

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, July 30, 2008 at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Kwanza Hall, Vice-Chair Ray Zies, Acting CFO
 Councilmember Felicia A. Moore Departmental Staff
 Councilmember Jim Maddox
 Councilmember Clair Muller
 Councilmember Cleta Winslow

Absent: Councilmember Howard Shook

Vice Chairperson Hall called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Jim Maddox, Clair Muller and Cleta Winslow. Other Departmental staff was present as well. The Agenda was adopted as printed with one new Resolution. Minutes of the July 16, 2008 Regular Finance/Executive Committee were adopted.

CONSENT AGENDA

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COE OF ORDINANCES

08-O-1522 (1) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Code of Ordinances and to authorize the Mayor to execute a Lease Agreement with Omni Air International, Inc. covering the occupancy and use of Cargo Warehouse spaces and office suites in the North Cargo Building at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-1523 (2) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances allowing the City to extend Renewal Agreement No. 2 with Long Engineering, Inc., for FC-6005007887-C, Annual Contract for Professional Design Services for various Quality of Life Projects and to provide additional Funding and Design Services (Project E: Simpson Road Streetscape Transportation Enhancements) Right Of Way and Construction Services on behalf of the Department of Public Works for an additional twenty four (24) months with no additional Funding; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-1524 (3) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances allowing the City to extend Renewal Agreement No. 2 with Pond and Co., Inc., for FC-6005007887-B, Annual Contract for Professional Design Services

for various Quality of Life Projects and to provide additional Funding and Design Services for (Project C: Bolton/Marietta Livable Center Initiative, Project D: Bolton/Moore's Mills Transportation Enhancement and Project G: Marietta Boulevard) Right of Way and Construction Services, on behalf of the Department of Public Works for an additional twenty four (24) months, in an amount not to exceed sixty eight thousand three hundred fifty two dollars (\$68,352.00) with all contracted work shall be charged to and paid from the following Fund Department and Account Numbers: 3138 (2008 Quality of Life Bond Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering) and PTAEO Funding Sources: 13102537/102/313821776/5414002/COA, 13102537/104/313821776/5414002/COA; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-1525 (4) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances allowing the City to extend Renewal Agreement No. 1 with Engineering Design Technologies, Inc., for FC-6005007887-A, Annual Contract for Professional Design Services for various Quality of Life Projects and to provide additional Funding and Design Services for Project A: West End LCI and Project B: Greenbriar Town Center Right Of Way and Construction Services on behalf of the Department of Public Works for an additional twenty four (24) months in an amount not to exceed two hundred thirty four thousand three hundred forty dollars (\$234,340.00) with all contracted work to be charged to and paid from the following Fund, Department and Account Numbers: 3502 (General Gov't Capital Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering); 3127 (2004 Quality of Life Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering) 3138 (2008 Quality of Life Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering) and PTAEO Funding Sources: 13101258/101/350291795/5414002/COA; 13102737/102/ 313821776/5414002/COA; 13102105/105/ 313821776/5414002/COA; 13102136/104/ 313821776/5414002/COA; 13102559/101/312721224/5414001/COA; 13102136/102/ 313821776/5414002/COA; and for other purposes.

FAVORABLE ON FIRST READ

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-1526 (5) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances allowing the City to extend Renewal Agreement No. 1 with HDR Engineering Inc., for FC-6005007887-D, Annual Contract for Professional Design Services for various Quality of Life Projects and to provide additional Funding and Design Services for Memorial Drive Sidewalks Phase I, Phase 1 and Phase 3 and for Southwest Atlanta Sidewalks

Right of Way and Construction Services on behalf of the Department of Public Works for an additional twenty four (24) months in an amount not to exceed seven hundred fifty one thousand nine hundred sixty dollars (\$751,960.00) with all contracted work being charged to and paid from the following Fund, Department and Account Numbers: 3502 (General Gov't Capital Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering), 3127 (2004 Quality of Life Fund) 130308 (DPW Transportation Design) 4270000 (Traffic Engineering), 3138 (2008 Quality of Life Fund) 130208 (DPW Transportation Design) 4270000 (Traffic Engineering) and PTAEO Funding Sources: 13102091/105/313821776/5414002/COA, 13101255/101/350291795/5414002/COA, 13102559/101/312721224/5414002/COA, 13110264/102/350291795/5414002/COA; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO NEGOTIATE FOR AND PURCHASE ONE APPROXIMATELY 0.31 ACRE PARCEL OF PROPERTY

08-O-1368 (1)

A **Substitute** Ordinance by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and purchase one approximately 0.31 acre parcel of property located at 3392 Delmar Lane from Mario Blackmon ("The Blackmon Property"), for the purpose of expanding the existing Old Adamsville Park ("Park"), in an amount not to exceed one hundred sixty thousand dollars (\$160,000.00). The City's purchase price, closing costs, due diligence, demolition and development costs shall be paid from impact fee West 14201997 (Project), 102 (Task), 350291107 (Award), 5411001 (Expense Type Land), Organization City of Atlanta and amending the 2008 General Government Capital Outlay Fund Budget Department of Planning and Community Development by transferring between accounts the sum of one hundred sixty thousand dollars (\$160,000.00); and for other purposes. **(Referred to Finance/Executive Committee, 7/15/08); (Finance/Executive Committee Substitute changes the FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute to change the FDOA.

Ms. Diane Harnell-Cohen: Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that she has four papers like this. This is for one third of a parcel. CDBG Funds are available to convert the Adamsville Park. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-1429 (2)

A **Substitute** Ordinance by Finance and Executive Committee to authorize 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 authorize the Chief Financial Officer to remit payment for all

outstanding invoices through August 1, 2008 to CA Inc., in an amount not to exceed \$433,259.00 for Main Frame Operations Management, Desktop Management, Network Management, and Information Security Software Licenses, Support and Maintenance to be charged to and Paid from FDOA Number 1001 (General Fund) 050211 (IT Network Management) 5424004 (Software (\$5,000+)) 153500 (Data Processing/Management Information System); to authorize the Mayor to execute Appropriate Contractual Agreements with CA Inc. for Main Frame Operations Management, Desktop Management, Network Management, and Information Security Software Licenses, Support and Maintenance, on behalf of the Department of Information Technology, in an Annual Amount not to exceed \$126,109.37, to be charged to and paid from FDOA Number 1001 (General Fund) 050211 (IT Network Management) 5424004 (Software (\$5,000+)) 153500 (Data Processing/ Management Information System); and for other purposes. **(Finance/ Executive Committee Substitute corrects FDOA Number, 7/30/08)**

HELD AND SUBSTITUTED

Vice Chairperson Hall stated that we have a Substitute.

Mr. Michael Dugan: of the Department of Information Technology addressed the Committee by stating that we are in the process of cleaning up past overdue invoices for our infrastructure. We would like to expeditiously get this paid up. We have a contract in place and want to extend the relationship. Acting CFO Zies added that this is another IT contract that did not come to Council. Councilmember Hall stated that this is added in the list of the other contracts that did not come to Council. Councilmember Moore stated that there is a 90 day process already in place. Why are we extending this contract and not moving forward with someone else. Will they do the job for the same amount of money or is it more money. This should not have been done in the first place. Is September 7th when the contract expires? If so, you should be able to answer some of the questions and deal with it when we come back from Recess. She then offered a motion to Hold on Substitute. She then added that someone needs to work on answers while we are on Recess. Vice Chairperson Hall asked if it is critical. Mr. Dugan responded that we need those services. Councilmember Moore stated that the next Council meeting is on August 18th. She is concerned with the problem with DIT. You can't keep invoices paid on time. Is there software to help you? Mr. Dugan responded that we have been in a lot of transition. Councilmember Moore asked that Mr. Dugan be proactive the next time he comes before the Committee.

