

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

**Present:** Councilmember Felicia A. Moore, Vice Chair   Stefan Jaskulak, Deputy CFO  
 Councilmember C.T. Martin                                    Departmental Staff  
 Councilmember Alex Wan  
 Councilmember Howard Shook  
 Councilmember H. Lamar Willis

Vice Chairperson Moore called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers C. T. Martin, Alex Wan, Howard Shook and H. Lamar Willis. Other Departmental staff was present as well.

The Agenda and Addendum Agenda were adopted as printed. The minutes of the Finance/Executive Committee of November 10, 2010 were adopted as well.

### **DISCUSSION ITEMS**

#### **FIRST QUARTER FINANCIAL REPORT, JOYA C. DE FOOR, CFO**

Vice Chairperson Moore suggested Holding this report and hopefully the Agenda will be lighter at the next meeting.

#### **TO SUBMIT THE PERFORMANCE AUDIT REPORT**

10-C-1998 (1)           A Communication by City Auditor Leslie Ward submitting the Performance Audit Report regarding the implementation of Audit recommendations for the Departments of Finance and Watershed Management.

**HELD**

#### **TO SUBMIT THE PERFORMANCE AUDIT REPORT**

10-C-1999 (2)           A Communication by City Auditor Leslie Ward submitting the Performance Audit Report regarding the Information Technology General Control.

**HELD**

### **CONSENT AGENDA**

#### **TO AUTHORIZE THE PURCHASE OF PERMANENT AND TEMPORARY CONSTRUCTION EASEMENTS**

10-O-2077 (1)           An Ordinance by Finance/Executive Committee authorizing the purchase of permanent and temporary construction easements and the necessary rights-of-way from various property owners for the completion of the Edgewood Avenue Project, and to authorize the Mayor, or his designee, to negotiate with affected property owners and to use all means necessary to acquire necessary property interests up to an including condemnation proceedings; to authorize the city attorney or her designee, to institute condemnation proceedings pursuant to the declaration of taking method authorized by O.C.G.A section 32-3-4; to authorize the City Attorney to use the services of outside counsel, where necessary to handle condemnation proceedings; and for other purposes.

**FAVORABLE ON FIRST READ**

**TO AMEND THE 2010 (INTERGOVERNMENTAL GRANT FUND) BUDGET**

- 10-O-2078 (2) An Ordinance by Finance/Executive Committee amending the 2010 (Intergovernmental Grant Fund) Budget by adding to anticipations and appropriations Transportation Improvement Funds in the amount of One Million Thirty-Six Thousand Dollars (\$1,036,000.00) for the purpose of funding construction expenses for the Harris Homes-Lowery Boulevard Pedestrian Improvement Project, on behalf of the Department of Public Works; and for other purposes.

**FAVORABLE ON FIRST READ**

**TO CORRECT ORDINANCE 10-O-1555**

- 10-O-2079 (3) An Ordinance by Finance/Executive Committee to correct Ordinance 10-O-1555, adopted by the Atlanta City Council on September 20, 2010, and approved pursuant to section 2-403 of the Charter of the City of Atlanta on September 29, 2010 to correct the Fiscal Year and Department; and for other purposes.

**FAVORABLE ON FIRST READ**

**TO AMEND THE FY 2011 AIRPORT RENEWAL AND EXTENSION BUDGET, DEPARTMENT OF AVIATION**

- 10-O-2080 (4) An Ordinance authorizing the Chief Financial Officer to amend the FY 2011 Airport Renewal and Extension Budget, Department of Aviation, by Adding to Anticipations and Appropriations Grant Funds in the total amount of \$1,022,305 from the Federal Aviation Administration for the Project "Maynard H. Jackson International Terminal (MHJIT) Ramp 9 Northeast Apron & Taxi Lanes; and for other purposes.

**FAVORABLE ON FIRST READ**

**TO AMEND THE FY 2011 AIRPORT RENEWAL AND EXTENSION BUDGET, DEPARTMENT OF AVIATION**

- 10-O-2081 (5) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2011 Airport Renewal and Extension Budget, Department of Aviation, by adding to Anticipations and Appropriations Grant Funds in the total amount of \$4,359,328 from the Federal Aviation Administration for project number 3-13-0008-097-2010 "Rehabilitate Taxiway L&M (Westside)-Construction"; and for other purposes.

**FAVORABLE ON FIRST READ**

**TO AMEND THE FY 2011 BUDGET BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS GRANT FUNDS**

- 10-O-2082 (6) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2011 Budget by adding to Anticipations and Appropriations Grant Funds in the total amount of \$10,000,000 from the Federal Aviation Administration, and Transferring to and from appropriations in the amount of \$2,500,000 for the City's share in grant agreement 3-13-0008-

096-2010, for the project “Noise Mitigation measures for residences within 65-69 DNL and noise mitigation measures for public buildings”; and for other purposes.

**FAVORABLE ON FIRST READ**

**REGULAR AGENDA**

**TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA**

- 10-O-1892 (1) 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 5 (Civil Service System), Section 3-507 (Modification of Pension Plans), so as to remove superfluous language which conflicts with language contained in certain Pension Plans maintained by the City of Atlanta, and to remove the limitation on benefits applicable to certain Pension Plans maintained by the City of Atlanta; to repeal conflicting Ordinances; and for other purposes. **(1<sup>ST</sup> Reading, 11/1/10; 2<sup>ND</sup> Reading, 1<sup>ST</sup> Adoption, 11/1/10); (2<sup>ND</sup> Reading, 2<sup>ND</sup> Adoption, 11/10/10); 3<sup>RD</sup> Reading, Final Adoption, 12-1-2010)**

**FAVORABLE**

Councilmember Wan offered a motion to **Approve, 4 Yeas.**

**TO CORRECT ORDINANCE NUMBER 10-O-0743**

- 10-O-1965 (2) An Ordinance by Finance/Executive Committee to correct Ordinance Number 10-O-0743, adopted by the Atlanta City Council on May 17, 2010, and approved by the Mayor on May 25, 2010; and for other purposes.

**FAVORABLE**

Councilmember Wan offered a motion to **Approve, 4 Yeas.**

**TO AMEND THE 2011 (INTERGOVERNMENTAL GRANT FUND) BUDGET, DEPARTMENT OF EXECUTIVE OFFICES**

- 10-O-1966 (3) A **Substitute** Ordinance by Finance/Executive Committee amending the 2011 (Intergovernmental Grant Fund) Budget, Department of Executive Offices by adding to Anticipations and Appropriations in the amount of \$4,000.00 for a donation from Southface Energy Institute, to support the operations of the Department of Executive Offices, Division of Sustainability; and for other purposes. **(Finance/Executive Committee Substitute changes the language from “a donation” to “a Grant Award”, 12/1/10)**

**FAVORABLE ON SUBSTITUTE**

Vice Chairperson Moore stated that we have a Substitute.

