

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, May 2, 2012, at 1:00 p.m. in Council Chambers, City Hall South, 2<sup>nd</sup> Floor.

**Present:** Councilmember Felicia A. Moore, Chair                      Jim Beard, CFO  
 Councilmember Yolanda Adrean                                      Departmental Staff  
 Councilmember Howard Shook  
 Councilmember Kwanza Hall  
 Councilmember Aaron Watson  
 Councilmember C.T. Martin  
 Councilmember Michael Julian Bond

Chairperson Moore called the meeting to order at 1:05 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Yolanda Adrean, Howard Shook, Kwanza Hall, Aaron Watson, C.T. Martin and Michael Julian Bond. Other Departmental staff was present as well.

Chairperson Moore stated that the Agenda is approved as printed with two new First Read Ordinances, **6 Yeas**. The minutes of the Finance/Executive Committee of March 28, 2012 were approved, **6 Yeas**.

Councilmember Martin asked how long would the presentations be. Chairperson Moore responded that they would be short presentations, but she is not sure if we have questions. Some of the Departments were not able to give their budget presentations at the last meeting. We are moving the Pensions discussions at the next meeting and the Legislative Update will also be moved because Ms. Middleton does not have anything to report out. Councilmember Adrean stated that a lot of the legislation will be Held for the budget. She then asked if we do the papers first and then the presentations.

### **DISCUSSION/PRESENTATION**

#### **1. Legislative Update, Megan Middleton, Intergovernmental Affairs Manager**

Chairperson Moore stated that we will Hold for two weeks.

#### **2. Park Improvement Fund, John Gaffney, Controller**

**Mr. John Gaffney:** Controller gave a presentation.

#### **3. Trust Fund Balance, John Gaffney, Controller**

**Mr. John Gaffney:** Controller gave a presentation. Chairperson Moore asked for a more updated list of all funds to be distributed it to the Council. She wants to make sure that the Bond money goes to the designated area. Mr. Gaffney responded that if you wanted to repurpose the funds, you could do legislation.

#### **4. Dept. of Procurement Dept'1 Budget Report, Adam Smith, CPO**

**Mr. Adam Smith:** Chief Procurement Officer gave a presentation.

#### **5. Dept. of Human Resources Dept'1 Budget Report, Yvonne Cowser-Yancy, Commissioner**

**Yvonne Cowser-Yancy:** Commissioner of the Department of Human Resources gave a presentation. Councilmember Adrean asked for the status for the RFP for an experienced audit for Pension Funds. Commissioner Cowser-Yancy responded that the General Fund is completed and Police and Fire will follow shortly.

#### **6. Dept. of Information Technology Budget Report, Michael Dogan, Director**

**Mr. Michael Dogan:** Chief of Information Technology stated that page #3 of the DIT handout shows the budget rollout. We are at 67% of the budget. We currently have nine vacancies. Councilmember Adrean asked about disaster recovery. Mr. Dogan responded that the cost would start at \$2.5 million dollars.

**7. DB Pension – Yvonne Cowser-Yancy, Commissioner Human Resources**

Chairperson Moore stated that we would Hold for two weeks.

**8. Pension Study – Al Berry, Chairman, General Employees Pension Board**

Chairperson Moore stated that we would Hold for two weeks

**CONSENT REPORT**

**ORDINANCES FOR FIRST READ**

12-O-0567 (1) An Ordinance by Finance/Executive Committee authorizing Concessions International;/Pascals J.V. to provide, and the City to accept, Airport Food & Beverage Concessions Services under the terms set forth in Agreement FC-6033-94, as amended, beginning April 7, 2012 and continuing month-to-month, but not to extend beyond October 31, 2012; authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of the Code of Ordinances of the City of Atlanta, Georgia as well as any other conflicting Code Provisions; and for other purposes.

**FAVORABLE ON FIRST READ**

12-O-0568 (2) An Ordinance by Finance/Executive Committee authorizing the purchase of Permanent and Temporary Construction Easements and the necessary rights-of-way from various property owners for the completion of the Atlanta Streetcar Project and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to use all means necessary to acquire necessary property interests up to and including condemnation proceedings; to authorize the City Attorney, or her Designee, to institute condemnation proceedings pursuant to the declaration of taking method authorized by O.C.G.A. Section 32-3-4; to authorize the City Attorney to use the Services of Outside Counsel, where necessary, to handle condemnation proceedings; and for other purposes.

