

AGENDA
FINANCE/EXECUTIVE COMMITTEE
April 2, 2008
1:00 p.m.

A. ADOPTION OF AGENDA

B. APPROVAL OF MINUTES

C. DISCUSSION ITEM

1. Legislative Report-Megan Middleton

CONSENT AGENDA

D. ORDINANCES FOR FIRST READING

08-O-0630 (1) An Ordinance by Finance/Executive Committee to provide for the use of Passenger Facility Charge Revenues to fund the optional redemption of the Series 2004K-1 and Series 2004K-2 Bonds; and for other purposes. **(Favorable on First Read, 4/2/08)**

08-O-0631 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the 2008 Water and Wastewater Revenue Fund Budget, on behalf of the Department of Watershed Management, in the amount of \$6,366,316.14 by transferring funds from 2J01 (Water And Wastewater Revenue Fund) 791001 (Reserve For Appropriations) T11001 (Reservation Of Fund Appropriations) to 2J01 (Water And Wastewater Revenue Fund) 792001 (Reserve, Designated) T51019 (GEFA Loan-Water And Wastewater), to comply with Georgia Environmental Facilities Authority Loan Covenants; and for other purposes. **(Favorable on First Read, 4/2/08)**

08-O-0632 (3) An Ordinance by Finance/Executive Committee amending Chapter 114, Article VI, Division 4, of the Code of Ordinances of the City of Atlanta, Georgia entitled "Substance Abuse Policy" as it pertains to sworn employees of the Departments of Police, Fire and Rescue, Corrections, as well as all other employees of the various departments of the City of Atlanta who hold positions designated by the Commissioner of the Department of Human Resources as being safety-sensitive; to authorize the Commissioner of the Department of Human Resources to designate certain employment classifications as being safety-sensitive in accordance with applicable law, rules, and regulations, for the purpose of random drug testing; and for other purposes. **(Favorable on First Read, 4/2/08)**

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- 08-O-0633 (4) An Ordinance by Finance/Executive Committee to transfer Water and Wastewater Debt Service Reserve Accounts Interest Earnings, in the amount of \$12,903,984.93, by transferring \$1,857,445.58 from 2J27 (2001 Water and Wastewater Bond Fund) 781001 (Sinking Fund Requirement) T31Z04109999 (Debt Service Requirement), \$2,595,308.63 from 2J27 (2001 Water and Wastewater Bond Fund) 791001 (Reserve for Appropriation) T11001 (Reserve Of Fund Appropriations), \$8,451,230.72 from 2J28 (2004 Water And Wastewater Bond Fund) 791001 (Reserve for Appropriation) T11001 (Reserve Of Fund Appropriations), to 2J51 (Water And Wastewater Sinking Fund) 783010 (Interest Due) T65102 (Water and Wastewater Bond 2001A) (\$4,452,754.21), 2J51 (Water And Wastewater Sinking Fund) 783010 (Interest Due) T65106 (Water And Wastewater 2004 Bond) (\$8,451,230.72), for debt service payment; and for other purposes. **(Favorable on First Read, 4/2/08)**
- 08-O-0634 (5) An 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, to authorize the Chief Financial Officer to remit payment for outstanding invoices through December 31, 2007 to Cognos Corporation for Software, Services and Support, in an amount not to exceed \$927,771.63, to be charged to and paid from FDOA Number 1001. (General Fund) 200301. (NDP Unallocated Citywide Employee Expenses) 5212001. (Consulting/ Professional Services) 1540000. (Human Resources); to authorize the Mayor to execute appropriate Contractual Agreements with Cognos Corporation, for Consulting, License Maintenance and Training Services, on behalf of the Department of Finance, in an amount not to exceed \$439,200.00, to be charged to and paid from FDOA 3503. (Capital Finance Fund) 200300. (Non-Allocated Fund Expenses) 5999999. (Projects and Grants Budget- Summary) 153500. (Data Processing/ Management) 110013. (Cognos Budget Development) 91226 (GMA Loan 9999); and for other purposes. **(Favorable on First Read, 4/2/08)**
- 08-O-0648 (6) An Ordinance by Finance/Executive Committee to correct Ordinance Number 07-O-0870 Adopted by the Atlanta City Council on June 4, 2007 and Approved by the Mayor on June 12, 2007; and for other purposes. **(Favorable on First Read, 4/2/08)**

