

# CITY of ALBUQUERQUE

## TWENTY-FIRST COUNCIL

COUNCIL BILL NO. R-14-83 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Diane Gibson

1 RESOLUTION

2 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A GRANT  
3 AGREEMENT WITH THE OFFICE OF NATIONAL DRUG CONTROL POLICY AND  
4 PROVIDING FOR AN APPROPRIATION TO THE CITY OF ALBUQUERQUE,  
5 POLICE DEPARTMENT.

6 WHEREAS, the City of Albuquerque has as one of its goals to enhance local  
7 law enforcement efforts thereby providing for the public safety and welfare; and

8 WHEREAS, the Albuquerque Police Department will utilize this grant to  
9 continue a multi-agency approach to combat drug trafficking throughout Region  
10 One; and

11 WHEREAS, the grant funds in the amount of \$693,213 will be used for  
12 personnel costs, supplies, and operational costs related to narcotics  
13 investigations; and

14 WHEREAS, the City of Albuquerque is desirous of accepting these funds for  
15 which indirect costs of \$15,445 are necessary to support this grant and are  
16 available in the FY/15 Transfer to Operating Grants Fund Program in the General  
17 Fund.

18 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
19 ALBUQUERQUE:

20 Section 1. That the attached grant agreement is hereby made a part of this  
21 resolution, is hereby approved and its submission and filing with the appropriate  
22 official or Office of National Drug Control Policy, is in all respects approved.

23 Section 2. That upon approval, funds in the amount of \$693,213 from the  
24 Office of National Drug Control Policy and indirect costs of \$15,445 from the  
25 Fiscal Year 2015 Transfer to Operating Grants Fund Program in the General

[+ Bracketed/Underscored Material+ ] - New  
[- Bracketed/Strikethrough Material-] - Deletion

Fund are hereby appropriated to the Albuquerque Police Department for a 2014  
High Intensity Drug Trafficking Area Grant in the Operating Grants Fund, 265,  
for Fiscal Year 2015.

[+ Bracketed/Underscored Material+ ] - New  
[-Bracketed/Strikethrough Material-] - Deletion



Mayor Richard J. Berry

# CITY OF ALBUQUERQUE


Albuquerque, New Mexico

Office of the Mayor

## INTER-OFFICE MEMORANDUM

Date: May 13, 2014

**TO:** Ken Sanchez, President, City Council

**FROM:** Richard J. Berry, Mayor 

**SUBJECT:** 2014 High Intensity Drug Trafficking Area Grant Agreement


The Albuquerque Police Department (APD) received a grant agreement from the National Office of Drug Control Policy for continued funding of the High Intensity Drug Trafficking Area (HIDTA) Program. The grant agreement allocates \$693,213 to support two initiatives: the Middle Rio Grande Valley Task Force and the Investigative Support Center. The funds will be used to combat drug trafficking throughout the southwest region.

Indirect costs of \$15,445 are necessary to support this grant and are available in the Fiscal Year 2015 Transfer to Operating Grants Fund Program in the General Fund.

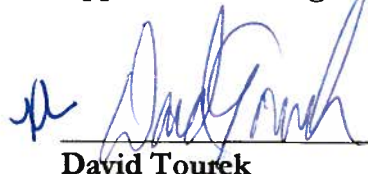
This Resolution is forwarded to the Council for its action.

**Title/ Subject of Legislation: 2014 High Intensity Drug Trafficking Area Grant Agreement**


**Approved:**

  
\_\_\_\_\_  
**Robert J. Perry**      **Date**  
**Chief Administrative Officer**

**Approved as to Legal Form:**

  
\_\_\_\_\_  
**David Tourek**  
**City Attorney**

**Recommended:**

  
\_\_\_\_\_  
**Gordon E. Edeco, Jr.**  
**Chief of Police**

# FISCAL IMPACT ANALYSIS

TITLE: 2014 High Intensity Drug Trafficking Area (HIDTA) Grant Program

R: O:

