



AN ORDINANCE BY  
FINANCE/EXECUTIVE COMMITTEE

03-0-1204

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE SECTIONS 2-1189 AND 2-1193 OF ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR THIS INSTANCE ONLY ON A MONTH-TO-MONTH BASIS OR AS SPECIFIED OTHERWISE TO OBTAIN SERVICES FOR THE DEPARTMENT OF AVIATION UNDER THE CONTRACTS WITH TRANSPORTATION MEDIA, INC. (NOT TO EXCEED SIX (6) MONTHS); HOST ATLANTA DUTY FREE, JV (NOT TO EXCEED THREE (3) MONTHS); AT&T CORPORATION, KELLEE COMMUNICATIONS GROUP, INC., AND PEOPLES TELEPHONE COMPANY, INC. D/B/A AT&T/KELLEE & PEOPLES, JV (NOT TO EXCEED THREE (3) MONTHS) AND W. H. SMITH AIRPORT NEWS CORPORATION (NOT TO EXCEED THREE (3) MONTHS) ON THE SAME TERMS AND CONDITIONS AS THE PREVIOUSLY EXPIRED AGREEMENTS; PROVIDING THAT IN ALL INSTANCES SUCH INTERIM ARRANGEMENTS SHALL EXPIRE ONCE NEW CONTRACTS BECOME EFFECTIVE; TO WAIVE CONFLICTING ORDINANCES FOR THIS INSTANCE ONLY; AND FOR OTHER PURPOSES.

**WHEREAS**, the City of Atlanta ("City") entered into those certain agreements listed in Exhibit "A," attached and made a part hereof ("Agreements"); and

**WHEREAS**, the terms of the Agreements have expired; and

**WHEREAS**, the contractors under those Agreements have continued to provide services to the City under the existing contracts on a month-to-month basis; and

**WHEREAS**, on July 21, 2003, the Atlanta City Council authorized by Resolution to waive Sections 2-1189 and 2-1193 of Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances for the temporary continuation of the business relationships until such time as the competitive procurement process could be completed; and

**WHEREAS**, the goods and services provided under said Agreements are of such a nature as to be integral to the function of the City of Atlanta and its citizens; and

**WHEREAS**, an inability to obtain the goods and services could place the operations of City government in peril; and



**WHEREAS**, the City deems it necessary and in the best interests of the City to provide for the continuation of the services from the existing contractors on a month-to-month for a limited time until new contracts become effective or until the services are cancelled by the City upon thirty (30) days prior written notice to the contractors; and

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby ordains as follows:**

**SECTION 1.** The Mayor is authorized to continue the following services on a month-to-month basis for a period not to exceed the times specified in Exhibit "A," under the same terms and conditions, until new contracts become effective or until the services are cancelled by the City upon thirty (30) days prior written notice to the respective contractors:

**FC-6959-98, TRANSPORTATION MEDIA, INC.;**  
**FC-5780-94, HOST ATLANTA DUTY FREE, JV;**  
**FC-5914-94, AT&T/KELLEE COMMUNICATIONS GROUP, INC., &**  
**PEOPLES TELEPHONE COMPNAY, INC. D/B/A**  
**AT&T/KELLEE 7 PEOPLES, JV; and**  
**FC-5779-94, W.H. SMITH AIRPORT NEWS CORPORATION.**

**SECTION 2.** All other terms and conditions of the expired contracts for the goods and services identified in Section One of this ordinance shall continue in full force and effect.

**SECTION 3.** The Chief Financial Officer is authorized to remit or accept payment, as appropriate, for the goods and services identified in Section One of this ordinance.

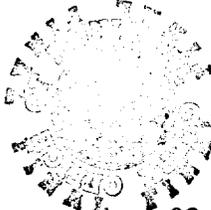
**SECTION 4.** The Mayor is authorized, on behalf of the City, to take any other and further action and to execute, acknowledge, accept and/or deliver any other and further instruments, documents and assurances as deemed desirable and appropriate to consummate the temporary transactions authorized by this ordinance and to effectuate the terms, purposes and intent of this ordinance.

