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The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, May 2, 2007 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

MUNICIPAL CLERK

Present: Councilmember Howard Shook, Chair Janice D. Davis, CFO
Councilmember Jim Maddox Departmental Staff
Councilmember Kwanza Hall
Councilmember Felicia A. Moore
Councilmember Clair Muller
Councilmember Cleta Winslow

Chairperson Shook called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Jim Maddox, Kwanza Hall, Felicia A. Moore, Clair Muller and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed with the addition of three new First Read Ordinances and one new Resolution. Minutes of the March 28, 2007 Regular Finance/Executive Committee and Budget Hearing from November 2, 2006 were also adopted. Councilmember Moore stated that she has a letter regarding the National League of Cities. Chairperson Shook asked when will we get the Budget. CFO Davis responded that we hope within the next 24 hours. Councilmember Moore asked what is in the Budget. CFO Davis responded that she has not seen the final numbers yet. There were significant changes and adjustments made on Monday. Chairperson Shook stated that we will look at the proposed Budget calendar. Chairperson Shook asked where are we with the Tax information and the Water Rates. CFO Davis responded that she will get with Mr. Meadows.

LEGISLATIVE UPDATE - OFFICE OF INTERGOVERNMENTAL AFFAIRS

Ms. Megan Middleton: Mayor's Office of Intergovernmental Affairs addressed the Committee by stating that we will be coming back. **HB 2, Annexation Limits** has passed. The County is responsible for 75% object cost of annexation. It will pass with that Amendment. **HB 227, Video Franchising**, will have more details on it. **HB 725, Annexation of Property**. We worked with the Authors to change the effective date. Councilmember Moore asked about others on the Agenda. Chairperson Shook stated that the Law Department recommendation was to continue to Hold the ones that were not right. Ms. Middleton stated that **HB 77, Elimination of Red Light Cameras** will be carried over, which states that 75% of Revenue would go to the State regarding the Red Light Camera Bill. It is a big concern. It did not pass this year. Anything with revenue attached to it did not move at all. Chairperson Shook asked if they picked up where they left off. Ms. Middleton responded yes. Chairperson Shook stated that we will need more time to discuss the success of our Legislative Package. Councilmember Hall asked about **HB 80, HB 713** and **HB 721**. Ms. Middleton responded that they are carried over Legislation. Councilmember Muller asked for a schedule of the Study for the two Transportation Bills. Ms. Middleton responded that she would provide it. Councilmember Moore asked staff to pass out a copy of changes to Worker's Compensation Legislation. She will introduce it on Monday. She is asking for the City to pay Worker's Compensation rates.

CONSENT AGENDA

TO AUTHORIZE THE MAYOR AND THE CHIEF FINANCIAL OFFICER

07-O-0711 (1) An Ordinance by Finance/Executive Committee Authorizing the Mayor and the Chief Financial Officer to oversee and supervise the closing of Old Grants, Trust and Project balances and to make the necessary entries to close out any balances that have been determined, tested and classified as old (No activities since 2003),

so that said balances are not brought forward in the Oracle Financial System; and for other purposes.

FAVORABLE ON FIRST READ

TO AMEND CHAPTER 2, ARTICLE VI, DIVISION 2, SUBDIVISION I

07-O-0712 (2) An Ordinance by Finance/Executive to Amend Chapter 2, Article VI, Division 2, Subdivision I, Section 2-322, and Subdivision III, Sections 2-370, 2-371, 2-372, 2-373, 2-374, and 2-375 of the Code of Ordinances of the City of Atlanta; to add Sections 2-376, 2-377, and 2-378, so as to effectuate a reorganization of the City of Atlanta Department of Finance; to repeal conflicting ordinances; and for other purposes.

FAVORABLE ON FIRST READ

TO AMEND ARTICLE "V", CLASSIFICATION PLAN, SECTION 114-477, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

07-O-0713 (3) An Ordinance by Finance/Executive Committee to Amend Article "V", Classification Plan, Section 114-477, of the Code of Ordinances, City of Atlanta, Georgia, so as to create certain classifications for the 911 Emergency Call Center; and for other purposes.

FAVORABLE ON FIRST READ

TO AMEND THE 2007 (CAPITAL FINANCE FUND) BUDGET

07-O-0714 (4) An Ordinance by Finance/Executive Committee Amending the 2007 (Capital Finance Fund) Budget, Department of Finance, by adding to Anticipations and Appropriations in the amount of eight million four thousand eight hundred twenty three dollars and seventy four cents (\$8,004,823.74) to cover costs related to the Enterprise Resource Planning Project; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE AUTOMOBILE EXPENSE REIMBURSEMENT FOR THE POSITION NUMBERS LISTED

07-O-0715 (5) An Ordinance by Finance/Executive Committee Authorizing automobile expense reimbursement for the position numbers listed herein in the Department of Law, to be charged to and paid from Fund, Account, and Center numbers 1A01(General Fund) 527005(Auto Allowance) H11001 (City Attorney); and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2007 BUDGET

07-O-0716 (6) An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to amend the Fiscal Year 2007 Budget, on behalf of the Department of Aviation, by transferring Appropriations in the amount of \$45,234,285.09 from 2H26(Airport Passenger Facility Charge Fund) 791001 (Reserve for Appropriation) T11001 (Reservation of Fund Appropriations) to

2H26 (Airport Passenger Facility Charge Fund) 781001(Sinking Fund Requirements) T65015 (Airport PFC Bond Series 2004A-E June 204) and 2H26(Airport passenger Facility Charge Fund) 781001 (sinking fund Requirements) T65016 (Airport PFC Bond Series 2004F-K Nov 2004); and \$18,527, 373.23 from 2H34 (CONRAC Customer Service FAC Charge Fund)791001(Reserve for Appropriation) T11001 (Reservation of Fund Appropriations) to 2H34 (CONRAC Customer Service FAC Charge Fund) 781001(Sinking Fund Requirements) T65001(Debt Service Administration); and \$27,234,730.21 from 2H32(2004 Airport Revenue Bond Fund: F,G,I) 791001 (Reserve for Appropriation) T11001 (Reservation of Fund Appropriations) to 2H32 (2004 Airport Revenue Bond Fund: F,G,I) 786006 (Capitalized Interest) T65019 (Airport 2004 Cap I Issued: Series 2000 Bonds); and \$3,248,413.00 from 2H32(2004 Airport Revenue Bond Fund: F,G,I) 786006(Capitalized Interest) T65012 (Airport Bond Series 2004) to 2H32 (2004Airport Revenue Bond Fund):F,G,I) 791001 (Reserve for Appropriation) T11011 (Reservation of Fund Appropriations) for Debt Service Payments; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE AUTOMOBILE EXPENSE REIMBURSEMENT FOR VARIOUS POSITIONS

07-O-0717 (7) An Ordinance by Finance/Executive Committee Authorizing automobile expense reimbursement for various positions within the Department of Parks, Recreation, and Cultural Affairs; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

07-O-0718 (8) An Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive Procurement provisions in Article X, Procurement and Real Estate Code, of the City of Atlanta code of Ordinances, for a period of sixty days to obtain continued services from Ginarc Construction, Inc., for FC-3005007899, East Wesley Road Streetscape Project, on behalf of the Department of Public Works, with no additional funding required; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT

07-O-0758 (9) An Ordinance by Finance/Executive Committee Authorizing the Mayor to enter into an Intergovernmental Agreement by and between the Atlanta Housing Authority and the City of Atlanta, on behalf of the Department of Public Works, for the purpose of providing funding for Public Infrastructure Improvement Projects; Transferring Appropriations in the amount of one million two hundred seventeen thousand three hundred sixty-three dollars and seventy cents (\$1,217,363.70) to fund a portion of said Public Improvements; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT

07-O-0766 (10) An Ordinance by Finance/Executive Committee Authorizing the Mayor to execute an Intergovernmental Agreement by and between the Housing Authority of the City of Atlanta, Georgia ("Authority") and the City of Atlanta pertaining to the performance of certain Public Improvements by the Authority for the benefit of the City of Atlanta; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

E. ORDINANCES FOR SECOND READING

07-O-0587 (1) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, to authorize the Chief Financial Officer to pay all outstanding invoices to Atlanta Victim Assistance Inc., formerly known as Victim Witness Assistance Program, Inc., for Consultation and Support Services to Victims and Witnesses of Crime, on behalf of the City of Atlanta, in an amount not to exceed one hundred eight thousand three hundred seventy one dollars and ninety three cents (\$108,371.93) for services provided through February 2007, to be Charged To and Paid From Fund, Account and Center Numbers 3P02 (Trust Fund) 561001 (Payments to Other Governments) T31Y04069997 (Victim & Witness Penalty, TC); and for other purposes. **(Finance/Executive Committee Substitute waives the Procurement Code, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute. Councilmember Winslow asked what are the dates.

Mr. Dave Edwards: Mayor's Office Program Manager addressed the Committee by responding February 2007. Councilmember Winslow asked if the contract will be extended. Mr. Edwards responded that the Substitute is to go forward. Councilmember Maddox asked for a copy to be attached to the Legislation. He then offered a motion **to Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

07-O-0588 (2) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances to execute Renewal Agreement No. 1 with Banks, Finley, White & Company, for FC-6005007976, Annual Contract for the City of Atlanta Audit of Financial Statements, on behalf of the Department of Finance; and for other purposes. **(Finance/Executive Committee Substitute is listed as a Resolution in the Fourth Whereas Clause and it should have been an Ordinance, 5/2/07)**

FAVORABLE ON SUBSTITUTE

CFO Davis stated that last year we thought we were getting authorization to pay for three years. They notified us that we had authorization to pay, but no authorization to contract. By the time we were notified, the original expiration date had already expired. The Substitute is listed as a Resolution in the Fourth Whereas Clause and it should have been an Ordinance. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

07-O-0589 (3) A **Substituted and Amended** Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, on a month-to-month basis to obtain continued services for the City of Atlanta under an expired Contract with Atlanta Victim Assistance, Inc., formerly known as Victim Witness Assistance Program, Inc., for Consultation and Support Services to Victims and Witnesses of Crime, in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month; all contracted work to be Charged To and Paid From Fund, Account and Center Number 3P02 (Trust Fund) 524001 (Consultant/Professional Services) S11001 (Court Operations); and for other purposes. **(Finance/Executive Committee Substitute waives the Procurement Code and corrects the Fund, Account and Center Number, Finance/Executive Committee Amendment for the contract to be attached to the legislation, 5/2/07)**

FAVORABLE ON SUBSTITUTE AS AMENDED

Chairperson Shook stated that we have a Substitute that corrects the Fund, Account and Center Number.

Mr. Dave Edwards: Mayor's Office Program Manager addressed the Committee by stating that we are paying victims for their assistance for services they provide. We have been holding payments in the Law Department. Councilmember Moore asked about the payments regarding the Legislation.

Ms. Clara Mohammad: of the Mayor's Office addressed the Committee by stating that we are requesting some more time if we need it. CFO Davis responded that it is 60 days to terminate. Chairperson Shook stated that we will review the relationship. What is the Substitute? Mr. Edwards responded that we waived the Procurement Code. Councilmember Moore stated that we are agreeing to a contract that we don't have a copy of. Mr. Edwards responded that the scope of services provides what they have been doing. Councilmember Moore asked if you are working under the pre-approved contract. Mr. Edwards responded yes. He has not seen the finalized contract. Councilmember Moore stated that we need to Approve on Condition. Mr. Edwards responded that he would go find the contract. Councilmember Moore offered a motion to Amend the paper for the contract to be attached to the legislation. Councilmember Maddox offered motion to **Approve on Substitute as Amended, 6 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

07-O-0590 (4) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the City of Atlanta to waive the Competitive

Procurement Provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, Authorizing the Mayor to execute Renewal Agreement No. 2 with ATC Associates, Inc./Corporate Environmental Risk Management, JV for FC-7449-02A, Citywide Annual Contract for Geotechnical and Environmental Engineering, Testing and Investigation Services for Sanitary Sewer Rehabilitation Program, on behalf of the Departments of Aviation, Public Works, Watershed Management, Parks, Recreation and Cultural Affairs and General Services; and for other purposes. **(Finance/Executive Committee Substitute states that the contract is waived because the contract expired before the Renewal, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook asked what for and why are we waiving the Procurement Code.

Ms. Cathy Martin: Deputy Chief Procurement Officer addressed the Committee by stating that this contract is waived because the contract expired before the Renewal and it is a Citywide Agreement. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Years.**

TO AMEND THE EFFECTIVE DATE OF ORDINANCE 06-O-0381

07-O-0678 (5) An Ordinance by Councilmembers Felicia Moore, Cleta Winslow, Howard Shook, Carla Smith, Clair Muller, Jim Maddox and Ivory Lee Young, Jr. **as Substituted by Finance/Executive Committee (1), 5/2/07** to Amend the effective date of Ordinance 06-O-0381, which amends Chapter 2, Article III, Sec. 2-176, Article V, Sec. 2-252 and Chapter 2, Article X, Divisions 1 through 8 and Divisions 14 through 16 of the City of Atlanta Procurement Code; and for other purposes. **(Finance/Executive Committee Substitute includes the advertisement of 90 days, 5/2/07)**

FAVORABLE AS AMENDED

Chairperson Shook stated that one of the Amendments was that the new threshold will include the Procurement Code Legislation and will not kick in until the new ERP is ready. We need to go back and amend the date in the Procurement Code. This pushes the date back a year. Councilmember Moore offered a motion to **Approve, 6 Years.** She then asked what is the timeline on emergency procurement? CFO Davis responded that they are interviewing the finalists for the Auditors on tomorrow. Sixteen months will be adequate. Councilmember Moore stated that we can always come back and amend it again. Chairperson Shook stated that we have an Amendment.

Mr. Larry Stokes: Research and Policy Analyst addressed the Committee by stating that the changes are including the advertisement of 90 days. Councilmember Winslow offered a motion to **Approve as Amended, 6 Years.**

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

07-O-0679 (6) An Ordinance by Councilmembers Felicia Moore, Cleta Winslow, Howard Shook, Carla Smith, Clair Muller, Jim Maddox and Ivory Lee Young, Jr. **as Amended by Finance/Executive Committee (1), 5/2/07** to Amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965. O.C.G.A. Section 36-35-1. ET SEQ., as amended, so as to amend the Charter of the City of Atlanta,

Georgia, 1996 GA Laws P. 469 ET SEQ., by amending Article 3, Chapter 1, Section 3-104 (14) so as to adjust the effective date of ordinance 06-O-0380 which implements changes to Article 3, Chapter 1, Section 3.104 (14); and Article 6, Chapter 4, Section 6-402 of the City Charter; and for other purposes.