FUND: 265

DEPT: Police

- [ ] No measurable fiscal impact is anticipated, i.e., no impact on fund balance over and above existing appropriations.
- [x] (If Applicable) The estimated fiscal impact (defined as impact over and above existing appropriations) of this legislation is as follows:

	Fiscal Years			Total
	2015	2016	2017	
Base Salary/Wages	\$ 157,600			\$ 157,600
Fringe Benefits at	\$ 81,253	\$ -	\$ -	\$ 81,253
Subtotal Personnel	\$ 238,853	\$ -	\$ -	\$ 238,853
Operating Expenses	\$ 394,360			\$ 394,360
Property	\$ 60,000			\$ 60,000
Indirect Costs 9.80%	\$ 15,445	\$ -	\$ -	\$ 15,445
Total Expenses	\$ 708,658	\$ -	\$ -	\$ 708,658
[ ] Estimated revenues not affected				
[x] Estimated revenue impact				
Amount of Grant	\$ 693,213	\$ -	\$ -	\$ 693,213
City Cash Match	\$ -	\$ -	\$ -	\$ -
City Inkind Match	\$ -			
City IDOH	\$ 15,445	\$ -	\$ -	\$ 15,445
Total Revenue	\$ 708,658	\$ -	\$ -	\$ 708,658

These estimates do not include any adjustment for inflation.

\* Range if not easily quantifiable.

Number of Positions created 0


## COMMENTS:

Indirect costs in the amount of \$15,445 are required to support this grant in FY15 and are available in the Fiscal Year 2015 Transfer to Operating Grants Fund Program in the General Fund.

## COMMENTS ON NON-MONETARY IMPACTS TO COMMUNITY/CITY GOVERNMENT:


REVIEWED BY:

  
FISCAL ANALYST

APPROVED  
 5/14/14  
DIRECTOR (date)

REVIEWED BY:

  
EXECUTIVE BUDGET ANALYST

  
BUDGET OFFICER (date)  
5-19-14

  
CITY ECONOMIST

## **Cover Analysis**

### **1. What is it?**

**The City of Albuquerque Police Department received a grant agreement from the Office of National Drug Control Policy to continue supporting the efforts of the Middle Rio Grande Valley Task Force and the New Mexico Investigative Service Center.**

### **2. What will this piece of legislation do?**

**This legislation will authorize the Albuquerque Police Department to utilize grant funds for personnel salaries and benefits, supplies, equipment and contractual services.**

### **3. Why is the needed?**

**The project is needed to reduce drug trafficking and related crimes in the Region One area.**

### **4. How much will it cost and what is the funding source?**

**The APD received grant funds of \$693,213 from the Office of National Drug Control Policy. Indirect cost of \$15,445 are necessary to support this grant and are available in the Fiscal Year 2015 Transfer to Operating Grants Fund Program in the General Fund.**

### **5. What will happen if the project is not approved?**

**If the project is not approved, the APD will work to identify alternative funding sources to combat drug trafficking.**

Executive Office of the President Office of National Drug Control Policy		Grant Agreement	
1. Recipient Name and Address Chief Administrative Officer Robert J. Perry City of Albuquerque P.O. Box 1293 Albuquerque, NM 87103		4. Award Number: G14SN0014A	
		5. Grant Period: From 01/01/2014 to 12/31/2015	
1A. Recipient IRS/Vendor No.: 1856000102A9	6. Date: 3/17/2014	7. Action <input checked="" type="checkbox"/> Initial Supplemental	
Subrecipient Name and Address	8. Supplement Number		
2A. Subrecipient IRS/Vendor No.:	9. Previous Award Amount:		
3. Project Title Multiple	10. Amount of This Award:		\$693,213
	11. Total Award:		\$693,213
12. The above Grant is approved subject to such conditions or limitations as are set forth on the five attached pages.			
13. Statutory Authority for Grant: Public Law 113-76			
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 Robert J. Perry City of Albuquerque	
16. Signature of Approving ONDCP Official <i>Michael K. Gottlieb</i>		17. Signature of Authorized Recipient/Date <i>Robert J. Perry</i> <i>4/8/14</i>	
AGENCY USE ONLY			
18. Accounting Classification Code DUNS: 781549340 EIN: 1856000102A9		19. HIDTA AWARD OND1070DB1415XX    OND6113 OND2000000000    OC 410001	

