN0006A
		NM Forensic Laboratories	58,060.00	Support	G15SN0006A
		NM HIDTA Information Technology	125,653.00	Support	G15SN0006A
		NM HIDTA Training	39,522.00	Support	G15SN0006A
		NM Investigative Support Center	286,508.00	Intelligence	G15SN0006A
		Operation Up the Ladder	386,440.64	Prosecution	G15SN0006A
		Regional Interagency Drug Task Force	329,133.36	Interdiction	G15SN0006A
			<b>1,536,961.00</b>		

**Agency Total : City of Las Cruces**

**Total**

**1,536,961.00**

# CITY OF LAS CRUCES

## Fund Summary

EXHIBIT "B"

Fund: 7492  
DFA: 700

Fund Name: CLC-HIDTA GRANT  
DFA Name: Trust and Agency Funds

	2015-16 Budget			%
	Adopted	Adjustment	Amended	Inc. / Dec.
<b><i>Beginning Balance</i></b>	\$ 0	0	0	0.00%
<b>Resources</b>				
Revenue	\$ 1,016,153	(45,000)	971,153	-4.43%
Proceeds	0	0	0	0.00%
Transfers In	0	0	0	0.00%
<b>Total Resources</b>	<b>\$ 1,016,153</b>	<b>(45,000)</b>	<b>971,153</b>	<b>-4.43%</b>
<b>Expenditures</b>				
Salaries & Benefits	\$ 0	0	0	0.00%
Operating Costs	0	0	0	0.00%
Capital Outlay	0	0	0	0.00%
Debt Service	0	0	0	0.00%
Grant / Projects	1,016,153	(45,000)	971,153	-4.43%
Transfers Out	0	0	0	0.00%
<b>Total Expenditures</b>	<b>\$ 1,016,153</b>	<b>(45,000)</b>	<b>971,153</b>	<b>-4.43%</b>
<b><i>Ending Balance</i></b>	<b>\$ 0</b>	<b>0</b>	<b>0</b>	<b>0.00%</b>

**BUDGET ADJUSTMENT REQUEST (BAR)**

<u>Department and Section</u> HIDTA	52 <u>Permanent or Temporary</u>  Temporary	<u>Council/Board Resolution No.</u>
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**Justification for Request**

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 GRANT AWARD DECREASE MODIFICATION THREE FOR GRANT NUMBER G15SN0006A IN THE AMOUNT OF \$45,000, FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AGREEMENT AND TO ADJUST THE FY 2016 BUDGET.

**MUNIS Comment:** GRANT MODIFICATION #3

<u>Prepared by</u> Veronica MacGregor	<u>Phone No.</u> 541-2022	<u>FY to be Adjusted</u> FY 2016	<u>Date</u> 10/12/2015
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Fund	Org	Object	Project	Object Name	Increase \$	Decrease \$
7492	74000200	551015	13016	OFFICE NATL DRUG CONTRL POLICY		45,000
7492	74000290	610111	13016	CONTRACT EMPLOYEES		22,000
7492	74000290	610210	13016	SCHEDULED OVERTIME		23,000
<b>Totals</b>					\$0	\$90,000

<i>By signing, I verify balances and accounts are available in MUNIS.</i>			<i>For use by Administration and Office of Mgmt &amp; Budget</i>		
<u>Administrator / Manager</u>	<u>Date</u>	<u>Mark A. Winson, ACM / CAO</u>	<u>Date</u>	<b>APPROVED AS TO FORM:</b>  City Attorney	
<u>Director</u>	<u>Date</u>	<u>Daniel Avila, ACM / COO</u>	<u>Date</u>		
<i>For use by Office of Mgmt &amp; Budget</i> <i>Revised 5/05/2015</i>			<u>Robert L. Garza, City Manager</u>		
<u>Budget Adjustment Number</u>	<u>Posted By</u>	<u>Date</u>	<u>Budget and Grant Manager</u>	<u>Date</u>	

Period: \_\_\_\_\_ JE# \_\_\_\_\_

APPROVED AS TO FORM:  
  
City Attorney



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## COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of November 02, 2015  
(Adoption Date)

**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 GRANT AWARD DECREASE MODIFICATION THREE FOR GRANT NUMBER G15SN0006A IN THE AMOUNT OF \$45,000.00, FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY, TO RATIFY THE MAYOR'S SIGNATURE ON THE GRANT AGREEMENT AND TO ADJUST THE FY 2016 BUDGET.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes  No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact Michelle K. Belone		541-2716	10/7/15
Police Department Chief Jaime Montoya		541-4736	10/12/15
Financial Services Victoria Fredrick		541-2080	10/12/15
Management & Budget Manager Robert Lundien		541-2106	10/13/15
Assistant City Manager /CAO Mark Winson		541-2100	10/14/15
Assistant City Manager/COO Daniel Avila		541-2100	10/14/15
City Attorney Wm. R. Babington	 Ag. (Auto) Kennedy for WB Bp	541-2128	10/15/15
Interim City Clerk Linda Lewis		541-2116	10/23/15