

AN ORDINANCE BY

09-O-0657

CITY UTILITIES COMMITTEE

RESCINDING ORDINANCE NUMBER 09-O-0006 ADOPTED BY COUNCIL ON FEBRUARY 2, 2009 AND APPROVED BY THE MAYOR ON FEBRUARY 10, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2009 BUDGET (5052-2J21) WATER AND WASTEWATER RENEWAL AND EXTENSION FUND – COMMERCIAL PAPER SERIES I) IN THE AMOUNT OF ONE MILLION FOUR HUNDRED TWENTY THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND NO CENTS (\$1,423,750.00) TO TRANSFER FUNDS FROM THE CAPITAL PTOJECTS RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LAND AND EASEMENT ACCOUNTS FOR THE FOLLOWING PROJECTS: CAMP CREEK BASIN RELIEF, PROCTOR CREEK BASIN RELIEF, SOUTH RIVER BASIN RELIEF, SANDY CREEK BASIN RELIEF, CUSTER AVE. (STOCKADE) SEWER SEPARATION, FAIRBURN ROAD PUMP & WATER MAINS, & SOUTH-WEST MAIN IMPROVEMENTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has requested rescinding 09-O-0006, as the decision has been made not to utilize the funding source; and

WHEREAS, these funds should remain in the Capital Projects Reserve for Appropriations in Water and Wastewater Renewal and Extension Fund – Commercial Paper Series I.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section 1: That Ordinance 09-O-0006 is hereby rescinded.

Section 2: That all ordinances and parts of ordinances in conflict with the terms contained herein are hereby waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE RESCINDING ORDINANCE NUMBER 09-O-0006 ADOPTED BY COUNCIL ON FEBRUARY 2, 2009 AND APPROVED BY THE MAYOR ON FEBRUARY 10, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2009 BUDGET (5052-2J21) WATER AND WASTEWATER RENEWAL AND EXTENSION FUND – COMMERCIAL PAPER SERIES I) IN THE AMOUNT OF ONE MILLION FOUR HUNDRED TWENTY THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND NO CENTS (\$1,423,750.00) TO TRANSFER FUNDS FROM THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LAND AND EASEMENT ACCOUNTS FOR THE FOLLOWING PROJECTS: CAMP CREEK BASIN RELIEF, PROCTOR CREEK BASIN RELIEF, SOUTH RIVER BASIN RELIEF, SANDY CREEK BASIN RELIEF, CUSTER AVE. (STOCKADE) SEWER SEPARATION, FAIRBURN ROAD PUMP & WATER MAINS, & SOUTH-WEST MAIN IMPROVEMENTS; AND FOR OTHER PURPOSES.

Council Meeting Date: May 4, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to authorize rescinding Ordinance 09-O-0006 amending the FY 2009 Budget (Water & Wastewater Renewal and Extension Fund 5052-2J21 – Commercial Paper, Series I) in the amount of \$1,423,750.00 to transfer funds from the Capital Projects Reserve for Appropriations and add to Appropriations for Land and Easement accounts for the following projects: Camp Creek Basin Relief, Proctor Creek Basin Relief, South River Basin Relief, Sandy Creek Basin Relief, Custer Ave. (Stockade) Sewer Separation, Fairburn Road Pump & Water Mains, & South-West Main Improvements. The City of Atlanta, Department of Watershed Management has requested rescinding 09-O-0006 as the decision has been made not to utilize this funding source.

2. Please provide background information regarding this legislation.

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

The Department of Watershed Management is seeking to rescind ordinance 09-O-0006 as the decision has been made not to utilize this funding source.

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: N/A**

4. Fund Account Center (Ex. Name and number):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: Example: Local Assistance Grant Water and Wastewater Renewal and Extension Fund (5052-2J21) – Commercial Paper, Series I

Project#: 10200118, Task: #135, Award: #505281387, Expenditure: #5414002 (\$1,423,750.00)

6. Fiscal Impact: N/A

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

7. Method of Cost Recovery: N/A

Examples:

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

This Legislative Request Form Was Prepared By: Ann Crim

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

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

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____ City Utilities Committee _____

Chief of Staff Deadline: _____ April 16, 2009 _____

Anticipated Committee Meeting Date(s): _____ April 28, 2009 _____

Anticipated Full Council Date: _____ May 4, 2009 _____

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

Commissioner Signature: _____ *Robert J. Hunter* _____

Chief Procurement Officer Signature: _____ n/a _____

CAPTION

AN ORDINANCE RESCINDING ORDINANCE NUMBER 09-O-0006 ADOPTED BY COUNCIL ON FEBRUARY 2, 2009 AND APPROVED BY THE MAYOR ON FEBRUARY 10, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2009 BUDGET (5052-2J21) WATER AND WASTEWATER RENEWAL AND EXTENSION FUND – COMMERCIAL PAPER SERIES D) IN THE AMOUNT OF ONE MILLION FOUR HUNDRED TWENTY THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND NO CENTS (\$1,423,750.00) TO TRANSFER FUNDS FROM THE CAPITAL PTOJECTS RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIOBS FOR LAND AND EASEMENT ACCOUNTS FOR THE FOLLOWING PROJECTS: CAMP CREEK BASIN RELIEF, PROCTOR CREEK BASIN RELIEF, SOUTH RIVER BASIN RELIEF, SANDY CREEK BASIN RELIEF, CUSTER AVE. (STOCKADE) SEWER SEPARATION, FAIRBURN ROAD PUMP & WATER MAINS, & SOUTH-WEST MAIN IMPROVEMENTS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): n/a

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) 4/14/09 (date)

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

Submitted to Council: _____
(date)