FAVORABLE AS AMENDED

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

07-O-0680 (7) An Ordinance by Councilmembers Felicia Moore, Clea Winslow, Howard Shook, Carla Smith, Clair Muller, Jim Maddox and Ivory Lee Young, Jr. **as Substituted by Finance/Executive Committee (1), 5/2/07** to Amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. ET SEQ., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, ET SEQ., by amending Article 2, Chapter 6, Section 2-605 so as to allow the City Internal Auditor to effectively and independently conduct performance and financial audits of all departments, offices, boards, activities and agencies of the City; and for other purposes. **(Finance/Executive Committee corrects clerical changes, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Mr. Marcus Martin: Senior City Attorney addressed the Committee by stating that this allows the City Internal Auditor immediate access to any and all books. Language is added that states **"The City Internal Auditor shall not participate in any activity, decision or meeting that would impair independence of such auditor or violate applicable government auditing standards"**. Section A was added that states **"In the event any City Officer or Employee shall fail to allow access to any requested information as required in this Section, the City Council shall have the power to compel the production of said information by subpoena. If any person duly subpoenaed shall fail to allow access to said information, the City Council shall report such failure to any Court of Record or Judge thereof, who may make such order as shall be proper as to the future production of any such information and who may, after due notice and opportunity to be heard, punish him or her for failure to comply therewith"**. Chairperson Shook asked if this was worked out in consultation. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas**. Senior City Attorney Martin added that the Substitute had clerical changes.

TO AUTHORIZE THE MAYOR TO EXECUTE AN AMENDED LEASE AGREEMENT WITH WELCOME HOUSE SRO

07-R-0677 (1) A Resolution by Councilmember Kwanza Hall Authorizing the Mayor to execute an Amended Lease Agreement with Welcome House SRO limited partner for the property located at 234 Memorial Drive; and for other purposes.

DELETED FROM AGENDA

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ESTABLISH A TRUST FUND ACCOUNT FOR THE BUCKHEAD ACTION COMMITTEE

07-R-0683 (2) A Resolution by Councilmember Clair Muller **as Substituted by Finance/Executive Committee (1), 5/2/07** Authorizing the Chief Financial Officer to establish a Trust Fund Account for the Buckhead Action Committee, so as to allow the City of Atlanta to

accept funds on behalf of the Buckhead Action Committee; to provide for the administration and expenditure of funds from the designated Trust Fund Account on behalf of the Buckhead Action Committee; and for other purposes. **(Finance/Executive Committee Substitute corrects clerical errors, 5/2/07)**

FAVORABLE ON SUBSTITUTE

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO MILLTOWN LOFTS ASSOCIATES, LLC

07-R-0719 (3) A Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to issue a refund to Milltown Lofts Associates, LLC, in the amount of ten thousand seven hundred eighteen dollars and fifty eight cents (\$10,718.58) for over payment of 2006 Solid Waste fees; all funds shall be charged to and paid from Fund Account and Center number 1A01(General Fund) 529010 (Refunds) T31001 (Fund Wide Expenses); and for other purposes.

FAVORABLE

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH ATLANTA SERVICES GROUP FOR FC-7619-03B

07-R-0720 (4) An **Amended** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a renewal agreement No. 2 with Atlanta Services Group for FC-7619-03B, annual contract for Architectural and Engineering services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide professional consulting services. All contracted work shall be charged to and paid from various Fund, Account, and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute change Renewal Agreement No. 1 to Renewal Agreement No. 2 in the 1st Resolved Clause, 5/2/07)**

FAVORABLE AS AMENDED

Chairperson Shook stated that these are Renewals. The Amendment states that this is the second Renewal, not the first. Councilmember Winslow offered a motion to **Approve as Amended, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH UNITED CONSULTING FOR FC-7449-02B

07-R-0721 (5) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with United Consulting for FC-7449-02B, Citywide annual contract for geotechnical and environmental engineering, testing and investigation services on behalf of the Departments of Watershed Management, Public Works, and Parks Recreation and Cultural Affairs to provide professional consulting services. All contracted work shall be charged to and paid from various Fund, Account, and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute corrects the name of the contract, 5/2/07)**

FAVORABLE ON SUBSTITUTE

We have a Substitute that corrects the name of the contract. Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH SHAW ENVIRONMENTAL, INC.

07-R-0722 (6) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with Shaw Environmental, Inc. and AIM Partners, PLC, joint venture for FC-7619-03F, annual contract for architectural and engineering services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide professional consulting services. All contracted work shall be charged to and paid from various Fund, Account, and Center numbers; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH METCALF & EDDY/CARDOZO ENGINEERING, INC.

07-R-0723 (7) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with Metcalf & Eddy/Cardozo Engineering, Inc., joint venture for FC-7619-03E, annual contract for architectural and engineering services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide professional consulting services. All contracted work shall be charged to and paid from various Fund, Account, and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH JACOBS/PRAD/PBS & J, AKA JP2

07-R-0724 (8) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with Jacobs/Prad/PBS & J, AKA JP2, joint venture for FC-7619-03D, annual contract for architectural and engineering services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide professional consulting services. All contracted work shall be charged to and paid from various Fund, Account, and Center numbers; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT

07-R-0725 (9)

A Resolution by Finance/Executive Committee Authorizing the Chief Procurement Officer, on behalf of the Department of Watershed Management, to utilize the State of Georgia Contract #S060718 with PS Energy Group, Inc. In order to purchase natural gas services for heating at the R.M. Clayton Water Reclamation Center in an amount not to exceed two million two hundred thousand dollars and no cents (\$2,200,000.00). All contracted work shall be charged to and paid from Fund, account, and center number 2J01(Water & Wastewater Revenue Fund) 522201 (Utilities, Natural Gas) Q32001 (R.M. Clayton WRC); and for other purposes.

FAVORABLE

Mr. George Barnes: of the Department of Watershed Management addressed the Committee by stating that this contract is to enter into a contract with PS Energy Group, Inc. Councilmember Moore asked how will you get the gas there. Mr. Barnes responded that it is natural gas and there are pipes already there.

Ms. Sheila Pierce: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that they have been providing the service, but now we have a contract. Councilmember Moore asked how much gas is it. Mr. Barnes responded \$2.1 million dollars a year of gas. Councilmember Moore asked how much is methane and how much will be used as natural. Why didn't we increase the methane compared to natural gas. Mr. Barnes responded that the percent of methane depends on the digest service. We have used all the methane we produce. We can't produce enough with all of the digest and servers. Councilmember Moore asked how much do we get from that and the overall usage and volume of gas used at the facility. Mr. Barnes reiterated that we can't produce enough methane even under perfect conditions. We only use methane in the incinerator. Councilmember Winslow asked how many buildings use the gas. Mr. Barnes responded ten buildings. We often have to supplement the natural gas. This is a State Contract. This year we will spend \$2.2 million dollars. We utilize 30% to 40% methane. Councilmember Moore offered a motion to **Approve, 6 Yeas**. Councilmember Maddox asked about the quantity. Mr. Barnes responded that it has been consistent every year. One of the things that affect our cost is that we go under a curtailment rate. He would have to research the quantity. If we have a certain amount and we go over, we pay a much higher cost.

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH DELL MARKETING, INC.

07-R-0726 (10)

A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor to execute an agreement with Dell Marketing, Inc./Insight Public Sector, utilizing the State of Georgia Contract #A63307, Contract Code #N39913715, for the purchase of Citrix Metraframe Servers and Software, on behalf of the Department of Watershed Management, in an amount not exceed seventy-five thousand nine hundred fifty-eight dollars and forty cents (\$75,958.40); all contracted work to be charged to and paid from fund, account, and center number 2J01(Water & Wastewater Revenue Fund) 521106 (Media, Published/Electronic) Q7120 (Technical Support); and for other purposes. **(Finance/Executive Committee Substitute corrects the contract number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute.