**FAVORABLE ON FIRST READ**

12-O-0569 (3) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to invite Competitive Sealed Bids from interested parties for the purchase from the City of Atlanta of approximately 30.7 acres of land in Land Lot 27 of District 14 of Fulton County; and for other purposes.

**FAVORABLE ON FIRST READ**

12-O-0570 (4) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer or his Designee to authorize the Department of Public Works to utilize the existing Sidewalk Trust Fund Account for Infrastructure Recovery, by accepting and depositing Funds received as a result of infrastructure claims filed by the City of Atlanta against insurance providers and

persons that are liable to the City as a result of damage to City infrastructure, and to use said Funds to pay corresponding incurred expenses, in order to replace and/or repair the damaged infrastructure; and for other purposes.

**FAVORABLE ON FIRST READ**

- 12-O-0571 (5) An Ordinance by Finance/Executive Committee amending the FY 2012 (Intergovernmental Grant Fund) Budget, Department of Executive Offices, by adding to anticipations and appropriations in the amount of \$58,000.00 for the purpose of receiving a Grant Award from the United States Department of Energy's Clean Cities Advanced Vehicle Development Program to establish Funding for Atlanta's Plug-In Electric Vehicle Readiness Planning Efforts; authorizing the Mayor to enter into an Agreement with the Center for Transportation and the Environment related to the Southeast Regional Electric Vehicles Planning Program sponsored by the United States Department of Energy; and for other purposes.

**FAVORABLE ON FIRST READ**

**REGULAR AGENDA**

**ORDINANCES FOR SECOND READING**

- 12-O-0392 (1) An Ordinance by Finance/Executive Committee authorizing Travelex Currency Services, Inc. to provide, and the City to accept, Foreign Currency Exchange & Business Services under the terms set forth in Agreement FC-7314-01, as amended, beginning April 14, 2012 and continuing month-to-month, but not to extend beyond October 31, 2012; authorizing the City of Atlanta to waive the Competitive Source Selection Requirements contained in Section 2-1187 of the Code of Ordinances of the City of Atlanta, GA as well as any other conflicting Code Provisions; and for other purposes.

**FAVORABLE**

**Mr. Roosevelt Council:** CFO of the Department of Aviation stated that we want to continue service for our international travelers. We are allowing Travelex to transition out. Councilmember Adrean offered a motion to **Approve, 5 Years.**

- 12-O-0397 (2) An Ordinance by Finance/Executive Committee to amend Chapter 78, Article III, Section 78.57(A)(1)(B), of the Code of Ordinances of the City of Atlanta, to correct the fee for operational permits for storage of liquid propane gas/liquid natural gas and for the storage of other flammable and combustible liquids to establish a minimum permit fee of \$75.00 and a maximum permit fee of \$750.00; and for other purposes.

**HELD**

- 12-O-0398 (3) An Ordinance by Finance/Executive Committee amending Sec. 62-44 of the Code of the City of Atlanta relating to the "Execution to Collect Fine" by the Municipal Court and for the purpose of issuing executions to collect unpaid fines imposed by Municipal Court Judges; clarifying which City Officials shall sign the executions; and for other purposes.

**HELD**

- 12-O-0399 (4) An Ordinance by Finance/Executive Committee adopting the Fiscal Year 2013 Proposed Budget, to include all Funds; and for other purposes.

**HELD AND SUBSTITUTED**

Chairperson Moore stated that we have a Substitute. Held and Substituted.

- 12-O-0400 (5) An Ordinance by Finance/Executive Committee to authorize the Chief Financial Officer to establish a new Fund (Fund 2508), under the Finance Department's Office of Grants Services by amending the FY 2012 (Intergovernmental Grant Fund) Budget for the purpose of funding the Grants Compliance Division; and for other purposes.

**HELD**

- 12-O-0401 (6) An Ordinance by Finance/Executive Committee to amend Section 146-26 (b), (c), (d), (e) and (f) of the Code of Ordinances of the City of Atlanta, so as to change the Ad Valorem Tax Rate of Real and Personal Property for the General Levy, Debt Levy, City Parks Levy, School Operating Levy, School Debt Levy and the Special Tax District Levy; to provide that the Tax Rates established herein shall remain fixed each year until amended or repealed; and for other purposes.

