

03-*R*-0630

(Do Not Write Above This Line)

A RESOLUTION

BY FINANCE/EXECUTIVE COMMITTEE

A RESOLUTION REAFFIRMING THE NECESSITY OF THE \$1.50 MONTHLY SURCHARGE ON TELEPHONE BILLS FOR THE OPERATION OF THE "911" SYSTEM AND DIRECTING SOUTHERN BELL, A BELLSOUTH COMPANY, AND ALL OF THE TELEPHONE COMPANIES PROVIDING TELEPHONE SERVICE IN THE CITY OF ATLANTA, TO CONTINUE COLLECTING THE SURCHARGE FOR THE PERIOD JANUARY 1, THROUGH DECEMBER 31, 2003.

ADOPTED BY

MAY 0 5 2003

AS AMENDED COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee *FINANCE/EXECUTIVE*

Date *4/30/3*

Chair *Thomas McPherson*

Action: _____

Fav, Adv, Hold (see rev. side) _____

Other: _____

Members *C. T. Mack*

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____

Fav, Adv, Hold (see rev. side) _____

Other: _____

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____

Fav, Adv, Hold (see rev. side) _____

Other: _____

Members _____

Refer To _____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Consent
- V Vote
- RC Vote

CERTIFIED

CERTIFIED
MAY 0 5 2003

ATLANTA CITY COUNCIL PRESIDENT
Catherine M. Woodard

CERTIFIED
MAY 0 5 2003
Renee D. Campbell
MUNICIPAL CLERK

MAYOR'S ACTION

Randy Frank
MAY 1 3 2003

MAYOR

AN AMENDED RESOLUTION
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03-R-0630

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WHEREAS, the General Assembly adopted an act, which amended the "Georgia Emergency Telephone Number "911" Service Act of 1977 (the "Act"); and

WHEREAS, said Act provides a procedure for levying and collecting a monthly "911" charge upon each exchange access facility subscribed to by telephone subscribers whose exchange access lines are in the areas served or which would be served by the "911" Service; and

WHEREAS, said monthly "911" charges shall be used only to pay for the operation and maintenance of the "911" system including necessary equipment acquisitions; and

WHEREAS, the City by resolution adopted by Council on October 15, 1990 and approved by the Mayor on October 22, 1990, requested Southern Bell to implement a monthly \$1.50 "911" charge for telephone subscribers within the City on or before February 1, 1991; and

WHEREAS, Section 46-5-134 (d)(3) of the O.C.G.A. states "The governing authority of a local government operating or contracting for the operation of an emergency "911" system shall, by resolution, reaffirm the necessity for the "911" charge beginning with the thirteenth month, following the month in which emergency "911" system service is first provided in the political subdivision and during such month annually thereafter".

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA that the "911" monthly surcharge \$1.50 be and is hereby reaffirmed as being necessary for the continued operation of the City of Atlanta enhanced emergency telephone number "911" system.

A true copy


Deputy Clerk

ADOPTED as amended
APPROVED by the Mayor

May 5, 2003
May 13, 2003

5/05/03 FULL COUNCIL MEETING

Items Adopted on the Consent Agenda

1. 03-O-0654
2. 03-O-0657
3. 03-O-0664
4. 03-O-0673
5. 03-O-0674
6. 03-O-0675
7. 03-O-0676
8. 03-O-0548
9. 03-O-0666
10. 03-O-0652
11. 03-O-0107
12. 03-O-0495
13. 03-O-0540
14. 03-O-0567
15. 03-O-0568
16. 03-O-0573
17. 03-O-0594
18. 03-O-0661
19. 02-O-0680
20. 03-O-0435
21. 03-O-0547
22. 03-R-0596
23. 03-R-0597
24. 03-R-0599
25. 03-R-0603
26. 03-R-0604
27. 03-R-0605
28. 03-R-0607
29. 03-R-0366
30. 03-R-0618
31. 03-R-0619
32. 03-R-0620
33. 03-R-0621
34. 03-R-0622
35. 03-R-0623

**Items Adversed on the
Consent Agenda**

58. 03-R-0641
59. 03-R-0642
60. 03-R-0643
61. 03-R-0644
62. 03-R-0646

Consent I Vote: 12Yeas; 0 Nays: (See RCS #4709) (1st Consent Vote: 13Yeas; 0 Nays
(See RCS #4667); Reconsidered:12 Yeas; 1 Nay (See RCS #4708))

Items Removed from the Consent Agenda: 03-R-0616; 03-O-0672; 03-R-0629; 03-O-0449

COMMITTEE AMENDMENT FORM

Committee FIN | E/C Page Number(s) 1

Ordinance I.D.# 0 Section(s) 5th. whereas

Resolution I.D.# 03R-0630 Paragraph _____

Date 4/30/03

Amendment:

delete 46-5-134(d)(2) whereas it
appears and insert in lieu
thereof 46-5-134(d)(3).

Delete reference to "ordinance"
5th whereas insert in lieu thereof
"Resolution"

AMENDMENT FORM

Committee Finance / Executive Page Number (s) 1

Ordinance I.D. # _____ Section (s) Caption 5th Whereas

Resolution I.D. # 03 – R - 0630 Paragraph (s)

DATE April 30, 2003

Amendment:

Delete 46-5-134 (d)(2), wherever it appears and insert in lieu thereof 46-5-134
46-5-134 (d)(3).

