

**CITY UTILITIES COMMITTEE**

**MINUTES**

**SEPTEMBER 25, 2012**

**9:30 A.M.**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, September 25, 2012 at 9:42 a.m., in Committee Room #2.** The following members were present:

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

The following member was absent:

**The Honorable H. Lamar Willis**

Others present at the meeting were: Councilmembers Alex Wan and Joyce Sheperd; Michael Patrick McShane, Stephanie Grant, Lem Ward and Roger Bhandari, Law Department; Commissioner JoAnn J. Macrina, Deputy Commissioner Eric Glover, Susan Rutherford; Department of Watershed Management; Commissioner Richard Mendoza, Michelle Wynn, Department of Public Works; Jim Beard, CFO; Executive Director Deborah Lum, AWDA; Katrina Taylor, Office of the Mayor, Hubbard Owens; Office of Contract Compliance; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:42 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 - APPROVED**
- C. AUDIT REPORT - LESLIE WARD**

Strategic Financial Planning Model Report for the Department of Watershed Management.

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**D. COMMUNICATION**

12-C-1263 ( 1) A Communication by Councilmembers Natalyn Archibong, District 5; Alex Wan, District 6; Howard Shook, District 7; Yolanda Adrean, District 8 and Aaron Watson, Post 2 At-Large submitting the appointment of **Mr. Freddie Styles** to the People TV Board of Directors. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

**(Councilmember Adrean made a motion to approve)**

**FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL**

**E. ORDINANCE FOR SECOND READING**

12-O-1316 ( 1) An Ordinance by Councilmember Keisha Lance Bottoms to amend various Sections of Chapter 154, Section 2-222(13) and 2-280 of the City of Atlanta Code of Ordinances for the purpose of amending and restating the Organizational Structure of the Department of Watershed Management into various operation offices within the Department; and for other purposes.

**(Councilmember Archibong made a motion to hold at the author's request)**

**HELD**

**F. RESOLUTIONS**

12-R-1265 ( 1) An **Amended** Resolution by City Utilities Committee authorizing the Mayor to enter into an Intergovernmental Agreement with the State of Georgia Department of Transportation to relocate City of Atlanta Water Mains and related facilities in conjunction with GDOT Project BHNLB-9073-00(016) & BHNLB-9073-00(018), PI#752086-/752560, Fulton County to replace State Route 999 (City Street) and 3586 (Spring Street) at Southern Railroad - CSX Railroad Bridge, on behalf of the Department of Watershed Management, for an estimated amount not to exceed \$125,037.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Number and PTAE0 Number listed; and for other purposes.

**(Councilmember Martin made motion to approve as amended)**

**FAVORABLE AS AMENDED**

**RESOLUTIONS (CONT'D)**

- 12-R-1266 ( 2)     A Resolution by City Utilities Committee authorizing the Mayor to accept and receive Technical Assistance from the United States Environmental Protection Agency to evaluate Green Infrastructure Projects identified in Park Pride's Proctor Creek/North Avenue Watershed Basin; a Green Infrastructure Vision on behalf of the Department of Watershed Management; and for other purposes.  
**(Councilmember Martin made motion to approve)**

**FAVORABLE**

**G.     ORDINANCE FOR FIRST READING**

- 12-O-1264 ( 1)     An Ordinance by City Utilities Committee authorizing the renaming of Henry Ford, II Avenue/South Central Avenue to Ferdinand Porsche Avenue by and through action of the Commissioner of the Department of Public Works or designee; and for other purposes. **(Advertised for a Public Hearing 10/9/12 at 9:30 a.m. in Committee Room #2)**

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

**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)**

**HELD**

**PAPERS HELD IN COMMITTEE (CONT'D)**

10-O-1059 ( 2) A **Substitute** Ordinance by City Utilities Committee 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 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)**

**HELD**

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 14<sup>th</sup> District, Fulton County, Georgia; to abandon the portion of

**PAPERS HELD IN COMMITTEE (CONT'D)**

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)**

**HELD**

- 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)**

**HELD**

- 11-R-0088 ( 5) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Clela 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)**

