

CITY UTILITIES COMMITTEE

MINUTES

JUNE 26, 2007

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, June 26, 2007 at 9:43 a.m.**, in Committee Room #2. The following members were present:

The Honorable Carla Smith, Chair
The Honorable Ceasar C. Mitchell, Vice-Chair
The Honorable Clair Muller
The Honorable Natalyn M. Archibong

The following members were absent:

The Honorable Howard Shook
The Honorable Ivory L. Young, Jr.

Others present at the meeting were: Stefanie Grant, Renee Sheperd and Lem Ward, Law Department; Deputy Commissioner Joseph Basista, Department of Watershed Management; Nursef Kedir & James Swope, Department of Public Works; members of the public, press and Council Staff.

Chairwoman Smith called the meeting to order at 9:43 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. COMMENTS FROM THE PUBLIC**
- D. PUBLIC HEARINGS - ORDINANCES FOR SECOND READING**

07-O-1242 (1) An Ordinance by Councilmember Howard Shook to **abandon** certain right-of-way located between Lenox Road and Georgia 400 shown on the City's map as West Road and certain right-of-way which came into the possession of the City by Quitclaim Deed from the Georgia Department of Transportation, as those parcels are more specifically described in the attached Exhibit "A"; and for other purposes. **(Public Hearing held 6/26/07)**
(Councilmember Mitchell made motion to approve.)

FAVORABLE (1 NAY) ARCHIBONG

E. ORDINANCES FOR SECOND READING

07-O-1330 (1) An Ordinance by Councilmember Ivory L. Young, Jr. to **abandon** that portion of James P. Brawley Drive, SW, between Parsons Street and Beckwith, lying in Land Lot 14, Council District 14, Fulton County, Georgia, consisting of approximately 0.363 acre and being more specifically described in the attached Exhibit "A"; and for other purposes. **(To be advertised for a Public Hearing)**
(Councilmember Smith made a motion to hold.)

HELD

07-O-1335 (2) An Ordinance by Councilmember Clair Muller to amend Chapter 130 of the Solid Waste Management Code, Section 130-38, to clarify recycling requirements and City's enforcement powers regarding multi-family dwellings.
(Councilmember Smith made a motion to hold.)

HELD

F. RESOLUTIONS

07-R-1213 (1) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with Site Engineering/Imani Environmental Group, Inc., for FC-3007000001, Sewer Rehabilitation, Group 1 Phase II-Contract C - Pipebursting on behalf of the Department of Watershed Management, in an amount not to exceed \$6,164,861.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J21 (Water and Wastewater Renewal & Extension Fund) 574001 (Facilities other than Buildings) Q38I027394DA (Sewer Group 1 - Rehabilitation); and for other purposes. **(Referred back by Council 6/18/07)**
(Councilmember Smith made a motion to hold.)

HELD

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RESOLUTIONS (CONT'D)

07-R-1253 (2) A Resolution by City Utilities Committee authorizing the Mayor to issue a **Notice-to-Proceed** to Atlanta Services Group for FC-7619-03B, Annual Contract for Citywide Architectural and Engineering Services, Engineering Services Assistance – Water Reclamation Centers and Water System, on behalf of the Department of Watershed Management, in an amount not to exceed \$386,721,00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J21 (Water & Wastewater Revenue & Extension Fund) 524001 (Consultant/Professional Services) Q47001 (Watershed Facility Engineering); and for other purposes.
(Councilmember Muller made a motion to approve.)

FAVORABLE

07-R-1254 (3) A Resolution by City Utilities Committee authorizing the Mayor to enter into Renewal Agreement No. 3 with Screening Systems International, Inc., for FC-6004007806, Annual Contract for Traveling Screens Service and Repair, on behalf of the Department of Watershed Management in an amount not to exceed \$275,000.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 523001 (Service/Repair/Maintenance Contract) Q64001 (Plant Maintenance); and for other purposes.
(Councilmember Muller made a motion to approve.)

FAVORABLE

07-R-1325 (4) An **Amended** Resolution by City Utilities Committee authorizing the Mayor to issue a **Notice-to-Proceed** with CH2MHill/WRJ-JV for FC-7619-03C, Annual Architectural and Engineering Services for the purpose of providing Consulting Services for the development of a Facility Master Plan on behalf of the Department of Public Works Solid Waste Services in an amount not to exceed \$350,000.00; all contracted work will be charged to and paid from Fund, Account and Center Number: 1A01 (General Fund) 524001 (Consultant/Professional Services) M38201 (Disposal/Landfill); and for other purposes.
(Councilmember Smith made a motion to approve as amended.)

FAVORABLE AS AMENDED

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RESOLUTIONS (CONT'D)

07-R-1334 (5) A Resolution by Councilmember Anne Fauver authorizing the Mayor to enter into an agreement with One Museum Place, LLC, for the construction and operation of a temporary tie-back support system, on behalf of the Department of Public Works; and for other purposes.
(Councilmember Muller made a motion to approve.)