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO NEGOTIATE FOR AND PURCHASE APPROXIMATELY .09 ACRES

08-O-1430 (3)

A **Substitute** Ordinance by Finance and Executive Committee authorizing the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and purchase approximately .09 acres, located at 156 Walnut Street ("The Vine City Park 156 Walnut Street Property") from the Conservation Fund (TCF) in an amount not to exceed sixty thousand dollars (\$60,000.00), for the purpose of expanding the existing Vine City Park. The City's purchase price, due diligence, purchase services and development costs shall be coded to Oracle String PTAE0 (PNG Project: 10202670), (PNG Task101), PNG Award: 270221062), (Expenditure: 5413004), (ORG: COA), General Ledger (Fund: 2702), (Department: 100101), (Account: 5413004), (FUNCACT: 1320000), (Project: 202670), (FD SRC: 21062), (INTER: 0000), Westside TAD Fund/Construction in Progress/Westside TAD 2005, which account has been funded

form the Westside TAD Neighborhood Fund Allocation approved by the Atlanta Development Authority (“ADA”); approving conforming changes to the Intergovernmental Agreement by and between the City and ADA relating to the Vine City Park of which the Vine City Park 156 Walnut Street Property will form a Part; and for other purposes. **(Finance/Executive Committee Substitute corrects FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute. Commissioner Harnell-Cohen stated that Vine City is being worked on parcel by parcel. This property is less than an acre. It is coming out of the Westside TAD funding. Councilmember Moore offered a motion to **Approve on Substitute, 5 Years.**

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA (“CITY”), TO NEGOTIATE FOR AND PURCHASE APPROXIMATELY 0.869 ACRES OF PROPERTY

08-O-1431 (4)

A **Substitute** Ordinance by Finance and Executive Committee authorizing the Mayor, on behalf of the City of Atlanta (“City”), to negotiate for and purchase approximately 0.869 acres of property at 1043 Hank Aaron Drive (“The Atlanta Temple Church Property”) from the Trust For Public Land (“TPL”), in an amount not to exceed one million dollars (\$1,000,000.00), for the purpose of expanding of the existing Four Corners Park. The City’s purchase price, due diligence, purchase services, demolition and site development costs shall be paid from Park Opportunity Bond Fund 2005A: Fund : 3129, Dept, : 140106, Park Design Account; 5411001 Land, Function Activity: 100247 Park Areas, Funding Source: 21230 2005 A Park Improvement Bond 9999, PTAE0, Project: 14100247, TASK : 101, Award: 312921230, Expense Type: 5411001, Organization: City of Atlanta; and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute. Commissioner Harnell-Cohen stated that this is a Beltline purchase under the Opportunity Bonds. We are assembling the other parcels availability. We have been working on this for a couple of years and the property finally went on sale. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Years.**

TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA (“CITY”), TO NEGOTIATE FOR AND PURCHASE APPROXIMATELY 4.08 ACRES

08-O-1432 (5)

A **Substitute** Ordinance by Finance and Executive Committee authorizing the Mayor, on behalf of the City of Atlanta (“City”), to negotiate for and purchase approximately 4.08 acres located at 830 Willoughby Way (“The Cox Communications Property”), from the Trust for Public Land (“TPL”), in an amount not to exceed six million four hundred thousand dollars (\$6,400,000.00), for the purpose of expanding the proposed North Avenue Park adjacent to the proposed Beltline. The City’s purchase price, due diligence and purchase services shall be paid from Park Opportunity Bond Fund 2005A: Fund: 3129, Dept, : 140106, Park Design Account: 5411001 Land, Function Activity : 100247 Park Areas, Funding Source: 21230 2005 A Park Improvement Bond 9999, PTAE0, Project : 14100247, TASK: 101, Award: 312921230, Expense Type: 5411001, Organization: City of Atlanta; and for other

purposes. **(Finance/Executive Committee Substitute corrects the FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute. Commissioner Harnell-Cohen stated that this is also part of the Beltline. This is a separate piece of property. This amount of money includes purchasing and development. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Years**. Vice Chairperson Hall asked if this is part of the State Parks. Commissioner Harnell-Cohen responded that we will maintain the State Park. This is also Opportunity Bonds.

TO INCREASE ANTICIPATIONS FOR THE GENERAL FUND FOR FY 2008

08-O-1460 (6) A **Substitute** Ordinance by Finance/Executive Committee increasing Anticipations for the General Fund for FY 2008 based on current revenues and to release the FY 2008 Restricted Reserve; and for other purposes. **(Finance/Executive Committee Substitute..., 7/30/08)**

HELD AND SUBSTITUTED

Vice Chairperson Hall stated that we have a Substitute. Acting CFO Zies responded that it is the revenues that came in. In Section 1 we received \$494 million dollars. We want to increase the appropriations to cover the additional \$14 million dollars. We are also asking for Restricted Reserves to cover the Underground, fuel, overtime, etc. Councilmember Moore asked if this is the Close Out paper for last year's budget. Acting CFO Zies responded that we have begun the Close Out process. Councilmember Moore stated that in the 1st Whereas that the 2008 Budget is \$595 million dollars and the Budget Commission appropriated only \$580 million dollars. Acting CFO Zies responded that it is throughout the revenues. Councilmember Moore stated that we brought in more money. Acting CFO Zies responded that it is on the books under revenue. The total Budget for the General Fund was \$645 million dollars. We budgeted for the use to change to fund balance. Councilmember Moore asked where is the \$14 million dollars? Acting CFO Zies responded that he would provide the list. We do have \$14 million dollars and that is why I am asking to increase the appropriations. The Restricted Reserves is part of the \$645 million dollars. Councilmember Moore stated that she wants to see the actual carry forward. To what extent did we overspend. Acting CFO Zies responded that he would provide it. Councilmember Moore asked if the Budget Commission has to meet again? Acting CFO Zies responded yes. Councilmember Moore asked if there is excess money. Acting CFO Zies responded that we would know when the Audit is finished in five to six months. The Audit is never completed before January or February. Councilmember Moore asked for a sense of where this is going. She then stated that the City Council cannot get any type of information on their budget and expenditures. Acting CFO Zies responded that we won't know the carry forward until six months down the line. Councilmember Moore stated that soon we won't have money to operate. Councilmember Muller stated that if we got more revenues than anticipated, it should go to the Restricted Reserves. What is it being spent on? Acting CFO Zies responded that we won't know until six months. It is to cover expenditures in 2008. Councilmember Muller asked about the \$70 million dollars gap. Acting CFO Zies responded that we closed it. The adopted budget is \$645 million dollars. Councilmember Muller stated that we should state where the \$14 million dollars should go. Councilmember Moore stated that there is no \$14 million dollars. Acting CFO Zies responded that the \$14 million dollars is Revenue. When the Budget was adopted we anticipated using it toward the \$645 million dollars. Councilmember Moore stated that essentially there is \$14 million dollars, but it is encumbered in the Close Out. Acting CFO Zies responded that it takes affect with 2009. The more we have in revenue, there is less fund balance to carry forward. The paper will be **Held and Substituted, 5 Years**. Councilmember Moore asked if there are excess funds in the Personnel expenditures in the Finance Department. Acting CFO

Zies responded that we pay whatever is on the payroll. The Departments give the Department of Human Resources the paperwork and they enter the increased salaries information. Councilmember Moore requested information regarding payroll changes. The Mayor did veto the Ordinance to take back the authority of the Personnel Code. Some Department Heads asked staff to hurry up and make personnel changes. She wants to know who received the increases. Councilmember Martin asked if the \$14 million dollars are in the Charter of Accounts. Acting CFO Zies responded yes it is. It is in various revenue accounts. Councilmember Martin asked if we will address appropriations. Vice Chairperson Hall stated that it is last on the Agenda.

