

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, September 15, 2010, at 1:00 p.m. in Committee Room #2, City Hall South, 2nd Floor.

Present: Councilmember Adrean, Chair
Councilmember Felicia A. Moore
Councilmember C.T. Martin
Councilmember Alex Wan
Councilmember Howard Shook
Councilmember Aaron Watson
Councilmember H. Lamar Willis
Joya C. De Foor, CFO
Departmental Staff

Chairperson Adrean 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, C. T. Martin, Alex Wan, Howard Shook, Aaron Watson and H. Lamar Willis. Other Departmental staff was present as well.

The Agenda was adopted as printed with two Walk-Ins. Chairperson Adrean offered a motion to **accept the Walk-In Papers, 6 Yeas**. Continuing, Councilmember Martin stated that he has a paper to add for the hiring of a Solicitor of the Courts. It is a new Resolution. He then asked if it should say Substitute. Councilmember Moore stated that this should be an Ordinance as well.

Mr. Larry Stokes: Research and Policy Analyst addressed the Committee by responding yes, it can be in the form of a Resolution.

Ms. Simone Braithwaite: Senior Assistant City Attorney addressed the Committee by stating that there is a section in the Code, but she will look at it. The paper was **Accepted as a Walk In, 6 Yeas**. Councilmember Moore asked if it is budgeted for. Councilmember Martin responded yes. The minutes of the Finance/Executive Committee of June 2nd and September 1, 2010 and the Departmental Budget Hearing meeting of May 3rd and May 13th as well as the Budget Commission meeting of June 24th were adopted as well.

PRESENTATION – TREND LINES: BUSINESS TAXES – HOTEL/MOTEL TAXES AND SALES TAXES – GARY DONALDSON – OFFICE OF REVENUE

Mr. Gary Donaldson: Director of the Office of Revenue addressed the Committee by stating that he is here to present some information that you requested at the last meeting. The first page represents the Audit from 2004 to 2010, which includes the

Local Option Sales Tax, Business Licenses, Hotel/Motel and Alcohol Taxes. In 2007 we collected \$111 million dollars in LOST, in 2008 \$104 million dollars, in 2009 \$87 million dollars and unaudited in 2010 we have collected \$92 million dollars. We are anticipating \$100 million dollars in 2011. There will be an increase due to a pickup in consumer demand. This reflects the economic reports we received from the University of Georgia and Georgia State University. He will provide the information if there are any additional questions. Councilmember Watson stated that he does not see the 2011 projections. Mr. Donaldson responded that the Sales Tax for 2010 is \$92 million dollars and for FY 2011 \$100 million dollars is anticipated. Councilmember Watson asked what are the projections for Business Licenses? Mr. Donaldson responded Business License is \$39 million dollars. Councilmember Watson asked if it is what is already in the budget? Mr. Donaldson responded, yes, these are the anticipations from the Budget Commission. Chairperson Adrean asked where are the July 2011 numbers? Mr. Donaldson responded that this is for the previous year. Chairperson Adrean asked if the categories have gone up or down. Mr. Donaldson responded that over the last several quarters we have seen an improvement in Sales Taxes. July 2010 anticipations were \$6.3 million dollars and we collected \$7.4 million dollars. One month is not enough time to make a determination so we used quarterly data.

TRANSFER OF APPROPRIATIONS FROM ONE LINE ITEM TO ANOTHER LINE ITEM

10-TR-1584 (1) Report of the Chief Financial Officer of the Transfer of Appropriations from one Line Item to another Line Item to various Funds is approved under Section 6-304(b) of the Charter of the City of Atlanta.

FILE

Chairperson Adrean stated that she has already signed it.

Mr. Jim Beard: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that some of our loan agreements from the Georgia Economic Financial Authority (GEFA) covenants us to maintain a Debt Reserve Account. This is moving from the Operating Reserves line to Debt Service Reserves line. Councilmember Moore asked how does the Debt Service Reserve accumulate money? Mr. Beard responded that it is cash funded. This is a \$3.4 million dollars transfer.

When we took out new loans we had additional debt service. We have money in the Reserves to cover the costs. Chairperson Adrean offered a motion to **File, 6 Yeas.**

CONSENT AGENDA

TO AUTHORIZE THE ACQUISITION OF TWELVE (12) PROPERTIES

10-O-1653 (1) An Ordinance by City Utilities Committee to authorize the acquisition of twelve (12) properties, pursuant to the City's Participation in the Federal Emergency Management Agency (FEMA) Hazard Mitigation Assistance Program ("FEMA Grant"); authorizing the Mayor to enter into an Agreement with property owners and other appropriate documents for the acquisition of the properties included in the FEMA Grant Program; to authorize receipt of Funds from FEMA to offset any acquisition costs in accordance with the FEMA Grant; to authorize the mayor to enter into and execute a Sub-Grantee Agreement with the Georgia Emergency Management Agency ("GEMA"); to waive portions of Article X of the Procurement and Real Estate Code; to authorize the City Attorney to use the assistance of Outside Counsel to effectuate the acquisition; to authorize the Chief Procurement Officer to obtain title work, surveys, environmental tests, appraisals and other appropriate due diligence items to effectuate the acquisition of the properties; to charge and pay for acquisition costs from the listed Fund Department Organization and Account Numbers in the following amounts: \$191,200.00 – 5052 (Water & Wastewater R&E Fund) 170602 (DWM Greenway Planning & Acquisition) 5212001 (Consulting/Professional Services) 741000 (Planning & Zoning) and \$5,316,525.00 – 5052 (Water & Wastewater R&E Fund) 170602 (DWM Greenway Planning & Acquisition) 5411001 (Land) 7410000 (Planning & Zoning); and for other purposes.

