

**A SUBSTITUTE ORDINANCE
BY: FINANCE/EXECUTIVE COMMITTEE**

09-O-0455

AN ORDINANCE TO CREATE A TRUST FUND TO BE KNOWN AS THE “BUILDING PERMIT TECHNOLOGY SURCHARGE TRUST FUND” FOR THE PURPOSE OF ACCOUNTING FOR THE PROCEEDS OF THE TECHNOLOGY SURCHARGE COLLECTED BY THE BUREAU OF BUILDINGS AS WELL AS FOR THE EXPENDITURE OF SUCH PROCEEDS AS PROVIDED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the automation of the processes in the Bureau of Buildings requires an investment in the maintenance, technical support, increased staffing, document storage capabilities and the payment of yearly licensing fees which are in addition to the present cost of the plan review and administration of the Bureau of Buildings; and

WHEREAS, in recognition of this requirement and pursuant to Ordinance 08-O-0875, the City enacted a technology surcharge of \$25.00 for all building permit applications accepted by the Bureau of Buildings for review; and

WHEREAS, Ordinance 08-O-0875 authorized the creation of a trust account necessary for the deposit of the technology surcharge proceeds and the of payment of maintenance, technical support, staffing, document storage capacity, yearly licensing fees and upgrades to software and hardware associated with automation of the building permit process in the Bureau of Buildings; and

WHEREAS, it is prudent that the technology surcharge funds be placed into trust fund, which fund shall be used to account for the technology surcharge as well as for the payment of expenditures consistent with 08-O-0875.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

Section 1: That the Chief Financial Officer is hereby authorized to create a trust fund to be known as the “building permit technology surcharge trust fund.”

Section 2: That any building permit technology fee collected on or after July 1, 2009 shall be deposited into the building permit technology surcharge trust fund 7701 (Trust Fund) 250201 (Director of Buildings) 5111001 7210000 (Protective Inspection Admin.) 000000 (Project) 00000.

Section 3: That the expenditure of funds from the building permit technology trust fund is restricted to the payment of maintenance, technical support, staffing, document storage capacity, yearly licensing fees and upgrades to software and hardware associated with automation of the building permit process in the Bureau of Buildings.

Section 4: That consistent with Section 3 of this Ordinance, no more than forty (40) percent of funds collected in the building permit technology surcharge trust fund shall be expended for operating and personnel costs from Fund Department and Center Number 7701 250201 5111001 7210000, 7701 250201 5232003 7210000, 7701 250201 5316011 7210000, 7701 250201 5316002 7210000, 7701 250201 5311002 7210000, 7701 250201 5237001 7210000, 7701 250201 5424004 7210000, 7701 250201 5232005 7210000.

Section 5: That consistent with Section 3 of this Ordinance, no more than sixty (60) percent of funds collected in the building permit technology surcharge trust fund shall be expended for capital costs from Fund Department and Center Numbers: 7701 250201 5232003 7210000, 7701 250201 5316011 7210000, 7701 250201 5316002 7210000, 7701 250201 5311002 7210000, 7701 250201 5237001 7210000, 7701 250201 5424004 7210000, 7701 250201 5232005 7210000.

Section 6: That all ordinances and parts of ordinances in conflict herewith are repealed.

**AN ORDINANCE
BY: FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE TO CREATE A SPECIAL REVENUE FUND TO BE KNOWN AS THE “BUILDING PERMIT TECHNOLOGY SURCHARGE SPECIAL REVENUE FUND” FOR THE PURPOSE OF ACCOUNTING FOR THE PROCEEDS OF THE TECHNOLOGY SURGARGE COLLECTED BY THE BUREAU OF BUILDINGS AS WELL AS FOR THE EXPENDITURE OF SUCH PROCEEDS AS PROVIDED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the automation of the processes in the Bureau of Buildings requires an investment in the maintenance, technical support, increased staffing, document storage capabilities and the payment of yearly licensing fees which are in addition to the present cost of the plan review and administration of the Bureau of Buildings; and

WHEREAS, in recognition of this requirement and pursuant to Ordinance 08-O-0875, the City enacted a technology surcharge of \$25.00 for all building permit applications accepted by the Bureau of Buildings for review; and

WHEREAS, Ordinance 08-O-0875 authorized the creation of a trust account necessary for the deposit of the technology surcharge proceeds and the of payment of maintenance, technical support, staffing, document storage capacity, yearly licensing fees and upgrades to software and hardware associated with automation of the building permit process in the Bureau of Buildings; and

WHEREAS, it is prudent that the technology surcharge funds be placed into special revenue fund, which fund shall be used to account for the technology surcharge as well as for the payment of expenditures consistent with 08-O-0875.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

Section 1: That the Chief Financial Officer is hereby authorized to create a special revenue fund to be known as the “building permit technology surcharge special revenue fund.”