## **GRANT CONDITIONS**

### **A. General Provisions**

1. This grant is subject to Title 2 of the Code of Federal Regulations, as well as the following:
  - by reference, the provisions of the Office of Management and Budget (OMB) circulars and government-wide common rules applicable to grants and cooperative agreements. These circulars and common rules include the following:
  - OMB Circular A-21 "Cost Principles for Educational Institutions." (Codified at 2 CFR Part 220)
  - OMB Circular A-87 "Cost Principles for State, Local, and Indian Tribal Governments." (Codified at 2 CFR Part 225)
  - OMB Circular A-102 "Grants and Cooperative Agreements with State and Local Governments." (Codified at 21 CFR 1403)
  - OMB Circular A-110 "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations." (Codified at 2 CFR Part 215)
  - OMB Circular A-122 "Cost Principles for Nonprofit Organizations." (Codified at 2 CFR Part 230)
  - "Uniform Administrative Requirements for Grants and Cooperative Agreements with State and Local Units of Governments," (Codified at 21 CFR Part 1403)
  - Grants Management Common Rule for State and Local Units of Governments," (Codified at 21 CFR Part 1404)
  - "Government-wide Debarment and Suspension (Nonprocurement)," (Codified at 21 CFR Part 1404)
  - "Government-wide Requirements for Drug-free Workplace (Financial Assistance)" (Codified at 21 CFR Part 1405)
  - "New Restrictions on Lobbying" (Codified at 28 CFR Part 69)
2. Audits conducted pursuant to OMB Circular A-133, "Audits of State and Local Governments", must be submitted no later than 9 months after the close of the grantee's audited fiscal year. A copy of the audit report and management letter must be sent to:

EOP/ONDCP

Attention: Michael Reles

GSD/RDF (202) 395-6608

Anacostia Naval Annex

Bldg 410/Door 123

250 Murray Lane, SW

Washington, DC 20509

or:

[mreles@ondcp.eop.gov](mailto:mreles@ondcp.eop.gov)



3. Grantees are required to submit Federal Financial Reports (FFR) to the Department of Health and Human Services, Division of Payment Management (HHS/DPM). Other reporting requirements are specified in the HIDTA Program Policy and Budget Guidance.
4. The recipient gives the awarding agency or the Government Accountability Office, through any authorized representative, access to, and the right to examine, all paper or electronic records related to the grant.
5. Recipients of HIDTA funds are not agents of ONDCP. Accordingly, the HIDTA, its fiscal agent (s), HIDTA employees, HIDTA contractors, as well as state, local, and federal HIDTA participants, either on a collective basis or on a personal level, shall not hold themselves out as being part of, or representing, the Executive Office of the President or ONDCP.
6. **Grantees and subgrantees are advised of the new OMB grants "supercircular," Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, some provisions of which may begin to supersede the provisions of pre-existing OMB grants circulars over the term of this grant. ONDCP will also be adopting conforming regulations in 2014. ONDCP will provide you with updates moving forward. For more information about the supercircular, please visit [www.cfo.gov/COFAR](http://www.cfo.gov/COFAR), which includes links to related online training and FAQs.**

#### **B. Special Conditions HIDTA Grants**

The following special conditions are incorporated into each award document.

1. This grant is awarded for the initiative(s) named above. Variation from the description of activities approved by ONDCP and/or from the budget attached to this letter must comply with the reprogramming requirements as set forth in ONDCP's HIDTA Program Policy and Budget Guidance.
2. This award is subject to the requirements in ONDCP's HIDTA Program Policy and Budget Guidance.
3. No HIDTA funds shall be used to supplant state or local funds that would otherwise be made available for the same purposes.
4. The requirements of 28 CFR Part 23, which pertain to information collection and management of criminal intelligence systems, shall apply to any such systems supported by this award.
5. Special accounting and control procedures must govern the use and handling of HIDTA Program funds for confidential expenditures; i.e. the purchase of information, evidence, and services for undercover operations. Those procedures are described in Section 6-12 of the HIDTA Program Policy and Budget Guidance.

