

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, September 29, 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

Joya C. De Foor, CFO
 Departmental Staff

Absent: Councilmember H. Lamar Willis

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, and Aaron Watson. Other Departmental staff was present as well.

The Agenda was adopted as printed with two Ordinances for First Read Walk-Ins. Chairperson Adrean offered a motion to **accept the Walk-In Papers, 6 Years**. The minutes of the Finance/Executive Committee meeting of September 15, 2010 were adopted as well.

PRESENTATION

Chairperson Adrean stated that we asked for several discussions. One is the City's water bills and accruals in fiscal year 2010 versus the actuals. CFO De Foor responded that it would be available at the next cycle. Chairperson Adrean asked about the Refunds. CFO De Foor responded that it would also be available at the next cycle. Chairperson Adrean asked about the presentation regarding the Charter Amendment from the Administration.

Mr. Peter Aman: Mayor's Office Chief Operating Officer addressed the Committee by stating that it would be available at the next Finance/Executive Committee meeting. Chairperson Adrean asked about the Trust Fund for Councilmember's Maddox event. CFO De Foor

responded that it would be available at the next cycle. Councilmember Moore asked if the Charter Amendment needed discussions and information before the next cycle. She had offered an amendment. It boils down to a temporary reorganization and Council maintaining authority. The best way to handle it is for the Administration to sit down with Council before the paper is introduced. Typically it has been used for the maximum of 520 days. She wants to be clear of what is asked for. Chairperson Adrean stated that she requested for the Department of Human Resources to advise us on the number of employees vested and who has exercised the option of pension (Section 505(b)) and reenter the workforce. Section B of the Code does not limit the days for sworn personnel. She wants to know how many people are interested in it. Councilmember Moore stated that we need to understand the precedence, 505 (b) versus 505 (a). We have used it to hire people temporarily who had retired. We have not hired for an unlimited scope. Chairperson Adrean stated that it is opening a can of worms.

Ms. Katrina Taylor-Parks: Mayor's Office Deputy Chief of Staff addressed the Committee by stating that we will provide the information. The sworn personnel information was requested on yesterday. We will have it by Thursday or Friday. Councilmember Moore stated that there are financial implications. Will we put the money into another fund? Have we every done this before? Ms. Taylor-Parks responded that we will work with the Department of Human Resources. It is allowable under the Code, but she does not currently have specific examples. Chairperson Adrean asked about the proposed paper for Chief Turner.

Councilmember Moore asked about the compensation paper for the Chief when we confirmed him. Ms. Taylor Parks responded that everything will be available to Council. Mr. Aman responded no, it was not included with the compensation package. He had a conversation with Chief Turner and it does sets a precedence. He is comfortable with setting one. We can have further discussions regarding it. Councilmember Moore asked if there is some specific time frame. She hopes that we would tread lightly and slowly. Mr. Aman responded yes, we want to move on it by Monday. We are looking at adding a Drop Plan. We will be in the situation where some of this is moved. Councilmember Moore stated that she hopes the paper is referred back from Council. Councilmember Shook asked when will the Mayor's pension panelist reconvene? Mr. Aman responded that they are working at the staff level and have raised money privately. They will not provide recommendations, but three to five options to consider. They want to make sure that each option work. The time frame is mid to late October. Chairperson Adrean asked what is the urgency with Chief Turner? Mr. Aman responded that Chief Turner needs the flexibility to move into the City. Councilmember Moore stated that she wants to understand your comments better off line.

TO AUTHORIZE THE ACQUISITION OF TWELVE (12) PROPERTIES

10-O-1653 (1) A **Substitute** Ordinance by Finance/Executive 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. **(Finance/Executive Committee Substitute changes the FDOA numbers, 9/29/10)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to change the account numbers.

Mr. Jim Beard: Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that it changes the number of properties to 11 acquisitions. Originally, it was twelve properties. One of the property owners withdrew. Councilmember Wan asked for a copy of the properties. Councilmember Moore offered a motion to **Approve on Substitute, 5 Yeas.**

TO WAIVE THE PAYMENT PROVISIONS

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

Mr. Dan Smith: Chief of the Department of Information Technology addressed the Committee by stating that this is software maintenance for Cognos. We are trying to get the best rate possible. This is for the Finance Department. Councilmember Wan offered a motion to **Approve,**

4 Yeas.

TO AUTHORIZE AND DIRECT THE DEPARTMENT OF FINANCE TO CREATE A TRUST ACCOUNT

10-O-1659 (3) A **Substitute** 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. **(Finance/Executive Committee Substitute corrects the FDOA, 9/29/10)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to correct the FDOA.

