



CITY UTILITIES COMMITTEE

REGULAR COMMITTEE MEETING

~Agenda~

Atlanta City Hall
55 Trinity Ave.
Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
The Honorable Howard Shook

Alfred Berry Jr.
(404) 330-6313
aberryjr@atlantaga.gov

Tuesday, November 26, 2013

9:30 AM

Committee Room 2

A. CALL TO ORDER

B. INTRODUCTION OF MEMBERS

C. ADOPTION OF AGENDA

D. APPROVAL OF MINUTES

E. COMMENTS FROM THE PUBLIC

F. ORDINANCES FOR SECOND READING

- 13-O-1389 (1) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTEEN MILLION DOLLARS AND ZERO CENTS (\$13,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.
- 13-O-1390 (2) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, FIVE HUNDRED FIFTY-FOUR THOUSAND, THREE HUNDRED THIRTY-SEVEN DOLLARS AND ZERO CENTS (\$2,554,337.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE TREATMENT FACILITIES VARIOUS PROJECTS; AND FOR OTHER PURPOSES.
- 13-O-1391 (3) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE R. M. CLAYTON COMPLIANCE UPGRADES-3 PROJECT; AND FOR OTHER PURPOSES.

ORDINANCES FOR SECOND READING (CONT'D)

- 13-O-1392 (4) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SOUTH RIVER WATER RECLAMATION CENTER VARIOUS PROJECTS - GROUP 1; AND FOR OTHER PURPOSES.
- 13-O-1394 (5) - AN ORDINANCE BY COUNCILMEMBER ALEX WAN AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT FOR NON-CONFORMING USES WITH KKS, INC., D/B/A "THE WARREN", A LESSEE OF REAL PROPERTY LOCATED AT 818 NORTH HIGHLAND AVENUE, FOR THE PURPOSE OF INSTALLING A BLADE SIGN AT THE THIRD FLOOR LEVEL OF THE BUILDING WHICH WILL EXTEND OVER THE PUBLIC RIGHT-OF-WAY; TO WAIVE THE REQUIREMENT THAT THE ADJACENT LANDOWNER ENTER INTO THE AGREEMENT; AND FOR OTHER PURPOSES.
- 13-O-1395 (6) - AN ORDINANCE BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO CSO VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

G. RESOLUTIONS

- 13-R-3785 (7) - A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR IMPROVEMENTS AT WATER QUALITY CONTROL FACILITIES AND COMBINED SEWER FACILITIES IN AN AMOUNT NOT TO EXCEED THREE MILLION DOLLARS AND NO CENTS (\$3,000,000.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTE\WATER R&E FUND) 170201 (DWM WASTEWATER TREATMENT & COLLECTION) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4310000 (SANITARY ADMINISTRATION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111697 (CSO VARIOUS PROJECTS) 101 (DWM RNE 9999) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA (CITY OF ATLANTA); AND FOR OTHER PURPOSES.
- 13-R-3786 (8) - A RESOLUTION BY COUNCILMEMBER FELICIA A. MOORE REQUESTING THAT THE MAYOR OR HIS DESIGNEE TO CORRECT THE DISPLAY OF THE AMERICAN FLAG SIGN AT THE 1-75 EXIT TO ANDREW YOUNG INTERNATIONAL BOULEVARD; AND FOR OTHER PURPOSES.

G. RESOLUTIONS (CONT'D)

- 13-R-3846 (9) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.
- 13-R-3847 (10) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.
- 13-R-3848 (11) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC. FOR FC-4918B, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

G. RESOLUTIONS (CONT'D)

13-R-3849 (12) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

H. PAPERS HELD IN COMMITTEE

(ID # 1740) (13) 10-O-1058 AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION I (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER TO ADJUST METER HYDRANT SERVICE AND INSTALLATION FEES; AND FOR OTHER PURPOSES. (AMENDED AND HELD 7/13/10) (PUBLIC HEARING HELD 9/21/10)

(ID # 1747) (14) 10-O-1059 A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATIONS; TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT; TO CREATE A NEW SECTION 208 (FEES), ARTICLE VI (FLOOD AREA REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO FLOOD PLAIN MANAGEMENT; TO CREATE A NEW SECTION 406 (FEES), ARTICLE VIII (WETLAND PROTECTION REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO WETLANDS PROTECTION; AND FOR OTHER PURPOSES. (HELD 6/29/10 FOR A PUBLIC HEARING) (SUBSTITUTED AND HELD 9/14/10) (PUBLIC HEARING HELD 9/21/10)

PAPERS HELD IN COMMITTEE (CONT'D)

(ID # 1751) (15) 10-O-1688 AN ORDINANCE BY COUNCILMEMBERS IVORY L. YOUNG, JR. AND MICHAEL J. BOND, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ABANDON THE PORTION OF JAMES P. BRAWLEY DRIVE, SW LOCATED BETWEEN BECKWITH AND MARTIN LUTHER KING, JR. DRIVE, SW ON THE EAST AND LOCATED BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST AND BEING MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "B" LYING AND BEING IN LAND LOT 109 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA; TO ABANDON THE PORTION OF MITCHELL STREET, SW BETWEEN JAMES P. BRAWLEY DRIVE, SW AND PASCHAL BOULEVARD, SW AS MARKED ON EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "C"; TO ABANDON STUDENT NONVIOLENT COORDINATING COMMITTEE ("SNCC") WAY, SW BETWEEN 399.76' SOUTH OF MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AND BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AS MARKED ON EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "D"; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 9/14/10 FOR FURTHER DISCUSSIONS AND A PUBLIC HEARING)

(ID # 1752) (16) 11-O-0080 AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR OR HIS DESIGNEE TO IMPOSE A MORATORIUM ON STREET NAME CHANGES FOR SIX (6) MONTHS; AND FOR OTHER PURPOSES. (HELD 1/14/11 AT THE REQUEST OF THE AUTHOR)

(ID # 1756) (17) 11-R-0088 A RESOLUTION BY COUNCILMEMBERS MICHAEL J. BOND, H. LAMAR WILLIS, AARON WATSON, IVORY L. YOUNG, JR. AND CLETA WINSLOW AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE URBAN VILLA NEIGHBORHOOD ASSOCIATION ALLOWING THE INSTALLATION OF A NEIGHBORHOOD SIGN WITHIN A CERTAIN RIGHT-OF-WAY; AND FOR OTHER PURPOSES. (HELD 1/14/11 FOR FURTHER REVIEW)

(ID # 1758) (18) 11-O-0108 AN ORDINANCE BY COUNCILMEMBER MICHAEL J. BOND TO DESIGNATE THE INTERSECTION OF ATLANTA STUDENT BOULEVARD, SW AND WALNUT STREET, SW, FLIPPER TEMPLE AME SQUARE; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 2/1/11 FOR FURTHER DISCUSSION)

(ID # 1759) (19) 12-R-0376 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE INITIATION OF THE PROCESS OF RENAMING THAT PORTION OF GREENBRIAR PARKWAY BETWEEN BARGE ROAD TO THE WEST AND THE INTERSECTION OF GREENBRIAR PARKWAY AND CONTINENTAL COLONY PARKWAY TO THE EAST TO TYLER PERRY WAY BY AND THROUGH ACTIONS OF THE COMMISSIONER OF DEPARTMENT OF PUBLIC WORKS OR HIS DESIGNEE; AND FOR OTHER PURPOSES. (HELD 3/13/12 FOR FURTHER REVIEW)

PAPERS HELD IN COMMITTEE (CONT'D)

- (ID # 1764) (20) 12-O-0563 AN ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED "SEWERAGE DISPOSAL" (§154-196 ET SEQ.); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES. (HELD 5/15/12 FOR FURTHER REVIEW)
-
- (ID # 1770) (21) 12-R-1646 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING, INC., FOR FC-6034, WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED \$2,762,667.50; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM THE LISTED FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 11/27/12 AT THE REQUEST OF THE DEPARTMENT)
-
- (ID # 1950) (22) 13-O-0427 AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TO AMEND SECTION 15-09.004 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF DEFINING SANITARY SEWER CONNECTION REQUIREMENTS FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)
-
- (ID # 1776) (23) 13-R-0512 A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A FACILITIES RELOCATION AGREEMENT WITH GEORGIA POWER COMPANY TO RELOCATE ITS FACILITIES IN CONFLICT WITH CONSTRUCTION OF ATLANTA STREETCAR PROJECT; AND FOR OTHER PURPOSES. (HELD 3/12/13 FOR FURTHER REVIEW)
-
- (ID # 1704) (24) 13-R-0643 A RESOLUTION BY COUNCILMEMBER KEISHA LANCE BOTTOMS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 12 WITH C.P. RICHARDS CONSTRUCTION COMPANY, INC., FOR FC4943A, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS, FOR SIDEWALK IMPROVEMENTS ON BARGE ROAD FROM CAMPBELLTON ROAD TO FAIRBURN ROAD AND ON DODSON DRIVE FROM CAMPBELLTON ROAD TO CASCADE ROAD IN AN AMOUNT NOT TO EXCEED \$1,601,000.00; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)
-

PAPERS HELD IN COMMITTEE (CONT'D)

- 13-O-1074 (25) - AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, HOWARD SHOOK, C. T. MARTIN AND FELICIA A. MOORE AS AMENDED BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 2 (“ADMINISTRATION”), ARTICLE XVI (“BOARDS, COUNCILS, COMMISSIONS AND AUTHORITIES”), DIVISION 2 (“CLEAN CITY COMMISSION”) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO RENAME DIVISION 2 FROM THE CLEAN CITY COMMISSION TO THE KEEP ATLANTA BEAUTIFUL COMMISSION; TO MOVE THE POSITION OF EXECUTIVE DIRECTOR FOR KEEP ATLANTA BEAUTIFUL UNDER THE PURVIEW OF THE DEPARTMENT OF PUBLIC WORKS; TO DIRECT KEEP ATLANTA BEAUTIFUL TO PROVIDE THE CITY COUNCIL ON A BI-ANNUAL BASIS A PERFORMANCE AUDIT OF ALL ACTIVITIES; AND FOR OTHER PURPOSES. (HELD 6/11/13 FOR FURTHER REVIEW) (AMENDED AND HELD 11/12/13)
- 13-O-1212 (26) - AN ORDINANCE BY COUNCILMEMBER YOLANDA ADREAN WAIVING THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR APPLICATION SD-12-020 (4501 EAST CONWAY DRIVE) TO PROVIDE THAT IN LIEU OF REQUIRED SIDEWALKS BEING CONSTRUCTED AT THE SUBDIVISION SITE, 652 FEET WILL BE CONSTRUCTED STARTING AT 4384 POWERS FERRY ROAD TOWARDS 4464 POWERS FERRY ROAD; AND FOR OTHER PURPOSES.
- 13-O-1257 (27) - AN ORDINANCE BY COUNCILMEMBER FELICIA A. MOORE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES TO PROVIDE THAT CERTAIN SUBDIVISION APPLICATIONS DEPOSIT A DOLLAR AMOUNT EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES. (HELD 9/10/13 FOR FURTHER REVIEW)
- 13-O-1329 (28) - AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING THE MAYOR OR HIS DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION APPLICANT SD-13-015 (859 LORIDANS DRIVE, NW) DEPOSIT A DOLLAR AMOUNT (\$45,000.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO THE DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 7; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

PAPERS HELD IN COMMITTEE (CONT'D)

- 13-O-1333 (29) - AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF MARTIN LUTHER KING, JR. DRIVE, SW, BETWEEN NORTHSIDE DRIVE, NW AND MANGUM STREET, NW CONSISTING OF APPROXIMATELY 2.4 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (A)(5) AND 138-9 (C) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 11/12/13) (HELD 11/12/13 FOR PUBLIC RESPONSE)
- 13-O-1334 (30) - AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF HAYNES STREET, NW, BETWEEN MARTIN LUTHER KING JR. DRIVE, SW, AND GEORGIA DOME DRIVE, NW, CONSISTING OF APPROXIMATELY 0.45 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (A)(5) AND 138-9 (E) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 11/12/13) (HELD 11/12/13 FOR PUBLIC RESPONSE)
- 13-R-3589 (31) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-6904, DESIGN/BUILD OF SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE, PHASE 1 - PERMEABLE PAVERS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION _____ AND ACCOUNT NUMBER ("FDOA") _____ AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION _____ NUMBER _____ ("PTAEO") _____; AND FOR OTHER PURPOSES.
- 13-R-3636 (32) - A RESOLUTION BY COUNCILMEMBER AARON WATSON AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH KEEP ATLANTA BEAUTIFUL FOR THE PURPOSE OF ASSISTING THE CITY OF ATLANTA WITH ITS PUBLIC ART COLLECTION AND RAISING FUNDS FOR THE BEAUTIFICATION, LIGHTING AND MAINTAINANCE OF DESIGNATED PUBLIC ART IN THE ATLANTA CITY GOVERNMENT'S PUBLIC ART COLLECTION; AND FOR OTHER PURPOSES.

PAPERS HELD IN COMMITTEE (CONT'D)

- 13-R-3676 (33) - A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, KEISHA LANCE BOTTOMS AND H. LAMAR WILLIS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 1 WITH ROADWAY MANAGEMENT, INC., FOR FC-6632, COOPERATIVE PURCHASING AGREEMENT FOR MICRO SURFACING SERVICES, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)
- 13-R-3690 (34) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)
- 13-R-3733 (35) - A RESOLUTION BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA (EPD) IN THE AMOUNT OF \$ _____ AS STIPULATED PENALTIES FOR THE VIOLATION OF CSO FECAL COLIFORM OPERATIONAL STANDARDS _____ PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

I. APPRAISAL

- (1) Appraisal of the abandonment of Honeysuckle Lane and Plaza Lane consisting of 1.0844 acres (Honeysuckle Lane) and 0.916 acre (Plaza Lane), the appraiser's estimate of the fair market value is \$8,000.00 (\$4,000.00 per acre based on contributory value).

J. REQUESTED ITEMS

1. Councilmember Adrean requested that metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
3. A report on the Safety Program in the Department of Watershed Management:
 - a. What the City has paid so far in claims?
 - b. How many cameras have been purchased?
 - c. A report on the City of Atlanta purchases/investments for the past five (5) years on safety concerns.
 - d. What are the present and future plans?
4. Councilmember Martin made a request to the CFO, Jim Beard to provide a list of excess Bond Project Funds.
5. Councilmember Wan made a request to Commissioner Macrina to provide a copy of the consultant report on the stormwater inventory to be completed in 3 months.
6. Councilmember Shook made a request to the Departments of Watershed Management and Public Works to make Quarterly Status Reports to the City Utilities Committee on the Audit Reports' Recommendations.
7. Councilmember Adrean made a request to the Department of Watershed Management to provide a list of bills that are currently in back log.
8. Councilmember Martin made a request to the Department of Public Works to provide the balance available for the Martin Luther King Corridor Streetscape Project.
9. Councilmember Adrean requested the DWM to provide the committee with a priority list of projects to come before the committee.
10. Councilmember Archibong requested the DWM to provide the committee with a quarterly expense report for all disbursements made that is not associated with a specific task order number for FC-4343 the PMT Contract.

K. ADJOURNMENT

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTEEN MILLION DOLLARS AND ZERO CENTS (\$13,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.

Review List:

Pamela Holmes	Completed	11/05/2013 8:00 AM
Jo Ann Macrina	Completed	11/05/2013 11:25 AM
Patrick McShane	Completed	11/05/2013 12:17 PM
Mayor's Office	Completed	11/05/2013 12:24 PM
Office of Research and Policy Analysis	Completed	11/05/2013 12:38 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/12/13 City Utilities Committee REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [UNANIMOUS]
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson

11/18/13 Atlanta City Council REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [14 TO 0]	Next: 11/26/2013 9:30 AM
AYES:	Watson, Wan, Martin, Smith, Winslow, Moore, Willis, Young Jr., Sheperd, Bottoms, Hall, Bond, Archibong, Adrean	
AWAY:	Howard Shook	

RESULT:	REFERRED TO COMMITTEE [14 TO 0]	Next: 11/26/2013 9:30 AM
AYES:	Watson, Wan, Martin, Smith, Winslow, Moore, Willis, Young Jr., Sheperd, Bottoms, Hall, Bond, Archibong, Adrean	
AWAY:	Howard Shook	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action	

LEGISLATION HISTORY – BLUE BACK

See Authentication Page Attachment

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTEEN MILLION DOLLARS AND ZERO CENTS (\$13,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Capital Improvement Program, the need to fund certain costs from the General Reserves; and

WHEREAS, the Aeration Basin Equipment Repair and Replacement Project (“Project”) includes, but is not limited to, adding insulation and heat tracing; safety upgrades and demolition of unsafe structures; upgrading instrumentation and control systems; the repair and/or replacement of various equipment, including air diffuser and air piping repairs, mixers in the biological nutrient removal basins, air manifold piping, aeration basin; and channel cleaning incidental to equipment repair and replacement; and

WHEREAS, the Project will be conducted at both the South River and R.M. Clayton Water Treatment Plants; and

WHEREAS, these funds should be transferred from the General Reserves for Appropriations to facilitate the use of the funds for the Aeration Basin Equipment Repair and Replacement Project.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$13,000,000.00			
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation of Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$13,000,000.00			
PTAEO:				
Aeration Basin Equipment Repair and Replacement	Aeration Basin Equipment Repair & Replacement - South River & RM Clayton Task	<u>Water & Wastewater R&E Fund</u>	<u>Facilities Not Buildings</u>	<u>City of Atlanta</u>
17111651	101	505221391	5414002	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Wastewater Treatment & Collections</u>	<u>Projects and Grants Budget</u>	<u>Sanitary Administration</u>	
5052	170201	5999999	4310000	
Aeration Basin Equipment Repair and Replacement	<u>Water & Wastewater R&E Fund</u>			
111651	21391			

Section 2: That appropriations in the Water and Wastewater Renewal and Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$13,000,000.00	<u>R&E Water & Wastewater Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTEEN MILLION DOLLARS AND ZERO CENTS (\$13,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE TO THE AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.

Council Meeting Date: November 18, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: *The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.*

The purpose of this legislation is to authorize the CFO to amend the FY 2014 Budget Water and Wastewater Renewal and Extension Fund (5052) in the amount of \$13,000,000.00 to transfer funds from General Reserve for Appropriations and add to Appropriations funds for the Aeration Basin Equipment Repair and Replacement Project's scope of work will be conducted at both the South River (cost is \$6M) and R. M. Clayton (cost is \$7M) Water Treatment Plants. It includes the repair and/or replacement of Equipment including air diffuser and air piping repairs; mixers in the biological nutrient removal basins; air manifold piping; aeration basin and channel cleaning incidental to equipment repair and replacement; aeration basin meters and monitors; add insulation and heat tracing; upgrade instrumentation and control system; safety upgrades and demolition of unsafe structures.

2. Please provide background information regarding this legislation.

Example: *The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

The City of Atlanta Department of Watershed Management has identified, in connection with the Capital Improvement Program (CIP), the need to fund certain costs from the Water and Wastewater Renewal and Extension Fund (5052) to facilitate projects.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number): Various

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant

FDOA: \$13,000,000.00; 5052 (DWM Water & Wastewater RNE Fund) 200101 (NDP Reservation of Funds Appropriations) 5999901 (Reserve Conversion Account) 1512000 (Accounting)

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Tamika Gray



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

PROJECT INFORMATION OVERVIEW

Aeration Basin Equipment Repair and Replacement

PROJECT JUSTIFICATION: The City and the Department of Watershed Management aim to restore aeration basin capacity at the South River and RM Clayton Water Reclamation Facilities to design capacity.

Biological treatment is the primary process for pollution prevention at a sewage treatment plant. In modern plants biological treatment occurs in aeration basins where microorganisms metabolize biodegradable material, converting the waste substrate into cellular mass that can then be removed by subsequent treatment steps. Two things must occur for the "bugs" to consume the "stuff" that enters the biological reactors: the broth must be well mixed and well aerated. Aeration accomplishes both. Aeration and mixing requirement are among the most carefully calculated design criteria for sewage treatment plants.

The aeration system at South River and Clayton is composed of blowers, air piping conveying compressed air into the bottom of the eighteen-foot deep aeration basins, and diffusers. South River has four aeration basins and Clayton has fourteen aeration basins. Each basin has between 20,000 and 32,000 fine bubble diffusers near the bottom of the basin. The small pores in the ceramic or membrane diffusers allow optimum oxygen transfer for the biologic activity in the reactors. Clayton and South River WRCs, as is the case for most of the wastewater treatment plants in the metropolitan area, have the added sophistication of a configuration which optimizes a) biological uptake of phosphorus and organic nitrogen as well as b) oxidation of ammonia. The microorganisms that oxidize ammonia are very particular about dissolved oxygen concentration, and die off if dissolved oxygen gets too low. We have relatively strict limits on ammonia and phosphorus in our Clean Water Act discharge permits, for which reason they are often referred to as biological nutrient reactors (BNRs). Mixing in some of the BNR zones is augmented by mechanical mixers.

Blowers are among the big electricity consumers at wastewater plants.

At both South River and at Clayton some of the aeration piping is broken, many diffusers are clogged or broken, and mixers are broken. As a consequence, to maintain the requisite dissolved oxygen concentrations for nutrient removal, the blowers work longer at less efficiency. Moreover, recent effluent limit violations are attributed to air delivery capacity. A secondary consequence of poor mixing is that the aeration basins accumulate grit and other settleable matter, which reduces usable basin volume and further diminishes efficiency and treatment effectiveness. Another consequence of lost aeration capacity is the need to add more chemicals, forcing the plant to rely more on chemical treatment rather than biological uptake for phosphorus removal. Additionally, at South River the joints in the air header pipe have deteriorated. That single pipe delivers air to 80,000 diffusers; a blown joint risks catastrophic failure of the entire biological treatment process.

Periodic maintenance can reopen the pores in the diffusers, but diffusers have a limited economic life. The diffusers at both plants have been in place beyond their attributed economic life.

As a consequence of this construction project we expect reduced power bills, reduced chemical costs, and better reliability (better margins of safety) for meeting permit limits.

PROJECT SCOPE: Repair and replace aeration piping and diffusers and biological reactor basin mixers. Perform cleaning of all South River and many of the Clayton aeration basins and channels concomitant with piping and diffuser repair and replacement. Calibrate and or replace aeration basin monitors and sensors. Upgrade SCADA



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

instrumentation and control for better automation. Add heat tracing and insulation to piping as needed. Safety improvements.

DESIGN ANALYSIS/CONCERNS: None.

CONSTRUCTION ANALYSIS/CONCERNS: This work has to be accomplished while WRC remains in full operating mode, and thus must be sequenced for the plant to remain in compliance throughout.

COMMUNICATION HIGHLIGHTS: DWM is taking care to maintain the public's infrastructure and sustain asset value, while improving the quality of life of its ratepayers. We expect reduced power bills, reductions in chemical usage, and improved reliability in meeting pollution controls on the water produced (i.e., improved compliance with discharge limits). Note that talented staff writing the specifications for this work reduced overall project cost by avoiding the engagement of an outside consultant to prepare bid documents.

PROJECT STATUS: Awaiting funding.

PROJECT SCHEDULE: Project will be ongoing over the course of twelve months.

PROJECT COSTS: Anticipated obligations of \$13,000,000 in FY2014; \$6,000,000 at South River and \$7,000,000 at Clayton.

