

10-R-1861

(Do Not Write Above This Line)

A RESOLUTION BY FINANCE/ EXECUTIVE COMMITTEE

A RESOLUTION TO CORRECT RESOLUTION NUMBER 09-R-0563 ADOPTED BY THE ATLANTA CITY COUNCIL ON APRIL 20, 2009, AND APPROVED BY THE MAYOR ON APRIL 27, 2009 TO CORRECT AN INCORRECT FUND NUMBER; AND FOR OTHER PURPOSES.

ADOPTED BY
NOV 01 2010
COUNCIL

- 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: _____

Committee _____

Date _____

Chair _____

Referred To _____

First Reading

Committee Finance

Date 10/22/10

Chair Gracia

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

Other _____

Members

Refer To 1st

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

Committee

Date

Chair

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

Other _____

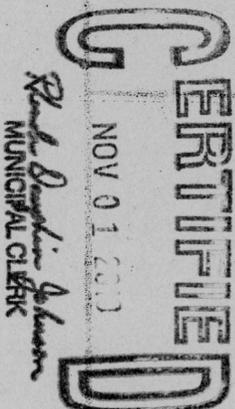
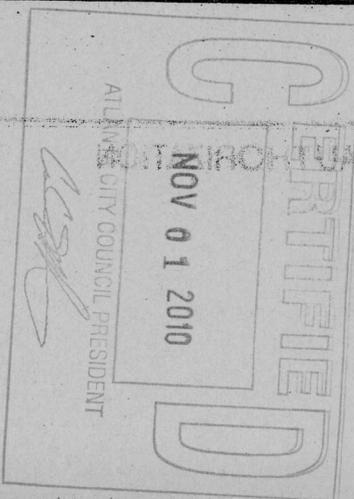
Members

Refer To

Refer To

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

CERTIFIED

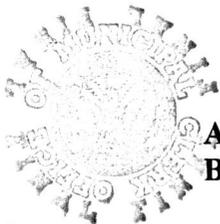


MAYOR'S ACTION

APPROVED

NOV 10 2010

WITHOUT SIGNATURE BY OPERATION OF LAW



**A RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

A RESOLUTION TO CORRECT RESOLUTION NUMBER 09-R-0563 ADOPTED BY THE ATLANTA CITY COUNCIL ON APRIL 20, 2009, AND APPROVED BY THE MAYOR ON APRIL 27, 2009 TO CORRECT AN INCORRECT FUND NUMBER; AND FOR OTHER PURPOSES.

WHEREAS, Resolution 09-R-0563, authorizing an Agreement with CH2M Hill for the provision of revenue discovery services, was adopted by the Atlanta City Council on April 20, 2009 and approved by the Mayor on April 27, 2009; and

WHEREAS, the resolution contained an incorrect fund number from which payment to the contractor, CH2M Hill, are to be made; and

WHEREAS, the Department of Finance desires to amend Resolution 09-R-0563 to reflect the correct fund number in the legislation.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that Resolution 09-R-0563 is hereby corrected by changing the first Fund, Department Organization and Account number from which payment to CH2M Hill are to be made from 1001 (General Fund) 100501 (DOF Revenue and Collections) 5212001 (Consulting/ Professional Services) 1515000 (Treasury) to 7101 (Agency Fund) 100501 (DOF Revenue and Collections) 5212001 (Consulting/ Professional Services) 1515000 (Treasury).

SECTION 2: That all Resolutions and parts of Resolutions in conflict herewith are hereby waived to the extent of the conflict.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk

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

NOV 01, 2010

NOV 10, 2010



**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

09-R-O563

A RESOLUTION ON BEHALF OF THE DEPARTMENT OF FINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO AN AGREEMENT WITH CH2M HILL TO PROVIDE REVENUE DISCOVERY SERVICES FOR FC-4885-09, REVENUE DISCOVERY SERVICES AT A COMPENSATION RATE FOR TIER I ACCOUNTS AT 30% OF PRINCIPAL AMOUNT COLLECTED AND TIER II ACCOUNTS AT 20% OF PRINCIPAL AMOUNT COLLECTED; TO ESTABLISH A RECOVERY CHARGE TO CUSTOMERS OF 30% AND 20% FOR TIER ONE AND TIER TWO ACCOUNTS RESPECTIVELY, WHICH REIMBURSES THE CITY FOR COMPENSATION PAID TO CH2M HILL FOR SERVICES RENDERED; FUNDS PAID TO CH2M HILL TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; FUNDS COLLECTED AS REIMBURSEMENT FROM CUSTOMER TO BE DEPOSITED INTO FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did solicit from qualified consulting firms for FC-4885-09, Revenue Discovery Services, on behalf of the Department of Finance, to assist the City in the discovery of businesses and customers that owe the City revenue; and