REGULAR AGENDA

E. ORDINANCES FOR SECOND READING

- 08-O-0499 (1) An Ordinance by Finance/Executive Committee (i) authorizing the extension of Contract No. FC-6760-97, Parking Management Services, with Parking Company of America, on a month-to-month basis until the execution of a new Contract or October 5, 2008, whichever is earlier; (ii) waiving the Competitive Source Selection Requirements of Sections 2-1187, 2-1188, 2-1189 and 2-1191.1 of the Code, as well as any other conflicting Code provisions; and (iii) for other purposes. **(Favorable, 4/2/08)**
- 08-O-0548 (2) An Ordinance by Councilmembers Howard Shook and Cleta Winslow to anticipate and appropriate reimbursement funds in the amount of three million four hundred seventy four thousand three hundred fifty seven dollars and ten cents (\$3,474,357.10) from Sprint Nextel as mandated by the Federal Communications Commission for the reimbursement of costs and direct payment of vendors associated with the reconfiguration of the City's 800 MHz Radio System; and for other purposes. **(Forward on Substitute on Condition, 4/2/08)**
- 08-O-0549 (3) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the annexation of land to the Corporate Limits of the City of Atlanta, Georgia; to provide for notification of the Department of Community Affairs of the State of Georgia of such annexation; and for other purposes. **(Favorable, 4/2/08)**
- 08-O-0550 (4) An Ordinance by Councilmembers Jim Maddox and Howard Shook to provide for the annexation of land known as 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. **(Favorable, 4/2/08)**

F. RESOLUTIONS

- 08-R-0560 (1) A Resolution by Councilmember Ivory Lee Young, Jr. authorizing the Mayor or her Designee to enter into a Contractual Agreement with the City of Atlanta Department of Housing in an amount not to exceed \$300,000.00, for recovery efforts from the Natural Disaster from the Tornado

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of March 14, 2008, which struck Atlanta under the 2007 Budget of the Westside TAD Fund from Fund Account and Center Number: 1B09 ***** *****; and for other purposes. **(File, 4/2/08)**

08-R-0639 (2) A Resolution by Finance/Executive Committee to amend the contract between the City of Atlanta and Astra Group, Inc. ("Astra Group") for FC-30070030, Swimming Pool Renovations at various sites, for the purpose of providing renovations to the Chastain Memorial Park Pool and Bath House and Rosa Burney Park Pool, by authorizing the Mayor to execute Change Order No. 2 with Astra Group, on behalf of the Department of Parks, Recreation, and Cultural Affairs, in an amount not to exceed \$1,151,859.00; all contracted services shall be charged to and paid from Fund, Account and Center Numbers: 3129 (2005 A Park Improvement Bond Fund) Dept. 140106 Account: 5413002 (Building Improvements) Fund Activity: 6220000, Project: 100190 (Swimming Pool Improvements City Wide) Funding Source: 91078 (Park Improvement Levy Rev. 9999) \$928,859.00; and 2502 (Empowerment Zone Fund), Dept 250101 (PCD Commissioner of DPCD), Account: 5239004 (Service Grants), Function Activity: 1320000 (Chief Executive), Project: 202684 (Greenspace Improvements To Recreation Facilities), Funding Source: 3094 (US HUD EZ Title XX 93 2 AGB0) \$223,000.00; and for other purposes. **(Favorable on Substitute, 4/2/08)**

08-R-0649 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No.1 to Contract FC-6006007915, Critical Safety Systems Support, between the City of Atlanta and Northrop Grumman Information Technology, Inc., on behalf of the Office of the Mayor, to add funding in an amount not to exceed \$800,000.00; all contracted work shall be charged to and paid from Fund, Account and Center Number 1C51 (Capital Finance Fund) 773002 (Construction In Progress) D45C05049999 (Fire & Police Joint Ten FAC-911 Call CTR); and for other purposes. **(Favorable, 4/2/08)**

G. PAPERS HELD IN COMMITTEE

06-R-1667 (1) 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;

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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)**

07-O-0138 (2) 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)**

07-O-0622 (3) 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)**

07-O-0623 (4) 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 to ensure annexation procedures are executed appropriately)**

07-O-0624 (5) 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)**

07-O-0968 (6) 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

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provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

07-O-0969 (7) 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); (File, 4/2/08)**

07-O-0974 (8) 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)**

07-R-1086 (9) 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)**

07-O-1087 (10) 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)**

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- 07-R-1904 (11) 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)**
- 07-R-2138 (12) 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, 10/10/07)**
- 07-R-2139 (13) 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, 10/10/07)**
- 08-O-0085 (14) An Ordinance by Councilmembers Felicia A. Moore, C.T. Martin, Mary Norwood, Jim Maddox, Ivory Lee Young, Jr., Ceasar C. Mitchell, Joyce M. Sheperd and Natalyn Archibong to create a new Section 2-46.1 entitled "Authorization Required by City Council for Requested Local Government Approval and/or Letters of Support"; and for other purposes. **(Held, 1/16/08)**
- 08-C-0217 (15) A Communication by Councilmember Felicia A. Moore appointing **Mr. Michael Hosmer** to serve as a member of the Perry/Bolton TAD Advisory Board. This appointment is scheduled to begin on the date of Council confirmation. **(Forward with no recommendation by Finance/Executive Committee, 2/13/08; Forwarded to Full Council with recommendation to be referred to Finance/Executive Committee by Committee on Council, 2/18/08; Referred to Finance/Executive Committee by Full Council, 2/18/08); (Held, 2/27/08)**
- 08-O-0295 (16) An Ordinance by Councilmembers H. Lamar Willis, Anne Fauver, Felicia A. Moore, Natalyn Archibong and Ivory Lee Young, Jr. to rescind Ordinance 07-O-2410; and for other purposes. **(Held, 2/13/08)**

