

#13

12-0-1607

(Do Not Write Above This Line)

AN ORDINANCE BY: COUNCILMEMBER HOWARD SHOOK

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 (WATER AND WASTE WATER REVENUE FUND) BUDGET BY TRANSFERRING APPROPRIATIONS IN THE AMOUNT OF \$895,535.00 TO THE FY 2013 OFFICE OF ENTERPRISE ASSETS MANAGEMENT BUDGET FOR THE PURPOSE OF RECONCILING CERTAIN RENTAL AND OPERATING EXPENSES INCURRED BY THE DEPARTMENT OF WATERSHED MANAGEMENT IN CONNECTION WITH ITS OCCUPANCY AND USE OF 72 MARIETTA STREET, ATLANTA, GEORGIA FOR THE PERIOD OF JULY 1, 2011 THROUGH JUNE 30, 2012; AND FOR OTHER PURPOSES.

ADOPTED BY

NOV 19 2012

COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred: 11/5/12
 Referred To: Finance/Exec
 Date Referred:
 Referred To:
 Date Referred:
 Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee
 Date
 Chair
 Action
 Fav, Adv, Hold (see rev. side)
 Other
 Members

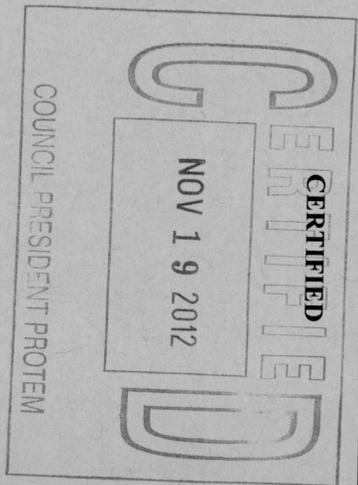
Eric Lee
 11-14-12
Delicia D. Brown
 on substitute
 Members
Hyrd Shook
Operman
 Refer To

Committee

Committee _____
 Date _____
 Chair _____
 Action
 Fav, Adv, Hold (see rev. side)
 Other
 Members

Refer To

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



CERTIFIED
 NOV 19 2012
Frankie Douglas Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

NOV 28 2012
 WITHOUT SIGNATURE
 BY OPERATION OF LAW

**A SUBSTITUTE ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

12-O-1607

A SUBSTITUTE ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2013 BUDGET BY TRANSFERRING APPROPRIATIONS IN THE AMOUNT OF \$895,535.00 FROM THE WATERSHED FUND TO THE GENERAL FUND FOR THE PURPOSE OF RECONCILING CERTAIN RENTAL AND OPERATING EXPENSES INCURRED BY THE DEPARTMENT OF WATERSHED MANAGEMENT IN CONNECTION WITH ITS OCCUPANCY AND USE OF 72 MARIETTA STREET, ATLANTA, GEORGIA (“PREMISES”) FOR THE PERIOD OF JULY 1, 2011 THROUGH JUNE 30, 2012, ACCORDING TO THE FUNDS AND ACCOUNTS LISTED, BELOW; TO AMEND THE FY 2013 WATER AND WASTEWATER FUND (5051) BUDGET IN THE AMOUNT OF ONE MILLION, SIX HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$1,650,000.00) FOR THE PURPOSE OF MAKING FUNDS AVAILABLE FOR PAYMENT IN CONNECTION WITH THE DEPARTMENT OF WATERSHED’S USE AND OCCUPANCY OF THE PREMISES DURING FY 2012 AND FY 2013; AND FOR OTHER PURPOSES

WHEREAS, in 2010 the City of Atlanta (the “City”) acquired fee simple title to those certain buildings with an address of 72 Marietta Street, Atlanta, Georgia 30303 (the “Property”) and that certain real property on which it is located through a donation from Cox Enterprises, Inc. and operates the Property as an asset of the City’s General Fund by and through the Office of Enterprise Assets Management (“OEAM”); and

WHEREAS, the acquisition of Property provided the City with additional office space, warehouse storage and parking in downtown Atlanta and in close proximity to City Hall for its administrative operations; and