6. The grant recipient agrees to account for and use program income in accordance with the "Common Rule" and the HIDTA Program Policy and Budget Guidance. Asset forfeiture proceeds generated by the HIDTA-funded initiatives shall not be considered as program income earned by HIDTA grantees.
7. Property acquired with these HIDTA grant funds is to be used for activities of the SWB - New Mexico HIDTA. If your agency acquires property with these funds and then ceases to participate in the HIDTA, this equipment must be made available to the HIDTA's Executive Board for use by other HIDTA participants.
8. All law enforcement entities that receive funds from this grant must report all methamphetamine laboratory seizure data to the National Clandestine Laboratory Database/National Seizure System at the El Paso Intelligence Center.

### **C. Payment Basis**

1. A request for Advance or Reimbursement shall be made using the HHS/DPM system ([www.dpm.psc.gov](http://www.dpm.psc.gov)). Copies of invoices or payroll registers must accompany the payment confirmation number to provide documentation for the reimbursement request. Requests for advances must be accompanied by details specifying the need for the advance. Documentation of how the advance was spent must be submitted within 21 days and before another advance or reimbursement will be approved.
2. The HIDTAs, or their respective grantees, must utilize the HIDTA program Financial Management System's (FMS) Disbursement module each time they submit a disbursement request to the NHAC. Requests for payment in the DPM system will not be approved unless the required disbursements have been entered into the FMS. Payments will be made via Electronic Fund Transfer to the award recipient's bank account. The bank must be FDIC insured. The account must be interest bearing.
3. Except for interest earned on advances of funds exempt under the Intergovernmental Cooperation Act (31 U.S.C. 6501 et seq.) and the Indian Self-Determination Act (23 U.S.C. 450), grantees and subgrantees shall promptly, but at least quarterly, remit interest earned on advances to HHS/DPM at the address provided below. When submitting your checks, please provide a detailed explanation which should include: reason for check (remittance of interest earned on HIDTA advance payments), check number, grantee name, grant number, interest period covered, and contact name and number.



Ms. Janet Morgan  
Division of Payment Management  
Department of Health and Human Services

Via U.S. Postal Mail:  
P.O. Box 6021  
Rockville, MD 20852

Via FedEx:  
7700 Wisconsin Avenue  
10th Floor  
Bethesda, MD 20814

4. The grantee or subgrantee may keep interest amounts up to \$100 per year for administrative purposes.

**RECIPIENT ACCEPTANCE OF GRANT CONDITIONS**

Signature:   Date: 4/14/14

Name: Robert J. Perry

Organization: City of Albuquerque

# Initiative Cash by HIDTA

FY 2014

Awarded Budget (as approved by ONDCP)

HIDTA	Agency Name	Initiative	Cash	Type	Grant
SWB - New Mexico	City of Albuquerque	Middle Rio Grande Valley Task Force	454,360.00	Investigation	G14SN0014A
		NM Investigative Support Center	238,853.00	Intelligence	G14SN0014A
	<b>Agency Total : City of Albuquerque</b>		<b>693,213.00</b>		
<b>Total</b>			<b>693,213.00</b>		

# Budget Detail

2014 - SWB - New Mexico

Initiative - Middle Rio Grande Valley Task Force

Award Recipient - City of Albuquerque (G14SN0014A)