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08-O-0299 (17) An Ordinance by Councilmember Howard Shook a Twelfth Supplemental Bond Ordinance supplementing the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000, as previously amended and supplemented, to authorize the issuance by the City of Atlanta of its variable rate Airport General Revenue Refunding Bonds, Series 2008A, in one or more Series, in an aggregate principal amount of not to exceed \$550,000,000, each to bear interest in a variable rate mode; to refund all or a portion of the City's variable rate Airport General Revenue Refunding Bonds, Series 2003RF-B and Series 2003RF-C; to provide for a reasonably required Debt Service Reserve; to provide for the rights of the holders of said Bonds; to make certain other covenants and agreements in connection with the issuance of such Bonds; to provide certain terms and details of said Bonds, including authorizing delegated negotiated sales of said Bonds; to provide for the execution of certain agreements relating to one or more credit and/or liquidity facilities with respect to the Series 2008A Bonds; to pay expenses relating thereto; to authorize the preparation, use and distribution of one or more preliminary and final official statements in connection with the offer and sale of the Series 2008A Bonds; to provide for the annual submission of certain financial information and operating data pursuant to Rule 15C2-12 of the Securities and Exchange Commission; to designate one or more Underwriters and Remarketing Agents, and a Tender and Paying Agent and to approve forms of various other agreements in connection with the Issuance of said Bonds; providing for incidental action; providing for severability; to provide and effective date; and for other related purposes. **(Held, 2/13/08)**

08-O-0350 (18) An Ordinance by Councilmembers C. T. Martin, Joyce M. Sheperd, Anne Fauver, Caesar C. Mitchell, Howard Shook, Natalyn Archibong, Felicia A. Moore, Clair Muller, Ivory Lee Young, Jr., Kwanza Hall, Mary Norwood and H. Lamar Willis amending Article X, "Procurement and Real Estate Code", Division 1, "Generally" of the City of Atlanta's Code of Ordinances by creating a new Section 2-1114 entitled "Contract Monitoring Plan and Reporting Requirement" for all Contracts for ten million dollars (\$10,000,000.00) or more; and for other purposes. **(Held, 2/27/08)**

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- 08-O-0402 (19) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to purchase property located at 207/211 Vine Street and 601/605 Spencer Street, Atlanta, Georgia 30314; to provide for the appraisal of the property; to obtain title reports; to negotiate the purchase price of the property; to authorize the use of legal proceedings if necessary to obtain the property; to accept funds in the amount of \$725,000.00 from the Atlanta Development Authority to be applied towards the purchase of the property; and for other purposes. **(Held, 3/12/08)**
- 08-R-0405 (20) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Appropriate Lease/Purchase Agreement with Wachovia Bank, for _____, on behalf of the Office of the Mayor, in an amount not to exceed _____; to provide for advertisement in a newspaper of general circulation and set a Public Hearing; and for other purposes. **(Held, 2/27/08)**
- 08-R-0510 (21) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**
- 08-R-0514 (22) A Resolution by Finance/Executive Committee authorizing the re-employment of Ms. Bonny J. Ware as the Manager of the Office of Human Services for the City of Atlanta, Department of Executive Offices, pursuant to §3-305(C) of the Charter of the City of Atlanta, and for other purposes. **(Held, 3/12/08)**

H. PUBLIC SAFETY COMMITTEE

- 06-O-1908 (1) A **Substitute** Ordinance by Public Safety and Legal Administration Committee Amending Chapter 162, Article II, Division 1, Section 162-33 of the Code of Ordinances of the City of Atlanta ("City"), Georgia, on behalf of the Department

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of Police, Bureau of Taxicabs and Vehicles for Hire (“Department”), for the purpose of increasing the fees the City Assesses Taxicab Drivers and Taxicab Companies; to create a Taxicab Re-Inspection Fee, Horse-Drawn Carriage Company permit fee, and a Horse-Drawn Carriage Renewal Fee; and for other purpose. **(Held, 9/12/06); (Held and Substituted at Full Council Meeting, 11/19/07)**

07-O-0078 (2) An Ordinance by Councilmember Cleta Winslow **as amended by Full Council** to amend Chapter 30, Article II, Section 30-26 (b), of the City of Atlanta Code of Ordinances, so that meetings of the License Review Board are not held during the month of December, and for other purposes. **(Amended by Full Council and referred back by Council, 1/16/07)**

07-O-0249 (3) An Ordinance by Councilmembers Kwanza Hall and Cleta Winslow Authorizing the Mayor or her Designee to grant an exemption to the City’s Distance Requirements for on-premise consumption of alcohol and the sale of wine by the package on the 300 block of Walker Street. **(Held, 2/13/07)**

07-O-1525 (4) An Ordinance by Councilmember Joyce Sheperd to Amend Section 122-172 under Chapter 122, Article V. Division 2, of the Code of Ordinances, so as to provide for a review by the affected Neighborhood Planning Unit(s) whenever an application for a license to operate a secondary metal recycler is submitted; and for other purposes. **(Held, 7/31/07)**