**HELD**

- 12-O-0402 (7) An Ordinance by Finance/Executive Committee to amend Ordinance 11-O-1290 to empower the Commissioner of Planning and Community Development to authorize overtime and incentive pay to Departmental Personnel for hours assigned to be worked in excess of the regular work week to provide additional plan review services as set forth in Section 104 (1) of Appendix "A" to Volume III of the Code of Ordinances of the City of Atlanta which contains the Building Code Amendments.

**HELD**

Councilmember Martin asked why is it being Held.

**Mr. Hans Utz:** Mayor's Office Deputy Chief Operating Officer stated that we will bring forth an alternative approach that will achieve the same thing.

- 12-O-0495 (8) An Ordinance by Councilmember Ivory Lee Young, Jr. **as Amended by Finance/Executive Committee (1), 5/2/12** to waive and release certain Solid Waste Service Charges and Liens on certain properties located in the Vine City Community for the purpose of furthering redevelopment within the Vine City area, as such properties, charges and liens are more particularly described herein; and for other purposes. **(Finance/Executive Committee Amendment..., 5/2/12)**

Councilmember Martin offered a motion to **Approve as Amended, 6 Years.**

- 12-O-0496 (9) An Ordinance by Councilmembers H. Lamar and C.T. Martin to amend Chapter 114, Personnel, Article "IV", Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position abolishments, creations, reclassifications,

class abolishments, class creations, above entry authorizations, employee salary adjustments, salary grade amendments, position transfers, position funding allocation changes and other personnel actions in line with the 2013 Budget; and for other purposes.

### **HELD**

Councilmember Martin stated that he has concerns about the Departments of Information Technology, Public Works and the Solicitor's Office. Commissioner Cowser-Yancy responded that we meet with the Unions biweekly.

12-O-0501 (10) An **Amended** Ordinance and Charter Amendment by Councilmembers H. Lamar Willis and Keisha Lance Bottoms to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article VI (Revenue and Fund Administration), Chapter 3 (Fiscal Control), to amend Sections 6-301 and 6-302 and to create a new Section 6-315 so as to adopt a Fund Balance Policy in order to comply with Governmental Accounting Standards Board Statement Number 54; and for other purposes. **(Finance/Executive Committee Amendment strikes Section 3-C, 5/2/12)**

### **HELD AND AMENDED**

CFO Beard stated that there are three pieces of documents that goes with this. The first is the new and improved Fund Balance. There was an article written by a GFOA member that outlines what we are trying to accomplish. The second is the best practices of fund balance in the general fund and the third is the appropriate level of unrestricted balance in the fund balance. The paper is meant to adopt the GASB 54. The paper outlines 15% to 20% fund balance. It also sets the priority for fund balance as well as the guidelines for the financial standards. We have two types (Reserve and Unreserved). They are non spendable, restricted, committed, assigned and unassigned. The definitions are in the legislation. If we go below 15% the CFO has to come before Council to get to the range. Councilmember Adrean stated that she is struggling with Section 3, paragraph 1-3 that states that commitments can be made by a Committee. CFO Beard responded that all money is assigned or committed. This allows a committee of three people to move the money from the least restricted to a more restricted category. Anything above that would require legislation. Councilmember Adrean stated that she cannot embrace this concept. She agrees with changing the language, but she wants that Section stroke. Chairperson Moore stated that if we are going to keep it moving for the budget adoption, the budget anticipates spending Reserves. He wants this to occur so the spending would occur. If we want to make any Amendments we would have to do it today. Councilmember Adrean stated that we have made a policy to set aside 5%. CFO Beard responded that in the Code it is 5% period. This does not take money out of the reserves. If you are at the top of the range, you could decide not to put away reserves that year. Councilmember Shook asked if we have the flexibility of removing Section C. CFO Beard responded that he would have Law check on it. Chairperson Moore stated that she hates the fact that we only got the paper in a short time frame and it has to be with the budget. She is not motivated to be pushed by deadlines. This is a major issue with policy setting. Section #D-2, says that any time the balance is within the range, the CFO can make the transfers per his discretion. Is there going to be that amount of money left over? CFO Board responded that Section F states that the Council oversight is not hindered. It has to go through the normal Council process. Councilmember Adrean asked what level of amendments cause for re-advertisement.