Mr. George Dusenbury: Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that we have people who want to support the Centers of Hope. We are creating Account Numbers. Chairperson Adrean asked if the Grant Funds could come in without the City's authorization. Commissioner Dusenbury responded, yes. Chairperson Adrean asked if this Fund would receive transfers for taxable donations. Commissioner Dusenbury responded that we are working with Central Atlanta Progress. We have received about \$300,000 in Grant Funds. Councilmember Watson asked how do we control the money going out. Commissioner Dusenbury responded that we go through the normal procurement process. Councilmember Watson stated that it is not part of the budget. Mr. Aman added that the funds can only be expended through Council's actions. We will come back with an amendment to the Trust Fund portion of the budget. We will have the funds go into the Trust Fund and they will sit there until we expended. Chairperson Adrean asked if this is the governing document. Commissioner Dusenbury responded, yes. Councilmember Shook offered a motion to accept the Substitute. Chairperson Adrean stated that one of the items relates to our Agreement with our Donor Advise Account. Commissioner Dusenbury responded that we have a blank document.

Brother Mohammad: addressed the Committee by stating that all of the Recreational Centers are not open. We have a contract with the Police Department for Officers at the Philip Arena. We were told that the \$145 million dollars in Bonds would go to the Recreational Centers. Now you

are saying that there is going to be a Trust Fund. He has concerns about the young people. The swimming pool at Oakland Park is filthy. Why are we privatizing money? This City continues to get money that does not go to the black community. Is it true that the funds will not go to the Centers of Hope? Will all of the Centers of Hope be opened? Commissioner Dusenbury responded that the Mayor will open all of the Recreational Centers by the end of the year. The \$3.7 million dollars will do that. Every Center will become open throughout the City of Atlanta. Brother Mohammad asked if the Philip Arena have asset to the Bonds. He then asked about the \$145 million dollars in Bonds. It was at the July Finance/Executive Committee meeting where they were talking about \$2.5 million dollars being left over. Mr. Aman responded that the Bonds have not been issued yet. We are opening the Centers as fast as we can. They have abstained vandalism, etc. while closed and they have to be brought up to Code. Councilmember Martin asked about the fee paper. Commissioner Dusenbury responded that it is \$3 for children and adults. The projection is part of a study of fees. We are examining all of the fees. Councilmember Martin asked about Field A. Commissioner Dusenbury responded that he would confirm it. Councilmember Martin asked if they are collected in a P.O. Commissioner Dusenbury responded that each Recreational Center have a Trust Fund. Councilmember Shook offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND SECTION 146-26 (F), OF THE CODE OF ORDINANCES

10-O-1695 (4) 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

Councilmember Martin offered a motion to **Approve, 6 Yeas.**

Councilmember Moore asked what is tax rate. CFO De Foor responded that we have to wait until Fulton County releases it. It was approximately \$17 million dollars. We should have received it by June 30th, but we received it just two weeks ago. Councilmember Moore stated that it looks like it went from \$1 to .878 and it is going down. She will abstain on voting on it. Have the bills gone out? CFO De Foor responded that we will have someone from the Office of Revenue to come up. Councilmember Moore offered a motion to Reconsider the vote.

Mr. Gary Donaldson: Director of Revenue addressed the Committee by stating that Finance gives complete details. There were transition items we requested. We got a letter from Mr. Oconney two weeks ago. We don't want to tie up our cash flow. This is only for DeKalb County. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA

10-O-1739 (5) An Ordinance by Councilmember Natlayn Mosby Archibong 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 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes.

2ND READING, 1ST ADOPTION

Chairperson Adrean stated that we have a Substitute to clean up the language in the Amendment. This Ordinance is about reappointing Commissioners at the beginning of each term. Councilmember Moore stated that as long as we don't change anything, it is okay. Ms. Taylor-Parks responded that this gets three reads and we have a white paper to explain what we are trying to do. It will be available at the next meeting. We will reach out to Council. Councilmember Moore stated that it sounds like it does the opposite. They are striking out a Section and adding a Section. Councilmember Martin offered a motion to **Approve on 2nd Reading, 1st Adoption on Substitute, 5 Yeas, 1 Abstention.**

TO CREATE A PARKING PASS PROGRAM

10-O-1733 (6) An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes.

