

COMMITTEE AMENDMENT FORM

DATE: 7/01/08

COMMITTEE CITY UTILITIES PAGE NUM. (S)

ORDINANCE I. D. #08-O- SECTION (S)

RESOLUTION I. D. #08-R- 1281 PARA. CAPTION, 1ST WHEREAS
AND RESOLVE CLAUSE

AMENDS THE LEGISLATION BY DELETING THE COMPANY'S NAME ADS, LLC EVERYWHERE IT APPEARS IN THE LEGISLATION AND REPLACING IT WITH THE CORRECT NAME OF ADS, LLC F/K/A ADS CORPORATION D/B/A ADS ENVIRONMENTAL SERVICES, LLC.

AMENDMENT DONE BY COUNCIL STAFF 7/01/08

**AN AMENDED RESOLUTION
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 2 TO CONTRACT NO. FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS, BETWEEN THE CITY OF ATLANTA AND ADS, LLC F/K/A ADS CORPORATION D/B/A ADS ENVIRONMENTAL SERVICES, LLC, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT; TO ADD FUNDING IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$1,500,000.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE) 170212 (DWM WASTEWATER COLLECTION) 5222003 (REPAIR & MAINTENANCE – OTHER) 4310000 (SANITARY ADMINISTRATION); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) entered into Contract No. FC-7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers (“Contract”) with ADS, LLC f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC, pursuant to Resolution 04R1569 in an amount not to exceed One Million Three Hundred Fifty-Four Thousand Seven Hundred Eighty-Eight Dollars and Ninety-Five Cents (\$1,354,788.95); and

WHEREAS, the City has determined that it is desirable and in its best interests to add funding to the Contract in the amount of One Million Five Hundred Thousand Dollars And No Cents (\$1,500,000.00) representing more than ten percent (10%) of the original contract amount; and

WHEREAS, accordingly, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer recommend the execution of Amendment No. 2 to the Contract to add such funding in the amount of One Million Five Hundred Thousand Dollars and No Cents (\$1,500,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor is authorized to execute Amendment No. 2 to FC- 7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers, with ADS, LLC f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC and to add funding in an amount not to exceed One Million Five Hundred Thousand Dollars and No Cents (\$1,500,000.00), resulting in a total contract amount not to exceed Five Million Three Hundred Thirty-Two Thousand Three Hundred Eleven Dollars and Eighty-One Cents (\$5,332,311.81).

BE IT FURTHER RESOLVED, that all contracted work will be charged to and paid from Fund, Department Organization and Account number 5051 (Water & Wastewater Revenue) 170212 (DWM Wastewater Collection) 5222003 (Repair & Maintenance – Other) 4310000 (Sanitary Administration).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of Amendment No. 2 for execution by the Mayor.

BE IT FINALLY RESOLVED, that Amendment No. 2 will not become binding upon the City and the City will incur no liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to ADS, LLC f/k/a ADS Corporation d/b/a ADS Environmental Services, LLC.

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

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THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor is authorized to execute Amendment No. 2 to FC- 7710-04, Flow Measurement in Combined Sewers and Separate Sanitary Sewers, to add funding in an amount not to exceed One Million Five Hundred Thousand Dollars and No Cents (\$1,500,000.00), resulting in a total contract amount not to exceed Five Million Three Hundred Thirty-Two Thousand Three Hundred Eleven Dollars and Eighty-One Cents (\$5,332,311.81).

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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 Committee

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 2 TO CONTRACT NO. FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS, BETWEEN THE CITY OF ATLANTA AND ADS, LLC, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT TO ADD FUNDING IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$1,500,000.00) ; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE) 170212 (DWM WASTEWATER COLLECTION) 5222003 (REPAIR & MAINTENANCE –OTHER) 4310000 (SANITARY ADMINISTRATION); AND FOR OTHER PURPOSES.

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 Amend to add additional funding to the Agreement.

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.

ADS Environmental Services has provided professional engineering and technical services of the Department of Watershed Managements combined sewer and sanitary sewer systems. Services include visual inspections of the sewers at monitoring locations; recommendations for alternative monitoring locations; flow and rainfall monitoring; flow data collection, correction and delivery; quality control and assurance of the data; and record keeping.

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc): Professional Services
- (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: Two (2) years, with three (3), one (1) year renewal options.

4. Fund Account Center (Ex. Name and number): #5051- WATER & WASTEWATER REVENUE. 170212-DWM WASTEWATER COLLECTION. 5222003-REPAIR & MAINTENANCE - OTHER .4310000 -SANITARY ADMINISTRATION.

Fund: _____ Account: _____ Center: _____

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

6. Fiscal Impact: \$1,500,000.00

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: Cynthia P. Brinkley



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

May 27, 2008

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

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

RE: **LEGISLATIVE REQUEST FOR
FC-7710-04, Flow Measurement in Combined Sewer and Separate Sanitary
Sewers
Amendment Agreement No. 2
Contractor: ADS Environmental Services**

Please prepare appropriate legislation for Cycle 10 (June 16, 2008) to amend the above-referenced contract for the purpose of adding 2007/2008 funds on behalf of the Department of Watershed Management, Bureau of Wastewater Treatment and Collection.