**Mr. Bill Hawkins:** of the Mayor's Office of Sustainability addressed the Committee by stating that the Substitute changes the language from a donation to a Grant Award. Councilmember Wan offered a motion to **Approve on Substitute, 4 Yeas.**

**TO WAIVE THE REQUIREMENTS OF THE CITY CODE SECTION 2-154 (1)**

10-O-1967 (4) An Ordinance by Finance/Executive Committee authorizing the Mayor or his Designee, on behalf of the City of Atlanta to waive the requirements of the City Code Section 2-154(1) of the Procurement and Real Estate Code, to accept the donation from Atlanta Beltline, Inc. of approximately 0.84 acres located around D.H. Stanton Park on Grant Way being Tax Parcel Identification Numbers 14-0055-0009-055-0, 14-0055-0009-056-8, 14-0055-0009-057-6, being more particularly described in Exhibit "A" attached hereto ("the Grant Way Properties"); the value of said donation which is one hundred forty five thousand dollars (\$145,000.00) will be credited toward the Atlanta Beltline Inc.'s ("ABI'S) obligations under City Ordinance 09-O-2055; said Ordinance authorized the Mayor on behalf of the City to accept reimbursement for the cost of property located at 1000 North West Lois Street which was previously transferred to Atlanta Beltline, Inc.; and for other purposes.

**FAVORABLE**

**Mr. George Dunsenbury:** Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that this is to accept a donation from Atlanta Beltline, Inc.

**TO CREATE THE 2010A AIRPORT REVENUE BOND FUND**

10-O-1993 (5) A **Substitute** Ordinance by Finance/Executive Committee to create the 2010A Airport Revenue Bond Fund and the 2010B Passenger Facility Charge and Subordinate Lien General Revenue Bond Proceeds in the amount of \$190,140,000.00 for the Airport General Revenue Bonds, Series 2010A and \$449,440,000.00 for the Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds; and for other purposes. **(Finance/Executive Committee Substitute changes the net proceeds, 12/1/10)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Moore stated that we have a Substitute.

**Mr. Paul Kwaw:** of the Office of Debt and Investment addressed the Committee by stating that the Substitute changes the net proceeds. Councilmember Shook asked if both sums are slightly reduced. Mr. Kwaw responded, yes. Councilmember Wan offered a motion to **Approve on Substitute, 4 Yeas.**

**TO EXECUTE AMENDMENT NUMBER 1 TO THE MEMORANDUM OF UNDERSTANDING**

10-O-1995 (6) An Ordinance by Finance/Executive Committee authorizing the Mayor to execute Amendment Number 1 to the Memorandums of Understanding between the City of Atlanta and Georgia Solar Energy Association and Georgia Tech Research Institute to increase the dollar amount of the Sub-Grants to each Organization; and for other purposes.

**FAVORABLE**

Councilmember Wan offered a motion to **Approve, 4 Yeas.**

**TO SUPPLEMENT AND AMEND THAT CERTAIN THIRTEENTH SUPPLEMENTAL BOND ORDINANCE**

10-O-2092 (7) An Ordinance by Councilmember C.T. Martin supplementing and amending that certain thirteenth supplemental Bond Ordinance of the City of Atlanta adopted on July 6, 2009, to among other things, re-designate the name and set forth the terms of the airport General Revenue Refunding Bonds, Series 2010C, including the aggregate principal amount, interest rates, maturity amounts, maturity dates, redemption provisions and debt service reserve requirement with respect thereto; ratify certain prior actions of the City Council and certain officers and agents of the City with respect to the issuance and sale of the Series 2010C Bonds; approve the form and authorizing the execution of a Bond purchase agreement and certain other agreements in connection with said Series 2010C Bonds; authorize and approve the preparation, use and distribution of a final official statement in connection with the offer and sale of said Series 2010C Bonds; designate the initial bond registrar and paying agent; ratify and approve the appointment of bond counsel; [set forth the terms and covenants associated with a municipal bond insurance policy related to said Series 2010C bonds]; provide an effective date; and for other purposes.

**FORWARDED WITH NO RECOMMENDATION**

Mr. Kwaw stated that this amends the Thirteenth Supplemental Bond Ordinance. It renames the Bonds to 2010C, the paying agents and the key players with the Bond transaction. There is another companion paper Held Paper #16 with this one. There will be a Special Called Meeting to price the Bonds. Councilmember Wan offered a motion to **Forward With No Recommendation, 4 Yeas.**

**TO TRANSFER FUNDS FROM THE DISTRICT 8 COUNCILMEMBER EXPENSE ACCOUNT TO PARK PRIDE**

10-O-2094 (8) An Ordinance by Councilmembers Yolanda Adrean, Felicia Moore, Joyce Sheperd, Cleta Winslow, Howard Shook, Alex Wan, Kwanza Hall, Aaron Watson, and H. Lamar Willis transferring funds from the District 8 Councilmember expense account to Park Pride on behalf of the Wildwood Civic Association to assist in the installation of rubberized playground surface for Beaver Brook Park; and for other purposes.

**FAVORABLE**

Councilmember Wan offered a motion to **Approve, 4 Yeas.**

**TO AMEND CHAPTER 114, PERSONNEL, ARTICLE "IV", CLASSIFICATION PLAN OF THE CODE OF ORDINANCES**

10-O-2097 (9) An Ordinance by Councilmember H. Lamar Willis 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 employee salary adjustment authorizations, in the Departments of Corrections; Executive Offices; Fire; Information Technology; Parks, Recreation and Cultural Affairs;

and Police and other Personnel Actions in Line with the 2011 Budget and for other purposes.

**FAVORABLE ON SUBSTITUTE**

**Ms. Sherri Dickerson:** Commissioner of the Department of Human Resources addressed the Committee by stating that the Substitute takes out two positions. The first Section is for the Department of Corrections to adjust one of the Police Major's salaries. We want to make sure that they are at the same salary. Next Section is the Executive Offices where we eliminated the Administrative Assistant and it is being moved into the Department of Public Works for the Street Car Project. Next is the Safety position. Vice Chairperson Moore stated that she asked for a copy of the job description because one person will not do that job. We have safety and worker's compensation issues as well as risk management issues. Some changes need to be made. Mr. Aman responded that safety has two components. You need a strong central role to guide. In some Departments there are the same number of safety issues. We want to start with one person to guide, and research. Without a person working centrally, it will not work. Vice Chairperson Moore stated that she agrees with centralizing. Councilmember Martin asked Mr. Miller if he has a person at the Airport.

