

**DURHAM POLICE DEPARTMENT
NEW ORDINANCES FOR FY 2010/2011:**

**The U.S. Department of Justice, FY 2010/2011 Federal Asset Forfeiture Grant
Funds - \$780,000**

Every year, the Police Department equitably shares in cash received from federal asset forfeitures and we set up an ordinance each year to receive the expected revenues. The federal asset forfeiture revenue and all accrued interest must be used for law enforcement purposes only, to supplement, and not supplant, the Police Department's existing resources.

**The State of North Carolina FY 2010/2011 Controlled Substance Abuse Grant
Funds - \$109,000**

Every year, the Police Department equitably shares in cash received from North Carolina controlled substances excise tax assessments, also called Tax Stamp Funds, and we set up a new ordinance each year to receive the expected revenues. The controlled substance excise tax assessment revenue and all accrued interest must be used to enhance the ability of law enforcement agencies to deter and investigate crimes, especially drug offenses, and must supplement, and not supplant, the Police Department's existing resources.

**The Federal Government, 2010 Federal Task Team Initiatives Grant Funds -
\$121,980**

The City of Durham has entered into an agreement with the Federal Government, to provide experienced City of Durham Investigators to assist the Bureau of Alcohol, Tobacco and Firearms, the Drug Enforcement Agency, the FBI and Organized Crime Drug Enforcement Task Force. The government agreed to reimburse the City for overtime wages for specific investigators; the City's cost is match in the form of benefits provided for these wages.

**The U.S. Department of Justice, 2010 Bulletproof Vest Partnership Grant Funds -
\$50,000**

Since 1999, the Police Department has participated in a reimbursement program with the U.S. Department of Justice Bulletproof Vest Partnership Program. We set up a new ordinance each year to receive the expected reimbursement of that year's portion of funds available in the federal program for large cities. This program was established to assist municipalities in offsetting the costs incurred in supplying bulletproof vests to its officers.

The U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance 2010 Justice Assistance Grant - \$94,626

The City of Durham, through the Durham Police Department, has been awarded funding from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (USDOJ/OJP/BJA) for the Justice Assistance Grant (JAG). The grant has been made available to be split evenly between the City of Durham and to the County of Durham where as the County of Durham has agreed to be designated as the applicant/fiscal agent. The grant award must be used for the purpose of reducing crime and improving public safety and must supplement, and not supplant, existing resources.

The Office of Organized Crime Drug Enforcement Task Force (OCDETF) Programs, 2010 Strike Force/Strategic Initiative Grant - \$130,000

The City of Durham, through the Durham Police Department, has been awarded funding from the Office of Organized Crime Drug Enforcement Task Force for the 2010 Strike Force/Strategic Initiative grant. The purpose of this funding is to reimburse State and Local agencies for their participation in OCDETF co-located Strike Forces and/or OCDETF Strategic Initiatives. This funding will be used for equipment to support the Transportation Initiative.

**DURHAM POLICE DEPARTMENT
ORDINANCE AMENDMENTS:**

Supersedes Grant Project Ordinance #13853, the State of North Carolina, Department of Justice, Department of Revenue, FY2009/2010 Controlled Substance Abuse Grant Funds - \$166,212

This ordinance is being revised to reflect the receipt of revenues from the sale of assets acquired with earlier Controlled Substance and to adjust the tax stamp revenue to what is expected by year end. Every year, the Police Department equitably shares in cash received from the N.C. Department of Justice, Office of the State Controller for the Controlled Substance Excise Tax Assessment Program. If funds received exceed the executed project ordinance, the ordinance must be amended to reflect the actual funds received to allow for the expenditure of additional funds.

Supersedes Grant Project Ordinance #13975, The Executive Office of The President, Office Of National Drug Control Policy, 2010 High Intensity Drug Trafficking Areas (HIDTA) Grant Funds - \$322,431

This ordinance is being revised to reflect a decrease from \$400,000 for administrative costs. The federal HIDTA office will support the administration costs directly vs. inclusion in the grant to the City.

**Supersedes Grant Project Ordinance #13953, The United States Marshals Service,
2010 Fugitive Apprehension Task Force Agreement Grant Funds - \$19,517**

This ordinance is being revised to reflect inclusion of the City's local match for Police benefits costs.