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1540 (7) An Ordinance by Councilmembers Ceasar Mitchell, Cleta Winslow, Joyce M. Sheperd, Mary Norwood, H. Lamar Willis, C.T. Martin, Felicia A. Moore, Ivory Lee Young, Jr., Natalyn Archibong, Clair Muller and Jim Maddox **as Substituted by Finance/ Executive Committee (1), 7/30/08** to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by transferring appropriations from various consulting, supply, travel and other non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Finance/Executive Committee Substitute..., 7/30/08)**

FAVORABLE ON SUBSTITUTE

Councilmember Moore asked where is the money coming from? Councilmember Winslow responded that these are actually Consulting Accounts from various Departments. Mr. Stokes has worked with me regarding this paper. She received the information on Monday. She cannot remember when we had to close a fire station. The station is not closed completely because the air portion is still open.

Mr. Greg Pridgeon: Mayor's Office Chief of Staff addressed the Committee by stating that we received the document in Briefing on yesterday. This information has not been formally reviewed by the Departments. Some of them are using Consulting Fees to pay for security, appraisals, etc. At this moment we have not done an analysis. In the cuts we stated that any modifications will have a direct impact on the delivery of services. We asked that the legislation be adversed. We disagree with taking funding from other Departments. Councilmember Moore stated that if the analysis has not been done, how would you know? You have the ability to go and define the money. We are limited in our ability to identify funds and what the impact will be. Money is being encumbered for salary increases immediately. Money is being moved from Consulting Accounts. If there is a better suggestion, present it. Mr. Pridgeon responded that we suggested a tax increase. Council decided to roll back taxes and this is one of the negative impacts. This is a tough and necessary decision. We have received information about the revenue stream. Our sales tax is down 14% and continuing to spiral downward. This cut is on top of a reduction in the revenue stream by rolling the millage rate back. This will have an impact on services. Councilmember Moore stated that we know that things are bad in the economy. If there were more communication between the Council and the Administration, we could get somewhere. We don't have the information that you have. If the Mayor can find \$7 million dollars more than what Council is asked to cut, why not find more to keep the Fire Station open. This is a major metropolitan City. As we move along, this budget will require more cuts. If Council is asked to make amendments, we will. The Consulting Fees are a non personnel Account. Councilmember Winslow stated that what was said to her is to fix her own house and not put it in their backyard. She had to listen to her constituents. She took an oath to abide by the Laws and part of it is Public Safety. She passed the information out because she talked with the Fire Chief. Fire Station #7 has some of the highest number of calls. It would be adding on 600 calls to each of the other fire houses. She is not

suggesting that any fire houses be closed. Ambulances will now be twelve minutes longer and fire fighters are the first responders. The students from the AU Center will be coming back to school in a couple of weeks. 90% of the homes in that area are all framed houses and the oldest part of the City of Atlanta. A lot of them are elderly people. The response time is not the same from another station. Councilmember Muller stated that it is clear that this Ordinance is going to pass. She thinks that there is money there. We need to move forward together on this. She then asked about the \$14 millions, can we take money from that instead of the Consulting budget. Acting CFO Zies responded that they were 2008 revenues instead of 2009. We can't identify them until six months away when the Audit is finished. The \$81 million dollars in Consulting Fees and Supplies are a lot of money to make additional cuts from. Can you identify a better place? Councilmember Maddox stated that concerns have been expressed. He joins his colleagues with working together. All that has gone on in the past should stay there. He feels strongly that the taxpayers are fed up. We have to find other sources of revenues. We have needs and responsibilities and that is our task. We can't keep going to the taxpayers for relief. The voice of the people has to be heard. We don't have any other choice because the fire station is a necessity to the community. It is very crucial to keep it open. We need the concurrence of the Administration. He then offered a motion to Approve. Mr. Pridgeon responded that he is sure that the Council and the Mayor wants to deliver services to the citizens. The Mayor did the cuts through an exhausted process. He in no means intend to frighten the Council. We think that this legislation will have a negative impact. We think that we have the best Fire Department in the City. This is about balancing the finances and delivering the services. This is a painful cut, but the resources are not there. We receive only 23% from every tax dollar. The largest goes to the School and Fulton and DeKalb Counties. Because foreclosures are up and revenues are down, there will be a downward spiral in revenues received. We are seeking Federal and State funding every way possible. Councilmember Moore stated that this is not about Fire Station #7. The Mayor does not support this legislation or the Accounts the money is coming from. Councilmember Maddox stated that he hopes that the Mayor can come up with recommendations where the money can come from. Mr. Pridgeon responded that there will be adequate coverage from other fire stations. Councilmember Martin stated that City Council can direct the CFO to make the transfer and put the money in the appropriate Accounts. The Fire Chief works for the Mayor. It might be good to get a mediator. The important thing is getting the station open as soon as possible.

Senator Vincent Fort: addressed the Committee by stating that he is looking for other sources of revenue for the City. He represents this area as well. He got a call from a citizen from the Donald Hollowell High Rise. People can categorize the property increase as moderate, but there are other increases as well. It has to stop somewhere.

Mr. Dave Walker: addressed the Committee by stating that he hopes that Senator Fort will go to the State and get help. The Mayor has double crossed the people.

Mr. Richard Dent: addressed the Committee by stating that he is the manager of the Mall West End. He has been involved with West End for 37 years. We have over 600,000 square feet in retail space. Buckhead has a fire station in Phipps Plaza. We are a Business District as well. For us not to have a fire station is disrespectful. He hopes that Council and the Mayor find the money.

Mr. Kwabena Nkromo: Chairperson of NPU-T addressed the Committee by stating that he has been working with the Save Fire Station #7 Coalition. He thanked Councilmember Martin for the recommendation to seek remediation. He then asked the supporters to limit their time with speaking so the Committee can vote.

Ms. Debra Scott: addressed the Committee by stating that she wanted the supporters to stand up.

Mr. Jim Daws: of the Firefighters Union addressed the Committee by stating that what has happened to Station #7 is what is happening to the Department of Fire and Rescue.

He requests that the Council work with the Mayor and take remedial action. We lost 93 positions in the first round of cuts. Then an additional 35 positions were cut. We lost about 125 positions. We won't have enough staff for our trucks. Unless this Council takes action, this Department will continue to suffer. The first round of these cuts cut into the muscle. It has crippled the Department's ability to do its job. He believes that we have some of the best fire fighters there is. We are under resourced and underfunded.