**SECTION 5** All ordinances in conflict herewith are waived for this instance only.

A true copy,  
*Shonda Dauphin Johnson*  
Municipal Clerk, CMC

**ADOPTED by the Council**  
**APPROVED by the Mayor**

September 2, 2003  
September 10, 2003

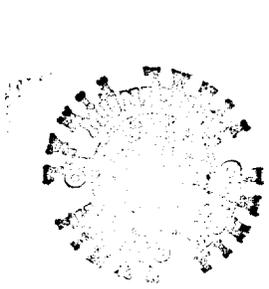


03-0-1204 (2)

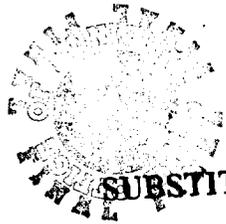
**EXHIBIT "A"**

**To continue the following contracts on a month-to-month basis:**

- 1. FC-6959-98, Transportation Media, Inc., not to exceed six (6) months;**
- 2. FC-5780-94, Host Atlanta Duty Free, JV, not to exceed three (3) months;**
- 3. FC-5914-94, AT&T/Kellee Communications Group, Inc. & Peoples Telephone Company, Inc. D/B/A AT&T/Kellee 7 Peoples, JV, not to exceed three (3) months; and**
- 4. FC-5779-94, W.H. Smith Airport News Corporation, not to exceed three (3) months.**



**EXHIBIT "A"**



03-R-1095 (9)

**SUBSTITUTE RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-5914-94, PUBLIC PAY TELEPHONE CONCESSIONS WITH AT&T CORP, KELLEE COMMUNICATIONS GROUP, INC., AND PEOPLES TELEPHONE COMPANY, INC. D/B/A AT&T/KELLEE & PEOPLES, JV ON A MONTH-TO-MONTH BASIS NOT TO EXCEED THREE (3) MONTHS UNTIL A NEW CONTRACT BECOMES EFFECTIVE; ALL TERMS AND CONDITIONS SHALL REMAIN THE SAME.**

**WHEREAS, AT&T Corp., Kellee Communications Group, Inc., and Peoples Telephone Company, Inc. d/b/a AT&T/Kellee & Peoples, JV is currently the contractor for FC-5917-94, Public Pay Telephone Concessions, which has expired; and**

**WHEREAS, the City of Atlanta (the "City") did advertise for new proposals under FC-7427-02, Public Pay Phone Concession; and**

**WHEREAS, proposals were received and the Department of Aviation recommended that AT&T Corporation be awarded the contract for FC-7427-02, Public Pay Phone Concession; and**

**WHEREAS, the contract for FC-7427-02, Public Pay Phone Concession is currently in the signature routing process; and**

**WHEREAS, it is necessary to provide for the continuation of the services under the same terms and conditions as the existing contract on a month-to-month basis until a new contract becomes effective or until the services are cancelled by the City upon thirty (30) days prior written notice to AT&T Corp., Kellee Communications Group, Inc., and Peoples Telephone Company, Inc. d/b/a AT&T/Kellee & Peoples, JV.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-5914-94, Public Pay Telephone Concessions with AT&T Corp, Kellee Communications Group, Inc. and Peoples Telephone Company, Inc. d/b/a AT&T/Kellee Communications & Peoples, JV be extended on a month-to-month basis not to exceed three (3) months until a new contract becomes effective or until it is cancelled by the City upon thirty (30) days prior written notice to AT&T/Kellee Communications & Peoples JV, with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all revenues generated under this contract shall be deposited into the appropriate Fund Account and Center numbers.**

**SUBSTITUTION RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

**03-R-1093 (7)**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-5779-94, LEASE AGREEMENT FOR RETAIL (SERVICE) CONCESSION CONCOURSE "E" WITH W.H. SMITH AIRPORT NEWS CORPORATION ON A MONTH-TO-MONTH BASIS NOT TO EXCEED THREE (3) MONTHS UNTIL A NEW CONTRACT BECOMES EFFECTIVE; ALL TERMS AND CONDITIONS SHALL REMAIN THE SAME.**

**WHEREAS, the contract for FC-5779-94, Lease Agreement for Retail (Service) Concession Concourse "E", which has expired and;**

**WHEREAS, the City of Atlanta (the "City") did advertise for new proposals under FC-7312-01, Concourse "E" - Retail, FC-7314-01, Concourse "E" Foreign Currency Exchange and FC-7516-02, Vending Concessions; and**

