

12-12-1362
(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 2
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 FOR OTHER
PURPOSES.

ADOPTED BY
OCT 15 2012
COUNCIL

Committee _____
Date _____
Chair _____
Referred To _____

First Reading

Committee _____

Date _____

Chair _____

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

Members

Refer To _____

Refer To _____

Committee _____

Date _____

Chair _____

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

Members

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

Members

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

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

CERTIFIED

CERTIFIED
OCT 15 2012
COUNCIL PRESIDENT PROTTEM

CERTIFIED
OCT 15 2012
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

OCT 9 4 2012

WITHOUT SIGNATURE
BY OPERATION OF LAW

**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

12- 12-1362

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO RENEWAL AGREEMENT NUMBER 2 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 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, the Department of Public Works entered into Renewal Agreement Number 1 with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs & Gutters for time only and to add "Brick" as an additional line item via Resolution 11-R-1739 adopted by City Council on December 5, 2011 and approved by the Mayor on December 12, 2011 giving a new expiration date of January 16, 2013; and;

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

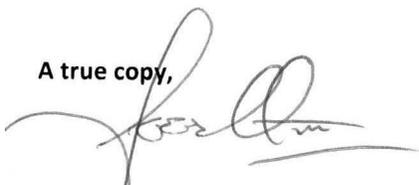
WHEREAS, the Department of Public Works desires to enter into Renewal Agreement Number 2 with Kemi Construction, Inc., for FC-4943B, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for time only; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend this Renewal Agreement Number 2 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 2, 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.

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.

AND FINALLY BE IT 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 Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

October 15, 2012
October 24, 2012

RCS# 2350
10/15/12
2:17 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I
10/15/2012
ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 2

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

CONSENT I

		10-15-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-1267	35. 12-R-1348	49. 12-R-1383
2. 12-O-1400	36. 12-R-1349	50. 12-R-1384
3. 12-O-1281	37. 12-R-1351	51. 12-R-1385
4. 12-O-1276	38. 12-R-1372	52. 12-R-1386
5. 12-O-1277	39. 12-R-1373	53. 12-R-1387
6. 12-O-1399	40. 12-R-1374	54. 12-R-1388
7. 12-R-0965	41. 12-R-1375	55. 12-R-1389
8. 12-R-1357	42. 12-R-1376	56. 12-R-1390
9. 12-R-1358	43. 12-R-1377	
10. 12-R-1359	44. 12-R-1378	
11. 12-R-1360	45. 12-R-1379	
12. 11-R-1361	46. 12-R-1380	
13. 12-R-1362	47. 12-R-1381	
14. 12-R-1363	48. 12-R-1382	
15. 12-R-1364		
16. 12-R-1365		
17. 12-R-1366		
18. 12-R-1367		
19. 12-R-1368		
20. 12-R-1254		
21. 12-R-1403		
22. 12-R-1338		
23. 12-R-1371		
24. 12-R-1406		
25. 12-R-1330		
26. 12-R-1332		
27. 12-R-1333		
28. 12-R-1334		
29. 12-R-1340		
30. 12-R-1341		
31. 12-R-1342		
32. 12-R-1343		
33. 12-R-1344		
34. 12-R-1345		