WHEREAS, in accordance with the guidelines contained in the Procurement Code, the bid for FC-4885-09 was properly awarded to CH2M Hill; and

WHEREAS, the City upon recommendation of the Chief Financial Officer and Chief Procurement Officer desires to enter into a two-year agreement, with an option of two (2) one-year renewals, to commence upon the expiration of the initial term of the agreement, provided such renewal is approved by Council; and

WHEREAS, the compensation will be commensurate with the level of work for accounts delineated into two (2) Tiers; the City accounts will be classified as Tier I accounts which are considered Full Revenue Discovery and Tier II accounts which are considered Partial Revenue Discovery; and

WHEREAS, the City shall compensate CH2M Hill at the rate of 30% for Tier I (Full Revenue Discovery) accounts and 20% for Tier II (Partial Revenue Discovery) accounts, respectively; and

WHEREAS, the City intends to recover its compensation to CH2M Hill through establishing a recovery charge of 30% and 20% of the principal amount collected; such recovery charge will be a line item charge on the Tier I and II bill; and



WHEREAS, a draft copy of the **CITY CONTRACTOR AGREEMENT- REVENUE DISCOVERY SERVICES** is attached as Exhibit A.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee is hereby authorized to enter into an Agreement with CH2M Hill, to provide services for FC-4885-09 Revenue Discovery Services on behalf of the Department of Finance.

BE IT FURTHER RESOLVED, that the compensation shall be based on a rate of 30% for Tier I (Full Revenue Discovery) accounts and 20% for Tier II (Partial Revenue Discovery) accounts, respectively, of the principal amount collected.

BE IT FURTHER RESOLVED, that CH2M Hill will impose a recovery charge of 30% and 20% of the principal collected; however CH2M Hill can exercise discretion to settle on an amount less than the recovery charge to mitigate disputes.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer be and hereby is directed to prepare said Contract for execution by the Mayor, to be approved as to form by the City Attorney.

BE IT FURTHER RESOLVED, that all said services for said contract shall not become binding on the City of Atlanta, and the City of Atlanta shall not incur any liability nor obligation as to said Contract until the same has been signed by the Mayor and delivered to the contracting party.

BE IT FURTHER RESOLVED, that proceeds from funds will be deposited as follows:

1001 (GENERAL FUND) 000002 (REVENUE DEPARTMENT) 3810008 (BUILDING RENTALS); 1001 (GENERAL FUND) 000002 (REVENUE DEPARTMENT) 3810001 (LAND RENTALS); 1001 (GENERAL FUND) 000002 (REVENUE DEPARTMENT) 3222101(PERMITS, COMMERCIAL PARKING); 1001 (GENERAL FUND) 000002 (REVENUE DEPARTMENT) 3142001 (TAXES ALC BEV CY); 1001 (GENERAL FUND) 000002 (REVENUE DEPARTMENT) 3212001(LICENSES, GEN BUSINESS, CY); 2151 (EMERGENCY PHONE SYSTEM) 240207 (APD E-911) 3425002 (E-911 CELLULAR/WIRELESS) 3800000 (E-911) 101960 (E-911 RESTRICTED RESERVE) 90900 (E-911 PROCEEDS 9999); 2151 (EMERGENCY PHONE SYSTEM) 240207 (APD E-911) 34250XX (E-911 VOIP) 3800000 (E-911); 2151 (EMERGENCY TELEPHONE SYSTEM) 240207 (APD E-911) 3425001 (E-911 LAND-BASED TELEPHONE) 3800000 (E-911) 201042 (EMERGENCY TELEPHONE SYSTEM) 90899 (E911-PRCDS); 5401 (SOLID WASTE SERVICES REVENUE) 000002 (REVENUE DEPARTMENT) 3441101 (SANITARY SERVICE, CY); 7701 (TRUST FUND) 140201 (PRC PARKS ADMINISTRATION) 3810001 (LAND RENTALS) 6210000 (GENERAL PARKS ADMINISTRATION) 100271 (PARKS ADMINISTRATION) 91494 (CITYWIDE PARK FURNITURE TRUST FUND 9999); 7701 (TRUST FUND) 170101 (DWM COMMISSIONER OF WATER) 3810001 (LAND RENTALS, GENERAL) 1320000



(CHIEF EXECUTIVE) 201333 (CARE & CONSERVE FUND) 11690 (PRIVATE CONTRIBUTION-VAR-YRS-QN).