**Mr. Peter Andrews:** Deputy City Attorney stated that any changes in the caption would require re-advertisement. If there are substantial changes you would have to start over. The First Read will always count until you change the body and caption as well as new Sections would require starting over. Councilmember Adrean asked if it could be moved With No Recommendation. It is not productive to change the paper today. Chairperson Moore asked if we could have the discussion on tomorrow or at another time. CFO Beard responded that we could strike Section 3-C. Councilmember Watson asked why it has to be done today. CFO Beard responded that the budget anticipated the Charter changes. Chairperson Moore stated that if this is part of the budget, it would be adopted June 18<sup>th</sup> instead of June 4<sup>th</sup>. If we don't agree with it before June 4<sup>th</sup> we could make other adjustments. Councilmember Hall asked if there is a way to have a comfort level with the paper regarding the Rating Agencies. CFO Beard responded that this seems to be a good time to start. Chairperson Moore stated that she was the one who wanted the budget adopted the first week in June. Councilmember Martin stated that we need to do an analysis or a White Paper other than this. CFO Beard responded that he provided information that has the same information as a White Paper. Councilmember Adrean stated that we have raised our Reserves from \$7 million dollars to \$100 million dollars during this recession. Councilmember Watson stated that he as well wants some outside input. He wants to be more careful with spending Reserves. He does not like this because it makes spending easier. CFO Beard responded that this is not designed around spending money, but saving money. Councilmember Martin stated that we went from being bankrupt to savings. Chairperson Moore stated that on Wednesday May 9<sup>th</sup>, lunch could be cut from 1 hour to ½ hour and move up the Unions from 1:30 p.m. to 4:00 p.m. Councilmember Adrean offered a motion to Amend by striking Section 3-C. She then offered a motion to **Hold and Amend, 7 Yeas**. Councilmember Bond stated that we should not move away from the 5%. Chairperson Moore asked for a better understanding of how we better relinquish some of the funds we have. This budget also utilizes the proceeds from City Hall East. She thought it would be used to pay down some of Public Safety building debt.

## **RESOLUTIONS**

12-R-0572 (1) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement COA-5903-PL pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing Georgia Technology Authority Contract Number 9800-SS001 with Gartner, Inc. for Subscription-Based Research and Advisory Services for one (1) year beginning May 1, 2012, on behalf of the Department of Information Technology in an amount not to exceed eighty-two thousand, seven hundred dollars and no cents (\$82,700.00). All contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050102 (IT Administration) 5212001 (Consulting/Professional Services) 1535000 (Data Processing/Management Information System); and for other purposes. **(Finance/Executive Committee Substitute changes the amount and adds the Department of Watershed Management, 5/2/12)**

### **FAVORABLE ON SUBSTITUTE**

Chairperson Moore stated that we have a Substitute that changes the amount and adds the Department of Watershed Management. Councilmember Adrean offered a motion to **Approve on Substitute, 6 Yeas**.

12-R-0573 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Sole Source Purchase SS-5819-PL with JSI Telecom, for Telecom Equipment, Supplies, and Services on behalf of the Department of Police, in an amount not to exceed

one-hundred ninety-six thousand, five-hundred thirty dollars (\$196,530); all costs shall be charged to and paid from a High Intensity Drug Trafficking Area (“HIDTA”) Grant from the Office of National Drug Control Policy (“ONDCP”), with up to one hundred forty-nine thousand, eight hundred forty dollars (\$149,840) coming from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police; 5316019 (Expense Account: Other Equip/Computers \$5,000+; 1320000 (Function Activity Number: Chief Executive); 211082 (General Ledger Project: HIDTA 2011-2012); 31991 (General Ledger Funding Source: HIDTA 2011-2012); and up to fourteen thousand, two hundred dollars (\$14,200) coming from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police; 5212001 (Expense Account: Consulting/Professional Services); 1320000 (Function Activity Number: Chief Executive); 211082 (General Ledger Project: HIDTA 2011-2012); 31991 (General Ledger Funding Source: HIDTA 2011-2012); and up to thirty-two thousand four hundred ninety dollars (\$32,490) coming from 2501 (Intergovernmental Grant Fund); 240101 (General Ledger Department: APD Chief of Police; 5311001 (Expense Account: Supplies, Consumable); 1320000 (Function Activity Number: Chief Executive); 211082 (General Ledger Project: HIDTA 2011-2012); 31991 (General Ledger Funding Source: HIDTA 2011-2012); and for other purposes.

