07-O -1798

AN ORDINANCE
BY

AN ORDINANCE AUTHORIZING BUSINESS TRAVELER SERVICES, INC. TO PROVIDE, AND THE CITY TO ACCEPT, AIRPORT BUSINESS SERVICES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT UNDER THE TERMS SET FORTH IN CONTRACT FC-6215-95, BEGINNING SEPTEMBER 1, 2007 AND CONTINUING UNTIL THE CITY PROCURES AND EXECUTES A NEW AGREEMENT FOR AIRPORT BUSINESS SERVICES, BUT NOT TO EXTEND BEYOND JANUARY 31, 2008; AUTHORIZING THE CITY TO WAIVE THE COMPETITIVE SOURCE SELECTION REQUIREMENTS CONTAINED IN SECTION 2-1187, 2-1188, AND 2-1189 OF ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, AS WELL AS ANY OTHER CONFLICTING PROVISIONS OF THE CITY OF ATLANTA CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City"), as owner and operator of the Hartsfield Jackson Atlanta International Airport (the "Airport") entered into Concession Agreement FC-6215-95 (the "Lease") with Business Traveler Services, Inc. ("BTS"), which became effective on January 31, 1996, for the establishment and operation of Airport business services concessions in designated locations in the Central Passenger Terminal Complex at the Airport; and

WHEREAS, as the result of various amendments, the term of the Lease was extended through October 31, 2006; and

WHEREAS, on October 18, 2006, the Chief Procurement Officer authorized a ninety-day administrative extension of the Lease, through January 29, 2007, pursuant to Section 2-1206 of the City of Atlanta Code of Ordinances; and

WHEREAS, during the term of the administrative extension, the Department of Aviation determined that the procurement of Airport business services would not be completed prior to January 29, 2007; and

WHEREAS, by Ordinance 06-O-2703, the City Council approved the extension of the Lease, on a month-to-month basis, through August 31, 2007; and

WHEREAS, the Departments of Procurement and Aviation have determined that additional time will be required to ensure fairness and maximize competition in the procurement of new Airport business service concessions; and

WHEREAS, it is in the City's best interest to provide for the continuation of Airport business services until such time as the procurement of a new business services agreement has been completed; and

WHEREAS, the Aviation General Manager and Chief Procurement Officer have recommended that BTS be authorized to continue providing airport business services, uninterrupted, and the City be authorized to accept such services, under the terms set forth in Contract FC-6215-95, until such time as a new contract for airport business services has been procured and executed.

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

SECTION 1: That Business Traveler Services, Inc. is authorized to provide airport business services, and the City is authorized to accept such services, under the terms set forth in Contract FC-6215-95, beginning on September 1, 2007 and continuing until the City procures and executes a new agreement for Airport business services, but not to extend beyond January 31, 2008.

SECTION 2: That all ordinances or parts of ordinances in conflict with this ordinance, including, but not limited to Section 2-1187, 2-1188 and 2-1189 of the City of Atlanta Code of Ordinances, are waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption:

Council Meeting Date:

Requesting Dept.:

B. To be completed by the department :

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

AN ORDINANCE AUTHORIZING THE MAYOR TO EXTEND THE LEASE AGREEMENT FOR FC-6215-95, AIRPORT BUSINESS SERVICES CONCESSIONS, WITH BUSINESS TRAVELER SERVICES (BTS) ON A MONTH TO MONTH BASIS EXPIRING ON THE NEW CONTRACT EXECUTION DATE; AND AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE SOURCE SELECTION REQUIREMENTS CONTAINED IN SECTION 2-1187, 2-1188, AND 2-1189 OF ARTICLE X PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

2. Please provide background information regarding this legislation.