FAVORABLE ON FIRST READ

TO WAIVE THE PAYMENT PROVISIONS CONTAINED IN THE CITY OF ATLANTA CODE OF ORDINANCES

10-O-1658 (2) An Ordinance by Finance/Executive Committee waiving the Payment Provisions contained in the City of Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to ratify the prior provision of Cognos Maintenance and Support Services by International Business Machines under an expired Agreement for the period beginning April 1, 2010 through September 30, 2010 for an amount not exceed thirty thousand dollars and no cents (30,000.00); to authorize the Mayor or his Designee to enter into an Appropriate Renewal Agreement with International Business Machines for Cognos Maintenance and Support Services beginning October 1, 2010 through March 31, 2011 in an amount not to exceed thirty thousand dollars and no cents (\$30,000.00) for a total not to exceed sixty thousand dollars and no cents (\$60,000.00) to be charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050202 (IT Applications) 5213001 (Consulting/Professional Services – Technical) 1535000 (Data Processing/Management Information Systems); and for other purposes.

FAVORABLE ON FIRST READ

TO CREATE A TRUST ACCOUNT

- 10-O-1659 (3) An Ordinance by Finance/Executive Committee authorizing and directing the Department of Finance to create a Trust Account for the deposit of all donations and grant monies received for the Centers of Hope; and to amend Section 2-910 of the Atlanta Code of Ordinances to allow Centers of Hope Grant Funds to be received without Council authorization in certain circumstances; and for other purposes.

FAVORABLE ON FIRST READ

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

- 10-O-1660 (4) An Ordinance and Charter Amendment by Finance/ Executive Committee to amend the Charter of the City of Atlanta, Georgia, 1996 GA Laws P. 4469, et seq. , 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, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 (City Departments), Section 3-302 (Administrative Reorganization), so as to authorize the Mayor to implement the Temporary Reorganization of any Departments of the City not to exceed one year in duration and not to result in a Reduction In Force of the affected Department to provide that the Mayor shall report to the Council regarding the effectiveness thereof; to repeal conflicting Ordinances; and for other purposes.

NOT ACCEPTED AS FIRST READ

Councilmember Moore stated that she has an Amendment. This is a Charter Amendment. We have the authority to approve, modify or reject any reorganization. The Administration wants to amend the Charter for temporary reorganization so that they can have adequate time to see if it is something they want to do permanently. We want to make sure that we don't make changes that dilute the City Council's authority. We don't want us to lose input on any decisions a Department makes. She has an amendment that adds language. She wants to be clear of this temporary reorganization. The Department may find out that they need more time. We asked that 90 days prior they should report to Council. The final one is to close the loop if they don't come in the 90 day period. The primary difference is to make sure that Council has input and maintain authority to approve, amend or reject any reorganization. Councilmember Martin stated that he had no problems with the way it was originally written. It was presented to us on the basis that this is a new Administration that wants to be creative in bringing about a more effective service delivery system. We still have ten votes and have an option to come back if it is not working. If it has

complications, we can make the adjustments. There is a positive way to get results. He has recommended a justification white paper and an action plan to bring about consistency for better service. Councilmember Willis stated that he concurs with Councilmember Moore's position. He has great concerns about the Charter Amendment. You don't change the Charter based on different leaders. If the team is not completely in place yet, the amendment will keep us in the loop. If we are going to support the legislation we need to put something in place. Councilmember Shook stated that we are debating an amendment to a First Read paper. Councilmember Moore stated that the intent is that this needs to be amended before we accept it as a First Read. If we wait too long, it would have been advertised and cost us more money. Councilmember Shook stated that he wants to hear a presentation from the Administration first. Chairperson Adrean stated that she supports Councilmembers Willis and Moore comments because Administrations come and go. It is important that any change to a Charter has the Council's input.

Ms. Katrina Taylor Parks: Mayor's Office Deputy Chief of Staff addressed the Committee by stating that we just got the amendment. There are a couple of issues with the amendment. We do not have a formal presentation at this time. Councilmember Willis stated that this is a significant change and he wants a formal presentation. Councilmember Martin stated that he has had conversations with the Chief Operating Officer. Most First Read papers do not have to be discussed. He hopes that we hold this until Peter Aman gets here. He is not in any toggle or struggle about who has the power. He thought that we were trying to get flexibility on both sides. This is about management more than anything.