Resource Recipient - City of Albuquerque

<b>Awarded Budget (as approved by ONDCP)</b>		<b>\$693,213.00</b>
<b>Travel</b>	<b>Quantity</b>	<b>Amount</b>
Investigative/Operational		\$4,800.00
Training		\$8,000.00
<b>Total Travel</b>		<b>\$12,800.00</b>
<b>Services</b>	<b>Quantity</b>	<b>Amount</b>
Communications - mobile phones & pagers		\$8,040.00
Service contracts		\$8,400.00
<b>Total Services</b>		<b>\$16,440.00</b>
<b>Equipment</b>	<b>Quantity</b>	<b>Amount</b>
Computers - desktop, laptop & notebook		\$7,200.00
Vehicles - passenger	2	\$60,000.00
<b>Total Equipment</b>		<b>\$67,200.00</b>
<b>Supplies</b>	<b>Quantity</b>	<b>Amount</b>
Investigative/operational		\$54,000.00
Office		\$3,000.00
Software - licenses		\$1,800.00
<b>Total Supplies</b>		<b>\$58,800.00</b>
<b>Other</b>	<b>Quantity</b>	<b>Amount</b>
PE/PI/PS		\$44,280.00
<b>Total Other</b>		<b>\$44,280.00</b>
<b>Total Budget</b>		<b>\$199,520.00</b>

# Budget Detail

2014 - SWB - New Mexico

Initiative - Middle Rio Grande Valley Task Force

Award Recipient - City of Albuquerque (G14SN0014A)

Resource Recipient - Pojoaque Tribal Police Department

**Awarded Budget (as approved by ONDCP)**

**\$693,213.00**

Personnel	Quantity	Amount
Investigative - Law Enforcement Officer	3	\$147,000.00
<b>Total Personnel</b>		<b>\$147,000.00</b>
Fringe	Quantity	Amount
Investigative - Law Enforcement Officer	3	\$27,000.00
<b>Total Fringe</b>		<b>\$27,000.00</b>
Overtime	Quantity	Amount
Investigative - Law Enforcement Officer	3	\$42,000.00
<b>Total Overtime</b>		<b>\$42,000.00</b>
Other	Quantity	Amount
Administrative costs		\$10,800.00
<b>Total Other</b>		<b>\$10,800.00</b>
<b>Total Budget</b>		<b>\$226,800.00</b>

# Budget Detail

2014 - SWB - New Mexico

Initiative - Middle Rio Grande Valley Task Force

Award Recipient - City of Albuquerque (G14SN0014A)

Resource Recipient - Sandoval County

*Awarded Budget (as approved by ONDCP)*

**\$693,213.00**

Overtime	Quantity	Amount
Investigative - Law Enforcement Officer	1	\$14,000.00
<b>Total Overtime</b>		<b>\$14,000.00</b>
<b>Total Budget</b>		<b>\$14,000.00</b>

# Budget Detail

2014 - SWB - New Mexico

Initiative - Middle Rio Grande Valley Task Force

Award Recipient - City of Albuquerque (G14SN0014A)

Resource Recipient - Valencia County

*Awarded Budget (as approved by ONDCP)*

***\$693,213.00***

Overtime	Quantity	Amount
Investigative - Law Enforcement Officer	1	\$14,040.00
<b>Total Overtime</b>		<b>\$14,040.00</b>
<b>Total Budget</b>		<b>\$14,040.00</b>



# Budget Detail

2014 - SWB - New Mexico

Initiative - NM Investigative Support Center

Award Recipient - City of Albuquerque (G14SN0014A)

Resource Recipient - City of Albuquerque

<b>Awarded Budget (as approved by ONDCP)</b>		<b>\$693,213.00</b>
<b>Personnel</b>	<b>Quantity</b>	<b>Amount</b>
Administrative Staff	1	\$18,200.00
Analyst - Intelligence	3	\$139,400.00
<b>Total Personnel</b>		<b>\$157,600.00</b>
<b>Fringe</b>	<b>Quantity</b>	<b>Amount</b>
Administrative staff	1	\$9,386.00
Analyst - Intelligence	3	\$71,867.00
<b>Total Fringe</b>	8145.91	<b>\$81,253.00</b>
<b>Total Budget</b>		<b>\$238,853.00</b>