1.b

Packet Pg. 19

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: October 25 2013

Anticipated Committee Meeting Date: November 12, 2013

Anticipated Full Council Date: November 18, 2013

Legislative Counsel's Signature: *Patricia M. H.*

Commissioner's Signature: *Maerina*

Chief Financial Officer: *[Signature]*

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: n/a

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTEEN MILLION DOLLARS AND ZERO CENTS (\$13,000,000.00) TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER RENEWAL AND EXTENSION GENERAL RESERVE FUND FOR APPROPRIATIONS AND ADD FUNDS TO THE AERATION BASIN EQUIPMENT REPAIR AND REPLACEMENT PROJECT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$13,000,000.00)

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: *Adrian 10-25-13*
(date)

Reviewed by: *[Signature]*
(date)

Submitted to Council: _____ (date)

See Authentication Page Attachment

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, FIVE HUNDRED FIFTY-FOUR THOUSAND, THREE HUNDRED THIRTY-SEVEN DOLLARS AND ZERO CENTS (\$2,554,337.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE TREATMENT FACILITIES VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Capital Improvement Program, the need to fund certain costs from the General Reserves; and

WHEREAS, the Treatment Facilities Various Projects scope of work includes, but is not limited to, the design and evaluation required for demolition of defunct water and wastewater facilities, and the mitigation of obsolete and outdated utilities, electrical switchgear and power distribution equipment, and telemetry control systems to improve system reliability; and

WHEREAS, these funds should be transferred from the General Reserves for Appropriations to facilitate the use of the funds for the Treatment Facilities Various Projects.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$2,554,337.00			
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation of Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$2,554,337.00			
PTAEO:				
Treatment Facilities Various Projects	<u>Task</u>	<u>Water & Wastewater R&E Fund</u>	<u>Consulting</u>	<u>City of Atlanta</u>
17111652	101	505221391	5212001	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Wastewater Treatment & Collections</u>	<u>Projects and Grants Budget</u>	<u>Sanitary Administration</u>	
5052	170201	5999999	4310000	
Treatment Facilities Various Projects	<u>Water & Wastewater R&E Fund</u>			
111652	21391			

Section 2: That appropriations in the Water and Wastewater Renewal and Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$2,554,337.00	<u>R&E Water & Wastewater Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: October 25 2013

Anticipated Committee Meeting Date: November 12, 2013

Anticipated Full Council Date: November 18, 2013

Legislative Counsel's Signature: *Patricia M. ...*

Commissioner's Signature: *Maechina*

Chief Financial Officer: *[Signature]*

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: n/a

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, FIVE HUNDRED FIFTY-FOUR THOUSAND, THREE HUNDRED THIRTY-SEVEN DOLLARS AND ZERO CENTS (\$2,554,337.00) TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER RENEWAL AND EXTENSION GENERAL RESERVE FUND FOR APPROPRIATIONS AND ADD FUNDS TO THE TREATMENT FACILITIES VARIOUS PROJECTS FOR THE PURPOSE OF THE DEMOLITION OF DEFUNCT WATER AND WASTEWATER FACILITIES AND THE MITIGATION OF OBSOLETE AND OUTDATED EQUIPMENT AT DEPARTMENT OF WATERSHED FACILITIES; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$2,554,337.00)

Mayor's Staff Only

Received by CPO: _____ (date)

Received by LC from CPO: _____ (date)

Received by Mayor's Office: *Adge 10-25-13* (date)

Reviewed by: *[Signature]* (date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, FIVE HUNDRED FIFTY-FOUR THOUSAND, THREE HUNDRED THIRTY-SEVEN DOLLARS AND ZERO CENTS (\$2,554,337.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE TREATMENT FACILITIES VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

Council Meeting Date: November 18, 2013

Requesting Dept.: Watershed Department

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: *The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.*

The purpose of this legislation is to authorize the CFO to amend the FY 2014 Budget Water and Wastewater Renewal and Extension Fund (5052) in the amount of \$2,554,337.00 to transfer funds from General Reserve for Appropriations and add to Appropriations funds for the Treatment Facilities Various Projects project's scope of work entails the design and evaluation required for demolition of defunct facilities, equipment, utilities, electrical switchgear and power distribution equipment, and telemetry control systems to improve system reliability and mitigate obsolescence.

2. Please provide background information regarding this legislation.

Example: *The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

The City of Atlanta Department of Watershed Management has identified, in connection with the Capital Improvement Program (CIP), the need to fund certain costs from the Water and Wastewater Renewal and Extension Fund (5052) to facilitate projects.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A

- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract: N/A

4. Fund Account Center (*Ex. Name and number*): Various

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

FDOA: \$2,554,337.00; 5052 (DWM Water & Wastewater RNE Fund) 200101 (NDP Reservation of Funds Appropriations) 5999901 (Reserve Conversion Account) 1512000 (Accounting)

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Tamika Gray



Kasim Reed
MAYOR

CITY OF ATLANTA

55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-3544
OFFICE 404-330-6081
FAX 404-658-7194

DEPARTMENT OF
WATERSHED
MANAGEMENT
Jo Ann J. Macrina, P.E.
Commissioner

MEMORANDUM

TO: Tamika Gray, Watershed Manager, Sr.,
DWM – Bureau of Administration

FROM: Demetris Johnson, Financial Manager
DWM – OES, Division of Capital Project Management

DATE: September 6th, 2013

SUBJECT: REQUEST FOR CAPITAL FUNDING

This serves as a formal request from funding source (TBD) for Treatment Facilities Various Projects. The deemed amount is a sub-total of \$2,554,337.00 listed below. Please see email attached for this request.

PROJECT NAME	TREATMENT FACILITIES VARIOUS PROJECTS
Funding Total	\$2,554,337.00 – Design Phase
Start/Finished Time	December 2013 – March 2015
Project Detail	The project is comprised of several of tasks required to address a variety of issues at the following water and wastewater facilities. (See Attached Fact Sheet for Listing)

Should you need additional information please do not hesitate to contact me at 404-546-1249.

APPROVALS:


Paula E. Days, Director DCPM


Eric L. Glover, PE, DC-OES

Cc: Mike Geisler, DC Bureau of Management
Diane Badger, Project Manager

**Department of Watershed Management
Office of Engineering Services
Division of Capital Project Management**

PROJECT INFORMATION OVERVIEW

Treatment Plant Facilities Various Improvements

WBS: W.01.02.0090
Consent Decree/Consent Order: No
Council District(s): Citywide
NPU(s): Citywide

Project Description

This project is comprised of a several of tasks required to address a variety of issues at the following water and wastewater facilities:

- RM Clayton, Utoy, and South River WRCs
- Intrenchment Creek, Clear Creek, Custer, Tanyard, West Area, North Avenue, and McDaniel CSOs
- Hemphill and Chattahoochee WTPs
- Hartsfield, Adamsville, Northside, Bolton Road, Flint River, Niskey Lake 1 and 2, Highlands, and Philip Lee Pump Stations.

The work includes:

- Design required for the demolition of existing defunct water and wastewater facilities, equipment and utilities;
- Electrical switchgear and power distribution equipment evaluation and design; and
- Telemetry control systems design to address immediate needs in order to improve system reliability and mitigate obsolescence.

Project Justification

Compliance, Public Health, Safety, security and Environmental Protection

Defunct water and wastewater facilities' buildings, structures, equipment, mechanical piping, HVAC, plumbing, electrical conduits, instrumentation conduits, equipment electrical panels and instrumentation panels that are left in place after previous capital improvements are creating interference and confusion for troubleshooting and maintaining equipment, causing a safety hazard for operations and maintenance staff, providing a haven for vectors as well as being an eyesore for City Staff and the Public.

System Reliability

Aged electrical switchgear and power panels are outdated and hard to get parts for. The condition of the equipment leads to increased risk of failure which could cause a sewage spill or cause an accident with City and Contractor Staff.

Operational Efficiency/Improvement

Portions of the Telemetry and Control Systems at the WRCs are outdated due to age and have not been updated in 10 years or more. Information on the telemetry and control systems is lacking or incorrect due to the numerous capital and internal upgrades, repairs and additions. The lack of information makes it difficult to plan and prioritize upgrades to the system. Condition of the telemetry and control system equipment varies but there is no comprehensive inventory and assessment of this equipment for each facility.

Service Extension/Improvement

Budget and Schedule

Forecast Budget and Schedule by Phase

	Budget	Start	Finish
Planning	\$ -		
Design	\$2,554,337	Dec-2013	Mar-2015
Construction Bid and Award	\$ -		
Construction	\$ -	TBD	TBD
Project Totals:	\$2,554,337	Dec-2013	Mar-2015

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE R. M. CLAYTON COMPLIANCE UPGRADES-3 PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Capital Improvement Program, the need to fund certain costs from the General Reserves; and

WHEREAS, the R. M. Clayton Compliance Upgrades-3 Project includes, but is not limited to, the replacement of non-operational thickening centrifuges, polymer feed systems associated with the thickening centrifuges, obsolete control systems for the dewatering centrifuges, and needed safety upgrades; and

WHEREAS, these funds should be transferred from the General Reserves for Appropriations to facilitate the use of the funds for the R. M. Clayton Compliance Upgrades-3 Project.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$3,000,000.00			
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation of Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$3,000,000.00			
PTAEO:				
<u>R M Clayton Compliance Upgrades-3</u>	<u>R M Clayton Centrifuge Replacement TASK</u>	<u>Water & Wastewater R&E Fund</u>	<u>Facilities Other Than Bldgs/Infrastructure</u>	<u>City of Atlanta</u>
17111674	101	505221391	5414002	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Treatment Plant- R. M. Clayton</u>	<u>Projects and Grants Budget</u>	<u>Sewage Treatment Plants</u>	
5052	170204	5999999	4335000	
<u>R M Clayton Compliance Upgrades-3</u>	<u>Water & Wastewater R&E Fund</u>			
111674	21391			

Section 2: That appropriations in the Water and Wastewater Renewal and Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$3,000,000.00	<u>R&E Water & Wastewater Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE R. M. CLAYTON COMPLIANCE UPGRADES-3 PROJECT; AND FOR OTHER PURPOSES.

Council Meeting Date: November 18, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to authorize the CFO to amend the FY 2014 Budget Water and Wastewater Renewal and Extension Fund (5052) in the amount of \$3,000,000.00 to transfer funds from General Reserve for Appropriation and add to Appropriation funds for the following project:

the R. M. Clayton Compliance Upgrades-3 Project for various improvements to the water reclamation center. Scope of work entails replacing a non-operational thickening Centrifuge, at the end of its useful life, with a new unit (which is of the same manufacture and specifications as that being installed with the Compliance Upgrades II capital project); replace the polymer feed system associated with the thickening centrifuges; replace the obsolete control system for the dewatering centrifuge; safety upgrades as needed, including demolition of unsafe structures and removal of unusable equipment.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The City of Atlanta Department of Watershed Management has identified, in connection with the Capital Improvement Program (CIP), the need to fund certain costs from the Water and Wastewater Renewal and Extension Fund (5052) to facilitate projects.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number): Various

Fund: _____ Account: _____ Center: _____

5. Source of Funds: Example: Local Assistance Grant

FDOA: \$3,000,000.00; 5052 (DWM Water & Wastewater RNE Fund) 200101 (NDP Reservation of Funds Appropriations) 5999901 (Reserve Conversion Account) 1512000 (Accounting)

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Tamika Gray



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

PROJECT INFORMATION OVERVIEW

RM Clayton WRC Centrifuge Replacement

PROJECT JUSTIFICATION: The City and the Department of Watershed Management aim to restore Centrifuge capacity at RM Clayton Water Reclamation Facility to permitted capacity.

Biological treatment is the primary process for pollution prevention at a sewage treatment plant. In modern plants biological treatment occurs in aeration basins where microorganisms metabolize biodegradable material, converting the waste substrate into cellular mass that can then be removed by subsequent treatment steps. The microorganisms form a solid mass (biomass) that is settled out in the final clarification step before sand filtration, disinfection and discharge.

A portion of the biomass is reused in the aeration basins as "restock" to grow and multiply with the incoming waste material. The remaining biomass removed from the water stream and not needed is "wasted" or removed from the treatment system. Removal is necessary to reduce the amount of solids in the plant, prevent overgrowth of microorganisms, and ultimately to prevent solids discharges that are over the design capacity of the final clarifiers and sand filters. If unable to "waste" or remove the solids, they build up in the treatment unit, the microorganisms start dying of starvation, releasing the nutrients and can overwhelm the final treatment units, leading to potential permit violations.

The "wasted" or removed biomass is first thickened in centrifuges (Twas Centrifuges) before it is added to the digestion process for further microorganism activity. The Digestion process reduces the overall biomass and stabilizes the waste for dewatering in Centrifuges and incineration while generating the biogas (Methane) burned for energy in the Energy Cogeneration Unit.

Routine maintenance and periodic refurbishment can extend the life of centrifuges, but centrifuges have a limited economic life, shortened at RM Clayton facility because of abrasive grit in the plant's sludge. As efficiency degrades, additional chemical treatment is utilized to compensate for the loss of mechanical treatment. The Twas Centrifuge for replacement has now been in place beyond its attributed life. The Dewatering Centrifuges are still within their attributed economic life; however, the control system that operates the centrifuges is now obsolete and repair parts are no longer available reducing the reliability of the system below permitted firm capacity. Therefore the controls must be replaced as they are no longer reliable or repairable.

As a consequence of this construction project we regain firm unit treatment capacity, reduce chemical costs, and gain reliability (better margins of safety) for meeting permit limits.

PROJECT SCOPE: Replace a non-operational Twas Centrifuge with a duplicate of the Flottweg Centrifuge installed as part of the Compliance Upgrades Phase II. Replace existing end of life Twas polymer system. Replace obsolete control system on Dewatering centrifuges for reliability and improved performance. Safety improvements.

DESIGN ANALYSIS/CONCERNS: None.



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

CONSTRUCTION ANALYSIS/CONCERNS: This work has to be accomplished while WRC remains in full operating mode, and thus must be sequenced for the plant to remain in compliance throughout.

COMMUNICATION HIGHLIGHTS: DWM is taking care to maintain the public's infrastructure and sustain asset value, while improving the quality of life of its ratepayers. We expect reduced power bills, reductions in chemical usage, and improved reliability in meeting pollution controls on the water produced (i.e., improved compliance with discharge limits). Note that talented staff writing the specifications for this work reduced overall project cost by avoiding the engagement of an outside consultant to prepare bid documents.

PROJECT STATUS: Awaiting funding.

PROJECT SCHEDULE: Project will be ongoing over the course of twelve months.

PROJECT COSTS: Anticipated obligations of \$3,000,000 in FY2014 at RM Clayton WRC

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: October 25 2013

Anticipated Committee Meeting Date: November 12, 2013

Anticipated Full Council Date: November 18, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: n/a

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE R. M. CLAYTON COMPLIANCE UPGRADES-3 FOR THE IMPROVEMENT OF CENTRIFUGE RELATED EQUIPMENT AND THE REMOVAL OF UNSAFE STRUCTURES AND REMOVAL OF UNUSABLE EQUIPMENT AT THE FACILITY; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$3,000,000.00)

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: [Signature] 10-25-13
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SOUTH RIVER WATER RECLAMATION CENTER VARIOUS PROJECTS - GROUP 1; AND FOR OTHER PURPOSES.

Review List:

Jo Ann Macrina	Completed	11/02/2013 8:50 AM
Pamela Holmes	Completed	11/04/2013 11:01 AM
Patrick McShane	Completed	11/04/2013 12:54 PM
Mayor's Office	Completed	11/04/2013 4:40 PM
Office of Research and Policy Analysis	Completed	11/05/2013 10:57 AM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/12/13 City Utilities Committee REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [UNANIMOUS]
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson

11/18/13 Atlanta City Council REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [14 TO 0]	Next: 11/26/2013 9:30 AM
AYES:	Watson, Wan, Martin, Smith, Winslow, Moore, Willis, Young Jr., Sheperd, Bottoms, Hall, Bond, Archibong, Adrean	
AWAY:	Howard Shook	

RESULT:	REFERRED TO COMMITTEE [14 TO 0]	Next: 11/26/2013 9:30 AM
AYES:	Watson, Wan, Martin, Smith, Winslow, Moore, Willis, Young Jr., Sheperd, Bottoms, Hall, Bond, Archibong, Adrean	
AWAY:	Howard Shook	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action	

See Authentication Page Attachment

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SOUTH RIVER WATER RECLAMATION CENTER VARIOUS PROJECTS - GROUP 1; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Capital Improvement Program, the need to fund certain costs from the General Reserves; and

WHEREAS, the South River Water Reclamation Center Various Projects - Group 1 includes, but is not limited to, the replacement and/or repair to the tertiary treatment filters, deep bed filter valves, valve actuators and ancillary systems; improvement filter automation; replacement filter media; roof repair; noise attenuation of blower intakes for employee safety; and other incidental safety improvements; and

WHEREAS, these funds should be transferred from the General Reserves for Appropriations to facilitate the use of the funds for the South River Water Reclamation Center Various Projects - Group 1.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of:	\$5,000,000.00			
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation of Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

The amount of:	\$5,000,000.00			
PTAEO:				
<u>South River WRC Various Projects-Group 1</u>	<u>South River WRC Filter Repair & Replacement TASK</u>	<u>Water & Wastewater R&E Fund</u>	<u>Facilities Other Than Buildings</u>	<u>City of Atlanta</u>
17111635	102	505221391	5414002	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Treatment Plant - South River</u>	<u>Projects and Grants Budget</u>	<u>Sewage Treatment Plants</u>	
5052	170206	5999999	4335000	
<u>South River WRC Various Projects-Group 1</u>	<u>Water & Wastewater R&E Fund</u>			
111635	21391			

Section 2: That appropriations in the Water and Wastewater Renewal and Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$5,000,000.00	<u>R&E Water & Wastewater Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: October 25 2013

Anticipated Committee Meeting Date: November 12, 2013

Anticipated Full Council Date: November 18, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: n/a

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE SOUTH RIVER WATER RECLAMATION CENTER ("WRC") VARIOUS PROJECTS - GROUP 1 FOR VARIOUS IMPROVEMENTS THE WRC; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$5,000,000.00)

Mayor's Staff Only

Received by CPO: _____ (date)

Received by LC from CPO: _____ (date)

Received by Mayor's Office: [Signature] 10-25-13
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SOUTH RIVER WATER RECLAMATION CENTER VARIOUS PROJECTS - GROUP 1; AND FOR OTHER PURPOSES.

Council Meeting Date: November 18, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to authorize the CFO to amend the FY 2014 Budget Water and Wastewater Renewal and Extension Fund (5052) in the amount of \$5,000,000.00 to transfer funds from General Reserve for Appropriation and add to Appropriation funds for:

The South River WRC Various Projects Group 1 Project for various improvements to the facility. Scope of work includes improvements to the tertiary treatment filters including repair and replace deep bed filter valves (approximately 60 valves), valve actuators and ancillary systems; improvements to the filter automation; replacement of filter media; roof repair; noise attenuation of blower intakes for employee safety; and other incidental safety improvements.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The City of Atlanta Department of Watershed Management has identified, in connection with the Capital Improvement Program (CIP), the need to fund certain costs from the Water and Wastewater Renewal and Extension Fund (5052) to facilitate projects.

Tetra deep-bed filtration system is the process in modern plants that occurs downstream of the secondary biological treatment process. The process captures pollutants that are present in the flow stream

after the biological process. Filtration is a necessary compliance buffer for solids that escape the secondary clarifiers. The filtration system is the centerpiece in the tertiary process that removes phosphorus, solids and microorganisms in order to meet strict permit limits.

The filtration system is composed of blowers, pumps, valves, compressors, controls and filter media. The filters are separated in to 12 individual cells and are fed by three vertical turbine pumps. The flow to the individual cells is controlled by the filter influent valve which is located between the influent channel and the filter. Water flows into the filter by overflowing a weir that runs the length of the channel. The flow then leaves the filter via individual pipes through the effluent filter valves. Periodically, the individual filters enter a backwash cycle, which closes the filter influent and filter effluent valves, opens the backwash supply valve and supplies water from the backwash supply pumps in the reverse direction through the media. The backwash water and contaminants leave the filters via the backwash effluent valves.

In total there are sixty valves which operate in rotation on a regular basis that are in need of upgrades. These valves operate by pneumatic actuators which operate a gear section to rotate the butterfly valve. All valves are ¼ turn valve with open and closed position indication and switches that provide input to the PLC. For the successful operation of the filters in automatic mode, these valves must open and close when required and seal in the closed position.

Additionally, the filter media is of a condition warranting replacement, the leaking roof over the filters, grating and lighting needs repair or replacement.

Lastly, the safety of employees necessitates attenuation of the high-decibel noise from the aeration blower intakes.

Preventive maintenance has increased equipment life, but valves, valve actuators, PLCs and associated components are at the end of their fifteen-year economic life.

As a consequence of this construction project we expect improved safety, reduced energy costs and improved reliability (better margins of safety) for meeting permit limits.

3. If Applicable/Known:

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc): N/A
- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract: N/A

4. Fund Account Center (Ex. Name and number): Various

Fund: _____ Account: _____ Center: _____

5. Source of Funds: Example: Local Assistance Grant

FDOA: \$5,000,000.00; 5052 (DWM Water & Wastewater RNE Fund) 200101 (NDP Reservation of Funds Appropriations) 5999901 (Reserve Conversion Account) 1512000 (Accounting)

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Tamika Gray



Kasim Reed
MAYOR

CITY OF ATLANTA

55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30335-0310
OFFICE 404-330-6081
FAX 404-658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
Jo Ann J. Macrina, P.E.
COMMISSIONER

MEMO

To: Michael Geisler, Deputy Commissioner
DWM Office of Financial Services

From: Frank Stephens, Deputy Commissioner *F. J. Stephens*
DWM Office of Water Treatment and Reclamation

Date: September 28, 2013

Re: Request for Capital Funding – South River WRC Filter Repair and Replacement

Funding is requested for the Capital Improvement Project labeled South River Filter Repair and Replacement in the amount of \$5,000,000 in FY 2014.

The required improvements to the tertiary treatment filters at the South River Water Reclamation Center include the following work:

- Repair and replace deep bed filter valves (approximately 60 valves), valve actuators and ancillary systems
- Improve filter automation
- Replace filter media
- Roof repair
- Noise attenuation of the blower intakes for employee safety
- Other incidental safety improvements

Thank you for your consideration.

CC: Larry Scott, DOP – Watershed Director



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

PROJECT INFORMATION OVERVIEW

South River Filter Repair and Replacement

PROJECT JUSTIFICATION: The City and the Department of Watershed Management aim to restore the deep-bed filtration system at the South River Water Reclamation Facilities to design capacity.

Tetra deep bed filtration system is the process in modern plants that occurs downstream of the secondary biological treatment process. The process captures pollutants that are present in the treatment stream after the biological process. The filtration system is a major component in the tertiary process that removes phosphorus, solids and microorganisms in order to meet strict permit limits.

The filtration system is composed of blowers, pumps, valves, compressors, controls and filter media. The filters are separated in to 12 individual cells and are fed by three vertical turbine pumps. The flow to the individual cells is controlled by the Filter Influent valve which is located between the influent channel and the filter. Water flows into the filter by overflowing a weir that runs the length of the channel. The flow passes through the filter media under gravity. The flow then leaves the filter via individual pipes through the effluent filter valves. Periodically, the individual filters enter a backwash cycle, which closes the Filter Influent and Filter Effluent valves, opens the Backwash Supply valve and supplies water from the Backwash supply pumps in the reverse direction through the media. The backwash water and contaminants leave the filters via the Backwash Effluent valves.

In total there are 60 valves which operate in rotation on a regular basis that are in need of upgrades. These valves operate by pneumatic actuators which operate a gear section to rotate the butterfly valve. All valves are 1/4 turn valve with open and close position indication and switches that provide input to the PLC. For the successful operation of the filters in automatic mode, these valves must open and close when required and seal in the closed position.

Preventive maintenance has increased equipment life, but valves, PLCs and associated components have a limited economic life.

Additionally, the filter media is of a condition warranting replacement, the leaking roof over the filters and lighting needs repair or replacement.

Lastly, the safety of employees necessitates attenuation of the high-decibel noise from the aeration blower intakes and new grating over open channels.

As a consequence of this construction project we expect reduced power bills, a safer workplace, and better reliability (better margins of safety) for meeting permit limits.

[Empty box]

PROJECT SCOPE: Repair and replace filter valves, valve actuators, filter media, instrumentation and control system. Perform cleaning of all South River WRC filter basins incidental to equipment and media replacement. Calibrate and or replace monitors and sensors. Upgrade SCADA instrumentation and control for better automation. Safety improvements, such as grating replacement. Roof repair. Change lighting to low-energy fixtures.

[Empty box]



OES- CAPITAL PROJECTS MANAGEMENT DIVISION

DESIGN ANALYSIS/CONCERNS: None.

CONSTRUCTION ANALYSIS/CONCERNS: This work has to be accomplished while WRC remains in full operating mode, and thus must be sequenced for the plant to remain in compliance throughout.

COMMUNICATION HIGHLIGHTS: DWM is taking care to maintain the public's infrastructure and sustain asset value, while improving the quality of life of its ratepayers. We expect reduced power bills and improved reliability in meeting pollution controls on the water produced (i.e., improved compliance with discharge limits). Note that talented staff writing the specifications for this work reduced overall project cost by avoiding the engagement of an outside consultant to prepare bid documents.

PROJECT STATUS: Awaiting funding.

PROJECT SCHEDULE: Project will be ongoing over the course of twelve months.

PROJECT COSTS: Anticipated obligations of \$5,000,000 in FY2014.

