

11-0-1447

(Do Not Write Above This Line)

AN ORDINANCE BY TRANSPORTATION COMMITTEE

AN ORDINANCE AMENDING THE FISCAL YEAR 2012 (AIRPORT REVENUE FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS THE AMOUNT OF \$1,645,128 TO PROVIDE APPROPRIATE FUNDING FOR CHANGES REQUIRED IN THE "OPERATIONS AND MAINTENANCE CONTRACT AUTOMATED GUIDEWAY TRANSIT SYSTEM AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT" WITH BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC. ADDRESSING INCREASES TO THE MANAGEMENT FEE, LABOR BURDEN, OVERTIME BURDEN, AND SPECIAL PROJECTS/ INCENTIVE INCREASE; AND FOR OTHER PURPOSES.

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

Date Referred 10/17/11

Referred To: Transportation

Date Referred \_\_\_\_\_

Referred To: \_\_\_\_\_

Date Referred \_\_\_\_\_

First Reading

Committee Transportation

Date 10/12/11

Chair [Signature]

Referred To Transportation

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

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

CERTIFIED

- 2nd
- 1st & 2nd
- Consent
- V Vote
- RC \

MAYOR'S ACTION

**AN ORDINANCE  
BY TRANSPORTATION COMMITTEE**

**11-0 -1447**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2012 (AIRPORT REVENUE FUND) BUDGET BY TRANSFERRING TO AND FROM APPROPRIATIONS THE AMOUNT OF \$1,645,128 TO PROVIDE APPROPRIATE FUNDING FOR CHANGES REQUIRED IN THE "OPERATIONS AND MAINTENANCE CONTRACT AUTOMATED GUIDEWAY TRANSIT SYSTEM AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT" WITH BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC. ADDRESSING INCREASES TO THE MANAGEMENT FEE, LABOR BURDEN, OVERTIME BURDEN, AND SPECIAL PROJECTS/INCENTIVE INCREASE; AND FOR OTHER PURPOSES.**

**WHEREAS**, the AGTS is currently operated and maintained by Bombardier Transportation (Holdings) USA, Inc. ("Bombardier"), a successor in interest to Westinghouse, under a Contract titled "Operations and Maintenance Contract Automated Guideway Transit System At Hartsfield-Jackson Atlanta International Airport" (the "Contract"), dated, July 1, 2005 and authorized by City Council Resolution 05-R-1118; and

**WHEREAS**, the Contract has an initial term of ten years and is subject to up to two consecutive five-year options for extensions; and

**WHEREAS**, the AGTS is being extended to support the Maynard H. Jackson, Jr. International Terminal ("MHJIT") which is scheduled to open at the Airport in the Spring of 2012; and

**WHEREAS**, as contemplated in the Contract, the extension of the AGTS will require Bombardier to perform additional services and incur additional costs necessitating an increase in Bombardier's Management Fee which has been negotiated by the parties; and

**WHEREAS**, the Contract provides that after the fifth Contract year, the labor burden rate shall be adjusted to reflect Bombardier's actual, historical labor burden (direct labor and overtime) costs; and

**WHEREAS**, the parties have discussed the interpretation of the methodology contained in the Contract by which system availability, and the associated adjustment to Bombardier's Management Fee based thereon, was calculated and will impact costs associated with special projects/incentive increases; and

**WHEREAS**, to provide funding from the Department of Aviation to satisfy required funding changes to the "Operations and Maintenance Contract Automated Guideway Transit System at Hartsfield-Jackson Atlanta International Airport" with Bombardier

Transportation (Holdings) USA, Inc., a transfer of appropriations must be executed within the Airport Revenue Fund (5501).

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS** as follows:

**Section 1:** That the Fiscal Year 2012 (Airport Revenue Fund) Budget be and hereby is amended as follows:

**TRANSFER FROM APPROPRIATIONS**

*The amount of: \$1,645,128*

**FDOA**

<u>Airport Revenue Fund</u>	NDP Reservation <u>of Funds</u>	Reserve Conversion <u>Account</u>	<u>Accounting</u>
5501	200101	5999901	1512000

**TRANSFER TO APPROPRIATIONS**

*The amount of: \$1,645,128*

**FDOA**

<u>Airport Revenue Fund</u>	Aviation <u>Transit System</u>	Consulting Prof. Svcs. <u>Technical</u>	<u>Accounting</u>
5501	180314	5213001	7563000

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith, be and the same are hereby repealed.