Mr. Andrew Carr: addressed the Committee by stating that Fire Station #7 saved his life. If they had been five minutes later he would be dead.

Mr. Bill Cannon: addressed the Committee by stating that he had the privilege to get to know the Fire Department. We need a lot more support to provide the resources that they need. It is unconstitutional to have a Station that has gone without for so long. It is disrespectful. Fire Station #7 responds to immediate needs. In our residences we have a lot of senior citizens. When fires take place, the next door neighbors are in danger as well. Their property has to be kept from being destroyed. He hopes that this situation will bring forward a renewed dedication.

Ms. Dewanna Farmer: addressed the Committee by stating that she wanted to thank the Councilmembers with their support. We have an extra penny tax. People coming from other Counties don't pay taxes here. If there was a list, you don't pick the first station where there is poverty. The conditions make the potential for disaster more possible. There are other things to consider.

General Platt: addressed the Committee by stating that many years ago his house caught a fire. They saved his life when he was two years old. He wants to protect Fire Station #7. You don't care about the poor people because if the houses burn, the developers will come in and take over.

Mr. Jerry Jackson: addressed the Committee by stating that he grew up in Cascade Heights. Fire Station #7 came to his family business twice. The history of saving lives is historic. We need the station back. We need more police in that area as well. We need to restore the Historic West End area.

Councilmember Caesar C. Mitchell: addressed the Committee by stating that this legislation is community based legislation. He desires to have this station open. This station serves the Universities and it is over 100 years old. It is about priority and commitments to Public Safety. It is his hope that the Mayor will reopen the Fire Station. He appreciates the consideration and the need to address this critical issue.

Mr. Carey Duncan: addressed the Committee by stating that you need to cut the revenue streams. You paid \$1 million dollars for four toilets. Waste not, want not. We are in a difficult situation. Councilmember Winslow thanked NPU's N, K, and T for attending. She then offered a motion to **Approve on Substitute 4 Yeas, 1 Abstention.**

TO AMEND THE PENSION ACTS APPLICABLE TO MEMBERS OF THE GENERAL EMPLOYEES PENSION FUND

08-O-1545 (8) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes.

HELD AND REFERRED TO THE ACTUARY

Vice Chairperson Hall stated that it will be sent to the Pension Board for an Actuary Report. Councilmember Martin asked if you could put in a pending request. Acting

CFO Zies responded that can be done. Councilmember Martin asked that a memo be sent to the affected employees. Vice Chairperson Hall stated that the Departments do not have the actual costs. Mr. Zies added that we don't know what the impact will be in 2010. Councilmember Martin asked if decisions have been made to do a Rif in 2010. Acting CFO Zies responded that it is in the Ordinance for 2009 and 2010. This paper will be Held and Referred to Actuary.

TO AMEND THE FY 2009 (GENERAL FUND) BUDGET

08-O-1546 (9) An Ordinance by Councilmembers Felicia A. Moore, Cleta Winslow, Joyce M. Sheperd, H. Lamar Willis, Mary Norwood, Ivory Lee Young, Jr., Ceasar C. Mitchell, Anne Fauver, Natalyn Archibong and Kwanza Hall to amend the FY 2009 (General Fund) Budget to reestablish the Department of Fire and Rescue Special Operations Squad by transferring appropriations from various non-personnel accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes.

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF SUBORDINATE LIEN TAX ALLOCATION VARIABLE RATE BONDS (WESTSIDE PROJECT)

08-O-1548 (10) An Ordinance by Councilmembers Jim Maddox, Kwanza Hall, Ceasar Mitchell and Ivory Lee Young, Jr. **as Substituted by Finance/Executive Committee (1), 7/30/08** to (1) provide for the issuance and sale of Subordinate Lien Tax Allocation Variable Rate Bonds (Westside Project), Series 2008, in one or more Series, in the Aggregate Principal Amount not to exceed \$85,000,000 (The "Series 2008 Bonds"), to pay redevelopment costs associated with the projects identified on Schedule 1 hereto (The "2008 Projects"), to pay redevelopment costs associated with the Neighborhood Projects (The "Neighborhood Projects") in accordance with the initial resolution (as defined below) and to pay redevelopment costs associated with Public Purpose Projects (The "Public Purpose Projects") in accordance with the Public Purpose Resolution (as defined below), to fund capitalized interest and to pay expenses incident to accomplishing the foregoing; (2) authorize the execution of a Second Supplemental Indenture of Trust, a Fourth Amendment and Restated Letter of Credit and Reimbursement Agreement, substantially similar Development Agreements with the owners of each 2008 Project, a Purchase Contract, and a Remarketing Agreement and approving the use and distribution of a Preliminary Official Statement and Final Official Statement; (3) authorize the creation of a Public Purpose Project Fund to be funded with Net Tax Allocation Bond Proceeds; and (4) authorize certain other actions, all in connection with the issuance and sale of the foregoing described Series 2008 Bonds. **(Finance/Executive Committee Substitute changes the not to exceed amount to \$85 million dollars instead of \$80 million dollars, Finance/Executive Committee Amendment adds that Section 1.11 makes Subsection A to enter into an Agreement with the City and Council District Member should be on the Board, 7/30/08)**

FAVORABLE ON SUBSTITUTE AS AMENDED

Ms. Dana Boone: Debt and Investment Chief addressed the Committee by stating that the Substitute adds the not to exceed amount of \$85 million dollars instead of \$80

million dollars. We passed out two pages dealing with the market. We have prepared brief information about what is going on in the market. The companies that are stable are in yellow. Those with a negative outlook are in orange. Virtue Hathaway has a steady rating and Moody's has put FSA on the market. This is not them being premature because we will see downgrades. It will have an impact on the Bond Market. This has been impacting the financial market. She referred back to the Municipal Market update, which has turned the market around. The demand has increased recently. The long term market has been stabilized. A lot of them have moved to the Variable Rate Market. Things going on in Government are important to the raters. Entities will look closer at the City and how we conduct our everyday business. Councilmember Moore asked why can't we do it without insurance. Ms. Boone responded that we are able to issue without insurance. When we had Bond Insurance the investors would look at that. Now investors are investing on the strength of the City. It is a Variable Rate Bond. Councilmember Moore asked how did we get from a blank to \$85 million dollars.

Ms. Cheryl Strickland: of ADA addressed the Committee by stating that ADA staff works with the community and the development team. This Ordinance includes specific projects. We have the community support. The \$85 million dollars Bond Issuance is not General Obligation Bonds. They are recourse Revenue Bonds. Wachovia Bank is providing a Letter of Credit. This will increase the backing. This is the last Bond for the Westside TAD. The TAD was created to lower investments. In February the Supreme Court of the State of Georgia stopped the ability to use school funding and it reduced the funding by 50%. Fulton County is our partner with the Westside TADs. The Bonds will expire on December 31st. What is being proposed will have significant benefits? Almost 2/3 of the funding will be for Public Purpose Projects and Neighborhood Bonds. 3700 construction jobs will be created. All of the developers will partner with the Atlanta Workforce Development Authority. More than 1100 and retail, hotel and office space will be created. This is a gap funding. This will make a huge difference. Only 30% is targeted toward \$24 millions. \$6 million dollars will go into the neighborhood fund. We will issue RFP's for people with note worthy capital. It includes \$2 million dollars for parks, streetscapes, etc. The largest project would be to provide funding for the Human and Civil Rights Museum. We expect the Center to open in 2011. It is a significant Economic Development Project. She is happy to address any questions. Vice Chairperson Hall asked how many development projects were there and why did some of them drop out. Ms. Strickland responded that the projects that we lost included the School District piece. There were condo projects, which pulled out or became apartments. Councilmember Moore asked if there will be a term sheet. Ms. Strickland responded that it is in the package. Councilmember Moore asked about the interest rate. Ms. Strickland responded that it is a higher interest rate than the market. It is a short term weekly interest rate. Today's market rate is 2%, but this is based on 3.37%. Councilmember Moore asked why does it show 12% in the document.