**Mr. Louis Miller:** of the Department of Aviation addressed the Committee by responding, yes.

**Mr. Jim Drinkard:** Planning and Development Manager at the Airport stated that there is a Safety person at the Airport. Councilmember Martin asked about excluding the Airport. He then asked how is safety tracked? Mr. Aman responded through ATL STATS. We look at it by Departments. We look at injuries. It is very uneven. The Department of Parks does not have a safety person. Councilmember Martin stated that hiring one person should include looking at the volume of work. Why aren't the Courts included in this paper? Mr. Aman responded that there was limited time. We tried to focus on the critical needs. Commissioner Dickerson stated that there is an Employee Salary Adjustment for the Deputy Chief Operating Officer position. Councilmember Moore asked if they will hire another Deputy. Commissioner Dickerson responded that we have two positions and one became vacant and the duties have shifted. Councilmember Moore asked how does it compare to the vacant position? Commissioner Dickerson responded that she would need to verify it. Mr. Aman responded that this is higher than what the Deputy that left made. This pay adjustment puts one Deputy slightly higher than the vacant one. Councilmember Moore stated that if you hire another one will it be comparable to the current one. Mr. Aman responded that it used to be one position. The range is the same, but the current one is at the mid range. Councilmember Martin asked about the job description for the Safety position having Occupational Safety and Health Administration (OSHA) requirements. Commissioner Dickerson responded that the City is not under OSHA regulations, but we follow their guidelines. Councilmember Moore asked if the experience is two or five years. It appears it should be under the Chief Operating Officer's Office. Mr. Aman responded that the only reasonable place for it to go is under the COO's Office. Commissioner Dickerson responded that the Department of Fire is creating six Fire Captain positions. DIT is creating an additional CIO and a Program Manager. We are bringing everything back to the central location. We are asking for a salary adjustment for the Chief Information Officer. Councilmember Moore asked for the job description and why do we need another Deputy.

**Mr. Dan Smith:** Chief of the Department of Information Technology addressed the Committee by stating that there are duplicities of systems within the City. We are consolidating the systems. We have operational issues that need to be addressed. It takes technical impact. Commissioner Dickerson stated that we have the broader scope of the overall job. Councilmember Moore stated that it does not make sense to her. Commissioner Dickerson stated that the Department of Parks, Recreation and Cultural Affairs have a creation of a Safety position. The Department of Police is creating a Property Management and Human Resources positions. We are also creating a Validation Supervisor and an Office Assistant. Councilmember Shook asked once the

backlog is cleared up, we won't need the positions. Commissioner Dickerson responded that they need additional support. Mr. Aman added that the positions will be necessary afterward. Councilmember Martin stated that he saw things that indicated that there needs to be support. Are they civilian positions?

**Deputy Chief Shawn Jones:** of the Police Department addressed the Committee by responding, yes. Councilmember Shook asked if this is a people or equipment problem. Deputy Chief Jones responded that it is a personnel problem and as we move into the future it is technology. Councilmember Willis stated that there was a discussion with the Office of Risk Management regarding interceding with other Departments. There is not a coordinated effort. Mr. Aman responded that he is looking at shared information and plugging it into the legal settlement issues. Councilmember Martin asked about the Crime Lab. He could not find the technical positions. Commissioner Dickerson responded that there are three positions. Councilmember Martin asked who will head it. Deputy Chief Jones responded that we have a Major. Councilmember Martin asked if we perform our own lab work. Deputy Chief Jones responded yes, some of it. The Senior position will be the Supervisor. They will focus on fingerprinting. There are other components of the lab. Councilmember Martin asked about the Fire inspections.

**Chief Kelvin Cochran:** Department of Fire addressed the Committee by stating that we are supposed to inspect twice a year, but its currently being done once a year. We are in the process of analyzing what standards and how many inspectors we need. We are hiring two civilian inspectors. Councilmember Martin stated that Commissioner Oxendine came back with a report about discrepancies of our insurance rating. Chief Cochran responded that we will meet the criteria and we will come back to a Class 2 insurance rating. Mr. Aman added that he is aware of it. We have a review with the ATL STATS and we are tracking it. Councilmember Martin asked about the shortage of Crime Scene Investigators. Deputy Chief Jones responded that we are short two people and two employees are leaving this year. This paper does not include the 911 positions. Mr. Aman added that 911 has targeted 90% of the calls in 10 seconds. We have 6 to 8 vacant positions and it is hard to recruit for them. Commissioner Dickerson also added that we have 340 applications for the Dispatcher positions. Page #7 has positions associated with the Streetcar Project. They have been moved from the Administration's Office. The above entry hiring is for the Engineer position. Councilmember Wan asked how are they being funded? Commissioner Dickerson responded that they will be charged to the Project.

**Ms. Duriya Farooqui:** Deputy Chief Operating Officer addressed the Committee by stating that there is a roll up cost at the bottom of the page for the three positions. Councilmember Martin stated that the document this morning had around \$18 million dollars. Ms. Farooqui responded that we got the difference from MARTA. The \$18 million dollars is associated with the original grant request. The amount now is the current grant amount. Councilmember Martin offered a motion to **Approve on Substitute, 4 Yeas, 1 Nay**. Councilmember Moore stated that she has concerns with the paper.

**TO EXECUTE ALL DOCUMENTS NECESSARY TO ACCEPT THE DONATION OF 5,807 ACRES**

10-O-2104 (10)

An Ordinance by Councilmember Michael J. Bond **as Amended by Finance/Executive Committee (1), 12/1/10** authorizing the Mayor, acting on behalf of the City to execute all documents necessary to accept the donation of 5.807 acres located at the corner of Marietta St. NW and Farlie St. NW commonly known as 72 Marietta St. NW, Atlanta, Georgia the former facility of the Atlanta Journal-Constitution; to authorize the Chief Financial Officer for her designee to sign the appropriate IRS forms acknowledging that the City of Atlanta is a qualified organization under IRS regulations to accept this non-cash charitable contribution; and for other purposes. **(Finance/Executive**

