

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, October 10, 2007 at 1:00 p.m. in Committee Room #2, City Hall South, 2<sup>nd</sup> Floor.

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

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 Felicia A. Moore, Clair Muller, Jim Maddox, Cleta Winslow and Kwanza Hall. Other Departmental staff was present as well.

The Agenda was adopted as printed with two new Resolutions. Minutes of the September 26, 2007 Regular Finance/Executive Committee were adopted.

Continuing, Chairperson Shook stated that we have two proposed Walk-Ins. One is for \$3.2 million dollars for Oracle funding to continue work after the program is up and running and the other one is for \$40 million dollars with Motorola. Councilmember Moore asked for an explanation as to why they are just now coming in. CFO Davis responded that we had to wait until the Capital Budget was approved before we could introduce the ERP paper to put additional funds on the contract.

**Ms. Luz Borrero:** Deputy Chief Operating Officer of the Mayor's Office addressed the Committee by stating that we have been negotiating this contract over the last two and a half months. It has been difficult because of the complexity of the project. The most compelling reason is because we have a schedule for testing the systems. The communication of the radio waves need to be tested when there is high signal volume on them. We need to initiate the project in November. The Agenda was approved as amended.

#### **CONSENT AGENDA**

#### **TO AMEND THE CODE OF ORDINANCES IN ORDER TO PROVIDE THE ELIGIBILITY REQUIREMENTS**

07-O-2148 ( 1)                      An Ordinance by Finance/Executive Committee to amend the Code of Ordinances in order to provide the eligibility requirements for purchase of prior service credit by former members of the Fulton County Fire Department who transfer to the City of Atlanta Fire Department.

#### **FAVORABLE ON FIRST READ**

#### **REGULAR AGENDA**

#### **TO ANTICIPATE AND APPROPRIATE (3,996,876.40)**

07-O-2140 (1)                      An Ordinance by Councilmember Howard Shook Anticipating and Appropriating three million nine hundred ninety six thousand eight hundred seventy six dollars and forty cents (\$3,996,876.40) from First Municipal Credit Company, LLC for the financing of multispace parking meters, throughout the City; and for other purposes.

#### **FILED**

Chairperson Shook stated that the Administration wants this paper Filed. Councilmember Maddox asked why. CFO Davis responded that the paper is inappropriate. The funding is not permitted under the State of Georgia Constitution.

**TO APPROPRIATE THE AMOUNT OF \$70,155.00**

07-O-2143 (2) An Ordinance by Councilmember Jim Maddox **as Substituted by Finance/Executive Committee (1), 10/10/07** Appropriating the amount of \$70,155.00 for the purpose of providing Service Grants to various Advisory Committee on International Relations (ACIR) Member Organizations; and for other purposes. **(Finance/Executive Committee Substitute to correct Fund, Account and Center Number, 10/10/07)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute to correct Fund, Account and Center Number. Councilmember Maddox stated that this is the annual paper for ACIR. He then offered a motion to **Approve on Substitute, 4 Yeas.**

**TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO UTILIZE THE STATE OF GEORGIA CONTRACT S-000546-042**

07-R-2116 (1) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize the State of Georgia Contract S-000546-042 with Cisco Systems, Inc. for the purchase of Cisco Security and Wireless Equipment on behalf of the Department of Watershed Management in an amount not to exceed one hundred thirty-eight thousand two hundred thirty-one dollars and twenty cents (\$138,231.20); all contracted work shall be Charged To and Paid From Fund Account and Center Number 2J21 (Water and Wastewater Renewal & Extension Fund) 521105 (Supplies, Non-Consumable) Q65301 (Water System Repair – Chastain); and for other purposes. **(Finance/Executive Committee Substitute corrects the Title Name, 10/10/07)**

**FAVORABLE ON SUBSTITUTED**

Chairperson Shook stated that we have a Substitute.