Ms. Terri Bannister: Bond Attorney addressed the Committee by stating that it is in the Letter of Credit Agreement from Wachovia. It is to protect against increases in interest rates. The banks protect themselves at the high end. Councilmember Moore stated that 7% or 8% is high. Ms. Bannister responded that 7% or 8% is at a fixed rate. In the Variable Rate we are required to validate the not to exceed debt amount. Councilmember Moore reiterated why is it 12%.

Ms. Carol Mason: addressed the Committee by stating that we used 12% because you never expect it to get there.

Ms. Susan Pease Langford: addressed the Committee by adding that the 12% is for a plug rate based on history from the bank so they can safely predict the future. It is hardly possible that it will go beyond 12%. Banks do their modeling and analysis to protect everyone.

Mr. Mark Hughes: addressed the Committee by stating that the Variable Rate is better because of the five year increments with a Fixed Rate. A long term Fixed Rate is 5%. If

we side with a Fixed Rate we would have to assume a much higher rate. With Variable Rates there is no pre-payment. With Fixed Rates there is a ten year note. Councilmember Moore asked about Section 1.11 adding fifteen years. Mr. Hughes responded that we are asking to extend the life of the TADs. Ms. Strickland added that we can issue only half of the proceeds. We have until December 31st to use the school portion. We have structured this Bond Issue until 2023. Vice Chairperson Hall asked if there are supposed to be blanks. Ms. Bannister responded that the Exhibits are as final as we could get it. Everything has been updated. Vice Chairperson Hall asked about the grocery store. Ms. Strickland responded that the project was projected and proposed by a Real Estate company. There was to be a 400,000 square feet area with a Publix. The challenge was to make the numbers work and have a sizable office tenant. We don't recommend a funding for that offer. We need to know that the financial commitment is in place. Councilmember Hall asked how do we get a project to bring in a grocery store. Ms. Strickland responded that we made an application for new market credits. We wanted a design to provide an incentive to get credits from the government. We will know later this year if it is successful. We received a number of applications. In 2008 applications were for Metropolitan and Campbellton Road. Councilmember Winslow asked about Lee Street. Will you focus on a new market or the whole comprehensive area? Ms. Strickland responded we are focusing on new TADs. We have to look at the footprint of how Campbellton Road runs. Councilmember Winslow asked if Renewal Communities are applying for new market tax credits as well. Ms. Strickland responded that some of the banks have been active with new market tax credits. Councilmember Hall asked for a list of the contractors. Councilmember Muller stated that she liked that we are using parks, streetscapes and the Civil Rights Center should attract private dollars. Can we recoup the \$40 million dollars? Ms. Strickland responded that economic impacts will return. When we get the dollars back, yes we can, but not from the TADs. We have raised \$2 million dollars. Councilmember Muller stated that it is important to state to the public what TAD dollars can be used for. Ms. Strickland responded that TAD dollars can be used for capital dollars. We can't do operating costs or salaries out of them. When the TADs are created, we focus on redevelopment. Councilmember Muller asked if the area grew, could you use the TADs for a new fire station. Ms. Strickland responded yes.

Mr. Doug Shipman: addressed the Committee by stating that we looked at 35 other museums, which often receive public funding. They should serve the community. We have worked very hard to have a business module. We believe that in Atlanta we can reduce 80% of operations. We will have to raise only 10%. This investment will pay back to the City. We will fund ourselves. We have worked hard to make sure that this is a good steward. We have built in free days so people can come for a free visit. Tickets will be \$12 dollars. We are very excited and working hard to make sure we use the dollars wisely. Ms. Strickland stated that we plan to have the same requirements. Until all of the financing is out front, we will not fund. It is not City money up front. It is how we generate results. Councilmember Maddox stated that he wants to thank everyone for getting us to this point. This project is very important to the City of Atlanta. Councilmember Winslow asked if this building is located around Centennial Park. Mr. Shipman responded yes we are moving toward that. Councilmember Winslow asked about the pledges. Mr. Shipman responded that they amount to \$10 million dollars. We have private funders waiting for participation. Vice Chairperson Hall asked about the net bond proceeds. Ms. Strickland responded that we underwrite projects and this has been a successful TAD. Vice Chairperson Hall stated what if it doesn't generate funds, how is it paid off. Ms. Strickland responded that we are underwriting what is there. The economic impact is in the multiples of what the City is putting in. Mr. Shipman responded that it can generate revenues because it is a signature of Atlanta. We can attract people to the City. We have been contacted by the UN to hold conferences. We have not assumed that visitors will stay longer. 50% of the funding for the DC museum comes from the federal government. Ms. Strickland added that this is what we know we can do. Councilmember Hall asked what kind of Agreement is in place going forward. Ms. Strickland responded that there is not one today, but there will be one in the future. We have Boiler Plate Agreements that we use. Councilmember Hall stated that he is trying to protect our interest. He then asked for a

draft of the Intergovernmental Agreement. Councilmember Maddox stated that the land is available now. If it is deferred, it may not be available soon. This is an excellent opportunity. Vice Chairperson Hall offered an Amendment that **Section 1.11 makes Subsection A to enter into an agreement with the City and a Council District Member should be on the Board as well, 4 Yeas**. Councilmember Maddox offered a motion to **Approve on Substitute as Amended, 3 Yeas, 2 Abstentions**. Vice Chairperson Hall stated that we need to figure out a way for streetscapes activities. Ms. Strickland responded that there are other institutions that speak to this. Mr. Shipman responded that earlier this year we had walking tours. He welcomes any efforts. Vice Chairperson Hall stated that there have been general conversations regarding that. Concluding, Ms. Strickland stated that much of the District is in the Eastside TAD.

TO AUTHORIZE THE MAYOR TO EXECUTE AN APPROPRIATE CONTRACTUAL AGREEMENT WITH IBM CORPORATION

08-R-1527 (1) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute an Appropriate Contractual Agreement with IBM Corporation, pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of providing IBM Maximo Asset Management Software Licenses for purchasing, inventory and work orders on behalf of the Department of Watershed Management, in an amount not to exceed one hundred eighty-one thousand dollars and no cents (\$181,000.00); all contracted work to be charged to and paid from Fund, Department Organization and Account Number 5052 (Water and Wastewater Renewal and Extension Fund) 170201 (DWM Wastewater Renewal Treatment & Collection) 5424003 (Computers \$5,000+) 4310000 (Sanitary Administration); and for other purposes.