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

**AN ORDINANCE
BY CITY UTILITIES COMMITTEE**

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SOUTH RIVER WATER RECLAMATION CENTER VARIOUS PROJECTS - GROUP 1; AND FOR OTHER PURPOSES.

<p><input type="checkbox"/> CONSENT REFER</p> <p><input type="checkbox"/> REGULAR REPORT REFER</p> <p><input type="checkbox"/> ADVERTISE & REFER</p> <p><input type="checkbox"/> 1ST ADOPT 2ND READ & REFER</p> <p><input type="checkbox"/> PERSONAL PAPER REFER</p> <p>Date Referred: _____</p> <p>Referred To: _____</p>	<p>Committee _____</p> <p>Date _____</p> <p>Chair _____</p> <p>Referred To _____</p>	<p>Committee _____</p> <p>Date _____</p> <p>Chair _____</p> <p>Action Fav, Adv, Hold (see rev. side) Other _____</p> <p>Members _____</p> <p>Refer To _____</p>		<p>Committee _____</p> <p>Date _____</p> <p>Chair _____</p> <p>Action Fav, Adv, Hold (see rev. side) Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p style="text-align: center;">MAYOR'S ACTION</p>
---	--	---	--	---	--

AN ORDINANCE BY COUNCILMEMBER ALEX WAN AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT FOR NON-CONFORMING USES WITH KKS, INC., D/B/A "THE WARREN", A LESSEE OF REAL PROPERTY LOCATED AT 818 NORTH HIGHLAND AVENUE, FOR THE PURPOSE OF INSTALLING A BLADE SIGN AT THE THIRD FLOOR LEVEL OF THE BUILDING WHICH WILL EXTEND OVER THE PUBLIC RIGHT-OF-WAY; TO WAIVE THE REQUIREMENT THAT THE ADJACENT LANDOWNER ENTER INTO THE AGREEMENT; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/18/13 Atlanta City Council

Certified by Presiding Officer	Certified by Clerk
<p style="text-align: center;">Mayor's Action <i>See Authentication Page Attachment</i></p>	

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1394

SPONSOR SIGNATURES


Alex Wan, Councilmember, District 6

AN ORDINANCE BY COUNCILMEMBER ALEX WAN AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT FOR NON-CONFORMING USES WITH KKS, INC., D/B/A “THE WARREN”, A LESSEE OF REAL PROPERTY LOCATED AT 818 NORTH HIGHLAND AVENUE, FOR THE PURPOSE OF INSTALLING A BLADE SIGN AT THE THIRD FLOOR LEVEL OF THE BUILDING WHICH WILL EXTEND OVER THE PUBLIC RIGHT-OF-WAY; TO WAIVE THE REQUIREMENT THAT THE ADJACENT LANDOWNER ENTER INTO THE AGREEMENT; AND FOR OTHER PURPOSES.

WHEREAS, KKS, Inc. d/b/a “The Warren” (“Applicant”), is a tenant at a building located at 818 North Highland Avenue (“Property”); and

WHEREAS, the Applicant has a lease agreement with the owner of said property, Concrete Ideas, LLC, and said lease agreement does permit the Applicant to attach a sign to the exterior wall of the building at the third floor level; and

WHEREAS, the City of Atlanta’s (“City”) Code of Ordinances, at Sections 138-22 and 138-24, require that an Encroachment Agreement be entered into between the City and the Applicant for authorization to allow the installation of the sign in the public right-of-way; and

WHEREAS, the Commissioner of the Department of Public Works has reviewed the plans for the right-of-way encroachment and has determined that the sign will not adversely impact the ability of the affected right-of-way to handle pedestrian traffic or otherwise to perform its intended public function; and

WHEREAS, the Applicant desires to maintain the sign that will be installed; and

WHEREAS, the Applicant has agreed to conform to the conditions set out in the City Code of Ordinances at Sections 138-22 and 138-24; and

WHEREAS, the provision in section 138-24 (b) that provides that the adjoining property owner be a party to the encroachment agreement will be waived pursuant to the provisions in the lease agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the Mayor or his designee is authorized, on behalf of the Department of Public Works, to enter into an Encroachment Agreement for Non-Conforming Uses, under the City’s Code of Ordinances with the Applicant for the purpose of granting to the Applicant the right to install a blade sign at the third floor level of the property located at 818 North Highland Avenue in Atlanta, Georgia as depicted in Exhibit “A” attached hereto, in a form and pursuant to the conditions determined by the Commissioner of the Department of Public Works and the City Attorney, to be desirable, appropriate

and in the best interests of the City of Atlanta for this transaction.

SECTION 2: That the plans and specifications for said blade sign shall be submitted for the review and approval of the Commissioner of Public Works.

SECTION 3: That the applicant as the encroaching party shall protect the interest of the City and will require any contractors who perform the work contemplated herein to indemnify and hold the City harmless from all claims arising out of the installation, maintenance, or removal of the blade sign, and that said contractors will maintain a policy of public liability insurance, at no expense to the City and in an amount approved by the City.

SECTION 5: That the Applicant shall comply with the conditions set out at Sections 138-22 and 138-24 of the City's Code of Ordinances.

SECTION 6: That the City Attorney is directed to prepare an Encroachment Agreement, acceptable as to form, for execution by the Mayor and the Applicant.

SECTION 7: That the provisions of Section 138-24 (b) of the Atlanta City Code with respect to the requirement that the adjoining landowner be required to execute the encroachment agreement are hereby waived.

SECTION 8: That the Agreement shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder 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 Applicant.

AN ORDINANCE BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO CSO VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/18/13 Atlanta City Council

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1395

SPONSOR SIGNATURES

A handwritten signature in black ink, appearing to read "H.L. Williams". The signature is written in a cursive, somewhat stylized font. It is positioned above a horizontal line.

H. Lamar Williams, Councilmember, Position 3 At-Large

AN ORDINANCE BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO CSO VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in connection with the Capital Improvement Program, the need to fund certain costs from the General Reserves; and

WHEREAS, the CSO Various Projects will fund professional services for improvements to the East and West Water Quality Control Facilities and the Tanyard, North Avenue, Clear Creek, Boulevard and Custer combined sewer facilities in order to improve the reliability and performance of the combined sewer facilities and restore these facilities to their design capacity; and

WHEREAS, these funds should be transferred from the General Reserves for Appropriations to facilitate the use of the funds for the CSO Various Projects.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

The amount of	\$3,000,000.00		
FDOA:			
<u>Water & Wastewater R&E Fund</u>	<u>NDP Reservation of Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>
5052	200101	5999901	1512000

ADD TO APPROPRIATIONS

The amount of:	\$3,000,000.00			
PTAEO:				

CSO VARIOUS PROJECTS	<u>(DWM RNE 9999) Task</u>	<u>Water & Wastewater R&E Fund</u>	<u>Consulting/ Professional Services</u>	<u>City of Atlanta</u>
	101	505221391	5212001	COA
FDOA:				
<u>Water & Wastewater R&E Fund</u>	<u>DWM Wastewater Treatment & Collection</u>	<u>Projects and Grants Budget</u>	<u>Sanitary Administration</u>	
5052	170201	5999999	4310000	
CSO VARIOUS PROJECTS	<u>Water & Wastewater R&E Fund</u>			
111697	21391			

Section 2: That appropriations in the Water and Wastewater Renewal and Extension Fund (5052) Budget be transferred as follows:

ADD TO AWARD INSTALLMENT

The amount of:	\$3,000,000.00	<u>R&E Water & Wastewater Fund</u>		
		<u>505221391</u>		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR IMPROVEMENTS AT WATER QUALITY CONTROL FACILITIES AND COMBINED SEWER FACILITIES IN AN AMOUNT NOT TO EXCEED THREE MILLION DOLLARS AND NO CENTS (\$3,000,000.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTE\WATER R&E FUND) 170201 (DWM WASTEWATER TREATMENT & COLLECTION) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4310000 (SANITARY ADMINISTRATION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111697 (CSO VARIOUS PROJECTS) 101 (DWM RNE 9999) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA (CITY OF ATLANTA); AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/18/13 Atlanta City Council

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3785

SPONSOR SIGNATURES

A handwritten signature in black ink, appearing to read "H.L. Williams". The signature is written in a cursive, stylized font. Below the signature is a horizontal line.

H. Lamar Williams, Councilmember, Position 3 At-Large

A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR IMPROVEMENTS AT WATER QUALITY CONTROL FACILITIES AND COMBINED SEWER FACILITIES IN AN AMOUNT NOT TO EXCEED THREE MILLION DOLLARS AND NO CENTS (\$3,000,000.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTE\WATER R&E FUND) 170201 (DWM WASTEWATER TREATMENT & COLLECTION) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4310000 (SANITARY ADMINISTRATION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111697 (CSO VARIOUS PROJECTS) 101 (DWM RNE 9999) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA (CITY OF ATLANTA); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") authorized FC-4906A, Architectural, Engineering and Design Services ("Agreement") with Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture, on behalf of the Departments of Planning and Community Development, Public Works, Watershed Management, Parks, Recreation and Cultural Affairs, and the Office of Enterprise Asset Management, pursuant to Resolution 09-R-1633; and

WHEREAS, the term of the Agreement is for two (2) years with three (3) one (1) year renewal options to be exercised at the City's sole discretion effective December 21, 2009 through December 20, 2011; and

WHEREAS, the City authorized Renewal No. 1 of the Agreement with a term of December 21, 2011 through December 20, 2012, pursuant to Resolution 11-R-1729; and

WHEREAS, the City authorized Amendment No. 1 to include the site and funding for the Atlanta Fire Department for the issuance of a Task Order to provide professional design and architectural engineering services for the construction of Fire Station 22 in an amount not to exceed Three Hundred Six Thousand, Nine Hundred Seventeen Dollars and Zero Cents (\$306,917.00), pursuant to Resolution 12-R-1351; and

WHEREAS, the City authorized Renewal No. 2 of the Agreement with a term of December 21, 2012 through December 20, 2013, pursuant to Resolution 12-R-1648; and

WHEREAS, the Department of Watershed Management requires professional services for improvements at the East and the West Water Quality Control Facilities, and at Tanyard, North Avenue, Clear Creek, Boulevard and Custer Combined Sewer Facilities; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends issuing a Task Order for Architectural, Engineering and Design services to Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture in an amount not to exceed

Three Million Dollars and No Cents (\$3,000,000.00) for improvements at Department of Watershed Management Water Quality Control Facilities and Combined Sewer Facilities.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY

RESOLVES, that the Mayor, or his authorized designee, is authorized to issue a Task Order to Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture for FC-4906A, Architectural Engineering and Design Services in an amount not to exceed Three Million Dollars and No Cents (\$3,000,000.00) for improvements at Department of Watershed Management Water Quality Control Facilities and Combined Sewer Facilities.

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from Fund Department Organization and Account Number: 5052 (Water & Wastewater R&E Fund) 170201 (DWM Wastewater Treatment & Collection) 5212001 (Consulting/Professional Services) 4310000 (Sanitary Administration) and Project Task Award Expenditure and Organization Number 17111697 (CSO Various Projects) 101 (DWM RNE 9999) 505221391 (Water & Wastewater R&E Fund) 5212001 (Consulting/Professional Services) COA (City of Atlanta).

A RESOLUTION BY COUNCILMEMBER FELICIA A. MOORE REQUESTING THAT THE MAYOR OR HIS DESIGNEE TO CORRECT THE DISPLAY OF THE AMERICAN FLAG SIGN AT THE 1-75 EXIT TO ANDREW YOUNG INTERNATIONAL BOULEVARD; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

11/18/13 Atlanta City Council

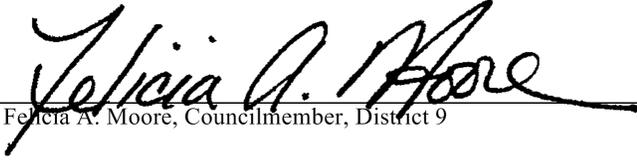
Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3786

SPONSOR SIGNATURES



Felicia A. Moore, Councilmember, District 9

A RESOLUTION BY COUNCILMEMBER FELICIA A. MOORE REQUESTING THAT THE MAYOR OR HIS DESIGNEE TO CORRECT THE DISPLAY OF THE AMERICAN FLAG SIGN AT THE 1-75 EXIT TO ANDREW YOUNG INTERNATIONAL BOULEVARD; AND FOR OTHER PURPOSES.

WHEREAS, members of the Atlanta City Council did request via Resolution 13-R-3734 that the Mayor or his designee (Department of Public Works) review whether the replica of the American Flag at the 1-75 exit on to Andrew Young International Boulevard is displayed correctly; and

WHEREAS, members from the American Legion Post 233 in Loganville Georgia did appear before the City Utilities Committee to address the correctness of the current display of the flag at this location; and

WHEREAS, the members of this organization did express to the committee that the flag on the sign as currently displayed is done so inappropriately; and

WHEREAS, this legislation will correct what some are viewing as an obvious error and make the necessary correction that will satisfy past and present members of the military, members of the American Legion and the American people.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA; as follows:

That the Mayor or his designee (Department of Public Works) have the flag sign at the 1-75 exit on to Andrew Young International Boulevard corrected with the union (stars) being displayed in the uppermost and to the flag's own right, that is, to the observer's left (see Attachment Item #8).

BE IT FURTHER RESOLVED if the Municipal Clerk is directed to send (fax or Priority Mail) a copy of this resolution to the American Legion Post 233 in Loganville, GA 30052.

AND FINALLY BE IT RESOLVED that all resolutions in conflict herewith are hereby repealed for purposes of this resolution, and only to the extent of the conflict.

A RESOLUTION BY
BY COUNCILMEMBER

Felicia A. Moore
FOR FELICIA A. MOORE

**A RESOLUTION REQUESTING THAT THE MAYOR
OR HIS DESIGNEE TO CORRECT THE DISPLAY OF
THE AMERICAN FLAG SIGN AT THE 1-75 EXIT TO
ANDREW YOUNG INTERNATIONAL BOULEVARD;
AND FOR OTHER PURPOSES.**

WHEREAS, members of the Atlanta City Council did request via Resolution 13-R-3734 that the Mayor or his designee (Department of Public Works) review whether the replica of the American Flag at the 1-75 exit on to Andrew Young International Boulevard is displayed correctly; and

WHEREAS, members from the American Legion Post 233 in Loganville Georgia did appear before the City Utilities Committee to address the correctness of the current display of the flag at this location; and

WHEREAS, the members of this organization did express to the committee that the flag on the sign as currently displayed is done so inappropriately; and

WHEREAS, this legislation will correct what some are viewing as an obvious error and make the necessary correction that will satisfy past and present members of the military, members of the American Legion and the American people.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA; as follows:

That the Mayor or his designee (Department of Public Works) have the flag signat the 1-75 exit on to Andrew Young International Boulevard corrected with the union (stars) being displayed in the uppermost and to the flag's own right, that is, to the observer's left (see Attachment Item #8).

BE IT FURTHER RESOLVED if the Municipal Clerk is directed to send (fax or Priority Mail) a copy of this resolution to the American Legion Post 233 in Loganville, GA 30052.

AND FINALLY BE IT RESOLVED that all resolutions in conflict herewith are hereby repealed for purposes of this resolution, and only to the extent of the conflict.

Attachment: DOC25 (13-R-3786 : American Flag)

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

Review List:

Santana Kempson Wright	Completed	11/04/2013 5:01 PM
Rita Braswell	Completed	11/04/2013 5:08 PM
Richard Mendoza	Completed	11/05/2013 3:22 PM
Saul Schultz	Completed	11/06/2013 10:54 AM
Procurement	Completed	11/13/2013 2:04 PM
Adam Smith	Completed	11/13/2013 2:52 PM
Mayor's Office	Completed	11/13/2013 2:58 PM
Office of Research and Policy Analysis	Completed	11/14/2013 9:57 AM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) did solicit Proposals for Contract Number FC-5035, Annual Contract for the Disposal of Municipal Solid Waste (“Contract”) on behalf of the Department of Public Works and the Department of Watershed Management; and

WHEREAS, the Atlanta City Council adopted Ordinance 11-O-0324 on March 21, 2011 and the same was approved per City Charter Section 2-403 on March 30, 2011 in an amount not to exceed Five Million Five Hundred Four Thousand Dollars and No Cents (\$5,504,000.00) which authorized the Contract with Republic Services of Georgia, LP; and

WHEREAS, the base term of the Contract is for a period of Three (3) years, with Two (2) One (1) year renewal options to be exercised at the sole discretion of the City effective May 1, 2011 through May 14, 2014; and

WHEREAS, the Atlanta City Council adopted Resolution 12-R-1541 on November 19, 2012 and the same was approved per City Charter Section 2-403 on November 28, 2012 which authorized the Department of Public Works to enter into Amendment Agreement 1 with Republic Services of Georgia, LP for FC-5035B, Annual Contract for the Disposal of Municipal Solid Waste, in an amount not to exceed Two Million Sixty-Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00);

WHEREAS, the Department of Public Works desires to enter into Amendment Agreement Number 2 with Republic Services of Georgia, LP for FC-5035B in an amount not to exceed Two Million Sixty-Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00); and

WHEREAS, Republic Services of Georgia, LP, has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend this Amendment Agreement Number 2, Annual Contract for the Disposal of Municipal Solid Waste.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor, or his designee, is authorized to enter into Amendment Agreement Number 2 for FC-5035B, Annual Contract for the Disposal of Municipal Solid Waste, with Republic Services of Georgia, LP, on behalf of the Department of Public Works in an amount not to exceed Two Million Sixty-Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from FDOA 5401 (Solid Waste Services Revenue) 130542 (DPW Disposal-Landfill) 5212001 (Consulting/Professional Services) 4560000 (Closure and Post Closure Care).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is hereby directed to prepare the appropriate Contract for execution by the Mayor.

AND FINALLY BE IT RESOLVED, that the Contract will not become binding upon the City and the City will incur no obligation or liability under it until the Contract is approved by the City Attorney as to

form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to Republic Services of Georgia, LP.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Santana Kempson Wright

Contact Number: 404-330-6579

Originating Department: Department of Public Works

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: October 25, 2013

Anticipated Committee Meeting Date(s): November 12, 2013

Anticipated Full Council Date: November 18, 2013

Legislative Counsel's Signature: Saul Schultz

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature]

Chief Information Officer Signature (for IT Procurements) _____

Chief Procurement Officer Signature: Adam J. Smith

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: \$2,062,500.00

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: WJ. 10/25/13
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did solicit Proposals for Contract Number FC-5035, Annual Contract for the Disposal of Municipal Solid Waste ("Contract") on behalf of the Department of Public Works and the Department of Watershed Management; and

WHEREAS, the Atlanta City Council adopted Ordinance 11-O-0324 on March 21, 2011 and the same was approved per City Charter Section 2-403 on March 30, 2011 in an amount not to exceed Five Million Five Hundred Four Thousand Dollars and No Cents (\$5,504,000.00) which authorized the Contract with Republic Services of Georgia, LP; and

WHEREAS, the base term of the Contract is for a period of Three (3) years, with Two (2) One (1) year renewal options to be exercised at the sole discretion of the City effective May 1, 2011 through May 14, 2014; and

WHEREAS, the Atlanta City Council adopted Resolution 12-R-1541 on November 19, 2012 and the same was approved per City Charter Section 2-403 on November 28, 2012 which authorized the Department of Public Works to enter into Amendment Agreement 1 with Republic Services of Georgia, LP for FC-5035B, Annual Contract for the Disposal of Municipal Solid Waste, in an amount not to exceed Two Million Sixty Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00);

WHEREAS, the Department of Public works desires to enter into Amendment Agreement Number 2 with Republic Services of Georgia, LP for FC-5035B in an amount not to exceed Two Million Sixty Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00); and

WHEREAS, Republic Services of Georgia, LP, has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend this Amendment Agreement Number 2, Annual Contract for the Disposal of Municipal Solid Waste.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor, or his designee, is authorized to enter into Amendment Agreement

Number 2 for FC-5035, Annual Contract for the Disposal of Municipal Solid Waste, with Republic Services of Georgia, LP, on behalf of the Department of Public Works in an amount not to exceed Two Million Sixty Two Thousand Five Hundred Dollars and No Cents (\$2,062,500.00).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from FDOA 5401 (Solid Waste Services Revenue) 130542 (DPW Disposal-Landfill) 5212001 (Consulting/Professional Services) 4560000 (Closure and Post Closure Care).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is hereby directed to prepare the appropriate Contract for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Contract will not become binding upon the City and the City will incur no obligation or liability under it until the Contract is approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to Republic Services of Georgia, LP.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Caption:

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

Committee of Purview: City Utilities

Committee Meeting Date: November 12, 2013

Council Meeting Date: November 18, 2013

Requesting Dept.: Department of Public Works

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to add additional funds to the contract with Republic Services of Georgia, LP for the disposal of municipal solid waste (MWS). This service provides efficient garbage disposal at Republic Services transfer station and allows the city to remain in compliance with state regulations.

The amendment would allow the city to continue to protect the public health, safety, and well-being of its citizens and to protect and enhance the quality of the environment.

2. Please provide background information regarding this legislation.

The city entered into a service agreement with Republic Services of Georgia, LP on June 1, 2011 for the disposal of municipal solid waste. The contract included an amount not to exceed \$5,504,000.00 for both the Department of Public Works (\$2,375,000.00) and the Department of Watershed Management (\$3,129,000.00). In accordance with resolution, 12-R-1541, the city entered into Amendment Agreement Number 1 with Republic Services of Georgia, LP on behalf of the Department of Public Works in the amount of \$2,062,500.00 for continued disposal services.

Amendment Agreement Number 2 in an amount not to exceed \$2,062,500.00 would allow the Department's Office of Solid Waste Services to continue to properly dispose of municipal solid waste generated within the City of Atlanta's service areas.

3. If Applicable/Known:

- (a) **Contract Type:**
- (b) **Source Selection:**
- (c) **Bids/Proposals Due:**
- (d) **Invitations Issued:**
- (e) **Number of Bids:**
- (f) **Proposals Received:**
- (g) **Bidders/Proponents:**
- (h) **Term of Contract:**

4. Fund Department Account Center: 5401 (Solid Waste Services Revenue Fund) 1305042 (DPW Disposal – Landfill) 4560000 (Closure & Post Closure Care) 5212001 (Consulting / Professional Services)

5. Source of Funds: Solid Waste Services Operating Budget

6. Fiscal Impact: \$2,062,500.00

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Melissa Davis

LEGISLATIVE SUMMARY

FC-5035B, Annual Contract for the Disposal of Municipal Solid Waste Services, Amendment No. 2

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 2 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-5035B, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO MILLION SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$2,062,500.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED; AND FOR OTHER PURPOSES.

Committee Meeting Date:	November 12, 2013
Council Meeting Date:	November 18, 2013
Legislation Title:	Amendment Agreement Number 2 with Republic Services of Georgia, LP for Disposal of Municipal Solid Waste Services (FC-5035B)
Requesting Dept.:	Department of Public Works
Contract Type:	Request for Proposal
Advertisement:	September 23, 2010
Bids/Proposals Due:	October 21, 2010
Invitations Mailed:	15
Bids/Proposals Received:	Four (4)
Bidders/Proponents:	Advanced Disposal Services Atlanta, LLC; Waste Management, Inc.; Republic Services of Georgia, LP; and Veolia ES Solid Waste of North America, LLC.
Contractor:	Republic Services of Georgia, LP
Original Amount:	\$5,504,000.00
Amended Value:	\$2,062,500.00

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)

Scope Summary: To provide disposal services of municipal solid waste and other waste products generated by and/or collected by the City.

Background: Original contract was executed on 5/31/2011 and expires on 5/30/2014

Evaluation Team: DPW, DWM and OCC

Term of Contract: Original agreement: Term of three (3) years with two (2) one year renewal options.

Fund Account Centers:

5401 (Solid Waste Services Revenue)	130542
(DPW Disposal-Landfill)	5212001
(Consulting/Professional Services)	4560000
(Closure and Post Closure Care).	

Prepared By: Valerie Floyd, CPPB

Contact Number: 404-330-6517



CITY OF ATLANTA

55 TRINITY AVE., SW, ATLANTA, GEORGIA 30303-0324
 SUITE 4700, CITY HALL - SOUTH
 (404) 330-6240
 FAX (404) 658-7552
 Email: publicworks@atlanta.gov

DEPARTMENT OF PUBLIC WORKS

Richard Mendoza
 Commissioner

Dexter C. White
 Deputy Commissioner

KASIM REED
 MAYOR

MEMORANDUM FOR: RECOMMENDATION FOR NEGOTIATION

TO: Adam L. Smith, Chief Procurement Officer
 Department of Procurement

FROM: *RM* Richard Mendoza, Commissioner *[Signature]*
 Department of Public Works

SUB: Recommendation for Award
 FC-5035, - Annual Contract for the Disposal of Municipal Solid Waste Services

DATE: **December 9, 2010**

The Department of Public Works has completed its evaluation for the above-referenced proposal. Based on the information submitted and the evaluation criteria established for this proposal, we recommend the Not to Exceed award as follows:

Waste Management	\$3,133,500.00
Republic	\$2,375,000.00

If additional information is needed, please feel free to contact Soraya Belgrave at Ext. 6002.