**Ms. Sheila Pierce:** Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that this is to purchase wireless equipment. The vendor is under the State Contract. This will enable them to have access to the network. The Substitute corrects the Title Name. Councilmember Maddox offered a motion to **Approve on Substitute, 4 Yeas.**

**TO AUTHORIZE THE MAYOR TO ISSUE A WORK AUTHORIZATION/ TASK ORDER**

07-R-2117 (2) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment Agreement No. 3 with Rockdale Pipeline Inc./Integral Municipal Services, Inc., a Joint Venture, for FC-7712-04A, Annual Pipe Laying Services, on behalf of the Department of Watershed Management, in an amount not to exceed six million dollars (\$6,000,000); all contracted work shall be Charged To and Paid From Fund Account and Center Number 2H35 (2006 Airport Conrac Bond Fund) 573001 (FAC. Buildings) R21E070693CT (Conrac Center Amt). **(Finance/Executive Committee Substitute changes**

**contract to a Joint Venture and corrects the dollar amount, 10/10/07)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that there is a Substitute.

**Ms. Kathy Martin:** Deputy Chief Procurement Officer addressed the Committee by stating that the 1<sup>st</sup> Substitute makes sure that the dollar amount matches. The 1<sup>st</sup> one reads \$6.5 million dollars and the last one reads \$6 million dollars. The word Rockdale was added back from the 1<sup>st</sup> one. Councilmember Moore stated that she does not understand what is going on. Where are we now? Ms. Martin responded that this is a Watershed contract that Aviation wants to use. The Amendment #3 is for the \$6 million dollars.

**Mr. Mario Diaz:** of the Department of Aviation addressed the Committee by stating that the City of College Park will provide the water. We have studied the water system at the Airport. We have a 20 foot range and this contract will allow that. Councilmember Maddox offered a motion to **Approve on Substitute, 4 Yeas.**

**TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT, ON A SOLE SOURCE BASIS UNDER SECTION 2-1191**

07-R-2118 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement, on a Sole Source basis under Section 2-1191 of the City's Code of Ordinances, with the Mitre Corporation for Safety Analysis for Taxing Under Approach Operations at Hartsfield-Jackson Atlanta International Airport, for a cost to the City not to exceed \$278,250 to be Charged To and Paid From Fund, Account and Center Number 2H21 (Airport Renewal and Extension Fund) 574001 (FAC. Other Than Buildings) R21E60979999 (Building Maintenance – P&D); and for other purposes.

**FAVORABLE**

Mr. Diaz stated that this paper authorizes the Department of Aviation to participate in a joint study sponsored by the Department of Aviation and Mitre Corporation. Chairperson Shook asked why is this a Sole Source? Mr. Diaz responded that Mitre is a Sole Source. It was originally based in Massachusetts. We would have to do some cost benefit analysis. Councilmember Hall offered a motion to **Approve, 6 Yeas.**

**TO CORRECT THE MONTHLY PAYMENT AMOUNT OF A LEASE AGREEMENT RENEWAL**

07-R-2126 (4) A Resolution by Finance/Executive Committee to correct the monthly payment amount of a Lease Agreement Renewal contained in Resolution 07-R-1353 adopted by the Atlanta City Council on July 2, 2007 and approved by the Mayor on July 5, 2007; and for other purposes.

**FAVORABLE**

Chairperson Shook offered a motion to **Approve, 6 Yeas.**

**TO AUTHORIZE THE MAYOR, ON BEHALF OF THE OFFICE OF GENERAL SERVICES**

07-R-2127 (5) A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the Office of General Services, to enter into

Renewal and Amendment Agreement No. 2 with Johnson Controls, Inc., for FC-7657-04, Service, Repair and Maintenance to Heating, Ventilation and Air Conditioning (HVAC) System, to include adding sites and funding, for the Department of Public Works, Office of Traffic & Transportation and the Office of Solid Waste Services, in an amount not to exceed forty thousand dollars (\$40,000.00). All contracted work shall be Charged To and Paid From the Fund, Account, and Center Numbers listed herein; and for other purposes.

**HELD**

**Ms. Perceta Watkins:** addressed the Committee by stating that we want to Hold this paper. We are waiting for other Departments to get their funding together.

