

AN ORDINANCE
BY: COUNCILMEMBER FELICIA A. MOORE

07-O-0976

AS AMENDED
BY: FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE TO REQUEST AND AUTHORIZE THE CITY AUDITOR THROUGH THE AUDIT COMMITTEE TO CONDUCT AN INDEPENDENT AUDIT OF THE DEPARTMENT OF AVIATION CONSOLIDATED RENTAL CAR FACILITY PROJECT (CONRAC); AND FOR OTHER PURPOSES.

WHEREAS, the City Council adopted and the Mayor approved resolution 05-R-1506 September 19, 2005 and September 27, 2005 respectively, which authorized execution of Project Number 3004007808 Consolidated Rental Car Facility (CONRAC) Construction Manager at Risk with Austin Commercial, LP/PRAD Group, Joint Venture in an amount not to exceed \$211,089,205.00; and

WHEREAS, the City Council adopted and the Mayor approved resolution 06-R-2731 November 20, 2006 and November 28, 2006 respectively, which increased the maximum project budget by \$24,513,982.00 to an amount not to exceed \$235,603,187 to cover construction cost increases due to increases in the cost of fuel, concrete and steel; and

WHEREAS, during discussion of the request to increase the CONRAC Project budget, the Aviation General Manager assured the Transportation Committee and Council that no additional increases to the CONRAC Project budget would be forthcoming ; and

WHEREAS, at an April 23, 2007 joint Transportation and Finance/Executive Committees work session, which included an update of the CONRAC Project, the Aviation General Manager indicated that the cost of the Project would increase and would require approval of additional funds to be determined at a later date ; and

WHEREAS, the City Council desires to exercise its oversight to ensure that the CONRAC Project is managed appropriately without undue waste and cost increases; and

WHEREAS, the City Council recognizes the need to enlist the assistance of individuals with specialized skills in evaluating airport construction management projects to augment its oversight responsibility; and

WHEREAS, the Atlanta City Internal Auditor through the Audit Committee is charged with the responsibility to conduct performance and financial audits of all departments, offices, boards, activities, and agencies of the city in order to independently determine whether departments, offices, or agencies are acquiring, managing, protecting, and using its resources, including public funds, personnel, property, equipment, and space, economically, efficiently, and effectively and in a manner consistent with the objectives intended by the authorizing entity or enabling legislation; and

WHEREAS, the Council is interested in requesting and authorizing the City Internal Auditor to conduct an independent audit of the CONRAC Project before requests for additional funds are put forth; and

WHEREAS, the City Internal Auditor does not have staff on hand with the specialized knowledge of airport construction management project analysis; and

WHEREAS, due to the magnitude of the CONRAC Project and the possible expenditure of funds that may not need to be made, an emergency situation may be constituted; and

WHEREAS, the City Council desires to evoke Sec. 2-1192 of the City Procurement Code, Emergency procurement to allow the City Internal Auditor to contract with outside personnel to assist in an audit of the CONRAC Project; and

WHEREAS, the City Council desires that the cost of the contract for outside personnel to assist the City Internal Auditor be paid from Department of Aviation funds.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

SECTION ONE: That the City Internal Auditor is requested and authorized, through the Atlanta Audit Committee, to conduct an audit of the Consolidated Rental Car Facility (CONRAC) Project at Hartsfield-Jackson Atlanta International Airport.

SECTION TWO: That the Procurement Chief work with the City Internal Auditor to procure on an expedited basis a contract with outside persons or firms with expertise in Aviation Construction Management and Evaluation to assist and be under the direction of the City Internal Auditor in the audit of the CONRAC Project.

SECTION THREE: That the cost of contracting with outside persons or firms with expertise in Aviation Construction Management and Evaluation be paid from an appropriate Department of Aviation Account.

SECTION FOUR: The procurement requirements set forth in the City's Charter and Code of Ordinances, including but not limited to those in the Procurement and Real Estate Code be waived.