**11-R-1735**

(Do Not Write Above This Line)

**A RESOLUTION BY**

**CITY UTILITIES COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NUMBER 1 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS CURBS AND GUTTERS, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR TIME ONLY AND TO ADD "BRICK" AS AN ADDITIONAL LINE ITEM; AND FOR OTHER PURPOSES.**

**ADOPTED BY**

DEC 05 2011

**COUNCIL**

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

Date Referred

Referred To:

Date Referred

Refferred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred To

| Committee | Committee |
|---|---|
| City Utilities | |
| Date Nov. 29 2011 | Date |
| Chair Natalyn Archibong | Chair |
| Action: Fav, Adv, Hold (see rev. side) | Action: Fav, Adv, Hold (see rev. side) |
| Other | Other |
| Members | Members |
| Carla Smith | |
| Jadrean | |
| Refer To | Refer To |

| Committee | Committee |
|---|---|
| Date | Date |
| Chair | Chair |
| Action: Fav, Adv, Hold (see rev. side) | Action: Fav, Adv, Hold (see rev. side) |
| Other | Other |
| Members | Members |
| Refer To | Refer To |

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd Readings

☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED

DEC 05 2011

ATLANTA CITY COUNCIL PRESIDENT

CERTIFIED

DEC 05 2011

Rhonda Dauphin Johnson

MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

DEC 1[illegible] 2011

MAYOR

CITY COUNCIL
ATLANTA, GEORGIA

**A RESOLUTION BY**
**CITY UTILITIES COMMITTEE**

**11- R -1735**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NUMBER 1 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS CURBS AND GUTTERS, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR TIME ONLY AND TO ADD "BRICK" AS AN ADDITIONAL LINE ITEM; AND FOR OTHER PURPOSES.**

**WHEREAS,** the City did solicit Bids for Contract No. FC- 4943, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters ("Contractors"); and

**WHEREAS,** the Atlanta City Council adopted Resolution 09-R-1549 on September 21, 2009, and the Mayor approved the same on September 25, 2009 which authorized the Agreement for FC-4943D with SD&C, Inc.; and

**WHEREAS,** the base term of the Contract was for a period of two (2) years, with two (2) one (1) year renewal options to be exercised at the sole discretion of the City effective October 2, 2009 through October 1, 2011; and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 1 with SD&C, Inc, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 09-R-1926 adopted by the City Council on November 16, 2009 and approved by the Mayor on November 24, 2009 in an amount not to exceed Six Hundred Fifty Four Thousand One Hundred Seventy Three Dollars and Seventy Eight Cents **($654,173.78);** and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 2 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1269 adopted by the City Council on July 19, 2010 and approved by the Mayor on July 27, 2010 in an amount not to exceed Seven Hundred Sixty One Thousand Three Hundred Twenty Nine Dollars and Six Cents **($761,329.06)**; and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 3 for certain Redevelopment projects along Peachtree Street and certain surrounding areas with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Ordinance 10-O-1692 adopted by the City Council on October 18, 2010 and approved per City Charter Section 2-403 on October 27, 2010 in an amount not to exceed Two Hundred Thousand Dollars **($200,000.00)**; and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 4 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1826 adopted by the City Council on November 1, 2010 and approved per City Charter Section 2-403 on November 10, 2010 in an amount not to exceed Six Hundred Thirty Nine Thousand Two Hundred Forty Six Dollars and Forty Two Cents **($639,246.42)**; and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 5 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-0087 adopted by the City Council on January 18, 2011 and approved per City Charter Section 2-403 on January 27, 2011 in an amount not to exceed One Million Five Hundred Twenty Five Thousand Five Hundred Ninety Three Dollars **($1,525,593.00)**; and

**WHEREAS,** the Department of Parks, Recreation, and Cultural Affairs submitted Amendment Agreement Number 6 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-2223 in an amount not to exceed Sixty Four Thousand Nine Hundred Forty Seven Dollars and Fifty Cents **($64,947.50)** but said legislation was not passed, and instead, was filed by the City Council on February 7, 2011; and

**WHEREAS,** the Department of Public Works entered into Amendment Agreement Number 7 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-1423 adopted by City Council on October 3, 2011 approved per City Charter Section 2-403 on October 12, 2011 in an amount not to exceed Two Hundred Dollars **($200,000.00);** and

**WHEREAS,** the Department of Public Works will enter into Amendment Agreement Number 8 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters in an amount not to exceed Two Hundred Twenty Five Thousand Dollars ($225,000.00); and

