

CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION

04-*l*-1035

BY FINANCE/EXECUTIVE COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE CHANGE ORDER NO. 3 FOR CONTRACT NO. FC-7490-02; NORTH AND SOUTH TERMINAL CEILING REPLACEMENT, WITH NEW SOUTH CONSTRUCTION, ON BEHALF OF THE CITY AND ITS DEPARTMENT OF AVIATION, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY EIGHT THOUSAND EIGHT HUNDRED SEVENTY ONE DOLLARS (\$128,871.00), TO BE CHARGED TO AND PAID FROM FUND, ACCOUNT, AND CENTER NUMBER 2H27 574001 R21E010693CG (2000 AIRPORT REVENUE BOND FUND).

WHEREAS, the City of Atlanta (the "City") and New South Construction ("New South") entered into Contract No. FC-7490-02; North and South Terminal Ceiling Replacement ("Contract"), at Hartsfield-Jackson Atlanta International Airport, dated April 16, 2003; and

WHEREAS, during the prosecution of the work, New South filed with the City several Change Proposals to the Contract contending, among other things, that it was due additional compensation for lost labor time, premium time, lost efficiency, and extended shutdowns; and

WHEREAS, New South's original Change Proposals sought \$651,000 in additional compensation; and

WHEREAS, the City did examine the merit of and negotiate with New South regarding the Change Proposals; and

WHEREAS, on or about April 9, 2004 the City and New South reached agreement on a settlement of all outstanding claims concerning the Change Proposals, necessitating the execution of a Change Order No. 3 to the Contract; and

WHEREAS, the City previously executed Change Order No. 1 authorizing a 27 day time extension to the Contract on October 29, 2003; and

WHEREAS, the City previously executed Change Order No. 2 authorizing additional compensation of \$100,000 and a 135 day time extension on February 27, 2004; and

WHEREAS, the Aviation General Manager, the Chief Procurement Officer and the City Attorney believe it is desirable and in the best interests of the City to document this global settlement of the Change Proposals with New South in the form of a Change Order No. 3 to the Contract for an amount not to exceed \$128,871.00.

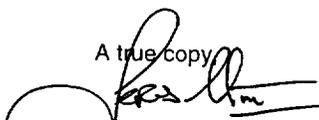
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee is authorized to execute Change Order No. 3 to the Contract with New South, on behalf of the City and its Department of Aviation, for a total amount not to exceed \$128,871.00.



BE IT FURTHER RESOLVED, that Change Order No. 3 will be charged to and paid for from Fund, Account, and Center Number: 2H27 574001 R21E010693CG (2000 Airport Revenue Bond Fund).

BE IT FINALLY RESOLVED, that Change Order No. 3 will not become binding on the City and the City will incur no liability under it until it has been executed by New South and the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to New South.

A true copy


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

June 21, 2004
June 24, 2004

RCS# 5810
6/21/04
1:50 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG 1-15 EXCEPT 04-O-1110 -1098
 O-1100 O-1109 O-1104 R-1145 R-1144
 ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 2

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

CONSENT I

6-21-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1016	41. 04-R-1066
2. 04-O-1009	42. 04-R-1067
3. 04-O-1117	43. 04-R-1068
4. 04-O-0795	44. 04-R-1069
5. 04-O-0919	45. 04-R-1070
6. 04-O-0914	46. 04-R-1071
7. 04-O-1064	47. 04-R-1072
8. 04-O-1101	48. 04-R-1073
9. 04-O-1118	49. 04-R-1074
10. 04-O-0987	50. 04-R-1075
11. 04-O-0990	51. 04-R-1076
12. 04-O-1116	52. 04-R-1077
13. 04-O-0662	53. 04-R-1078
14. 04-O-0663	54. 04-R-1079
15. 04-O-0664	55. 04-R-1080
16. 04-O-1018	56. 04-R-1081
17. 04-O-1106	57. 04-R-1082
18. 04-O-1112	58. 04-R-1083
19. 04-O-1113	59. 04-R-1084
20. 04-O-1119	60. 04-R-1085
21. 04-O-0785	61. 04-R-1086
22. 04-O-1007	62. 04-R-1087
23. 04-O-1103	63. 04-R-1089
24. 04-R-1022	64. 04-R-1090
25. 04-R-1043	65. 04-R-1091
26. 04-R-1047	
27. 04-R-1020	
28. 04-R-1035	
29. 04-R-1051	
30. 04-R-1052	
31. 04-R-1053	
32. 04-R-1111	
33. 04-R-1056	
34. 04-R-1107	
35. 04-R-1088	
36. 04-R-1092	
37. 04-R-1093	
38. 04-R-1094	
39. 04-R-1095	
40. 04-R-1096	

04-*2*-1035

(Do Not Write Above This Line)

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ADOPTED BY

JUN 2 1 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

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

FINANCE
Date 6-29-04

Vice Chair *[Signature]*

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

Members

[Signatures]

Refer To

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

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

CERTIFIED

JUN 2 1 2004

[Signature]
COUNCIL PRESIDENT PRO TEM

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED
JUN 2 1 2004
[Signature]
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
[Signature]

JUN 2 4 2004

MAYOR