**TO AUTHORIZE THE MAYOR, ON BEHALF OF THE OFFICE OF GENERAL SERVICES**

07-R-2128 (6)

A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the Office of General Services, to enter into Amendment Agreement No. 2 with Dothan Security Inc., for FC-600500788B, Citywide Security Guard Services, to include additional sites and funding, for the Office of Traffic & Transportation, the Office of Solid Waste Services and the Office of General Services in an amount not to exceed one million three hundred fifteen thousand nine hundred ninety dollars (\$1,315,990.00). All contracted work shall be Charged To and Paid From the Fund, Account, and Center Numbers listed herein; and for other purposes. **(Finance/Executive Committee Substitute removes Solid Waste and changes the name from General Services to Facilities Management, 10/10/07)**

**FAVORABLE ON SUBSTITUTE**

Ms. Watkins stated that the funding and sites were omitted when the contract was done. The Substitute changes the name from Office of General Services to Facilities Management and removes Solid Waste. Councilmember Maddox offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO EXECUTE THE FIRST AMENDMENT**

07-R-2129 (7)

A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to execute the First Amendment to the Agreement between the City of Atlanta and DMJM Aviation, Inc./S.L. King Technologies, Inc., JV for FC-6006007881, Citywide On-Call Information Technology Staffing, on behalf of the Department of Information Technology, in an amount not to exceed two hundred fifty seven thousand four hundred thirty seven dollars and fifty cents (\$257,437.50); all funds shall be Charged To and Paid From Fund Account and Center Number 1A01 (General Fund) 524001 (Consultant/Prof. Services) E21001 (IT Security); and for other purposes.

**FAVORABLE**

**Mr. Mark Campbell:** Acting Chief Information Technology Officer addressed the Committee by stating that there is a lack of projects in that area. All projects will be funded through the Project Budget instead of the Operating Budget. Councilmember Moore asked what is the \$257,437.50 for? Mr. Campbell responded that it is for work

that is already performed. The work was originally slated under the contract. The Department of Information Technology exceeded that amount. Councilmember Hall stated that we did Change Orders for the same vendors. Councilmember Moore stated that she has a problem with having people do work then do legislation to pay them. What is the company's entire authorization? Mr. Campbell responded \$1.2 million dollars. Councilmember Moore asked if this is over their authorization. CFO Davis asked if the other Departments used their \$400,000. Mr. Campbell responded that we have not exceeded the \$1.2 million dollars. Councilmember Winslow stated that we need to pay these people. This is not out of the original scope. Mr. Campbell responded that the \$1.2 million dollars becomes \$1.4 million dollars so it won't affect other Departments allocations. The IT portion is \$400,000.00. Chairperson Shook stated that Mr. Campbell is trying to correct it. He then offered a motion to **Approve, 6 Yeas.**

**TO SUPPORT THE GRADY HOSPITAL BOARD'S DECISION TO STUDY A NON-PROFIT GOVERNANCE MODEL FOR GRADY HOSPITAL**

07-R-2134 (8)

A Resolution by Councilmember Kwanza Hall **as Substituted by Finance/Executive Committee (1), 10/10/07** supporting the Grady Hospital and its operation as Grady Hospital and its continuous operation. **(Finance/Executive Committee Substitute changes Caption, Finance/Executive Committee Amendment adds Fulton and DeKalb Counties, the Governor, the General Assembly and the Georgia Delegation, 10/10/07)**

**FAVORABLE ON SUBSTITUTE AS AMENDED**

Councilmember Hall stated that he met with the Executive Director of Grady and he gave him some background information. Councilmember Moore asked if you are supportive of this. Have you talked to the Board members? Councilmember Hall responded no. We as a Council should be part of the conversation. Councilmember Moore stated that she wants to make sure that we are doing something supportive. This may not be the only thing that they are studying. Is this Board asking us to do this? If we make a statement, we should have a position. Unless someone from the Board is asking for our support, they have already studied it. What are we supporting if they are already doing it? Councilmember Hall stated that it came from a conversation he had with the new CEO. Councilmember Moore stated that this Resolution is cloudy. Councilmember Winslow stated that Fulton County Commissioners took a vote about making it a private hospital. Councilmember Hall stated that he did not know what she was referring to. Councilmember Maddox stated that our position should be to support Grady Hospital. Most people in the metro area use Grady Hospital. Different agencies send a lot of the mentally ill to Grady as well. He would like to see the Resolution redrafted with the help of a City Attorney to support Grady Hospital. Councilmember Moore stated that she supports the language Councilmember Maddox suggested. This is a Statewide issue.