Ms. Pierce stated that this is to upgrade existing computers. The new software will allow the ATL users to have faster access to the water system. Councilmember Moore asked what is ATL Water network. Ms. Pierce responded that when United Water came back to the City, they were not on the City's website. They were under another network (ATL Water). There are three applications under that system, which is the call center, maximus work order system and the third is the distribution center for the operators. This will give faster response to navigate and use the system. It would be faster assistance to the customers as well. The Substitute corrects the contract number. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH DEKALB OFFICE ENVIRONMENTS

07-R-0727 (11) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into an Agreement with DeKalb Office Environment, utilizing the State of Georgia Contract SWC60748, for the purchase of office furniture on behalf of the Department of Watershed Management in an amount not to exceed \$880,000.00; all contracted work will be charged to and paid from Fund, Account, and Center number 2J21 (Water and Wastewater Renewal and Extension Fund) 578003 (Purchase/Lease Equipment) Q84001 (Fats, Oils & Grease Compliance); and for other purposes. **(Finance/Executive Committee Substitute fills in the blanks, 5/2/07)**

FAVORABLE ON SUBSTITUTE

We have a Substitute that fills in the blank.

Mr. Bob Shealer: addressed the Committee by stating that this Resolution is to purchase furniture for the facility at 263 Decatur. This is steel case furniture. It is under the State Contract. Chairperson Shook stated that you were trying to find a way to do mega purchasing. Mr. Shealey responded that it is not in effect for this purchase. It is in keeping with our overall standards. Chairperson Shook asked how many people will they accommodate? Mr. Shealey responded 192 and includes some training facilities and miscellaneous furniture goes with it. Councilmember Muller offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MUNICIPAL CLERK TO PLACE A PUBLIC ADVERTISEMENT IN A NEWSPAPER OF GENERAL CIRCULATION

07-R-0728 (12) A Resolution by Finance/Executive Committee Authorizing the Municipal Clerk to place a Public Advertisement in a newspaper of general circulation, depicting the tax digest millage rate, tax levy and other information required per Section 48-5-32 of the Official Code of Georgia Annotated; and for other purposes.

FAVORABLE

CFO Davis stated that it authorizes the ad for taxes. Councilmember Maddox offered a motion to **Approve, 6 Yeas.** Councilmember Moore asked why do we have to do a Resolution to place an ad in the paper. CFO Davis responded that we will research that. We may have to do it because it involves a tax increase.

TO AUTHORIZE THE MAYOR TO PURCHASE 1.52 ACRES OF PROPERTY LOCATED IN THE INTERSECTION OF NORTHSIDE DRIVE AND BISHOP STREET

07-R-0729 (13)

A Resolution by Finance/Executive Committee Authorizing the Mayor to purchase 1.52 acres of property located at the intersection of Northside Drive and Bishop Street in accordance with 06-O-2617 from Northside Bishop Partners, LLC for a negotiated purchase price of \$6,395,000.00 plus closing costs; to pay the necessary costs for due diligence and real estate purchase services; all costs shall be Charged To and Paid From Fund, Account and Center Number 2J27 (2001 Water & Wastewater Bond Fund) 571001 (Land) Q67J02049999 (General Improvement, Hemphill Water Treatment Plant); and for other purposes.

FAVORABLE

Mr. Joe Batista: of the Department of Watershed Management addressed the Committee by stating that we want to complete the acquisition process. This is on Bishop Street between Howell Mill and Northside Drive. This is directly out of the Homeland Security standards. **06-O-0260** transferred money for this purpose and **06-O-2617** authorized Watershed to obtain a purchase and negotiate. We completed the title report, title insurance, survey and environmental report and two independent appraisals of \$6.230 million dollars. None of the Procurement requirements were waived. The primary factor is that the Northside Corridor will allow high density of vertical height of 12 stories. It also recognizes that the current owner had an offer from a mixed use developer that exceeded \$6 million dollars. This is an expensive piece of property. Councilmember Muller stated that she is concern with the transportation connectivity. She introduced a paper last year to rename this section of Bishop Street to Seventeenth Street. We don't have much east-west activity in the City. She will vote to acquire high ground land in regards to Homeland Security standards. She wants to Amend the paper to say that Bishop Street will never be closed. Mr. Batista responded that this paper has nothing to do with that street. Councilmember Muller stated that it is between the Reservoir and the Treatment Center. Councilmember Moore stated that if the property is on the street and is a security issue, he may want to come back and say we need limited access on that part of the road. Councilmember Maddox asked if the owner will make over \$2 million dollars profit. Mr. Batista responded yes. Councilmember Maddox stated that we had to know that was a security concern so why didn't we buy it earlier? Mr. Batista responded that it was not a single property, but seven individual ones. Chairperson Shook stated that someone in the private sector took all of the risks. The Department of Watershed Management tried to buy it previously, but we did not approve. Mr. Batista responded that the current owner had an offer from a mixed-use developer. Councilmember Maddox stated that it was a security issue, Council would not approve it. He can't support this. Chairperson Shook asked if the City could buy it and lease it under our terms. Mr. Batista responded that the reality is that it looks directly down on the treatment facility. Chairperson Shook asked what is the plan? Mr. Batista responded to have it to remain undeveloped. Councilmember Muller asked the Law Department how to allow Bishop Street to remain open.

Ms. Melanie Wallace: City Senior Attorney addressed the Committee by stating that she could amend it to require it. She would help prepare it for Monday. Chairperson Shook asked what is the City's extent of being protected if it remains in private hands? What protects us from a security threat? Mr. Batista responded that he does not recall any protection. Chairperson Shook asked what could we do. Mr. Batista responded that it could be for future green space. Councilmember Moore asked what kind of grass would we put on 5 acres of land. How does it become a threat? Did we get something specific from the federal government?

Mr. Rob Hunter: Commissioner of the Department of Watershed Management addressed the Committee by stating that he could discuss the security aspects in an Executive Session. He does not control the market cost of the property. This facility provides water to all of downtown. To buy it tomorrow will cost more. Councilmember Moore asked if you could talk about it in Executive Session. Commissioner Hunter responded that the Department of Watershed does not have the authority to close Bishop Street. Councilmember Moore stated that she needs to understand more about the security threat. Councilmember Muller stated that may be beneficial. There are other properties in this block that we built on. Chairperson Shook stated that he can't call for the Committee to go into an Executive Session. Why would we be going into one? Commissioner Hunter responded as an alternative to move this forward he would brief each member of the Council. Chairperson Shook asked if there's anything in the zoning application that prevents anything being developed on this property.

