



**AN ORDINANCE BY**

**03-O-1205**

**FINANCE/EXECUTIVE COMMITTEE**

**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 OFFICE OF GENERAL SERVICES UNDER THE CONTRACTS WITH P.W. HEARD (NOT TO EXCEED SIX (6) MONTHS), INC.; R. ENTERPRISES, INC. (NOT TO EXCEED SIX (6) MONTHS); BARTON PROTECTION SERVICES, INC. D/B/A CONTINENTAL SECURITY SERVICES (NOT TO EXCEED SIX (6) MONTHS); JAKE'S DESSERT CAFÉ (NOT TO EXCEED THREE (3) MONTHS); THYSSEN KRUPPS ELEVATOR (NOT TO EXCEED SIX (6) MONTHS); ROWE CONCESSIONS, INC. (NOT TO EXCEED TWO (2) MONTHS); AND THOMAS HVAC CONTRACTING (NOT TO EXCEED SIX (6) 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-6807-97B, P.W. HEARD, INC.;**  
**FC-6718-96, R. ENTERPRISES, INC.;**  
**FC-6659-96, BARTON PROTECTIVE SERVICES, INC. D/B/A**  
**CONTINENTAL SECURITY SERVICES;**  
**FC-6609-96, THYSSEN KRUPPS ELEVATOR;**  
**FC-6807-97A, THOMAS HVAC;**  
**FC-6358-95, JAKE'S DESSERT CAFÉ; and**  
**FC-6532-96 ROWE CONCESSIONS, INC.**

**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.

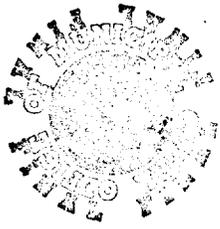
**SECTION 5** All ordinances in conflict herewith are waived for this instance only.

A true copy,

*Shonda Daughkin Johnson*  
Municipal Clerk, CMC

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

September 2, 2003  
September 10, 2003

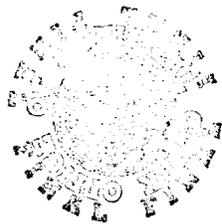


**03-0-1205 (3)**

**EXHIBIT "A"**

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

- 1. FC-6807-97B, P.W. Heard, Inc., not to exceed six (6) months;**
- 2. FC-6718-96, R. Enterprises, Inc., not to exceed six (6) months;**
- 3. FC-6659-96, Barton Protective Services, Inc. D/B/A Continental Security Services, not to exceed six (6) months;**
- 4. FC-6358-95, Jake's Dessert Café, not to exceed three (3) months;**
- 5. FC-6609-96, Thyssen Krupps Elevator, not to exceed six (6) months;**
- 6. FC-6532-96, Rowe Concessions, Inc., not to exceed two (2) months; and**
- 7. FC-6807-97A, Thomas HVAC Contracting, not to exceed six (6) months.**



**EXHIBIT "A"**



**SUBSTITUTE RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

**03-R-1097 (11)**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6532-96, VENDING MACHINE SERVICES WITH ROWE CONCESSIONS, INC. ON A MONTH-TO-MONTH BASIS NOT TO EXCEED TWO (2) MONTHS UNTIL A NEW CONTRACT BECOMES EFFECTIVE; ALL TERMS AND CONDITIONS SHALL REMAIN THE SAME.**

**WHEREAS, Rowe Concessions, Inc. is currently the contractor for FC-6532-96, Vending Machine Services, which has expired; and**

**WHEREAS, the City did advertise for new proposals under FC-7552-03, Citywide Vending Concession Services; and**

**WHEREAS, proposals were received and the proposals are currently being evaluated by the Office of General Services; 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 Rowe Concessions, Inc.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6532-96, Vending Machine Services with Rowe Concessions, Inc. be extended on a month-to-month basis not to exceed two (2) months until a new contract becomes effective or until it is cancelled by the City upon thirty (30) days prior written notice to Rowe Concessions, 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.**



**SUBSTITUTE RESOLUTION BY**

**03-R-1096 (10)**

**FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6609-96, CITYWIDE ELEVATOR SERVICE, REPAIR & MAINTENANCE WITH THYSSEN KRUPPS ELEVATOR 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, Thyssen Krupps Elevator is currently the contractor for FC-6609-96, Citywide Elevator Service, Repair & Maintenance, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), Department of Procurement is in the process of preparing the solicitation documents for advertisement; 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 Thyssen Krupps Elevator.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6609-96, Citywide Elevator Service, Repair & Maintenance with Thyssen Krupps Elevator 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 Thyssen Krupps Elevator, with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from various Fund Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY  
FINANCE/EXECUTIVE COMMITTEE**

03-R-1094 (8)

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6358-95, EMPLOYEE NEWSSTAND CONCESSION AT THE CITY HALL COMPLEX WITH JAKE'S DESSERT CAFE 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, Jake's Dessert Cafe is currently the contractor for FC-6358-95, Employee Newsstand Concession at the City Hall Complex, which has expired; and**

