

**RESCHEDULED  
FINANCE/EXECUTIVE COMMITTEE  
BRIEFING NOTES  
JUNE 27, 2012  
Council Conference Room  
9:30AM**

**The Following Committee Members were Present**

**The Honorable Felicia A. Moore, Chair  
The Honorable Yolanda Adrean, Vice Chair**

**OTHERS IN ATTENDANCE WERE:**

**Jim Beard, Michael Dogan, Richard Mendoza, Jo Ann Macrina**

**AMENDMENTS TO THE AGENDA**

**None brought forward at the time of the briefing**

**AMENDMENTS TO THE MINUTES FOR JUNE 13, 2012 MEETING**

**None brought forward at the time of the briefing**

**C. ORDINANCES FOR FIRST READING**

12-O-0878 ( 1)      An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2013 Budget by adding to Anticipations and Appropriations funds in the amount of \$1,132,000.00, for funding of the Atlanta Streetcar Transit Enhancements Project through a Livable Centers Initiative Grant; and for other purposes.

**NO DISCUSSION**

12-O-0879 ( 2)      An Ordinance by Finance/Executive Committee authorizing the Mayor to enter into Lease Agreements for the rentals of office space at the John C. Birdine, Dunbar and Georgia hill Neighborhood Centers with various public and private agencies that provide valuable services to the surrounding communities at an annual rate of \$10.00 per square foot for a period of up to three (3) years with tenants to be determined in the sole discretion of the Office of Enterprise Assets Management; to waive provisions of Section 2-1547 of the City of Atlanta code of Ordinances that require solicitation for lease of City-owned property through a request for lease proposals process and annual revision of rental fees; to have fifty percent (50%) of all rental revenue deposited into the FDOA Numbers listed and fifty percent (50%) of all rental revenue deposited into the established Trust Fund Account for each neighborhood center; and for other purposes.

**NO DISCUSSION**

**D. ORDINANCES FOR SECOND READING**

- 12-O-0819 ( 1) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2013 Budget by adding to Anticipations and Appropriations in the amount of \$4,857,500.00, to be used for the acquisition of equipment for the Atlanta Fire Rescue Department pursuant to the 2008 Master Lease Option Agreement between the City of Atlanta and the Georgia Municipal Association, Inc.; and for other purposes.

**NO DISCUSSION**

- 12-O-0820 ( 2) An Ordinance by Finance/Executive Committee to repeal Ordinance Number 12-O-0242 Adopted by the Atlanta City Council on March 19, 2012 and Approved as per City Charter section 2-403 on March 28, 2012, pertaining to transferring funds from a Trust Account to the General Fund for the purpose of Upgrading Computer Systems and Payment of Software Licensing Fees for the Office of Buildings; and for other purposes.

*The legislation being repealed was in the wrong funding stream*

- 12-O-0833 ( 3) An Ordinance by Finance/Executive Committee to reprogram the remaining balance of \$475,510.00 in the FDOA Numbers listed, established for the purpose of holding pre-payments for low voltage permits to the Office of Buildings Technology Trust, to the FDOA Numbers listed; and for other purposes.

*The old franchise fee funds were listed incorrectly*

*Ms. Adrean wants to know where the funds are coming from*

*Ms. Moore asked Mr. Dogan to explain the use of the funds: his response was, this is for upgrades in planning to centralize their system and to help with the 311 system implementation*

**E. RESOLUTIONS**

- 12-R-0875 ( 1) A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City, to enter into an appropriate Contractual Agreement with Lichty Commercial Construction, Inc. for FC-5525, Ben Hill Recreation Center Renovations & Addition, on behalf of the Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$996,450.00; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes.

*Lower bids were none responsive.*

*This company did prior work at Coan Recreation Center*

- 12-R-0876 ( 2) A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta to execute, Amendment Number 1 with Norred & Associates, Inc., for FC-5274, Citywide Armed and Unarmed Security Guard Services on behalf of the Executive Offices-Office of Enterprise Assets Management to add sites and funding for the

Department of Parks, Recreation and Cultural Affairs in an amount not to exceed \$233,964.00; all contracted work to be charged to and paid from the FDOA Numbers listed; and for other purposes.

