



BY TRANSPORTATION COMMITTEE

A RESOLUTION 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 ON A MONTH-TO-MONTH BASIS OR AS SPECIFIED OTHERWISE TO OBTAIN SERVICES FOR THE DEPARTMENT OF AVIATION UNDER THE CONTRACT WITH BOMBARDIER, INC., FOR THE OPERATION AND MAINTENANCE OF THE AUTOMATED GUIDEWAY TRANSIT SYSTEM AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT FOR AN AMOUNT NOT TO EXCEED \$5,000,000.00 TO BE PAID FROM 2H01 523001 R49001; FOR A TERM ENDING ON DECEMBER 31, 2004.

**WHEREAS**, the Automated Guideway Transit System ("AGTS") at the Hartsfield-Jackson Atlanta International Airport is a proprietary system originally designed, fabricated, installed, operated and maintained within the Central Passenger Terminal Complex ("CPTC") under a contract between the City of Atlanta (the "City") and the Westinghouse Electric Corporation ("Westinghouse"), dated April 26, 1977 and for a five year term commencing September 1, 1980 and ending August 31, 1985; and

**WHEREAS**, because the AGTS is a proprietary system and is critical to the efficient, effective and continuous transportation of passengers within the CPTC, the City subsequently entered into successive contracts with Westinghouse and/or its affiliates and successor companies for the continuing operation and maintenance of the AGTS, leading to the contract currently in place and the subject of this legislation; and

**WHEREAS**, Bombardier, Inc., as the successor to ADTRANZ, now performs the operation and maintenance of the Atlanta AGTS under the subject Contract; and

**WHEREAS**, the City now desires to extend the Contract on a month-to-month basis commencing July 1, 2004 and for a period not to exceed six months ending December 31, 2004, so as to permit the continuing negotiations for a replacement contract; and

**WHEREAS**, Bombardier, Inc. is willing to perform the maintenance and operation of the Atlanta AGTS under the extended Contract on the same terms and conditions; and

**WHEREAS**, the Airport General Manager and the Chief Procurement Officer has recommended that the City extend the Contract with Bombardier, Inc. for operation and maintenance of the AGTS at the Hartsfield-Jackson Atlanta International Airport, on a month-to-month basis until December 31, 2004, for the purpose of negotiating a replacement contract.



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

**SECTION 1:** The Mayor is authorized to continue the Operation and Maintenance Contract with Bombardier, Inc., covering operation and maintenance of the Automated Guideway Transit System at Hartsfield-Jackson Atlanta International Airport for a term on a month-to-month basis for an amount not to exceed \$5,000,000.00 to be paid from 2H01 523001 R49001 for the period of July 1, 2004 through December 31, 2004 under the same terms and conditions, until a new contract becomes effective.

**SECTION 2:** All other terms and conditions of the expired contract 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 resolutions in conflict herewith are waived for this instance only.

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

JUN 07, 2004

JUN 14, 2004

RCS# 5787  
6/07/04  
2:57 PM

Atlanta City Council

Regular Session

04-R-1017

EXTEN OPER & MAINT CNTRCT W/BOMBARDIER  
AUTO GUEWY TRANS SYS @HARTSFIELD MO-MO  
ADOPT ON SUB

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 1  
ABSENT 1

E Smith	Y Winslow	Y Shook	Y Martin	Y Mitchell
B Starnes	Y Archibong	Y Muller	Y Maddox	Y Norwood
Y Young	Y Fauver	Y Moore	NV Mosley	NV Willis

04-R-1017

6-07-04 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-0802	43. 04-R-1023	83. 04-R-0975
2. 04-O-0803	44. 04-R-1024	84. 04-R-0976
3. 04-O-0804	45. 04-R-1025	85. 04-R-0977
4. 04-O-0877	46. 04-R-0979	86. 04-R-0978
5. 04-O-0930	47. 04-R-0980	
6. 04-O-0924	48. 04-R-0981	
7. 04-O-0929	49. 04-R-0982	
8. 04-O-0787	50. 04-R-0983	
9. 04-O-0654	51. 04-R-0984	
10. 04-O-0655	52. 04-R-0985	
11. 04-O-0817	<b>ITEMS ADVERSED</b>	
12. 04-O-0818	<b>ON CONSENT</b>	
13. 04-O-0819	53. 04-R-0944	
14. 04-O-0820	54. 04-R-0945	
15. 04-O-0939	55. 04-R-0946	
16. 04-R-1002	56. 04-R-0947	
17. 04-R-1003	57. 04-R-0948	
18. 04-R-1004	58. 04-R-0949	
19. 04-R-1005	59. 04-R-0950	
20. 04-R-1010	60. 04-R-0951	
21. 04-R-1011	61. 04-R-0952	
22. 04-R-1012	62. 04-R-0953	
23. 04-R-1015	63. 04-R-0954	
24. 04-R-0935	<b>64. 04-R-0955</b>	
25. 04-R-1008	65. 04-R-0956	
26. 04-R-1000	66. 04-R-0957	
27. 04-R-1001	67. 04-R-0958	
28. 04-R-0942	68. 04-R-0959	
29. 04-R-0927	69. 04-R-0960	
30. 04-R-0943	70. 04-R-0962	
31. 04-R-1019	71. 04-R-0963	
32. 04-R-0635	72. 04-R-0964	
33. 04-R-0989	73. 04-R-0965	
34. 04-R-0991	74. 04-R-0966	
35. 04-R-0993	75. 04-R-0967	
36. 04-R-0814	76. 04-R-0968	
37. 04-R-0926	77. 04-R-0969	
38. 04-R-0994	78. 04-R-0970	
39. 04-R-0995	79. 04-R-0971	
40. 04-R-0996	80. 04-R-0972	
41. 04-R-0997	81. 04-R-0973	
42. 04-R-0998	82. 04-R-0974	

04-P-1017

(Do Not Write Above This Line)

A RESOLUTION

BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE EXTENSION OF THE OPERATION AND MAINTENANCE CONTRACT WITH BOMBARDIER, INC., FOR THE OPERATION AND MAINTENANCE OF THE AUTOMATED GUIDEWAY TRANSIT SYSTEM AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, ON A MONTH-TO-MONTH BASIS FOR A TERM NOT TO EXCEED DECEMBER 31, 2004.

ADOPTED BY

JUN 07 2004

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

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred To \_\_\_\_\_

TRANSPORTATION

Date

Chair

Fav, Adv, Hold (see rev. side)

Action

Members

Refer To

Committee

Date

Chair

Fav, Adv, Hold (see rev. side)

Action

Members

Refer To

FINAL COUNCIL ACTION

2nd  1st & 2nd

Readings

Consent  V Vote  RC V

CERTIFIED

CERTIFIED

JUN 7 2004

COUNCIL PRESIDENT PROTEM

Removed from consent by \_\_\_\_\_

CERTIFIED

JUN 07 2004

MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAYOR

MAYOR