RM/sb

cc: Douglas Raikes, Department of Public Works
 Keith Brooks, Department of Procurement
 Soraya Belgrave, Department of Public Works / File

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)



CITY OF ATLANTA

SUITE 1700
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6010 Fax: (404) 658-7359
Internet Home Page: www.atlantaga.gov

Kasim Reed
Mayor

OFFICE OF CONTRACT COMPLIANCE
Hubert Owens
Director
howens@atlantaga.gov

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Director *HO*
Mayor's Office of Contract Compliance

RE: **Bid Recommendation for FC 5035, Annual Contract for the Disposal of
Municipal Solid Waste Services**

DATE: November 10, 2010

The Office of Contract Compliance has reviewed the four proposals for minority and female business enterprise (M/FBE) participation. All four proponents have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize the following AABEs and FBEs as indicated below:

Advanced Disposal Services Atlanta, LLC

Global Trucking	AABE	18%
Pro Expeditors	AABE	18%
Latham Home Sanitation	FBE	6%
Participation Total		42%

Waste Management Inc.

Global Trucking, Inc.	AABE	24%
S.A. White Oil Co., Inc.	FBE	5%
Participation Total		29%

Republic Services of Georgia, LP

CW Transport, LLC	AABE	35%
MBA	FBE	5%
Benchmark Management, LLC	FBE	1%
Participation Total		41%

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)

MEMORANDUM

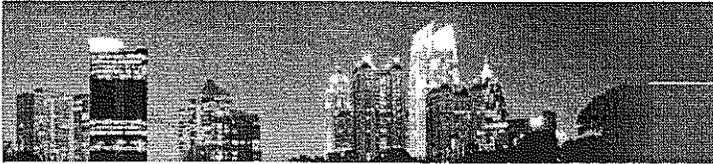
TO: Adam L. Smith
 FROM: Hubert Owens
 RE: Bid Recommendation for FC 5035, Annual Contract for the Disposal of
 Municipal Solid Waste Services
 DATE: November 10, 2010
 PAGE: 2

Veolia ES Solid Waste of North America, LLC

Global Trucking	AABE	46%
Analytical Environmental Services, Inc.	AABE	2%
Participation Total		48%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

cc: File
 Mano A. Smith, DOP



[Home](#)



REPUBLIC SERVICES OF GEORGIA, LIMITED PARTNERSHIP (DELAWARE) Control Number K952976

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 1150339

Key Indicators

Model Type Limited Partnership

Locale Foreign

Qualifier For-Profit

Business Name REPUBLIC SERVICES OF GEORGIA, LIMITED PARTNERSHIP (DELAWARE)

Registration Date 12/28/1999

Entity Status Active/Compliance

Entity Status Date 3/28/2013

Foreign Name

Date of Organization

State Delaware

Country

Principal Office Address

PRINCIPAL

Line1 18500 North Allied Way

Line2

City Phoenix **State** Arizona **Zip** 85054

Agent

Is non-commercial Registered Agent? Yes

Name CORPORATION PROCESS COMPANY

Address

Line1 328 ALEXANDER STREET, SUITE 10

Line2

City MARIETTA **State** Georgia **Zip** 30060

Email

Previous Names

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number
				12/28/1999		13530704

1/1

[Return to Home](#)

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)

REPUBLIC SERVICES OF GEORGIA, LIMITED PARTNERSHIP
DUNS: 827598769 CAGE Code: 5VDAS
Status: Active

84 CLIFTON BLVD
SAVANNAH, GA, 31408-9601 ,
UNITED STATES

Entity Overview

Entity Information

Name: REPUBLIC SERVICES OF GEORGIA, LIMITED PARTNERSHIP
Doing Business As: REPUBLIC WASTE SERVICES OF SAVANNAH
Business Type: Business or Organization
POC Name: None Specified
Registration Status: Active
Expiration Date:03/26/2014

Exclusions

Active Exclusion Records? No

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

WWW2

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.

Attachment: Republic - FC-5035B, Amendment #2 (13-R-3846 : Amendment #2 with Republic Services, FC-5035B)

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Review List:

Jo Ann Macrina	Completed	11/18/2013 10:38 AM
Pamela Holmes	Completed	11/18/2013 10:42 AM
Patrick McShane	Completed	11/18/2013 11:09 AM
Information Technology	Skipped	11/18/2013 10:25 AM
Procurement	Completed	11/18/2013 11:51 AM
Adam Smith	Completed	11/18/2013 3:54 PM
Mayor's Office	Completed	11/19/2013 10:54 AM
Office of Research and Policy Analysis	Completed	11/19/2013 11:40 AM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") authorized FC-4918A, Geotechnical, Environmental Engineering, Testing and Investigation Services ("Agreement") with ATC Associates, Inc. and C.E.R.M., Inc., a Joint Venture, on behalf of the Departments of Public Works, Parks, Recreations and Cultural Affairs, and Planning and Community Development, pursuant to Resolution 09-R-1707; and

WHEREAS, the term of the Agreement is for three (3) years with two (2) one (1) year renewal options to be exercised at the City's sole discretion effective December 18, 2009 through December 17, 2012; and

WHEREAS, the City authorized Amendment No. 1 of the Agreement to include the Department of Watershed Management ("DWM") as an additional authorized user of services, pursuant to Resolution 12-R-0294; and

WHEREAS, the Chief Procurement Officer executed a ninety (90) day extension letter to ATC Associates, Inc. and C.E.R.M., Inc., a Joint Venture extending the term of the Agreement to March 17, 2013; and

WHEREAS, the City authorized Renewal No. 1 of the Agreement with a term of March 18, 2013 through March 17, 2014, pursuant to Resolution 13-R-0182; and

WHEREAS, the DWM requires professional geotechnical, environmental engineering, testing and investigation services under the Agreement to support various projects, specifically including services needed to supplement certain projects that are designed by City design and engineering staff; and

WHEREAS, the Commissioner of the DWM and the Chief Procurement Officer recommend issuing a Task Order for certain professional geotechnical environmental engineering, testing and investigation services in support of various DWM projects to ATC Associates, Inc. and C.E.R.M., Inc., a Joint Venture in an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to issue a Task Order to ATC Associates, Inc. and C.E.R.M., Inc., a Joint Venture for FC-4918A, Geotechnical, Environmental Engineering, Testing & Investigation Services in support of various DWM projects in an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00); and

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from Fund Department organization and Account Number 5052 (Water & Wastewater R&E Fund) 171002 (DWM Sewer Linear Maintenance/Repair) 5212001 (Consulting) 4330000 (Sewage Collection and Distribution) and Project Task Award Expenditure and Account Number 17102445 (Sewer Group 2 Rehabilitation) 104 (Geo-Tech. Services) 505221391 (Water & Wastewater R&E Fund) 5212001 (Consulting) COA.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-546-3625

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: November 8, 2013

Anticipated Committee Meeting Date: November 26, 2013

Anticipated Full Council Date: December 2, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

JEW

Chief Procurement Officer Signature: [Signature]

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) GOA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$500,000.00)

Mayor's Staff Only

Received by CPO: _____ (date)

Received by LC from CPO: _____ (date)

Received by Mayor's Office: Adriano 11-8-13 (date)

Reviewed by: _____ (date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Council Meeting Date: December 2, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to request the Mayor to issue a Task Order to ATC Associates, Inc and C.E.R.M., Inc., a Joint Venture for FC-4918-A, Geotechnical, Environmental Engineering, Testing, and Investigation Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$500,000.

2. Please provide background information regarding this legislation.

These services are intended to support projects that are designed in-house without the use of outside design services. The projects may arise from Operations, Sewer Rehabilitation, Emergencies, or various similar internal sources. These projects typically involve sewer realignments and extensions and are time sensitive. The time required for each project to go through the legislative process individually could be potentially detrimental to the project schedule. This Task Order is needed to provide the Department with the ability to issue Work Authorizations for these projects and avoid those schedule impacts.

3. If Applicable/Known:

(a) **Contract Type: Professional Services**

(b) **Source Selection: Sealed RFP**

- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number):

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting), 4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE 9999)

PATEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE 9999), 5212001 (Consulting), COA

5. Source of Funds: 5052 (DWM RNE 9999)

7. Fiscal Impact: Legislation will result in a reduction in an amount not to exceed \$ 500,000

FDOA:

PATEO:

7. Method of Cost Recovery: N/A

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Yunion Galardy



Kasim Reed
MAYOR

CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT
72 Marietta Street, N.W.
ATLANTA, GEORGIA 30303

Jo Ann J. Macrina, PE
COMMISSIONER

MEMORANDUM

To: Adam L. Smith, Chief Procurement Officer
Department of Procurement

From: Jo Ann J. Macrina, PE, Commissioner
Department of Watershed Management

Cc: Eric Glover, Deputy Commissioner
Paula Days, Director
Karen Schroeder, Project Manager
Keith Brooks, Deputy Chief Procurement Officer
Delmarie Griffin, Contract Administrator, Sr.
Jill Watkins, Contracting Officer
Maisha Land-Wood, Legislative Manager
Cynthia L. Lunn, Watershed Procurement Manager

Date: October 31, 2013

Re: Legislative Request for FC-4918A, Geotechnical, Environmental Engineering, Testing and Investigation Services Blanket Task Order
Contractor: ATC Associates/C.E.R.M., Inc., JV

Please prepare the appropriate Legislative Summary for Cycle 21 (December 2, 2013) to approve the above referenced services, in an amount not to exceed Five Hundred Thousand Dollars and No Cents (\$500,000.00).

These services shall be charged to and paid from:

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting), 4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE 9999)

PATEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE 9999), 5212001 (Consulting), COA

Requisition No. 21325028 is included with this submission.

If you have any additional questions, please contact Cynthia Lunn, Watershed Procurement Manager, at (404) 546-3626.



**TABLE I
COST ESTIMATE
GEOTECHNICAL & CONSTRUCTION MATERIALS TESTING SERVICES**

**ATLANTA, GA
CARDNO ATC + CERM PROPOSAL**

Labor Category	Home Office Rate	Estimated Home Office Hours per Category	Field Office Rate	Estimated Field Office Hours per Category	Total Estimated Fee per Category
Task 1: Compliance Review (Geotechnical, Phase I and II ESA)					
Consultant Service Coordinator	\$150.00	175	\$150.00	40	\$ 32,250.00
Senior Engineer	\$90.00	650	\$90.00	100	\$ 67,500.00
Project Manager	\$75.00	250	\$75.00		\$ 18,750.00
Professional Engineer	\$85.00	250	\$85.00		\$ 21,250.00
Registered Geologist	\$80.00	200	\$80.00		\$ 16,000.00
Senior Environmental Engineer	\$95.00	200	\$95.00		\$ 19,000.00
Certified Industrial Hygienist	\$90.00	75	\$90.00		\$ 6,750.00
Staff Engineer	\$75.00	316	\$75.00	245	\$ 42,075.00
CADD	\$65.00	250	\$65.00		\$ 16,250.00
Administrative Assistant, Sr.	\$35.00	230	\$35.00		\$ 8,050.00
Vehicle Usage	\$35.00		\$35.00	80	\$ 2,800.00
Truck Usage	\$95.00		\$95.00	75	\$ 7,125.00
Private Utility location					
Mobilization/Demobilization , All Terrain Tracked Vehicle	\$400.00		\$400.00	10	\$ 4,000.00
Penetration Testing/Soil Sampling (0-50ft)	\$9.25		\$9.25	1500	\$ 13,875.00
Auger Borings	\$6.50		\$6.50	740	\$ 4,810.00
Sched 40 PVC in Predrilled Hole, 2-inch well	\$10.00		\$10.00	500	\$ 5,000.00
Well Development Pump	\$75.00		\$75.00	30	\$ 2,250.00
Undisturbed Samples	\$57.50		\$57.50	100	\$ 5,750.00
Bulk Samples	\$23.50		\$23.50	99	\$ 2,326.50
Crew Standby	\$135.00		\$135.00	30	\$ 4,050.00
Standard Proctor , Method A	\$85.00	40	\$85.00		\$ 3,400.00
Curing Clayey Samples for Proctor Tests	\$10.00	40	\$10.00		\$ 400.00
Atterberg Limits	\$52.50	70	\$52.50		\$ 3,675.00
Unit Weight and Natural Moisture Content	\$25.00	40	\$25.00		\$ 1,000.00
Saw Shelby Tube and Extract Sample	\$10.00	40	\$10.00		\$ 400.00
Hydrometer	\$55.00	20	\$55.00		\$ 1,100.00
Consolidation Test, undisturbed and 16 tons/ sq ft	\$280.00	20	\$280.00		\$ 5,600.00
Rebound Cycle per Test	\$30.00	40	\$30.00		\$ 1,200.00
Natural Moisture Content	\$4.00	150	\$4.00		\$ 600.00
Visual Classification	\$5.00	198	\$5.00		\$ 990.00
Sieve Analysis w/o Hydrometer	\$60.00	100	\$60.00		\$ 6,000.00
Total for Task 1					\$ 324,226.50



**TABLE 1
COST ESTIMATE
GEOTECHNICAL & CONSTRUCTION MATERIALS TESTING SERVICES**

**ATLANTA, GA
CARDNO ATC + CERM PROPOSAL**

Labor Category	Home Office Rate	Estimated Home Office Hours per Category	Field Office Rate	Estimated Field Office Hours per Category	Total Estimated Fee per Category
Task 2: Lab and Field Reports Review					
Consultant Service Coordinator	\$150.00	25	\$150.00		\$ 3,750.00
Senior Environmental Engineer	\$95.00	25	\$95.00		\$ 2,375.00
Senior Engineer	\$90.00	50	\$90.00		\$ 4,500.00
Staff Engineer	\$75.00	100	\$75.00		\$ 7,500.00
Project Manager	\$75.00	40	\$75.00		\$ 3,000.00
Administrative Assistant, sr.	\$35.00	75	\$30.00		\$ 2,625.00
Total for Task 2					\$ 23,750.00
Task 3: Site Visits					
Consultant Service Coordinator	\$150.00	60	\$150.00		\$ 9,000.00
Senior Environmental Engineer	\$95.00	100	\$95.00		\$ 9,500.00
Senior Engineer	\$90.00	115	\$90.00		\$ 10,350.00
Project Manager	\$75.00	120	\$75.00		\$ 9,000.00
Vehicle Charge	\$35.00	70	\$35.00		\$ 2,450.00
Total for Task 3					\$ 40,300.00
Task 4: Laboratory Testing					
Standard Proctors Compaction Test, ASTM D698 (a) Method A	\$85.00	50	\$85.00		\$ 4,250.00
Unit Weight and Natural Moisture Content	\$25.00	50	\$25.00		\$ 1,250.00
Visual Classification	\$5.00	65	\$5.00		\$ 325.00
Atterberg Limits	\$52.00	49	\$52.00		\$ 2,548.00
Sieve Analysis	\$60.00	50	\$60.00		\$ 3,000.00
Concrete Cylinders	\$9.00	250	\$9.00		\$ 2,250.00
Petroleum hydrocarbons (PHC)	\$40.00	100	\$40.00		\$ 4,000.00
Lead Total	\$10.00	100	\$10.00		\$ 1,000.00
Asbestos - surveying structures for presence	\$70.00	75	\$70.00		\$ 5,250.00
Asbestos - Bulk samples	\$10.63	70	\$10.63		\$ 744.00
Staff Engineer	\$75.00	75	\$75.00		\$ 5,625.00
Project Manager	\$75.00		\$75.00		
Consultant Service Coordinator	\$150.00	45	\$150.00		\$ 6,750.00
Administrative Assistant, Sr	\$35.00	50	\$35.00		\$ 1,750.00
Total for Task 4					\$ 38,742.00
Task 5: Fieldwork					
Density Testing	\$55.00		\$55.00	250	\$ 13,750.00
Concrete Testing	\$40.00		\$40.00	60	\$ 2,400.00
Total Lead	\$10.00		\$10.00	50	\$ 500.00
Asbestos - Bulk samples	\$10.63		\$10.63	50	\$ 531.50
Asbestos - surveying structures for presence	\$70.00				
Senior Engineer	\$90.00	50	\$90.00		\$ 4,500.00
Staff Engineer	\$75.00	75	\$75.00	100	\$ 13,125.00
Project Manager	\$75.00	75	\$75.00		\$ 5,625.00
Consultant Service Coordinator	\$150.00	50	\$150.00		\$ 7,500.00
Senior Environmental Engineer	\$95.00	75	\$95.00		\$ 7,125.00
Administrative Assistant, Sr.	\$35.00	105	\$35.00		\$ 3,675.00
Truck with Testing Gear	\$95.00		\$95.00	150	\$ 14,250.00
Total for Task 5					\$ 72,981.50
Task Order Labor Totals					\$ 500,000.00

Checkout: Review and Submit Requisition

Requisition 21325028: Total 500,000.00 USD

Created By Lunn, Cynthia
 Creation Date 22-Oct-2013 13:27:22
 Description FC-4918-A, Geotechnical, Environmental Engineering, Testing and Investigation Services - Blanket Task Order
 Justification REVISE REQUESTED AMOUNT

Requisition Attachments	File Name	Type	Description	Category	Last Updated By	Last Updated	Usage	Update	Delete	Publish to Catalog
No results found.										

Lines	Details Line	Description	Cost Center	Unit	Quantity	Price	Amount (USD)	Attachments
Hide	1	FC-4918-A, Geotechnical, Environmental Engineering, Testing and Investigation Services - Blanket Task Order Requester Lunn, Cynthia Need-By Date 31-Dec-2013 13:31:02 Item Number Category Description CONSULTING SERVICES P-Card Used No Taxable No	171002	LOT	500000	1 USD	500,000.00	Deliver-To Location 097 Destination Type Expense Supplier ATC/CERM/JV Supplier Site MARIETTA-00 Supplier Contact ELAINE TETRAULT, ELAINE TETRAULT Contact Phone 404 427-9456 Supplier Item

Charge Account	Project Number	Task Number	Award Number	Expenditure Type	Expenditure Organization	Expenditure Item Date	Expenditure Percent	Legacy GL	Legacy Number	Legacy Date
5052.171002.5212001.4330000.102445.21391.0000.000000000.000000000	17102445	104	505221391	5212001	City of Atlanta	30-Oct-2013	100			

Copyright (c) 2006, Oracle. All rights reserved.

Total

500,000.00

**DEPARTMENT OF PROCUREMENT
LEGISLATION SUMMARY**

FC-4918A, Geotechnical Environmental Engineering Testing and Investigation Services

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

COMMITTEE MEETING

DATE: November 26, 2013

COUNCIL MEETING

DATE: December 2, 2013

LEGISLATION TITLE:

FC-4918A, Geotechnical, Environmental Engineering, Testing And Investigation Services For Various DWM Projects

REQUESTING DEPT.:

Watershed Management

CONTRACT TYPE:

Professional Services, RFP

ADVERTISEMENT:

March 23, 2009

PROPOSALS DUE:

April 22, 2009

INVITATIONS MAILED:

147

PROPOSALS

RECEIVED:

7

BIDDERS/PROPONENTS:

**United Consulting, Inc.
Mactec Engineering and Consulting, Inc.
ECS Southeast, LLC
Geo-Hydro Engineers, Inc.**

Professional Services, Industries, Inc.
ATC Associates, Inc./C.E.R M., Inc. a JV
Terracon Consultants, Inc.

Contractor: ATC Associates/C.E.R.M., Inc., JV

Estimated Value: \$ 500,000.00

Scope Summary: ATC Associates/C.E.R.M., Inc., JV will provide geotechnical, environmental engineering, testing and investigation services on behalf of the Department of Watershed Management. These services will be provided for projects that may arise from Operations, Sewer Rehabilitation, Emergencies, or various similar internal sources. Projects may include sewer realignments and extensions that warrant immediate and/or emergency assistance.

BACKGROUND: Original executed on December 18, 2009, expired on December 17, 2012.

Amendment Agreement No. 1 will amend the scope of services to add the Department of Watershed Management as an additional authorized user of services.

An extension of the current Agreement will extend the agreement 90 days, giving a new expiration of March 17, 2013.

Renewal Agreement No.1 extended the current Agreement one additional year for time only. Renewal Agreement No. 1 effective term March 18, 2013 to March 17, 2014.

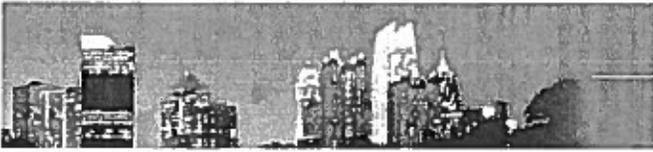
EVALUATION TEAM COMPOSITION: DPW, DPRCA, DOA, OGS, OCC, and RISK MANAGEMENT

TERM OF CONTRACT: Three (3) years with an option to renew for two (2) one (1) year periods.

FUND ACCOUNT CENTERS: 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA

PREPARED BY: Jill Watkins

CONTACT NUMBER: 404-865-8703



[Home](#)

[Edit Account](#) | [Log Out](#)

ATC GROUP SERVICES, INC. Control Number: K319411

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 884889

Key Indicators

Model Type Corporation
Locale Foreign
Qualifier For-Profit

Business Name ATC GROUP SERVICES, INC.
Registration Date 8/23/1993
Entity Status Active/Compliance
Entity Status Date 3/12/2013

Foreign Name

Date of Organization

State Delaware

Country

Principal Office Address

PRINCIPAL

Line1 221 Rue De Jean
Line2 Suite 200

City LAFAYETTE **State** Louisiana **Zip** 70508

Agent

Is non-commercial Registered Agent? No

Name C T CORPORATION SYSTEM

Address

Line1 1201 Peachtree Street, NE
Line2

City Atlanta **State** Georgia **Zip** 30361

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
-------------------	-----------------	---------------------	---------------------	----------------	----------	-------------	---------

No Miscellaneous Filings were found.

[Return to Home](#)

ATC Group Services Inc
DUNS: 034930156 CAGE Code: 1E9L1
Status: Active

221 Rue De Jean, Ste 200
Lafayette, LA, 70508-3283,
UNITED STATES

Entity Overview

Entity Information
Name: ATC Group Services Inc
Doing Business As: (Foreign Parent is Cardno Limited, Fortitude Valley, Australia.)
Business Type: Business or Organization
POC Name: None Specified
Registration Status: Active
Expiration Date:02/20/2014

Exclusions
Active Exclusion Records? No

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

WWW3

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



Search Results

Current Search Terms: ATC* Group* services*

Your search for "ATC* Group* Services*" returned the following results...

Notice: This printed document represents only the first page of your SAM search results. More results may be available. To print your complete search results, you can download the PDF and print it.

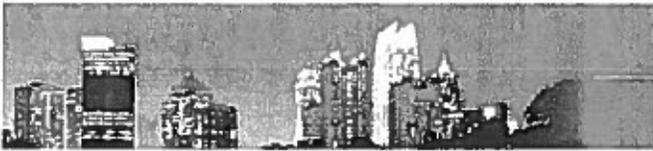
Entity	ATC Group Services Inc	Status: Active
DUNS: 034930156	CAGE Code: 1E9L1	View Details
Has Active Exclusion?: No	DoDAAC:	

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.





[Home](#)

CORPORATE ENVIRONMENTAL RISK MANAGEMENT, L.L.C. Control Number: K526137

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 953226

Key Indicators

Model Type Limited Liability Company

Locale Domestic

Qualifier None

Business Name CORPORATE ENVIRONMENTAL RISK MANAGEMENT, L.L.C.

Registration Date 8/23/1995

Entity Status Active/Compliance

Entity Status Date 9/11/2013

Foreign Name

Date of Organization

State Georgia

Country

Principal Office Address

PRINCIPAL

Line1 2296 Henderson Mill Road

Line2 Suite 200

City ATLANTA **State** Georgia **Zip** 30345

Agent

Is non-commercial Registered Agent? Yes

Name Monica A Teasley

Address

Line1 5300 Memorial Drive Suite 2241

Line2

City Atlanta **State** Georgia **Zip** 30083

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
-------------------	-----------------	---------------------	---------------------	----------------	----------	-------------	---------

No Miscellaneous Filings were found.

