

12-8 -1746
 (Do Not Write Above This Line)

AN ORDINANCE
FINANCE EXECUTIVE COMMITTEE
 AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO BUDGET APPROPRIATIONS AN AMOUNT UP TO AND NOT TO EXCEED THREE HUNDRED AND FIFTY THOUSAND (\$350,000.00) DOLLARS AND NO CENTS FROM NONDEPARTMENTAL BUDGET FOR PUBLIC ACCESS OPERATIONS AND SUPPORT; TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN THE ATLANTA CODE OF ORDINANCES, ARTICLE X, PROCUREMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO EXECUTE AN AGREEMENT WITH PEOPLE TV, INC. FOR A PERIOD NOT TO EXCEED TWO (2) YEARS; AND FOR OTHER PURPOSES.

Substitute
AS Amended
ADOPTED BY

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred: 11/19/12
 Referred To: Finance/Exec
 Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred To: _____

First Reading
 Committee: _____
 Date: _____
 Chair: _____
 Referred To: _____

Fin. Executive
 Date: 11-28-12
 Chair: *Debra K. Harris*
 Action: _____
 Fav, Adv, Hold (see rev. side): _____
 Other: *Substitute be amended*
 Members: _____

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

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

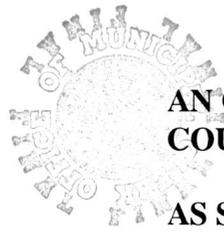
Refer To: _____
 Committee: _____
 Date: _____
 Chair: _____
 Action: _____
 Fav, Adv, Hold (see rev. side): _____
 Other: _____
 Members: _____

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

CERTIFIED
 DEC 03 2012
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 DEC 03 2012
Renee Dangelin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
 DEC 12 2012
 WITHOUT SIGNATURE
 BY OPERATION OF LAW



AN ORDINANCE BY **12-O-1746**
COUNCILMEMBERS H. LAMAR WILLIS AND NATALYN ARCHIBONG

AS SUBSTITUTED AND AMENDED
BY FINANCE EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO BUDGET APPROPRIATIONS AN AMOUNT UP TO AND NOT TO EXCEED THREE HUNDRED AND FIFTY THOUSAND (\$350,000.00) DOLLARS AND NO CENTS FROM NONDEPARTMENTAL BUDGET FOR PUBLIC ACCESS OPERATIONS AND SUPPORT; TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN THE ATLANTA CODE OF ORDINANCES, ARTICLE X, PROCUREMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO EXECUTE AN AGREEMENT WITH PEOPLE TV, INC. FOR A PERIOD NOT TO EXCEED TWO (2) YEARS; AND FOR OTHER PURPOSES.

WHEREAS, this counsel approved execution of an Agreement with People TV, Inc. to operate its public access channel on September 8, 2009 in Resolution 09-R-1232;

WHEREAS, the City entered into an Agreement with People TV, Inc. (PEG Agreement) dated January 1, 2010 with a term to end on December 31, 2012;

WHEREAS, on December 14, 2011, this counsel approved Ordinance 11-O-1511, appropriating \$180,000 to the operations of People TV, Inc.;

WHEREAS, the City has reviewed numerous options in order to continue to broadcast public access content in the City of Atlanta;

WHEREAS, the City has taken steps to improve the operations of People TV, Inc. including making new Board appointments for the organization;

WHEREAS, the City is committed to providing its constituents with a forum to broadcast public access content;

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

Section 1. That the FY 2013 Budget is hereby amended as follows:



TRANSFER FROM APPROPRIATIONS

Fund	1001	
Dept/Org	200306	
Account	5126001	
Function	1540000	
Project	0000000	
Funding Source	0000000	\$350,000.00

TRANSFER TO APPROPRIATIONS

Fund	1001	
Dept/Org	200209	
Account	5212001	
Function	4800000	
Project	0000000	
Funding Source	0000000	\$350,000.00

Section 2. That the Mayor is hereby authorized to enter into a Public Access Provider Agreement substantially in the same form attached hereto with People TV, Inc. for a term of no more than two (2) years in the amount up to and not to exceed Three Hundred And Fifty Thousand (\$350,000.00) Dollars And No Cents by two separate payments of \$175,000.00 each made on or about March 31, 2013 and on or about July 1, 2013.

Section 3. That People TV, Inc., shall agree to provide written quarterly financial and operations reports to the Chief Financial Officer or his designee, the Atlanta City Council and the Mayor, or his designee, stating the number of original content hours produced, operating expenditures and other information as reasonably determined by the Office of Communications.

Section 4. That Chapter 2, Article X, Division 4 of the City of Atlanta's Code of Ordinances is hereby waived to the extent that such applies to the authorization of the Public Access Service Provider Agreement.

Section 5. That the City Attorney is hereby directed to prepare appropriate contractual documents, to be approved by the City Attorney as to form; and that this Agreement shall not become binding on the City and the City shall incur no liability upon same until the agreement has been executed by the Mayor, filed by the Municipal Clerk and delivered to the contracting parties.

Section 6. That the Department of Procurement is instructed to develop and solicit a Request for Proposals for public access operations and support prior to June 31, 2014.

Section 7. That all ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

A true copy,
Rhonda Daughin Johnson
Municipal Clerk

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

DEC 03, 2012
DEC 12, 2012

RCS# 2458
12/03/12
3:22 PM

Atlanta City Council

12-O-1746

CFO TO APPROPRIATE BUDGET FOR PUBLIC
ACCESS OPERATIONS/PEOPLE TV FOR 2 YRS
ADOPT/SUB/AMEND

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

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

12-O-1746