Mr. Peter Andrews: Acting City Attorney addressed the Committee by stating that the purpose of the original paper is to allow the flexibility to make changes for a temporary reorganization. It cuts thirty days off of what is already in the Charter. If you implement a change and if it is not correct within the 90 day period, it has to come back to Council and beats the purpose of what they are trying to accomplish. This paper allows the flexibility to reorganize a Department. The Department may not be broken, but needs improvement. Councilmember Moore stated that the difference is

what is currently in the Code and her amendment is if Council approves it before it happens. She tried to mirror the shorter time frame. What you have done is answered the question of whether you need the Charter changed or not. We can do it under the current Charter. She hopes that there is consideration to make the amendment to differentiate between permanent or temporary. Councilmember Willis stated that this is a policy discussion and not a legal discussion so it should come from the Administration. We have seen these changes happen. He then offered a motion to Hold until we have a formal presentation from the Administration. Councilmember Moore added that she wants her amendment to be accepted. Councilmember Willis stated that he accepts that and that the Departments need to be included. Ms. Taylor-Parks responded that she asked Acting City Attorney Andrews to come up because there were legal issues. This legislation is for flexibility and the Administration is responsible for day to day operations. Sometimes there are urgent needs. This is the first time we saw the amendment. Chairperson Adrean stated that we should just not accept the First Read. Councilmember Martin offered a motion to **not accept as a First Read, 6 Yeas.**

REGULAR

TO AMEND THE 2011 (INTERGOVERNMENTAL GRANT FUND) BUDGET

10-O-1553 (1) A **Substitute** Ordinance by Finance/Executive Committee amending the 2011 (Intergovernmental Grant Fund) Budget by adding to Anticipations and Appropriations Metropolitan Atlanta Rapid Transit Authority (“MARTA”) Local Funds on behalf of the Department of Public Works, for Transportation Improvement Projects around MARTA Stations in the amount of seven million six hundred forty nine thousand six hundred eighty dollars (\$7,649,680.00); and for other purposes. **(Finance/Executive Committee Substitute..., 9/15/10)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute.

Mr. Richard Mandosa: Commissioner of the Department of Public Works addressed the Committee by stating that this approves an Intergovernmental Agreement for the City of Atlanta and MARTA to accept \$7,649,680 in grant funding. It is for MARTA transfers and rail stations. Councilmember Shook offered a motion to add the Exhibit to the legislation.

TO CORRECT ORDINANCE 10-O-0473

10-O-1554 (2) An Ordinance by Finance/Executive Committee to correct Ordinance 10-O-0473, adopted by the Atlanta City Council on April 19, 2010 and approved by the Mayor on April 27, 2010, to clarify certain inconsistencies; and for other purposes.

FAVORABLE

Commissioner Mandosa stated that this corrects the dollar amount for the Streetscape Project on Peachtree Street. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS

10-O-1555 (3) A **Substitute** 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 Code of Ordinances, to authorize the Mayor on behalf of the City of Atlanta ("City"), to negotiate for and to purchase one approximately 0.30 acre parcel of property located at 3382 Delmar Lane from the Conservation Fund or current land owner ("The Property"), for the purpose of expanding the existing Old Adamsville Park ("Park"), in an amount not to exceed ninety thousand dollars (\$90,000.00), the City's purchase price, closing costs, due diligence, demolition, and development costs shall be paid from Impact Fee West 14201997 (Project), 104 (Task), 350291107 (Award), 541001 (Expense Type Land), Organization City of Atlanta, and amending the 2010 General Government Capital Outlay Fund Budget Department of Planning and Community Development by transferring between Accounts the sum of ninety thousand dollars (\$90,000.00); and for other purposes. **(Finance/Executive Committee Substitute corrects the FDOA, 9/15/10)**

FAVORABLE ON SUBSTITUTE

Mr. George Dunsenberry: Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that this authorizes the purchase of property and expands the park around Adamsville. The Substitute changes the account number. Councilmember Shook offered a motion to **Approve on Substitute, 6 Yeas.**

TO AUTHORIZE THE CREATION OF THE CAPITAL ASSET FINANCE FUND

10-O-1556 (4) A **Substitute** Ordinance by Finance/Executive Committee to authorize the creation of the Capital Asset-Finance Fund to record the purchase and financing of the equipment under the Georgia Municipal Association, Inc. for lease pool, to authorize the Chief Financial Officer to amend the FY 2011 Budget by adding to Anticipations and Appropriations in the amount of \$15,081,517 to be used for the acquisition of equipment for

various Departments within the City of Atlanta pursuant to the 1998A Master Lease and Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc.; and for other purposes. **(Finance/Executive Committee Substitute adds the Exhibit, 9/15/10)**

FORWARD WITH NO RECOMMENDATION

Chairperson Adrean stated that we have a Substitute that adds the Exhibit. Councilmember Moore stated that she asked specifically what is being purchased in the Finance/Executive Briefing. She will abstain until she can view the list. She sees fleet as well as small equipment on the list. Is the rescue boat part of the list?