BE IT FURTHER RESOLVED, that funds will be charged to and paid from as follows:
1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 1515000 (TREASURY); 2151 (EMERGENCY TELEPHONE SYSTEM) 240207(APD E-911) 5212001(CONSULTING/PROFESSIONAL SERVICES) 3800000 (E-911); 5401 (SOLID WASTE SERVICES REVENUE) 130201 (DPW SOLID WASTE ADMINISTRATION) 5212001 (CONSULTING/PROFESSIONAL) 4100000 (PUBLIC WORKS ADMINISTRATION); 7701 (TRUST FUND) 140201 (PRC PARKS ADMINISTRATION) 212001 (CONSULTING/PROFESSIONAL SERVICES) 6210000 (PARK ADMINISTRATION); 7701 (TRUST FUND) 170101 (DWM COMMISSIONER OF WATER) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 1320000 (CHIEF EXECUTIVE) 201333 (CARE & CONSERVE FUND) 11690 (PRIVATE CONTRIBUTION-VAR-YRS-QN).

BE IT FINALLY RESOLVED, that all Resolutions and parts of Resolutions in conflict herewith are waived to the extent of the conflict.

A true copy,


Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Shirley Franklin

APR 20, 2009
APR 27, 2009



EXHIBIT A
DRAFT SCOPE OF SERVICES & ADDITIONAL COMPENSATION TERMS
FC-4885. REVENUE DISCOVERY

SCOPE

REVENUE DISCOVERY

Revenue Discovery means businesses or individuals that are discovered to owe revenue to the City by virtue of non-compliance with state and local laws and regulations.

The scope is comprised of Tier I and Tier II:

TIER ONE FULL REVENUE DISCOVERY

Tier I represents certain revenue accounts that the City may engage the winning proponent for Full Revenue Discovery. The winning proponent handling tier one accounts must be able to discover new accounts and ultimately facilitate payments by these businesses or individuals to the City.

Any prerequisite regulatory requirements to the original discovered accounts will not be deemed as a discovery with the exception of commercial parking permits.

TIER TWO PARTIAL REVENUE DISCOVERY

Tier II represents business tax accounts identified through the City's own in-house Revenue Discovery program. The City may engage the winning proponent for Partial Revenue Discovery. The winning proponent must ultimately facilitate payments by these businesses or individuals to the City.

TIER ONE REVENUE ACCOUNTS

The winning proponent may provide Full Revenue Discovery for the following revenue accounts:

Cell Tower lease rentals

This is the monthly lease revenue paid by telecommunication companies subject to lease agreement terms.

E-911 fees

Monthly charges paid by telecommunication companies for landline, wireless, and VoIP.

Commercial and Shared Parking licenses and permits

Parking operators sublet parking facilities and are required to pay parking permits and business taxes.



Wholesale Alcohol taxes

This is the monthly tax that is paid by Wholesale Alcohol distributors at the rate of .22 cents per liter.

Solid Waste Charges

This is a fee charged to customers for the collection and disposal of refuse.

TIER TWO REVENUE ACCOUNT

The winning proponent may provide Partial Revenue Discovery for the following revenue account:

General Business Tax

This is the annual occupation tax paid by businesses and individuals.

The City reserves the right to include additional revenue accounts that warrant future discovery services.

REPORTS

1. City will provide Monthly Billing Report categorized by full and partial discovery.
2. City will provide Monthly Exception Report.
3. City will provide Monthly Adjustment Report.
4. City will provide Monthly Payment Report.
5. City will provide Annual Reconciliation Report.
6. CH2M Hill will provide Monthly Invoice Statement.
7. CH2M Hill will provide fully completed original tax/fee forms and also in tabular format including name of business, physical location, start date, contact person, and contact telephone.

Reports will be due by the 15th of the month following the preceding monthly activity unless otherwise stated.

COMPENSATION

Tier I compensation is greater than Tier II compensation reflecting the level of work required to meet the project's goals.

Tier I Full Revenue Discovery compensation will be based on 30% of principal collected.

Tier II Partial Revenue Discovery compensation will be based on 20% of principal collected.

Compensation will include arrearage amounts back to the statute of limitation period as applicable under state and local laws.



Compensation will not include any future recurring collections from previously discovered revenue.

The City will bear no additional expenses to contractor, sub-contractor, subsidiary or any other third party other than the contingency based Tier I and Tier II compensation as stated herein.

*****END OF SCOPE OF SERVICES*****