**Committee Amendment requests quarterly progress reports  
and add the Donation Agreement, 12/1/10)**

**FAVORABLE AS AMENDED**

Councilmember Moore stated that we have an Amendment. Mr. Aman stated that we were approached by Cox Enterprises. It was competitively bid. The current appraised value is \$50 million dollars. It is being done by Cox Enterprises. Councilmember Moore asked when was it done? Mr. Aman responded late last year. The property is magnificent because we are an industrial operator. He is familiar with the property. The second piece is the manufacturing space. There is office space in the manufacturing piece. If we had this facility a couple of years ago we could have put the 911 Center there. The majority is comprised of the press room. Cox Enterprises will remove the presses. There is 134,000 of warehouse space. Currently, we have public equipment that needs to be closer in-town. It has a huge parking deck. Councilmember Willis stated that all of the square footage is continuous. Mr. Aman responded that we would not have to do anything because it is all connected and it has a rail spur in it. Councilmember Martin asked if any space has been allocated for City Council. We need some storage space. Mr. Aman responded that the Office of Records Management has a contract with Iron Mountain. We plan on bringing in a Consultant. The next page shows that the first department to consolidate is Watershed Management. We will be using Watershed funds for build out. This building is a gift to the City. The Department of Watershed will pay about \$500,000 for space. We currently have the Departments of Police and Fire training at an abandoned school. A Training Academy would cost around \$20 million dollars. Councilmember Wan asked about the ADA lease. We pay about \$2.6 million dollars in annual rent. The Department of Parks is paying \$263,000 right now and in a couple of years it will be \$540,000. Mr. Aman responded that right now we are paying about \$15 per square feet, but with this facility it would be around \$7. There is a termination fee. Finally are the benefits. We have to buy an environmental insurance policy of \$50 million dollars for \$15,000 per year. There is a tank that has to be monitored for the cost of \$120,000 per year. Councilmember Shook asked about the Consultants. Mr. Aman responded that we want them to look at all of the City space. Councilmember Wan stated that this deal is attractive, except for the restriction on donated assets. For the first three years it has to be City uses. After that we can get written proclamations or sale. Mr. Aman responded that initially they wanted to give a gift to the City that would have a lasting impact and could not be flipped. This paper is not in the final form. Councilmember Moore stated that she is concerned with the language about the seventeen year restrictions. There is no relaxation because it restricts us from any transference or sales. We have leased to non-profit agencies, etc. Mr. Aman responded that they allow for City uses.

**Mr. Peter Andrews:** Deputy City Attorney addressed the Committee by stating that we are trying to clarify the language. If it serves the City employees it is okay. We don't want to destroy getting a gift. Councilmember Moore asked what is the transferring of the lease. She has concerns with having to wait for seventeen years to ask someone about leases. Have we done the environmental tests? Deputy City Attorney responded that we are working on it. Councilmember Moore asked about Phase I. Is there a report available? Mr. Aman responded that the overall approach is if it will save us money. Councilmember Moore asked about the inspection part. Mr. Aman responded that we have found nothing on the property. The building was built in 1972. It has been occupied for some time. If we were paying \$10 million dollars we would have to do due diligence. Councilmember Moore stated that she is concerned about this. We continue to make costs after the budget is adopted. How much is this going to cost us today? She then asked about the fees. Mr. Aman responded that those costs would be minor. If we can't afford to move someone, we won't. Councilmember Moore wants a better understanding of the obligation. She was interested in more time to discuss it. Councilmember Willis stated that he was troubled by the Department of Parks having a substantial lease and it does not accompany their needs. We need to consolidate all of our employees. He thinks that the questions need to be answered. He is willing to move forward. There is not any initial outlay of capital on our parts. Mr. Aman

responded that it has nice executive space. Councilmember Willis stated that this is a positive impact on the downtown area. All of the other tangibles outweigh the risks. Councilmember Martin asked about the environmental insurance and the ink hydraulics. There is some maintenance equipment and supplies. He then stated that he is in support of it. He then offered a motion to Approve as Amended. Councilmember Moore stated that she would like to see a little more due diligence. It appears that no one else has interest in receiving additional information and voting on it at the December 15<sup>th</sup> meeting. Councilmember Martin stated if something comes up and you find something prior to Monday's meeting then y'all would let us know. He then asked for an Amendment regarding air rights. Deputy City Andrews responded that we get the property in fee simple and it goes through the three to seventeen year requirement. He wants his amendment to request quarterly progress reports. Councilmember Moore asked if we should do a separate Resolution. Deputy City Andrews responded that it may be better to have a separate Resolution. Councilmember Martin offered a motion to **Approve as Amended, 4 Yeas, 1 Nay.**

#### **TO ADVERTISE FOR SEALED BIDS**

10-O-2105 (11) An Ordinance by Councilmembers Kwanza Hall, Yolanda Adrean, Joyce Sheperd, Natalyn Archibong, Howard Shook, Aaron Watson, H. Lamar Willis, Alex Wan, and Michael J. Bond to authorizing the Chief Procurement Officer to advertise for sealed bids for the purchase of the City of Atlanta's interests in two ground leases for properties in Land Lot 50 of the 14<sup>th</sup> District of Fulton County, in the City of Atlanta; to waive the provision of Section 2-1572 which requires the Chief Procurement Officer to obtain a land survey; and for other purposes.

#### **FAVORABLE**

**Mr. John Levell:** of the Office of Enterprise Assets Management said that the property is located in the 14<sup>th</sup> District. This company has long term ground leases with the City. The City would sell its interest in ground leases. It is worth \$6 million dollars. The City would advertise for bids and have an appraisal. If the highest bid is equal to the market value we will come back to Council to sale for that amount. Post is expected to bid. They have the right of first refusal. Councilmember Martin stated that there were rumors that some Real Estate people wanted to buy the Civic Center. Councilmember Willis asked why are we doing this now with the way the market is. Mr. Levell responded that he provide the information. It is the cash flow, not the lease. Councilmember Willis asked why would we sale our ground lease rights. Mr. Levell responded that he would take us 24 years to capture \$6 million dollars. Councilmember Willis asked if we are evaluating our assets. Mr. Levell responded that people have less interest in the property. We looked at it and estimated and got the minimum value. Mr. Aman responded that this is not the time to sale the property, but this is a different deal. Councilmember Willis stated that he thinks the Council needs to be engaged regarding what we are doing with it. Councilmember Wan offered a motion to **Approve, 4 Yeas.**

#### **TO TRANSFER FUNDS FROM THE DISTRICT 8 COUNCILMEMBER EXPENSE ACCOUNT**

10-O-2106 (12) An Ordinance by Councilmember Yolanda Adrean transferring funds from the District 8 Councilmember expense account to be paid out by the appropriate designated party on behalf of the Memorial Park Civic Association to assist in the removal of fallen trees within Memorial Park; and for other purposes.