**FAVORABLE**

Councilmember Shook offered a motion to **Approve, 5 Yeas.**

- 12-R-0574 (3) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement COA-5902-PL pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, utilizing the General Services Administration Contract Number GS-35F-0511T with International Systems Marketing Incorporated for McAfee Total Protection for Endpoint Software Licenses and one (1) year of Gold Software Support on behalf of the Department of Information Technology in an amount not to exceed forty-seven thousand, two hundred forty-five dollars and no cents (\$47,245.00); all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050201 (IT Security) 5316015 (Software (\$5,000+) 1535000 (Data Processing/Management Information System); and for other purposes.

**FAVORABLE**

Councilmember Adrean offered a motion to **Approve, 4 Yeas.**

- 12-R-0575 (4) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement COA-5905-PL pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing the State of California’s Fast Open Contracts Utilization Services Contract Number 2009177 for the purchase of AT&T Managed Services for one (1) year beginning June 1, 2012, from AT&T Communication Systems Southeast for the City’s Cisco Hardware in an amount not to exceed one hundred three thousand, three hundred thirty-six dollars and seventy-six cents (\$103,336.76) and for the purchase of Cisco Intrusion Protection Services for one (1) year beginning June 1, 2012, from AT&T in an amount not to exceed

twenty-six thousand, five hundred ninety-seven dollars and sixty-five cents (\$26,597.65) for a combined total of one hundred twenty-nine thousand, nine hundred thirty-four dollars and forty-one cents (\$129,934.41) on behalf of the Department of Information Technology; all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050211 (DIT Network Management) 5213001 (Consulting/Professional Services-Technical) 1535000 (Data Processing/Management Information System); and for other purposes.

**FILE**

Chairperson Moore offered a motion to **File, 4 Yeas.**

12-R-0576 (5) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a refund to Georgian Terrace Hotel for an overpayment of Business License Fees in the amount of twelve thousand eight hundred twelve dollars and ten cents (\$12,812.10); all Funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue & Collections) 5730012 (Account Refunds) 1515000 (Function Activity-Treasurer); and for other purposes.

**FAVORABLE**

Councilmember Adrean offered a motion to **Approve, 6 Yeas.**

12-R-0577 (6) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to issue a Refund to Jerry Pair Leather, Inc. for an overpayment of Business License Fees in the amount of ten thousand three hundred seventy one dollars and fifty six cents (\$10,371.56); all Funds to be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 100501 (DOF Revenue & Collections) 5730012 (Account Refunds) 1515000 (Function Activity-Treasurer); and for other purposes.

**FAVORABLE**

Councilmember Adrean offered a motion to **Approve, 6 Yeas.**

12-R-0578 (7) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee, on behalf of the City of Atlanta, to enter into a Cooperative Purchase Agreement with BSN Sports, Inc. utilizing U.S. Communities Government Purchasing Alliance Contract Number 10-JLH-001, for COA-5814-PL, pursuant to Section 2-1601 of the Procurement and Real Estate Code of the City of Atlanta, for the purpose of purchasing athletic and field equipment, in an amount not to exceed one hundred thousand dollars (\$100,000.00) per year, for a term of two years with a one year renewal option; with all contracted work being charged to and paid from: 1001 (General Fund) 140201 (PRC-Park Maintenance) 5311001 (Supplies, Consumable) 6210000 (Parks Administration); and for other purposes. **(Finance/Executive Committee Conditional passage of getting a Substitute, 5/2/12)**

**FAVORABLE ON CONDITION**

**Mr. George Dusenbury:** Commissioner of the Department of Parks, Recreation and Cultural Affairs stated that we were to get a Substitute for 2013. Chairperson Moore offered a motion to **Approve on Condition of getting a Substitute, 6 Yeas.**

12-R-0579 (8) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to refund customers for overpayments to water and sewer accounts in the amount of four hundred fifty-seven thousand, nine hundred forty-eight dollars and thirty-six cents (\$457,948.36); all funds to be charged to and paid from Fund Department Organization and Account Number 5051 (Water & Wastewater Revenue Fund) 000001 (Balance Sheet Default) 1226009 (Refunds Payable); and for other purposes.

