

CITY UTILITIES COMMITTEE

MINUTES

JANUARY 30, 2007

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, January 30, 2007 at 9:20 a.m.**, in Committee Room #2. The following members were present:

The Honorable Carla Smith, Chair
The Honorable Ivory L. Young, Jr.
The Honorable Natalyn M. Archibong
The Honorable Clair Muller
The Honorable Howard Shook

The following member was absent:

The Honorable Ceasar C. Mitchell, Vice-Chair

Others present at the meeting were: Councilmember Mary Norwood; Stefanie Grant, Renee Shepherd and Marc Goncher, Law Department; Deputy Commissioners Shelia Pierce, Sally Mills and Joseph Basista, Department of Watershed Management; Deputy Commissioner Donna Owens, Lawrence Geter, Department of Public Works; Cathy Martin, Office of Procurement; Gregory Pridgeon, Office of the Mayor; member of the public and Council Staff.

Chairwoman Smith called the meeting to order at 9:20 a.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
- C. COMMUNICATION**

07-C-0119 (1) A Communication by Councilmember Natalyn M. Archibong appointing **Mr. Jeffery L. Childers** to serve as a member of the Keep Atlanta Beautiful Commission. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

(Councilmember Archibong made a motion to approve.)

FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL

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D. RESOLUTIONS

07-R-0106 (1) A Resolution by City Utilities Committee authorizing the Mayor to execute a Local Assistance Road Program Agreement with the Georgia Department of Transportation for Project LAU 06-S009-00 (186) to provide of the resurfacing of seventeen (17) City Streets; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

07-R-0107 (2) A Resolution by City Utilities Committee authorizing the Mayor to execute a Local Assistance Road Program Agreement with the Georgia Department of Transportation for Project LAU 06-S009-00 (187) to provide of the resurfacing of thirty-two (32) City Streets; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

07-R-0108 (3) A Resolution by City Utilities Committee authorizing the Mayor to execute a Local Assistance Road Program Agreement with the Georgia Department of Transportation for Project LAU 06-S009-00 (901) to provide of the resurfacing of four (4) City Streets; and for other purposes.
(Councilmember Smith made a motion to approve.)

FAVORABLE

07-R-0109 (4) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with West Paces Ferry Ridge Association to provide for the non-standard location of City of Atlanta water meters within private property and private rights of way; to require and accept an easement from West Paces Ferry Ridge Association for the purpose of allowing the City access to its water meters; and for other purposes.
(Councilmember Muller made a motion to approve.)

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RESOLUTIONS (CONT'D)

- 07-R-0110 (5) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with JA Tech & Associates, for FC-3006007973, Construction of Warehouse Building at 360 Englewood Avenue, on behalf of the Department of Watershed Management, in an amount not to exceed \$248,850.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J21 (Water & Wastewater Renewal & Extension Fund) 573001 (Facilities Buildings) Q38601 (Yard/Warehouse); and for other purposes.
(Councilmember Young made a motion to approve.)

FAVORABLE

- 07-R-0111 (6) An **Amended** Resolution by City Utilities Committee authorizing the Mayor to enter into Amendment Agreement No. 4 with Kemi Construction Company, Inc., for FC-6004007803A, Annual Contract for Small Water Meters with Backflow Prevention Devices; on behalf of the Department of Watershed Management; and for other purposes.
(Councilmember Muller made a motion to approve as amended.)

FAVORABLE AS AMENDED

- 07-R-0112 (7) A Resolution by City Utilities Committee authorizing the Mayor to execute Amendment Agreement No. 2 with Clark Truck Repair, for FC-6005007949, Annual Contract for Fleet Maintenance, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,200,000.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 523001 (Serv/Repair/Maint Contract) Q64001 (Plant Maintenance); and for other purposes.
(Councilmember Muller made a motion to approve.)

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RESOLUTIONS (CONT'D)

- 07-R-0183 (8) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with Systems & Software, Inc., for FC-6006007945, Software Maintenance & Support Services for the Customer Information System/Billing System & Off-Site Billing Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$387,988.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 523001 (Serv/Repair/Maint Contract) Q71201 (Technical Support); and for other purposes.
(Councilmember Smith made a motion to file.)

FILE

F. PAPERS HELD IN COMMITTEE

- 06-O-0306 (1) An Ordinance by City Utilities Committee amending the 2006 (1994 G. O. Bond Referendum Fund) Budget by transferring from and to appropriations in the amount of \$852,361.11 to fund the Paving Management and Improvement Program; and for other purposes. **(Held 2/14/06 at the request of Councilmember Muller.)**

HELD

- 06-R-0563 (2) A Resolution by Councilmember Joyce M. Sheperd authorizing the Mayor to enter into an Agreement with Brock Built, LLC providing for the non-standard location of water meters on private property to which the city provides water services; and for other purposes. **(Referred back by Council 3/6/06) (Held 3/14/06 at the request of the Department of Watershed Management so that developer can address the private property concerns.)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

06-O-0937 (3) An Ordinance by Councilmember Clair Muller to amend Article VII of Chapter 74 entitled "**Riparian Buffer Requirements**"; to officially change the administrating Department to Watershed Management, to streamline the review process and clarify the Public Notice Requirements; and for other purposes. **(Held 4/25/06 for further review by the Department of Watershed Management.)**

HELD

06-O-1454 (4) An Ordinance by Councilmember Clair Muller **as amended by City Utilities Committee** to amend Chapter 130 Solid Waste Management, Section 130-84, Rates and Charges, to limit such rate to apply to lots with a residence; and for the other purposes. **(Amended and held 6/27/06 at the request of the author.)**