*This amendment is for after hours time period for the overall contract*

- 12-R-0877 ( 3) A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta to enter into Amendment Number 6 for FC-4714, Citywide HVAC Services with Honeywell, Inc. on behalf of the Executive Offices-Office of Enterprise Assets Management to add additional funding for HVAC Services at 72 Marietta Street for a Chiller Replacement, in an amount not to exceed \$435,870.00; to be charged to and paid from the FDOA Numbers listed; and for other purposes.

**FILE**

*The current chiller died and emergency funds were used by OEAM to repair/replace*

*Ms. Adrean asked what account are the funds coming from and were funds budgeted for 72 Marietta*

- 12-R-0897 ( 4) A Resolution by Councilmember C. T. Martin authorizing the re-employment of City retiree Ms. Gloria Peters in the Department of Planning and Community Development, Office of Buildings, as a Zoning Plan Review Specialist pursuant to Section 3-505 (c) of the Charter of the City of Atlanta, Georgia; and for other purposes.

*This retiree will be helping with the reorganization and customer service upgrades and training of new employees to replace them.*

*Ms. Moore asked for a detailed list of their job duties and for an explanation of the plan in place to help the new employees transition into these positions.*

- 12-R-0898 ( 5) A Resolution by Councilmember C. T. Martin authorizing the re-employment of City retiree Ms. Ann S. Heard in the Department of Planning and Community Development, Office of Buildings, as an Office of Buildings Assistant Director pursuant to Section 3-505 (c) of the Charter of the City of Atlanta, Georgia; and for other purposes.

*This retiree will be helping with the reorganization and customer service upgrades and training of new employees to replace them.*

*Ms. Moore asked for a detailed list of their job duties and for an explanation of the plan in place to help the new employees transition into these positions.*

**F.**

**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

employment of the City; and for other purposes. **(Held 4/28/10 for further review and additional information)**

- 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)**
- 10-O-1739 ( 3) An Ordinance and Charter Amendment by Councilmember Natalyn Mosby Archibong **as substituted and amended 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 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) so as to provide that any commissioner remaining from a previous administration will be deemed acting until he/she is re-nominated and re-confirmed; to repeal conflicting Ordinances and Charter Amendments; and for other purposes. **(Charter Amendment/3<sup>rd</sup> Reading/Final Adoption) (Substituted as amended and held 10/13/10 for additional information.)**
- 11-R-0771 ( 4) 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 for additional information.)**
- 11-O-0790 ( 5) An Ordinance by Councilmembers Felicia A. Moore and C. T. Martin to transfer \$16,000.00 from the District 9 Councilmember Non-Departmental Expense Account and \$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 for consideration with 2012 Budget.)**
- 11-R-0989 ( 6) A Resolution by Councilmembers Aaron Watson, Carla Smith, Cleta Winslow, Ivory Lee Young, Jr., Keisha Lance Bottoms and H. Lamar Willis **as amended by Finance/Executive Committee** requesting that the City of Atlanta Audit Committee procure a Performance Audit of the Municipal Court, its Operations, and number of Judges needed to effectively dispense justice; such audit to be presented to the City Council by no later than October 1, 2011; and for other purposes. **(Amended and held 6/29/11 for further discussion.)**
- 11-O-0990 ( 7) 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 for substitute language and possible study.)**

- 11-R-1104 ( 8)      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 (1) year; all contracted work shall be charged to and paid from the FDOA Numbers listed; and for other purposes. **(Referred back by Full Council 8/15/11) (Held 8/31/11 at the request of the Department of Aviation for further review.)**

**MOVE**

*This was held to see if anyone else could do the work. It was determined that there were no other companies.*

*This is a rewards based program for customers at the airport to receive frequent flyer miles for making purchases at the airport.*

- 11-O-1358 ( 9)      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 for further review.)**

- 11-O-1473 (10)      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, filming permitting, and the collection of fees from such use and permits, 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 for further review)**

- 11-R-1677 (11)      A Resolution by Councilmembers 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 its findings and recommendations to the Mayor and members of the Atlanta City Council within 120 days; and for other purposes. **(Held 11/16/11 at the request of the author for additional consideration.)**

- 11-O-1763 (12)      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 for further discussion.)**