**HELD**

Chairperson Adrean asked when this paper is addressed she would like for someone to come and talk to us why this happened and why it should not happen again.

12-R-0580 (9) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with CDW Government, LLC, via a Cooperative Purchase COA-5853-PL, utilizing General Services Administration Contract No. GS-35-F-0195J for the purchase of (10) lenovothinkpad T20 laptop computers, and thirty-two (32) Panasonic TB31 toughbook computers on behalf of the Department of Watershed Management in an amount not to exceed one hundred fifty one thousand, five hundred seventy three dollars and ten cents (\$151,573.10); all contracted work will be charged to and paid from the listed Fund Department Organization and Account Numbers in the following amounts; 5052 (Water & Wastewater Renewal & Extension Fund) 170414 (DWM-Automatic Meter Replacement) 5316005 (Computers - \$1,000-\$4,999) 4420000 (Supply); \$7,136.00: 5052 (Water & Wastewater Renewal & Extension Fund) 170414 (DWM Automatic Meter Replacement) 5316006 (Computers \$0 - 999) 4120000 (Supply); \$17,136.40: 5052 (Water & Wastewater Renewal & Extension Fund) 170403 (DWM Drinking Water Operation) 5316005 (Computers - \$1,000 - \$4,999) 4420000 (Supply): \$5,700.70; 5052 (Water & Wastewater Renewal & Extension Fund) 170403 (Drinking Water Operation) 5316006 (Computers - \$0 - \$999) 4420000 (Supply); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 5 Yeas.**

12-R-0604 (10) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to §2-1601 et seq. of the City of Atlanta Code of Ordinances, with CDW Government, LLC, utilizing COA-5871-PL, General Services Administration Contract Numbers GS-35F-0131R for the VMware Software Support and GS-35F-0195J for the VMware Hardware Support, in an amount not to exceed \$155,000.00 for three years; to be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180107 (Aviation Information Services Division) 5222002 (Repair & Maintenance-Equipment, 7563000 (Airport); and for other purposes.

**FAVORABLE**

Councilmember Martin offered a motion to **Approve, 6 Yeas.**

**PAPERS HELD IN COMMITTEE**

10-O-0774 (1) An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

**HELD**

10-O-1733 (2) An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes. **(Held, 9/29/10)**

**HELD**

10-O-1739 (3) An Ordinance by Councilmember Natalyn Mosby Archibong to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469 et seq. adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq. as amended, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes. **(2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption, 9/29/10); (3<sup>rd</sup> Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

**HELD**

11-R-0647 (4) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1602 of the City of Atlanta Code of Ordinances, utilizing the Georgia Services Administration Contract #GS-00P-05-BSD-0362 with the Atlanta Gas Light Company for Natural Gas and Energy Management Services on behalf of the Division of Sustainability in an amount not to exceed seven million, nine hundred thousand dollars and zero cents (\$7,900,000.00); all contracted work shall be charged to and paid from Fund 1001 (General Fund), Department 040302 (Exe. Facilities Maintenance), Account 5312201 (UTIL, Natural Gas), Func. Act. 1565000 (Gen. Gov – Bldgs/Plants); and for other purposes. **(Held, 4/27/11)**

**FILE**

Chairperson Moore offered a motion to **File, 6 Yeas.**

11-R-0771 (5) A Resolution by Councilmembers H. Lamar Willis, Keisha Lance Bottoms and Aaron Watson proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon

the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 5/11/11)**

**HELD**

- 11-O-0790 (6) An Ordinance by Councilmembers Felicia A. Moore and C.T. Martin to transfer sixteen thousand dollars (\$16,000.00) from the District 9 Councilmember Non-Departmental Expense Account and twelve thousand dollars (\$12,000.00) from the District 10 Councilmember Non-Departmental Expense Account to the Department of Planning and Community Development to be used to fund the nomination and designation activities per the City of Atlanta's Historic Preservation Ordinance for the Collier Heights Neighborhood's consideration as a locally designated Historic District; and for other purposes. **(Held, 6/1/11)**