**WHEREAS, the Office of General Services has recommended that this contract not be re-solicited; and**

**WHEREAS, it is necessary to provide for the continuation of the services under the same terms and conditions as the existing contract for three (3) months or until the services are cancelled by the City upon thirty (30) days prior written notice to Jake's Dessert Cafe.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6358-95, Employee Newsstand Concession at the City Hall Complex with Jake's Dessert Café 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 Jake's Dessert, 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**

**03-R-1092 (6)**

**FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6659-96, CITYWIDE SECURITY GUARD SERVICES WITH BARTON PROTECTIVE SERVICES, INC. D/B/A CONTINENTAL SECURITY SERVICES 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, Barton Protective Services, Inc. d/b/a Continental Security Services is currently the contractor for FC-6659-96, Citywide Security Guard Services, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), Department of Procurement is in the process of preparing the solicitation documents for advertisement; 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 Barton Protective Services, Inc. d/b/a Continental Security Services.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6659-96, Citywide Security Guard Services with Barton Protective Services, Inc. d/b/a Continental Security Services 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 Continental Security, with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from various Fund Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY**

**03-R-1091 (5)**

**FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6718-96, CITYWIDE JANITORIAL SERVICES WITH R. ENTERPRISES, 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.**

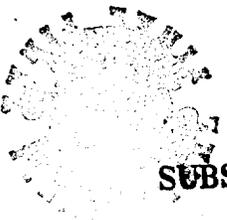
**WHEREAS, R. Enterprises, Inc. is currently the contractor for FC-6718-96, Citywide Janitorial Services, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), Department of Procurement is in the process of preparing the solicitation documents for advertisement; 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 R. Enterprises, Inc.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6718-96, Citywide Janitorial Services with R. Enterprises, 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 R. Enterprises, Inc., with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from various Fund Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY**

**03-R-1090 (4)**

**FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6807-97B, CITYWIDE HV/AC MAINTENANCE AND REPAIR WITH P.W. HEARD, 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, P.W. Heard, Inc. is currently the contractor for FC-6807-97B, Citywide HV/AC Maintenance and Repair, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), Department of Procurement is in the process of preparing the solicitation documents for advertisement; 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 P.W. Heard, Inc.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6807-97B, Citywide HV/AC Maintenance and Repair with P.W. Heard, 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 P.W. Heard, Inc., with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from various Fund Account and Center numbers.**



**SUBSTITUTE RESOLUTION BY**

**03-R-1099 (13)**

**FINANCE/EXECUTIVE COMMITTEE**

**AUTHORIZING AN EXTENSION OF THE TERM OF FC-6807-97A, CITYWIDE HV/AC MAINTENANCE AND REPAIR WITH THOMAS HVAC CONTRACTING 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, Thomas HVAC Contracting is currently the contractor for FC-6807-97A, Citywide HV/AC Maintenance and Repair, which has expired; and**

**WHEREAS, the City of Atlanta (the "City"), Department of Procurement is in the process of preparing the solicitation documents for advertisement; 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 Thomas HVAC Contracting.**

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that FC-6807-97A, Citywide HV/AC Maintenance and Repair with Thomas HVAC Contracting 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 Thomas HVAC, with all other terms and conditions thereof to continue in full force and effect.**

**BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from various 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

03-O-1205

(Do Not Write Above This Line)

AN ORDINANCE  
BY: FINANCE/EXECUTIVE COMMITTEE

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 OFFICE OF GENERAL SERVICES UNDER THE CONTRACTS WITH P.W. HEARD (NOT TO EXCEED SIX (6) MONTHS), INC.; R. ENTERPRISES, INC. (NOT TO EXCEED SIX (6) MONTHS); BARTON PROTECTION SERVICES, INC. D/B/A CONTINENTAL SECURITY SERVICES (NOT TO EXCEED SIX (6) MONTHS); JAKE'S DESSERT CAFE (NOT TO EXCEED THREE (3) MONTHS); THYSSEN KRUPPS ELEVATOR (NOT TO EXCEED SIX (6) MONTHS); ROWE CONGRESSIONS, INC. (NOT TO EXCEED TWO (2) MONTHS); AND THOMAS HVAC CONTRACTING (NOT TO EXCEED SIX (6) 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.

- 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: 8/18/03  
 Chair: [Signature]  
 Referred To: FINANCE/EXECUTIVE

Committee: EXECUTIVE  
 Date: 8/22/03  
 Chair: [Signature]  
 Action: (Fav) Adv, Hold (see rev. side)  
 Other:

Members: [Signature]  
 [Signature]  
 [Signature]  
 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

ADOPTED BY

SEP 02 2003

COUNCIL

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  
 SEP 02 2003

ATLANTA CITY COUNCIL PRESIDENT  
 [Signature]

CERTIFIED  
 SEP 02 2003  
 [Signature]  
 MUNICIPAL CLERK

MAYOR'S ACTION

[Signature]  
 SEP 10 2003  
 MAYOR