WHEREAS, the Department of Watershed Management (“DWM”) desires to utilize a portion of the Property for use as a central administrative and training facility, which facility will provide sufficient space to house DWM in one location; and

WHEREAS, DWM began occupancy and use of approximately 84,382 square feet of office space and 10,343 square feet of warehouse space located on the Property (the “Premises”) on July 1, 2011 with the understanding that a reconciliation for rent and operating expenses in connection with DWM’s occupancy and use of the Premises for the period beginning on July 1, 2011 and continuing until June 30, 2012 would be negotiated and settled between representatives of DWM and OEAM at a later time; and

WHEREAS, representatives of DWM and OEAM have recently met and established that DWM incurred rent and operating expenses in the amount equal and due to the General Fund is \$895,535.00 for the stated period; and



WHEREAS, the City of Atlanta, Department of Watershed Management, has identified funds for the purpose of paying for Watershed's use and occupancy of the Premises for the period constituting FY 2012 and FY 2013, which should be transferred from the 5051 Water and Wastewater Revenue Reserve for Appropriations to the General Fund, as further described below.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

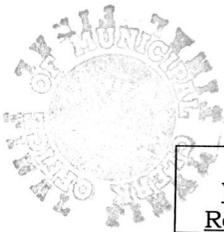
Section 1: The Chief Financial Officer is authorized to amend the FY 2013 Budget Water and Wastewater Revenue Fund (5051) Budget for the purpose of appropriating funds necessary to pay for the rental and operational expenses associated with DWM's use and occupancy of the Premises during the FY 2012 and FY 2013 period, as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$1,650,000.00			
PTAEO:				
FDOA:				
<u>Water & Wastewater Revenue Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5051	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$1,650,000.00			
PTAEO:				
FDOA:				



<u>Water & Wastewater Revenue Fund</u>	<u>EXE 72 Marietta Buildings</u>	<u>Operating Lease/Rental-Building</u>	<u>General Gov-Buildings & Plant-72 Marietta St</u>	
5051	040423	5223103	1565001	

Section 2:

The Chief Financial Officer is authorized to amend the FY 2013 (Water and Waste Water Revenue Fund) Budget and the FY 2013 General Fund Budget for the purpose of reconciling the payment of certain rents and operating expenses in connection with DWM's use and occupancy of the Premises from the period between July 1, 2011 and June 30, 2012, which amounts shall be transferred from and paid to the funds upon the approval of this Ordinance, as follows:

TRANSFER FROM APPROPRIATIONS

<u>Water & Wastewater Revenue Fund</u>	<u>EXE 72 Marietta Buildings</u>	<u>Operating Lease/Rental-Building</u>	<u>General Gov-Buildings & Plant-72 Marietta St</u>	<u>Amount</u>
5051	040423	5223103	1565001	\$895,535.00

TRANSFER TO APPROPRIATIONS

<u>Water & Wastewater Revenue Fund</u>	<u>EXE 72 Marietta Buildings</u>	<u>Oper Transf To Fund 1001</u>	<u>General Gov-Buildings & Plant-72 Marietta St</u>	<u>Amount</u>
5051	040423	6110001	1565001	\$895,535.00

ANTICIPATE TO APPROPRIATIONS

<u>General Fund</u>	<u>EXE/Capital Projects</u>	<u>Oper Transf Frm Fund 5051</u>	<u>Accounting</u>	<u>Amount</u>
1001	040416	3912014	1512000	\$895,535.00

TRANSFER TO APPROPRIATIONS

<u>General Fund</u>	<u>EXE/Capital Projects</u>	<u>Contingency FD/Unrestricted</u>	<u>Accounting</u>	<u>Amount</u>
1001	040416	5790001	1512000	\$895,535.00

Section 3:

That all ordinances and parts of ordinances in conflict with this Ordinance are hereby waived to the extent of the conflict.

A true copy,

Deputy Municipal Clerk

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

November 19, 2012
November 28, 2012

RCS# 2408
11/19/12
3:39 PM

Atlanta City Council

12-O-1607

CFO TO AMEND 2013 WASTEWATER REVENUE
RECONCILING EXPENSES FOR DWM;72 MARIETTA
ADOPT ON SUB

YEAS: 13
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

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