Mr. Lem Ward: Senior City Attorney addressed the Committee by stating that it could be if the property was rezoned. The developer has a right to do what he pleases with the property. If the Council passes the text amendment, we would be in a position for the property owner to require compensation. Councilmember Hall stated that it would be eminent domain powers. Senior City Attorney Ward responded that it would be an unconstitutional matter. It would deny him rights that should be the burden of the taxpayers. Councilmember Maddox asked what if it is for the sake of Homeland Security. Senior City Attorney Ward responded that is the option. Whatever it is deemed necessary, the City would have to compensate. Chairperson Shook asked if there is anything in Homeland Security for protection. Senior City Attorney Ward responded that he has not looked at it. He is not familiar with anything for Homeland Security. Chairperson Shook stated that he will not spend millions of dollars trying to bubble wrap the City. Commissioner Hunter stated that he is not aware of any federal provision to give us protection. Chairperson Shook asked if this is a bargain. Commissioner Hunter responded yes. There is land in Buckhead that is going for \$13 million dollars. It would have been nice to buy it many years ago. This is deemed a prudent investment. Councilmember Muller stated that she is concerned with protecting our transportation connectivity. There are residential properties and restaurants that we do not own. We may need to have a discussion regarding protecting our facilities. **Approve, 3 Yeas, 1 Nay and 2 Abstentions.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH INTERNATIONAL SYSTEMS STRATEGISE, INC., FOR FC-6006007926

07-R-0730 (14)

A Resolution by Finance/Executive Committee Authorizing the Mayor to enter into an Appropriate Contractual Agreement with International Systems Strategies, Inc., for FC-6006007926, Telecommunications Audit Part III, on behalf of the Department of Information Technology, in an amount not to exceed two hundred nine thousand three hundred thirty dollars and seventy five cents (\$209,330.75), plus a monthly software fee of fifteen thousand four hundred dollars and no cents (\$15,400.00); all contracted work shall be charged to and paid from fund account and center numbers 1A01 (General Fund) 523001 (Service/Repair/Maintenance Cont.) T31002 (Citywide Telecommunications Expense); and for other purposes.

FAVORABLE

Mr. Mike Campbell: of the Department of Information Technology addressed the Committee by stating that this is a complete audit of all technology circuits. We have not done one in four years. Chairperson Shook asked what is the monthly software fee? Mr. Campbell responded that it has to do with the reconciliation charges. Councilmember Muller offered a motion to **Approve, 4 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO REMIT PAYMENT OF TWENTY THOUSAND DOLLARS AND NO CENTS (\$20,000.00) FOR FC-6007000016

07-R-0731 (15) A Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to remit payment of twenty thousand dollars and no cents (\$20,000.00) for FC-6007000016 to the U.S. Army Corps of Engineers for the cost of reformulating the flood control portion of the Metro Atlanta-Peachtree and Nancy Creeks General investigation study to survey flooding and environmental quality problems and to resubmit the report to the U.S. Army Corps of Engineers; all funding to be charged to and paid from Fund, Account, and Center number 2J01 (Water/Sewer Operating Fund) 723001 (Service/Repair Contracts) Q82001 (Greenway Division, Bureau of Watershed Protection); and for other purposes.

FILE

Councilmember Muller stated that she is Filing this paper. What are we going to do next? CFO Davis responded that it qualifies as a small purchase. Ms. Pierce responded that it is for \$20,000 so we are not required to have Legislation. They will proceed with the work.

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE PAYMENT IN THE AMOUNT OF FORTY THOUSAND ONE HUNDRED TEN DOLLARS AND NO CENTS (\$40,110.00)

07-R-0759 (16) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to issue payment in the amount of forty thousand one hundred ten dollars and no cents (\$40,110.00), for the early termination of Lease Agreements for property purchased by the City of Atlanta located at 171 Garnett Street and 231-A Pryor Street, to be Charged To and Paid From Fund Account and Center Number 1C57 (Bond Fund) 571001 (Land) D45C0509999 (Public Safety and Judicial Facilities-Headquarters); and for other purposes. **(Finance/Executive Committee Substitute corrects Fund, Account and Center Number and Account Name, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute. Councilmember Maddox offered a motion to **Approve on Substitute, 4 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH CH2M HILL, INC.

07-R-0760 (17) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with CH2M Hill, Inc. Williams/Russell and Johnson, Joint Venture for FC-7619-03C, Annual Contract for Architectural and Engineering Services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide Professional Consulting Services. All contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A RENEWAL AGREEMENT NO. 2 WITH ARCADIS/BRINDLEY/PIETERS & ASSOCIATES

07-R-0761 (18) A **Substituted** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Renewal Agreement No. 2 with Arcadis/Brindley/Pieters & Associates, Joint Venture for FC-7619-03A, Annual Contract for Architectural and Engineering Services on behalf of the Departments of Watershed Management, Public Works, and Parks, Recreation and Cultural Affairs to provide Professional Consulting Services. All contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

TO CORRECT THE FUND ACCOUNT AND CENTER NUMBER IN RESOLUTION NUMBER 06-R-0475

07-R-0762 (19) A **Substitute** Resolution by Finance/Executive Committee to Correct the Fund Account and Center Number in Resolution Number 06-R-0475 adopted by the Atlanta City Council on April 17, 2006, and approved by the Mayor on April 20, 2006; and for other purposes. **(Finance/Executive Committee Substitute corrects the Fund, Account and Center Number, the Center Name and inserts the word Resolution, 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute to correct the Fund, Account and Center Number, the Account name and insert the word Resolution. Councilmember Moore offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH ATLANTA AXCHANGE, LLC.

07-R-0764 (20) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into a Lease Agreement with Atlanta Xchange, LLC. for its successors in interest, for the rental of approximately 54,486 square feet of space located at 180 Peachtree Street, Atlanta, Georgia for the 911 Call Center, for a period of thirty (30) years beginning July 1, 2007; all lease expenses shall be Charged To and Paid From Fund Account and Center Numbers 1B03 (Emergency Telephone System Fund) 725001 (Rentals/Leases, Non-Capital) X24101 (E-911) (in an amount not to exceed \$1,600,000.00); 1B03 (Emergency Telephone System Fund) 723001 (Service, Repairs and Maintenance) X24101 (E-911); 1B03 (Emergency Telephone System Fund) 775004 (Equipment) X24101 (E-911) (in an amount not to exceed \$500,000.00); and for other purposes. **(Finance/Executive Committee Substitute..., Finance/Executive Committee Conditional passage of receiving information regarding previous leases in the area, the 2.5% increase, and a copy of the Lease, 5/2/07)**

**FORWARD WITH NO RECOMMENDATION SUBSTITUTE ON
CONDITION**

Chairperson Shook stated that we have a Substitute. Councilmember Moore asked how do we know the increase would be 2.5% every year. She then asked about the lump sum payment and maintenance cost of \$6 per square foot. What does it mean and what is it for? Mr. Edwards responded that the common area is maintenance cost. Every one will pay that amount.

Mr. Dennis Kelly: of the Mayor's Office reiterated that every one will pay \$6 per square foot. They will operate the elevators, etc., which are the common aspects. It was in the range of \$5.68 per square foot. Councilmember Moore asked if we have any provisions to make sure we don't get an increased amount. We are forming a tenant association and keeping the building owner involved. Is this in the lease? Mr. Kelly responded yes. Councilmember Moore asked for a copy of the lease. She is concerned that there is not a cap on it. In thirty years, they will want to make capital improvements. The fifth floor of 180 Peachtree was built out for an Internet Hotel. Does the \$540,000 allow us to own it? She then asked about the parking spaces. Mr. Kelly responded that it is consistent with the other tenants. It is average in that area. Councilmember Moore stated that if the issues are not in the lease, how do we know? Councilmember Winslow stated that we had a Work Session regarding other locations. This Legislation is the final of many on going discussions. Mr. Edwards responded that we were asked to look at the Call Center on Peachtree because this location was ideal for it. Mr. Kelly added that the present tenants are using the area as an Internet Center. Councilmember Winslow stated that part of the 911 Center will go where. Mr. Kelly responded that the primary location was Grady Hospital. Mr. Edwards added that there were discussions to consolidate the 911 Call Center with Fulton County. Councilmember Maddox asked about the contract. Mr. Kelly responded that we could provide a draft. Mr. Edwards added that this Resolution authorizes us to go into a contract. Councilmember Maddox offered a motion to Approve on Condition of having the draft contract attached to the Resolution. Senior City Attorney Wallace responded that she will provide it to the Committee Members when it is ready in order to review it to see if the issues are addressed. Typically if they are not in final form, there will be changes. Councilmember Moore stated that she wants to make a Substitute motion to Hold the paper. This is an opportunity to make sure that this is right for the City. She has not seen the lease in its Draft form yet. There is no mention of what happens after the \$6 dollars per square foot. Councilmember Maddox withdrew his motion. This is not a time sensitive matter. Mr. Edwards responded that we have tenants that have to secure this space. We are anxious to get into the space. Two weeks will put us at a greater risk. Mr. Kelly added that the issues are minor issues and our Attorney is working on them. Councilmember Winslow asked for clarification from the City Attorney. Once we pass them, are there more negotiations. What would be different on the draft Legislation versus the final? Senior City Attorney Wallace responded that would be determined by the negotiations of the Lease. Councilmember Moore stated that we are making sure that the City is represented over the 30 years. We have seen more than a 2.5% increase. Councilmember Winslow asked if that area is 2.5% high or low. Mr. Kelly responded that it is below market rate compared to buildings across the street. We are seeing them increasing more than that per year. Mr. Edwards added that we plan to test the new Center in the fall of this year. Two weeks will put more pressure on us. The draft that we will provide is the same information we have today. The 2.5% is for inflation costs. Councilmember Moore stated that it seems that the information keeps changing. Chairperson Shook asked for information regarding area rents. Councilmember Muller offered a motion to move **Forward With No Recommendation on Condition of receiving information regarding previous leases, leases in the area, the 2.5% increase, and a copy of the draft Lease, 5 Yeas, 1 Nay.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA, ("AHA")