**Mr. Greg Pridgeon:** Chief of Staff addressed the Committee by stating that the Mayor will agree with the policy decision. She may want to add to Councilmember Hall's Resolution. Councilmember Maddox stated we don't want to send an unclear message. Councilmember Muller stated that ARC did a Resolution to support Grady Hospital.

**Mr. Carey Duncan:** addressed the Committee by stating that Councilmember Hall should be commended. He has taken the ball and ran with it. Councilmember Winslow asked if we should add Fulton and DeKalb Counties Board of Commissions, the Governor, the General Assembly and the Georgia Delegation. Mr. Pridgeon responded that in the first Section instead of City Council we should put the City of Atlanta and put the same language in the Caption.

**TO SUPPORT H.R. 2447 TO ESTABLISH AN ENERGY AND ENVIRONMENT BLOCK GRANT PROGRAM**

07-R-2138 (9) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes.

**HELD**

Chairperson Shook stated that in Briefing there was no one present. He learned that this is legislation that was introduced in May and referred to House Science and Technology. It has 23 sponsors. It is a Block Grant of \$20 billion dollars to be distributed over four years. He needs to see a cost benefit study. Councilmember Moore stated that she has not heard of this one. Is it going to be at the expense of another Block Grant? She will not be able to support it today without further research. Councilmember Muller stated that she has not seen it either. We contemplated doing a new Trust Fund for water, but it did not get out of the Concept Study Committee. Councilmember Maddox agrees, it probably has good intent and a positive point. He would rather we Hold it. Chairperson Shook stated that he would like the revelation from the Congressional field. Mr. Pridgeon stated that we have our lobbyist in DC and they could give us a report. Councilmember Maddox stated that we need a status report from them anyway.

**TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007**

07-R-2139 (10) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes.

**HELD**

Chairperson Shook stated that this Resolution is the Homebuyers Protection Act that protects the Truth and Lending Act. The Bill is attached to the legislation. Councilmember Maddox asked if the design is to prevent foreclosures. Councilmember Moore stated that she would pass on this one. There are about 100 pieces of similar legislation before Council now. Chairperson Shook asked that the lobbyist look at this legislation as well.

**TO ESTABLISH PROCEDURES FOR ENTERING INTO QUALIFIED INTEREST RATE MANAGEMENT AGREEMENTS FOR DEBT**

07-R-2149 (11) A Resolution by Finance/Executive Committee establishing procedures for entering into Qualified Interest Rate Management Agreements for debt.

**FAVORABLE**

**Ms. Melanie Wallace:** Senior Assistant City Attorney addressed the Committee by stating that this Resolution will replace the previous one because the State Law is no longer valid.

**Mr. Ken Nabors:** addressed the Committee by stating that in 2005 the Interest Rate Agreement Law was adopted. The 2001 Swap Policy was for prior Swaps. It was for certain provisions. We had to go back and recognize the change in the new State Law. It sets annual requirements. It requires an Interest Management Plan before you can enter into any Swap Plan. Chairperson Shook stated that we are updating our process and then there is a new Agreement. Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

**TO REGARD THE APPROVAL OF AN INTEREST RATE MANAGEMENT PLAN**

07-R-2150 (12) A **Substitute** Resolution by Finance/Executive Committee regarding the approval of an Interest Rate Management Plan consistent with the provisions of O.C.G.A. § 36-82-250, et. seq.; the approval of the form of the Qualified Interest Rate Management Agreement (referred to as a “Qualified Hedge Agreement” or an “ISDA Agreement”) to be used by the City; authorizing the Mayor (or such other proper officers of the City) to enter into one or more Qualified Hedge Agreements related to the City’s Series 2000A Airport General Revenue Refunding Bonds and/or its Series 2000B Airport General Revenue Bonds and/or Refunding Bonds expected to be issued to refund all or a portion of such Bonds (collectively, the “2007 Swap Transaction”); authorizing the selection of one or more counterparties to serve as Qualified Hedge Providers with respect to the 2007 Swap Transaction on a limited competitive basis; authorizing the Mayor (or such other proper officers of the City) to establish final details of the Qualified Hedge Agreements and to execute and deliver one or more Qualified Hedge Agreements and any and all related schedules, annexes and confirmations and approving the conditions and criteria related thereto; authorizing the Mayor (or such other proper officers of the City) to execute and deliver certain other documents and agreements necessary or appropriate to effectuate the 2007 Swap Transaction; providing an effective date for this Resolution; and for other purposes. **(Finance/Executive Committee Substitute..., 10/10/07)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute.