**HELD**

- 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)**

**HELD**

**PAPERS HELD IN COMMITTEE (CONT'D)**

- 12-O-0357 ( 7) An Ordinance by Councilmembers Joyce M. Sheperd and Felicia A. Moore **as substituted by City Utilities Committee** to repeal Ordinances 02-O-0342, adopted by the Atlanta City Council on March 18, 2002 and approved on March 26, 2002, pertaining to the establishment of procedures for enforcing standards for collecting, handling, storing and disposing of scrap tires in the City of Atlanta, to introduce a revised scrap tires procedures and requirements ordinance, to be inserted into the City Code at Chapter 130 (Solid Waste Management), at Article II and Title "Scrap Tire Enforcement" beginning at currently Reserved Code Sections 130-28 through 130-35; and for other purposes. **(Councilmember Archibong made a motion to forward with no recommendation)**

**FORWARDED WITH NO RECOMMENDATION ON  
SUBSTITUTE - TO BE REFERRED TO PUBLIC SAFETY  
AND LEGAL ADMINISTRATON COMMITTEE**

- 12-R-0376 ( 8) A Resolution by City Utilities Committee authorizing the initiation of the process of renaming that portion of Greenbriar Parkway between Barge Road to the west and the intersection of Greenbriar Parkway and Continental Colony Parkway to the east to Tyler Perry Way by and through actions of the Commissioner of Department of Public Works or his designee; and for other purposes. **(Held 3/13/12 for further review)**

**HELD**

- 12-O-0563 ( 9) An Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code entitled "Sewerage Disposal" (§154-196 et seq.); to address findings of a Pretreatment Compliance Audit conducted by the United States Environmental Protection Agency; and for other purposes. **(Held 5/15/12 for further review)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

12-R-0965 (10) A Resolution by Councilmember Natalyn M. Archibong 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 7/10/12)**

**HELD**

12-R-0997 (11) A Resolution by City Utilities Committee authorizing Renewal No. 1 with MWH/Khafra, JV, for FC-4343, Program Management Services, on behalf of the Department of Watershed Management and to appropriate an amount not to exceed \$7,000,000.00 for the term of Renewal No. 1; all contracted work will be charged to and paid from the listed Fund, Department Organization, Account Number and PTAE0 Number; and for other purposes.  
**(Councilmember Watson made a motion to approve)**

**FAVORABLE**

12-O-1056 (12) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2013 (2004 Water and Wastewater Bond Fund 5058) Budget in the amount of \$7,000,000.00 to transfer funds from the 2004 Water and Wastewater Bond Project Reserve for Appropriations and add to appropriations for the Supplemental Program Management Services Project; and for other purposes.  
**(Councilmember Watson made a motion to approve)**

**FAVORABLE**

**PAPERS HELD IN COMMITTEE (CONT'D)**

12-R-1063 (13) A Resolution by City Utilities Committee authorizing the Mayor or his designee to execute a Contract with SD&C, Inc., for FC-5295, East Atlanta Streetscape Project, Project Number CSSTP-0006-00(717), P. I. No. 0006717, on behalf of the Department of Public Works, in an amount not to exceed \$840,378.66; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes. **(Held 8/28/12 for further review)**

**HELD**

12-R-1161 (14) A Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with \_\_\_\_\_ for FC-6164, Peachtree Creek Capacity Relief and Pump Station – Phase 1 Site Preparation, on behalf of the Department of Watershed Management, in an amount not to exceed \$ \_\_\_\_\_; all contracted work will be charged to and paid from Fund, Organization Department and Account and PTAE0 Numbers \_\_\_\_\_; and for other purposes. **(Held 9/11/12 for further review)**

**HELD**

12-R-1163 (15) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor or his designee to execute a Contract with CMES, Inc., for FC-5606, Bolton Road Marietta Boulevard Intersection Improvements Project, Project Number CSST-0006-00(261), P.I. No. 0006261, on behalf of the Department of Public Works, in an amount not to exceed \$1,389,608.70; all contracted work shall be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes. **(Held 9/11/12 for further review)**  
**(Councilmember Watson made a motion to approve on substitute)**

**FAVORABLE ON SUBSTITUTE**

**PAPERS HELD IN COMMITTEE (CONT'D)**

12-R-1253 (16) A Resolution by Councilmembers Alex Wan and Aaron Watson **as substituted by City Utilities Committee** establishing the Peachtree Creek South Fork Relief Storage and Pumping Station Technical Advisory Committee for the purpose of assisting the City in reviewing proposed Design and Scope of Work to ensure the use of best practices for Construction Management and Storage Tank are being used; and for other purposes.

