

CITY UTILITIES COMMITTEE

MINUTES

NOVEMBER 1, 2011

9:30 A.M.

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, November 1, 2011 at 9:39 a.m., in Committee Room #2**. The following members were present:

The Honorable Natalyn M. Archibong, Chair
The Honorable C. T. Martin
The Honorable Yolanda Adrean
The Honorable Howard Shook
The Honorable Aaron Watson
The Honorable Carla Smith

The following member was absent:

The Honorable H. Lamar Willis, Vice-Chair

Others present at the meeting were: Stephanie Grant, M. Theresa Stewart; Michael Patrick McShane and Renee Sheperd, Law Department; Commissioner Richard Mendoza, Deputy Commissioner Dexter White, Valerie Bell-Smith Department of Public Works; Acting Commissioner Jo Ann J. Macrina, Deputy Commissioners Angelo Veney, Rob Bush, Eric Glover, and Susan Rutherford; Department of Watershed Management; John Lavelle, OEAM, Keith Brooks, Office of Procurement; Katrina Taylor, Office of the Mayor; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:39 a.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVAL**
- C. UPDATES**
 - 1. 72 MARIETTA STREET MONTHLY REVIEW - OEAM, Mark Hunt**
 - 2. PMTS CONTRACTS MONTHLY REVIEW - DWM**
 - 3. DPW AND DWM QUARTERLY REVIEW**

CONSENT

D. ORDINANCES FOR FIRST READING

- 11-O-1530 (1) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2012 Budget (DWM 1999 Water & Wastewater Bond Fund) (5056) Budget, in the amount of \$13,172.57 to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1531 (2) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2012 Budget (DWM Water & Wastewater Renewal and Extension Fund) (5052) Budget, in the amount of \$9,800,000.00; to transfer funds from the Water & Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriation for the Atlanta Streetcar Project; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

E. COMMUNICATION

- 11-C-1492 (1) A Communication by Councilmember Howard Shook appointing **Mr. Brent M. Brown** to serve as a member of the Keep Atlanta Beautiful Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
(Councilmember Shook made motion to approve.)

FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL

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F. ORDINANCE FOR SECOND READING

11-O-1437 (1) An Ordinance by City Utilities Committee authorizing the Mayor, or his designee, on behalf of the City of Atlanta, to enter into an Encroachment Agreement for Non-Conforming Uses with Colo Properties Atlanta, LLC owner of real property located at 56 Marietta Street, NW., Atlanta, Georgia for the purpose of permitting an existing basement and an existing sub-basement which presently extend into the public right-of-way; to waive the application fee and yearly inspection fee; and for other purposes.

(Councilmember Martin made motion to approve.)

FAVORABLE

G. RESOLUTIONS

11-R-1502 (1) A Resolution by Councilmembers C. T. Martin, Keisha Lance Bottoms and H. Lamar Willis **as amended by City Utilities Committee** authorizing the Mayor or his designee, to enter into Amendment Agreement Number 8 with SD & C, Inc., for FC-4943D, Annual Contract to construct Sidewalks, Driveways, Curbs and Gutter, on behalf of the Department of Public Works, in an amount not to exceed \$225,000.00 with all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.

(Councilmember Martin made motion to approve as amended.)

FAVORABLE AS AMENDED

11-R-1507 (2) A Resolution by Councilmember Howard Shook **as substituted by City Utilities Committee** authorizing the Department of Public Works Transportation Services of the City of Atlanta to assist the citizens of Historic Brookhaven in the placement of neighborhood identifications signs within their neighborhood, which is bounded by Windsor Parkway to the north, Peachtree Dunwoody Road to the west, Mabry Drive to the east and Peachtree Road to the south; and for other purposes.

(Councilmember Shook made motion to approve on substitute)

FAVORABLE ON SUBSTITUTE

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RESOLUTIONS (CONT'D)

- 11-R-1510 (3) A Resolution by Councilmembers Kwanza Hall, Natalyn M. Archibong and C. T. Martin **as amended by City Utilities Committee** requesting that the City of Atlanta increase the funding allocation for People TV for the operation of public access; and requesting that People TV present a Strategic Plan to City Council; and for other purposes.
(Councilmember Martin made motion to amend and hold)

AMENDED AND HELD

- 11-R-1532 (4) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract with Civil Works, Inc., for FC-5218, Lakewood Heights Town Center Streetscape Project, on behalf of the Department of Public Works, in an amount not to exceed \$342,860.39 with all contracted work being charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes.
(Councilmember Smith made motion to approve.)