**Ms. Dana Boone:** Chief of Debt and Investment addressed the Committee by stating that this is for the Airport 2000A and 2000B Bonds. The combined savings is \$23.7 million dollars. We won’t have exact numbers until we present it to the potential bidders. The proposals were similar and the amounts are subject to change. We decided to have the firms to bid on this transaction. Chairperson Shook asked where did the idea originate? Ms. Boone responded that the market presented the opportunity. Chairperson Shook asked if there is a set of metrics we monitor. CFO Davis responded that we get unsolicited proposals daily. We can’t wait for monitoring. This is one that we received multiple proposals on. We have every type of transaction that is possible. We are only limited by the amount of time we can devote. Councilmember Moore asked if the Substitute will be different than this one. Ms. Boone responded that we are working with the counter parties to get an agreement on the document.

**Mr. John Wilson:** Swap Council addressed the Committee by stating that this sets forth the parameter. This is the only Substitute. Councilmember Moore asked what is the set up of this transaction.

**Mr. Mike Garner:** Co-Sponsor of this transaction addressed the Committee by stating that this is presented by market dollar amounts. The term is flat. We are locking in today’s interest rate for the future. The interest rate would be 4.25% to 4.75% if done today. It would be an overall interest rate cost. Councilmember Moore asked for the term sheet. Ms. Boone responded that we have another one with more details about ten pages. Councilmember Moore asked if both were taxable. Mr. Garner responded that both transactions were tax exempted. The current interest rate on the Bonds range from 5% to 6.25%. It would become effective on January 1, 2008. Councilmember Moore asked if we would continue at the current rate until January 2008 and locking in a future rate. Mr. Garner responded 2000A is to 2021 and 2000B is to 2030.

Councilmember Moore asked if there are some thresholds. Mr. Garner responded that the Swap is a long term contract. Councilmember Moore asked what if it does not equal out. CFO Davis responded that the BMA relationship is still going to be maintained. We are taking out any risks that are not the City's risks. It is based on our creditworthiness. It is a perfect Hedge. Councilmember Maddox stated that it sounds like a good deal. He then offered a motion to **Approve on Substitute, 5 Yeas, 1 Abstention.**

**TO AMEND THE CODE OF THE CITY OF ATLANTA, GEORGIA**

06-O-0787 (1) An Ordinance by Councilmember Caesar C. Mitchell **as Substituted and Amended by Finance/Executive Committee #2** 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. **(Substituted and Held, 3/29/06 at the request of the Author); (Substituted and Held, 9/26/07)**

**FAVORABLE ON SUBSTITUTE AS AMENDED**

**Ms. Rhonda Dauphin Johnson:** Clerk of Council addressed the Committee by stating that in reviewing the Substitute it had some problems in it in the third Whereas. In the other part it amends a different Section that is already part of the Charter. To amend that Section of the Charter is not necessary. We need to delete **Section 2** in its entirety. Councilmember Maddox offered a motion to bring the Substitute forward. Councilmember Winslow asked if we can Substitute a Substitute. Ms. Johnson responded that it can be done here and on the Council floor as well. Councilmember Moore stated that it makes more sense. She then offered an amendment on **Section 3-C** to say five business days. She offered a motion to **Approve on Substitute as Amended, 6 Yeas.**

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

06-R-1667 (2) An **Amended** 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. **(Amended and Held, 8/16/06 at the request of the Committee to allow time pending additional review)**

**HELD**

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

06-O-1924 (3) 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 until such time that the community sponsor**

**requests that the annexation application be withdrawn, it expires or the annexation process is restarted)**

**HELD**

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

06-O-1926 (4) 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 until such time that the community sponsor requests that the annexation application be withdrawn, it expires or the annexation process is restarted)**