Delete reference to "ordinance"; fifth (5th) Whereas insert in lieu thereof
"resolution".

Date _____

**A RESOLUTION BY
FINANCE/EXECUTIVE COMMITTEE**

03-*R*-0630

**A RESOLUTION REAFFIRMING THE NECESSITY OF THE
\$1.50 MONTHLY SURCHARGE ON TELEPHONE BILLS FOR
THE OPERATION OF THE "911" SYSTEM AND DIRECTING
SOUTHERN BELL, A BELLSOUTH COMPANY, AND ALL
OF THE TELEPHONE COMPANIES PROVIDING TELEPHONE
SERVICE IN THE CITY OF ATLANTA, TO CONTINUE
COLLECTING THE SURCHARGE FOR THE PERIOD
JANUARY 1, THROUGH DECEMBER 31, 2003.**

WHEREAS, the General Assembly adopted an act which amended the "Georgia Emergency Telephone Number "911" Service Act of 1977 (the "Act"); and

WHEREAS, said act provides a procedure for levying and collecting a monthly "911" charge upon each exchange access facility subscribed to by telephone subscribers whose exchange access lines are in the areas served or which would be served by the "911" Service; and

WHEREAS, said monthly "911" charges shall be used only to pay for the operation and maintenance of the "911" system including necessary equipment acquisitions; and

WHEREAS, the City by resolution adopted by Council on October 15, 1990 and approved by the Mayor on October 22, 1990 requested Southern Bell to implement a monthly \$1.50 "911" charge for telephone subscribers within the City on or before February 1, 1991; and

WHEREAS, Section 46-5-134 (d)(²) of the O.C.G.A. states "The governing authority of a local government/operating or contracting for the operation of an emergency "911" system shall, by ordinance, reaffirm the necessity for the "911" charge beginning with the thirteenth month following the month in which emergency "911" system service is first provided in the political subdivision and during such month annually thereafter".

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA GEORGIA that the "911" monthly surcharge of \$1.50 be and is hereby reaffirmed as being necessary for the continued operation of City of Atlanta enhanced emergency telephone number "911" system.

BE IT FURTHER RESOLVED, that Southern Bell, a BellSouth Company, and all other landline telephone companies that provide telephone service within the City of Atlanta, be and is hereby directed to continue collecting the "911" \$1.50 monthly surcharge from telephone subscribers whose telephones are in the area, served by the City of Atlanta enhanced emergency telephone number "911" system, for the period January 1 through December 31, 2003 and to remit said funds collected, less the 3% administrative fee retained by the telephone companies, to the City.

TRANSMITTAL FORM FOR LEGISLATION

To Mayor's Office:

Greg Pridgeon
(For review & distribution to Executive Management)

Commissioner's Signature: [Signature] Director's Signature [Signature]

From: Originating Dept: Finance Department Contact (name) Barbara Ward 330-6687

Committee(s) of Purview: Finance/Executive Committee 4/1-2/03 Committee Deadline: _____

Committee Meeting Date (s): 4/1-2/03 City Council Meeting 4/21/03
Date: _____

CAPTION:

A RESOLUTION REAFFIRMING THE NECESSITY OF THE \$1.50 MONTHLY SURCHARGE ON TELEPHONE BILLS FOR THE OPERATION OF THE "911" SYSTEM, AND DIRECTING ALL OF THE TELEPHONE COMPANIES PROVIDING TELEPHONE SERVICE IN THE CITY OF ATLANTA TO CONTINUE COLLECTING THE SURCHARGE FOR THE PERIOD JANUARY 1, THROUGH DECEMBER 31, 2003.

BACKGROUND/PURPOSE/DISCUSSION:

A RESOLUTION REAFFIRMING THAT ALL TELEPHONE COMPANIES THAT PROVIDE TELEPHONE SERVICE WITHIN THE CITY OF ATLANTA, BE DIRECTED TO CONTINUE COLLECTING THE "911" \$1.50 MONTHLY SURCHARGE FROM TELEPHONE SUBSCRIBERS WHOSE TELEPHONES ARE IN THE AREA, SERVED BY THE CITY OF ATLANTA ENHANCED EMERGENCY TELEPHONE NUMBER "911" SYSTEM FOR THE PERIOD JANUARY 1, 2003 THROUGH DECEMBER 31, 2003, AND REMIT SAID FUNDS COLLECTED, LESS THE 3% ADMINISTRATIVE FEE RETAINED BY THE TELEPHONE COMPANIES FOR COLLECTING AND REMITTING THE FEES.

FINANCIAL IMPACT (if any):

The City collected \$6,396,505.34 for emergency "911" fees in 2002.

OTHER DEPARTMENT(S) IMPACTED: _____

Received by Mayor's Office: 3.26.03 [Signature] (date) Reviewed: [Signature] (initials) (date)

Submitted to Council: _____ (date)

Action by Committee: _____ Approved _____ Adversed _____ Held _____ Amended
_____ Substitute _____ Referred _____ Other

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