HELD

TO MAKE AN ADDITIONAL PURCHASE

10-R-1723 (1) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to make an additional purchase under the previously-authorized Cooperative Purchasing Agreement with Softchoice Corporation, an authorized reseller of Numara Footprints Asset Management Bundle Software for additional software licenses to track and manage the City's Technology Hardware Inventory on behalf of the Department of Information Technology and the Department of Watershed Management, in an amount not to exceed ninety-four thousand, two hundred ninety-two dollars and twenty-five cents (\$94,292.25); all contracted work shall be charged to and paid from Fund, Department, Organization and Account Numbers 1001 (General Fund) 050211 (IT Network Management) 5424004 (Software (\$5,000+)) 1535000

(Data Processing/Management Information System) (\$41,345.85) and 5051 (Water & Sewer) 170113 (Information Systems) 5213001 (Consulting/Professional Services) 1535000 (Data Processing/Management Information System) (\$52,946.40);; and for other purposes.

FAVORABLE

Mr. Smith stated that on May 2nd we purchased a Court system. During the same period of time we were looking for the same system for the Department of Watershed Management. This is to support additional licenses. Councilmember Watson asked how does Oracle fit in with this one? Mr. Smith responded that it doesn't. When we patch up pc's, everything is done in a manual process. If there is a virus we have to go directly to your pc to repair it. This tool now will allow your trouble ticket to be completed from the office. This is an asset management system and oracle is a financial system. Councilmember Wan offered a motion to **Approve, 6 Yeas.**

TO APPLY FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT 2010 LEAD-BASED PAINT HAZARD CONTROL AND THE LEAD HAZARD REDUCTION DEMONSTRATION GRANT PROGRAMS

10-R-1727 (2) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor's Office to apply for the U.S. Department of Housing and Urban Development 2010 Lead-Based Paint Hazard Control and the Lead Hazard Reduction Demonstration Grant Programs, in an amount not to exceed _____ (\$_____), to control lead-based paint hazards in housing units within the City of Atlanta; and for other purposes. **(Finance/Executive Committee Substitute fills in the blanks, 9/29/10)**

FAVORABLE ON SUBSTITUTE

Chairperson Adrean stated that we have a Substitute to fill in the blanks.

Mr. James Shelby: Commissioner of the Department of Planning and Community Development addressed the Committee by stating that we will be able to address lead based hazard conditions. We should have a reduction of that. There is a 10% match for this Grant. Councilmember Moore asked about the match. Are we matching with other grant programs or are we reprogramming? Commissioner Shelby responded yes, we will be reprogramming. Councilmember Moore asked where is the \$200,000 coming from? She then asked about the Housing Rehabilitation money. Commissioner Shelby responded that the contract has expired and the Housing Rehabilitation Administration for the next three years we have been using in kind dollars for the salaries. It is not actual dollars and they have three staff people. Councilmember Wan offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND THE FISCAL YEAR 2011 AIRPORT REVENUE FUND AND RENEWAL & EXTENSION FUND BUDGETS

10-O-1722 (1) An ordinance by Finance/Executive Committee to amend the Fiscal Year 2011 Airport Revenue Fund and Renewal & Extension Fund Budgets by transferring appropriations in the amounts of \$3,666,660.00 and \$472,008.00 respectively to the Funds Reserve Account for the purposes of financing the City of Atlanta Department of Aviation's Financial Position and for other purposes.

FAVORABLE ON FIRST READ

TO TRANSFER THE PROPERTY LOCATED AT 695 PONCE DE LEON

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 SUPPLEMENTAL BOND ORDINANCE

- 10-O-0599 (2) A **Substitute** 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); (Finance/ Executive Committee Substitute includes the attachments and the first payment date, 9/29/10)**

FAVORABLE ON SUBSTITUTE ON CONDITION

*****Chairperson Adrean stated that we have a Substitute.

Mr. Peter Andrews: Acting City Attorney addressed the Committee by stating that the Substitute includes the attachments and first payment date. Councilmember Moore asked for a term sheet. CFO De Foor responded that she would get a summary sheet.

Mr. Wayne Placid: of Southwest addressed the Committee by stating that the transaction is for new money for the new terminal at Hartsfield. The transaction is supported by Lee Fisher. One is for the Bond fest. To protect the Bonds is additional Bonds fest. The minimal coverage is 1.3%. From Lee Fisher is 1.5% and 2.4% from _____. Councilmember Moore asked if they are collectively or _____. Mr. Placid responded that we are above the minimal. For the Garbs we are at 1.5% and 2.4% at the PFCs.