#### **FAVORABLE**

Councilmember Wan offered a motion to **Approve, 4 Yeas.**

**TO EXECUTE AMENDMENT NO. 4 TO CONTRACT FC-4734**

10-R-2083 (1) A **Substituted** Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment No. 4 to Contract FC-4734, Cooperative Agreement for Fast Track/Repairs/Construction tasks Fulton County GA Contract #06ITB51235K-JD, between the City of Atlanta and Centennial Contractors Enterprises, Inc., on behalf of the Office of Enterprise Assets Management and the Atlanta Police Department, for the renovation and refurbishment of 818 Pollard Street to house the Community-Oriented Policing Division (COPS), in an amount not to exceed two hundred twenty-five thousand dollars and no cents (\$225,000.00); all funds shall be charged to and paid from Fund 7701, Dept 240101, Account 5413002, Funct/Act 1320000, Project 600234, and Award 69999; and for other purposes. **(Finance/Executive Committee Substitute corrects a typo and the renewal of the contract; Finance/Executive Committee Condition Passage is that Ms. Parks will bring the modification on the amount and the timeline of the AJC building, 12/1/10)**

**FAVORABLE ON SUBSTITUTE ON CONDITION**

Chairperson Moore stated that we have Substitute.

**Ms. Shannon Burton:** of the Office of Enterprise Assets Management addressed the Committee by stating that this was to correct a small typo, but now it includes the expiration of the contract. It is to refurbish the third floor. Deputy Chief Jones responded that the cost is \$225,000.00. It is paid for by the COPS funds. We don't currently have a place to house them. Councilmember Martin stated that you have to wait until the space is available. Deputy Chief Jones responded that this is built out space.

**Ms. Katrina Taylor:** Mayor's Office Deputy Chief of Staff addressed the Committee by stating that we own 818 Pollard Street and any repair would be to our benefit. Councilmember Martin asked if these people would be under the umbrella crowd. They need to be in the community. Deputy Chief Jones responded that they would go to various Police Zones. We don't have the space to put them physically in the Zones right now. Councilmember Martin stated that the word community means just that. Councilmember Moore stated that she wants to know about the contractor. She also asked about the renewal issue. Ms. Burton responded that the 90-day extension letter said December, but it is for December this year. The Substitute corrects a typo and the renewal of the contract. Councilmember Moore stated that the Condition passage is that Ms. Parks will bring the modification on the amount and the timeline of the AJC building. Councilmember Martin asked about the \$150,000 for relocation. Ms. Burton responded that Amendment has already been used. Councilmember Martin offered a motion to **Approve on Substitute on Condition, 4 Yeas.**

**TO ENTER INTO A RADIO LICENSE AGREEMENT**

10-R-2084 (2) A Resolution by Finance/Executive Committee authorizing the Mayor or his designee to enter into a Radio License Agreement with Grady health System D/B/A Grady EMS to permit it to utilize the City of Atlanta 800 MHZ Radio Communications network for the day to day operation of their two-way communications.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Yeas.**

**TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT**

- 10-R-2085 (3) A Resolution by Finance/Executive Committee authorizing the Mayor or designee to enter into an Appropriate Contractual Agreement with AON Consulting, Inc., a part of the newly formed AON Hewitt, for FC-5147, Comprehensive Compensation and Organizational Assessment, in the amount of seven hundred thirteen thousand, two hundred fifty-two dollars and zero cents (\$713,252.00) paid from the following Funds, Department Organization, account numbers and Functions: 1001 (General Fund) 220202 (DHR Human Resources Management) 5212001 (Consulting/Professional Services) 1540000 (Human resources), 5051 (Water & Wastewater Revenue Fund) 200301 (Non-Departmental Unallocated Citywide) 5212001 (Consulting/Professional Services 1540000 (Human Resources), and 5501 (Airport Revenue Fund) 180101 (GM Department Organization) 5212001 (Consulting/Professional Services) 7563000 (Function Activity Code); and the total amount to be divided into one-third equal shares among the General Fund, Water & Wastewater Revenue Fund and the Airport Revenue Fund; and for other purposes.

**FAVORABLE**

Vice Chairperson Moore asked that Council staff be a part of the sampling. Councilmember Martin offered a motion to **Approve, 2 Yeas, 1 Nay and 1 Abstention**. Councilmember Shook asked what is the scope? Commissioner Dickerson responded that it was sent out yesterday. How concerned are we with making the investment. Commissioner Dickerson responded that because we are coming out of the Recession, this is a good time to do it. It would be looking at our salaries compared to the market. We may need to make adjustments in the future years. This will look at other organizations as well. They are going out and doing surveys. We will have to go and look at other Cities with Airports. Councilmember Willis stated that the Mayor has a half dozen people who makes more than he does. Councilmember Moore stated that she is not in support of it because we piece meal and cherry pick who to give raises to. We should do it now. Commissioner Dickerson responded that she we had four components and there were items not provided for by other components. We will make some budget recommendations. Mr. Aman responded that you should anticipate proposals in the 2012 Budget.

**TO ENTER INTO AN AGREEMENT WITH KONICA MINOLTA BUSINESS SOLUTIONS, USA, INC.**

- 10-R-2086 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an agreement with Konica Minolta Business Solutions, USA, Inc. utilizing the Federal GSA Contract number GS-25F-0087M for copier lease and maintenance for two (2) Bizhub C423 copiers on behalf of the Department of Watershed Management, in an amount not to exceed twenty-five thousand, four hundred eighty-four dollars and forty cents (\$25,484.40); all contracted work will be charged to and paid from the listed fund, department organization and account numbers in the following amounts: 5051 (Water & Wastewater Revenue Fund) 170401 (DWM Water Administration) 5223202 (Operating Lease/Rental-Equipment) 4410000 (Water Administration)-\$23,762.88 and 5051 (Water & Wastewater Revenue Fund) 170401 (DWM Water Administration) 5222002 (Repair & Maintenance Equipment) 4410000 (Water Administration) \$5,000; and for other purposes.

**FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute. Councilmember Willis stated that we talked about taking all of these together. Ms. Taylor responded that we are working with the Department of Finance and pulling all of the leases together.