**HELD**

- 11-R-0989 (7) A Resolution by Councilmembers Aaron Watson, Carla Smith, Clea Winslow, Ivory Lee Young, Jr., Keisha Lance-Bottoms and H. Lamar Willis requesting that the Departments of Law and Finance launch a study of the operational impact of a modification of the number of Judges in the Municipal Court of Atlanta; such operational impact study to be presented to the City Council by no later than August 31, 2011; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-O-0990 (8) An Ordinance by Councilmember Ivory Lee Young, Jr. amending the Atlanta Code of Ordinances, Section 114-126 (a) by replacing language stating that employees "May" receive an Annual Performance-Based Salary Increase, with language stating that employees "Shall" receive an Annual Performance-Based Salary Increase; and for other purposes. **(Held, 6/29/11)**

**HELD**

- 11-R-1104 (9) A **Substitute** Resolution by Finance/Executive Committee authorizing the Mayor to award and execute an Agreement with Thanks Again, LLC, pursuant to Code Section 2-1191; Sole Source Procurement, for the purpose of providing a Credit Card Based Customer Rewards Program for Hartsfield-Jackson Atlanta International Airport, in an amount not to exceed \$135,000.00 for one year; all contracted work shall be charged to and paid from FDOA 5501 (Airport Revenue Fund) 180402 (Concessions) 523001 (Advertising) 7563000 (Airport) (\$45,000); and Marketing Fund 5501-000001-1233011-00000000 (\$90,000); and for other purposes. **(Favorable on Substitute, 7/27/11); (Referred back by Full Council, 8/15/11); (Held, 8/31/11)**

**HELD**

- 11-R-1105 (10) A Resolution by Finance/Executive Committee authorizing the Department of the Executive Offices, Division of sustainability ("Division") and the Department of Watershed Management ("DWM") to enter into a Memorandum of Understanding under which the Division shall provide funding to DWM in an amount not to exceed one million seven hundred thousand dollars (\$1,700,000.00) for the acquisition and installation of Energy Efficient Lighting Projects at Hemphill, Chattahoochee, and RM

Clayton Water Treatment Plants: the funding to DWM shall be charged to and paid from Fund 2501 (Intergovernmental Fund) 040301 (Exe COO) 5413002 (Building Improvements) 1320000 (Chief Executive) 04210643 (EECI) 250131886 (EECB); the repayment to the Division shall be deposited into Miscellaneous Receipts (3800002) in a Trust Fund (7701) Project (600388), named Sustainability Projects; and for other purposes. **(Held, 7/27/11)**

**FILE**

Chairperson Moore stated that we have a Substitute.

**Mr. Bill Hawkins:** Office of Sustainability stated that this is the repayment for projects completed on Watershed facilities. Sustainability will be paying through a Block Grant of \$1.2 million dollars and Watershed will be paid back over 5 years from the energy savings.

**Mr. Angelo Vinny:** Deputy Commissioner stated that we are comfortable and satisfied with the amount of the savings to pay back. This is work we would have to do anyhow. Mr. Hawkins added that if it does not work the federal government would absorb the debt. Councilmember Shook asked if this paper could be switched from a Resolution to an Ordinance. He then offered a motion to accept as a **First Read, 6 Yeas**. Councilmember Adrean offered a motion to **File, 6 Yeas**.

11-O-1358 (11) An Ordinance by Councilmember Kwanza Hall imposing a Limited and Temporary Moratorium upon the issuance of Business Licenses to New Pain Management Clinics within the City of Atlanta; and for other purposes. **(Held, 9/14/11)**

**HELD**

11-O-1473 (12) A **Substitute** Ordinance by Finance/Executive Committee to amend the Atlanta code of Ordinances by: adding a Subsection (10) to Section 2-190(b) to create a City of Atlanta Office of Film, Television, Music and Digital Media Development in the Office of the Mayor; and adding a new Section 2-200 that sets forth the functions and duties of the City of Atlanta Office of Film, Television, Music and Digital Media Development; and modifying Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV entitled "Entertainment Filming Ordinance"; and establishing a process for use of City property, use of City intellectual property, film permitting, and the collection of fees from such use and permits, the allocation of a Fund or management by the City of Atlanta Office of Film, Television, Music and Digital Media Development, and the establishment of a Board of Advisors to advise the Mayor on the City of Atlanta Office of Film, Television, Music and Digital Media Development, on activities of the entertainment industry; and for other purposes. **(Held, 11/2/11)**