FAVORABLE

- 11-R-1533 (5) A Resolution by City Utilities Committee authorizing the Mayor to issue a Task Order to Arcadis/Brindley, Pieters & Associates, Joint Venture, for FC-4906A, City-Wide Annual Contract for Architectural and Engineering Services, Volatile Organic Compounds (VOC) Reasonable Available Control Technology (RACT) Analysis for R. M. Clayton Water Reclamation Center, on behalf of the Department of Watershed Management, in an amount not to exceed \$30,814.00; all work will be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes.
(Councilmember Watson made motion to approve.)

FAVORABLE (1 ABSTENTION) ADREAN

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RESOLUTIONS (CONT'D)

- 11-R-1534 (6) A Resolution by City Utilities Committee authorizing the Mayor to issue a Task Order to Black & Veatch Corporation, Gresham, Smith & Partners and Rohadfox Construction Control Services Corporation (BGR), a Joint Venture, for FC-4906C, Architectural and Engineering Services & Design Services – Sewer Rehabilitation Support Services – South River Basin Relief, on behalf of the Department of Watershed Management, in an amount not to exceed \$845,376.00; all work will be charged to and paid from PATEO and Fund, Department Organization and Account Numbers listed; and for other purposes.
(Councilmember Martin made motion to approve.)

FAVORABLE

- 11-R-1535 (7) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract for Project Number FC-5272A, contract for Emergency Services On Call Response, with Ceres Environmental Services, Inc., to provide, as needed, On Call Emergency Services for the Department of Public Works on an emergency basis; all services to be paid from FDOA listed; and for other purposes.
(Councilmember Watson made motion to approve.)

FAVORABLE

- 11-R-1536 (8) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract for Project Number FC-5272B, contract for Emergency Services On Call Response, with Civil Works, Inc., to provide, as needed, On Call Emergency Services for the Department of Public Works on an emergency basis; all services to be paid from FDOA listed; and for other purposes.
(Councilmember Watson made motion to approve.)

FAVORABLE

RESOLUTIONS (CONT'D)

- 11-R-1537 (9) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract for Project Number FC-5272C, contract for Emergency Services On Call Response, with Ashbritt, Inc., to provide, as needed, On Call Emergency Services for the Department of Public Works on an emergency basis; all services to be paid from FDOA listed; and for other purposes.
(Councilmember Watson made motion to approve.)

FAVORABLE

- 11-R-1538 (10) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract for Project Number FC-5272D, contract for Emergency Services On Call Response, with DRC Emergency Services, Inc., to provide, as needed, On Call Emergency Services for the Department of Public Works on an emergency basis; all services to be paid from FDOA listed; and for other purposes.
(Councilmember Watson made motion to approve.)

FAVORABLE

- 11-R-1539 (11) A Resolution by City Utilities Committee authorizing the Mayor to execute a contract for Project Number FC-5272E, contract for Emergency Services On Call Response, with CTC Construction, LLC to provide, as needed, On Call Emergency Services for the Department of Public Works on an emergency basis; all services to be paid from FDOA listed; and for other purposes.
(Councilmember Watson made motion to approve.)

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RESOLUTIONS (CONT'D)

- 11-R-1594 (12) An **Substitute** Resolution by City Utilities Committee authorizing the Mayor to enter into Renewal Agreement No. 1 for the Agreement with Mack's Hauling, Inc., for FC-6006007938C, Citywide Demolition Services in an amount not to exceed \$303,598.00; to amend the Agreement to add Scope of Services for the Department of Watershed Management; to authorize Work Orders exceeding \$100,000.00 but not exceeding the authorized contract amount, pursuant to the City Code Section 2-1111; to authorize the Department of Watershed Management as a using agency for services under the Agreement with Mack's Hauling, Inc. for FC-6006007938C, Citywide Demolition Services, for which all contracted work will be charged to and paid from PATEO and Fund, Department Organization and Account Numbers listed; and for other purposes.
Councilmember Shook made motion to approve on substitute)