**Ms. Maisha Land-Wood:** of the Department of Watershed Management addressed the Committee by stating that these are for two copiers. Councilmember Martin offered a motion to **Approve, 4 Yeas.**

**TO EXECUTE A SOLE SOURCE AGREEMENT WITH KAZMIER AND ASSOCIATES**

10-R-2087 (5) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Sole Source Agreement with Kazmier and Associates for ISCO Automatic Wastewater Sampling and Flow Meter Products, on behalf of the Department of Watershed Management, in an amount not to exceed one hundred twenty-six thousand, four hundred thirty-seven dollars and ninety-five cents (\$126,437.95); all contracted work shall be charged to and paid from the listed fund department organization and account numbers in the following amounts: \$16,997.00 - 5051 (Water and Wastewater Revenue Fund) 170603 (DWM Industrial Wastewater Monitoring Account) 5316001 (Equipment \$1,004,999) 7210000 (Protective Inspection Administration); \$558.00 5051 (Water and Wastewater Revenue Fund) 170603 (DWM Industrial Wastewater Monitoring account) 5311001 (Supplies, Consumable) 7210000 (Protective Inspection Administration); \$99,135.50-5051 (Water and Wastewater Revenue Fund ) 170608 (DWM Plan Review ) 5316001 (Equipment (\$1,000-4,999) 4410000 (Water Administration); \$9,347.45 5051 (Water and Wastewater Revenue Fund) 170608 (DWM Plan Review) 5316002 (Equipment (\$0-999) 4410000 (Water Administration); \$400.00 -5051 (Water and Wastewater Revenue Fund) 170608 (DWM Plan Review) 5316002— (Equipment (\$0-999)) 4410000 (Water Administration); and for other purposes.

**FAVORABLE**

Ms. Land-Wood stated that we are replacing portions of it. This is a Sole Source and the only company that does this. Councilmember Martin offered a motion to **Approve, 4 Yeas.**

**TO ENTER INTO A COOPERATIVE PURCHASE AGREEMENT**

10-R-2088 (6) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to § 2-1606 of the City of Atlanta Code of Ordinances, with PC Specialists, Inc., D/B/A Technology Integration Group utilizing the State of Georgia Contract #99999-SPD-SPD0000024, in an amount not to exceed \$24,534.00 for a three year period; to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180107 (Department of Aviation, Aviation Information Services) 5222002 (Repair & Maintenance-Equipment) 7563000 (Airport); and for other purposes. **(Finance/Executive Committee Substitute adds additional language, 12/1/10)**

**FAVORABLE ON SUBSTITUTE**

Vice Chairperson Moore stated that we have a Substitute. Mr. Smith responded that the Substitute adds additional language. Councilmember Martin offered a motion to **Approve on Substitute, 4 Yeas.**

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

10-R-2089 (7) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to § 2-1606 of the city of Atlanta Code of Ordinances, with Dell Marketing L.P. utilizing the State of Georgia Contract #SWC-070764, in an amount not to exceed \$94,271.10 for a one year period; to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180107 (Department of Aviation, Aviation Information Services), Expenditure 5213001 (Consultant Professional Services/Technical), Functional Activity 7563000 (Airport); and for other purposes. **(Finance/Executive Committee Substitute ..., 12/1/10)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Martin offered a motion to **Approve on Substitute, 4 Years.**

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

10-R-2090 (8) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to section 2-1601 Et.Seq. of the City of Atlanta Code of Ordinances, utilizing the State of Georgia Contract #SWC\_90819, with Rioch Americas Corporation, for the lease and maintenance of one (1) Ricoh 907EX copier, one (1) Ricoh LD 190 copier and one (1) MP C3000 Copier for a period of sixty (60) months, on behalf of the Department of Procurement in an amount not to exceed one hundred twelve thousand nine hundred thirty five dollars and eight cents (\$112, 935.80); all contracted work will be charged to and paid from fund, department, organization and account number 1001 (General Fund) 5223202 (Operating Rental/Lease Equipment), 110101 (Procurement), 1320000 (Purchasing/Chief Executive); and 5501 (Airport Revenue Fund), 5223202 (Operating Rental/Lease Equipment), 110101 (Procurement), 1320000 (Purchasing/Chief Executive); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Years.**

**TO ADOPT THE SERVICE DELIVERY STRATEGY AGREEMENT**

10-R-2112 (9) A Resolution by Finance/Executive Committee to adopt the Service Delivery Strategy Agreement between the City of Atlanta and DeKalb County; and for other purposes.

**FAVORABLE ON SUBSTITUTE**

Vice Chairperson Moore stated that we have a Substitute. Councilmember Martin offered a motion to **Approve on Substitute, 3 Years, 1 Abstention.**

Mr. Garnett Brown: of the Office of Planning addressed the Committee by stating that the State requires each County have a Service Delivery Strategy Agreement. Councilmember Moore asked what is the difference? Mr. Brown responded none.

**Mr. James Shelby:** Commissioner of the Department of Planning and Community Development addressed the Committee by stating that they agree to what we want. It is a five year agreement.

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

10-R-2113 (10) A Resolution by Finance/Executive Committee authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to section 2-1601et. Seq. of Article X of the City of Atlanta Code of Ordinance, utilizing General Services Administration Contract Number GS-35F-0890N with Florida Micro, for various items of General purpose commercial information technology equipment, software, and services for one (1) year on behalf of the Department of Information Technology in an amount not to exceed fifty thousand dollars and no cents (\$50,000) under a blanket purchase order; all contracted work shall be charged to and paid from Fund, Department, Organization and Account numbers indicated below.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Yeas**. Mr. Smith stated that this is with three vendors for software, hardware, etc.

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

10-R-2114 (11) 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 General Services Administration Contract number GS-35F-0315N with CXTEC for various items of general purpose commercial information technology equipment, software, and service for one (1) year on behalf of the Department of Information Technology in an amount not to exceed fifty thousand dollars and no cents (\$50,000.00) under a blanket purchase order; all contracted work shall be charged to and paid form Fund, Department, Organization and Account numbers set forth below.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Yeas**.

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

10-R-2115 (12) A Resolution 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 general services administration contract number GS-35F-0195J with CDW Government, LLC., for various items of General Purpose Commercial Information Technology Equipment, Software, and services for one (1) year on behalf of the Department of Information Technology in an amount not to exceed one hundred thousand dollars and no cents (\$100,000.00) under a blanket purchase order; all contracted work shall be charged to and paid from Fund, Department, Organization and account numbers set forth below.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Yeas**.

**TO EXECUTE AMENDMENT NUMBER 1 WITH PULLEN ENERGY CONSULTING**

- 10-R-2128 (13) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment Number 1 with Pullen Energy Consulting for FC-4992, Special Procurement for energy engineering services on behalf of Mayor's Office, in an amount not to exceed thirty-three thousand dollars and no cents (\$33,000.00); all contracted work to be charged to and paid from Fund, Department Organization and Account Numbers 2501 (Intergovernmental Fund) 040301 (Exe COO) 5212001 (Consulting/Professional Services) 1320000 (Chief Executive) 04210643 (EECB) 250131886 (EECB); and for other purposes.