07-O-1795 (5) An Ordinance by Councilmember H. Lamar Willis to establish Chapter 21 of the Code of Ordinances of the City of Atlanta entitled Transportation of Hazardous Materials; to create a new Article I to be entitled “Terrorism Prevention in Hazardous Materials Transportation Act of 2007”; to create a new division 1 to be entitled “Terrorism Prevention in Hazardous Materials Transportation Act of 2007” so as to prohibit large shipments of certain extremely hazardous materials near the City of Atlanta in an effort to reduce the risk of attacks by terrorists; to allow for the issuance of permits authorizing such shipments in special cases; to require the Mayor to issue regulations to implement the provisions of this Act; and for other purposes. **(Held, 8/28/07)**

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- 08-O-0190 (6) An Ordinance by Councilmember H. Lamar Willis to amend Chapter 30, Article II of the City Code of Ordinances to reflect new fees for owners of Adult Entertainment Establishments which sell alcohol to provide for certain Programs for the Prevention of Sexual Assault; and for other purposes. **(Held, 1/29/08)**
- 08-R-0400 (7) A Resolution by Public Safety and Legal Administration Committee to authorize the City Attorney to accept on behalf of the City of Atlanta, Department of Law, the donation of training from various Law Firms and other entities; and for other purposes. **(Held, 2/26/08)**
- 08-R-0474 (8) A Resolution by Public Safety/Legal Administration authorizing the City Attorney to extend a Retainer Agreement with the Law Firm of Morris, Manning & Martin, LLP to serve as Outside Counsel to the City of Atlanta in connection with the cases styled: Veolia Water North America Operating Services LLC f/k/a U.S. Filter Operating Services, Inc. v. City of Atlanta, Civil Action No. 06-CV-1457, City of Atlanta V. Veolia Water North America Operating Services, f/k/a U.S. Filter Operating Services, Inc. Civil Action No. 2006 CV 119510, City of Atlanta V. Veolia Environmental, S.A. f/k/a Vivendi Environment, S.A., Civil Action No 1:06-CV-1631, Veolia Water North America Operating Services LLC f/k/a U.S. Filter Operating Services, Inc., Civil Action No. 2006-CV-118577; to authorize expenditures for that purpose in an amount not to exceed \$1.5 million dollars to be Charged To and Paid From Fund Account and Center Number 2J01 (Water and Waste Water) 724001 (Professional Consultant Services) Q30001 (Deputy Commissioner, Treatment & Collection). **(Held, 3/11/08)**
- 08-R-0626 (9) A Resolution by Public Safety and Legal Administration Committee authorizing the Settlement of all Claims in the case of Lamont Johnson vs. City of Atlanta and APD Officer M. H. Payne, United States District Court for the Northern District of Georgia, Atlanta Division, Civil Action File No. 1:06-CV-1706-AJB, in the amount of \$20,000.00; authorizing said payment to be Charged To and Paid From Fund 1A01 (General Fund), Account 529017 (Property Liquidation) and Center Number T31001 (Non-Departmental); authorizing the Chief Financial Officer to distribute the Settlement amount; and for other purposes. **(Forward with no Recommendation on Condition, 4/1/08)**

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- 08-R-0641 (10) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, or behalf of the Department of Police, to apply for and accept a Grant from the U.S. Department of Justice, Bullet Proof Vest Partnership, in an amount not to exceed \$28,144.17, to be matched with a maximum for \$28,144,17 to procure body armor for Atlanta Police Officers, and for other purposes. **(Favorable, 4/1/08)**
- 08-R-0642 (11) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the Department of Police, to apply for a Grant from the Georgia Criminal Justice Coordinating Council, in the amount of approximately one hundred thousand dollars (\$100,000.00), for the purpose of providing funds for Police Overtime Patrols; and for other purposes. **(Favorable, 4/1/08)**
- 08-R-0643 (12) A Resolution by Pubic Safety and Legal Administration Committee authorizing the Mayor or her Designee to apply for and accept an Explosive Ordinance Disposal (EOD) Equipment Grant from the Georgia Emergency Management Agency (GEMA) in an amount not to exceed seventy five thousand eight hundred eighty and zero cents (\$75,885.00) for the purpose of purchasing equipment for Bomb Investigations related to Homeland Security; and for other purposes. **(Favorable, 4/1/08)**
- 08-R-0644 (13) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor or her Designee to apply for and accept an Explosive Ordinance Disposal (EOD) Equipment Grant from the Georgia Emergency Management Agency (GEMA) in an amount not to exceed three hundred sixty two thousand seven hundred forty seven dollars and zero cents (\$362,747.00) for the purpose of purchasing equipment for Bomb Investigations related to Homeland Security for Hartsfield-Jackson Airport; and for other purposes. **(Favorable, 4/1/08)**
- 08-R-0645 (14) A Resolution by Public Safety and Legal Administration Committee authorizing the Chief Financial Officer to direct funds received from the sale of goods through Propertyroom.com as authorized by Resolution 08-R-0068 to certain Accounts; and for other purposes. **(Favorable, 4/1/08)**