Mr. Greg Richardson: Controller addressed the Committee by stating that we have staff from various Departments. Our perspective is to make sure that funding is in place. He did not see a boat on it. The bulk of the payments will be in five years. Councilmember Moore stated that is helpful. She doesn't see the non-qualified assets. Mr. Richardson responded that it is under Georgia Municipal Association (GMA). On the last sheet at the bottom you will see the Departments. We made an adjustment of \$167,000 over a three-year period. Councilmember Moore stated that the small equipment is low in cost and we should not spend long term costs on them. Mr. Richardson responded that we kept everything that was originally put on the list. The lease term is consistent with the life of the equipment. The amount is in the starting Budget of 2011 and then two years afterward. Councilmember Moore asked for the Non-Qualified Assets. Mr. Richardson responded that the Non-Qualified Assets are aggregated and financed over a three year period. The first page is Police and Fire, second page is Parks, third page is Solid Waste and we made an adjustment of \$167,000 for the Non-Qualified Assets. Councilmember Moore stated that they are low in cost individually. Why not find \$167,000 and buy them. Mr. Richardson agreed, but \$167,000 meant a lot of money to other people.

Mr. Jim Daws: Captain of the Department of Atlanta Fire and Rescue addressed the Committee by stating that the rescue boats are not coming out of the GMA loans. It was a direct appropriation in last year's budget of \$135,000. The RFP and training has gone out for bids. Chairperson Adrean stated that she wants an alignment with the list. Councilmember Moore stated that she will Abstain until she reviews the list further.

Councilmember Martin stated that the GMA loan was put together in 1998 to purchase equipment. We always wanted the Administration to come to Council for our wish list. Next time you should talk to Council first before creating the list. The list is around 90% of what the Administration needs. Councilmember Willis asked the CFO for advice. Is there a better way to purchase fleet? CFO De Foor responded that she has not seen the lower costing items being on the financing schedule before. She would prefer looking at the process. She will check with the Department on the minimal level to be financed. The budget process can always be improved. We can certainly make sure that Council is included. We can look at financing things better in the future. There are other financing agencies available. Councilmember Willis stated that your response is in line with what Councilmember Moore was saying. What is the time frame? Can we wait for two weeks? Mr. Richardson responded that some of this is for Police. We have begun setting up requisitions. We need the approval here before we can go any further. Councilmember Willis offered a motion to Hold for better alternatives of financing. If not, in two weeks we will move forward with what we have. CFO De Foor responded that she would like to speak with the Departments first. She would like to have the list ready to go in two weeks. She wants a full competitive view. Councilmember Willis offered a Substitute motion to Hold for two weeks. Mr. Richardson responded that all of the Departments are the ones who produce the needs list. The fixed rate is 4.75%, but the GMA deal attached to it an interest rate of 1.5% or 2%. We pay interest on the whole \$32 million dollars whether we use it or not. We have a line of credit with them. We need to utilize the funds. Councilmember Willis stated that it is about the financing. Chairperson Adrean stated that most of the things on the list are things we discussed at the Departmental Budget Briefings. Councilmember Watson stated that we can take the small items off the list and move forward. The reference has been made that these are critical needs. Councilmember Willis stated that over six months ago we talked about equipment needs, so two weeks should not matter. Captain Daws responded that they are critical. Councilmember Willis asked how long have we been at this point. Captain Daws responded that some of the equipment has passed three or four years their life cycle.

Deputy Chief Jones: of the Department of Police addressed the Committee by stating that we have 71 vehicles out of their life cycle. Councilmember Martin asked about equipment for Crime Scene Investigations. He is supportive of Councilmember Watson's point that before Monday the CFO will have had the opportunity to check the market. If we cannot achieve the concerns, we can always hold the paper in the Breast of Council. A lot of the answers are pure stubbornness for waiting so long. Chairperson Adrean stated that we can Approve on Condition. Councilmember Willis stated that this discussion is about money. There can be no compromising in saving money in government. Two weeks should not matter. How should we feel constrained when the CFO has told us that she would get the information to us? The issue of Holding a paper is not unreasonable. He understands looking out for the best interest of our employees. We need to challenge the numbers. Why not test to see if there are better numbers out there. CFO De Foor responded that she heard something in the staff report that is not evident of a 1.5% rate. That is a very aggressive rate. She still believes that the small ticket items should be removed. Chairperson Adrean stated that this is not much about the employee's safety, but the citizen's needs. This equipment is something we have discussed for weeks. Councilmember Moore stated that she agrees with what Councilmember Willis said. Which one is the pothole truck?

Ms. Rita Braswell: of the Department of Public Works addressed the Committee by stating that the pothole truck is the asphalt planter distributor. This would replace the one that is out of service. We only have one for the entire City. Councilmember Moore asked how many street sweepers are operational. Ms. Braswell responded that we have about 15. Councilmember Moore asked how many are working. Ms. Braswell responded that they are not operable because of staffing. It is the combination of the equipment being used in the CSO area and it can be used in other areas if we had the staffing. Councilmember Moore stated that her approval directs to the citizens. Two weeks will not make much of a difference. She also asked about the new cars that were already purchased for the City. How many have we purchased in the last five years?