**HELD**

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

06-O-2250 (5) 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 at the request of the Law Department)**

**HELD**

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

07-O-0138 (6) 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 at the request of the Department of Procurement for an additional study)**

**HELD**

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

07-O-0622 (7) 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 pending a Substitute to include other Projects)**

**HELD**

**TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW, ATLANTA, GEORGIA, 30331**

07-O-0623 (8) 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 14<sup>th</sup> 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 to ensure annexation procedures are executed appropriately)**

**HELD**

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

07-O-0624 (9) 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 pending review to determine additional properties contiguous to the City are identified and included in the annexation)**

**HELD**

**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY**

07-O-0968 (10) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Orkney/Lanark Drive 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. **(Held, 5/16/07 due to State requirement)**

**HELD**

**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE HUNTINGTON COMMUNITY (POMPEY DRIVE/OLD FAIRBURN ROAD)**

07-O-0969 (11) An Ordinance by Councilmember Jim Maddox to provide for the Annexation of land known as the Huntington Community (Pompey Drive/Old Fairburn Road) 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, 5/16/07 due to State requirement)**

**HELD**

**TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA**

07-O-0974 (12) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

**HELD**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

07-R-1086 (13) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Chapter 2, Article X, Division 15, Section 2-1601 et. Seq. of the City of Atlanta Code of Ordinances, utilizing State of Georgia Contract #SWC50755 with Bank of America, N.A., on behalf of the Department of Finance, for the use of Bank of America Visa purchasing cards and associated services; and for other purposes. **(Held, 5/30/07 pending receipt of documentation that the recommendations from the Credit Card Audit are met)**

**HELD**

**TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE IN THE AMOUNT OF \$4.50**

07-O-1087 (14) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to allow the City to impose a verification/convenience fee in the amount of \$4.50 on credit cards users, on-line payment users, electronic check users, or interactive voice response users submitting payments for fees and/or fines imposed by the City of Atlanta such as those associated with traffic enforcement and Water and Wastewater City Services; to recover the cost the City pays to third-party vendors to process such payments; all collected funds will be deposited into various Fund, Account and Center Numbers; and for other purposes.**(Referred back to Finance/Executive Committee by Council, August 20, 2007); (Held, 8/29/07)**

**HELD**

**TO SUPPORT THE EMPLOYEE FREE CHOICE ACT**

07-R-1904 (15) A Resolution by Councilmember Joyce M. Sheperd that encourages Members of the United States Congress to support the Employee Free Choice Act which authorizes the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them. **(Held, 9/12/07 at the request of the Committee to discuss with the Author)**

**HELD**

**TO AUTHORIZE A ONE-TIME BONUS PAYMENT OF \$100.00**

07-O-1936 (16) An Ordinance by Finance/Executive Committee to authorize a one-time bonus payment of \$100.00 (one hundred dollars) to regular employees paid from FAC 1A01 511001 M3XXXX location Code 11D in the Department of Public Works, Solid Waste Services, and to authorize an advance wage payment of \$600.00 (six hundred dollars) to regular employees paid from FAC 1A01 511001 M3XXXX location Code 11D in the Department of Public Works, Solid Waste Services who elect to receive the advance wage payment; and for other purposes. **(Held and Planned for information sharing sessions, 9/26/07)**

### **HELD**

Chairperson Shook stated that we will not vote on this paper today. Councilmember Maddox suggested that it will be appropriate to hear from the Union Representative. We don't need to hear from everybody today. Chairperson Shook stated that we are putting it off for the Administration to get questions from the Unions. CFO Davis added that the information requested is with KPMG and they are preparing a response. Chairperson Shook stated that there will be plenty of opportunities for general comments.

**Ms. Nancy Lank:** addressed the Committee by stating that we have had meetings with the Administration. Our Committee thought that there would be action taken on this paper today. Our visit is not in vain. We are still doing an investigation of our own. She suggests that the people still be able to speak.