ORDINANCE FOR FIRST READING

08-O-0640 (1) An Ordinance by Public Safety and Legal Administration Committee amending the 2007 (Intergovernmental Grant Fund) Budget, Department of Police, by adding to Anticipations and Appropriations in the amount of fifty-six thousand two hundred eighty-eight dollars and thirty four cents (\$56,288.34) for twenty-eight thousand one hundred forty-four dollars and seventeen cents (\$28,144.17) from Grant Funds from the United States Department of Justice Bulletproof Vest Partnership and matching funds in the amount of twenty-eight thousand one hundred forty-four dollars and seventeen cents \$28,144.17 from the General Fund Budget; and for other purposes. **(Favorable on First Read, 4/1/08)**

I. CITY UTILITIES COMMITTEE

06-O-1573 (1) An Ordinance by Councilmember Kwanza Hall Authorizing the Mayor or her Designee to enter into an Agreement between Hilton Atlanta and the Atlanta Marriott Marquis and the City of Atlanta for the erection of a bridge in accordance with Section 138-25(b) of the City of Atlanta's Code of Ordinances; and for other purposes. **(Held, 7/11/06 for further discussions); (Favorable, 4/1/08)**

06-O-1947 (2) An Ordinance by City Utilities Committee to Amend Sections 138-25 and 138-26 of the Official Code of Ordinances of the City of Atlanta, Georgia, to Authorize the Commissioner of Public Works to determine the monthly rental rates for the Air Space or Subsurface Space occupied by bridges, tunnels or similar structures across streets or alleys and balconies over sidewalks of the City of Atlanta; and for other purposes. **(Held, 9/18/06); (Favorable on Substitute as Amended, 3/11/08)**

07-R-0002 (3) A Resolution by City Utilities Committee Authorizing the Mayor to enter into a Maintenance Agreement with the Georgia Department of Transportation to convert a section of Bolton Road, Fulton Industrial Boulevard and Harwell Road to a temporary State Route for bridge improvements; and for other purposes. **(Held, 1/9/07)**

07-R-1214 (4) A Resolution by City Utilities Committee Authorizing the Mayor to issue a Notice To Proceed with Jacobs/Prad/PBS & J, Joint Venture, ("JP2") for FC-7619-03D, Annual Contract

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for Architectural and Engineering Services, White Paper Study for the Policy Level Analysis of Options to protect Hemphill Water Treatment Plant Assets along Howell Mill Road and Bishop Street, in an amount not to exceed forty eight thousand two hundred fifty dollars and forty-eight cents (\$48,250.48); all contracted work will be Charged To and Paid From Fund, Account and Center Number: 2J01 (Water & Wastewater Revenue Fund) 524001 (Consultant/ Professional Services) Q12001 (Watershed Security); and for other purposes. **(Held, 6/12/07)**

- 07-O-2023 (5) An Ordinance by Councilmember Carla Smith authorizing the Mayor or her designee to waive the sidewalk requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances, to provide that a certain Subdivision SD-06-83, (701 Pershing Avenue, SE) applicant deposit a dollar amount (\$5,870.00) equal to the value of the required sidewalk construction into a designated Trust Fund Account for District 1; and for other purposes. **(Held, 9/25/07)**
- 07-O-2505 (6) An Ordinance by Councilmembers H. Lamar Willis, Howard Shook, Mary Norwood, Joyce M. Sheperd, Ivory Lee Young, Jr., Anne Fauver and Natalyn Archibong Amending Section 130-84 (Rates and Charges) of the Code of Ordinances of the City of Atlanta for the purpose of eliminating the Solid Waste Frontage Fee; and for other purposes. **(Held, 11/27/07)**
- 08-R-0008 (7) A Resolution by City Utilities Committee Authorizing the Mayor to accept on behalf of the City of Atlanta certain property at the intersection of Brenda Drive and Fairburn Road in Landlot 35 of the 14th (FF) District, Fulton County Georgia, as described in the attached Exhibits "A" and "A-1" by execution of a Quitclaim Deed conveying land of the City for the development of a Pumpstation; and for other purposes. **(Held, 1/15/08)**
- 08-R-0296 (8) A Resolution by Councilmember Carla Smith Authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$_____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held, 2/12/08)**