FAVORABLE

07-R-1336 (6) A Resolution by Councilmember Clair Muller authorizing the Mayor or her designee to enter into a Monument Agreement between the City of Atlanta and the Greystone Garden Club for the installation of neighborhood monuments within the public right-of-way; and for other purposes.
(Councilmember Muller made a motion to approve.)

FAVORABLE

07-R-1339 (7) A Resolution by Councilmember Kwanza Hall authorizing the Mayor to accept and execute an agreement to permit the installation of a foundation system that includes tie-back rods and a shoring system within and under the public right-of-way of Spring Street between Ivan Allen Avenue and Interstate 75 and Interstate 85, Land Lot 79 of the 14th District of Fulton County, wherein the grantee reserves the right to limit and regulate the usage of the surface, sub surface and aerial spaces within the rights-of-way; to provide conditions for allowing same; and other purposes.
(Councilmember Muller made a motion to forward with no recommendation.)

FORWARDED WITH NO RECOMMENDATION

G. ORDINANCE FOR FIRST READING

07-O-1326 (1) An Ordinance by City Utilities Committee amending the 2007 (2004 Quality of Life Bond Fund, 1994 Referendum G. O. Bond Fund, 1996 G. O. Public Improvement Bond Part B, 1996 Annual Bond Fund) Budget by transferring from and to appropriations for the purpose of reprogramming; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

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H. 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

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

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PAPERS HELD IN COMMITTEE (CONT'D)

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

07-R-0002 (7) 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

(8) 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

PAPERS HELD IN COMMITTEE (CONT'D)

07-R-0750 (9) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with Players & Company, for FC-6006007947, Annual Contract for Major Mechanical Services for the Bureau of Wastewater Treatment and Collections, on behalf of the Department of Watershed Management, in an amount not to exceed \$122,280.00; all contracted work will be charged to and paid from Various Fund, Account and Center Numbers; and for other purposes. **(Held 5/1/07 at the request of the Department)**

HELD

07-O-0979 (10) An Ordinance by Councilmember Kwanza Hall to **abandon** a portion of Fair Street, SW located between Peters Street and the Railroad right-of-way consisting of 0.093 acre more or less, and being more specifically described as Tract "1" in the attached Exhibit "A" lying and being in Land Lot 84 of the 14th District, Fulton County, Georgia; and for other purposes. **(Held 5/15/07 for a Public Hearing) (To be advertised for a Public Hearing)**

HELD

07-O-0980 (11) An Ordinance by Councilmember Kwanza Hall to **abandon** a portion of Castleberry Street, SW located between Peters Street and the Railroad right-of-way consisting of 0.115 acre more or less, and being more specifically described as Tract "4" in the attached Exhibit "A" lying and being in Land Lot 84 of the 14th District, Fulton County, Georgia; and for other purposes. **(Held 5/15/07 for a Public Hearing) (To be advertised for a Public Hearing)**

HELD

PAPERS HELD IN COMMITTEE (CONT'D)

07-R-1212 (12) A Resolution by City Utilities Committee authorizing the Mayor to issue a **Notice to Proceed** with Jacobs/PRAD/PBS & J, Joint Venture, for FC-7619-03D, Annual Contract for Architectural and Engineering Services, for Homeland Security Awareness and Security Training Video, in an amount not to exceed \$49,487.60; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 524001 (Consultant/Professional Services) Q12001 (Watershed Security); and for other purposes. **(Held 6/12/07 at the request of Councilmember Shook for further review.) (Councilmember Smith made a motion to file.)**

FILE

07-R-1214 (13) A Resolution by City Utilities Committee authorizing the Mayor to issue a **Notice to Proceed** to Jacobs/PRAD/PBS & J, Joint Venture, for FC-7619-03D, Annual Contract for Architectural and Engineering Services, White Paper Study for the Policy Level Analysis of Security Options for Drinking Water Assets, in an amount not to exceed \$48,250.48; all contracted work will be charged to and paid from Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 524001 (Consultant/Professional Services) Q12001 (Watershed Security); and for other purposes. **(Held 6/12/07 at the request of Councilmember Shook for further review.)**

HELD

07-R-1236 (14) A Resolution by Councilmember Carla Smith authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$_____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held 6/12/07)**

HELD

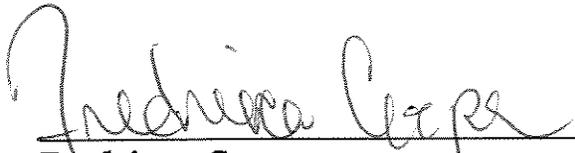
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H. REQUESTED ITEMS

1. Councilmember Muller requested the Department of Watershed Management present to the committee a discussion on storm water at a later date.
2. Councilmember Muller made a request to the Department of Finance and Department of Public Works to present to the Committee a status report on the 1994 G. O. Bond Projects.
3. Councilmember Mitchell made a request to the Department of Watershed to receive a map of the floodplain areas for all Council District.

There being no further business to come before the Committee, the meeting was adjourned at 10:22 a.m.

Respectfully Submitted:


Fredrieca Cooper
Legislative Assistant


Alfred Berry, Jr.
Research and Policy Analyst


The Honorable Carla Smith, Chair
City Utilities Committee