All other terms, conditions, etc. shall remain the same. All funds shall be charged to and paid from 5051 (Water and Wastewater Revenue Fund) 170212 (DWM Wastewater Collection) 5222003 (Repair and Maintenance) 4310000 (Sanitary Administration) in the amount of \$1,500,000.00.

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

Your assistance in this matter is requested and appreciated.

/gjc

c: Sheila Pierce, DWM
Debra Henson, CS
Sammy Goodson, DWM
Cathy Martin, DOP
Pati McMahan, DWM
Maisha Land-Wood, DWM
Gwendolyn J. Carswell, DWM
File



CITY OF ATLANTA
DEPT. OF PROCUREMENT

2004 AUG 23 PM 4: 50

CITY OF ATLANTA

SHIRLEY FRANKLIN
MAYOR

OFFICE OF CONTRACT COMPLIANCE
55 TRINITY AVENUE SW, SUITE 1700
ATLANTA, GEORGIA 30303
OFFICE (404) 330-6010
FAX (404) 658-7359

MEMORANDUM

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

FROM: Hubert Owens, Acting Director
Office of Contract Compliance

DATE: August 23, 2004

RE: Recommendation for FC 7710-04, Flow Measurement in Combined
Sewers and Separate Sanitary Sewers (RFP)

The Office of Contract Compliance has reviewed the five (5) proposals for minority and female business enterprise participation. All five bidders are eligible under Section 2-1449(a)(2)(C) of the Equal Business Opportunity Code of Ordinances and have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs and FBEs as indicated below:

ADS Environmental Services

Cole Financial Services	FBE 17%
Computer Mainstream Corp.	AABE 17%
Participation Total	34%

Woolpert, LLP

Ebony Glass & Mirror	AABE 10%
Q Solutions, Inc.	FBE 24%
Participation Total	34%

Metals & Materials Engineers

Parallax, Inc.	FBE 30%
Atlanta Utility Constructors, LLC	AABE 17%
Participation Total	47%

Adam L. Smith
August 23, 2004
Page 2

R.D. Zande & Associates, Inc.
REI Drayco, Inc. AABE 18%
Eagle Environmental Group, Inc. FBE 21%
Participation Total 39%

Utility Systems, Science and Software
Technology Resource Center, Inc. HBE 35%
All Points Logistics, Inc. NABE 17%
Participation Total 52%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

CC: File
Stacy Wilbon, DOP

**FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWER AND SEPARATE
SANITARY SEWERS, AMENDMENT NO. 2
LEGISLATIVE SUMMARY**

TO: City Utility Committees

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 2 TO CONTRACT NO. FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS AND SEPARATE SANITARY SEWERS, BETWEEN THE CITY OF ATLANTA AND ADS, LLC, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT; TO ADD FUNDING IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$1,500,000.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE) 170212 (DWM WASTEWATER COLLECTION) 5222003 (REPAIR & MAINTENANCE -OTHER) 4310000 (SANITARY ADMINISTRATION); AND FOR OTHER PURPOSES.

Committee Meeting Date:	July 1, 2008
Council Meeting Date:	July 7, 2008
Legislation Title:	FC-7710-04, FLOW MEASUREMENT IN COMBINED SEWERS
Requesting Dept.:	Department of Watershed Management
Contract Type:	(Professional Service)
Advertisement:	6/6/04 & 6/13/04 AJC 6/3/04 Atlanta Daily World
Bids/Proposals Due:	7/21/04
Invitations Mailed:	121
Bids/Proposals Received:	5
Bidders/Proponents:	ADS Environmental Services Metals & Materials Engineers R.D. Zande & Associates US 3 Utility Systems Science and Software Woolpert
Contractor:	ADS, Corporation
Estimated Value:	Not-to-Exceed \$1,500,000.00

Scope Summary: To provide professional engineering and technical services of combined and sanitary sewer systems

Background:

Original Agreement	\$1,354,788.95
Amendment No. 1	\$895,972.86
Renewal No. 1	\$1,581,550.00
Renewal No. 2	\$.00

Evaluation Team: Representatives from the Department of Watershed Management

Term of Contract: Two (2) year, with three (3) one (1) year renewal option

Base term	10/29/04-10/28/06
90 day extension	10/29/06-01/26/07
Renewal No. 1	01/22/07-01/21/08
Renewal No. 2	01/22/08-01/21/09

Fund Account Centers: 5051 (Water & Wastewater Revenue) 170212
(DWM Wastewater Collection) 5222003
(Repair & Maintenance –Other) 4310000
(Sanitary Administration)

Prepared By: Sean Holloway

Contact Number: 404-330-6608

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: _____ City Utilities Committee _____

Chief of Staff Deadline: _____ May 30, 2008 _____

Anticipated Committee Meeting Date(s): _____ June 10, 2008 _____

Anticipated Full Council Date: _____ June 16, 2008 _____

Legislative Counsel's Signature: _____  _____

Commissioner Signature: _____ Robert G. Hunter xp _____

Chief Procurement Officer Signature: _____  _____

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FINANCIAL IMPACT (if any):

Mayor's Staff Only

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

Received by Mayor's Office: _____ Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)