**(Councilmember Watson made a motion to approve on substitute)**

**FAVORABLE ON SUBSTITUTE**

**G. 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. The Sidewalk Task Force will meet Wednesday, September 26, 2012 at 5:30 to 7:00 p.m. **(Councilmembers Archibong and Smith will co-chair the committee, Sally Flock, Brother Anthony Muhammad and Ron Shakur volunteered)**
3. Councilmember Archibong requested that the staff schedule visits to all of the Department of Watershed facilities.
4. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
5. Councilmember Adrean requested a report on the Small Meter Audit. (findings, recommendations, cost, implementation phase, etc.) The report is due at the end of October.
6. Councilmember Adrean requested a report on how much the citizens of Atlanta is spending in gas taxes annually.
7. Next meeting a Report on the reorganization in the Department of Watershed Management

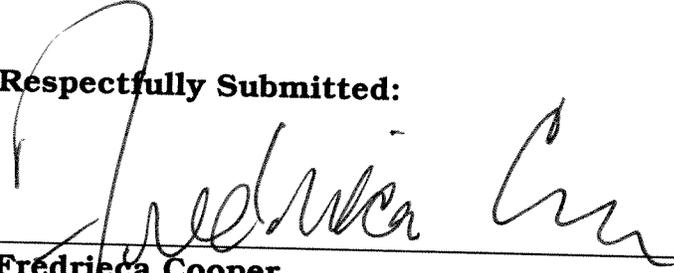
**REQUESTED ITEMS (CONT'D)**

8. A report on the Safety Program in the Department of Watershed Management
  - a. What the City has paid so far in claims?
  - b. How many cameras have been purchased?
  - c. A report on the City of Atlanta purchases/investments for the past five (5) years on safety concerns.
  - d. What are the present and future plans?
9. Councilmember Adrean requested a detail report on the MOST projects
  - a. A detail project list
  - b. The percentage used for Consent work.
10. Councilmember Martin requested a detail copy of the Small Business Development Program from the Department of Watershed Management.
11. The City Utilities Committee will tour the Department of Public Works facilities in two parts Friday, October 5, 2012 8:30 am. to 1:30 p.m. and Monday, October 22, 2012 8:30 a.m. to 1:30 p.m.
12. Councilmember Watson requested a list of the amount and employees that will transfer from the PMT staff to the Department of Watershed Management staff.

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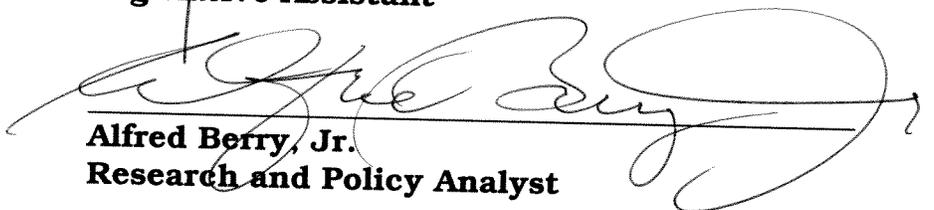
**There being no further business to come before the Committee, the meeting adjourned at 11:35 a.m.**

**Respectfully Submitted:**



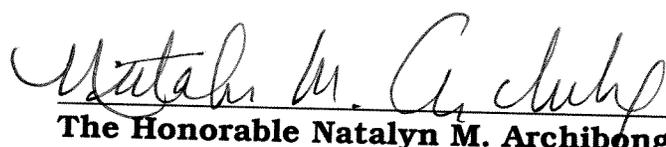
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**Fredrieca Cooper  
Legislative Assistant**



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**Alfred Berry, Jr.  
Research and Policy Analyst**



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**The Honorable Natalyn M. Archibong, Chair  
City Utilities Committee**