**FAVORABLE**

Councilmember Shook offered a motion to **Approve, 4 Yeas.**

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

- 10-O-0774 (1) 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 CHAPTER 114 (PERSONNEL)**

- 10-O-0788 (2) 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 (3) 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 AMEND SECTION 6-637 (C) AND 6-637 (D) OF THE 1978 PENSION ACT**

- 10-O-0906 (4) 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 (5) 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 (6) 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 AN INMATE AGREEMENT WITH THE SOUTH FULTON MUNICIPAL REGIONAL JAIL AUTHORITY**

10-R-1153 (7) 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 EXECUTE RENEWAL AGREEMENT NO. 1 WITH MSB GOVERN-MENT SERVICES**

10-R-1663 (8) 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**

**TO CREATE A PARKING PASS PROGRAM**

10-O-1733 (9) 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, 9/29/10)**

**HELD**

**TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA**

10-O-1739 (10) An Ordinance by Councilmember Natalyn 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. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption, 9/29/10); (3<sup>rd</sup> Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

**HELD**

**TO CONCERN THE FUTURE OF REGIONAL TRANSIT**

10-R-1869 (11) A Resolution by Atlanta City Council of the City of Atlanta, Georgia concerning the future of Regional Transit under the 2010 Transportation Investment Act. **(Held, 10/27/10)**

**HELD**

**TO AMEND THE CITY OF ATLANTA GENERAL EMPLOYEES' PENSION FUND**

10-O-1893 (12) An Ordinance by Finance/Executive Committee to amend the City of Atlanta General Employees' Pension Fund so as to modify certain limitations on benefits pursuant to changes in the U.S.

Internal Revenue Code to repeal conflicting Ordinances; and for other purposes. **(Held, 11/10/10)**

**FAVORABLE**

**TO AMEND THE CITY OF ATLANTA FIREFIGHTER'S PENSION FUND**

10-O-1894 (13) An Ordinance by Finance/Executive Committee to amend the City of Atlanta Firefighters' Pension Fund so as to modify certain limitations on benefits pursuant to changes in the U.S. Internal Revenue Code to repeal conflicting Ordinances; and for other purposes. **(Held, 11/10/10)**

**FAVORABLE**

**TO AMEND THE CITY OF ATLANTA POLICE OFFICERS' PENSION FUND**

10-O-1895 (14) An Ordinance by Finance/Executive Committee to amend the City of Atlanta Police Officers' Pension Fund so as to modify certain limitations on benefits pursuant to changes in the U.S. Internal Revenue Code to repeal conflicting Ordinances; and for other purposes. **(Held, 11/10/10)**

**FAVORABLE**

**TO URGE THE 2011 GEORGIA GENERAL ASSEMBLY**

10-R-1970 (15) A **Substitute** Resolution by Finance/Executive Committee urging the 2011 Georgia General Assembly to support the City of Atlanta's 2011 Legislative Package; and for other purposes. **(Held, 11/10/10); (Finance/Executive Committee Substitute add the Legislation Package, 12/1/10)**

**FAVORABLE**

**Ms. Megan Middleton:** Mayor's Office Intergovernmental Affairs Manager addressed the Committee by stating that the Substitute adds the Legislative Package to it. Vice Chairperson Moore asked what is the timeline? Ms. Middleton responded that it can be moved at the next meeting. Councilmember Moore asked that Councilmembers send an electronic message to Ms. Middleton. Councilmember Shook asked how much would the tax increase be. Ms. Middleton responded that she does not have the information with her. Councilmember Martin offered a motion to **Approve on Substitute, 2 Yeas, 2 Abstentions.**

**TO SUPPLEMENT THE RESTATED AND AMENDED MASTER BOND ORDINANCE**

10-O-1982 (16) An Ordinance by Councilmembers Yolanda Adrean, Michael Julian Bond and H. Lamar Willis supplementing the Restated and Amended Master Bond Ordinance of the City of Atlanta adopted on March 20, 2000 (99-O-1986), as previously amended and supplemented, to authorize the Issuance by the City of Atlanta of its not to exceed (\$20,000,000 Airport Limited Obligation Bond Anticipation Notes, to provide Funds to finance or refinance, in whole or in part on an interim basis, to provide Funds to pay or reimburse the City for all or a portion of a termination payment in connection with the termination of those certain Interest Rate Exchange Agreements related to the City's Outstanding Airport General Revenue Bonds Series 2003RF-B and the City's Outstanding Airport General Revenue Bonds Series 2003RF-C and pay certain expenses relating thereto; to provide for the form of said Bond Anticipation Notes and for the execution of said

Bond Anticipation Notes; providing for the rights of the holders of said Bond Anticipation Notes; to provide for the form of said Bond Anticipation Notes; to provide for the place of payment of the principal of and interest on said Bond Anticipation Notes; approving the forms and authorizing the execution of said Bond Anticipation Notes, a note purchase Agreement, and certain other Agreements in connection with said Bond Anticipation Notes and providing for incidental action; to provide for the repayment of said Bond Anticipation Notes from the proceeds of the not to exceed \$590,000,000 Airport General Revenue Refunding Bonds authorized by the Thirteenth Supplemental Bond Ordinance in Anticipation of which the Bond Anticipation Notes are being issued and for other purposes; designating a Paying Agent and Bond Registrar; providing for severability; authorizing certain officials and employees of the City to take all actions required in connection with the Issuance of said Bond Anticipation Notes; providing certain other details with respect thereto; providing an effective date; and for other related purposes. **(Held, 11/10/10)**

#### **FORWARD WITH NO RECOMMENDATION**

Mr. Kwaw stated that this is to reimburse the City for SWAPS. We are waiting on a Special Called Meeting. Deputy City Attorney Andrews stated that one is the Bond Anticipation and the other one is Refunding. We want to get rid of the Variable Rate Bonds. We are asking that both be moved Forward and Held in the Breast of Council. Councilmember Wan offered a motion to **Forward with no Recommendation, 4 Yeas.**

#### **ITEMS NOT ON AGENDA**

Councilmember Martin stated that there are concerns regarding Worker's Compensation. Ms. Taylor-Parks stated that the Administration is prepared to answer any questions. Councilmember Martin stated that if there is an Attorney involved, it cannot be discussed. Councilmember Moore asked how did we get to this discussion? Councilmember Martin stated that he asked them to come. He has spoken to the Union Representatives. There are about seven or eight cases. Deputy City Attorney Andrews responded that the claims are active and this should take place in an Executive Session. We can hear from them, but not comment. Councilmember Martin stated that he heard that there will be no discussion, but there are concerns. Deputy City Attorney Andrews responded that we do not want to discuss the exact claims. Councilmember Martin asked if we are going into an Executive Session.