**THE U.S. DEPARTMENT OF JUSTICE, U.S. MARSHALL'S OFFICE, FY 2010/2011
FEDERAL ASSET FORFEITURE FUNDS GRANT PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has and will continue to equitably share in cash received from the U.S. Department of Justice, U.S. Marshall's Office, Federal Asset Forfeiture program; and

WHEREAS, such funds and accrued interest from the funds must be used for law enforcement purposes only and must supplement, and not supplant, existing resources; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in "A Guide to Equitable Sharing for Foreign Countries and Federal, State, and Local Law Enforcement Agencies" (April 2009) is hereby authorized to be undertaken until all project activity is completed.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive U.S. Department of Justice, U.S. Marshall's Office, Federal Asset Forfeiture funds.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

U.S. Department of Justice, U.S. Marshall's Office, FY 2010/2011 Federal Asset Forfeiture Program	\$750,000
Interest Income	<u>30,000</u>
Total	\$780,000

Section 4. The following amounts are appropriated for this project:

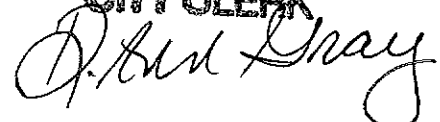
FY 2010/2011 Federal Asset Forfeiture Funds Grant	\$780,000
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

CITY CLERK



**THE STATE OF NORTH CAROLINA, DEPARTMENT OF JUSTICE,
DEPARTMENT OF REVENUE, FY 2010/2011 CONTROLLED SUBSTANCE ABUSE
FUNDS PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has and will continue to equitably share in cash received from the state controlled substances excise tax, as determined under the State of North Carolina, Department of Justice, Department of Revenue, Controlled Substance Abuse Funds Program; and

WHEREAS, such funds and accrued interest from the funds must be used to enhance the ability of law enforcement agencies to deter and investigate crimes, especially drug offenses, and must supplement, and not supplant, existing resources; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in N.C.G.S. 105-113.111 (b), State Controlled Substance Excise Tax Assessments, is hereby authorized to be undertaken until all project activity is completed.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the N.C. State Controlled Substance Excise Tax Assessments funds.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

N.C. State Controlled Substance Excise Tax Assessments Funds FY 2010/2011	\$100,000
Interest Income	<u>9,000</u>
Total	\$109,000

CITY CLERK

D. Ann Gray

Section 4. The following amount is appropriated for this project:

FY 2010/2011 Controlled Substance Abuse Funds Grant	\$109,000
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

FEDERAL TASK TEAM INITIATIVES FY 2010 GRANT PROJECT ORDINANCE

WHEREAS, the City of Durham has agreed to provide experienced City of Durham Police Department Investigators for specified task teams; and

WHEREAS, the Federal Government will reimburse the City of Durham for approved overtime costs for Investigators assigned to specific investigations; and

WHEREAS, funds received will be used to reimburse the City of Durham's overtime accounts; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The grant project is the participation of the City of Durham in Federal Task Team Initiatives and is hereby authorized to be undertaken during the grant period of October 1, 2010 through September 30, 2011 or until all funds are expended.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the Federal Government grant and to undertake the project.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

CITY CLERK

Federal Government	\$100,000
Local Match (Police General Funds Budget)	<u>21,980</u>
Total	\$121,980

Section 4. The following amount is appropriated for this project:

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2010 Federal Task Team Initiatives	\$121,980
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE,
OFFICE OF JUSTICE PROGRAMS, 2010 BULLETPROOF VEST PARTNERSHIP
PROGRAM GRANT PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has been awarded a grant from the U.S. Department of Justice, Bureau of Justice Assistance, Office of Justice Programs, 2010 Bulletproof Vest Partnership Program (USDOJ/BJA/OJP/BVP); and

WHEREAS, the USDOJ/BJA/OJP/BVP will reimburse the City of Durham for up to 50% of costs incurred from the purchase of approved bulletproof vests from April 1, 2010 through a date to be determined by the U.S. Department of Justice; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The grant project described in the Catalog of Federal Domestic Assistance (CFDA), section 16.607, is hereby authorized to be undertaken during the grant period from April 1, 2010 through March 31, 2012 or until all funds are expended.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the USDOJ/BJA/OJP/BVP Grant and to undertake the project.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