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- 08-O-0426 (9) An Ordinance by City Utilities Committee to create Chapter 154, Section 121 (Drought Surcharge Established) and Chapter 154, Section 279 (Drought Surcharge Established) in the Code of Ordinances, City of Atlanta, to establish new Drought Surcharges for the City of Atlanta's Water and Wastewater Systems; and for other purposes. **(Held, 3/11/08)**
- 08-O-0479 (10) An Ordinance by City Utilities Committee authorizing the Mayor or Designee to enter into Appropriate Railroad Crossing Agreements with CSX Transportation, Inc. and Norfolk Southern Railway Company associated with Sandy Creek Basin Projects, Proctor Creek Basin Projects, South River Basin Projects, Sugar Creek Basin Projects, Long Island Basin Projects, Nancy Creek Basin Projects, Peachtree Creek Basin Projects, Utoy Creek Basin Projects, and Intrenchment Creek Basin Projects on behalf of the Department of Watershed Management; all costs associated with said Agreements will be Charged To and Paid From the Appropriate Accounts and Centers of Funds 5052 (Water & Wastewater Renewal & Extension), 5057 (2001 Water & Wastewater Bond Fund), 5058 (2004 Water & Wastewater Bond Fund) Future Water and Sewer Bond Funds; and for other purposes. **(Favorable, 4/1/08)**
- 08-O-0480 (11) An Ordinance by City Utilities Committee authorizing the Mayor or her Designee to execute all appropriate documents for the acquisition of certain permanent easements, temporary construction easements, rights-of-way of other necessary property interests associated with Sandy Creek Basin Projects, Proctor Creek Basin Projects, South River Basin Projects, Sugar Creek Basin Projects, Long Island Basin Project, Nancy Creek Basin Projects, Peachtree Creek Basin Projects, Utoy Creek Basin Projects, and Intrenchment Creek Basin Projects; to negotiate with property owners to acquire necessary permanent easements, temporary construction easements, rights-of-way or other necessary property interests, including condemnation proceedings; authorizing the waiver of applicable portions of Article X of the City's Real Estate and Procurement Code; authorizing the City Attorney to proceed with the declarations of taking method authorized by O.C.G.A. §§22-3-140 and 32-3-4 to acquire title to rights-of-way, easements and other related property interests necessary to complete the Capacity Relief Sewer Projects, on behalf of the Department of Watershed Management; all contracted work and payments for property

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interests will be Charged To and Paid From the appropriate Account Numbers associated with funds 5052 (Water & Wastewater Renewal & Extension), 5057 (2001 Water & Wastewater Bond Fund) 5058 (2004 Water & Wastewater Bond Fund), and future Water and Sewer Bond Funds; and for other purposes. **(Favorable, 4/1/08)**

- 08-O-0481 (12) An Ordinance by City Utilities Committee amending the 2008 (1994, 1997 G.O. Public Improvement Bond Fund) Budget by transferring from and to Appropriations in the amount of two million twenty three thousand nine hundred forty eight dollars and eighty one cents (\$2,023,948.81), to fund the Assets Management and Improvement Program; and for other purposes. **(Held, 4/1/08)**
- 08-O-0540 (13) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Time Warner Telecom of Georgia, LP, to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0541 (14) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Sprint Telecommunications Corporation to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0542 (15) An Ordinance by Councilmember Clara Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Southern Telecom, Inc., to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0543 (16) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Progress Telecommunications Corporation, to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**

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- 08-O-0544 (17) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Looking Glass Networks, Inc., to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0545 (18) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with AGL Networks, LLC, to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0546 (19) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with XO Georgia, Inc., to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0547 (20) An Ordinance by Councilmember Carla Smith authorizing the Mayor to execute a Franchise Renewal Agreement with Bellsouth Telecommunications Inc., to provide Telecommunications Services using public right-of-way; specifying the compensation due the City of Atlanta by the Franchise Agreement; and for other purposes. **(Favorable on 2nd Reading, 1st Adoption, 4/1/08)**
- 08-O-0551 (21) An Ordinance by Councilmember Jim Maddox authorizing the Mayor or her Designee to waive the Sidewalk Requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances, to provide that a certain Subdivision SD-07-65 (4050 Grant Place, S.W.) applicant deposit a dollar amount (\$7,792.00) equal to the value of the required sidewalk construction into a designated Trust Fund Account for District 11; and for other purposes. **(Favorable on Substitute, 4/1/08)**

J. TRANSPORTATION COMMITTEE

- 07-O-2418 (1) An Ordinance by Councilmember Kwanza Hall to Amend Section 150-113 and to add new Sections 150-120 through Section 15-128 of the Code of Ordinances of the City of Atlanta so as to establish procedures for the permitting and regulation of Valet Parking Services, to authorize the charging of fees in connection with the regulation and permitting of Valet Parking Services, to establish penalties for the violation of the procedures and requirements for Valet Parking Services, and for other purposes. **(Held for Public Hearing, 11/14/07)**
- 08-R-0171 (2) A Resolution by Transportation Committee Authorizing the Mayor to execute an Amendatory Agreement with Delta Air Lines, Inc. for the reinstatement of certain property that was temporarily relinquished to the City of Atlanta by Delta Air Lines, Inc. for the construction of the new Air Traffic Control Tower; and for other purposes. **(Held, 1/30/08)**
- 08-R-0415 (3) A Resolution by Transportation Committee authorizing the Mayor to execute Amendment No. 1 to the reimbursable agreement with the Atlanta Airlines Terminal Corporation for the removal and replacement of roofing on Concourses A and B at Hartsfield-Jackson Atlanta International Airport, for a cost to the City not to exceed \$100,000, to be charged to and paid from CCID number 5502 (Airport Renewal and Extension Fund) 180201 (DOA Aviation Capital Planning & Development) 5414002 (Facilities other than Bldgs/Infrastructure-CIP) 7563000 (Airport) 102826 (Building Maintenance Fund- P&D) 91249 (DOA R N E 9999) 0000 00000000 00000000; and for other purposes. **(Held, 2/27/08)**
- 08-R-0495 (4) A Resolution by Transportation Committee authorizing the Mayor to execute an Agreement with Image Management Solutions, for Contract FC-30070000042, Document Control Scanning Services in an initial amount of \$500,000; all Services will be Charged To and Paid From CCID Fund 5502 (Airport Renewal and Extension Fund) Department 180201 (DOA Aviation Capital Planning and Development) Account 5222999 (Serv/Repair/Maint Cont-Conversion) Function Activity 7563000 (Airport) Project 102825 (Planning & Development G&A) Funding Source 91249 (DOA R N E 9999) Inter Company 0000 (Default) Future 1 00000000 (Default)