Search Results

Current Search Terms: corporate* environmental* Risk* management*

Notice: This printed document represents only the first page of your SAM search results. More results may be available. To print your complete search results, you can download the PDF and print it.
No records found for current search.

SAM | System for Award Management 3.0

IBM v1.1278.20131018-1401

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



First Reading
 Committee _____
 Date _____
 Chair _____
 Referred To _____

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

**A RESOLUTION
 BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ATC ASSOCIATES, INC. AND C.E.R.M., INC., A JOINT VENTURE FOR FC-4918A, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING AND INVESTIGATION SERVICES FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Committee _____
 Date _____

Committee _____
 Date _____

Chair _____

Chair _____

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

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

Members _____

Members _____

Refer To _____

Refer To _____

Committee _____

Committee _____

Date _____

Date _____

Chair _____

Chair _____

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

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

Members _____

Members _____

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

Date Referred: _____

Date Referred: _____

Date Referred: _____

Date Referred: _____

Referred To: _____

MAYOR'S ACTION

CERTIFIED

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC. FOR FC-4918B, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Review List:

Jo Ann Macrina	Completed	11/18/2013 10:37 AM
Pamela Holmes	Completed	11/18/2013 10:45 AM
Procurement	Completed	11/18/2013 11:51 AM
Adam Smith	Completed	11/18/2013 3:54 PM
Patrick McShane	Completed	11/18/2013 5:43 PM
Mayor's Office	Completed	11/19/2013 11:06 AM
Office of Research and Policy Analysis	Completed	11/19/2013 11:37 AM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC. FOR FC-4918B, GEOTECHNICAL, ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR SERVICES IN SUPPORT OF VARIOUS PROJECTS IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) authorized FC-4918B, Geotechnical Environmental Engineering, Testing & Investigation Services (“Agreement”) with United Consulting, Inc., on behalf of Departments of Planning and Community Development, Public Works, and Parks, Recreation and Cultural Affairs, pursuant to 09-R-1708; and

WHEREAS, the term of the Agreement is for three (3) years with two (2) one (1) year renewal options to be exercised at the City’s sole discretion effective April 1, 2010 through March 31, 2013; and

WHEREAS, the City authorized Amendment No. 1 of the Agreement to add the Department of Watershed Management (“DWM”) as an additional authorized user of services, pursuant to Resolution No. 12-R-0293; and

WHEREAS, the City authorized Renewal No. 1 of the Agreement with a term of April 1, 2013 through March 31, 2014, pursuant to Resolution 12-R-1760; and

WHEREAS, the DWM requires professional geotechnical, environmental engineering, testing and investigation services under the Agreement to support various projects, specifically including services needed to supplement certain projects that are designed by City design and engineering staff; and

WHEREAS, the Commissioner of the DWM and the Chief Procurement Officer recommend issuing a Task Order for certain professional geotechnical environmental engineering, testing and investigation services in support of various DWM projects to United Consulting, Inc. in an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to issue a Task Order to United Consulting, Inc. for FC-4918B, Geotechnical, Environmental Engineering, Testing & Investigation Services in support of various DWM projects in an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00); and

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from Fund Department Organization and Account Number 5052 (Water & Wastewater R&E Fund) 171002 (DWM Sewer Linear Maintenance/Repair) 5212001 (Consulting) 4330000 (Sewage Collection and Distribution) and Project Task Award Expenditure and Account Number 17102445 (Sewer Group 2 Rehabilitation) 104 (Geo-Tech. Services) 505221391 (Water & Wastewater R&E Fund) 5212001 (Consulting) COA.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-546-3625

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: November 8, 2013

Anticipated Committee Meeting Date: November 26, 2013

Anticipated Full Council Date: December 2, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature] [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

[Signature] Chief Procurement Officer Signature: Adam J. Smith
CPO

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC., FOR FC-4918B CONTRACT FOR GEOTECHNICAL ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$500,000.00)

Mayor's Staff Only

Received by CPO: _____ (date)

Received by LC from CPO: _____ (date)

Received by Mayor's Office: Adam J. Smith 11-8-13 (date)

Reviewed by: [Signature] (date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC., FOR 4918B CONTRACT FOR GEOTECHNICAL ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5052 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Council Meeting Date: December 2, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to request the Mayor to issue a Task Order to United Consulting, Inc for FC-4918-B, Geotechnical, Environmental Engineering, Testing, and Investigation Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$500,000.

2. Please provide background information regarding this legislation.

These services are intended to support projects that are designed in-house without the use of outside design services. The projects may arise from Operations, Sewer Rehabilitation, Emergencies, or various similar internal sources. These projects typically involve sewer realignments and extensions and are time sensitive. The time required for each project to go through the legislative process individually could be potentially detrimental to the project schedule. This Task Order is needed to provide the Department with the ability to issue Work Authorizations for these projects and avoid those schedule impacts.

3. If Applicable/Known:

(a) **Contract Type: Professional Services**

(b) **Source Selection: Sealed RFP**

(c) **Bids/Proposals Due: N/A**

- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number):

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting), 4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE 9999)

PATEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE 9999), 5212001 (Consulting), COA

5. Source of Funds: 5052 (DWM RNE 9999)

7. Fiscal Impact: Legislation will result in a reduction in an amount not to exceed \$ 500,000.

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting), 4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE 9999)

PATEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE 9999), 5212001 (Consulting), COA

7. Method of Cost Recovery: N/A

Examples:

- a. **Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. **Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Yunior Galardy



Kasim Reed
MAYOR

CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT
72 Marietta Street, N.W.
ATLANTA, GEORGIA 30303

Jo Ann J. Macrina, PE
COMMISSIONER

MEMORANDUM

To: Adam L. Smith, Chief Procurement Officer
Department of Procurement

From: Jo Ann J. Macrina, PE, Commissioner
Department of Watershed Management

Cc: Eric Glover, Deputy Commissioner
Paula Days, Director
Karen Schroeder, Project Manager
Keith Brooks, Deputy Chief Procurement Officer
Delmarie Griffin, Contract Administrator, Sr.
Jill Watkins, Contracting Officer
Maisha Land-Wood, Legislative Manager
Cynthia L. Lunn, Watershed Procurement Manager

Date: October 30, 2013

Re: Legislative Request for FC-4918B, Geotechnical, Environmental Engineering, Testing and Investigation Services Blanket Task Order
Contractor: United Consulting, Inc.

Please prepare the appropriate Legislative Summary for Cycle 21 (December 2, 2013) to approve the above referenced services, in an amount not to exceed Five hundred Thousand Dollars and No Cents (\$500,000.00).

These services shall be charged to and paid from:

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting), 4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE 9999)

PATEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE 9999), 5212001 (Consulting), COA

Requisition No. **21325031** is included with this submission.

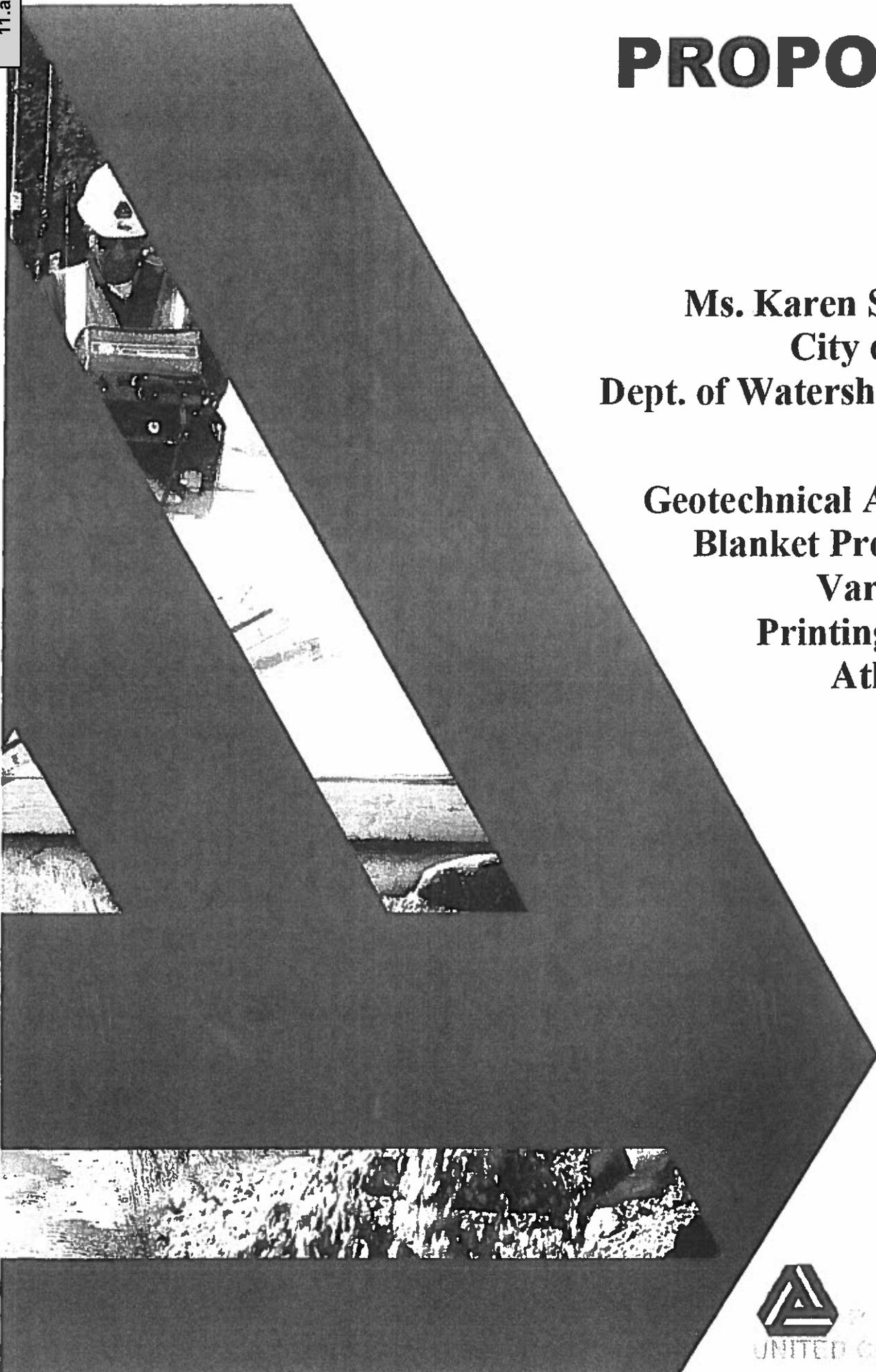
If you have any additional questions, please contact Cynthia Lunn, Watershed Procurement Manager, at (404) 546-3626.

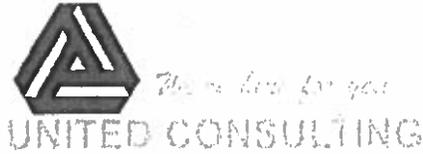
PROPOSAL

for

**Ms. Karen Schroeder
City of Atlanta
Dept. of Watershed Mgmt.**

**Geotechnical Assistance
Blanket Proposal for
Various Sites
Printing Express
Atlanta, GA**





October 29, 2013

Ms. Karen Schroeder
City of Atlanta – Department of Watershed Management
72 Marietta Street, NW
5th Floor
Atlanta, GA 30303

Via Email: kschroeder@atlanta.ga.gov

RE: Revised Proposal for Geotechnical Assistance
Blanket Proposal for Various Sites
Atlanta, Georgia
Proposal No.: 2013.4018.01R

Dear Ms. Schroeder:

United Consulting appreciates the trust you and the **Department of Watershed Management** place in us. We look forward to assisting you during future land disturbance and subsurface investigation at various locations throughout the city of Atlanta. This proposal is based on our services for multiple sites and drilling up to about 7,500 linear feet of standard penetration test borings and about 1,500 straight auger borings and conducting various laboratory services. The actual work will be done on a unit rate basis in accordance with our annual contract with the City of Atlanta.

SCOPE OF WORK

We understand that you may need geotechnical services from time to time during land disturbance and construction activities on various projects. United Consulting can typically provide the appropriate personnel within three to five business days of your request. This is the time required by law to allow for utility clearing activities.

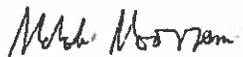
COMPENSATION

We would suggest that you establish a budget of \$500,000.00. Actual compensation will be in accordance with our demand services contract FC-4918B. We have attached a spreadsheet showing how this budget was arrived.

Thank you again for the opportunity to submit this proposal. We look forward to assisting you. If you have any questions, please contact us at your convenience.

Sincerely,

UNITED CONSULTING



Mehdi Moazzami, P.E.
Senior Engineer



Chris L. Roberds, P.G.
Senior Executive Vice President

MM/CLR/ca

h:\market\proposal\2013\2013.4018.01R.doc

ACCEPTED BY: _____

PRINT NAME: _____

COMPANY: _____

TITLE: _____

DATE: _____

RE: Proposal for Geotechnical Assistance
Blanket Proposal for Various Sites
Atlanta, Georgia
Proposal No.: 2013.4018.01R



GEOTECHNICAL INVESTIGATION WORKSHEET

CLIENT: City of Atlanta DATE: 10/29/2013
 PROJECT: Various Projects
 PROJECT NO: 2013 4018 01

FIELD	UNITS	NO UNITS	UNIT RATE	SUB TOTAL
Mobilization, All Terrain Tracked Vehicle (Part 1, I 1.0b)	l.s.	50	400	20000.00
Difficult Moving (Part I, I 10.0)	hours	50	135	6750.00
Standard Test Boring (Part I, I 2.0 b)	l.f	7500	0.25	69375.00
Auger Boring (Part I, I 2.0c)	l.f	1500	6.5	9750.00
Shelby Tubes (Part I, I 6.0)	each	150	57.5	8625.00
Back Filling borehole with Soil (Part I, I 9.0b)	each	350	5	1750.00
Traffic Control (Part II, Personnel Note) Cost + 10%	day	50	1320	66000.00
Patching with Asphalt (Part I, I 9.0c)	each	100	20	2000.00
Site Restoration Material (Grass Seed and Pine Straw)	l.s.	35	500	17500.00
			Sub Total	\$201,750.00

FIELD	UNITS	NO UNITS	UNIT RATE	SUB TOTAL
Field Engineer (Part II, Personnel 6.0)	hours	1200	75	90000.00
Technician (Part II, Personnel 7.0)	hours	400	40	16000.00
Vehicle (Part II, Transportation and Expense 5.0)	per day	150	35	5250.00
			SubTotal	\$111,250.00

LABORATORY				
Visual Classification ASTM D2488 (Part I, III A 5 c)	each	1800	5	9000.00
Natural Moisture Con (Part I, III A 5.0b)	each	300	4	1200.00
Saw Shelby Tube and Extraction (Part I, III A 1)	each	150	10	1500.00
Grain Size	each	150	35	5250.00
Std. Proctor Compaction ASTM D698 (Part I, III.A.3 a)	each	20	85	1700.00
Mod. Proctor (Method A)	each	10	97.5	975.00
Unit wt+Nat. moisture (Part I, III.A.5.a)	each	5	25	125.00
			SubTotal	\$19,750.00

ANALYSIS/REPORT				
Staff Engineer (Part II, Personnel 6.0)	hours	800	75	60000.00
Laboratory Manager (Part II, Personnel 10.0)	hours	150	55	8250.00
Professional Engineer (Part II, Personnel 3.0)	hours	600	85	51000.00
Senior Engineer (Part II, Personnel 2.0)	hours	450	90	40500.00
Administrative Assistant (Part II, Personnel 27.0)	hours	250	30	7500.00
			SubTotal	\$167,280.00
			TOTAL	\$500,000.00

TERMS AND CONDITIONS

1 SERVICES

The services provided by our company are intended for the sole benefit and use of Client, and no third party beneficiaries are contemplated. Any use of or reliance upon any information provided by our company, by a party other than the Client, shall be solely at the risk of said third party and without legal recourse against our company, or any person or entity affiliated with our company. Any subsequent user shall be expressly notified of this condition before being provided with our work product and our company shall receive advance notice of said use. Client shall indemnify our company for any damages or liability resulting, directly or indirectly, from the unauthorized use of our information or work product. In providing said services, our company will act in the capacity of an independent consultant.

2 WARRANTY AND LIABILITY

A. Standard of Care - Services under this contract will be performed in accordance with that degree of care and skill ordinarily exercised under similar conditions by members of our profession practicing in the same locality. No other warranty, express or implied, is made or intended by the proposal for consulting services or by furnishing oral or written reports of the findings made.

B. Scope of Work - Our company will not be obligated to perform services not authorized in a contract or work order. In the event that any additional, expanded or supplemental work is performed by our company, or in the event that the work performed by our company extends beyond the duration originally contemplated in the initial contract or work order, Client agrees that said work shall have conveyed a material benefit upon Client and that Client shall therefore be obligated to provide appropriate compensation to our company for such work. This latter condition shall apply even in circumstances in which such work has been performed without written authorization but with the knowledge, express or implied, of Client.

C. Limitations of Liability - It is agreed that Client will limit any and all liability for any damage resulting from or in any way related to the services under this Agreement from any cause or causes (which causes include but are not limited to, the negligence, professional errors or omissions, strict liability or breach of contract or any warranty, expressed or implied, of the Consultant or the Consultant's officers, directors, employees, agents and subconsultants) to a sum not to exceed \$50,000.00 or the amount of the fee, whichever is greater, notwithstanding any other provisions of this Agreement or the existence of applicable insurance coverage. If Client prefers to have higher limits of professional liability, the limits can be increased to a maximum of one million (\$1,000,000.00) dollars upon Client's written request at the time of acceptance of this proposal provided that Client agrees to pay an additional consideration. The additional charge for the higher liability limits is because of the greater risk assumed. After appropriate evaluation, Client agrees that the limitations set forth in this paragraph are reasonable in light of the nature of the work to be performed by our company, the consequent risks to our company and the compensation to be provided for our company's services.

Under no circumstances shall the Consultant be liable to Client or those claiming by or through Client for lost profits or consequential damages, for extra costs or other consequences due to changed conditions, or for costs related to the failure of contractors to perform work in accordance with the plans and specifications. This paragraph is intended solely to limit the remedies available to the Client and those claiming by or through Client. Nothing in this paragraph shall require the Client to indemnify the Consultant for its liability to third persons not claiming by or through the Client for damages arising out of bodily injury to persons or damage to property caused by or resulting from the sole negligence of the Consultant, its agent or employees, or Consultant's indemnitee.

D. Indemnity - The Client agrees to defend, indemnify, and hold our company harmless from any claim, liability, or defense cost for injury or loss sustained by any party from exposures allegedly caused by our company's performance of service hereunder and/or performance of any of our company's employees and agents, except for injury or loss caused by the negligence or willful misconduct of our company and/or any of its employees and agents.

E. Claims - The parties agree to attempt to resolve any dispute without resort to litigation. In the event that Client makes a claim against our company and/or any of its employees and agents, at law or otherwise, for any alleged error, omission, or other act arising out of the performance of these professional services and Client fails to prove such claim, then the Client shall

pay all costs incurred by our company and/or any of its employees and agents in defending against the claim. Such costs include, but are not limited to personnel-related costs, attorney's fees, court costs and other claim-related expenses. Notwithstanding anything to the contrary in any written agreement or work order, Client agrees that our company shall not be required to submit to binding arbitration in any forum. However, our company may require that any dispute be submitted to mediation of a type to be negotiated in good faith between the parties. The costs of such mediation shall be shared equally between Client and our company.

F. Environmental Liability - Client agrees, to the maximum extent permitted by law, to defend, hold harmless and indemnify our company from any claims, liabilities or judgments relating to toxic or hazardous substances, except to the extent that said claims, liabilities and judgments shall be determined to be attributable to our company's sole negligence or willful misconduct. This indemnification clause shall apply, without limitation, to claims involving:

- Our company's management or handling of toxic or hazardous substances;
- Our company's alleged violation of Federal, State or Local statutes or regulations pertaining to toxic or hazardous substances;
- Allegations that our company's operations for Client are covered by the Resource Conservation and Recovery Act of 1976 as amended (RCRA) or the Comprehensive Environmental Response, Compensation and Liability Act of 1980 as amended (CERCLA);
- Any third party suit or claim for personal injury or property damage arising from exposure to or release of toxic or hazardous substances from the project site;
- Any toxic or hazardous substance or waste existing on a portion of a work site not investigated or sampled by our company.

3 INSURANCE

Our company agrees to maintain statutory workers' compensation coverage, employer's liability, general and automobile liability insurance coverage, and professional liability insurance coverage. Certificates can be issued upon request identifying details and limits of coverage as mutually agreed upon between the parties. No insurance coverage shall be maintained or provided by our company for projects involving single-family residences. Our company shall not be required to add Client as an additional insured under our Professional Liability policy.

4 NON-SUPERVISORY CAPACITY

Our company shall not have any duty or authority to direct, supervise or oversee any Client personnel, contractors or subcontractors. Consultant's presence shall not relieve other parties of their responsibilities. Our company shall not be liable for failure of Client or contractors to fulfill their responsibilities, and Client agrees to indemnify, hold harmless and defend our company against any claims arising out of such failures. Should our company provide observations or monitoring services at the job site during construction, Client agrees that, in accordance with the generally accepted construction practice, the contractor will be solely and completely responsible for working conditions on the job site, including safety of all persons and property during the performance of the work and compliance with OSHA regulations, and these requirements will apply continuously and will not be limited to normal working hours. Any monitoring of the contractor's procedures conducted by our company does not include review of the adequacy of the contractor's safety measures in, on, adjacent to, or near the construction site.

5 PROTECTION OF PROPERTY

It shall be the responsibility of the Client or his duly authorized representative to disclose the presence and accurate location of all hidden or obscure man-made objects relative to field tests or boring locations. Our company will take reasonable precautions to prevent damage to property. We will not be liable for damage or injury arising from damage to subterranean structures (pipes, tanks, telephone cables, etc.) which are not called to our attention and correctly shown on the plans furnished to us or which were mislocated by a subsurface utility owner or a utility location service. Client agrees to indemnify and hold harmless our company from all claims, suits, losses, personal injuries, death and property liability resulting from unusual subsurface conditions and for damages to subsurface structures owned by Client or third parties occurring in the performance of the proposed services, whose presence and exact locations were not revealed to us in writing, and to reimburse us for expenses in connection with any such claims or suits, including reasonable attorney's fees.