**Mr. Russell Banks:** Union Steward of Lakewood Solid Waste Division addressed the Committee by stating that his people have given up their vacation time to come here and speak. Councilmember Maddox stated that it may be wise to go back to work and come back when we act on it. Councilmember Moore stated that we should hear from them now since they are already here.

**Ms. Karen Griffin:** addressed the Committee by asking the Committee if they think we are living better because we got a 2.6% raise. We have mortgages and car notes. The 2.6% only covered increased health care costs. We have to deal with a lot of hazardous and dangerous situations. She has been trying to figure out how to pay her bills. Please leave sanitation's pay schedule the way it is.

**Mr. Alonzo Thomas:** addressed the Committee by stating that we could change the schedule at another time. The new Administration may change it back. This is really hurting people and the morale is already down. We don't make that much money.

**Mr. Reginald White:** of Maddox Park addressed the Committee by stating that he does not make much money. You need to go back and come up with a better solution.

**Mr. Marlo Malone:** addressed the Committee by stating that he asked that you be fair. If we don't do the job you would have to find someone who will. He spends \$65 a week for after school care in order to come to work. We will be put in a higher tax bracket by getting paid biweekly.

**Mr. Marlo Daniels:** addressed the Committee by stating that our budget is based on a weekly pay check. This will be catastrophic. This will be happening around Christmas time. We are not asking for sympathy we want respect. How can it be cheaper to go to two weeks? Please be fair.

**Mr. Dave Walker:** addressed the Committee by stating that he has two proposals. It is inconsistent to say what you don't like. The City Council can vote to pay everybody once a week. Why can't that happen? You have an option.

Continuing, Councilmember Moore stated that her concern is that the discussion needs to be not at the time of making a decision. Why can't this be phased in and do it later? CFO Davis responded that it is scheduled to happen in December because Oracle is to come into affect January of next year. In order to have everyone be in the system from day one, we need to do it then. It would require putting the implementation on hold if we don't do it this year. Councilmember Moore asked if it would affect the entire payroll implementation or part of it. Is it all or nothing? CFO Davis responded that we can't run from two different systems. Councilmember Moore stated that she is hearing concerns from the other pay groups as well. Maybe we shouldn't change it at all if it is not right.

**ITEMS NOT ON AGENDA****TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

07-R-2162 (1) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. Seq. of the City of Atlanta Code of Ordinances, utilizing the State of Georgia Contract GS-35F-0009T with Oracle USA, Inc. for continued staffing services on a time and materials basis through June 30, 2008, on behalf of the Department of Finance, in an amount not to exceed three million one hundred ninety five thousand nine hundred thirty eight dollars and no cents (\$3,195,938.00); all contracted work to be Charged To and Paid From Fund Account and Center Number 1C51 (Capital Finance Fund) 524001 (Consultant/Prof. Services) T33401 (ERP Project); and for other purposes.

**FAVORABLE**

**Mr. Ray Zies:** Controller addressed the Committee by stating that this Resolution allows us to maintain the current resources of Oracle until March 2008. Once the Capital Budget was approved we were able to go forward with this Resolution. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH MOTOROLA, INC.**

07-R-2163 (2) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into an Appropriate Contractual Agreement with Motorola, Inc., for FC-6007000017, Radio System Upgrade, on behalf of the Office of the Mayor, for a period of fourteen (14) months, in an amount not to exceed \$40,153,161.00, to be charged to and paid from Fund Account and Center Number 1C51 (Capital Finance Fund) 524001 (Consultant/Professional Services) D45C05059999 (Fire/Police Joint 10-Radio Project Upgrade); and for other purposes.

**FAVORABLE**

**Ms. Luz Borrero:** Deputy Chief Operating Officer addressed the Committee by stating that the reason for this Legislation is that the City must replace the current system. We are no longer being covered by the current manufacturer. This is technology that has already been updated. The old system is not maintainable. Our Police and Fire will need the new system because they cannot move the old analogue system. The new system will be a digital system. It is guaranteed for 17 years. It provides greater signal penetration. It also gives us capability of a back up system. It improves our coverage with other jurisdictions. It gives alerting systems in our fire stations. The system offers new improvements. It has voice technology. It also is upgradable. A portion of the new system is supported through a federal grant. This system is structured with a core infrastructure. The sub systems are supporting systems that enable communication and back up sites. We will have opportunities for upgrading the software. The cost is \$14,616,000.80 and the integration is a combination of \$8,440,218. The other pieces are \$18 million dollars. We are benefiting from scams that companies are providing. The total estimated cost is \$40,153,161.00. We did a total proposal evaluation. This system will be purchased through a lease purchase agreement. If the agreement is approved, the entire project will be implemented in November 2007 and finished by January 2008. Councilmember Maddox asked if it was anticipated at some point to do this. Did you have a Budget for it? Ms. Borrero responded that when the contract was