FAVORABLE ON SUBSTITUTE

Ms. Sheila Pierce: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that this will authorize an Access Management Module for tracking and scheduling maintenance on our wastewater equipment. Councilmember Moore asked why are they a Sole Source. Ms. Pierce responded that the company owns the system. Councilmember Moore asked what was competitive. Ms. Pierce responded that it was not competitive. Councilmember Moore asked if you knew it was Sole Source. Ms. Pierce responded that Procurement canvas the market. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas**.

TO AUTHORIZE THE MAYOR TO EXECUTE AN APPROPRIATE CONTRACTUAL AGREEMENT WITH TOTAL RESOURCE MANAGEMENT, INC.

08-R-1528 (2) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute an Appropriate Contractual Agreement with Total Resource Management, Inc. pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of providing software upgrades for the Maintenance Management System (“MMS”) to Maximo 6, on behalf of the Department of Watershed Management, Bureau of Drinking Water, in an amount no to exceed three hundred fifty-nine thousand, two hundred fifty-four dollars and six cents (\$359,254.06); all contracted work to be charged to and paid from Fund, Department Organization and Account Number 5052 (Water and Wastewater Renewal and Extension Fund) 170403 (DWM Drinking Water Operational Support) 5424004 (Software \$5,000+) 4420000 (Supply); and for other purposes. **(Finance/Executive Committee Substitute corrects FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Ms. Pierce stated that they are a Sole Source as well. We are not aware of any other vendors to do the upgrades. It is the system that we are using. We have been using this system for a number of years.

Mr. Dave Chapman: Deputy Procurement Officer addressed the Committee by stating that we deem something to be a Sole Source that was previously approved through a process. That vendor is the one who can upgrade the system. For this one it is for licensing and the other two of them are for upgrades. At the very beginning there was a competitive process. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH FULTON COUNTY

08-R-1529 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with Fulton County in an amount not to exceed one million two hundred seven thousand nine hundred twenty eight dollars and zero cents (\$1,207,928.00) annually to perform Animal Control Services on behalf of the City of Atlanta to be paid from Account Number 1001 (General Fund) 200502 (NDP Fulton County) 571001 (Payments To Other Governments) 1514000 (Tax Administration), and for other purposes.

FAVORABLE

Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH D & B JANITORIAL SERVICES, INC.

08-R-1530 (4) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute renewal Agreement No. 1 with D & B Janitorial Services, Inc. for FC-7665-04B, Citywide Janitorial Services, on behalf of the Executive Offices, Office of Enterprise Assets Management in an amount not to exceed one hundred four thousand, one hundred & fifty-seven dollars and eighty-four cents (\$104,157.84); all contracted work to be charged to and paid from Fund, 1001 (General Fund), Department 040404 (Exe. Facility Maintenance – AWDA), Account 5222001 (Service, Repair and Maintenance), Function Activity 1565000 (General Government Buildings & Plants) (\$34,500.00); 1001 (General Fund), Department 040406 (Exe. Facility Maintenance-Municipal Court) 5222001 (Service, Repair and Maintenance) Function Activity 1565000 General Government Buildings & Plants (\$69,657.84) and for other purposes. **(Finance/Executive Committee Substitute corrects the amount, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute.

Ms. Lisa Gordon: Manager of the Office of Enterprise Asset Management addressed the Committee by stating that this is for two Renewals for the ADA and Court Buildings. The Substitute is for the amount of the contract. Councilmember Moore offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH DELL MARKETING L.P.

08-R-1531 (5) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Dell Marketing L.P. utilizing the State of Georgia Contract SWC070766 for the purchase of two (2) Dell Power Edge R900 Servers, on behalf of the Department of Watershed Management, Bureau of Wastewater, in an amount not to exceed forty thousand, one hundred eleven dollars and no cents (\$40,111.00); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5052 (Water & Wastewater Revenue and Extension Fund) 170201 (DWM Treatment and Collection) 5424003 (Computers \$5000 +) 431000 (Sanitary Administration); and for other purposes. **(Finance/Executive Committee Substitute corrects FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Ms. Pierce stated that this service is for redundancy capability. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH ANIXTER, INC.

08-R-1532 (6) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Anixter, Inc. utilizing the State of Georgia Contract GTA141 for the purchase fiber optic testing equipment for the Scada System, on behalf of the Department of Watershed Management, Bureau of Drinking Water, in an amount not to exceed seventy thousand six hundred ninety-seven dollars and eighty-four cents (\$70,697.84); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5052 (Water & Waste Water Renewal Fund) 170407 (DWM-Drinking Water Facility) 5421003 (Equipment \$5,000+) 4430000 (Treatment); and for other purposes.

FAVORABLE

Ms. Pierce stated that this is test gear equipment and will be portable and the equipment will be housed in the shops. It is to make repairs quickly. Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO UNCLE JULIO'S CASA GRANDE

08-R-1533 (7) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Uncle Julio's Casa Grande in an amount not to exceed six thousand four hundred three dollars and thirty-nine cents (\$6,403.39) for an overpayment of Business License Fees; all funds shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury); and for other purposes. **(Finance/Executive Committee Substitute corrects the amount, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Acting CFO Zies stated that these are refunds for overpayment of license fees. Councilmember Maddox asked why are they overpaying. What is generating this situation? Acting CFO Zies responded that they pay for a whole year and if they close the business, we would refund them. They pay on their estimated revenues. Councilmember Muller offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO TRIZECHAHN MIDTOWN

08-R-1534 (8) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Trizechahn Midtown in an amount not to exceed fourteen thousand nine hundred thirty six dollars and sixty-seven cents (\$14,936.67) for an overpayment of Business License Fees; all funds shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury); and for other purposes. **(Finance/Executive Committee Substitute corrects the amount, 7/30/08)**

FAVORABLE ON SUBSTITTUTE

Councilmember Muller offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO TRIBUNE BROADCASTING COMPANY

08-R-1535 (9) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Tribune Broadcasting Company in an amount not to exceed thirty-two thousand six hundred thirty-six dollars and eighty cents (\$32,636.80) for an overpayment of Business License Fees; all Funds shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury); and for other purposes. **(Finance/Executive Committee Substitute corrects the amount, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Councilmember Muller offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO ATLANTA CENTER LIMITED D/B/A ATLANTA HILTON HOTEL

08-R-1536 (10) A **Substitute** Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Atlanta Center Limited d/b/a Atlanta Hilton Hotel in an amount not to exceed forty-one thousand five hundred twenty one dollars and fifty-five cents (\$41,521.55) for an overpayment of Business License Fees; all Funds shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury); and for other purposes. **(Finance/Executive Committee Substitute corrects the amount, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Councilmember Muller offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE AN APPROPRIATE CONTRACTUAL AGREEMENT

08-R-1551 (11) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to execute an Appropriate Contractual Agreement with Hansen Information Technologies, a subsidiary of Infor Global Solutions, pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of providing additional Hansen Software Licenses, Maintenance and Technical Support, on behalf of the Department of Watershed Management, in an amount not to exceed one hundred sixty-six thousand dollars and no cents (\$166,000.00); all contracted work to be charged to and paid from Fund, Department Organization and Account Number 5052 (Water and Wastewater Renewal an Extension Fund) 170201 (DWM Wastewater Treatment & Collection) 5424003 (Computers \$5,000+) 4310000 (Sanitary Administration); and for other purposes. **(Finance/Executive Committee Substitute corrects FDOA Number, 7/30/08)**

FAVORABLE ON SUBSTITUTE

Vice Chairperson Hall stated that we have a Substitute. Ms. Pierce stated it is for the upgrade. Councilmember Maddox offered a motion to **Approve on Substitute, 5 Yeas.**

TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.