Mr. Ron Pittman: of the Department of Aviation addressed the Committee by stating that it is 1.20 million dollars annually. This is necessary for credit ratings. 1.2% is the annual rate covenant. 1.5% is what we targeted. 1.3% is the additional Bond test. We are coming in at 1.5%. Chairperson Adrean asked if there is a presentation. Mr. Placid responded that we will prepare a term sheet. Councilmember Martin asked about the \$190 million dollars in new Bonds and the \$450 million

dollars in PFCs. How do we get to \$800 million dollars? Mr. Placid responded that it is a not to exceed amount. We will pull down \$640 million dollars based on market conditions and it should complete the construction. Councilmember Martin asked if there is a print out by line items to build the terminal completely. Will there be any additional debt associated with the \$640 million dollars? Mr. Pittman responded that the Airport said this is the amount necessary.

Mr. Robert Kennedy: General Manager of the Department of Aviation addressed the Committee by stating that the \$640 million dollars is the amount to complete the terminal at the Airport. Councilmember Martin asked about page #3. Do they all add up? He then asked about A-3 and B-3.

Mr. Doug Silvey: of Hunter and Williams addressed the Committee by stating that we drafted the document. There are two Bond Funds. We have a outstanding of the Bonds. Councilmember Martin asked about actually seeing the numbers. Where is the \$190 million dollars and the \$450 million dollars numbers. We should not pass something that we don't understand. Mr. Silva responded that 2.1% is on pages #12 and #15. Those are the parameters we are going for. The Underwriters are Merrill Lynch, Morgan, Wells Fargo Securities, etc. Councilmember Wan asked about 14 being shortened.

_____ addressed the Committee by stating that we are taking care of short term debt. We will be perfectly fine with the shorter debt term. There is a ten-year call on your Bonds, but you can do refinancing. Councilmember Wan stated that when we first saw this, we asked has

the market change in favor for us or against us. _____ that we both deliver remarkably _____. The general market has dropped with municipal bonds. Mr. Placid added that the market has improved. We will not have any problems getting this implemented. Councilmember Watson asked if this is everything. Mr. Kennedy responded that this is it. Acting City Andrews added that we were going forward from last year. 1st part of next year will have the refinancing of \$590 million dollars. Mr. Kennedy stated that the final financing will be next spring. It is over \$700 million dollars for the three Bond Issue for the Airport. It is not for the terminal. We need \$640 million dollars to finish the terminal. Councilmember Watson asked which one has similar coverage. Mr. Kennedy responded that we have a seven-year financial plan. We choose 1.5 to avoid a downgrade. Councilmember Watson asked about the accommodations. Is there any difference of being beyond those now? Mr. Kennedy responded in 2013, 2014 and 2015. It is a total of \$30 million dollars. The outlook is very positive going forward. The payments will come to us. Councilmember Moore asked why are we asking for \$800 million dollars if we are only using \$640 million dollars. Mr. Kennedy responded that at the time we didn't know what the market would be and we wanted additional coverage. Mr. Placid added that it is because if the market should move away from November 4th we are allowing for the market. If the rates go up we would need additional funds. Councilmember Moore stated that it should not go from \$640 to \$800 million dollars. Mr. Kennedy responded that you would have the summary before passing it. You would know if the market changes.

Acting City Attorney Andrews added that some of the projects will be paid from the CID Program. Councilmember Moore stated that we are leaving it out there. Acting City Attorney Andrews responded that a term sheet would be available before Monday. Councilmember Moore asked if the Advisory Letter talks about the Series A not to exceed 6%, Series B at 5.5% and in the paper showing it is 7.5%. What is the difference on what is in the paper? Mr. Pittman responded that the Amendment used by the lawyers is widespread. Ours is based upon what the Airport can sell their Bonds for. Councilmember Moore asked if you recommended one thing and someone else decided upon another. Do you stand by your recommendation? Mr. Pittman responded that we believe the 5.50% or 6% is achievable. Acting City Attorney Andrews responded that if we go by the exact numbers and cannot sell, we have to start the validation period over. The final numbers will be with the pricing. Councilmember Moore stated that the language is saying that we are going over the \$640 millions. She wants a better rationale. Mr. Pittman responded that we have disclaimers regarding what is happening with the market. Councilmember Moore stated that we are talking now to November and it may not change significantly or we may need to do it. Acting City Attorney Andrews responded that we are trying to _____. At the end of the day we usually have a higher interest rate. This is flexibility for anticipations. We are not going out to get the highest number. Councilmember Moore stated that justification is needed. Is there another Substitute needed? When will the blanks be filled in? Acting City Attorney Andrews responded that it is the actual