- 6. GOVERNMENT PERMISSION; PROTECTED SPECIES**
It shall be the responsibility of the client to obtain any governmental clearances, approvals or permissions relating to the clearing or grading of a site, or any work to be performed by our company at a site. Our company shall not be responsible for any damages or liabilities arising from failure to obtain such clearances, approvals or permissions. Our company shall not be responsible for any damage to protected animal or plant species located at a work site.
- 7. RIGHT OF ENTRY**
Unless otherwise specified, the Client will furnish our authorized representative and their equipment the right-of-entry to the job site to perform the work. Reasonable precautions will be taken to minimize damage to the land from use of our equipment. If the Client desires us to restore the land, the cost will be added to the fee. Client shall be responsible for any damages or liabilities, including appropriate legal fees, arising from failure to provide an adequate right-of-entry prior to commencement of our services.
- 8. FIELD MONITORING AND TESTING**
Client agrees that our company will be expected to make on-site observations appropriate to the construction stage. The Client further agrees that our company is not responsible for the contractor's means, methods, techniques, sequences or procedures of construction, and it is understood that the field services provided by our company will not relieve the contractor of his responsibilities for performing the work in accordance with the plans and specifications. The words "supervision", "inspection", or "control" are used to mean periodic observation of the work and the conducting of tests by the geotechnical consultant to verify substantial compliance with the plans, specifications, and design concepts. Continuous monitoring by our employees does not mean that our company is observing placement of all materials or assumes any responsibility or liability for placing or directing placement of materials. Our company shall not be responsible for work to be performed at or in relation to the work site without the presence and participation of one of our representatives.
- 9. UNFORESEEN CONDITIONS**
Our company is not responsible for any conditions at the work site which were either different in some way from sample conditions, or were not reflective of a different sampling or evaluation time period. In the event that unforeseen conditions are encountered at a site which could significantly alter the scope and nature of our services, or increase the risk involved in providing such services, our company will attempt to promptly consult with client concerning the best course of action. Possible actions might include modifications to the Scope of Services or unilateral termination of the contract by our company. Our company will exercise its sole judgment where risks to our personnel are a consideration.
- 10. SAMPLING OR TEST LOCATION**
Unless otherwise stated, the fees in this proposal do not include costs associated with surveying of the site for the accurate horizontal and vertical locations of tests. Field tests or boring locations, described in a report or shown on sketches are based upon information furnished by others or estimates made in the field by our representatives. Such dimensions, depths or elevations should be considered as approximations unless otherwise stated. If the Client specifies the test or boring location, we reserve the right to deviate a reasonable distance from the locations specified.
- 11. SAMPLE DISPOSAL**
Unless otherwise requested, test specimens or samples will be disposed of immediately upon completion of tests, and other drilling samples or specimens will be disposed of 60 days after submission of our report. Upon written request, we will retain test specimens or drilling samples for a mutually acceptable storage charge and period of time.
- 12. HAZARDOUS SUBSTANCES**
Client agrees to advise us prior to beginning work of any hazardous substances on or near the site. In the event that test samples obtained during our work contain substances hazardous to health, safety or the environment, these samples remain the property of the Client. Likewise, any equipment contaminated during our services which cannot be reasonably decontaminated shall become the property and responsibility of Client. Such samples and/or equipment will be delivered to Client. Client agrees to pay transportation costs for samples and equipment and the fair market value of contaminated equipment upon request.
- 13. MOLD AND WATER INFILTRATION**
Our company shall not be responsible for any mold, mold-related or water infiltration matters, including any health or safety issues arising therefrom, except to the extent specifically and expressly set forth in the Scope of Services. Under no circumstances shall our company's mere presence at or involvement with a work site imply a responsibility for mold or water infiltration issues. Our company makes no warranties or guarantees as to the detection or assessment of mold, water infiltration or any health and safety issues arising therefrom. Client understands and acknowledges that any data or assessment relating to mold or water infiltration shall only be valid as to the specific time(s) and location(s) referenced in our company's work product and that conditions may vary widely between times and locations.
- 14. CLIENT DISCLOSURE AND RESPONSIBILITY**
Client agrees that our company has no responsibility, operational or otherwise, for a site at which hazardous substances or conditions are to be found. It is the sole responsibility of Client to disclose such substances or conditions to the appropriate Federal, State or Local public agency as required by law, and to make any other disclosures that may be necessary to prevent damage to human health, safety or the environment. Client agrees to make any such required disclosures in a timely manner.
- 15. TERMINATION**
In the event that the Client requests termination of the work prior to completion, we reserve the right to complete such analysis and records as are necessary to place our files in order, to cease work in a safe and orderly fashion, and to complete a report on the work performed to date. A termination charge to cover the costs thereof in an amount not to exceed 30% of all charges incurred to the date of the stoppage of work may, at our discretion, be made.
- 16. DOCUMENTS**
All documents generated by our company pursuant to this contract shall remain the property of our company and shall not be shared with or distributed to third parties without the prior authorization of our company. Any third parties who use or rely upon such documents without prior authorization shall do so at their own risk and without liability to our company. Any authorization by our company for the use of our documents by a third party shall be expressly contingent upon the third party being bound by the same Terms and Conditions as Client. Our company may retain confidential file copies of all documents furnished to Client.
- 17. INFORMATION FURNISHED BY CLIENT**
Client will supply our company with all information in Client's possession which may be necessary for the successful completion of the project. Our company may rely upon such information in completing its services under this agreement, but assumes no responsibility or liability for the accuracy of the information. Our company may retain copies of the client-supplied information in its files in order to support its report.
- 18. OPINION OF COST**
All cost estimates supplied by our company in connection with potential environmental, geotechnical, construction-related or other work should be viewed as informal and nonbinding in nature. Such estimates will be based on the experience of our company in dealing with similar work and are intended only to give an approximate idea of the scale and scope of the potential work. Actual costs may vary widely between projects.
- 19. TESTIMONY AND DISCOVERY**
In the event that our company is required to provide testimony at a deposition, hearing or trial as a result of services provided to Client, or is compelled by law to provide information as part of the discovery process, and our company is not a party to the relevant claim or action, Client shall compensate our company for all reasonable expenses involved in the provision of such testimony or information. If our company is required to respond to a discovery request or subpoena relating, directly or indirectly, to our work for Client, our company shall be compensated therefore at our regular hourly rates for this type of response.
- 20. PRIORITY OVER OTHER DOCUMENTS**
Client agrees that the present Terms and Conditions take precedence over any form of writings signed by the parties, including purchase orders, contracts, and work orders. Both client and our company acknowledge that such forms may be issued as a matter of convenience without superseding or affecting the applicability of these terms and conditions. Any ambiguity or conflict, actual or apparent, between these Terms and Conditions and any writing signed by or submitted to our company shall be resolved in favor of our Terms and Conditions.
- 21. SURVIVAL**
All Terms and Conditions relating in any way to indemnification or the allocation of responsibility between the parties shall survive the completion of our company's services and the termination of this agreement.



22. SEVERABILITY

If any provision of this contract is found to be legally unenforceable, the remaining provisions shall remain in full force and effect.

23. ASSIGNABILITY

This agreement may not be assigned by either party without the express permission of the other party.

24. CONSIDERATION

Our company's charges for services rendered are hereby adjusted to reflect any consideration due to Client and Client hereby recognizes this adjustment.

25. INTEGRATION

This contract, and all exhibits and supplemental documents attached hereto, constitute the entire agreement between the parties. This agreement cannot be changed except in writing with the consent of both Client and our company.

26. GOVERNING LAW

This agreement shall be governed in all respects by the laws of the State of Georgia without reference to conflict of law provisions.

h:\market\Fees & terms\2013 Term & conditions.doc





Outreach

United Consulting is committed to supporting our community and those causes that are personal to our employees through monetary contributions, gratis services, and employee volunteers. United Consulting has been fortunate enough to be able to lend a helping hand to organizations for many years, both locally and internationally.



King Papers, The Community Foundation for Greater Atlanta, Inc.



Habitat for Humanity - Gwinnett



American Diabetes Association



100 Black Men of America - Atlanta Chapter

Georgia Tech Foundation

American Red Cross

The Atlanta Two-Day Walk for Breast Cancer

The Dream House for Medically Fragile Children

The Tree House Gang - DeKalb Medical Center

Atlanta Food Bank - Atlanta, Georgia

U.S. Marine Corps Reserve Toys for Tots Program

Save the Children

The Salvation Army Angel Tree

Atlanta Union Mission

Hosea's Feed the Hungry & Homeless

Atlanta Commission on Women

Cookies for our Troops - Girl Scouts of America

Friends of DeKalb

Habitat for Humanity

Hope for Children

Cystic Fibrosis Foundation

Lance Armstrong Foundation

Special Olympics of Georgia

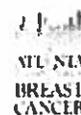
Greening Youth Foundation

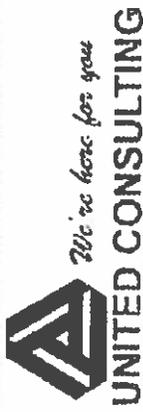
ACEC of Georgia

Children's Healthcare of Atlanta

American Cancer Society - Susan B. Komen

Heifer International





Bringing Solutions to your Project

Geotechnical Services

Subsurface Soil Investigations
 Geologic Investigations
 Hydrogeologic Assessments
 Foundation Investigations
 Rock Stability Analysis
 Rock Anchor/Bolt Design
 Dam Investigations/Design
 Dam Breach Analysis
 Pile/Caisson/Foundation Load
 Test/Design/Analysis/Construction
 Monitoring
 Slope Stability Analysis
 Tunnel Design
 Soil Nailing Design
 Value Engineering
 Failure Investigations
 Pavement Evaluation/Design
 Bridge Foundation Investigations
 Retaining Wall Foundation
 Investigations
 MSE Wall Design
 Air-Track or Hydraulic Drilling Moni-
 toring Prior to Blasting
 Pressurimeter/Dilatometer/
 Diezocone Testing
 Various Instrumentation Monitoring

Environmental Services

Phase I - Site Assessments
 Phase II - Contamination Assessments
 Brownfields Assessment
 Brownfields Remediation
 Corrective Action Plans
 Asbestos, Lead-Based Paint, & Mold
 Consulting Services
 Underground Storage Tanks
 Indoor / Outdoor Air Quality
 Assessment & Analysis
 Industrial Hygiene Services
 Groundwater / Surface Water
 Modeling & Analysis
 Pumping Tests
 Landfill Services
 Health & Safety Services
 Plume Dispersion Modeling
 Title V and 112(r)
 Emission Control Systems
 NPDES (National Pollution Discharge
 Elimination System)

Subsurface Utility Engineering

Quality Levels A, B, C, D
 Ground Penetrating Radar
 SUE Surveying / Surface Geophysics

Geophysical Services

Geologic Mapping
 Pre- and Post- Construction
 Surveys
 Seismic Refraction Surveys &
 Reflection Surveys
 Vibration Monitoring
 Earth Resistivity
 Geophysical Instrumentation
 Downhole Surveys
 Review of Blasting Programs
 Earthquake Risk Assessment
 Shear Wave Analysis

Inspection Services

Property Condition Survey
 Replacement & Reserve Analysis
 Repair Cost Estimates
 Visual Documentation
 Plan & Spec Review
 Construction Draw Inspections
 Contract Administration
 Pre-acquisition Survey
 Construction Monitoring
 Alternatives Evaluation
 Roof System Inspection

Materials Testing

Complete Mortar & Masonry Testing
 In-place Density Testing
 Foundation Testing
 Asphalt/Concrete Testing & Batch
 Plant Inspections
 Magnetic Particle, Ultrasonic, &
 Radiographic Testing
 Special Inspections
 Failure Investigations
 Monitoring Post-Tension Operations
 Floor Flatness and Levelness
 Determinations (Dipstick)
 Moisture Testing
 Fire Proofing Testing
 - Portland Based Cement
 - Gypsum Based Cementitious
 Spray
 - Cellulose Insulation

Ecological Services

Streambank Remediation
 Wetlands Services
 Permitting Planning
 Mitigation Planning
 Wildlife Management
 NEPA
 Section 106



Kasim Reed
MAYOR

CITY OF ATLANTA

Jo Ann J. Macrina, PE
COMMISSIONER

DEPARTMENT OF WATERSHED MANAGEMENT
55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-3544
OFFICE 404 330-6081 FAX 404 658-7194

MEMORANDUM

To: Michael Geisler, Deputy Commissioner, Office of Financial Administration
Department of Watershed Management

From: *EJD* Eric Glover, P.E., Deputy Commissioner, Office of Engineering Services
Department of Watershed Management

Date: October 29, 2013

Subject: FC-4918-B, Geotechnical, Environmental Engineering, Testing and Investigation Services/
Request for Blanket Task Order in an amount not to exceed \$500,000.00.
Cycle 21/ Full Council Date of December 2, 2013

The purpose of this legislation is to request the Mayor to issue a Task Order to United Consulting, Inc for FC-4918-B, Geotechnical, Environmental Engineering, Testing, and Investigation Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$500,000.00.

The following accounts will fund this Task Order:

FDOA: 5052 (DWM RNE 9999), 171002 (DWM Sewer Linear Maint/Repair), 5212001 (Consulting),
4330000 (Sewage Collection and Dis), 102445 (Sewer Group 2 Rehabilitation), 21391 (DWM RNE
9999)

PTAEO: 17102445 (Sewer Group 2 Rehabilitation), 104 (Geo-Tech. Services), 505221391 (DWM RNE
9999), 5212001 (Consulting), COA

If you have any questions or need any additional information, please feel free to call COA Project Manager Karen Schroeder at 404-546-1153 or Kschroeder@atlantaga.gov.

Thank you for your assistance with this matter.

Attachments

CC: Karen Schroeder, DWM
Paula E. Days, DWM
Cynthia Lunn, DWM
Demetris Johnson, DWM
Kenya R. Hartry, DWM

Checkout: Review and Submit Requisition

Requisition 21325031: Total 500,000.00 USD

Created By Lunn, Cynthia
 Creation Date 22-Oct-2013 13:39:05
 Description FC-4918B, Geotechnical, Environmental Engineering, Testing and Investigation Services Blanket Task Order
 Justification REVISE REQUESTED AMOUNT

Requisition Attachments
 File Name No results found. Type Description Category Last Updated By Last Updated Usage Update Delete Publish to Catalog

Lines

Details Line	Description	Category	Last Updated By	Last Updated	Usage	Update	Delete	Publish to Catalog
Hide 1	FC-4918B, Geotechnical, Environmental Engineering, Testing and Investigation Services Blanket Task Order							
	Requester Lunn, Cynthia							
	Need-By Date 31-Dec-2013 13:28:53							
	Item Number							
	Category Description CONSULTING SERVICES							
	P-Card Used No							
	Taxable No							

Billing Information

Charge Account	Project Number	Task Number	Award Number	Expenditure Type	Expenditure Organization	Expenditure Item Date	Expenditure Percent	Legacy FAC	Legacy GL
5052.171002.5212001.4330000.102445.21391.0000.000000000.000000000	17102445	104	505221391	5212001	City of Atlanta	30-Oct-2013	100		
				Consulting/Prof Serv					
Total								500,000.00	

Copyright (c) 2006, Oracle. All rights reserved.

**DEPARTMENT OF PROCUREMENT
LEGISLATION SUMMARY**

FC-4918B, Geotechnical Environmental Engineering Testing and Investigation Services

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC., FOR FC-4918B CONTRACT FOR GEOTECHNICAL ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

COMMITTEE MEETING

DATE: November 26, 2013

COUNCIL MEETING

DATE: December 2, 2013

LEGISLATION TITLE:

FC-4918B Contract For Geotechnical Environmental Engineering, Testing & Investigation Services, For Various DWM Projects

REQUESTING DEPT.:

Watershed Management

CONTRACT TYPE:

Professional Services, RFP

ADVERTISEMENT:

March 23, 2009

PROPOSALS DUE:

April 22, 2009

INVITATIONS MAILED:

147

**PROPOSALS
RECEIVED:**

7

BIDDERS/PROPONENTS:

United Consulting, Inc.
Mactec Engineering and Consulting, Inc.
ECS Southeast, LLC
Geo-Hydro Engineers, Inc.

Professional Services, Industries, Inc.
 ATC Associates, Inc./C.E.R.M., Inc. a JV
 Terracon Consultants, Inc.

Contractor: United Consulting, Inc.

Estimated Value: \$ 500,000.00

Scope Summary: United Consulting, Inc. will provide geotechnical, environmental engineering, testing and investigation services on behalf of the Department of Watershed Management. These services will be provided for projects that may arise from Operations, Sewer Rehabilitation, Emergencies, or various similar internal sources. Projects may include sewer realignments and extensions that warrant immediate and/or emergency assistance.

BACKGROUND: Original executed on April 1, 2010, expired on March 31, 2013.

Amendment Agreement No. 1 will amend the scope of services to add the Department of Watershed Management as an additional authorized user of services.

Renewal Agreement No.1 extended the current Agreement one additional year for time only. Renewal Agreement No. 1 effective term April 1, 2013 to March 31, 2014.

EVALUATION TEAM COMPOSITION: DPW, DPRCA, DOA, OGS, OCC, and RISK MANAGEMENT

TERM OF CONTRACT: Three (3) years with an option to renew for two (2) one (1) year periods.

FUND ACCOUNT CENTERS: 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA

PREPARED BY: Jill Watkins

CONTACT NUMBER: 404-865-8703



[Home](#)

UNITED CONSULTING GROUP, LTD. Control Number: K001036

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 793751

Key Indicators

Model Type Corporation

Locale Domestic

Qualifier For-Profit

Business Name UNITED CONSULTING GROUP, LTD.

Registration Date 1/18/1990

Entity Status Active/Compliance

Entity Status Date 8/26/2013

Foreign Name

Date of Organization

State Georgia

Country

Principal Office Address

PRINCIPAL

Line1 625 HOLCOMB BRIDGE RD

Line2

City NORCROSS **State** Georgia **Zip** 30071-2045

Agent

Is non-commercial Registered Agent? Yes

Name REZA ABREE

Address

Line1 625 HOLCOMB BRIDGE RD.

Line2

City NORCROSS **State** Georgia **Zip** 30071

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
-------------------	-----------------	---------------------	---------------------	----------------	----------	-------------	---------

No Miscellaneous Filings were found.

Search Results

Current Search Terms: united* consulting* Inc.*

<p>Notice: This printed document represents only the first page of your SAM search results. More results may be available. To print your complete search results, you can download the PDF and print it.</p> <p>No records found for current search.</p>
--

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



Search Results

Current Search Terms: united* consulting* Group*

<p>Notice: This printed document represents only the first page of your SAM search results. More results may be available. To print your complete search results, you can download the PDF and print it.</p> <p>No records found for current search.</p>
--

SAM | System for Award Management 1.0

IBM v1.1278.70131018-1401

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



First Reading

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

Committee _____
 Date _____
 Chair _____
 Referred To _____

CERTIFIED

MAYOR'S ACTION

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

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

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

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

**A RESOLUTION
 BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO UNITED CONSULTING, INC., FOR FC-4918B CONTRACT FOR GEOTECHNICAL ENVIRONMENTAL ENGINEERING, TESTING & INVESTIGATION SERVICES, FOR VARIOUS PROJECTS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$500,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING) 4330000 (SEWAGE COLLECTION AND DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ACCOUNT NUMBER 17102445 (SEWER GROUP 2 REHABILITATION) 104 (GEO-TECH. SERVICES) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

CONSENT REFER
 REGULAR REPORT REFER
 ADVERTISE & REFER
 1ST ADOPT 2ND READ & REFER
 PERSONAL PAPER REFER
 Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred To: _____

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Review List:

Jo Ann Macrina	Completed	11/18/2013 10:35 AM
Pamela Holmes	Completed	11/18/2013 10:46 AM
Procurement	Completed	11/18/2013 11:52 AM
Adam Smith	Completed	11/18/2013 3:54 PM
Patrick McShane	Completed	11/18/2013 5:45 PM
Mayor's Office	Completed	11/19/2013 11:07 AM
Office of Research and Policy Analysis	Completed	11/19/2013 3:14 PM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) authorized FC-4906A, Architectural, Engineering and Design Services (“Agreement”) with Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture, on behalf of the Departments of Planning and Community Development, Public Works, Watershed Management, Parks, Recreation and Cultural Affairs, and the Office of Enterprise Asset Management, pursuant to Resolution 09-R-1633; and

WHEREAS, the term of the Agreement is for two (2) years with three (3) one (1) year renewal options to be exercised at the City’s sole discretion effective December 21, 2009 through December 20, 2011; and

WHEREAS, the City authorized Renewal No. 1 of the Agreement with a term of December 21, 2011 through December 20, 2012, pursuant to Resolution 11-R-1729; and

WHEREAS, the City authorized Amendment No. 1 to include the site and funding for the Atlanta Fire Department for the issuance of a Task Order to provide professional design and architectural engineering services for the construction of Fire Station 22 in an amount not to exceed Three Hundred Six Thousand, Nine Hundred Seventeen Dollars and Zero Cents (\$306,917.00), pursuant to Resolution 12-R-1351; and

WHEREAS, the City authorized Renewal No. 2 of the Agreement with a term of December 21, 2012 through December 20, 2013, pursuant to Resolution 12-R-1648; and

WHEREAS, the Department of Watershed Management requires architectural and engineering services for a feasibility study to evaluate whether the closure of the R M Clayton WRC/Chattahoochee WTP Plant Road entrance and the establishment of an upgraded security entrance at the existing Coronet Way entrance near Moores Mill Road will coincide with the Department of Public Works’ reengineering of the Marietta Boulevard/Bolton Road intersection as a part of the Moores Mill Extension Project; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer recommended issuing a Task Order for Architectural, Engineering and Design

services to Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture in an amount not to exceed One Hundred Forty-Six Thousand, Six Hundred Twelve Dollars and Zero Cents (\$146,612.00) for the R.M. Clayton Entrance Relocation Feasibility Study.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to issue a Task Order to Arcadis/Bindley, Pieters & Associates, Inc., a Joint Venture for FC-4906A, Architectural Engineering and Design Services in an amount not to exceed One Hundred Forty-Six Thousand, Six Hundred Twelve Dollars and Zero Cents (\$146,612.00) for the R. M. Clayton Entrance Relocation Feasibility Study.

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from Fund Department Organization and Account Number 5052 (Water and Wastewater Renewal and Extension Fund) 170101 (DWM Commissioner of Watershed Management) 5212001 (Consulting) 1320000 (Chief Executive) and Project Task Award Expenditure and Organization Number 17210540 (DWM Water Surcharge) 101 (Task) 505291858 (DWM SEC Surcharge) 5212001 (Consulting) COA.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-546-3625

Originating Department: Watershed Management

Committee of Purview: City Utilities

Chief of Staff Deadline: November 8, 2013

Anticipated Committee Meeting Date: November 26, 2013

Anticipated Full Council Date: December 2, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: [Signature]

cu

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$146,612.00)

Mayor's Staff Only

Received by CPO: _____ (date)

Received by LC from CPO: _____ (date)

Received by Mayor's Office: [Signature] 11-8-13 (date)

Reviewed by: [Signature] (date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

Council Meeting Date: December 2, 2013

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to request authorization to issue a Task Order to Arcadis/Brindley, Pieters & Associates, Inc., a Joint Venture for FC-4906-A, for the purposes of conducting a feasibility study for the R.M. Clayton Entrance Relocation, on behalf of the Department of Watershed Management, in an amount not to exceed \$146,612.00.

2. Please provide background information regarding this legislation.

This project consists of a feasibility study to evaluate the closure of the RM Clayton WRC/Chattahoochee WTP Plant Road entrance and the establishment of an upgraded security entrance at the existing Coronet Way entrance off of Moores Mill Road NW. Currently, the Coronet Way entrance is closed and barricaded. If possible, the new entrance design will be based on the security design that was developed for the Plant Road entrance, but there are potential utility conflicts, security concerns, and site restrictions that require feasibility study prior to initiating the redesign. This project is the result of community outreach efforts and traffic studies performed by Georgia Department of Transportation (GDOT) and the City's Department of Public Works (DPW). This project is one component of an overall effort, which is being led by DPW, to reengineer the Marietta Boulevard/Bolton Road intersection to address public safety and traffic problems. Furthermore, the project will be timed and coordinated to coincide with DPW's Moores Mill Extension Project.

Until the recent closure of Adams Drive, the Marietta Boulevard/Bolton Road intersection was a 6 way intersection. With Plant Road open, it is still a 5-way intersection, which is known to be the site of a high number of accidents. The closure of Plant Road and the widening and extension of Moores Mill Road is expected to significantly alleviate public safety and traffic problems in the area. This also provides safer access for the DWM employees, contractors, and suppliers that access the two facilities on a daily basis.

3. If Applicable/Known:

- (a) **Contract Type:** Professional Services
- (b) **Source Selection:** Sealed RFP
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:**

4. Fund Account Center (Ex. Name and number):

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting), 1320000 (Chief Executive), 210540 (DWM WATER SURCHARGE), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM WATER SURCHARGE), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting), COA

5. Source of Funds: 5052 (Water and Wastewater RNE)**7. Fiscal Impact:** This legislation will result in a of \$146,612.00 from:

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting), 1320000 (Chief Executive), 210540 (DWM WATER SURCHARGE), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM WATER SURCHARGE), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting), COA

7. Method of Cost Recovery: N/A**Examples:**

- a. **Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. **Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Yunion Galardy



Kasim Reed
MAYOR

CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT
72 Marietta Street, N.W.
ATLANTA, GEORGIA 30303

Jo Ann J. Macrina, PE
COMMISSIONER

MEMORANDUM

To: Adam L. Smith, Chief Procurement Officer
Department of Procurement

From: Jo Ann J. Macrina, PE, Commissioner
Department of Watershed Management

Cc: Frank Stephens, Deputy Commissioner
Diane Badger, Project Manager
Keith Brooks, Deputy Chief Procurement Officer
Delmarie Griffin, Contract Administrator, Sr.
Cristi Walker, Contracting Officer
Maisha Land-Wood, Legislative Manager
Cynthia L. Lunn, Watershed Procurement Manager

Date: November 7, 2013

Re: Legislative Request for FC-4906A, Architectural, Engineering and Design Services Task Order No. 41, for RM Clayton Entrance Relocation Feasibility Study

Contractor: Arcadis/Brindley, Pieters & Associates, Inc., a Joint Venture

Please prepare the appropriate Legislative Summary for Cycle 21 (December 2, 2013) to approve the above referenced services, in an amount not to exceed One Hundred Forty-Six Thousand, Six Hundred Twelve Dollars and No Cents (\$146,612.00).