USDOJ/BJA/OJP/BVP Grant FY 2010	\$50,000
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Section 4. The following amount is appropriated for the project:

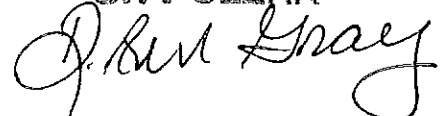
2010 Bulletproof Vest Partnership Grant	\$50,000
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

CITY CLERK



THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, 2010 LOCAL SOLICITATION EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROJECT ORDINANCE

WHEREAS, the City of Durham, through the Durham Police Department, has been awarded a grant from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (USDOJ/OJP/BJA). The grant has been made available to the City of Durham and to the County of Durham jointly, under the 2010 Local Solicitation Edward Byrne Memorial Justice Assistance Grant (JAG) Program in the amount of \$183,252; and

WHEREAS, the Council has authorized the City Manager to execute an inter-local agreement between the County of Durham and the City of Durham to submit a joint application for the aggregate of funds allocated to Durham county and for the City to receive \$91,626 of the awarded JAG funds for purposes identified in the joint application; and

WHEREAS, the County of Durham has agreed to be designated as the applicant/fiscal agent and thus, all JAG funds will be directed to the County of Durham and the County agrees to distribute \$91,626 of the awarded JAG funds to the City of Durham; and

WHEREAS, the grant award and all accrued interest must be used for the purpose of reducing crime and improving public safety and must supplement, and not supplant, existing resources; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in the US/DOJ/BJA Local Solicitation JAG grant application is hereby authorized to be undertaken during the grant period of October 1, 2010 through September 30, 2014 or until all funds are expended.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the US/DOJ/BJA Local Solicitation JAG and to undertake the project.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

US/DOJ/BJA Local Solicitation JAG	\$91,626
Interest Income	<u>3,000</u>
Total	\$94,626

Section 4. The following amount is appropriated for this project to be expended in the following manner:

2010 US/DOJ/BJA Local Solicitation JAG Grant \$94,626

Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

CITY CLERK

D. Ben Gray

**THE EXECUTIVE OFFICE OF THE ORGANIZED CRIME DRUG ENFORCEMENT
TASK FORCE, 2010 STRIKE FORCE/STRATEGIC INITIATIVE GRANT PROJECT
ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has been awarded a grant from the Executive Office of the Organized Crime Drug Enforcement Task Forces. The grant has been made available to the City of Durham under the 2010 Strike Force/Strategic Initiative Program in the amount of \$130,000; and

WHEREAS, the grant funds must be used to support initiatives designed to implement the Strategy proposed by the Executive Office of the Organized Crime Drug Enforcement Task Force; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in the ONDCP grant application is hereby authorized to be undertaken during the grant period of October 1, 2010 through September 30, 2011 or until all funds are expended.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the ODCETF 2010 Strike Force/Strategic Initiative Grant and to undertake the project.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

2010 Strike Force/Strategic Initiative Grant	\$130,000
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Section 4. The following amount is appropriated for this project to be expended in the following manner:

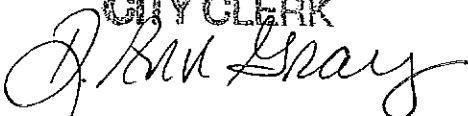
FY 2010 Strike Force/Strategic Initiative Grant	\$130,000
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**APPROVED BY
CITY COUNCIL**

JUN 21 2010

CITY CLERK



**SUPERCEDES GRANT PROJECT ORDINANCE # 13853
THE STATE OF NORTH CAROLINA, DEPARTMENT OF JUSTICE,
DEPARTMENT OF REVENUE, FY 2009/2010 CONTROLLED SUBSTANCE ABUSE
FUNDS PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has and will continue to equitably share in cash received from the state controlled substances excise tax, as determined under the State of North Carolina, Department of Justice, Department of Revenue, Controlled Substance Abuse Funds Program; and