Mr. Peter Aman: Mayor's Office Chief Operating Officer addressed the Committee by stating that the fleet list has been a result of work from February or March. The things

on the list are critical and he reviewed the list three times and made adjustments. He is familiar with the list and it represents equipment that we need. There is very little on the list for the Departments of Aviation and Watershed Management. The rates are competitive. Councilmember Willis stated that he withdraws his motion. What can you do between now and Monday? What is a reasonable time frame? CFO De Foor responded that the 1.5% can be confirmed. She was operating with the 4.5% that is on the attachment. She could have the information by tomorrow. Councilmember Willis offered a motion to **Move Forward With No Recommendation, 4 Years, 2 Nays.**

TO AMEND THE FISCAL YEAR 2011 ATLANTIC STATION FUND BUDGET

10-O-1557 (5) An Ordinance by Finance/Executive Committee to amend the Fiscal Year 2011 Atlantic Station Fund Budget by anticipating interest earnings and appropriating Funds from motor equipment and design of the total amount of \$508,498.50 to the Construction Fund to pay additional construction costs for the Atlantic Station Fire Station ("Fire Station Number 11"); and for other purposes.

FAVORABLE

Ms. Maria Runnels: of the Office of Debt and Investment addressed the Committee by stating that this is for the construction of Fire Station #11. It will identify interest earnings that were in the Construction Fund. The budget history is included. There was \$5 million dollars designated for two adjustments. There was \$422,000 for Fire Station design, \$3.1 million dollars for the construction and \$1.4 million dollars for a fire truck purchase. The net left is around \$383,000. The most recent correspondent is that the construction is completed. Chairperson Adrean asked if we are paying out right. Captain Daws responded that it was 5 apparatuses. It was paid for through the TADs proceeds. Councilmember Martin offered a motion to **Approve, 4 Years.**

TO AMEND THE 2011 (GENERAL FUND) BUDGET

10-O-1570 (6) A **Substituted** Ordinance by Finance/Executive Committee amending the 2011 (General Fund) Budget, transferring funds from Council Districts 2 and 11 and Post 2 At-Large to the Jim Maddox Retirement Trust Fund Account; and for other purposes. **(Finance/Executive Committee Substitute changes the dollar amount, 9/15/10)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to change the dollar amount.

Ms. Antremeka Knight: of the Office of Budget and Fiscal Policy addressed the Committee by stating that we are moving money from the General Fund to the Trust Fund. Councilmember Martin asked how much is in there. Ms. Knight responded that she would provide the information. Councilmember Martin asked what are the expenses? Ms. Knight responded that she would provide the information. Chairperson Adrean stated that the account had a deficit.

Mr. Roosevelt Council: Deputy Chief Financial Officer addressed the Committee by stating it was running a deficit and we are taking care of the debts. There are some outstanding bills. Councilmember Watson stated that the recommendation was that the money would support the Centers of Hope. Deputy CFO Council responded that any money left over would be contributed to it. Councilmember Moore asked if there is a Trust Fund for the Centers of Hope. Deputy CFO Council responded that we have not established a Trust Fund yet. Councilmember Willis stated that how did they overspend? This is problematic. Councilmember Moore asked how many things is this paper doing? Deputy CFO Council responded that this is just to move money. Councilmember Moore stated that any money that is not spent goes to the Centers of Hope. How much is still outstanding? She then suggested that we Approve on Condition. Chairperson Adrean noted that we will have a follow up discussion on this matter. She offered a motion to **Approve, 4 Yeas, 1 Abstention.**

TO AMEND CHAPTER 114, PERSONNEL, ARTICLE “IV”, CLASSIFICATION PLAN OF THE CODE OF ORDINANCES

10-O-1582 (7)

A **Substitute** Ordinance by Finance/Executive Committee to amend Chapter 114, Personnel, Article “IV”, Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position creations, reclassifications, above entry authorizations, and position transfers in the Departments of Aviation, Executive Offices, Finance, Fire, Law, Parks-Recreation & Cultural Affairs, Planning and Community Development, Police, Public Works, and Watershed Management and other Personnel Actions in line with the 2011 Budget; and for other purposes. **(Finance/Executive Committee Substitute..., 9/15/10)**

FAVORABLE ON SUBSTITUTE

Ms. Sherri Dickerson: Commissioner of the Department of Human Resources addressed the Committee by stating that in the future we will not list out the Department names. The Substitute adds a couple of positions such as: Special Projects

Coordinator for the Chief Operating Officer. It is a pay grade above where she is now (the Director of Sustainability) person. It is also expanding a position that is Grant Funded. The largest number is from the Department of Planning and Community Development to reduce the position for the Building Chief to a Building Inspector, Principle. There are some reclassifications for the Housing Development Specialist to Management Analyst (2 positions). Chairperson Adrean asked about the position in the Department of Parks, Recreation and Cultural Affairs (Civic Center). Commissioner Dunsenberry responded that it does not affect the General Fund.