These services shall be charged to and paid from:

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting), 1320000 (Chief Executive), 210540 (DWM WATER SURCHARGE), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM WATER SURCHARGE), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting), COA

Requisition No. 21326287 is included in this packet.

If you have any additional questions, please contact Cynthia Lunn, Watershed Procurement Manager, at (404) 546-3626.



Task Order Template – End Result Project

Agreement Number: FC-4906A Architectural Engineering and Design Services (“Agreement”)

Task Order Number: 41

Task Order Maximum Payment Amount: \$146,612.00

The above referenced Task Order is made and entered into by and between the City of Atlanta (“CITY”), pursuant to the Agreement;

AND

ARCADIS/BPA, Joint Venture (“CONSULTANT”).

This Task Order is made a part of the Agreement between the City and the Consultant, together with all attached exhibits made a part of this Task Order.

The period of performance/delivery date for this Task Order begins as of the Commencement Date, Receipt of NTP, and shall be completed within 90 days of the Commencement Date, unless a written modification to this Task Order is made by the City.

Task Order Services to be Provided: Consultant shall perform all work related to this task order in accordance with the scope of services, specifications and the Consultant's proposal attached and incorporated as Exhibit “A”. The work is generally described as a feasibility study of the relocation of the entrance to the R.M. Clayton WRC and Chattahoochee WTP facilities.

Additional Task Order Provisions: None

Key Task Order Personnel: Services Coordinator–**John Dean, P.E.**, Architectural Lead–**Willie Harris, AIA**, Civil Lead–**Ira Battle, P.E.**, Traffic Lead–**Shiram Malek, P.E., PhD**, QA/QC Coordinator–**Wesley Barnes, P.E.**

City Project Contact Information
 Diane Badger, Project Manager
 Bureau of Engineering Services Department of
 Watershed Management
 72 Marietta Street, 5th Floor
 Atlanta GA 3003
 Phone 404.546.3343
 Email dbadger@atlantaga.gov

Consultant Project Contact Information
 John Dean, PE
 ARCADIS/BPA, Joint Venture
 2410 Paces Ferry Road, Suite 400
 Atlanta GA 30339
 Phone 770.431.8666
 Fax 770.425.2666
 Email jdean@arcadis-us.com

Agreement Number: FC-4906A Architectural Engineering and Design Services
 Task Order Number: 41
 Task Order Consultant: ARCADIS/BPA, Joint Venture

Page 2

Task Order Template – End Result Project

Estimated Labor Hours and Associated Fee for Task by Labor Category:

Labor Category	Home Office Rate	Estimated Home Office Hours per Category	Field Office Rate	Estimated Field Office Hours per Category	Total Estimated Fee per Category
Project Manager 4	\$199.00	136	\$168.00		\$27,064
Engineer 10	\$230.00	52	\$192.00		\$11,960
Engineer 6	\$140.00	284	\$120.00		\$39,760
Surveyor, Land	\$141.00	10	\$125.00		\$1,410
Surveyor 5	\$122.00	32	\$110.00		\$3,904
Survey Crew (2 person)	\$125.00	64	\$102.00		\$8,000
CAD Technician 4	\$93.00	68	\$80.00		\$6,324
Administrative Assistant, Sr.	\$80.00	48	\$68.00		\$3,840
Task Order Labor Totals		694			\$102,282
Reimbursable Expenses					\$44,350
Task Order Totals					\$146,632

Task Order Billing and Payment Terms: Attached and incorporated as Exhibit "B"

City Invoicing Contact Information:
 Diane Badger, Project Manager
 Bureau of Engineering Services Department of
 Watershed Management
 72 Marietta Street, 5th Floor
 Atlanta GA 3003
 Phone 404.546.3343
 Email dbadger@atlantaga.gov

Consultant Invoicing Contact Information:
 John Dean, PE
 ARCADIS/BPA, Joint Venture
 2410 Paces Ferry Road, Suite 400
 Atlanta GA 30339
 Phone 770.431.8666
 Fax 770.425.2666
 Email jdean@arcadis-us.com

Attachments: Exhibits A and B

Authorized Representatives and Signatures:

City of Atlanta Representative: **Frank Stephens, PE**

Signature:

Consultant Representative: **John C. Dean**

Signature:



City of Atlanta Department of Watershed Management

EXHIBIT A - Scope of Work City of Atlanta Relocation of Entrance to R.M Clayton/Chattahoochee Plants

Introduction

This Scope of Work is based upon information provided by the City of Atlanta at a meeting held regarding the project at the R.M. Clayton plant on Tuesday October 29, 2013, a site visit performed after the meeting, and subsequent scoping information e-mails received from the City on Wednesday October 30, 2013, and Thursday October 31, 2013 (see attachment 1)

The project consists of the closure of the Plant Road entrance and the establishment of an upgraded entrance at Coronet Way. It was noted that there is currently an entrance to the plant at Coronet Way which is closed and barricaded. The new entrance will generally follow a concept design (attachment 2) developed by the JP2 annual contract team for the Plant Road entrance with recognition that the concept will necessarily need adjustment based upon space availability and utility conflicts at the Coronet way location. The following are some of the project concerns/issues raised at the October 29, 2013 meeting that will need to be addressed as part of the project implementation:

- The presence of large water lines at shallow depths (4' cover)
- The fact that the water lines are old and may be deteriorated due to age.
- The presence of major valves.
- The presence of sewer and other underground utilities not obvious from surface inspection.
- The design will need to provide enough stacking space such that vehicles will not back up onto Moores Mill Road.
- The new roadway and existing roadbed, if utilized, will need to be adequately designed to accommodate the future anticipated truck loadings.
- A traffic study will need to be performed to determine the need for traffic signals at Coronet Way/Moores Mill Road as well as any required adjustments to timing/phasing at Moores Mill/Bolton Road intersection.
- The closure of Plant Road is part of an overall traffic consolidation and improvement plan by the City of Atlanta Public Works Department to among other things, facilitate a planned commercial development in the area. It includes the closure of the Adams Drive dogleg which has already occurred. The City plans to extend Moores Mill Road from Bolton Road to Marietta Boulevard and to do an extension of Adams Drive to the northwest to tie into Marietta Boulevard at Moores Mill Road. Because of the obvious inter-dependency of the two

projects and the fact that the construction timing appeared to match fairly closely, it was agreed the design of the Coronet Way entrance would be based on the assumption that the Moores Mill Road Extension would be completed at the same time, as well as appropriate improvements to Moores Mill Road between Coronet Way and Bolton Road; which would facilitate truck traffic to the plant turning left onto Coronet Way.

- The Moores Mill extension needs to be completed by DPW prior to closing Plant Road by the DWM. The DWM will give additional consideration to usefulness of maintaining Plant Road as an exit only road (would require guard house).
- The proximity of the new entrance roadway to the chemical feed buildings presents a security risk that must be considered in the design.

Based upon attachments 1 and 2, the Arcadis/BPA team plans to execute the project as follows:

Task 1: Project Management

This task will include the overall management of the project including our Subconsultants and will include:

- A Project Manager directing the ARCADIS/BPA JV Team
- Preparation of meeting minutes
- Schedule Updates
- Preparation of Progress Reports
- Attendance at required monthly/other meetings
- Workshop presentation of project to stakeholders
- Quality Control / Quality Assurance of all project deliverables;
- General Project Administration

Task 2: In-depth Feasibility Study

This Task will include:

- Traffic Study and Recommendations
- Perform Survey and prepare Base Mapping.
- Perform Subsurface Underground Exploration (SUE).
- Perform Geotechnical Investigations.
- Perform Best Fit Layouts
- Analyze utility and security impacts
- Prepare Order of Estimate
- Present Findings to DWM
- Prepare Technical Memorandum
- Incorporate City Comments and Finalize.

Schedule

Work to be completed within 90-days of receipt of Notice to Proceed.

Deliverables**Technical Memorandum including:**

- **Field run topographic survey including location of utilities defined by the SUE investigation**
- **Results of Geotechnical investigation**
- **Schematics of Best Fit layouts**
- **AACE Class 3 Level Cost Estimate**



Task Matrix
R.M. Clayton/Chattahoochee Closure of Plant Rd. & Development of New Access at Coronet Way

Task Description	Sheets	Proj. Mgr 4	Engnr 10	Engnr 8	Engnr 6	Cad Tech 4	Survey Crew	RLS	Surveyor 5	Arch.	LIA	Admin
Task 1 - Project Management												
1.2 Preparation of Meeting Minutes 3		6										
1.3 Preparation of Schedule & Updates		12										
1.4 Preparation of Progress Reports		6										
1.5 Attendance at required Monthly/Other Meetings		4										
1.6 Workshops Presentation of Project to Stakeholders		8										
1.7 QMOC of all Project Deliverables		8										
1.8 General Project Administration		16										
1.8 Coordinate with DPW		8			8							20
Subtotal		52	36	8	8	8	0	0	0	0	0	20
Task 2 - In-Depth Feasibility Study												
2.1 Traffic Study and Recommendations			16		124							
2.2 Perform Survey and Base Mapping							64	10	32			
2.3 Perform Subsurface Underground Exploration (SUE)	(Expense)											
2.4 Perform Geotechnical Investigations	(Expense)											
2.5 Perform Best Fit Layouts		24			64							
2.7 Analyze Utility and Security Impacts		16			36							
2.8 Prepare Order of Estimate	(Expense)											
2.9 Present Findings to DWM		8			4							
2.10 Prepare Technical Memorandum		24			32							
2.11 Incorporate City Comments & Finalize		12			16							
Subtotal		84	16	0	278	68	64	10	32			20
Total Project Hours	0	136	52	0	284	68	64	10	32	0	0	48
												894



**EXHIBIT B
TASK ORDER BILLING AND PAYMENT TERMS**

- 8. Payment Procedures**
- 8.1 General.** City will not be obligated to pay Consultant any amount in addition to the charges set forth in an applicable Task Order for Consultant's provision of the services. Consultant Personnel hour rates, reimbursable expenses and other compensable items under this Agreement and Issued Task Orders are set forth on Exhibit A.1 Compensation.
- 8.2 Invoices.** Consultant shall prepare and submit to the City invoices for payment of all charges in accordance with the applicable Task Order. Each invoice shall be in such detail and in such format as City may reasonable require. To the extent not set forth in a Task Order, Consultant shall invoice City monthly for Services rendered.
- 8.3 Taxes.** The Charges are inclusive of all taxes, levies, duties and assessments. ("Taxes") of every nature due in connection with Consultant's performance of the Services. Consultant is responsible for payment of such Taxes to the appropriate governmental authority. If Consultant is refunded any Tax payments made relating to the Services, Consultant shall remit the amount of such refund to City within forty-five (45) days of receipt of the refund.
- 8.4 Maximum Amount.** City shall not be obligated to pay any amount in excess of the Annual Maximum Payment amount for all Services under all Task Orders, nor shall City be obligated to pay any amount in excess of a Task Order Maximum Payment Amount.
- 8.5 Payment.** City shall endeavor to pay all undisputed charges within thirty (30) days of the date of the receipt by City of a properly rendered and delivered invoice. Notwithstanding the forgoing, unless otherwise provided in the Task Order, all undisputed Charges on an invoice properly rendered and delivered shall be payable within forty-five (45) days of the date of receipt by City.
- 8.6 Disputed Charges.** If City in good faith disputes any portion of an invoice, City may withhold such disputed amount and notify Consultant in Writing of the basis for any dispute within thirty (30) days of the later of: (a) receipt of the invoice; (b) discovery of the basis for any such dispute. City and Consultant agree to use all reasonable commercial efforts to resolve any disputed amount in any invoice within thirty (30) days of the date City notifies Consultant of the disputed amount.
- 8.7 No Acceptance of Nonconforming Work.** No payment of any invoice or any partial or entire use of the Services by City constitutes acceptance of any Services.
- 8.8 Payment of other Persons.** Prior to the issuance of final payment from City, Consultant shall certify to City in writing, in a form satisfactory to City, that all subcontractors, material men, suppliers and similar firms or persons engaged by Consultant in connection with this Agreement have been paid in full or will be paid in full utilizing the monies constituting final payment to Consultant.



Kasim Reed
MAYOR

CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT
72 Marietta Street, N.W.
ATLANTA, GEORGIA 30303

Jo Ann J. Macrina, PE
COMMISSIONER

MEMORANDUM

To: Michael Geisler, Deputy Commissioner, Office of Financial Administration
Department of Watershed Management

From: Frank Stephens, Deputy Commissioner, Office of Water Treatment and Reclamation
Department of Watershed Management *FJ Stephens*

Date: November 5, 2013

Re: FC-4906-A, Architectural Engineering and Design Services / Task Order for R.M. Clayton
Entrance Relocation Feasibility Study
Cycle 21 / Full Council Date of December 2, 2013

The purpose of this legislation is to request the Mayor to issue a Task Order to Arcadis/Brindley, Pieters & Associates, Inc., a Joint Venture for FC-4906-A, for the purposes of conducting a feasibility study for the R.M. Clayton Entrance Relocation, on behalf of the Department of Watershed Management, in an amount not to exceed \$146,612.00.

The following accounts will fund this project:

FOOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting), 1320000 (Chief Executive), 210540 (DWM WATER SURCHARGE), 91858 (DWM SEC Surcharge)

PTAEO: 17210540 (DWM WATER SURCHARGE), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting), COA

If you have any questions or need any additional information, please feel free to call COA Project Manager Diane Badger at 404-546-3343.

Thank you for your assistance with this matter.

Attachments

CC: Diane Badger, DWM
Paula E. Days, DWM
Cynthia Lunn, DWM
Demetris Johnson, DWM
Kenya R. Hartry, DWM

**DEPARTMENT OF PROCUREMENT
LEGISLATION SUMMARY**

- **FC-4906A, Task Order to Arcadis/Brindley, Pieters & Associates, Inc. for RM Clayton Entrance Relocation Feasibility Study**

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON ENTRANCE RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND ZERO CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

COMMITTEE MEETING

DATE: November 26, 2013

COUNCIL MEETING

DATE: December 2, 2013

LEGISLATION TITLE: FC-4906A, Task Order to Arcadis/Brindley, Pieters & Associates, Inc. for RM Clayton Entrance Relocation Feasibility Study

REQUESTING DEPT.: Watershed Management

CONTRACT TYPE: Professional Services

AWARDEES: Arcadis /Brindley Pieters & Associates, Inc, Joint Venture

SOURCE SELECTION: Sealed RFP

PROPOSALS DUE: May 6, 2009

INVITATIONS MAILED: 150

PROPOSALS RECEIVED: 14

PROPOSERS: A E COM/ H. J. Russell, Joint Venture

Arcadis /Brindley Pieters & Associates, Inc, Joint Venture
 Atlanta Services Group
 BGR Joint Venture Office
 Brown and Caldwell, Inc /Delon Hampton & Associates,
 Chartered, A Joint Venture
 Citywide Infrastructure Provider
 JP2 (Jacobs, PRAD, PBS&J)
 MA-HMM Gude, JV
 Parsons-Cardozo Engineering, Joint Venture
 Prime Engineering, Inc. and Chester Engineers, Joint Venture
 Shaw-Benchmark, Joint Venture
 Southern Right of Way
 Strategic Team Concepts, LLC
 Total Solution Partners

Contractor: Arcadis /Brindley Pieters & Associates, Inc, Joint Venture

Estimated Value: \$146,612.00

Scope Summary: Arcadis/Brindley, Pieters & Associates, a Joint Venture will provide a feasibility study of the relocation of the entrance to the R.M. Clayton and Chattahoochee Plants.

BACKGROUND: Original executed on December 21, 2009, expired on December 20, 2011.

Renewal Agreement No.1 extended the current Agreement one additional year for time only. Renewal Agreement No. 1 effective term December 21, 2011 to December 20, 2012.

Renewal Agreement No. 2 extended the current Agreement one additional year for time only. Renewal Agreement No. 2 effective term extends from December 21, 2012 to December 20, 2013.

Renewal Agreement No. 3 extended the current Agreement one additional year for time only. Renewal Agreement No. 3 effective term extends from December 21, 2013 to December 20, 2014.

**EVALUATION TEAM
 COMPOSITION:**

DWM, OCC, DPW, LAW, OEAM, DPRCA

TERM OF CONTRACT:

Two (2) years with an option to renew for three (3) one (1) year periods.

**FUND ACCOUNT
 CENTERS:**

5052 (Water and Wastewater Renewal and Extension Fund)
 170101 (DWM Commissioner of Watershed Management)
 5212001 (Consulting) 1320000 (Chief Executive) and Project
 Task Award Expenditure and Organization Number 17210540
 (DWM Water Surcharge) 101 (Task) 505291858 (DWM SEC
 Surcharge) 5212001 (Consulting) COA

PREPARED BY: Cristi C. Walker

CONTACT NUMBER: 404-865-8996


[Home](#)
ARCADIS U.S., INC. Control Number: K808375
[Main](#) [Reports](#) [Officers](#) [Filing History](#)
Entity Info
Entity Id 1058510

Key Indicators
Model Type Corporation

Locale Foreign

Qualifier For-Profit

Business Name ARCADIS U.S., INC.

Registration Date 3/04/1998

Entity Status Active/Compliance

Entity Status Date 3/25/2013

Foreign Name
Date of Organization
State Delaware

Country
Principal Office Address
PRINCIPAL
Line1 Attn: Kim Battles

Line2 P.O. Box 66

City Syracuse **State** New York **Zip** 13214-0066

Agent
Is non-commercial Registered Agent? Yes

Name CT CORPORATION SYSTEM

Address
Line1 1201 PEACHTREE STREET N.E.

Line2
City ATLANTA **State** Georgia **Zip** 30361

Email
Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
-------------------	-----------------	---------------------	---------------------	----------------	----------	-------------	---------

No Miscellaneous Filings were found.

DUNS: 783194769 CAGE Code: GSR86
Status: Active

194 SEVEN FARMS DR STE F
CHARLESTON, SC, 29492-8509,
UNITED STATES

Entity Overview

Entity Information

Name: ARCADIS U.S., INC.
Business Type: Business or Organization
POC Name: Lori Dishneau
Registration Status: Active
Expiration Date:08/12/2014

Exclusions

Active Exclusion Records? No

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

WWW3

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



USA.gov



[Home](#)

BRINDLEY PIETERS AND ASSOCIATES, INC. Control Number: 0002983

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 2983

Key Indicators

Model Type Corporation

Locale Foreign

Qualifier For-Profit

Business Name BRINDLEY PIETERS AND ASSOCIATES, INC.

Registration Date 1/03/2000

Entity Status Active/Compliance

Entity Status Date 2/04/2012

Foreign Name

Date of Organization

State Florida

Country

Principal Office Address

PRINCIPAL

Line1 2600 MAITLAND CENTER PARKWAY

Line2 SUITE 180

City MAITLAND State Florida Zip 32751

Agent

Is non-commercial Registered Agent? Yes

Name BRINDLEY B PIETERS

Address

Line1 225 PEACHTREE ST. #1430

Line2

City ATLANTA State Georgia Zip 30303

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
-------------------	-----------------	---------------------	---------------------	----------------	----------	-------------	---------

No Miscellaneous Filings were found.

BRINDLEY PIETERS AND ASSOCIATES, INC.
DUNS: 859406985 CAGE Code: 137U9
Status: Active

2600 MATTLAND CENTER PKWY STE 180
MATTLAND, FL, 32751-0000 ,
UNITED STATES

Entity Overview

Entity Information

Name: BRINDLEY PIETERS AND ASSOCIATES, INC.
Business Type: Business or Organization
POC Name: Judith Kemp
Registration Status: Active
Expiration Date: 11/06/2014

Exclusions

Active Exclusion Records? No

SAM | System for Award Management 1.0

IBM v1.1278.20131018-1401

WWW3

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.



Attachment: 4906A RM Clayton transmittal backup (13-R-3849 : FC-4906A RM Clayton Feasibility Study)

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

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

RESOLUTION
 BY CITY UTILITIES COMMITTEE

RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BINDLEY, PETERS & ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE R.M. CLAYTON WATER TREATMENT PLANT RELOCATION FEASIBILITY STUDY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY-SIX THOUSAND, SIX HUNDRED TWELVE DOLLARS AND EIGHTY CENTS (\$146,612.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 70101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING) 1320000 (CHIEF EXECUTIVE) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17210540 (WATER SURCHARGE) 101 (TASK) 505291858 (WATER SURCHARGE) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

CONSENT REFER
REGULAR REPORT REFER
DIVERTISE & REFER
ST ADOPT 2ND READ & REFER
PERSONAL PAPER REFER
 Referred: _____
 Referred To: _____
 Referred: _____
 Referred To: _____
 Referred: _____
 Referred To: _____

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

MAYOR'S ACTION

10-O-1058 AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION I (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER TO ADJUST METER HYDRANT SERVICE AND INSTALLATION FEES; AND FOR OTHER PURPOSES. (AMENDED AND HELD 7/13/10) (PUBLIC HEARING HELD 9/21/10)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

RESULT: HELD IN COMMITTEE [UNANIMOUS] Next: 5/20/2013 1:00 PM
AYES: Wan, Shook, Archibong, Adrean, Martin, Smith, Watson

05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

LEGISLATION HISTORY – BLUE BACK

RESULT: REFERRED WITHOUT OBJECTION		
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 6/11/2013 9:30 AM		
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 6/25/2013 9:30 AM		
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 7/9/2013 9:30 AM		
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 7/30/2013 9:30 AM		
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT: REFERRED AS HELD		
10/15/13	City Utilities Committee	HELD IN COMMITTEE
RESULT: HELD IN COMMITTEE Next: 10/21/2013 1:00 PM		
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 10/29/2013 9:30 AM		
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 11/12/2013 9:30 AM		
11/12/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

10-O-1058 AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION I (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER TO ADJUST METER HYDRANT SERVICE AND INSTALLATION FEES; AND FOR OTHER PURPOSES. (AMENDED AND HELD 7/13/10) (PUBLIC HEARING HELD 9/21/10)

10-O-1058

**AN AMENDED ORDINANCE
BY CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION 1 (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES, FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER TO ADJUST METER AND HYDRANT SERVICE AND INSTALLATION FEES; AND FOR OTHER PURPOSES.

WHEREAS, the Bureau of Drinking Water (“BDW”) performs engineering review and approval of plans for drinking water service, fire service to new developments for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW performs plan review and approval for the installation of new water meters, and it has been more than five years since the installation fees have been reviewed and updated to reflect actual costs to BDW; and

WHEREAS, BDW inspects and performs work associated with the relocation and abandonment of water meters, upon the request and application of its customers, for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW performs work associated with re-installing and reestablishing water meters at locations previously abandoned, upon the request and application of its customers, for which no fee was previously assessed but should be assessed to recuperate the costs associated with such work; and

WHEREAS, BDW performs certain fire flow testing and inspection upon the request and application of its customers in connection with new fire service locations, for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW desires to update and include such fees as are appropriate to reflect the actual costs associated with the work and services performed at the request of its customers; and

WHEREAS, the Commissioner of the Department of Watershed Management, pursuant to Section 154-67(b) of the City Code, has determined that an adjustment to such fees are appropriate to capture the actual costs to the Department and make the water and sewer fund whole for services provided to its customers.

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

SECTION 1.

That Chapter 154 (Utilities), Article III (Water), Division 1 (Generally) is hereby amended in the appropriate provisions corresponding with the fees for the itemized services as set forth below:

SMALL METER PURCHASE AND ASSOCIATED DEPARTMENT SERVICES:

Water Meter Size	Purchase Price	Inspection/Testing /Documentation
3/4"	\$136.00	\$164.00
1"	\$160.00	\$164.00
1 1/2"	\$257.00	\$164.00
2"	\$316.00	\$164.00
TOTAL		
	\$300.00	
	\$324.00	
	\$421.00	
	\$480.00	

SMALL METER INSTALLATION PERFORMED BY CITY OF ATLANTA:

Existing Meter Size	Fee for Meter Installation	Required Plan Review Deposit
3/4"	\$2,100.00	No Plans Required
1"	\$2,200.00	No Plans Required
1-1/2"	\$2,800.00	No Plans Required
2"	\$3,000.00	No Plans Required

METER ABANDONMENT:

Existing Meter Size	Fee for Meter Abandonment
3/4"	\$1,500.00
1"	\$1,500.00
1-1/2"	\$2,000.00
2"	\$2,500.00
3"	\$7,500.00*

4"	\$8,000.00*
6"	\$9,500.00*
8"	\$9,500.00*
10"	\$10,000.00*
12"	\$10,000.00*

* Fees include the demolition, removal and disposal of existing meter and meter vault plus site restoration.