**WHEREAS, proposals were received and the Department of Aviation has made its recommendation; and**

**WHEREAS, the Department of Law is in the process of preparing the contracts; and**

**WHEREAS, it is necessary to provide for the continuation of the services under the same terms and conditions as the existing contract on a month-to-month basis until a new contract becomes effective.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to execute an Extension for FC-5779-94, Lease Agreement for Retail (Service) Concession Concourse "E" with W.H. Smith Airport News Corporation ("W.H. Smith"), which shall provide for an extension of the term on a month-to-month basis not to exceed three (3) months until a new contract becomes effective or until cancelled by the City upon thirty (30) days prior written notice to W.H. Smith, will all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all revenues generated under this contract shall be deposited into the appropriate Fund, Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

**03-R-1089 (3)**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-5780-94, LEASE AGREEMENT FOR DUTY FREE, JV RETAIL CONCESSION CONCOURSE "E" WITH HOST ATLANTA DUTY FREE, JV ON A MONTH-TO-MONTH BASIS NOT TO EXCEED THREE (3) MONTHS UNTIL A NEW CONTRACT BECOMES EFFECTIVE; ALL TERMS AND CONDITIONS SHALL REMAIN THE SAME.**

**WHEREAS, Host Atlanta Duty Free, JV is currently the contractor for FC-5780-94, Lease Agreement for Duty Free Retail Concession Concourse "E", which has expired; and**

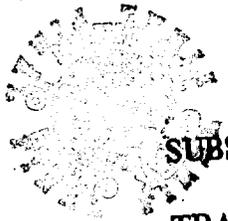
**WHEREAS, the City of Atlanta (the "City") did advertise for new proposals under FC-7313-01, Concourse "E" - Duty Free; and**

**WHEREAS, proposals were received and are pending the recommendation of the Department of Aviation; and**

**WHEREAS, it is necessary to provide for the continuation of the services under the same terms and conditions as the existing contract on a month-to-month basis until a new contract becomes effective or until the services are cancelled by the City upon thirty (30) days prior written notice to Host Atlanta Duty Free, JV.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-5780-94, Lease Agreement for Duty Free Retail Concession Concourse "E" with Host Atlanta Duty Free, JV be extended on a month-to-month basis not to exceed three (3) months until a new contract becomes effective or until it is cancelled by the City upon thirty (30) days prior written notice to Host Atlanta Duty Free, JV, with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all revenues generated under this contract shall be deposited into the appropriate Fund, Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY  
TRANSPORTATION COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6959-98, THE ADVERTISING CONCESSION OPERATING AGREEMENT WITH TRANSPORTATION MEDIA, INC. ON A MONTH-TO-MONTH BASIS NOT TO EXCEED SIX (6) MONTHS UNTIL A NEW CONTRACT BECOMES EFFECTIVE; ALL TERMS AND CONDITIONS SHALL REMAIN THE SAME.**

**WHEREAS, the contract for FC-6959-98, Advertising Concession Operating Agreement, for the operation of the advertising concession at Hartsfield Atlanta International Airport, covering advertising and hotel reservation boards in various locations in the Terminal Buildings and concourses under a concession operating agreement; and**

**WHEREAS, Transportation Media, Inc. is currently the contractor for FC-6958-98, the Advertising Concession Operating Agreement, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), did advertise for new proposals under FC-7430-02, Concession Advertising and proposals were received August 21, 2002; and**

**WHEREAS, the solicitation for FC-7430-02, Concession Advertising is currently under protest and, therefore, the new solicitation is on hold until the protest is resolved; and**

**WHEREAS, it is necessary to provide for the continuation of the services under the existing contract on a month-to-month basis until a new contract becomes effective or until the services are cancelled by the City upon thirty (30) days prior written notice to Transportation Media, Inc.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6959-98, the Advertising Concession Operating Agreement with Transportation Media, Inc. be extended on a month-to-month basis not to exceed six (6) months until a new contract becomes effective or until it is cancelled by the City upon thirty (30) days prior written notice to Transportation Media, Inc., with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all revenues generated under this contract shall be deposited into the appropriate Fund Account and Center numbers.**