FAVORABLE ON SUBSTITUTE

H. PAPERS HELD IN COMMITTEE

- 10-O-1058 (1) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**
- 10-O-1059 (2) A **Substitute** Ordinance to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to

PAPERS HELD IN COMMITTEE (CONT'D)

impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

- 10-O-1688 (3) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**
- 11-O-0080 (4) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 11-R-0088 (5) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**
- 11-O-0108 (6) An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing) (Held 2/1/11 for further discussion)**
- 11-R-1132 (7) A Resolution by Councilmembers Natalyn M. Archibong, Howard Shook and Yolanda Adrean authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$ _____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held 7/26/11)**

I. REQUESTED ITEMS

1. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Archibong requested the Department of Watershed to include in their Quarterly Update the number of raised valves on the manhole covers.
3. Councilmember Archibong requested Jerry DeLoach, Director of Risk Management come back to the November 15, 2011 meeting to give an updated on the City's Risk Management Program.

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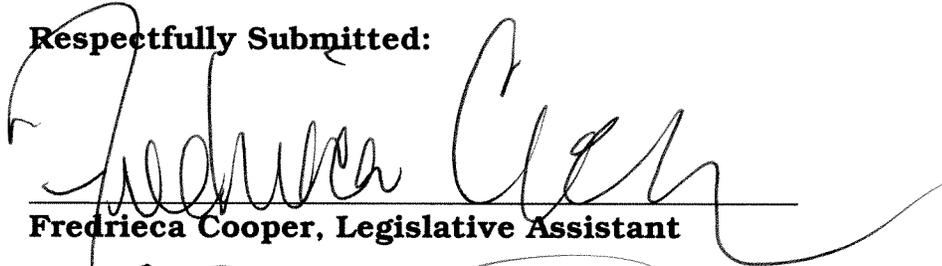
PAPERS HELD IN COMMITTEE (CONT'D)

4. Councilmember Archibong made a request to start a Sidewalk Subcommittee and report back to the committee next meeting. (Councilmember Shook will chair the committee, Sally Flock and Ron Shakur volunteered.)
5. Councilmember Archibong requested that the staff schedule visit to all of the Department of Watershed facilities.
6. Councilmember Adrean made a request to the Department of Watershed Management to include a copy of a sign-off report from the CFO on all bonds matters in required legislation.
7. Councilmember Willis requested the Department of Public Works provide answers on who and why the City would waive Encroachment Fees. Does the department know how many existing encroachments there are?
8. Councilmember Willis requested the Department of Public Works to provide data on its safety program and how the data is analyzed?
9. Councilmembers Archibong and Adrean requested the Department of Watershed prepare a more comprehensive Quarterly Review on the PMT's Actual Expenditure and PMT Staffing.
10. Councilmember Archibong requested an overview on the Water Bills.

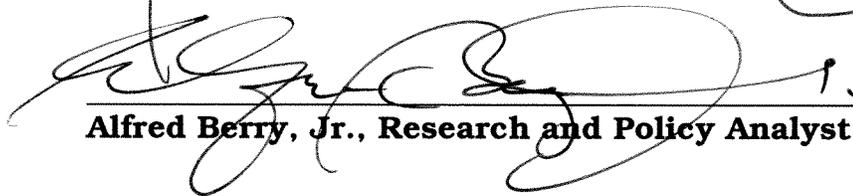
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There being no further business to come before the Committee, the meeting adjourned at 12:06 p.m.

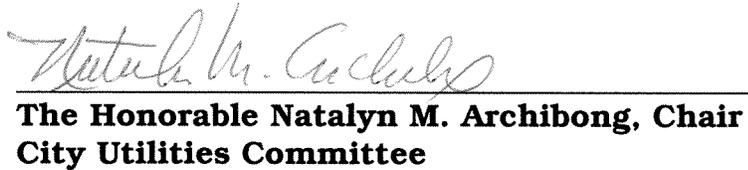
Respectfully Submitted:



Fredrieca Cooper, Legislative Assistant



Alfred Berry, Jr., Research and Policy Analyst



The Honorable Natalyn M. Archibong, Chair
City Utilities Committee