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Future 2 00000000 (Default). **(Held on Substitute, 3/12/08)**

- 08-R-0496 (5) A Resolution by Transportation Committee authorizing the Mayor to execute the following Airport Concession Lease Agreements: (1) FC-6007000034; Retail Package #1 with Areas Arm Atlanta JV; (2) FC-6007000035; Retail Package #2 with HMS Host-Shellis-Trans Air JV; (3) FC-6007000036; Retail Package #3 with Paradies-Atlanta, LLC; (4) FC-6007000037; Retail Package #4 with HMS Host-Shellis-Trans Air JV; (5) FC-6007000038; Retail Package #5 with Areas Arm Atlanta JV; (6) FC-6007000039; Retail Package #6 with Paradies-Atlanta, LLC; (7) FC-6007000040; Retail Package #7 with Areas Arm Atlanta JV; (8) FC-6007000041; Retail Package #8 with L'Occitane Airport Ventures, LLC; (9) FC-6007000042; Retail Package #9 with Areas Arm Atlanta JV; (10) FC-6007000043; Retail Package with Areas Arm Atlanta JV #10; and (11) FC-6007000044; Retail Package #11 with Areas Arm Atlanta JV, on behalf of the Department of Aviation for Various Concession Services at Hartsfield-Jackson Atlanta International Airport; and for other purposes. **(Held on Substitute, 3/12/08)**
- 08-R-0506 (6) A Resolution by Councilmember Mary Norwood establishing a Technical Review Committee for the purpose of advising the City on Construction Projects associated with the Hartsfield Jackson Development Program; and for other purposes. **(Held, 3/12/08)**
- 08-R-0628 (7) A Resolution by Transportation Committee authorizing the Mayor to enter into Amendment Agreement No. 2 with Georgia Paving, Inc., for FC-3006007988, Annual Contract for Traffic Calming, on behalf of the Department of Public Works, in an amount not to exceed two million three hundred fifty eight thousand four hundred eleven dollars and thirteen cents (\$2,358,411.13); all contracted work shall be Charged To and Paid From Fund, Department, Account and Project Number and for other purposes. **(Favorable on Substitute, 4/2/08)**
- 08-R-0629 (8) A Resolution by Transportation Committee authorizing the Mayor to enter into Amendment Agreement No. 1 with Wright Brown Electric Company, Inc., for FC-3006008004, Construction Services of Atlanta Intersection Timing and Loop Detector Installation Project, on behalf of the Department of Public Works, in an amount not to exceed

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nine hundred eighty seven thousand dollars (\$987,000.00); all contracted work shall be Charged To and Paid From Fund Department and Account Number: 3502 (General Government Capital Fund) 130308 (DPW Transportation Design) 5414002 (FAC. Other Than Buildings/Infrastructure /CIP) 4270000 (Traffic Engineering) 102642 (Citywide Intersection Timing Loop-Det) 91105 (SWMA Loan 9985) and PATEO Funding Source: 13102642 (G0197 City Wide Intersection T) 101 350291105 (SWMA Loan 9985) 5414002 (FAC. Other Than Buildings/Infrastructure/CIP) and 2501 1**3***** 5***** or Successor Accounts and for other purposes. **(Favorable on Substitute, 4/2/08)**

ORDINANCE FOR FIRST READ

08-O-0647 (1) An Ordinance by Transportation Committee to amend the 2007/2008 Airport Renewal and Extension Fund (2H21) Budget by Transferring To and From Appropriations a total amount of \$25,000,000 to provide adequate funding for the Hartsfield-Jackson Development Program (H-JDR) additional CPTC Upgrades 2007/2008 Project at the Hartsfield-Jackson Atlanta International Airport and for other purposes. **(Favorable on First Read, 4/2/08)**

K. COMMUNITY DEVELOPMENT COMMITTEE

07-O-1084 (1) An Ordinance by Community Development and Human Resources Committee Amending the 2007 (Intergovernmental Grant Fund) Budget by Adding To Anticipations and Appropriations in the amount of two hundred twelve thousand seven hundred fifty dollars (\$212,750.00) to increase the Budget amount authorized by the U.S. Department of Housing and Urban Development ("HUD") for the City of Atlanta's Section 8 Moderate Rehabilitation Program (GA29MR0002); and for other purposes. **(Held, 6/12/07)**

