

**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE UNITED STATES GEOLOGICAL SURVEY (“USGS”), UNITED STATES DEPARTMENT OF THE INTERIOR, PREVIOUSLY AUTHORIZED BY RESOLUTION 02-R-1858, IN AN AMOUNT NOT TO EXCEED THREE MILLION FOUR HUNDRED FORTY-NINE THOUSAND FOUR HUNDRED AND 00/100 DOLLARS (\$3,449,400.00) FOR A WATER-QUALITY AND WATER-QUANTITY LONG TERM MONITORING NETWORK TO INSTALL AND OPERATE WATER MONITORING EQUIPMENT IN CONNECTION WITH THE CITY’S “CLEAN WATER ATLANTA” PROGRAM TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER 2J25 573001 Q38I 2202 9999 (1997 WATER AND WASTE WATER BOND FUND, FACILITY EVALUATION) IN THE AMOUNT OF THREE MILLION FOUR HUNDRED FORTY-NINE THOUSAND FOUR HUNDRED AND 00/100 DOLLARS (\$3,449,400.00); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta, pursuant to Resolution 02-R-1858, did enter into an Intergovernmental Agreement with the U.S. Geological Survey (“USGS”) United States Department of the Interior, for installation and operation of water monitoring equipment to develop a water-quality and water-quantity long term monitoring network; and

WHEREAS, the City is improving its wastewater system under a consent decree program that will be completed on or before 2014 and that is expected to result in improved water-quality in streams that flow through its boundaries; and

WHEREAS, the City has instituted a program known as “Clean Water Atlanta,” one of the components of which is to monitor water-quality of major streams and rivers in Atlanta, and has commenced a long term water-quality and water-quantity monitoring program through the above-referenced Intergovernmental Agreement with USGS; and

WHEREAS, the term of the Intergovernmental Agreement with USGS will expire on August 31, 2004 pursuant to a change order authorized by Article X of the Procurement and Real Estate Code; and

WHEREAS, the City desires to authorize an amendment to the Agreement to extend the term of the Agreement originally authorized by Resolution 02-R-1858 to and including

December 31, 2005 and to authorize payment by the City in an amount not to exceed Three Million Four Hundred Forty-Nine Thousand Four Hundred and 00/100 Dollars (\$3,449,400.00); and

WHEREAS, the City further desires to acknowledge the contribution in kind of USGS to the cost of the program at a value equal to Forty Thousand and 00/100 Dollars (\$40,000.00) for the period September 1, 2004 through December 31, 2005, and to authorize the Commissioner of the Department of Watershed Management, or his designee, to approve an updated Work Plan for performance under the Third Amendment to the Intergovernmental Agreement setting out technical specifications for the program and related allocable budgeted costs, all within and not to exceed, the contracted amount set out in Section 4 below; and

WHEREAS, the City further desires to authorize a renewal of the said Intergovernmental Agreement for an additional period of one (1) year and authorize the Mayor to execute a Fourth Amendment to the Agreement, subject to appropriate legislation to identify additional funds for the USGS contract for the renewal period of January 1, 2006 through December 31, 2006; and

WHEREAS, the Commissioner of the Department of Watershed Management has recommended that the Amendment to the Intergovernmental Agreement, including the updated Work Plan, be executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA:

Section 1: That the Mayor or her designee be and is hereby authorized to execute an Amendment to the above-referenced Intergovernmental Agreement with the U.S. Geological Survey, United States Department of the Interior for the purposes and in accordance with the terms and conditions described above to extend the term of the Agreement authorized by Resolution 02-R-1858 to and including December 31, 2005 and to authorize payment in an amount not to exceed Three Million Four Hundred Forty-Nine Thousand Four Hundred and 00/100 Dollars (\$3,449,400.00).

Section 2: That the Commissioner of the Department of Watershed Management is authorized to approve the technical specifications set out in an updated Work Plan and related allocable budgeted costs, in an amount not to exceed the contracted amount set out in Section 4 below, to be incorporated in and performed under the Third Amendment to the Intergovernmental Agreement.

Section 3: That the City Attorney be and is hereby directed to prepare an appropriate amendment to the Intergovernmental Agreement to be approved by the City Attorney as to form for execution by the Mayor.

Section 4: The Chief Financial Officer is hereby authorized to make payments under the Amendment to the Intergovernmental Agreement in an amount not to exceed Three

Million Four Hundred Forty-Nine Thousand Four Hundred and 00/100 Dollars (\$3,449,400.00).

Section 5: That the amendment to this Agreement shall not become binding on the City, and the City shall incur no liability upon same until contract has been executed by the Mayor and delivered to the contracting party.

Section 6: That a renewal option of one (1) year, for the period January 1, 2006 through December 31, 2006, is hereby approved and the Mayor is authorized to execute the same as a Fourth Amendment to this Intergovernmental Agreement, upon the same conditions set out in Sections 1, 2 and 3 above, subject to appropriate legislation to identify funding for the renewal period of calendar year 2006.

Section 7: That all contracted work shall be charged to and paid from Fund Account and Center Number 2J25 573001 Q38I 2202 9999 (1997 Water And Waste Water Bond Fund, Facility Evaluation).

TRANSMITTAL FORM FOR LEGISLATION

TO: **MAYOR'S OFFICE** Greg Pridgeon
(For review & Distribution to Execution Management)

Commissioner's Signature: _____ Director's Signature: _____

From: Origination Dept. Watershed Management Contact (name) : Rob Hunter
Committee(s) Purview: _____ Committee Deadline: _____

Committee Meeting Date(s): _____ City Council Meeting Date: _____

CAPTION:

A RESOLUTION BY CITY UTILITIES COMMITTEE

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BACKGROUND/PURPOSE/DISCUSSION:

A long-term water stream monitoring programs to implement the Mayor's Clean Water Program to evaluate the effectiveness of waste water capital improvements and monitor pollution in receiving waters.

FINANCIAL IMPACT (If Any):

The City of Atlanta will pay \$3,449,400.00 to USGS and the matching sum is \$50,000 from USGS.

Mayor's Staff Only

Received by Mayor's Office: _____
(date) (initials)

Reviewed by: JP 8/13/04

Submit to Council: _____
(date)

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

RCS# 6025
9/07/04
4:48 PM

Atlanta City Council

Regular Session

04-R-1468

AUTHORIZE MAYOR TO EXECUTE AGREEMENT
W/COA & U.S. DEPT. OF THE INTERIOR.
FILE

YEAS: 8
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 6
EXCUSED: 0
ABSENT 2

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

04-R-1468

84 R-1400

(Do Not Write Above This Line)

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

Date Referred

Referred To: FILED BY
CITY COUNCIL

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee City Utilities
Date August 31, 2008
Chair H. Chargin
Action Refer To
Fav, Adv, Hold (see rev. side) _____
Other _____
Members _____
Clair Muller

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

FINAL COUNCIL ACTION
 2nd
 1st & 2nd Readings
 Consent
 V Vote
 RC Vote

CERTIFIED

MAYOR'S ACTION