initiated the Administration was not aware of the cost. Councilmember Maddox asked about the federal funding. Ms. Borrero responded that there are grants for some of the components of the system. She does not have the figure, but will provide it at a later date. Councilmember Moore asked what do other jurisdictions use? Ms. Borrero responded that most jurisdictions use similar systems we are planning to have in place. The Motorola Company dominates most of the State systems. This system is comparable to what other jurisdictions use and we can communicate with them. Councilmember Moore asked who can we not communicate with. Ms. Borrero responded that we communicate, but it is not sufficient. We will not have to cross over with the new system. Councilmember Moore asked who else has an analogue system. Ms. Borrero responded that she would provide a list that includes Cobb, DeKalb and Gwinnett Counties. Fulton County does not have one. We have had difficulties with analogue to analogue systems. Councilmember Moore asked about the analogue system with the digital system. Ms. Borrero responded that it would not work. We do it through integration. Councilmember Moore wants a list of the jurisdictions and the systems they are on. She then asked if Fulton County is on an analogue system, will they upgrade to digital as well. Have we consulted with Fulton County to maybe do a joint purchase of this system? Ms. Borrero responded that we gave them the opportunity, but they declined. Councilmember Moore asked if they have future plans of upgrading. Ms. Borrero responded that she would ask them. She cannot speak for them. Councilmember Moore asked about fire station alerting. Ms. Borrero responded that they will receive an alert and it enables them to respond to emergency situations. It also enables a much faster and efficient capability. What they have now is a manual system. Councilmember Moore asked if this involves 911. Ms. Borrero responded that it has an interface with DeKalb's system. Councilmember Winslow stated that in the Public Safety Committee about three years ago we talked to Fulton County and we were all trying to see how to save money on another system. With the annexations taking place, Fulton County pulled back. With spending this money we should be able to communicate with other jurisdictions. Ms. Borrero responded that we have those assurances. Councilmember Winslow asked Ms. Borrero to come to the next Public Safety Committee meeting and do this presentation. Councilmember Maddox asked if the cost was anticipated and where is the money coming from. Ms. Borrero responded that Motorola is financing it. We are doing a ten year lease purchase at 2.23%. Councilmember Hall asked what is the impact to the General Fund? Ms. Borrero responded that we don't have the figures with us. It should be around \$4 or \$5 million dollars a year. Councilmember Hall stated that we are not putting our priorities where it needs to be. We need to get more Police Officers trained. Ms. Borrero responded that we are focusing on our priorities. Councilmember Hall stated that we are putting the cart before the horse. Councilmember Winslow stated that the radios do need to be replaced. We need to do it as soon as possible. Ms. Borrero responded that the Police and Fire Departments have been deeply involved with us implementing this project. They have pointed out the longevity of the old system. Chairperson Shook stated that we need law enforcement to communicate with each other. He then asked about having one vendor to do it. Ms. Borrero responded that after Police and Fire came to us we determined the need for a new system. The need assessment came from the technical design of the system. We did not have all of the expertise to do that. Motorola was the only responder who had the qualifications. We then issued a RFP and Motorola was the only bidder. The proposal was elevated at \$78 million dollars and we began a process and determined the components for the system. We were able to downsize the original cost. We believe that this is a complex system and will have important requirements. Motorola currently dominates the radio market. They have been our provider since 1995. Councilmember Maddox offered a motion to **Approve, 3 Yeas, 2 Abstentions.**

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 4:20 p.m.

Respectfully submitted,

Janice D. Davis, CFO

Charlene Parker  
Recording Secretary

***“The Department of Finance... because customer service is important to us.”***