Section 2: That the expenditure of funds from the building permit technology surcharge special fund is restricted to the payment of maintenance, technical support, staffing, document storage capacity, yearly licensing fees and upgrades to software and hardware associated with automation of the building permit process in the Bureau of Buildings.

Section 3: That all ordinances and parts of ordinances in conflict herewith are repealed.

RCS# 2830
3/16/09
2:09 PM

Atlanta City Council

REGULAR SESSION

CONSENT II

REFER

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	B Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	B Sheperd	NV Borders

CONSENT II

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: F/E Committee

Caption:

AN ORDINANCE

BY: FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE TO CREATE A SPECIAL REVENUE FUND TO BE KNOWN AS THE "BUILDING PERMIT TECHNOLOGY SURCHARGE SPECIAL REVENUE FUND" FOR THE PURPOSE OF ACCOUNTING FOR THE PROCEEDS OF THE TECHNOLOGY SURGARGE COLLECTED BY THE BUREAU OF BUILDINGS AS WELL AS FOR THE EXPENDITURE OF SUCH PROCEEDS AS PROVIDED HEREIN; AND FOR OTHER PURPOSES.

Council Meeting Date: March 16, 2009

Requesting Dept.: Planning and Community Development

FAC Confirmed by: n/a

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 proposed legislation will establish a trust fund account for the technology surcharge created under Ordinance 08-O-0875. Additionally, the legislation will authorize the transfer of existing funds in the technology surcharge account (1001 000002 3231901 0000) to a trust fund account (similar to impact fees and bus shelter funds).

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.

Ordinance 08-O-0875 authorized the creation of the technology fee and further authorized that the funds collected be deposited into a trust account for the purpose of the payment of maintenance,

technical support, staffing and any costs associated with software and hardware needs due to the automation of the building permitting process. The technology fee account is currently set up as a Revenue account and not a trust fund account. This legislation will authorize the creation of the appropriate trust fund account and transfer the revenue earned from the technology surcharge account to the newly established trust fund account.

3. If Applicable/Known:

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

4. **Fund Account Center (Ex. Name and number)** TBD

5. **Source of Funds:** Fees collected from building permits.

6. **Fiscal Impact:** It will result in a reduction of \$291,816.00 (as of January 2009) from the revenue account 1001 000002 3231901 0000.

7. **Method of Cost Recovery:** This legislation will authorize the use of funds generated as a result of the technology surcharge for the purposes stated in Ordinance 08-O-0875.

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.**

No revenues will be generated with this contract.

This Legislative Request Form Was Prepared By: Terri M. Lee

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Terri Lee

Contact Number: x6643

Originating Department: Planning and Community Development

Committee(s) of Purview: F/E

Chief of Staff Deadline: February 24, 2009

Anticipated Committee Meeting Date(s): March 10, 2009

Anticipated Full Council Date: March 16, 2009

Legislative Counsel's Signature: [Signature]

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: N/A

CAPTION

AN ORDINANCE

BY: FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE TO CREATE A SPECIAL REVENUE FUND TO BE KNOWN AS THE "BUILDING PERMIT TECHNOLOGY SURCHARGE SPECIAL REVENUE FUND" FOR THE PURPOSE OF ACCOUNTING FOR THE PROCEEDS OF THE TECHNOLOGY SURGARGE COLLECTED BY THE BUREAU OF BUILDINGS AS WELL AS FOR THE EXPENDITURE OF SUCH PROCEEDS AS PROVIDED HEREIN; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

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

Received by Mayor's Office: 2/26/09 Reviewed by: [Signature]
(date) (date)

Submitted to Council: _____
(date)