07-R-0770 (21) A Resolution by Finance/Executive Committee Authorizing the Mayor to enter into an Intergovernmental Agreement with the Housing Authority the City of Atlanta, Georgia, ("AHA") to perform Environmental Reviews for AHA Projects and Activities which receive Federal Financial Assistance; and for other purposes.

FAVORABLE

Mr. Lee Hannah: Director of Grant Accounting addressed the Committee by stating that the Housing Authority will be doing the environmental reviews. HUD has previously performed them, but now the agreement is with AHA. Councilmember Moore asked who was paying for it previously. Mr. Hannah responded AHA. Now AHA is doing an Intergovernmental Agreement with the City. We have one individual that will perform the reviews. The AHA will reimburse the City for performing the reviews. We will have a final copy of the Agreement by Monday. Councilmember Moore offered a motion to **Approve, 5 Yeas, 1 Abstention.**

TO AUTHORIZE THE MAYOR OR DESIGNEE TO ENTER INTO AN APPROPRIATE RENEWAL AGREEMENT FOR FC 6004007808

07-R-0772 (22) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor or Designee to enter into an Appropriate Renewal Agreement for FC 6004007808, the Health, Dental, Life, Voluntary Vision and Supplemental Insurances with Blue Cross Blue Shield of Georgia, Inc.; Kaiser Foundation Health Plan of Georgia, Inc-Kaiser Permanente; Cigna Healthcare of Georgia; OHS, a Compbenefits Company; Spectera-A United Health Group Company; Standard Insurance Company and American Family Life Assurance Company (AFLAC), on behalf of the Department of Human Resources. All contracted work shall be Charged To and Paid From Various Fund, Account and Center Number. **(Finance/Executive Committee Substitute adds the rates, Finance/Executive Committee Conditional Passage adds the Utilizations, 5/2/07)**

FAVORABLE ON SUBSTITUTE ON CONDITION

Ms. Benita Ransom: Commissioner of the Department of Human Resources addressed the Committee by stating that there is a Substitute that adds the rates. The rates are within industry standards. Councilmember Maddox stated that the increase is 40% and the City contributes 79%. Commissioner Ransom responded that it will be changed to 77%. We have not had an increase in 18 months.

Mr. Louis Amos: Director of the Insurance Division addressed the Committee by stating that Attachment #1 is the City's increase. Councilmember Muller asked for the average around the County. Mr. Amos responded that it is between 75% to 80%. The City will only pay 77% of the total premium. CFO Davis added our participation is 2% lower. There has been an increase of what the City is paying. Mr. Amos stated that the Employee part is (Attachment 1-A). There is an increased cost because the insurance carrier went up 20%. It is inline with other surrounding jurisdictions. Our cost is going up 15%. It is costing us more. We have a very competitive plan. In the network there are no deductibles. Councilmember Moore asked what is the difference in cost between the 79% and 77%? Mr. Amos responded \$1.8 million dollars. It is an overall \$5 million dollars increase. Councilmember Moore asked how is the health and wellness calculated into our healthcare costs? Mr. Amos responded that we look at the age/sex ratio, utilization, etc. All of the insurance claims work in hand with the

consultants. There are national things that drive costs as well. Councilmember Moore asked if it keeps the cost lower. Mr. Amos responded that we don't know yet. Commissioner Ransom added that perhaps it needs to be redesigned for carrying spouse and children. Councilmember Moore stated that this is a significant jump in costs. CFO Davis responded that the \$1.8 million dollars along with the additional \$5 million dollars would be almost \$7 million dollars if our contribution stayed at 79%. We negotiated a compromise. Councilmember Moore asked how much savings would be from the City regarding the Workman's Compensation paper. CFO Davis responded that she would provide the information. Commissioner Ransom added that nationally it has gone up 15%. Councilmember Moore asked what other compensation are we enhancing for our employees. Councilmember Maddox asked if there were discussions with the Unions regarding the increase. Commissioner Ransom responded that we met with the Union leaders on yesterday. They have asked if they were getting a salary increase. Councilmember Maddox asked what if we did 78% for the City as a compromise. CFO Davis responded it would be about \$5 dollars for employees and \$900,000 for the City. We would look at other areas as well.

Ms. Gretchen Shrader: of AON addressed the Committee by stating that we have to address the wellness factor. They will provide some information regarding the utilization. It is by age, sex and demographics. Councilmember Moore asked do you have the percentages. She would like a summary. Mr. Amos responded that most of it deals with diet and exercise. The longer we live, the higher the costs. Councilmember Hall asked what if we Hold it two weeks. Commissioner Ransom responded that Open Enrollment is next week and we want to make sure that employees are covered. CFO Davis responded that the rates will not change. Open Enrollment needs to happen. She would not postpone voting on this. Councilmember Maddox stated that we need to move forward because it is what it is. Councilmember Moore stated that we should Approve on Condition of getting the Utilization. Chairperson Shook asked when will the new rates start? Commissioner Ransom responded July 1st. Chairperson Shook asked why haven't we changed the formula and when was the last time it was changed. Commissioner Ransom responded that we changed it upward. We were 75% and went to 79%. Chairperson Shook asked for a history of where we have been going for the last ten years. Councilmember Winslow stated that it seems like she was paying more money a few years back. Commissioner Ransom responded that it was a Blue Cross/Blue Shield Indemnity Plan. Councilmember Moore requested that we get the Budget earlier or Hold this paper. She can't commit to us finding the additional funds. She has no clue what is in the Budget. CFO Davis responded that the rates will remain the same regardless. Councilmember Moore stated that we need this information in context with the Budget. CFO Davis responded if we want to have them in the same order, we have to move the contract back. We would have to change to an August or September Open Enrollment date. Councilmember Winslow asked about GASB 34. CFO Davis responded that we will briefly start discussing it on next Tuesday. Councilmember Winslow stated that the cost of healthcare will not go down. Councilmember Maddox stated that you would still have to know what the premiums would be to consider it in the Budget. CFO Davis responded that we would negotiate in advance, but not enter into the contract. Councilmember Maddox offered a motion to **Approve on Substitute on Condition of receiving ten years worth of rates and Utilization rates, 6 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE, DELIVER AND PERFORM (1) A GOVERNMENTAL AGREEMENT

07-R-0869 (23)

A **Substituted** Resolution by Finance/Executive Committee of the City Council of the City of Atlanta, Georgia Authorizing the Mayor to execute, deliver and perform (1) a Governmental Agreement regarding the Atlanta Zoo, dated as of June 1, 2007, (2) a Bond Purchase Agreement in connection with the issuance and sale by the City of Atlanta and Fulton County Recreation Authority of its Revenue Bonds, Zoo Series 2007A and Taxable Revenue Bonds, Zoo Series 2007B and (3) a Continuing Disclosure Agreement;

Authorizing acknowledgement of service and the filing of an answer on behalf of the City of Atlanta in validation proceedings to be brought validating the Series 2007 Bonds; Authorizing the approval of an Official Statement; and for other purposes. **(Finance/Executive Committee Substitute..., 5/2/07)**

FAVORABLE ON SUBSTITUTE

Chairperson Shook stated that we have a Substitute.