**WHEREAS,** the Chief Procurement Officer authorized a 90-day extension of the Contract on September 27, 2011 giving a new expiration date of December 29, 2011; and

**WHEREAS,** SD&C, Inc. has performed the contracted services satisfactorily; and

**WHEREAS,** the Department of Public Works desires to enter into Renewal Agreement Number 1 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for time only and to add "Brick" as an additional line item; and

**WHEREAS,** the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend this Renewal Agreement Number 1 for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES** that the Mayor, or his designee, is authorized to execute Renewal Agreement Number 1, Contract No. 4943D; Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters with SD&C, Inc., on behalf of the Department of Public Works for time only and to add "Brick" as an additional line item.

**BE IT FURTHER RESOLVED,** that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the appropriate Agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED,** that the Agreement will not become binding upon the City, and the City will incur no liability under it until the Agreement has been approved by the City

Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to SD&C, Inc.

**A true copy,**

**Deputy Clerk**

**ADOPTED by the Atlanta City Council** **DEC 05, 2011**
**APPROVED by Mayor Kasim Reed** **DEC 12, 2011**

RCS# 1601
12/05/11
4:55 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

CONSENT AGENDA SECTION I OF 12/5/2011
ALL ITEMS EXCEPT 11-O-1768, 11-R-1723
ADOPT

| | |
|---|---|
| YEAS: | 12 |
| NAYS: | 0 |
| ABSTENTIONS: | 0 |
| NOT VOTING: | 4 |
| EXCUSED: | 0 |
| ABSENT | 0 |

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

CONSENT I

| | | 12-05-11 |
|---|---|---|
| **ITEMS ADOPTED ON CONSENT** | **ITEMS ADOPTED ON CONSENT** | **ITEMS ADVERSED ON CONSENT** |
| 1. 11-O-1646 | 42. 11-R-1733 | 76. 11-R-1753 |
| 2. 11-O-1682 | 43. 11-R-1734 | 77. 11-R-1754 |
| 3. 11-O-1631 | 44. 11-R-1735 | 78. 11-R-1755 |
| 4. 11-O-1639 | 45. 11-R-1736 | 79. 11-R-1756 |
| 5. 11-O-1640 | 46. 11-R-1737 | |
| 6. 11-O-1766 | 47. 11-R-1738 | |
| 7. 11-O-1511 | 48. 11-R-1739 | |
| 8. 11-O-1656 | 49. 11-R-1774 | |
| 9. 11-O-1657 | 50. 11-R-1705 | |
| 10. 11-O-1658 | 51. 11-R-1706 | |
| 11. 11-O-1767 | 52. 11-R-1708 | |
| 12. 11-O-1773 | 53. 11-R-1709 | |
| 13. 11-O-1775 | 54. 11-R-1710 | |
| 14. 11-O-1777 | 55. 11-R-1711 | |
| 15. 10-O-0934 | 56. 11-R-1721 | |
| 16. 10-O-0898 | 57. 11-R-1778 | |
| 17 11-O-1411 | 58. 11-R-1691 | |
| 18. 11-O-1412 | 59. 11-R-1692 | |
| 19. 11-O-1629 | 60. 11-R-1693 | |
| 20. 11-O-1769 | 61. 11-R-1779 | |
| 21. 11-R-1696 | 62. 11-R-1780 | |
| 22. 11-R-1697 | 63. 11-R-1740 | |
| 23. 11-R-1698 | 64. 11-R-1741 | |
| 24. 11-R-1699 | 65. 11-R-1742 | |
| 25. 11-R-1700 | 66. 11-R-1743 | |
| 26. 11-R-1701 | 67. 11-R-1744 | |
| 27. 11-R-1702 | 68. 11-R-1745 | |
| 28. 11-R-1703 | 69. 11-R-1746 | |
| 29. 11-R-1720 | 70. 11-R-1747 | |
| 30. 11-R-1786 | 71. 11-R-1748 | |
| 31. 11-R-1787 | 72. 11-R-1749 | |
| 32. 11-R-1788 | 73. 11-R-1750 | |
| 33. 11-R-1510 | 74. 11-R-1751 | |
| 34. 11-R-1722 | 75. 11-R-1752 | |
| 35. 11-R-1725 | | |
| 36. 11-R-1726 | | |
| 37. 11-R-1727 | | |
| 38. 11-R-1728 | | |
| 39. 11-R-1730 | | |
| 40. 11-R-1731 | | |
| 41. 11-R-1732 | | |