

**STATE OF GEORGIA
COUNTY OF DEKALB**

RESOLUTION 2026-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STONE MOUNTAIN, GEORGIA, REGARDING CREATION OF DEPARTMENT OF JUSTICE ASSET FORFEITURE PROGRAM BANK ACCOUNT, MANAGEMENT PROCEDURES, AND AUTHORITIES

WHEREAS, the authority of a City Council and its members is delegated by the Georgia General Assembly through the passage of general state laws applicable to all municipalities and elected officials (e.g., state statutes) and local laws specific to a particular jurisdiction or entity (e.g., a city's charter); and

WHEREAS, the City of Stone Mountain (the "City") currently operates under a charter that was passed by the Georgia General Assembly and ratified by the City's voters in 2009 (the "Charter") (see Ga. Laws 2009, p. 4108); and

WHEREAS, pursuant to the City's Charter, Sec. 2.10, the legislative authority of the government of the City is vested in the City Council which is comprised of a mayor and six councilmembers; and

WHEREAS, pursuant to the City's Charter, Sec. 2.16, and other laws of the State of Georgia (e.g., O.C.G.A. § 36-35-3), except as otherwise provided by law or in the Charter, the City Council is vested with all the powers of government of the City and has the power to adopt reasonable ordinances, resolutions and regulations for the protection and preservation of the public health, safety and welfare of its citizens; and

WHEREAS, pursuant to the City's Charter, Sec. 2.29, the City Manager is the chief executive and administrative officer of the City with the power and duty to, among other things, direct and supervise the administration of all departments, offices, and agencies of the City, except as otherwise provided by the Charter or by law; and

WHEREAS, pursuant to the City's Charter, Sec. 1.12(b)(2), the powers of the City shall be construed liberally in favor of the City and shall include, but not be limited to, making appropriations for the support of the government of the City, to authorize the expenditure of money for any purposes authorized by the City's Charter and for any purpose for which a municipality is authorized by the laws of the State of Georgia, and to provide for the payment of expenses of the City; and

WHEREAS, the City of Stone Mountain Police Department participates in the Department of Justice Asset Forfeiture Program; and

WHEREAS, the City must abide by federal laws and regulations governing the Asset Forfeiture Program, and

WHEREAS, the current program guidance mandates that separate bank accounts be maintained and/or unique account codes be established for Department Justice and Treasury Department funds.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Stone Mountain, Georgia, this 16th day of June, 2026, as follows:

1. That Truist Bank is presently recognized and confirmed as the designated depository institution for the City; and
2. That the City Management staff is hereby authorized to open an account with Truist Bank for the sole use of proceeds and expenditures related to the Asset Forfeiture Program; and
3. That said account shall have the following requirements:
 - a. Each check shall bear the signature of James R. Westerfield, Jr., Stone Mountain Chief of Police;
 - b. Checks in excess of one thousand dollars (\$1000.00) shall also bear the signature of Miglena Dimov, Stone Mountain City Manager;
 - c. The City's Police Department's Asset Forfeiture Program Administrator, Lt. William R. Hillis, and the City's Finance Director, Michelle Uran, shall be granted non-signatory (read-only) account access for the purposes of administration, account reconciliation, audit, and open records; and
4. That the City's Finance Department shall establish accounting fund and line item codes to ensure Asset Forfeiture Program funds and expenditures are not comingled with other City funds and accounts; and
5. That any expenditures from the Asset Forfeiture Program account shall follow the City's purchasing policies and procedures, but any expenditure must be approved by the Chief of Police; and
6. That this Asset Forfeiture Program account and all related accounting records are subject to audit process established for all other City accounts and those mandated by the Asset Forfeiture Program; and
7. That no funds from this Asset Forfeiture Program account shall be used to replace or supplant the Police Department's appropriated resources; and
8. That a copy of this Resolution be delivered to Truist Bank with the request that Truist Bank keep a copy of this Resolution in any and all files related to the City.

SO RESOLVED this 16th day of June, 2026.

Jelani Linder, Mayor

Shavala Ames, City Clerk

Approved as to form:

Angela C. Couch, City Attorney