

10-R-1218

(Do Not Write Above This Line)

A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT AGREEMENT NO. 1 WITH KELLE COMMUNICATIONS GROUP, INC., FOR FC-7708-04, PUBLIC PAY TELEPHONE CONCESSION CONTRACT, ON BEHALF OF THE DEPARTMENT OF AVIATION, FOR CONCESSION SERVICES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

Filed

JUL 06 2010

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

Date Referred
Referred To:

Date Referred
Referred To:

Date Referred
Referred To:

First Reading

Committee
Date
Chair
Referred To

TRANSPORTATION

6/30/10

Chair

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

Other

Members

Handwritten signatures and names

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

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

- FINAL COUNCIL ACTION
2nd
1st & 2nd
Consent
V Vote
RC

CERTIFIED

CERTIFIED
JUL 06 2010

ATLANTA CITY COUNCIL PRESIDENT

Handwritten signature

CERTIFIED
JUL 06 2010

Handwritten signature and title

MAYOR'S ACTION

RCS# 417  
7/06/10  
2:27 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

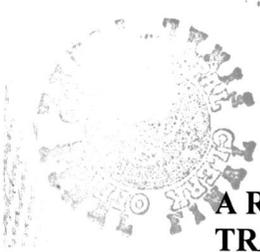
10-O-1167, 10-R-0870, 10-R-1218

FILE

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 2

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

MULTIPLE



**A RESOLUTION BY  
TRANSPORTATION COMMITTEE**

**10- R -1218**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT AGREEMENT NO. 1 WITH KELLEE COMMUNICATIONS GROUP, INC., FOR FC-7708-04, PUBLIC PAY TELEPHONE CONCESSION CONTRACT, ON BEHALF OF THE DEPARTMENT OF AVIATION, FOR CONCESSION SERVICES AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (“City”) owns and operates the Hartsfield-Jackson Atlanta International Airport (the “Airport”); and

**WHEREAS**, the City solicited proposals in 2005 for FC-7708-4, Public Pay Telephone Concession on behalf of the Department of Aviation (“DOA”), for qualified pay telephone firms to provide pay phone services such as: public pay telephones, pre-paid calling card machines and dollar-change making machines; and

**WHEREAS**, Kellee Communications Group, Inc. (“Kellee”), was awarded the Lease Agreement; and

**WHEREAS**, the Lease Agreement has a five (5) year term with one (1) five (5) year option, and is currently in year four (4) of its initial five (5) year term; and

**WHEREAS**, the City has determined that the overall market and demand for sophisticated new wireless technology and prepaid wireless has continued to play a role in the decline in market share and revenue of the pay telephone lease; and

**WHEREAS**, Kellee has reported to the DOA that decreasing revenues for coin, long-distance, and 800 usages, which are the largest revenue portion in 2007 and part of 2008 continue to decline; and

**WHEREAS**, Kellee has performed contracted services satisfactorily; and

**WHEREAS**, the Aviation General Manager and the Chief Procurement of the Department of Procurement have recommended Amendment Agreement No. 1 for FC-7708-04, Public Pay Telephone Concessions.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** that the Mayor is authorized to execute Amendment Agreement No. 1 for FC-7708-04, Public Pay Telephone Concession with Kellee



Communications, which shall contain substantially the following terms and conditions:

	Existing Percentage Rent By Category	Amendment #1 Percentage Rent Change By Category
<b>Categories as per the HJAIA</b>		
Pay phones	35%	<b>15%</b>
Games	25%	<b>20%</b>
Internet	25%	<b>20%</b>
Pre paid Cards	35%	<b>20%</b>

**BE IT FURTHER RESOLVED**, that the City Attorney is directed to prepare an appropriate Amendment Agreement for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that said Amendment to the Agreement shall not become binding upon the City, and the City shall incur no liability upon same until such Amendment has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Kellee Communications Group, Inc.

**BE IT FINALLY RESOLVED**, that the original conditions of said Agreement for FC-7708-04, Public Pay Telephone Concessions, will not be changed and Amendment Agreement No. 1 terms are specifically incorporated by reference herein.