Ms. Dana Boone: Debt and Investment Chief addressed the Committee by stating that we have members of Bond Council with us.

Mr. Dennis Kelly: of Zoo Atlanta addressed the Committee by stating that we are asking for the support of a Bond that was issued in 1995. This is in partnership with Fulton County. It is no additional cost to the City. We are not receiving any operating support. In 1995, we were one of the 10 worst zoos in the nation. Councilmember Maddox asked if this funding will be used to upgrade and do expansions and will the zoo be relocated. Mr. Kelly responded that our recommendation is not to change location. All of the funds will be spent at Grant Park. We are trying to give the animals more room. This Bond does not anticipate any use of land. Councilmember Maddox stated that it seems that you would have to accommodate more parking. Mr. Kelly responded that we do have a parking issue. We have 25 acres for the animals and 15 acres dedicated to parking. Councilmember Maddox stated that in New Orleans there is a parking fee. Maybe we should have one to accommodate the cost. Councilmember Winslow asked about an area on Cherokee Street that is the horse stable for the police officers. Mr. Kelly responded that the police stables are there. We are continuing to look at satellite parking.

Ms. Diane Harnell-Cohen: Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that we will connect Grant Park to the Beltline. We are looking at the connectivity.

Mr. Jeff Silvey: Director of the Park Authority addressed the Committee by stating that this Bond would not exceed \$23 million dollars. There is a part in there for payments to the Chinese for the pandas. The interest on the Bonds is tax exempt. The County has already authorized their participation in the transaction. Councilmember Moore asked how much is the Ad Valorem Tax Levy? CFO Davis responded that it is the regular Levy. Mr. Silvey stated that it is limited to \$1.6 million dollars. Councilmember Moore asked if there is a separate line item on the tax bill to deal with Fulton County Recreation. CFO Davis responded that they are not supported by the taxes. They are backed by full savings and credit. It is either in the Debt Service, Payments to other Governments or Financing Leasing. Councilmember Moore asked about the payment and anticipating ratio. Mr. Silvey responded that the actual amount after the pricing of the Bonds is close to \$1.6 million dollars. He then stated that it is capital projects and infrastructure needs. Councilmember Moore asked what are you anticipating from the funding.

Ms. Cathy Williams: CFO of Zoo Atlanta addressed the Committee by responding that it is financing capital projects and paying for obligations of keeping the pandas. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND THE CODE OF THE CITY OF ATLANTA, GEORGIA

06-O-0787 (1) An Ordinance by Councilmember Caesar C. Mitchell to Amend the Code of the City of Atlanta, Georgia by adding to Section 2-183; Department Heads under supervision and direction of the Mayor; exception responsibilities; and for other purposes. **(Held, 3/29/06); (Held and Substituted, 7/12/06)**

HELD**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN APPROPRIATE AGREEMENT WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION**

- 06-R-1450 (2) A Resolution by Councilmembers Mary Norwood and Ceasar C. Mitchell Authorizing the Mayor or her Designee to enter into an Appropriate Agreement with the State of Georgia Department of Transportation to accept funding in the amount of \$86,000.00 for the maintenance of State Highways within the City Limits in furtherance of the City's partnership with the Department of Transportation to provide employment opportunities to homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

HELD**TO AMEND THE 2006 (SOLID WASTE SERVICES REVENUE FUND) BUDGET**

- 06-O-1451 (3) An Ordinance by Councilmembers Mary Norwood and Ceasar C. Mitchell Amending the 2006 (Solid Waste Services Revenue Fund) Budget by Adding To Anticipations and Appropriations the amount of \$86,000.00 from the State of Georgia Department of Transportation for the purpose of funding litter removal and other services related to road maintenance within the City Limits in furtherance of the City's Partnership with the Department of Transportation to provide employment opportunities for homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

HELD**TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.**

- 06-R-1667 (4) A Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Held and Amended, 8/16/06)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE SANDTOWN COMMUNITY**

- 06-O-1924 (5) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land known as the Sandtown Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Referred back by Full Council, 12/04/06);(Held, 12/13/06)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS CASCADE GLENN**

- 06-O-1926 (6) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land known as Cascade Glenn to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Referred back by Full Council, 12/04/06); (Held, 12/13/06)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND TO THE CORPORATE LIMITS OF THE CITY OF ATLANTA, GEORGIA**

- 06-O-2250 (7) An Ordinance by Councilmembers Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land to the Corporate Limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 10/11/06)**

HELD**TO ANTICIPATE AND APPROPRIATE BOND PROCEEDS IN THE AMOUNT OF \$8,000,000**

- 07-O-0113 (8) An Ordinance by Finance/Executive Committee to Anticipate and Appropriate Bond Proceeds in the amount of \$8,000,000 from the Annual 2007 General Obligation Bonds Issue to fund Various Municipal Projects; and for other purposes. **(Held, 2/28/07)**

HELD**TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA BY ADDING TO SECTION 2-1142**

- 07-O-0138 (9) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07)**

HELD**TO EXPAND THE BOUNDARIES OF THE DOWNTOWN ATLANTA COMMUNITY IMPROVEMENT DISTRICT**

- 07-R-0487 (10) A **Amended** Resolution by Councilmembers Kwanza Hall and Ceasar C. Mitchell to expand the boundaries of the Downtown Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act; and for other purposes. **(Held, 3/14/07); (Finance/Executive Committee Amendment adds Councilmember Ceasar C. Mitchell as an Author, 5/2/07)**

FAVORABLE AS AMENDED

Mr. Paul Kilman: of Central Atlanta Progress addressed the Committee by stating that he is representing the Downtown Improvement District. He stated that they have worked on their own to meet the threshold of State Laws. A month ago they reached the thresholds. They represent about 78% of the value. Their annexation was approved. Councilmember Hall stated that the Southside Business District has been a no man's land. It is an area to be revitalized. He then offered an Amendment to add Councilmember Ceasar C. Mitchell to the Legislation. Councilmember Maddox offered a motion to **Approve as Amended, 6 Years**. Will you tax the owner's properties? Mr. Kilman responded that it is the Ambassador Program and capital improvements. Matches from other projects will come from the Downtown District. Councilmember Maddox asked are we to our limits with TADS. Mr. Kilman responded that this is the Community Improvement District and has no affect on the Westside TADS. Councilmember Hall stated that the owner is trying to spruce up the area.

