

11-1739

(Do Not Write Above This Line)

A RESOLUTION BY
CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO RENEWAL AGREEMENT NUMBER 1 WITH KEMI CONSTRUCTION, INC., FOR FC-4943B, 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 _____
- Referred To: _____
- Date Referred _____
- Referred To: _____

Committee _____

Date _____

Chair _____

Referred To _____

First Reading

Committee Cong. Utilities

Date Nov. 23, 2011

Chair Richard Cochran

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

Other _____

Members _____

Refer To _____

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 _____

Refer To _____

Committee _____

Date _____

Chair _____

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

Other _____

Members _____

Refer To _____

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

CERTIFIED

CERTIFIED
DEC 05 2011

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED
DEC 05 2011

[Signature]
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

DEC 8 2011

[Signature]
MAYOR



**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO RENEWAL AGREEMENT NUMBER 1 WITH KEMI CONSTRUCTION, INC., FOR FC-4943B, 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 of Atlanta ("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-1547 on September 21, 2009, and the Mayor approved the same on September 25, 2009, which authorized the Agreement for FC-4943B with Kemi Construction, 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 20, 2009 through October 19, 2011; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 1 with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 09-R-1928 adopted by the City Council on November 16, 2009 and approved by the Mayor on November 24, 2009 in an amount not to exceed Three Hundred Thirty Two Thousand Two Hundred Forty Seven Dollars and Seventy Eight Cents (\$332,247.78); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 2 with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters via Resolution 10-R-1267 adopted by the City Council on July 19, 2010, and approved by the Mayor on July 27, 2010 in an amount not to exceed Four Hundred One Thousand One Hundred Seventy Three Dollars and Eighty Five Cents (\$401,173.85); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 3 with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters via Resolution 10-R-1825 adopted by the City Council on November 1, 2010 and approved as per City Charter Section 2-403 on November 24, 2009 in an amount not to exceed One Hundred Eighty Seven Thousand Four Hundred Sixty Dollars and Forty Four Cents (\$187,460.44); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 4 with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters via Resolution 11-R-0084 adopted by the City Council on January 18, 2011 and approved as per City Charter Section 2-403 on January 27, 2011 in an amount not to exceed Eight Hundred Seventeen Thousand Six Hundred Dollars (\$817,600.00); and



WHEREAS, the Chief Procurement Officer authorized a 90-day extension of the Contract on September 27, 2011 giving a new expiration date of January 17, 2012; and

WHEREAS, Kemi Construction, Inc. has performed the contracted services satisfactorily; and

WHEREAS, the Department of Public Works desires to enter into Renewal Agreement Number 1 with Kemi Construction, 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-4943B, 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. 4943B; Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters with Kemi Construction, 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 Kemi Construction, Inc.

A true copy,



Deputy Clerk

**ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed**

**DEC 05, 2011
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		