

10-0-0945

(Do Not Write Above This Line)

AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X OF THE PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES, ALLOWING THE CITY TO CONTRACTUALLY EXERCISE ITS RENEWAL OPTIONS ON AN EXPIRED CONTRACT AS RENEWAL OPTION NO. 4, FOR FC-6005007900, ANNUAL CONTRACT FOR THE YARD TRIMMINGS PROGRAM ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$675,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FDOA: 5401 (SOLID WASTE REVENUE FUND) 130532 (YARD TRIMMINGS PROCESSING) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4585000 (YARD TRIMMING COLLECTION AND MANAGEMENT); AND FOR OTHER PURPOSES.

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 06/07/10
 Referred To: Finance Exec.
 Date Referred
 Referred To:
 Date Referred
 Referred To:

Committee _____
 Date _____
 Chair _____
 Referred To _____

First Reading

Fin/Exe

6/12/10
Yadwin Fin/Exe

Committee Finance Exec
 Date 6/16/2010
 Chair Yadwin

Action Refer
 Fav, Adv, Hold (see rev. side)
 Other _____

Members _____

[Handwritten signatures]
 Refer To _____

Committee _____
 Date _____
 Chair _____

Action _____
 Fav, Adv, Hold (see rev. side)
 Other _____

Members _____

Refer To _____

Committee _____
 Date _____
 Chair _____

Action _____
 Fav, Adv, Hold (see rev. side)
 Other _____

Members _____

ADOPTED BY

JUN 21 2010

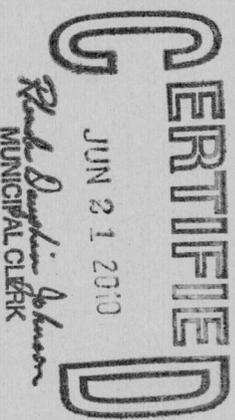
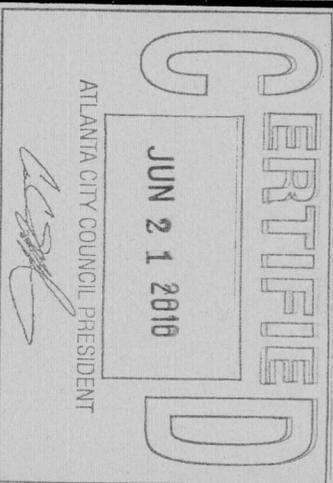
COUNCIL

Refer To _____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Consent
- V Vote
- RC Vote

CERTIFIED



MAYOR'S ACTION

APPROVED

JUN 30 2010

WITHOUT SIGNATURE
 BY OPERATION OF LAW



**AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

10-0-0945

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X OF THE PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES, ALLOWING THE CITY TO CONTRACTUALLY EXERCISE ITS RENEWAL OPTIONS ON AN EXPIRED CONTRACT AS RENEWAL OPTION NO. 4, FOR FC-6005007900, ANNUAL CONTRACT FOR THE YARD TRIMMINGS PROGRAM ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$675,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FDOA: 5401 (SOLID WASTE REVENUE FUND) 130532 (YARD TRIMMINGS PROCESSING) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4585000 (YARD TRIMMING COLLECTION AND MANAGEMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did enter into an Agreement with Tag Grinding Services, Inc., for FC-6005007900; Annual Contract for Yard Trimmings Program; and

WHEREAS, the Yard Trimmings Program assists the City in achieving State waste reduction goals and serves as a method of waste stream diversion; and

WHEREAS, the base term of the Agreement was for one (1) year with four (4) one (1) year renewal options at the sole discretion of the City effective July 15, 2005 to July 14, 2006; and

WHEREAS, the Chief Procurement Officer authorized a ninety (90) day extension on July 13, 2006 giving the base term a new expiration date of October 13, 2006; and

WHEREAS, Renewal Agreement No. 1 was authorized pursuant to Resolution 06-R-1907 for a term from February 2, 2007 to February 1, 2008; and

WHEREAS, pursuant to Ordinance 08-O-0990, the erroneous dates in Renewal No.1 were identified and authorized renewal No. 2 to have an effective term from February 1, 2008 to January 31, 2009; and

WHEREAS, Renewal Agreement No. 3 was authorized pursuant to Resolution 09-R-0011 for a term from February 1, 2009 to January 31, 2010; and

WHEREAS, the commencement of Renewal Option No. 4 as of February 1, 2010 is essential to the Department of Public Works' ability to meet its continued obligation to provide Yard Trimmings pickup throughout the City; and



WHEREAS, it is estimated that Six Hundred Seventy Five Thousand dollars and no cents (\$675,000.00) is the amount required to fund this Agreement through June 30, 2010; and

WHEREAS, the Commissioner of Public Works has recommended that the City waive The Competitive Procurement Provisions Contained In Article X of The Procurement And Real Estate Code of the Code Of Ordinances, in order to exercise its renewal option No. 4 with Tag Grinding Services, Inc., for Annual Contract for Yard Trimmings Program for a period of one (1) year, with an effective date of February 1, 2010.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby ordains as follows:

SECTION 1: That the Mayor, or his designee, is authorized to execute Renewal Agreement No. 4 with Tag Grinding Services, Inc., for FC-6005007900, Annual Contract for Yard Trimmings Program in an amount not to exceed Six Hundred Seventy Five Thousand dollars and no cents (\$675,000.00).