TO PROVIDE FOR THE ANNEXATION OF THOSE PORTIONS OF PROPERTIES

07-O-0492 (11) An Ordinance by Councilmembers Howard Shook and Jim Maddox to provide for the Annexation of those portions of properties within Unincorporated Fulton County known on the Tax Records of said County as Club Drive Rear, Parcels 17 00120005046, 17 00120005049, 17 00120005050, and 17 00120005055; Mabry Road Rear, Parcels 17 00130002015, 17 00130002016, and 17 00130002033; 4500 East Brookhaven Drive Rear, Parcel 17 0012005052; 4536 East Brookhaven Drive, Parcel 17 00130002026; 4524 East Brookhaven Drive, Parcel 17 00130002038; 4520 East Brookhaven Drive, Parcel 17 0010002042; 4516 East Brookhaven Drive, Parcel 17 00130002043; and 4647 Club Valley Drive, Parcel 17 00130002041, all properties being Unincorporated Islands, to the Corporate Limits of the City of Atlanta; to provide notice to the property owners; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/14/07)**

HELD

TO PROVIDE FOR THE ANNEXATION OF WELCOME ALL ROAD, PARCEL 14F 0037 LL005

07-O-0500 (12) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the Annexation of Welcome All Road, Parcel 14F 0037 LL005, an Unincorporated Island, to the Corporate Limits of the City of Atlanta; to provide notice to the property owners; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/14/07)**

HELD

TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS KIMBERLY ROAD

07-O-0504 (13) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the Annexation of property known as Kimberly Road, Parcel 14F 0030 LL010, Kimberly Road Rear, Parcel 14F0030 LL011, Kimberly Road, Parcel 14F0030 LL012, Kimberly Road, Parcel 14F0030 LL013, Kimberly Road, Parcel 14F0030 LL027, and Kimberly Road 14F0030 LL028, all properties being Unincorporated Islands, to the Corporate Limits of the City of Atlanta; to provide notice to the property owners; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/14/07)**

HELD**TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS NISKEY LAKE TRAIL, PARCEL 14F0029 LL036**

- 07-O-0505 (14) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the Annexation of property known as Niskey Lake Trail, Parcel 14F0029 LL036, said property being an Unincorporated Island, to the Corporate Limits of the City of Atlanta; to provide notice to the property owners; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/14/07)**

HELD**TO PROVIDE FOR THE ANNEXATION OF WELCOME ALL ROAD, PARCEL 14F 0037 LLO08**

- 07-O-0509 (15) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the Annexation of Welcome All Road, Parcel 14F 0037 LLO08, an Unincorporated Island, to the Corporate Limits of the City of Atlanta; to provide notice to the property owners; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/14/07)**

HELD**TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS**

- 07-O-0622 (16) An Ordinance by Councilmembers Anne Fauver and Carla Smith Authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances to maximize efficiency in purchasing systems furniture for several City of Atlanta Capital Projects; and for other purposes. **(Held, 3/28/07)**

HELD**TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW**

- 07-O-0623 (17) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of 4605 Birdie Lane, SW, Atlanta, Georgia, 30331, 0.404 acres of land located in Land Lot 61 of the 14th District of Fulton County to the corporate limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 3/28/07)**

HELD**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS CASCADE FALLS SUBDIVISION**

- 07-O-0624 (18) An Ordinance by Councilmember James Maddox to provide for the Annexation of land known as Cascade Falls Subdivision to the corporate limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 3/28/07)**

HELD**ITEMS NOT ON AGENDA****TO ADOPT THE FY 2008 PROPOSED BUDGET**

07-O-0870 (1) An Ordinance by Finance/Executive Committee Adopting the FY 2008 Proposed Budget.

FAVORABLE ON FIRST READ

Mr. Marcus Guthrie: of ASFCME Local 1644 addressed the Committee by stating that he is here speaking in regards to a raise.

Sergeant Ellis D. Williams: of ASFCME Local 1644 addressed the Committee by asking the Committee to give a 3.5% raise to all employees. This discrimination is prohibited. There are a lot of inconsistencies and we have not had a raise in six years.

Ms. Gina Pagnetta: of PACE addressed the Committee by stating that we will look at the Budget and make recommendations. Please consider not doing any RIFs.

Mr. Jim Daws: of Fire addressed the Committee by stating that he wanted to touch on the Health Insurance premium. It is supposed to go up by 40%. We only have two providers to choose from. The Department of Human Resources should do a better job of soliciting proposals. We also need a thorough audit. There is no opportunity for us to give input when the Budget is Held. The City continues not to pay a prevailing wage. The numbers put forth by the Administration are not true numbers. Currently, the Administration presents their number and we present ours. We are way behind the market and cannot compete for highly qualified firefighters. We have the riskiest environment there is. We are going to try to be constructive. It is a good idea to have representatives from the insurance companies to come here and explain the increases.

TO AMEND SECTION 146-26 (B), (C), (D), (E) AND (F) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA

07-O-0871 (2) An Ordinance by Finance/Executive Committee to Amend Section 146-26 (b), (c), (d), (e) and (f) of the Code of Ordinances of the City of Atlanta, so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Debt Levy, City Parks Levy, School Operating Levy, School Debt Levy and the Special Tax District Levy; to provide that the Tax Rates established herein shall remain fixed each year until Amended or Repealed; and for other purposes.

FAVORABLE ON FIRST READ**TO REDUCE THE SCHEDULED INCREASES FOR MONTHLY WATER AND SEWER RATES FOR CITY OF ATLANTA, GEORGIA**

07-O-0872 (3) An Ordinance by Finance/Executive Committee to reduce the scheduled increases for monthly Water and Sewer Rates for the City of Atlanta, Georgia, and to apply base charges, to be charged all residents, premises, and facilities served by the Water and Sewer System of the City as authorized by Chapter 154, Article III Division 3, Sections 154-111 and 154-112 (Water Rates and Charges) and Chapter 154, Article V, Division 3, Sections 154-276 and 154-277 (Sewer Rates and Charges); to Amend Chapter

154, Article III, Division 3, Section 154-115 (Residential Customers served through single meter) to redefine the billing procedures for Water and Sewer Users in condominium and apartment buildings serviced by one water meter; and for other purposes.

FAVORABLE ON FIRST READ

TO REQUEST THAT GEORGIA'S UNITED STATES SENATORS SAXBY CHAMBLIS AND JOHNNY ISAKSON SIGN AND SUPPORT SENATORS NORM COLEMAN AND PATRICK LEAHEY'S LETTER

07-R-0873 (1)

A **Amended** Resolution by Finance/Executive Committee by the Atlanta City Council requesting that Georgia's United States Senators Saxby Chamblis and Johnny Isakson sign and support Senators Norm Coleman and Patrick Leahey's letter to the United States Senate Appropriations Committee urging appropriation of \$4.1 billion for the Community Development Block Program for the upcoming fiscal year; and for other purposes. **(Finance/Executive Committee Amendment corrects Mr. Coleman's name in the third Whereas, 5/2/07)**

FAVORABLE AS AMENDED

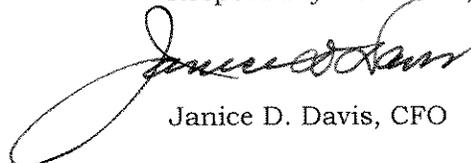
Councilmember Moore stated that she wanted to offer an Amendment to correct Mr. Coleman's name in the third Whereas Clause. Councilmember Hall offered a motion to **Approve as Amended, 6 Yeas.**

Chairperson Shook stated that we are Holding the Budget and Water Rate papers.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:00 p.m.

Respectfully submitted,



Janice D. Davis, CFO

Charlene Parker
Recording Secretary

"The Department of Finance... because customer service is important to us."