

**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH FLORIDA TESTING SERVICES, LLC D/B/A XENCO LABORATORIES F/K/A ACCURA ANALYTICAL LABORATORIES FOR FC 6006007932, TRACE ORGANIC LABORATORY SERVICES ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED FORTY-EIGHT THOUSAND DOLLARS AND NO CENTS (\$48,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING SOURCE 5051 17021 5222999 5130000 [REGULATION AND INSPECTION DIVISION] (\$8,000.00) AND 5051 170603 5222999 7210000 [PROTECTIVE INSPECTION ADMINISTRATION] (\$40,000.00); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) entered into an agreement with Accura Analytical Laboratory, Inc., for FC-6006007932, Trace Organic Laboratory Services on March 15, 2007 (“Contract”); and

WHEREAS, the original term of the agreement was for one (1) year with two (2) one (1) year renewal options at the City’s sole discretion; and

WHEREAS, the term of the Agreement has a base year expiration date of March 14, 2008; and

WHEREAS, a ninety (90) day extension was executed giving the Contract a new expiration date of June 12, 2008; and

WHEREAS, the assets of Accura Analytical Laboratory, Inc. was purchased by Florida Testing Services, LLC d/b/a Xenco Laboratories (“Xenco”) on May 22, 2007, and, as such, the City has assigned or is in the process of assigning the Contract to Xenco; and

WHEREAS, all terms and conditions, rights and obligations as out lined in the Contract of Accura Analytical Laboratory, Inc. will remain the same for Xenco as of the date of purchase of Accura; and

WHEREAS, the City is satisfied with the work performed by Xenco desires to continue the performance of the services under the Contract; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended Renewal Agreement No. 1 with Xenco Laboratories for 6006007932, Trace Organic Laboratory Services in an amount not to exceed Forty-Eight Thousand Dollars and No Cents (\$48,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES, the Mayor or her designee, pursuant to the City's Code of Ordinances, is hereby authorized to enter into Renewal Agreement No. 1 with Florida Testing Services, LLC d/b/a Xenco Laboratories f/k/a Accura Analytical Laboratory, Inc. for 6006007932, Trace Organic Laboratory Services on behalf of the Department of Watershed Management in an amount not to exceed Forty-Eight Thousand Dollars and No Cents (\$48,000.00).

BE IT FURTHER RESOLVED, that the term of the Renewal Agreement No. 1 will be for one (1) year.

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

BE IT FURTHER RESOLVED, that the Agreements 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 Xenco.

BE IT FINALLY RESOLVED, that all Contracted work will be charged to and paid from 5051 17021 5222999 5130000 [Regulation and Inspection Division] and 5051 170603 5222999 7210000 [Protective Inspection Administration].

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: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH FLORIDA TESTING SERVICES, LLC D/B/A XENCO LABORATORIES F/K/A ACCURA ANALYTICAL LABORATORIES FOR FC 6006007932, TRACE ORGANIC LABORATORY SERVICES IN AN AMOUNT NOT TO EXCEED FORTY-EIGHT THOUSAND DOLLARS AND NO CENTS (\$48,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING SOURCE 5051 170211 5222999 5130000 [REGULATION AND INSPECTION DIVISION] (\$8,000.00) AND 5051 170603 5222999 7210000 [PROTECTIVE INSPECTION ADMINISTRATION] (\$40,000.00); AND FOR OTHER PURPOSES.

Council Meeting Date: May 5, 2008

Requesting Dept.: Watershed Management

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.*

The purpose of this legislation is to enter into Renewal Agreement No. 1 with Florida Testing Services, LLC d/b/a Xenco Laboratories f/k/a Accura Analytical Laboratory, Inc. for 6006007932, Trace Organic Laboratory Services on behalf of the Department of Watershed Management.

2. Please provide background information regarding this legislation.

Example: *The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

The assets of Accura Analytical Laboratory, Inc. was purchased by Florida Testing Services, LLC d/b/a Xenco Laboratories ("Xenco") on May 22, 2007, and, as such, the City has assigned or is in the process of assigning the Contract to Xenco. The City of Atlanta entered into an agreement with Accura Analytical Laboratory, Inc., for FC-6006007932, Trace Organic Laboratory Services on March 15, 2007. The legislation seeks to authorize the renewal with the acquiring company.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*): Funding Source 5051 170211 5222999 5130000 [Regulation And Inspection Division] (\$8,000.00) And 5051 170603 5222999 7210000 [Protective Inspection Administration] (\$40,000.00)

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: A decrease in the funding source indicated in the amount of Forty-Eight Thousand Dollars and No Cents (\$48,000.00)

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: n/a

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Maisha L. Wood

**6006007932, TRACE ORGANIC LABORATORY SERVICES
RENEWAL NO. 1
LEGISLATIVE SUMMARY**

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH FLORIDA TESTING SERVICES, LLC D/B/A XENCO LABORATORIES F/K/A ACCURA ANALYTICAL LABORATORIES FOR FC 6006007932, TRACE ORGANIC LABORATORY SERVICES IN AN AMOUNT NOT TO EXCEED FORTY-EIGHT THOUSAND DOLLARS AND NO CENTS (\$48,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUNDING SOURCE 5051 170211 5222999 5130000 [REGULATION AND INSPECTION DIVISION] (\$8,000.00) AND 5051 170603 5222999 7210000 [PROTECTIVE INSPECTION ADMINISTRATION] (\$40,000.00); AND FOR OTHER PURPOSES.