SECTION 2: Section 2-1206 of the Procurement and Real Estate Code of the Atlanta Code of Ordinances is waived to allow the City to contractually exercise its renewal options on an expired contract as Renewal Option No. 4, with Tag Grinding Services, Inc.

SECTION 3: That the Renewal No. 4 will have an effective term of February 1, 2010 to January 31, 2011 allowing for the continued services needed for the Yard Trimmings Program.

SECTION 4: That the Chief Procurement Officer is directed to prepare an appropriate Renewal Agreement No. 4 for execution by the Mayor.

SECTION 5: That Renewal Agreement No. 4 shall have the original contract conditions incorporating all amendments passed by Council and signed by the Mayor and are specifically incorporated by reference herein, including remaining options for renewals as stated in the original contract agreement.

SECTION 6: The Mayor is authorized, on behalf of the City, to take any other and further action and to execute, acknowledge, accept and/or deliver any other and further instruments, documents and assurances as deemed desirable and appropriate to consummate the transaction authorized by this Ordinance and to effectuate the terms, purposes and intent of this Ordinance.

SECTION 7: That Renewal Agreement No. 4 will not become binding on the City, and the City will incur no obligation or liability under it until it has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk and delivered to Tag Grinding Services, Inc.



SECTION 8: That all contracted work will be charged to and paid from FDOA: 5401 (Solid Waste Revenue Fund) 130532 (Yard Trimmings Processing) 5212001 (Consulting/Professional Services) 4585000 (Yard Trimming Collection and Management) or successor accounts.

SECTION 9: That all ordinances and parts of ordinances in conflict herewith are repealed.

A true copy,

Thonda Daughin Johnson
Municipal Clerk

ADOPTED by the Atlanta City Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

JUN 21, 2010

JUN 30, 2010

RCS# 320
6/21/10
3:00 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

EXCEPT 10-O-1166,10-O-0875

ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	NV Watson
Y Young	Y Shook	NV Bottoms	NV Willis
Y Winslow	Y Adrean	NV Sheperd	NV Mitchell

CONSENT I

		06-21-10
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 10-O-1178	43. 10-R-1179	77. 10-R-1103
2. 10-O-1165	44. 10-R-1072	78. 10-R-1104
3. 10-O-0876	45. 10-R-1073	79. 10-R-1105
4. 10-O-0945	46. 10-R-1074	80. 10-R-1106
5. 10-O-0946	47. 10-R-1075	81. 10-R-1107
6. 10-O-0947	48. 10-R-1076	82. 10-R-1108
7. 10-O-0948	49. 10-R-1077	83. 10-R-1109
8. 10-O-0949	50. 10-R-1078	84. 10-R-1110
9. 10-O-0950	51. 10-R-1079	85. 10-R-1111
10. 10-O-1041	52. 10-R-1080	86. 10-R-1112
11. 10-O-1176	53. 10-R-1081	87. 10-R-1113
12. 10-O-0897	54. 10-R-1082	88. 10-R-1114
13. 10-O-0924	55. 10-R-1083	89. 10-R-1115
14. 10-O-0932	56. 10-R-1084	90. 10-R-1116
15. 10-O-0933	57. 10-R-1085	91. 10-R-1117
16. 10-O-1057	58. 10-R-1086	92. 10-R-1118
17. 10-R-1139	59. 10-R-1087	93. 10-R-1119
18. 10-R-1140	60. 10-R-1088	94. 10-R-1120
19. 10-R-1141	61. 10-R-1089	95. 10-R-1121
20. 10-R-1154	62. 10-R-1182	96. 10-R-1122
21. 10-R-1180	ITEMS ADVERSED	97. 10-R-1123
22. 10-R-1181	ON CONSENT	98. 10-R-1124
23. 10-R-1143	63. 10-R-0839	99. 10-R-1125
24. 10-R-1144	64. 10-R-1090	100. 10-R-1126
25. 10-R-1146	65. 10-R-1091	101. 10-R-1127
26. 10-R-1060	66. 10-R-1092	102. 10-R-1128
27. 10-R-1061	67. 10-R-1093	103. 10-R-1129
28. 10-R-1062	68. 10-R-1094	104. 10-R-1130
29. 10-R-1155	69. 10-R-1095	105. 10-R-1131
30. 10-R-1156	70. 10-R-1096	106. 10-R-1132
31. 10-R-1157	71. 10-R-1097	107. 10-R-1133
32. 10-R-1158	72. 10-R-1098	108. 10-R-1134
33. 10-R-1159	73. 10-R-1099	109. 10-R-1135
34. 10-R-1160	74. 10-R-1100	110. 10-R-1136
35. 10-R-1164	75. 10-R-1101	111. 10-R-1137
36. 10-R-1172	76. 10-R-1102	112. 10-R-1138
37. 10-R-1177		
38. 10-R-1183		
39. 10-R-0931		
40. 10-R-1070		
41. 10-R-1071		
42. 10-R-1175		