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; 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)**

HELD AND AMENDED

TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA, GEORGIA

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)**

HELD

TO PROVIDE FOR THE ANNEXATION OF 4605 BIRDIE LANE, SW, ATLANTA, GEORGIA, 30331

07-O-0623 (3) 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)**

HELD

TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE ORKNEY/LANARK DRIVE COMMUNITY

07-O-0968 (4) 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 provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 5/16/07 due to State requirement)**

HELD

TO AMEND ARTICLE V. CLASSIFICATION PLAN, OF THE CODE OF ORDINANCES, CITY OF ATLANTA, GEORGIA

07-O-0974 (5) 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)**

HELD

TO ALLOW THE CITY TO IMPOSE A VERIFICATION/CONVENIENCE FEE IN THE AMOUNT OF \$4.50

07-O-1087 (6) 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)**

HELD

TO ENCOURAGE MEMBERS OF THE UNITED STATES CONGRESS TO SUPPORT THE EMPLOYEE FREE CHOICE ACT

07-R-1904 (7) 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)**

HELD**TO SUPPORT H.R. 2447 TO ESTABLISH AN ENERGY AND ENVIRONMENT BLOCK GRANT PROGRAM**

07-R-2138 (8) 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)**

HELD**TO ENDORSE HR 3535 HOMEBUYER'S PROTECTION ACT OF 2007**

07-R-2139 (9) 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)**

HELD**TO CREATE A NEW SECTION 2-46.1**

08-O-0085 (10) 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)**

HELD**TO RESCIND ORDINANCE 07-O-2410**

08-O-0295 (11) 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)**

HELD**A TWELFTH SUPPLEMENTAL BOND ORDINANCE**

08-O-0299 (12) 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)**

HELD

TO AUTHORIZE THE CHIEF PROCUREMENT OFFICER TO PURCHASE PROPERTY LOCATED AT 207/211 VINE STREET AND 601/605 SPENCER STREET, ATLANTA, GEORGIA 30314

08-O-0402 (13) 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)**

HELD

TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTER-GOVERNMENTAL AGREEMENT WITH THE FULTON COUNTY DISTRICT ATTORNEY

08-R-0510 (14) 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 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)**

HELD

TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

08-O-0634 (15) 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. **(Held and Amended, 4/30/08)**

HELD

TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ENGAGE ON BEHALF OF THE CITY OF ATLANTA

08-O-0736 (16) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

HELD

TO AMEND ARTICLE IX, SECTION 2-912 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA

08-O-0821 (17) An Ordinance by Councilmembers Felicia A. Moore, Cleta Winslow, Anne Fauver, Ceasar C. Mitchell, H. Lamar Willis, Mary Norwood, Natalyn Archibong, Joyce M. Sheperd, Ivory Lee Young, Clair Muller and Kwanza Hall to amend Article IX, Section 2-912 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Procedures for Making Payments by City") to establish a procedure for making payments in violation of the Procurement Code. **(Held, 4/30/08)**

HELD

TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS (PERRY BOLTON PROJECT), SERIES 2008

08-O-0822 (18) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1_____ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in

connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

HELD

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

08-O-0829 (19) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A, Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2-302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3rd Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION 2

08-O-0830 (20) An Ordinance by Howard Shook to amend Chapter two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER 146, DIVISION 1, ARTICLE II, SECTION 146-26 (ENTITLED, "LEVY")

08-O-0831 (21) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy."), Chapter 146, Article II, Section 146-79 (Entitled, "Levied.") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise Tax Levied; Collection.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69

08-O-0833 (22) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, "Quorum; Vote Required for Passage of Legislation.") and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, "Presence at Meetings; Voting on Questions.") of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase

in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105

08-O-0834 (23) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, "Establishment or Change in Fees for Service; Notice to Public.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

HELD

TO CONDUCT A HEARING ON THE AGREEMENTS BETWEEN COGNOS CORPORATION AND THE CITY OF ATLANTA

08-R-1122 (24) A Resolution by Councilmembers Felicia A. Moore, Howard Shook, Cleta Winslow, Clair Muller, Kwanza Hall and Jim Maddox authorizing the Finance/Executive Committee to conduct a hearing on the Agreements between Cognos Corporation and the City of Atlanta; and for other purposes. **(Held, 5/28/08)**

HELD

TO REQUIRE NOTICE IN CITY CONTRACTS REGARDING THE REQUIREMENTS FOR LEGISLATIVE AUTHORIZATION

08-R-1233 (25) An Ordinance by Councilmembers Felicia Moore, Carla Smith, Joyce Sheperd, H. Lamar Willis, C.T. Martin, Natalyn Archibong, Ivory Lee Young, Jr., Ceasar C. Mitchell, Howard Shook, Clair Muller and Kwanza Hall to require notice in City Contracts regarding the requirements for Legislative Authorization in advance of rendering services of demand for payment; and for other purposes. **(Held 6/11/08 at the request of the Committee to allow Law Department to provide additional information.)**

HELD

TO AMEND THE FY 2009 BUDGET

08-O-1446 (26) An Ordinance by Councilmember C.T. Martin to amend the FY 2009 Budget so as to add to the Budget, Funding of the Judicial Agencies in the amount of \$_____; to reduce the Adopted Budget by said amount; and for other purposes. **(Held, 7/16/08)**

FORWARD WITH NO RECOMMENDATION

Councilmember Maddox offered a motion to move **Forward with No Recommendation, 5 Yeas.**

ITEMS NOT ON AGENDA

TO AUTHORIZE THE ALLOCATION OF BOND PROCEEDS FROM THE “CITY OF ATLANTA TAX ALLOCATION BONDS (BELTLINE PROJECT)”

08-R-1553 (1) A **Substituted** Resolution by Finance/Executive Committee authorizing the Allocation of Bond Proceeds from the “City of Atlanta Tax Allocation Bonds (Beltline Project), Series 2008”; and for other purposes. **(Finance/Executive Committee Substitute adds Exhibit “A”, Finance/Executive Committee Amendment adds that there will be equity throughout the Districts, 7/30/08)**

FAVORABLE ON SUBSTITUTE AS AMENDED

Councilmember Moore asked what is the time sensitiveness of moving this paper today?

Ms. Terri Montague: of ADA addressed the Committee by responding that we are continuing to work with TADAC. We would like to move on the paper today.