WHEREAS, such funds and accrued interest from the funds must be used to enhance the ability of law enforcement agencies to deter and investigate crimes, especially drug offenses, and must supplement, and not supplant, existing resources; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in N.C.G.S. 105-113.111 (b), State Controlled Substance Excise Tax Assessments, is hereby authorized to be undertaken until all project activity is completed.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the N.C. State Controlled Substance Excise Tax Assessments funds.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

**APPROVED BY
CITY COUNCIL**

JUN 2 1 2010

N.C. State Controlled Substance Excise Tax Assessments Funds FY 2009/2010	\$150,000
Interest Income	15,000
Sale of Surplus Equipment	<u>1,212</u>

CITY CLERK
Debra Gray

Total **\$166,212**

Section 4. The following amount is appropriated for this project:
FY 2009/2010 Controlled Substance Abuse Funds Grant \$166,212

Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**SUPERCEDES GRANT PROJECT ORDINANCE # 13975
THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG
CONTROL POLICY, 2010 HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA)
GRANT PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has been awarded a grant from the Executive Office of the President, Office of National Drug Control Policy. The grant has been made available to the City of Durham under the 2010 High Intensity Drug Trafficking Areas (HIDTA) Program in the amount of \$322,431; and

WHEREAS, the grant funds must be used to support initiatives designed to implement the Strategy proposed by the Executive Board of the Atlanta High Intensity Drug Trafficking Area (HIDTA) and approved by the Office of National Drug Control Policy (ONDCP); and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in the ONDCP grant application is hereby authorized to be undertaken during the grant period of January 1, 2009 through December 31, 2011 or until all funds are expended.

Section 2. The City Manager is authorized to execute the grant agreement and other documents that are required or appropriate in order for the City to receive the ONDCP HIDTA Grant and to undertake the project.

**APPROVED BY
CITY COUNCIL**

The following revenues are anticipated to be available to the City of Durham to complete this project:

<p>JUN 7 2010</p> <p>CITY CLERK</p>	<p>ONDCP HIDTA</p> <p>Local Match (Police General Funds)</p> <p>Total Grant Amount</p>	<p>\$315,000</p> <p><u>7,431</u></p> <p>\$322,431</p>
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Section 4. The following amount is appropriated for this project to be expended in the following manner:

D. Ann Gray

FY 2010 ONDCP HIDTA	\$322,431
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Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**SUPERCEDES GRANT PROJECT ORDINANCE # 13953
THE UNITED STATES MARSHALS SERVICE, 2010 FUGITIVE APPREHENSION
TASK FORCE AGREEMENT PROJECT ORDINANCE**

WHEREAS, the City of Durham, through the Durham Police Department, has been given a memorandum of understanding from the US Marshals Service (USMS). The agreement has been made available to the City of Durham under the 2010 Fugitive Apprehension Task Force Program in the amount of \$19,517; and

WHEREAS, the funds must be used in direct support of overtime activities involving the USMS fugitive apprehension task forces and approved by the USMS Supervisory Deputy, Chief Deputy, or US Marshal; and

WHEREAS, the City Council of the City of Durham deems this activity to be a worthy and desirable undertaking;

NOW, THEREFORE, PURSUANT TO N.C.G.S. 159-13.2, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM that:

Section 1. The project described in the US Marshals Service MOU is hereby authorized to be undertaken during the period of October 6, 2009 through September 30, 2010 or until all funds are expended.

Section 2. The City Manager is authorized to execute the agreement and other documents that are required or appropriate in order for the City to receive the 2010 Fugitive Apprehension Task Force Agreement and to undertake the project.

Section 3. The following revenues are anticipated to be available to the City of Durham to complete this project:

US Marshals Service 2010 Fugitive Apprehension Task Force \$19,517

Section 4. The following amount is appropriated for this project to be expended in the following manner:

FY 2010 Fugitive Apprehension Task Force Agreement	\$16,000
Local Match (Police Department's General Fund)	<u>3,517</u>
Total Grant Amount	\$19,517

Section 5. Within five (5) days after this ordinance is adopted, the City Clerk shall file a copy of this ordinance with the Finance Director, Accounting Services Manager, and the Budget Director.

**APPROVED BY
CITY COUNCIL**

APR 19 2010
D. Ann Gray
CITY CLERK