Committee Meeting Date: April 30, 2008

Council Meeting Date: May 5, 2008

Legislation Title: 6006007932, Trace Organic Laboratory Services

Requesting Dept.: Department of Watershed Management (“DWM”)

Contract Type: Professional Services

**Advertisement: AJC on December 13, 2006
City of Atlanta’s web site starting December 15, 2006**

Proposals Due: January 24, 2007

Invitations Mailed: Fifteen (15)

Proposals Received: Two (2) Proponents:

**Proponents: Accura Analytical Laboratory, Inc.
Ana-Lab Corporation**

**Contractor: Florida Testing Services, LLC d/b/a Xenco Laboratory
f/k/a Accura Analytical Laboratory, Inc.
6017 Financial Drive
Norcross, Georgia 30071**

**Maria Builes, President
Eduardo Builes, Vice President
Kevin Fernander, Account Manager
770-449-8800 (T)
770-449-5477(F)**

Estimated Value: \$92,000.00

Scope Summary: This is a DWM project to provide Testing of the water at the WRC's and CSO's on behalf of the Department of Watershed Management.

Background: This is Renewal No. 1 to the current Agreement.

Evaluation Team: Representatives from the DWM, the Office of Contract Management and the Department of Procurement.

Term of Contract: One (1) year with Two (2) One (1) year Renewals

Fund Account Centers: N/A

Prepared By: Lynn Thomas Portee

Contact Number: 404-330-6109

CITY OF ATLANTA
DEPT. OF PROCUREMENT



08 FEB 18 PM 4:45

SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA

55 TRINITY AVENUE., SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
ROBERT J. HUNTER
Commissioner

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: *sl* Robert J. Hunter, Commissioner
Department of Watershed Management *Robert J. Hunter*

DATE: February 14, 2008

RE: **FC-6006007932, Trace Organic Laboratory Services –
Renewal No. #1**
Contractor: Accura Analytical Laboratory, Inc.

Please prepare the appropriate legislation to renew and amend the above referenced contract. The current contractor, Accura Analytical Laboratory, Inc., in accordance with the attached stipulated document has sold ownership to Xenco Laboratory, Inc.

Therefore, the Department of Watershed Management desires to execute Renewal No.1 with Xenco Laboratory Inc. All contract terms, conditions, and stipulations of the original contract shall remain the same.

This renewal will be in the amount of **Forty-eight Thousand Dollars and No Cents (\$48,000.00)** to be paid from PATEO funding sources:

1. Watershed Management - Regulation & Inspection Division
#5051 17021 5222999 5130000 - \$8,000.00
2. Watershed Protection – Protective Inspection Administration
#5051 170603 5222999 7210000 - \$40,000.00

Adam L. Smith
February 14, 2008
Page Two

Should you have any additional questions concerning this matter, please feel free to contact Cynthia P. Brinkley, Contracting Officer, Sr., at (404) 330-6096.

RJH/CPB

c: Sheila C. Pierce, Deputy Commissioner – DWM
David St. Pierre, Deputy Commissioner – BWTC
Cathy Martin, Deputy Chief Procurement Officer – DOP
Sally Mills, Deputy Commissioner – DWM
Thomas Bourne, Water Scientist Director - BWTC
Gwendolyn J. Carswell, Watershed Manager – DWM
Lynn Portee, Contracting Officer - DOP
Cynthia P. Brinkley, Contracting Officer, Sr. – DWM

Attachment(s)



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2006 NOV -9 PM 3:38

CITY OF ATLANTA

SUITE 1700

55 TRINITY AVENUE, SW

ATLANTA, GA 30303

(404) 330-6010 Fax: (404) 658-7359

Internet Home Page: www.atlantaga.gov

Shirley Franklin
Mayor

OFFICE OF CONTRACT COMPLIANCE

Hubert Owens

Director

howens@atlantaga.gov

MEMORANDUM

TO: Adam L. Smith
Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens
Director
Mayor's Office of Contract Compliance

RE: **Eligible Bidder Status for 6006007932, Trace Organic Laboratory Services**

DATE: November 9, 2006

The companies listed below has been approved as Eligible Bidders by the Office of Contract Compliance under Section 2-1449(a) (2) (C) for the above referenced project:

Ana Lab Corporation

Accura Analytical Laboratory

If you have questions, please contact me at (404) 330-6010 or Angela Hunter at (404) 330-6577.

cc: Lynn Portee

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____

Chief of Staff Deadline: _____ April 18, 2008 _____

Anticipated Committee Meeting Date(s): _____ April 30, 2008 _____

Anticipated Full Council Date: _____ May 5, 2008 _____

Legislative Counsel's Signature: _____ *[Signature]* _____

Commissioner Signature: _____ *Robert J. Hunter* E.P. _____

Chief Procurement Officer Signature: _____ *Adam Smith* _____

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FINANCIAL IMPACT (if any): \$48,000.00

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: MC 4/9/08 Reviewed by: *[Signature]*
(date) (date)

Submitted to Council: _____
(date)