**HELD**

11-R-1677 (13) A Resolution by Councilmember Joyce M. Sheperd and Michael J. Bond to create a Task Force to convene on the establishment of a Commission to oversee the Film, Television, Music and Digital Entertainment Industry in the City of Atlanta; to Study the issues surrounding Film and TV Production and the use of public property within the City of Atlanta and to report it's findings and recommendations to the Mayor and Members of the Atlanta City

Council within 120 days; and for other purposes. **(Held, 11/16/11)**

**HELD**

- 11-O-1763 (14) An Ordinance by Councilmembers Michael Julian Bond, Ivory Lee Young, Jr. and C.T. Martin to authorize the Chief Financial Officer to create a Trust Fund Account for Tax Revenue collected from Sunday Retail Beer, Wine and Liquor Sales amending the 2012 (General Fund) Budget by adding to anticipations and appropriations sales tax proceeds in the amount of \$250,000.00; to use said tax revenue for Atlanta Police Department DUI Enforcement and for Enforcement of City of Atlanta Liquor Licenses; and for other purposes. **(Held, 11/30/11)**

**HELD**

- 11-O-1772 (15) An Ordinance and Charter Amendment by Councilmember Yolanda Adrean **as Substituted (2) by Finance/Executive Committee** to amend the **Charter** of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article II (Legislative), Chapter 6 (City Internal Auditor), to amend Section 2-604(c) so as to define the roles and responsibilities of the Audit Committee in the Selection Process of the City's External Auditor; and for other purposes. **(1<sup>st</sup> Reading 11/21/11; 2<sup>nd</sup> Reading / 1<sup>st</sup> Adoption 2/6/12); (Favorable on 3<sup>rd</sup> Read, Final Adoption, 2/15/12); (Referred back by Full Council, 2/20/12); (Held, 2/29/12)**

**HELD**

- 11-O-1776 (16) An Ordinance by Councilmember Felicia A. Moore to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1161, to add new language; and for other purposes. **(Held on Substitute, 11/30/11)**

**HELD**

- 11-R-1841 (17) A Resolution by Councilmembers Felicia A. Moore, Natalyn Archibong, H. Lamar Willis, Aaron Watson, Michael Julian Bond, Ivory Lee Young, Jr., Yolanda Adrean and Kwanza Hall expressing the Atlanta City Council desire to intent to act upon Section 2-396 of the City of Atlanta Code of Ordinances so as to employ directly or to contract the Services of Outside Legal Counsel to assist City Council in providing legislative oversight to the operations of the City; and for other purposes. **(Held, 12/14/11)**

**HELD**

- 12-O-0284 (18) An Ordinance by Councilmember Cleta Winslow to transfer \$80,232.00 (eighty thousand two hundred thirty two dollars) from the Fire Impact Fee Fund Account to a specific Project Center Designated Account in the Department of Fire and Rescue for the purpose of providing needed funding for the assessment, reassessment and renovation of Fire Station #7; to waive conflicting Ordinances; and for other purposes. **(Held, 2/29/12)**

**HELD**

12-R-0286 (19) A Resolution by Finance/Executive Committee for the City Council of the City of Atlanta, Georgia adopting the 2012 update to the City of Atlanta, Georgia adopting the 2012 update to the City of Atlanta Five Year Financial Stabilization Plan; and for other purposes. **(Favorable, 2/29/12; Referred back by Full Council, 3/5/12); (Held, 3/14/12)**

**HELD**

12-O-0454 (20) An Ordinance by Councilmember Alex Wan to provide for the annexation of property located at 1206 McLynn Avenue to the corporate limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes. **(Held, 3/28/12)**

**HELD**

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 4:27 p.m.

Respectfully submitted,

Jim Beard, CFO  
Secretary

Charlene Parker  
Recording Secretary

***“The Department of Finance... because customer service is important to us.”***