Ms. Ann Marie Moraitakis: Director of the Civic Center addressed the Committee by stating that the Civic Center is around 43 years old and a lot of systems need replacing. This is for our Maintenance Superintendent. The salary goes from \$19 to \$23 an hour. It is a \$9,000 increase annually. Since we inherited the space next door there has been additional work. We have been running it and maintaining it. We have gone from 16 to 11 full time employees. We save money by having an employee who takes on things. These are the kind of employees that we want. Councilmember Willis stated that \$23 per hour is about \$47,000 annually. Ms. Moraitakis responded that she did comparables and Cobb pays \$50,000 to \$70,000 annually for the same position. We have acknowledged that ticket sales are down. Councilmember Willis stated that the paper in general shows a couple of positions that he is not comfortable with. Councilmember Willis stated that he has concerns about the Law Department's administrative level position being created without having a City Attorney in place. Commissioner Dickerson responded that the position in the Law Department is being created for the Department of Watershed Management. She understands the concerns. The position that is being reclassified is for the person that has been performing some of those duties temporarily. Councilmember Martin stated that he is not for voting on the paper as whole. This is something that was discussed during the Budget. We can Hold the paper during the Breast of Council. He is trying to get ready for the next budget. Councilmember Willis stated that we have to have a push and pull. We should feel comfortable with agreeing to disagree. He does not have a problem with moving forward. We have to fill these important positions. We have to commit to what is best

for the City. Mr. Aman responded that he is in support of the Personnel Paper. We are trying to be diligent. Chairperson Adrean asked if these positions increased the budget. Commissioner Dickerson responded that they are already in the budget. Councilmember Martin offered a motion to **Approve on Substitute 4 Yeas, 1 Nay, 1**

Abstention.

TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

10-R-1661 (1) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq. of Article X of the City of Atlanta Code of Ordinances, utilizing the General Services Administration Contract Number GS-35F-0742N with Covetrix IT Security Group for Websense Internet Security Consulting Services, Software, Maintenance and Support for one (1) year beginning October 16, 2010 on behalf of the Department of Information Technology in an amount not exceed one hundred three thousand, two hundred thirty-one dollars and seventy-five cents (\$103,231.75); all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050201 (IT Security) 5212001 (Consulting/Professional Services) 1535000 (Data Processing/Management Information System); and for other purposes.

FAVORABLE

Mr. Dan Smith: Chief of the Department of Information Technology addressed the Committee by stating that this is for the annual maintenance for the internet service. It protects everything on www.atlantaga.gov. Councilmember Watson offered a motion to **Approve, 6 Yeas.**

TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

10-R-1662 (2) A Resolution by Finance/Executive Committee authorizing the Mayor, or his Designee, to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing the United States General Services Administration Contract Number GS-35F-0030M with Konica Minolta Business Solutions, for the Lease and Maintenance of one (1) Konica Minolta Bizhub C652 Digital Color/Black and White Copier, two (2) 501 Digital Black and White Copiers, and eight (8) Bizhub 282 Black and White Copiers for a period not to exceed forty-eight (48) months on behalf of the Department of Public Works Office of Fleet Services, to lease said copiers in an amount not to exceed one hundred fifty-four thousand six hundred sixteen dollars and sixteen cents (\$154,616.16), with all contracted work being charged to and paid from Department 130401 Fund 6001 Account 5223202 Function Activity 1590000; and for other purposes.

FAVORABLE

Ms. Braswell stated that this is to replace 11 copiers at various facilities. It is budgeted for FY 2011. Chairperson Adrean asked if there are programs to purchase in groups for better prices. Are there any recommendations? CFO De Foor responded that this one she is recommending going forward, but we need to check with Procurement for a Citywide contract. Councilmember Martin offered a motion to **Approve, 6 Years.**

TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH MSB GOVERNMENT SERVICES

10-R-1663 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Renewal Agreement No. 1 with MSB Government Services, for FC-4678, Financial Collections, on behalf of the Department of Finance, at a compensation rate of 19.8% of the principal amount collected to be charged to and paid from Fund, Department Organization and Account Number 7101 (Agency Fund) 190101 (JDA Municipal Courts Operations) 5212001 (Consulting/Professional Services) 2650000 (Municipal Courts) 202361 (Collection Fee-Accts Recble) 91468 (Agency Fund 9999); 7101 (Agency Fund) 170101 (Commissioner of Watershed Mgt) 5212001 (Consulting/Professional Services); 1320000 (Chief Executive) 202361 (Collection Fee) 91468 (Agency Fund 9999); 7101 (Agency Fund) 190191 (JDA Municipal Court Operations) 5212001 (Consulting/Professional Services) 2650000 (Municipal Courts) 202361 (Collection Fee-Accts Recble) 91468 (Agency Fund 9999), all funds collected will be deposited to Fund, Department Organization and Account Number 1001 (General Fund) 000002 (General Fund Org) 3441102 (Sanitary Service); 1001 (General Fund) 000002 (General Fund Org) 3211002 (General Bus. Licenses); 5051 (Water & Wastewater Revenue Fund) 000002 (General Fund Org) 3442101 (Water Service) 5051 (Water & Wastewater Revenue Fund) 000002 (General Revenue Org) 3442551 (Sewer Services); 505 (Water & Wastewater Revenue Fund) 000002 (General Revenue Org) 3442101 (Water Service) 1001 (General Fund); 000002 (General Revenue Org); 3511717 (Traffic & Parking Fines); and for other purposes.

HELD

Mr. Donaldson asked to Hold this paper for two weeks to get the information and Substitute that is requested.

TO TRANSFER THE PROPERTY LOCATED AT 695 PONCE DE LEON, N.E.

