

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

07-*R*-0964

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH CLAYTON COUNTY WATER AUTHORITY TO ACCEPT A CREDIT ON FUTURE STORMWATER UTILITY FEES ASSESSED TO THE CITY OF ATLANTA FOR STORMWATER RUNOFF GENERATED FROM HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") is owner and operator of the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, the Clayton County Water Authority (CCWA) is implementing a stormwater utility fee for all landowners in the county; and

WHEREAS, the CCWA will assess the Airport a fee based on impervious surface area located in Clayton County that will amount in an annual stormwater utility fee of approximately \$800,000.00; and

WHEREAS, a stormwater utility fee credit ("Credit") program will also be instituted to allow landowners to reduce their fee up to 40%; and

WHEREAS, an agreement, which will commit the City to maintain our existing stormwater reduction and water quality enhancement measures at the Airport, is required between the City and the CCWA to receive the Credit; and

WHEREAS, the General Manager of the Department of Aviation recommends the execution of an agreement between the City and CCWA in order to receive the Credit.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to enter into an appropriate contractual agreement with the Clayton County Water Authority to receive a credit on future stormwater utility fees assessed to the City of Atlanta for stormwater runoff generated from Hartsfield-Jackson Atlanta International Airport.

BE IT FURTHER RESOLVED, that the Mayor is authorized to establish an escrow account to accept funds for the receipt of such Credits.

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by

the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to the Clayton County Water Authority.

Part II: Legislative White Paper

A. To be completed by Legislative Counsel:

Committee of Purview: Transportation

Caption: A RESOLUTION
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Council Meeting Date: May 21, 2007

Requesting Dept.: Aviation

B. To be completed by the department:

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

The purpose of this legislation is to allow the City to enter into an agreement with the Clayton County Water Authority (CCWA) to allow the City to receive a credit on upcoming stormwater utility fee payments that will be assessed by the CCWA.

2. Please provide background information regarding this legislation.

The CCWA is implementing a stormwater utility fee for all landowners in the County. Because the airport is partially located in Clayton County, CCWA will assess the airport an annual stormwater utility fee of approximately \$800,000. The fee is based on airport impervious surface area located in Clayton County. However, a credit program will also be instituted allowing landowners to reduce their fee up to 40 percent. An agreement between the City and the CCWA is required to receive the credit. The agreement commits the City to maintaining our existing stormwater reduction and water quality enhancement measures on the airport.

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc): Agreement
- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract: Five years

4. Fund Account Center (Ex. Name and number): N/A

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant* N/A

6. Fiscal Impact: N/A

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Tom Nissalke

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): M. Theresa Stewart



Contact Number: x6207

Originating Department: Department of Aviation

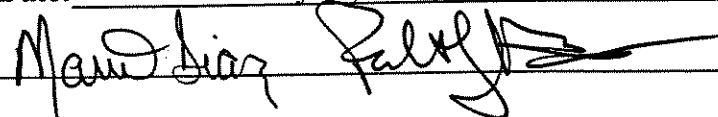
Committee(s) of Purview: Transportation

Council Deadline: May 7, 2007

Anticipated Committee Meeting Date(s): May 16, 2007

Anticipated Full Council Date: May 21, 2007

Commissioner Signature



Chief Procurement Officer Signature: N/A

CAPTION

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FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: _____

(date)

Received by LC from CPO: _____

(date)

Received by Mayor's Office: 5-1-07

(date)

Reviewed by: 

(date)

Submitted to Council: 5/7/07

(date)