

11-0-1531

(Do Not Write Above This Line)

AN ORDINANCE
BY CITY UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE
CHIEF FINANCIAL OFFICER TO
AMEND THE FY 2012 (WATER AND
WASTEWATER RENEWAL AND
EXTENSION FUND) (5052) BUDGET IN
THE AMOUNT OF NINE MILLION
EIGHT HUNDRED THOUSAND
DOLLARS AND NO CENTS
(\$9,800,000.00); TO TRANSFER FUNDS
FROM THE WATER AND
WASTEWATER RENEWAL AND
EXTENSION FUND RESERVE FOR
APPROPRIATIONS AND ADD TO
APPROPRIATIONS FOR THE
ATLANTA STREETCAR PROJECT;
AND FOR OTHER PURPOSES.

*11/21/11 - Substitute Motion to Refer
Came by roll call vote
15 Year; 3 News
11/21/11 - Reconsidered by roll call vote
13 Year; 1 News*

- CONSENT REFER *Adopted by roll call vote*
- REGULAR REPORT REFER *12 Year; 3 News*
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER **ADOPTED BY**
- PERSONAL PAPER REFER

Date Referred 11/7/11 NOV 21 2011

Referred To: City Utilities COUNCIL

Date Referred

Referred To:

Date Referred

Referred To:

First Reading
Committee City Utilities
Date Nov 15, 2011
Chair John G. ...
Referred To ...

Committee City Utilities
Date Nov 15, 2011
Chair John G. ...
Action Fav, Adv, Hold (see rev. side)
Other ...
Members ...

Refer To ...

Committee _____
Date _____
Chair _____
Action _____
Other _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____
Action _____
Other _____
Members _____

Refer To _____

Committee _____
Date _____
Chair _____
Action _____
Other _____
Members _____

Refer To _____

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

NOV 21 2011

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED

NOV 21 2011

Randy Doughtin
MUNICIPAL CLERK

APPROVED

NOV 30 2011

WITHOUT SIGNATURE
BY OPERATION OF LAW

MAYOR'S ACTION



**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2012 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) (5052) BUDGET IN THE AMOUNT OF NINE MILLION EIGHT HUNDRED THOUSAND DOLLARS AND NO CENTS (\$9,800,000.00); TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR THE ATLANTA STREETCAR PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, pursuant to Ordinance 11-O-0327, adopted by the Atlanta City Council on March 7, 2011 and approved by the Mayor on March 14, 2011, the City of Atlanta (the "City") entered into an intergovernmental agreement in March, 2011 ("Intergovernmental Agreement") with Metropolitan Atlanta Rapid Transit Authority ("MARTA"), the Downtown Atlanta Community Improvement District, and the Atlanta Downtown Improvement District, Inc. (the "Parties"), to build a modern streetcar system in the City (the "Atlanta Streetcar"); and

WHEREAS, the City and DACID/ADID (the "Project Sponsors") have secured independent funding from the Federal Transit Administration in the amount of One Million One Thousand Four Hundred Dollars (\$1,001,400.00) ("Luckie Street Award") for the purpose of converting Luckie Street, an urban arterial street located in the Atlanta Streetcar's alignment between Centennial Olympic Park Drive, N.W. and Peachtree Street from a one-way into a two-way street, thereby allowing for two-way traffic (the "Luckie Street Project"); and

WHEREAS, to facilitate the design, construction and operation of the Atlanta Streetcar, the Parties agree that the Luckie Street Project can be integrated into the Atlanta Streetcar's procurement, design and construction project; and

WHEREAS, MARTA has agreed to include the Luckie Street Project in the Atlanta Streetcar Project Design-Build Project, MARTA RFP P21954; and

WHEREAS, to facilitate the timely completion of the Luckie Street Project, the Department of Watershed Management has agreed to fund the relocation of the water, sewer and storm water utilities ("Public Utilities"), as may be necessary accommodate the final design of the Atlanta Streetcar's alignment; and

WHEREAS, since the final determination of need for relocating public utilities will be determined by the final design of the street car, through the design-build process, MARTA and DWM have agreed to include the relocation of the Public Utilities in the design-build agreement for the Luckie Street Project; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Luckie Street Project funds the Water and Wastewater Renewal and Extension Fund Reserve (5052) for the purpose of funding the relocation of the Public Utilities, as part of the Luckie Street Project, which shall be transferred to MARTA to be used in accordance with the Intergovernmental Agreement between the City of Atlanta and MARTA and the final terms and conditions of the design-build agreement between MARTA and the design-build contractor, who is awarded the contract for the Luckie Street Project; and



CITY COUNCIL
ATLANTA, GEORGIA

WHEREAS, these funds should be transferred from the 5052 Water and Wastewater Renewal and Extension Fund Reserve for Appropriations to facilitate the use of the funds for the Luckie Street Project and for other purposes.

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

Section 1: For the purpose of funding the relocation of the Public Utilities, as part of the Luckie Street Project, which shall be transferred to MARTA and used in accordance with 1) the Intergovernmental Agreement between the City of Atlanta and MARTA; and 2) the final terms and conditions of the design-build agreement between MARTA and the design-build contractor, who is awarded the contract for the Luckie Street Project, the Chief Financial Officer is authorized to amend the FY 2012 Budget (Water and Wastewater Renewal and Extension Fund) (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$9,800,000.00			
PTAEO:				
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$9,800,000.00			
PTAEO:				
<u>Atlanta Streetcar</u>	<u>Task</u>	<u>Water & Wastewater R&E Fund</u>	<u>Facilities Other Than Bldgs/Infrastructure -CIP</u>	<u>City of Atlanta</u>
17111167	101	505221391	5414002	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Commissioner of Watershed Management</u>	<u>Projects and Grants Budget</u>	<u>Chief Executive</u>	
5052	170101	5999999	1320000	



<u>Atlanta Streetcar</u>	<u>Water & Wastewater R&E Fund</u>			
111167	21391			

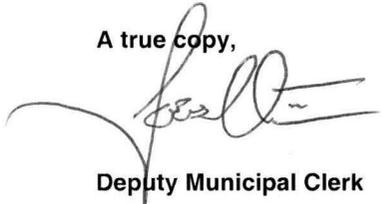
Section 2: That appropriations in the Water & Wastewater Renewal & Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$9,800,000.00	<u>R&E Water & Wastewater Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

A true copy,



Deputy Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

Nov. 21, 2011
Nov. 30, 2011

RCS# 1590
11/21/11
6:21 PM

Atlanta City Council

REGULAR SESSION

11-O-1531

AMEND FY2012 WATER/WASTEWATER RENEWAL
EXTENSION FUND BUDGET; STREETCAR PROJECT
ADOPT

YEAS: 12
NAYS: 3
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

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

11-O-1531