10-O-0502 (1) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor to transfer the property located at 695 Ponce De Leon Ave, N.E. also known as City Hall East to the Atlanta Development Authority; to authorize the transfer of the contracts associated with the property; to authorize the Mayor to execute a Quitclaim Deed transferring the property to the Atlanta Development Authority upon the closing of the property; and for other properties. **(Held, 3/10/10)**

HELD

TO AMEND AND RESTATE THE FOURTEENTH SUPPLEMENT BOND ORDINANCE

- 10-O-0599 (2) An Ordinance amending and restating the Fourteenth Supplemental Bond Ordinance of the City of Atlanta adopted on July 6, 2009 (09-O-1099) as amended by a First Amendment to Fourteenth Supplemental Bond Ordinance adopted on September 8, 2009 all of which provides for the supplementing of the restated and amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1896), as previously amended and supplemented; to provide for the issuance of Airport General Revenue Bonds, Series 2010A (The “Series 2010A Bonds”), and to provide for the issuance of Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds, Series 2010B (The Series 2010B Bonds” together with the Series 2010A Bonds, the “Series 2010A/B Bonds”), in the combined aggregate principal amount of not to exceed \$800,000,000; to provide funds to finance or refinance, in whole or in part, the cost of the planning, engineering, design, acquisition and construction of certain improvements to Hartsfield-Jackson Atlanta International Airport, including certain capitalized interest during construction, to provide for a reasonably required Debt Service Reserve, and to pay expenses relating thereto; to authorize and approve the preparation, use and distribution of an Official Statement in connection with the offer and sale of the Bonds; granting the Mayor the authority to deem final the Preliminary Official Statement for purposes of Securities and Exchange Commission Rule 15c2-12; granting the Mayor the authority to approve and execute a Final Official Statement; approving the forms of a continuing Disclosure Agreement, a Bond Purchase Agreement, and certain other Agreements in connection with said Bonds; authorizing the conduct of a Public Hearing as required by Internal Revenue Code Section 147(f), the negotiation and purchase of Municipal Bond Insurance and the selection of a Bond Insurer with respect to all or a portion of said Bonds, if determined to be in the best interest of the City, designating a Paying Agent and Bond Registrar; to provide for the form of the Bonds and for the execution of the Bonds; to provide for the place of payment of the principal of and interest on the Bonds; to amend the Debt Service Reserve requirement for Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds; and for other purposes. **(Held, 4/28/10)**

HELD

TO AMEND ARTICLE VII DIVISION II OF CHAPTER II OF THE CODE OF ORDINANCES

- 10-O-0774 (3) An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

HELD

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

- 10-O-0788 (4) An Ordinance by Councilmembers Ivory Lee Young, Jr. and Joyce Sheperd to amend the Code of Ordinances, City of Atlanta, Georgia Chapter 114 (Personnel), Article II (Compensation, Payroll Deductions and Charitable Contributions) and Division 1 (Generally), Section 114-28 (Deduction of Labor Organizations Dues from Salaries). **(Held, 4/28/10)**

HELD

TO AMEND CHAPTER 114, ARTICLE IV, DIVISION 12, SECTION 114-379

- 10-O-0874 (5) An Ordinance by Finance/Executive Committee amending Chapter 114, Article IV, Division 12, Section 114-379 of the City of Atlanta Code of Ordinances entitled "Layoff or Reduction In Force" so as to provide for the use of the Veterans Preference authorized by Section 114-207 during the calculation of retention points; and for other purposes. **(Held, 6/2/10)**

HELD

TO EXECUTE RENEWAL AGREEMENT NUMBER 2, FC-7665-04A

- 10-R-0881 (6) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Renewal Agreement Number 2, FC-7665-04A Citywide Janitorial Services, between the City of Atlanta and A-Action Janitorial Inc. on behalf of the Executive Offices-Office of Enterprise Assets Management to include the sites and funding for the Office of Enterprise Assets Management, Department of Police, the Department of Watershed Management and the Department of Public Works-Office of Transportation, the total contract not to exceed amount is one million sixty-three thousand, four hundred eighty-three dollars and eight cents (\$1,063,483.08); funds to be encumbered in fiscal year 2011 pending budget approval. All contracted work shall be charged to and paid from the below referenced accounts. **(Held, 5/12/10)**

HELD

TO AMEND SECTION 6-637 (C) AND 637 (D) OF THE 1978 PENSION ACT

- 10-O-0906 (7) An Ordinance by Finance/Executive Committee to amend Section 6-637 (c) and 6-637 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New and Non-Vested Members having less than ten (10) years of Creditable Service in the Firefighters Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting ordinances; and for other purposes. **(Held, 6/2/10)**

HELD

TO AMEND SECTION 6-222 (C) AND 6-222 (D) OF THE 1978 PENSION ACT

- 10-O-0908 (8) An Ordinance by Finance/Executive Committee to amend Section 6-222 (c) and 6-222 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide New and Non-Vested Members having less than ten (10) years of

Creditable Service in the Police Officers Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent 100% CAP of Average Earnings, to repeal conflicting ordinances; and for other purposes. **(Held, 6/2/10)**