Mr. Dick Laden: Bond Counsel addressed the Committee by stating that our charge is to offer the bonds before the end of September. The longer we wait, each month is costing us \$450,000. We won’t have to refinance them if we close it. If we miss the September 10th meeting we won’t be back until October. Councilmember Winslow asked when we entered into the \$23 million dollars for the portion of the right of ways, did we have the money. Ms. Montague responded that we borrowed the money. The Bond Allocation is using \$45 million dollars to retire a one year short term note. At the time of closing, the City brought \$23 million dollars to the table, which we borrowed from three banks. We entered into a joint venture. When we closed they were responsible for getting \$23 million dollars from private funds. Councilmember Winslow stated that our portion of the \$23 million dollars was supposed to generate developers coming in. The purchase price was \$66 million dollars and we borrowed the additional from the seller to pay back in twelve months. On October 31st the note will come through. If it is not paid the City will lose its \$23 million dollars investment and the land. We are completing an acquisition with short term notes. The last appraisal was in 2007. We are asking for us to be allowed to commit or raise \$30 million dollars from somewhere else and return the money back to the five year work plan. We would then take excess land and sell it to pay off the rest of the note. We are now in a situation where we can’t do a closing by October 31st. We will set the right of way corridor and replenish some of that money. Schedule A shows that we would have used \$45 million dollars and Schedule B shows the \$23 million dollars. Councilmember Winslow asked for the total. Ms. Montague responded that is all we will allocate for the whole Beltline. It is funded through private and public sources. There are \$270 million dollars in projects for the whole Beltline. Councilmember Winslow asked if all of the money will go to the one corridor. Ms. Montague responded yes, transit. We needed two segments of right of ways to get federal funding. It is not a northeast quadrant. The \$13.8 million dollars will go to the Affordable Housing Trust Fund. Those monies are not restricted to any location. We pushed the schedule back as far as we could to September. Councilmember Winslow asked if something happens, what will happen to the funding because we are working from a 2007 appraisal. Ms. Montague responded that sometimes there is an adjuster. Councilmember Winslow stated that she is concerned with what will happen with the other part of the Beltline. Councilmember Maddox offered a motion to Approve. Councilmember Muller stated that we need a Work Session. Ms. Montague responded that we will come together while Council is on Recess. We have not done a full Work Session. We did one on March 3rd for the whole Beltline. Ms. Boone added that we have a Substitute. Vice Chairperson Hall offered a motion to accept the **Substitute to add Exhibit A, 3 Yeas, 2 Abstentions.**

Ms. Ester Stokes: of Park Pride and a member of TADAC addressed the Committee by stating that she is in support of the TAD Bonds and using some of the dollars for the

Northeast Quadrant right of way. We need to support this to secure the right of way. She opposes the letter from TADAC sent to ADI. If the City really wants the Beltline there is no choice but to approve it. We would throw away \$23 million dollars and come away with nothing. She read comments from Craig Robinson who had signed up to speak that states that ADI has met with individuals of TADAC. This went toward bridging the gap. She also spoke for Mr. Joe Stokes, President of the Georgia Conservancy as well who had signed up to speak who said that the Georgia Conservancy supports this. We can't turn our backs on the Beltline.

Ms. Sally Flock: a member of TADAC addressed the Committee by stating that she thinks that we should secure the right of way. It is a waste to lose the \$23 million dollars. In 1999 when the Quality of Life Bonds were approved some Districts did not need street repavements and many did. When the money was divided, it created some problems. There is money coming from different sources. Dividing the money will tie your hands. She encourage that you approve the Bonds. Councilmember Moore stated that the issue was to make sure that each District would have equal opportunities. She then stated that dividing the money was the greatest thing to do. There was also a second pot of money. She has to make sure that the needs of her constituents are addressed.

Mr. George Dunsenberry: of Park Pride addressed the Committee by stating that he is here in support. Three years ago we did an analysis. The only section for sale is the Northeast. He believes in the Beltline.

Ms. Debra Scott: addressed the Committee by stating that she has been on the TAD Advisory Committee Board for one and a half years. She does not support this in its current form. We have not received information in writing that we have requested. We have to recognize that the Northeast does not have to go first. When will we correct some problems from the past. This is not a good deal for the community right now. Please Hold this paper until the issues can be worked out.

Mr. Eugene Bowens: President of the Tax Allocation District Advisory Committee addressed the Committee by stating that we have not taken the position to purchase land for the Northeast Quadrant. The Legislation by Council states that prior to TAD Bonds, TADAC will make recommendations. We suggest that the Bond Proceeds be used for historical Projects. We also suggest that those funds will be used solely in the Beltline Redevelopment Area for Economic Incentive Bonds. We received a request from Ms. Montague on June 2nd for TADAC to give ADI its position and recommendation to retire a debt in the Northeast Quadrant. We received little information on this request. It is unfair to use \$66 million dollars out of \$92 million dollars for this project. We believe that there is some confusion and should be an updated plan. We are asking that the paper be Held. Ms. Boone added that was one of the reasons why the Finance Department did a footnote regarding repaying the loan. We wanted to make sure that the loan was paid off. We believe the revenue stream does not support it. It is our belief that it does not support \$120 million dollars in Bonds. Ms. Montague clarified that the difference in Schedule A is \$45 million dollars and Schedule B is \$15 million dollars. We wanted to stay with the five year work plan, which is spreading the benefit all around. We are happy to work with the TADAC. Councilmember Maddox stated that we need to add some kind of wording to tie into that. The Council is interested in equity. The Beltline runs through all Districts except for his.

Mr. Peter Andrews: Senior Assistant City Attorney addressed the Committee by stating that in the Resolution the 2nd Whereas does reference the fact that there is an intent with the five year work plan to equally distribute within all Council Districts. We can add a further Be It Resolved. Councilmember Winslow asked if we are taking all of the money and spreading it out. Ms. Montague responded that the total amount is \$117.3 million dollars. Councilmember Winslow asked how much is in the Beltline. Ms. Montague responded that we are asking up to \$120 million dollars. The Bond Underwriters have stated that it is \$117.3 million dollars. The Debt Service is \$92 million dollars. Vice Chairperson Hall stated that he is a big supporter. Each side

should work together. The deal fell apart, but we want to move forward. Some of the developments are happening anyway. Ms. Montague responded that it is easy to stand today and say that 50% of the Beltline TADs cannot be used because of the Supreme Court ruling. When we closed last year we did not know that would be the circumstance. The market is now dried up and our TADs of \$200 million dollars are what you passed. We are now at \$117 million dollars. The choice we are making is not around equity. To choose not to approve this paper is not to approve the Beltline. Councilmember Hall asked if she will help to see it through. There is a lack of trust with the process. He then stated that he will abstain. Councilmember Moore asked what is the short term goal for the property? Ms. Montague responded that you have to go through the abandonment process and hope by the year end to have it done. We have done environmental studies. We hope in 18 months to recoup some of the proceeds. Senior Assistant City Attorney Andrews read the Amendment. Councilmember Maddox offered a motion to accept the **Amendment, 4 Yeas, 1 Abstention**. He then offered a motion to **Approve on Substitute as Amended, 3 Yeas, 1 Nay, 1 Abstention**.

Continuing, Councilmember Muller asked about the Commercial Papers to support short term Capital Projects. She then asked about the foreclosure issues. Acting CFO Zies responded that we are not doing long term debt with short term Commercial Papers. You use the Commercial Paper until the market is better or the project is almost complete. Councilmember Muller stated that it saves us money. Ms. Boone added that we did the Commercial Paper two years ago. The debt would be higher without the Commercial Paper. We only spent \$130 million dollars out of the \$1.2 billion dollars. We would be paying twice in interest rates if we did not do the Commercial Paper.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 6:25 p.m.

Respectfully submitted,

Lee Hannah, Acting CFO

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”