HELD

06-O-1573 (5) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or her designee to enter into an Agreement between Hilton Atlanta and the Atlanta Marriott Marquis and the City of Atlanta for the erection of a bridge in accordance with Section 138-25(b) of the City of Atlanta's Code of Ordinances; and for other purposes. **(Held 7/11/06 for further discussions.)**

HELD

06-O-1947 (6) An Ordinance by City Utilities Committee to amend Sections 138-25 and 138-26 of the Official Code of Ordinances of the City of Atlanta, Georgia, to authorize the Commissioner of Public Works to determine the monthly rental rates for the air space or subsurface space occupied by bridges, tunnels of similar structures across streets or alleys and balconies over sidewalks of the City of Atlanta; and for other purposes. **(Held 9/18/06 at the request of the Law Department.)**

HELD

PAPERS HELD IN COMMITTEE (CONT'D)

06-O-2048 (7) An Ordinance by Councilmember Ivory L. Young, Jr. authorizing the Mayor or her designee to amend the City of Atlanta's Code of Ordinances Section 138-5 Alleys, so as to define the ownership of the Alleys and maintenance thereof of the Alleys in the City of Atlanta, to immediately begin the defined statutory procedure for abandoning the City of Atlanta's interest in alleys; to request Fulton County to amend the County's Tax Map and to properly adjust all property within Fulton County to properly access property value and taxes and that millage rate reduction would occur equal to the tax increase; and for other purposes. **(Held 9/18/06 at the request of Councilmember Young) (Work session held 10/4/06)**

HELD

06-O-2057 (8) An Ordinance by Councilmember Mary Norwood **as substituted by City Utilities Committee** amending Chapter 74: Environment, of the City of Atlanta's Code of Ordinances by creating a new Article XI Litter Control, to provide for uniform prohibition of litter within the City Limits of the City of Atlanta; and for other purposes. **(Councilmember Young made a motion to approve on substitute.)**

FAVORABLE ON SUBSTITUTE (1 ABSTENTION)
ARCHIBONG

06-R-2299 (9) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with the United States Army Corps of Engineers for a project to analyze and map flood prone areas associated with storm water runoff within the Combined Sewer Basins, on behalf of the Department of Watershed Management, in an amount not to exceed \$333,000.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J21 (Water and Wastewater Renewal and Extension Fund) 524001 (Consultant/Professional Services) Q38I029294DA (CSO Cost Sharing); and for other purposes. **(Held 10/31/06 at the request of the department.)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

06-O-2476 (10) An Ordinance by Councilmembers Howard Shook and Anne Fauver to amend Sections 138-14(d) and 138-103 of the Code of Ordinances so as to implement a sidewalk inspection, repair and notice process pertaining to damaged sidewalks which abut the public right-of way; and for other purposes. **(Held 11/14/06 pending further review from the Law Department and for a Work session Thursday, January 2, 2007 at 10:30a.m.)**

HELD

06-R-2684 (11) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor to execute a Consent Order with Georgia Environmental Protection Division in settlement of the Administrative Action concerning un-permitted discharges of treated effluent and re-use water to the South River; directing the Department of Finance to issue payment in the amount of \$1,375.00 to the State of Georgia's Department of Natural Resources; and for other purposes. **(Councilmember Muller made a motion to approve on substitute.)**

FAVORABLE ON SUBSTITUTE

07-R-0002 (12) A Resolution by City Utilities Committee authorizing the Mayor to enter into a Maintenance Agreement with the Georgia Department of Transportation to convert a section of Bolton Road, Fulton Industrial Boulevard and Harwell Road to temporary State Route for Bridge Improvements; and for other purposes. **(Held 1/9/07 for further review.)**

HELD

(13) Appraisal of the **abandoned** portion of Lakeside Drive, NE, consisting of 19.50 acres proposed assemblage tract or \$1,300,000.00 per acre, or \$29.84 per square foot. **(Held 1/9/07 for further review.)**

HELD

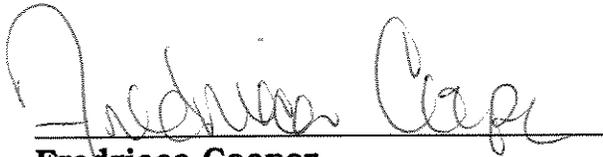
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G. REQUESTED ITEM

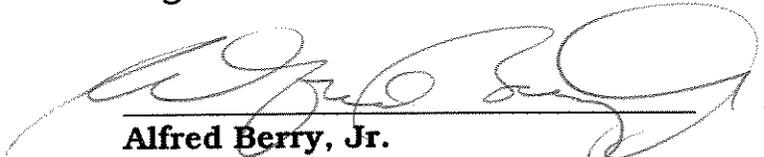
1. Councilmember Muller requested the Department of Watershed Management to discuss storm water runoff in flood prone areas where the sewers (sanitary and storm water) have been separated, she also would like the department to identify any grant funds that maybe available for this purpose.

There being no further business to come before the Committee, the meeting was adjourned at 10:20 a.m.

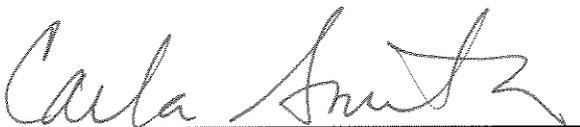
Respectfully Submitted:



Fredrieca Cooper
Legislative Assistant



Alfred Berry, Jr.
Research and Policy Analyst



The Honorable Clara Smith, Chair
City Utilities Committee