HELD

TO AMEND SECTION 6-37 (C) AND 6-37 (D) OF THE 1978 PENSION ACT

10-O-0910 (9) An Ordinance by Finance/Executive Committee to amend Section 6-37 (c) and 6-37 (d) of the 1978 Pension Act (Related Laws) of the Code of Ordinances of the City of Atlanta so as to provide Members of the General Employees Pension Fund, a fifteen (15) year vesting schedule, two percent (2%) Multiplier for all Creditable Years of service, one hundred percent (100%) CAP of Average Earnings, to repeal conflicting ordinances; and for other purposes. **(Held, 6/2/10)**

HELD

TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT

10-R-0944 (10) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1604 et. seq. of the City of Atlanta Code of Ordinances, utilizing the United States of America GSA Schedule #GS-35F-0111K, Software House International (Principal Decision Systems International (PDSI) Tele Staff Workforce Management) in an amount not to exceed sixty nine thousand one hundred seven and ninety five cents (\$69,107.95). All contracted work to be charged and paid from PTAE0 (P) 19200769, (A) 770191491 (T) 109 (E) 5213001 (O) COA; and for other purposes. **(Held, 6/2/10)**

HELD

TO ENTER INTO A MEMORANDUM OF UNDERSTANDING

10-R-1046 (11) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Memorandum of Understanding with the Southeast Energy Efficiency Alliance for the installation of donated wind turbine, utilizing funds from the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant in the amount of \$15,000.00; and for other purposes. **(Held, 6/2/10)**

HELD

TO ENTER INTO AN INMATE AGREEMENT

10-R-1153 (12) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor of the City of Atlanta to enter into an Inmate Agreement with the South Fulton Municipal Regional Jail Authority (The "Authority") for the purpose of Housing Persons charged with or sentenced for a violation of the City of Atlanta Code of Ordinances in the facility operated by the Authority; and for other purposes. **(Referred back by Full Council, 7/6/10); (Held, 7/14/10)**

HELD**TO PROVIDE FOR THE ANNEXATION OF PROPERTY LOCATED AT 418 MORGAN PLACE, S.E.**

- 10-O-1169 (13) An Ordinance by Councilmembers Natalyn Archibong and Aaron Watson to provide for the annexation of property located at 418 Morgan Place, S.E., Atlanta, Georgia to the corporate limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes. **(Held, 6/16/10)**

HELD**ITEMS NOT ON AGENDA****TO AMEND SECTION 146-26 (F), OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA**

- 10-O-1695 (1) An Ordinance by Finance/Executive Committee to amend Section 146-26 (f), of the Code of Ordinances of the City of Atlanta, so as to change the Special Tax District (Library) Levy; to provide that the Tax Rate established herein shall remain fixed each year until amended or repealed; and for other purposes.

FAVORABLE ON FIRST READ

Mr. Donaldson stated that we need to approve this so DeKalb County can proceed with the collections.

TO AUTHORIZE THE REEMPLOYMENT OF RONDA K. GRAHAM

- 10-R-1694 (1) A Resolution by Finance/Executive Committee authorizing the reemployment of Ronda K. Graham as Solicitor Assistant Attorney, Senior in the Department of the Office of the City Solicitor at salary grade 30, \$66,928.47 pursuant to §3-505(c) of the Charter of the City of Atlanta; and for other purposes.

FAVORABLE

Mr. Raines Carter: City Solicitor addressed the Committee by stating that this is for the re-employment of Ms. Graham. She has worked in both Courts. She is part of the RIF process that took place in 2008. She is being brought back in at entry level. Councilmember Willis asked why he had to come back in. Mr. Carter responded that these were in need of a Resolution because when the RIF took place, she went into retirement. Councilmember Willis offered a motion to **Approve, 6 Yeas.**

TO AUTHORIZE THE RE-EMPLOYMENT OF KEITH D. DANIELS

10-R-1697 (2) A Resolution by Finance/Executive Committee authorizing the re-employment of Keith D. Daniels as Investigator, Senior in the Department of the Office of the City Solicitor at Salary Grade 17, \$38,471.88 pursuant to §3-505(c) of the Charter of the City of Atlanta; and for other purposes.

FAVORABLE

Mr. Carter stated that Mr. Daniels worked in that position before the RIF in 2008. He has extensive experience in that position. He is post-certified to make arrests as well. Councilmember Willis offered a motion to **Approve, 6 Yeas.**

Continuing, Chairperson Adrean stated that we will have a Joint Work Session with the City Utilities Committee on September 30th at 10:00 a.m. regarding Water Bills.

Chairperson Adrean gave the public an opportunity to speak:

Mr. Carlos Santos: addressed the Committee by stating that we are short staffed. We are short on Utility Officers as well. We have to work 12 hours. The jail count is 600+ inmates and we have less Officers. If we had five extra Utilities Officers, we could make do. He does not know what is going on. There is a need for extra Officers. We had a lot of people to quit as well as be laid off. We need help until we transition into another phase. Maybe we could have an option to retire early. Councilmember Moore stated that she was in favor of supporting the jail 100%. Mr. Aman stated that we do continue to have challenges with FAM Leave and Sick Leave. Mr. Santos asked if you can do anything about it. He is asking for a short term remedy. He had to work with INS, which had 70 people. He is concerned about safety.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:20 p.m.

Respectfully submitted,

Joya C. De Foor, CFO
Secretary

Charlene Parker
Recording Secretary

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