RCS# 4975  
9/02/03  
1:20 PM

Atlanta City Council

Regular Session

CONSENT I                    CONSENT I PGS 1-18, EXCEPT;03-R-1310

ADOPT

YEAS: 14  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

		9/02/03 Full Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-1175	44. 03-R-1220	81. 03-R-1258
2. 03-O-1351	45. 03-R-1221	82. 03-R-1259
3. 03-O-1166	46. 03-R-1222	83. 03-R-1260
4. 03-O-1167	47. 03-R-1223	84. 03-R-1261
5. 03-O-1355	48. 03-R-1224	85. 03-R-1262
6. 03-O-1203	49. 03-R-1225	86. 03-R-1263
7. 03-O-1204	50. 03-R-1226	87. 03-R-1264
8. 03-O-1205	51. 03-R-1227	88. 03-R-1265
9. 03-O-0827	52. 03-R-1228	89. 03-R-1266
10. 03-O-1357	53. 03-R-1229	90. 03-R-1267
11. 03-R-1338	54. 03-R-1230	91. 03-R-1268
12. 03-R-1312	55. 03-R-1231	92. 03-R-1269
13. 03-R-1313	56. 03-R-1232	93. 03-R-1270
14. 03-R-1353	57. 03-R-1234	94. 03-R-1271
15. 03-R-1202	58. 03-R-1235	95. 03-R-1272
16. 03-R-1301	59. 03-R-1236	96. 03-R-1273
17. 03-R-1320	60. 03-R-1237	97. 03-R-1274
18. 03-R-1321	61. 03-R-1238	98. 03-R-1275
19. 03-R-1322	62. 03-R-1239	99. 03-R-1276
20. 03-R-1331	63. 03-R-1240	100. 03-R-1277
21. 03-R-1332	64. 03-R-1241	101. 03-R-1278
22. 03-R-1333	65. 03-R-1242	102. 03-R-1279
23. 03-R-1334	66. 03-R-1243	103. 03-R-1280
24. 03-R-1314	67. 03-R-1244	104. 03-R-1281
25. 03-R-1318	68. 03-R-1245	105. 03-R-1282
26. 03-R-1325	69. 03-R-1246	106. 03-R-1283
27. 03-R-1327	70. 03-R-1247	107. 03-R-1284
28. 03-R-1328	71. 03-R-1248	108. 03-R-1285
29. 03-R-1288	72. 03-R-1249	109. 03-R-1286
30. 03-R-1289	73. 03-R-1250	110. 03-R-1287
31. 03-R-1290	74. 03-R-1251	111. 03-R-1304
32. 03-R-1291	75. 03-R-1252	112. 03-R-1305
33. 03-R-1292	76. 03-R-1253	113. 03-R-1306
34. 03-R-1293	77. 03-R-1254	114. 03-R-1307
35. 03-R-1294	78. 03-R-1255	115. 03-R-1308
36. 03-R-1295	79. 03-R-1256	
37. 03-R-1296	80. 03-R-1257	
38. 03-R-1297		
39. 03-R-1298		
40. 03-R-1299		
41. 03-R-1300		
42. 03-R-1302		
43. 03-R-1303		

(Do **33** **Abd 1204** Line)

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

Date Referred 8/18/03

Referred To: Finance / Executive

Date Referred

Referred To:

Date Referred

Referred To:

First Reading  
 Committee Finance / Executive  
 Date 7/30/03  
 Chair Charles G. Moore  
 Referred To EXEC

Committee Finance / Executive  
 Date 8/18/03  
 Chair Charles G. Moore  
 Action Fav, Adv, Hold (see rev. side)  
 Other

Members  
Alan Mueller  
John M. ...  
C. T. ...  
 Refer To ...

Committee  
 Date  
 Chair  
 Action  
 Fav, Adv, Hold (see rev. side)  
 Other  
 Members

**ADOPTED BY**

**SEP 02 2003**

**COUNCIL**

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

- FINAL COUNCIL ACTION**
- 2nd
  - 1st & 2nd
  - 3rd
  - Consent
  - V Vote
  - RC Vote

**CERTIFIED**

**CERTIFIED**  
 SEP 02 2003

ATLANTA CITY COUNCIL PRESIDENT  
Catherine W. Woodward

**CERTIFIED**  
 SEP 02 2003

Ronald Douglas Anderson  
 MUNICIPAL CLERK

**MAYOR'S ACTION**

Philip Stewart  
 SEP 10 2003

MAYOR