07-R-2413 (2) A Resolution by Councilmember Ivory Lee Young, Jr. as **Substituted** by Community Development/Human Resources Committee **(11/27/07)** Authorizing the Mayor or her Designee to enter into a Contractual Agreement with the English Avenue Community Development corporation, Inc., in an amount not to exceed \$300,000.00, for predevelopment Services for the Proctor village Mixed Use Development, under the 2007 Budget of the Westside TAD Fund from Fund Account and Center Number 1B09 *****; and for other

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purposes. **(Favorable on Substitute by CD/HR Committee, 11/27/07); (Referred back by Full Council, 12/3/07); (Held, 12/11/07)**

- 07-R-2553 (3) A Resolution by Community Development/Human Resources Committee Authorizing the Mayor or her Designee, on behalf of the Department of Planning and Community Development, Bureau of Housing, to enter into a Housing Assistance Payments Contract with Urban Residential Development Corporation for one year in order to pay rental subsidies for 100 units for low-income individuals at the Santa Fe Villas, pursuant to the Section 8 Moderate Rehabilitation Program sponsored by the U.S. Department of Housing and Urban Development; all Funds shall be charged to and paid from Fund Account and Center Number 1B02 (Intergovernmental Grant Fund) 529002 (Service Grants) Y46P0215BBD0 (Section 8 Annual Contributions); and for other purposes. **(Held, 12/11/07)**
- 07-O-2552 (4) An Ordinance by Community Development/Human Resources Committee Amending the 2008 (Intergovernmental Grant Fund) Budget by Adding To Anticipations and Appropriations in the amount of six hundred eight thousand dollars and no cents (\$608,000.00) to increase the Budget amount authorized by the U.S. Department of Housing and Urban Development ("HUD") for the City of Atlanta's Section 8 Moderate Rehabilitation Program; and for other purposes. **(Held, 1/15/08)**
- 08-R-0627 (5) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into various Contractual Agreements for the implementation of Housing Projects under the 2008 Community Development Block Grant (CDBG), 2008 Home and 2008 American Dream Downpayment Initiative (ADDI); and for other purposes. **(Held, 4/1/08)**
- 08-R-0638 (6) A Resolution by Community Development/Human Resources Committee authorizing the Mayor to enter into various Contractual Agreements for the implementation of Homeless and AIDS/HIV-Related Projects under the 2008 Community Development Block Grant (CDBG), 2008 Home, 2008 Emergency Shelter Grant (ESG) and 2008 Housing Opportunities for Persons with AIDS (HOPWA); and for other purposes. **(Held, 4/1/08)**

ORDINANCE FOR FIRST READING

- 08-O-0635 (1) An Ordinance by Community Development/Human Resources Committee amending the 2008 (Community Development Fund) by Transferring To and From Appropriations in the amount of \$1,382,994.00, amending the 2008 (Home Investment Fund) by Transferring To and From Appropriations in the amount of \$387,982.00, and amending the 2008 (Intergovernmental Grant Fund) Budget by Transferring To and From Appropriations in the amount of \$211,020.00; to setup administrative Accounts in the 2008 Community Development Block Grant (CDBG), 2008 Emergency Shelter Grant (ESG), 2008 Home Investment Partnership (Home), and 2008 Housing Opportunities for Persons with AIDS (HOPWA) Grant Programs; and for other purposes. **(Favorable on First Read, 4/1/08)**
- 08-O-0636 (2) An Ordinance by Community Development/Human Resources Committee Anticipating and Appropriating \$7,755,397.00 in the 2008 Community Development Block Grant Program (CDBG), \$372,787.00 in the 2008 Emergency Shelter Grant (ESG) Program, \$3,151,271.00 in the 2008 Home Investment Partnership Program (Home), \$7,034,000.00 in the 2008 Housing Opportunities for Persons with Aids (HOPWA) Grant Program and \$30,431.00 in the 2008 American Dream Downpayment Assistance Initiative (ADDI), Reprogramming CDBG Funds in the amount of \$897,236.00 from Project Closeouts and Program Income and Reprogramming Home Funds in the amount of \$100,079.00 from Home Program Income to Cover Grant Reductions; and for other purposes. **(Favorable on First Read, 4/1/08)**
- 08-O-0637 (3) An Ordinance by Community Development/Human Resources Committee amending the 2004-2019 Comprehensive Development Plan (CDP) to incorporate Atlanta's 2008 Annual Action Plan for the 2008 Community Development Block Grant (CDBG) Program, 2008 Emergency Shelter Grant (ESG) Program, 2008 Home Investment Partnership (Home) Program, and 2008 Housing Opportunities for Persons with AIDS (HOPWA) Program; and for other purposes. **(Favorable on First Read, 4/1/08)**

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L. ITEMS NOT ON AGENDA

M. ADJOURNMENT

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