- 11-O-1772 (13) 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; 3<sup>rd</sup> Reading/2<sup>nd</sup> Adoption 2/20/12.) (Held 2/29/12 at the request of the author for 1 cycle for further review.)**
- 11-O-1776 (14) An Ordinance by Councilmember Felicia A. Moore **as substituted by Finance/Executive Committee** to amend Article X, Division 3, Sec. 2-1161, to add new provisions; and for other purposes. **(Substituted and held 11/30/11 for further review and discussion)**
- 11-R-1841 (15) A Resolution by Councilmembers Felicia A. Moore, H. Lamar Willis, Natalyn M. Archibong, Aaron Watson, Michael J. Bond, Ivory Lee Young, Jr., Yolanda Adrean and Kwanza Hall expressing the Atlanta City Council desire and 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 for further discussion.)**
- 12-O-0284 (16) An Ordinance by Councilmember Cleta Winslow to transfer \$80,232.00 from the Fire Impact Fee Fund Account to a Specific Project Center Designated Account in the Department of Fire and Rescue for the purposes 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 at the request of the Department of Fire and Rescue for further review)**
- 12-O-0397 (17) 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 5/2/12 at the request of the Department for further review.)**
- 12-O-0400 (18) 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 5/2/12 at the request of the Department for further review.)**

12-O-0402 (19) 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 5/2/12 at the request of the Department for further review.)**

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 limit 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 for review by the Zoning Review Board.)**

**MOVE**

*This legislation was held to follow legislation in CD/HR that will be moving forward in CD/HR committee on 6/28/12.*

12-O-0569 (21) 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. **(Held 5/16/12 at the request of the Department for further discussion.)**

12-O-0570 (22) 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. **(Held 5/16/12 at the request of the Department for further discussion.)**

**FILE**

*The Department of public Works plan to handle this in the next budget.*

12-R-0579 (23) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to refund customers for overpayments Water and Sewer Accounts in the amount of \$457,948.36; all funds to be charged to and paid from the FDOA Numbers listed; and for other purposes. **(Held 5/2/12 for additional information.)**

*Ms. Adrean asked if this legislation was discussed in City Utilities Committee. Mr. Utz replied 'no'*

12-C-0786 (24) A Communication by Leslie Ward, City Auditor, submitting the Performance Audit Report regarding Tax Allocation Districts. **(Held**

**6/13/12 for a Joint Work Session with Community Development/Human Resources Committee 7/9/12 at 3:00pm.)**

12-R-0821 (25) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with CDW Government, LLC, via Cooperative Purchase Agreement Number COA-5950-PL, utilizing General Services Administration Contract No. GS-35F-0119Y, on behalf of the Department of Watershed Management, for the purchase of Adobe Connect Hosted in an amount not to exceed \$97,561.00; all contracted work will be charged to and paid from the FDOA Numbers listed; and for other purposes. **(Held 6/13/12 for further discussion.)**

12-R-0822 (26) A **Substitute** Resolution by Finance/Executive Committee authorizing the reemployment of Pati McMahan as a Watershed Management Director Senior for the City of Atlanta Department of Watershed Management, pursuant to Section 3-505(c) of the Charter of the City of Atlanta; and for other purposes. **(Substituted and held 6/13/12 for further discussion.)**

**OTHER REQUESTS**

**Ms. Adrean asked for actual from last year.**

**5 YEAR PLAN**

**Ms. Moore asked that a the 5 Year Plan be placed on the agenda for the next F/E Committee meeting and be prepared for a resolution or an amendment to the code.**

**Carol King suggested that perimeters be put in place for the departments to follow.**

**Jim Beard offered to forward examples of 5 year plans for review, to Reggie Grant, to review and make recommendation for additions to the existing list.**

**Ms. Adrean suggested that each Department submit goals and objectives and visions.**

**Ms. Moore added that a realistic list of projects/plans be included and a wish list if the realistic list falls in place and a list if a lot of money is left over.**

**TIA**

**Ms. Moore asked Hans Utz to asked mayor reed to respond to the mayor of sandy Springs about being on board with the TIA**

**Ms. Moore wants to know who is on the team in the CFO's office, what are the steps being taken to move forward and what cities are on board.**

**ANNOUNCEMENTS AND COMMENTS**

**The Budget virtual public hearing worked very well and that the word needs to be spread out to more of the public.**

**Budget Public Hearings went well**

**The budget special called meeting to discuss amendments was a great idea and successful**

**The Council meeting adopting the final budget went well and Jim Beard gave a shout out to Commissioner Yancy for working with him on the budget and the personnel paper.**

**Ms. Adrean announced that ELMS was back on track and that information would be forthcoming.**

**Ms. Moore announced that the citizens service survey was done and responses had been received.**