dollar amounts. CFO De Foor added that she would take responsibility to work with her team. She is comfortable to stay on schedule. We are dealing with the expiration of the holidays. Councilmember Martin asked if we will pay the 6.5% on the 640 million dollars. CFO De Foor responded that the 6.5% is the maximum. We have some of the best bond counsel. By casting this we can release on time. Chairperson Adrean asked why we don't have the information. Mr. Kennedy responded that we are getting our financial official statement out. Chairperson Adrean asked if they have an executive summary attached. Mr. Kennedy responded no. Chairperson Adrean asked for the module. Mr. Kennedy responded that he would provide the seven-year plan. We had to work out expenses and revenues. Councilmember Martin offered a motion to **Approve on Substitute on Condition of receiving the summary, term sheet and seven-year plan, 6 Yeas.** Councilmember Martin asked about the documents Mr. Pittman was reading from. Mr. Pittman responded that _____. CFO De Foor added that it would come out of the CFO's Office. Councilmember Martin asked who is assigned what. CFO De Foor responded that it has not happened yet. Councilmember Martin asked who will have the books. Acting City Attorney Andrews responded that an Ordinance was passed. J.P. Morgan has the books.

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 CITYWIDE JANITORIAL SERVICES

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

Mr. Larry Riddle: of the Office of Enterprise Assets Management addressed the Committee by stating that in May OEAM submitted legislation and it was pending for new solicitation. It was 37% more than what was originally submitted. We have resolved the performance issues. We found that there were concerns in the Police Precincts and they have been taken care of. Councilmember Martin stated that everyone should have received the information. We should not get any more complaints like we had before. Chairperson Adrean thanked Mr. Riddle for addressing the concerns. She then asked about the change in scope. Mr. Riddle responded that we had amendments. Another location or additional sites were added.

Ms. Barbara Store: of AA Action Janitorial addressed the Committee by stating that she was opposed of some of the things that were said. Some of the things she was not aware of. We only strip and wax floors twice a year. The compliant was at the same time. All of the issue has been take care of. She has all of the forms in place. If something is not taken care of she contacts the site. When we received the contract in 2005 there were some buildings that were not on the list. That is one reason the price jumped. Chairperson Adrean asked if the City of Atlanta their main source of contract. Ms. Store responded that they also do some things for Fulton County and the YMCAs. The City of Atlanta is very major part of our revenues. Chairperson Adrean stated that we look

forward for the continued improved service. Councilmember Martin offered a motion to **Approve on Substitute, 6 Yeas.**

TO AMEND SECTION 6-637 (C) AND 6-637 (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

Councilmember Moore offered a motion to **Approve, 6 Yeas.**

TO EXECUTE RENEWAL AGREEMENT NO. 1 WITH MSB GOVERNMENT SERVICES

- 10-R-1663 (14) 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, 9/15/10)**

HELD

ITEMS NOT ON AGENDA

10-O-1751 Carryover Leave.

10-O-1751 (2) An Ordinance by Finance/Executive Committee to allow excess Annual Leave and Compensatory Time carried forward through the year 2010 pursuant to Ordinance 09-O-1214, to be carried over through the year 2013; to provide that such excess leave time be used by the end of the last pay period of each year through 2013; to repeal conflicting Ordinances; and for other purposes.

FAVORABLE ON FIRST READ

Favorable on First Read, 6 Yeas.

Councilmember Moore asked for a report from each Department. We keep carrying over, but we need people to take their time off. We end up paying when people leave and it can be very expensive.

First Read – No Number

10-O-1757 (3) An Ordinance by Finance/Executive Committee to amend the Code of Ordinances, City of Atlanta, Georgia, Chapter 114 (Personnel), Article II (Compensation, Payroll Deductions and Charitable Contributions), Division 1 (Generally), Section 114-28 (Deduction of Labor Organization Dues from Salaries); to eliminate the Quadrennial Re-Certification Requirement and Change the Jurisdiction of Employee Organizations; and for other purposes.

FAVORABLE ON FIRST READ

Councilmember Moore wants the Unions to be notified and respond to us in writing about their position.

Mr. Dexter Chambers: of the Office of Council addressed the Committee by stating that _____

Chairperson Adrean gave the public an opportunity to speak:

Mr. Carlos Santos: of the Department of Corrections addressed the Committee by stating that the Department of Corrections is still short of staff. He is asking that you come to the jail and ask the Officers questions. The population is around 600 to 650 range. He is taking 5 or 6 inmates before the Judge. When he needs supplies there are not many to relieve him. Chairperson Adrean asked if the shift is 12 hours. Mr. Santos responded yes. He has between 60 to 72 ICE inmates. He has spoken to Mr. Aman. We are working in dangerous conditions. Chairperson Adrean stated that she will talk to Councilmember Ivory Lee Young, Jr.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:13 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.”