**Brenda Johnson and Robert Johnson:** addressed the Committee by stating that they are here representing Officer Scott Isakson. We are here to make a plea to the City. Officer Isakson was injured two years ago. He is in excruciating pain. His family has one request and that is to do what is right for Officer Isakson. This case affects his future. He is in his forty's and he has always wanted to be a Policeman and he excelled in the Academy. He chose to work in Zone One. He had a broken ankle, the ankle healed, but it caused nerve damage. He has not worn socks or shoes in eighteen months. He does not leave home except for doctor's appointments. He suffers back and neck pain. He cannot bathe or shower regularly. He is a man of integrity. He has counted his blessings from the whole ordeal. The process in the City is broken. She shared documents with the Committee. This is only one case where Worker's Compensation is telling the doctors what to do. It is all about saving money. They want to settle, but there is no estimate of all of the costs. There is pressure to give up. We are pleading with the City to do what is right. They want him to return to work, but he is not fit to come back to work.

**Officer Patricia Cocciolone:** addressed the Committee by stating that she was shot six times and her partner was killed one night in the line of duty. We are not getting the help we need. Her problem is that she finally got the check for a handicap toilet and NOVA decided not to pay after it was installed. She had to fight for 2 ½ years for her to

be refunded. They decided not to give her the drugs she needed for migraines. She was told that they are not allowed to talk to her. We did our job for the City. She is not asking for anything extra. It is not fair of the treatment we are getting. Councilmember Martin offered a motion to go into Executive Session. Deputy City Attorney Andrews responded that the motion is to discuss any pending claims against the City of Atlanta. The Committee went into Executive Session at 1:35 p.m. and Reconvened at 1:55 p.m. Mr. Aman stated that there are certain items we can't discuss. The systematic process the City has taken is unacceptable. He has looked at it for a couple of months. We need better service for all of our employees. He is not speaking to any specific case. He is not satisfied. Regarding the doctor that said that you are fit for duty, the City has not asked you to come back to work. There is no requirement for you to come back to work. He apologized for the process. He echoed that we are taking this very seriously. Please hold us accountable. The Mayor and himself will fix the process and improve it. We are taking a complete review of all issues. Councilmember Bond asked about the process being under review. How far along are we in the process? Mr. Aman responded that it is handled through the Departments of Law and Finance. Within sixty days we will have a response. Deputy City Attorney Andrews agreed that we are around the same time line. Deputy CFO Jaskulak added that we are reviewing the contracts. Councilmember Martin thanked everyone for stepping up.

### **ADDENDUM AGENDA**

#### **TO TRANSFER OF APPROPRIATIONS FROM ONE LINE ITEM TO ANOTHER LINE ITEM TO VARIOUS FUNDS**

10-TR-2134 (1) Report of the Chief Financial Officer of the Transfer of Appropriations from one Line Item to another Line Item to Various Funds as approved under Section 6-304(b) of the Charter of the City of Atlanta

#### **FILE**

Councilmember Martin offered a motion to **File, 3 Yeas, 1 Nay.**

#### **TO WAIVE THE PAYMENT PROVISIONS**

10-O-2130 (1) 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 Accela Automation Maintenance and Support Services by Accela, Inc.; for the period beginning May 1, 2010 through January 31, 2011 for an amount not to exceed \$123,168.60; and to authorize payment for the remainder of the Contract Year from February 1, 2011 through April 30, 2011 in amount not to exceed \$41,056.20 for a total amount not to exceed \$164,224.80 to be charged to and paid from the FDOA Numbers listed; and for other purposes.

#### **FAVORABLE**

Councilmember Martin offered a motion to **Approve, 4 Yeas.**

Deputy Chief Jones stated that this paper had the wrong Account Number at the last meeting.

#### **TO AMEND THE 2010 (INTERGOVERNMENTAL GRANT FUND) BUDGET**

10-O-2131 (2) An Ordinance by Finance/Executive Committee amending the 2010 (Intergovernmental Grant Fund) Budget, Department of Parks, Recreation and Cultural Affairs, by adding to anticipations and appropriations in the amount of \$23,611.00 and matching

funds in the amount of \$2,624.00 for a Grant Award from the Governor's Office for Children and Families to from the Atlanta Gun Violence Prevention Program; to repeal Ordinance 10-O-1983; and for other purposes.

**HELD**

**TO UTILIZE GEORGIA STATE CONTRACT 46600-362-0000004**

10-R-2132 (1) A Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize Georgia State Contract 46600-362-0000004 to purchase ninety (90) Cameras from Watch Guard Video, to record the interior of Police Vehicles ("In-Car-Cameras"), on behalf of the Department of Police ("Department"), in an amount not to exceed \$421,380.00. All costs shall be charged to and paid from the Federal RICO Trust FDOA Numbers listed; and for other purposes.

**FAVORABLE**

Mr. Aman stated that we could use the funds for tourism. The proposal is to use it for the Atlanta Street Car. This adds \$6 million dollars to the \$10 million dollars already allocated. The remaining balance will support much needed fire equipment for the Philips Arena. Councilmember Martin offered a motion to Approve, 4 Yeas. Councilmember Shook asked if it just for the Arena. Mr. Aman responded, yes. Deputy City Attorney Andrews added that the new stuff has to go to the Arena. Councilmember Willis asked how long will it take to add up to \$80 million dollars. Deputy City Attorney Andrews responded that he would provide the information.

**TO EXECUTE AN AGREEMENT WITH \_\_\_\_\_ FOR FC-5187**

10-R-2133 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with \_\_\_\_\_ for FC-5187, Consulting and Lobbying at the State Government Level, in an amount not to exceed \$\_\_\_\_\_; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**HELD**

**TO UTILIZE FUNDS IN THE AMOUNT NOT TO EXCEED \$8,500,495.72**

10-R-2135 (3) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to utilize funds in the amount not to exceed \$8,500,495.72 received by the City of Atlanta as Settlement of All Claims in the Case of City of College Park v. City of Atlanta and City of Atlanta and Fulton County Recreation Authority to help fund the Atlanta Streetcar Project and other Projects and purposes authorized by applicable law; and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 3 Yeas, 1 Nay.**

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 6:00 p.m.

Respectfully submitted,

Stefan Jaskulak, Deputy CFO  
Secretary

Charlene Parker  
Recording Secretary

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