SECTION 2.

That Chapter 154, Article III, Division 1, be amended to add a new section for the establishment of a fee to recover the costs for services provided associated with the reestablishment of water services, as set forth below:

REESTABLISHMENT OF WATER SERVICE:

Existing Meter Size	Fee for Re-establishment of Existing Meter
3/4"	\$1,800.00
1"	\$1,800.00
1-1/2"	\$2,400.00
2"	\$2,400.00
3"	\$3,000.00
4"	\$3,500.00
6"	\$8,000.00
8"	\$10,000.00
10"	\$15,500.00
12"	\$16,500.00

SECTION 3.

That Chapter 154, Article III, Division 1, Sections 154-68 be amended by adding the following sections to set the fee for the installation of water meters of two (2) inch in diameter or less:

- (f) *Fee for Meter Installation of Water Meters of 2 inch in diameter or less*
 - (1) The fee and deposit schedule for water meter plan review and installation for water meters of 2 inch in diameter or less shall be as follows:

Existing Meter Size	Fee for Meter Installation	Required Plan Review Deposit
3/4"	\$2,100.00	No Plans Required
1"	\$2,200.00	No Plans Required
1-1/2"	\$2,800.00	No Plans Required
2"	\$3,000.00	No Plans Required

- (2) Design plans are required for water meter installations of 3 inches or more in diameter. These meters must be paid for and installed by the Applicant. Upon application, the city will perform a plan review for the installation of the water meter of 3 inches or more in diameter. The fee for the plan review and inspection is \$5,400.00. A deposit of \$2,000.00 is required at the time the application is submitted. A pre construction conference will be held with the Applicant. Once the plans have been approved, At the time of the pre construction conference, all remaining fees must be paid and all required documents must be submitted to the city.

SECTION 4.

That Chapter 154 (Utilities), Article III (Water), Division 2 (Fire Hydrants), Section 154-91 be amended by deleting the existing section and replacing it with the following:

Sec. 154-91. - Installation of detector meter fire line meter and tap for fire service systems having fire hydrants.

- (a) *Inspection of Fire Service Installation.* Fire service installation of detector meters or factory mutual fire meters (“fire service”) must be performed by the owner and will be subject to inspection by the city. Upon application, the city will perform a plan review for the installation of the fire service. The fee for the plan review and inspection is \$5,400.00. A deposit of \$2,000.00 is required at the time the application is submitted. This deposit is partially refundable except as set forth in Section 154-67(b)(1)(d), and is applied to cover the City's costs.
- (b) Once the plans are approved by the Department, installation of the fire service by the Applicant may not begin until full payment for the inspection of the meter has been made by the Applicant.
- (c) *Standby charge.* The regular monthly fire service standby charge shall be continued for fire service installations having a detector meter. The Commissioner shall bill factory mutual fire line meters at metered rates.
- (d) The fee for performing fire service hydraulic tests shall be as follows:

Service	Fee for Fire Service Hydraulic Tests
Fire Flow Test	\$350.00
90-Minute Pressure Test	\$350.00
24-Hour Pressure Test	\$350.00
7-Day Pressure Test	\$350.00

SECTION 5.

That all ordinances in conflict with this ordinance are hereby waived to the extent of the conflict.

**AN ORDINANCE
BY CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION 1 (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES, FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER; AND FOR OTHER PURPOSES.

WHEREAS, the Bureau of Drinking Water (“BDW”) performs engineering review and approval of plans for drinking water service, fire service to new developments for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW performs plan review and approval for the installation of new water meters, and it has been more than five years since the installation fees have been reviewed and updated to reflect actual costs to BDW; and

WHEREAS, BDW inspects and performs work associated with the relocation and abandonment of water meters, upon the request and application of its customers, for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW performs work associated with re-installing and reestablishing water meters at locations previously abandoned, upon the request and application of its customers, for which no fee was previously assessed but should be assessed to recuperate the costs associated with such work; and

WHEREAS, BDW performs certain fire flow testing and inspection upon the request and application of its customers in connection with new fire service locations, for which BDW charges a fee to recuperate the costs associated with such work; and

WHEREAS, BDW desires to update and include such fees as are appropriate to reflect the actual costs associated with the work and services performed at the request of its customers; and

WHEREAS, the Commissioner of the Department of Watershed Management, pursuant to Section 154-67(b) of the City Code, has determined that an adjustment to such fees are appropriate to capture the actual costs to the Department and make the water and sewer fund whole for services provided to its customers.

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

SECTION 1.

That Chapter 154 (Utilities), Article III (Water), Division 1 (Generally) is hereby amended in the appropriate provisions corresponding with the fees for the itemized services as set forth below:

SMALL METER PURCHASE AND ASSOCIATED DEPARTMENT SERVICES:

Water Meter Size	Purchase Price	Inspection/Testing /Documentation
TOTAL		
¾"	\$136.00	\$164.00
\$300.00		
1"	\$160.00	\$164.00
\$324.00		
1 ½"	\$257.00	\$164.00
\$421.00		
2"	\$316.00	\$164.00
\$480.00		

SMALL METER INSTALLATION PERFORMED BY CITY OF ATLANTA:

Existing Meter Size	Fee for Meter Installation	Required Plan Review Deposit
¾"	\$2,100.00	No Plans Required
1"	\$2,200.00	No Plans Required
1-1/2"	\$2,800.00	No Plans Required
2"	\$3,000.00	No Plans Required

METER ABANDONMENT:

Existing Meter Size	Fee for Meter Abandonment
¾"	\$1,500.00
1"	\$1,500.00
1-1/2"	\$2,000.00
2"	\$2,500.00
3"	\$7,500.00*
4"	\$8,000.00*

6"	\$9,500.00*
8"	\$9,500.00*
10"	\$10,000.00*
12"	\$10,000.00*

* Fees include the demolition, removal and disposal of existing meter and meter vault plus site restoration.

SECTION 2.

That Chapter 154, Article III, Division 1, be amended to add a new section for the establishment of a fee to recover the costs for services provided associated with the reestablishment of water services, as set forth below:

REESTABLISHMENT OF WATER SERVICE:

Existing Meter Size	Fee for Re-establishment of Existing Meter
3/4"	\$1,800.00
1"	\$1,800.00
1-1/2"	\$2,400.00
2"	\$2,400.00
3"	\$3,000.00
4"	\$3,500.00
6"	\$8,000.00
8"	\$10,000.00
10"	\$15,500.00
12"	\$16,500.00

SECTION 3.

That Chapter 154, Article III, Division 1, Sections 154-68 be amended by adding the following sections to set the fee for the installation of water meters of two (2) inch in diameter or less:

- (f) *Fee for Meter Installation of Water Meters of 2 inch in diameter or less*
- (1) The fee and deposit schedule for water meter plan review and installation for water meters of 2 inch in diameter or less shall be as follows:

Existing Meter Size	Fee for Meter Installation	Required Plan Review Deposit
3/4"	\$2,100.00	No Plans Required
1"	\$2,200.00	No Plans Required
1-1/2"	\$2,800.00	No Plans Required
2"	\$3,000.00	No Plans Required

- (2) Design plans are required for water meter installations of 3 inches or more in diameter.

These meters must be paid for and installed by the Applicant. Upon application, the city will perform a plan review for the installation of the water meter of 3 inches or more in diameter. The fee for the plan review and inspection is \$5,400.00. A deposit of \$2,000.00 is required at the time the application is submitted. A pre construction conference will be held with the Applicant. Once the plans have been approved, At the time of the pre construction conference, all remaining fees must be paid and all required documents must be submitted to the city.

SECTION 4.

That Chapter 154 (Utilities), Article III (Water), Division 2 (Fire Hydrants), Section 154-91 be amended by deleting the existing section and replacing it with the following:

Sec. 154-91. - Installation of detector meter fire line meter and tap for fire service systems having fire hydrants.

(a) *Inspection of Fire Service Installation.* Fire service installation of detector meters or factory mutual fire meters (“fire service”) must be performed by the owner and will be subject to inspection by the city. Upon application, the city will perform a plan review for the installation of the fire service. The fee for the plan review and inspection is \$5,400.00. A deposit of \$2,000.00 is required at the time the application is submitted. This deposit is partially refundable except as set forth in Section 154-67(b)(1)(d), and is applied to cover the City’s costs.

(b) Once the plans are approved by the Department, installation of the fire service by the Applicant may not begin until full payment for the inspection of the meter has been made by the Applicant.

(c) *Standby charge.* The regular monthly fire service standby charge shall be continued for fire service installations having a detector meter. The Commissioner shall bill factory mutual fire line meters at metered rates.

(d) The fee for performing fire service hydraulic tests shall be as follows:

Service	Fee for Fire Service Hydraulic Tests
Fire Flow Test	\$350.00
90-Minute Pressure Test	\$350.00
24-Hour Pressure Test	\$350.00
7-Day Pressure Test	\$350.00

SECTION 5.

That all ordinances in conflict with this ordinance are hereby waived to the extent of the conflict.

Part II: Legislative White Paper:**A. To be completed by Legislative Counsel:****Committee of Purview:** City Utilities Committee**Caption:**

AN ORDINANCE
BY CITY UTILITIES COMMITTEE

AN ORDINANCE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION 1 (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES, FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER; AND FOR OTHER PURPOSES.

Council Meeting Date: TBD**Requesting Dept.:** Department of Watershed Management**B. To be completed by the department:****1. Please provide a summary of the purpose of this legislation (Justification Statement).**

BDW desires to update and include such fees as are appropriate to reflect the actual costs associated with the work and services performed at the request of its customers. It has been more than five years since the installation fees have been reviewed and updated to reflect actual costs to BDW.

2. Please provide background information regarding this legislation.

BDW performs plan review and approval for the installation of new water meters, inspects and performs work associated with the relocation and abandonment of water meters, performs work associated with re-installing and reestablishing water meters at locations previously abandoned, and performs engineering review and approval of plans for drinking water service, fire service to new developments.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A

(b) **Source Selection:**

- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number): N/A

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: TBD

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By:

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: Chief of Staff

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____
Committee(s) of Purview: _____ City Utilities _____

Chief of Staff Deadline: _____ May 11, 2010 _____

Anticipated Committee Meeting Date(s): _____ June 1, 2010 _____

Anticipated Full Council Date: _____ June 1, 2010 _____

Legislative Counsel's Signature: *M. Theresa Hunt* _____

Commissioner Signature: *Robert J. Hunter* _____

Chief Procurement Officer Signature: _____ n/a _____

CAPTION

AN ORDINANCE TO AMEND CHAPTER 154 (UTILITIES), ARTICLE III (WATER), DIVISION 1 (GENERALLY) OF THE CITY OF ATLANTA, CODE OF ORDINANCES, FOR THE DEPARTMENT OF WATERSHED MANAGEMENT BUREAU OF DRINKING WATER; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): n/a

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: *DK 3/21/10* Reviewed by: *[Signature]*
(date) (date)

Submitted to Council: _____
(date)

10-O-1059 A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATIONS; TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT; TO CREATE A NEW SECTION 208 (FEES), ARTICLE VI (FLOOD AREA REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO FLOOD PLAIN MANAGEMENT; TO CREATE A NEW SECTION 406 (FEES), ARTICLE VIII (WETLAND PROTECTION REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO WETLANDS PROTECTION; AND FOR OTHER PURPOSES. (HELD 6/29/10 FOR A PUBLIC HEARING) (SUBSTITUTED AND HELD 9/14/10) (PUBLIC HEARING HELD 9/21/10)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13 City Utilities Committee
 05/06/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/14/13 City Utilities Committee HELD IN COMMITTEE Next:
 05/28/13

RESULT: HELD IN COMMITTEE [UNANIMOUS] Next: 5/20/2013 1:00 PM
AYES: Wan, Shook, Archibong, Adrean, Martin, Smith, Watson

05/20/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/28/13 City Utilities Committee
 06/03/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 6/11/2013 9:30 AM

06/11/13 City Utilities Committee
 06/17/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 6/25/2013 9:30 AM

06/25/13 City Utilities Committee
 07/01/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 7/9/2013 9:30 AM

07/09/13 City Utilities Committee
 07/15/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 7/30/2013 9:30 AM

07/30/13 City Utilities Committee
 08/19/13 Atlanta City Council
 08/27/13 City Utilities Committee
 09/03/13 Atlanta City Council REFERRED AS HELD

RESULT: REFERRED AS HELD Next: 9/10/2013 9:30 AM

09/10/13 City Utilities Committee
 09/16/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
----------------	-----------------------------------	--------------------------------

10/01/13	City Utilities Committee	
----------	--------------------------	--

10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/15/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
----------------	--------------------------	---------------------------------

10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13	City Utilities Committee	
----------	--------------------------	--

11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

10-O-1059 A SUBSTITUTE ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATIONS; TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT; TO CREATE A NEW SECTION 208 (FEES), ARTICLE VI (FLOOD AREA REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO FLOOD PLAIN MANAGEMENT; TO CREATE A NEW SECTION 406 (FEES), ARTICLE VIII (WETLAND PROTECTION REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO WETLANDS PROTECTION; AND FOR OTHER PURPOSES. (HELD 6/29/10 FOR A PUBLIC HEARING) (SUBSTITUTED AND HELD 9/14/10) (PUBLIC HEARING HELD 9/21/10)

**A SUBSTITUTE ORDINANCE
BY CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATIONS; TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT; TO CREATE ANEW SECTION 208 (FEES), ARTICLE VI (FLOOD AREA REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO FLOOD PLAIN MANAGEMENT; TO CREATE A NEW SECTION 406 (FEES), ARTICLE VIII (WETLAND PROTECTION REGULATIONS) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR PLAN REVIEW RELATED TO WETLANDS PROTECTION; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Watershed Management performs plan reviews, site inspections, pipe and structural inspections, transportation system inspections, erosion control and construction inspections stormwater management system inspections, sanitary sewer management inspections, riparian buffer authorized encroachment application reviews, post development stormwater management reviews, and other services; and

WHEREAS, the Department of Watershed Management charges certain fees to recuperate the costs associated with some of these services and these fees have not been reviewed or updated to reflect actual costs since 2005 when Atlanta City Council adopted 04-O-1873; and

WHEREAS, pursuant to Section 154-173 of the Code, the Council is authorized to establish fees for inspection of sanitary sewers and storm sewers laid by developers for private development that are required to obtain a permit from the Commissioner of the Department of Watershed Management; and

WHEREAS, pursuant to Section 74-47(a) of the Code, the Council is authorized to establish fees for inspections, plan reviews, or other administrative or regulatory services required to ensure compliance with the City of Atlanta Erosion, Sedimentation, and Pollution Control Ordinance (§ 74-36 *et seq.* of the Atlanta City Code); and

WHEREAS, the Commissioner of the Department of Watershed Management recommends that adjustment of existing fees and creation of new fees is appropriate to capture the actual costs to the Department and make the water and sewer enterprise fund whole for services provided to its customers; and

WHEREAS, it is in the best interests of the City of Atlanta to update fees to reflect actual costs and to create new fees for services where actual costs are not yet being recovered by fees paid by the users of the aforementioned services,

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

SECTION 1: Pursuant to the authority granted in this ordinance and in Atlanta City Code Article IV (Sewer Construction and Assessments), Division 2 (Assessments), Chapter 154 (Utilities), Section 173 (Charges for sewers laid by developer for use of development); Article II (Soil Erosion, Sedimentation, and Pollution Control), Chapter 74 (Environment), Section 47(a); and Article IV (Sewer Construction and Assessments), Division 2 (Assessments), Chapter 154 (Utilities), Section 168 (Payment for privilege of connecting to sewer when assessment not made); the rates referenced in Sections 17, 18 and 19, and in Attachment G of 04-O-1873 are amended by repealing the rates established therein and imposing the rates contained in Attachment A and Attachment B to this ordinance.

SECTION 2: That Atlanta City Code § 74-318 (Riparian Buffer Ordinance) entitled "Reserved" is hereby amended to read as follows:

"Sec. 74-318. Fees.

Where inspections, plan reviews, authorized encroachment application review and processing, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner."

SECTION 3: A new Section 74-521 of the Atlanta City Code (Post-Development Stormwater Management Ordinance) is created to read as follows:

"Sec. 74-521. Fees.

Where inspections, plan reviews, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner."

SECTION 4: A new Section 74-208 of the Atlanta City Code (Flood Area Regulations Ordinance) is created to read as follows:

"Sec. 74-208. Fees.

Where inspections, plan reviews, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner."

SECTION 5: A new Section 74-406 of the Atlanta City Code (Wetland Protection Regulations Ordinance) is created to read as follows:

"Sec. 74-406. Fees.

Where inspections, plan reviews, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner."

SECTION 6: That the applicable fees listed in this ordinance and in the attachments hereto shall be doubled and charged for any building or land disturbing activity (as defined in § 74-37(21) of the Atlanta City Code) begun without a permit.

SECTION 7: That Volume II, Appendix B (Fees), shall be revised, as necessary, to reflect the imposition of fees in accordance with this ordinance.

SECTION 8: All Land Development Plan Review fees set out in Attachment A to this ordinance shall be deposited to the Water/Sewer Enterprise Fund in the following fund: 5051-000002-3442703-0000000, Site Development Plan Review, or as otherwise directed by the Chief Financial Officer.

SECTION 9: All Erosion Control and Construction Inspection fees set out in Attachment B shall be deposited to the Water/Sewer Enterprise Fund in the following fund: 5051-000002-3442711, Erosion Fees & Fines, or as otherwise directed by the Chief Financial Officer.

SECTION 10: Nothing in this ordinance repeals any existing fee unless such repeal is specifically stated herein.

SECTION 11: In the case where a fee ordained herein is also ordained in a different ordinance, this ordinance shall not be construed to authorize said fee to be charged multiple times unless a duplicate charge is specifically authorized herein.

SECTION 12: If any provision, clause, sentence or paragraph of this ordinance, or the application thereof to any person or circumstances, shall be held invalid, such invalidity shall not affect the other provisions or application of the provisions of this ordinance which can be given effect without the invalid provisions or application and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 13: That this ordinance shall be effective upon approval by the Mayor or upon its becoming law without the Mayor's approval.

SECTION 14: That all ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

ATTACHMENT A**Land Development Plan Review Fee Schedule**

Plan Review**	Fee
Single Family Residential - New Construction	150.00 per plan
Single Family Residential - Addition, Renovation, Demolition	120.00 per plan
Small Projects (area* less than 100 square feet)	60.00 per plan
Commercial, Subdivision, Planned Development	see below
Basic Site Plan	200.00 per acre of project area*, minimum 200.00
Erosion & Sedimentation Control Plan	200.00 per acre of project area*, minimum 200.00
Stormwater Management Infrastructure Plan	300.00 per acre of site, or 300.00 per acre of project area* if <35% of site, minimum 300.00
Sanitary Sewer Plan	200.00 per acre of project area*, minimum 200.00
New Lot Evaluation	100.00 per lot
Small Projects (area* less than 1,000 square feet)	50% of applicable fees
Plan Review - Administrative Fees	
Riparian Buffer Authorized Encroachment Application	50.00 each
Document Administration for indemnification agreement, performance bond, maintenance bond, easement, encroachment, LOMAR, flood elevation certificate, etc.	50.00 each
Review of revised plan (post-approval)	50% of applicable review fee
Surcharge for construction without a permit	2x multiplier

*Project Area = Disturbed Area as defined in § 74-37(13) of the Atlanta City Code (Soil Erosion, Sedimentation, and Pollution Control Ordinance), and Impacted Area as referenced in § 74-504(b)(1) of the Atlanta City Code (Post-Development Stormwater Management Ordinance).

**Plan review includes review of site conditions for compliance with regulations related to riparian buffers, floodplains, wetlands, grading, stormwater management, sanitary sewer infrastructure and easements, drainage, erosion & sedimentation, hydrology, MRPA, environmental remediation, etc.

ATTACHMENT B**Erosion Control and Construction Inspection Fee Schedule**

Site Inspection**	Fee
Single Family Residential - New Construction	200.00 per plan
Single Family Residential - Addition, Renovation, Demolition	130.00 per plan
Small Projects (area* less than 100 sq ft)	65.00 per plan
Commercial, Subdivision, Planned Development	see below
Basic	200.00 per acre of project area*, minimum 200.00
Erosion and Sedimentation Control	300.00 per acre of project area*, minimum 300.00
Stormwater Infrastructure (pipes, drainage structures, stormwater management facilities, infiltration measures)	300.00 per acre of project area*, minimum 300.00
Sanitary Sewer	200.00 per acre of project area*, minimum 200.00
Small Projects (area* less than 1,000 sq ft)	50% of applicable fees
Curb & gutter installation within ROW (public or private)	0.65 per LF
Street Grading & Construction (including sidewalk) within ROW (public or private)	2.50 per Sq. Yd.
Driveway apron	40.00 each
Bond Release	75.00
Surcharge for construction without a permit	2x multiplier
Sanitary Sewer Connection Inspection	
Privately constructed sewer service connection	250.00 each

LF = Linear Foot

*Project Area = Disturbed Area as defined in § 74-37(13) of the Atlanta City Code (Soil Erosion, Sedimentation, and Pollution Control Ordinance), and Impacted Area as referenced in § 74-504(b)(1) of the Atlanta City Code (Post-Development Stormwater Management Ordinance).

**Site inspection includes inspection for compliance with approved plans related to riparian buffers, floodplains, wetlands, grading, stormwater management, sanitary sewer infrastructure and easements, drainage, erosion & sedimentation, hydrology, MRPA, environmental remediation, etc.

10-O-

**AN ORDINANCE
BY CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 48 (EROSION CONTROL AND CONSTRUCTION INSPECTION FEES), ARTICLE II (SOIL EROSION AND SEDIMENTATION CONTROL), CHAPTER 74 (ENVIRONMENT) TO IMPOSE NEW FEES FOR EROSION AND SEDIMENTATION PLAN REVIEW AND OTHER REVIEWS; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATION REVIEW; AND TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR REVIEWS RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT PLANS; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Watershed Management performs plan reviews, site inspections, pipe and structural inspections, transportation system inspections, erosion control and construction inspections stormwater management system inspections, sanitary sewer management inspections, riparian buffer authorized encroachment application reviews, post-development stormwater management reviews, and other services; and

WHEREAS, the Department of Watershed Management charges certain fees to recuperate the costs associated with some of these services and these fees have not been reviewed or updated to reflect actual costs since 2005 when Atlanta City Council adopted 04-O-1873; and

WHEREAS, pursuant to Section 154-173 of the Code, the Council is authorized to establish fees for inspection of sanitary sewers and storm sewers laid by developers for private development that are required to obtain a permit from the Commissioner of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends that adjustment of existing fees and creation of new fees is appropriate to capture the actual costs to

the Department and make the water and sewer enterprise fund whole for services provided to its customers; and

WHEREAS, it is in the best interests of the City of Atlanta to update fees to reflect actual costs and to create new fees for services where actual costs are not yet being recovered by fees paid by the users of the aforementioned services.

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

SECTION 1: Pursuant to the authority of Atlanta City Code § 154-173 of the Code of Ordinances, the rates referenced in Sections 17, 18 and 19, and Attachment G of 04-O-1873 are amended by repealing the rates established therein and imposing the “proposed” rates contained in Attachment A to this ordinance.

SECTION 2: That Atlanta City Code § 74-47 entitled "LDA permit fees" is hereby amended to read as follows:

“Sec. 74-47. Fees.

- (a) *Land-disturbing activity fee.* In addition to any other fee charged in this Code of Ordinances, including, in particular, those fees set out in Appendix B of the Atlanta City Code entitled "Fees," there is assessed a fee of forty dollars (\$40.00) per disturbed acre payable to the City of Atlanta upon application to perform land-disturbing activities. This fee is adopted as required by the State of Georgia pursuant to O.C.G.A. § 12-5-23(5)(a), and the Rules and Regulations for Water Quality Control of the Georgia Department of Natural Resources. This fee shall be collected as a separate and distinct charge for the purposes of administering the implementation of the state general permit, which has been delegated to the city as a local issuing authority pursuant to O.C.G.A. § 12-7-1 *et seq.*
- (b) *Re-inspection fee.* The Commissioner shall charge a fee of fifty dollars (\$50.00) for the re-inspection of a project if a re-inspection is requested prior to the end of a compliance period and the site is found to remain out of compliance upon that inspection. Such fees shall be allocated to cover administrative, field-inspection, and transportation costs, and said re-inspection fee shall be paid prior to the final sign-off.”

SECTION 2: A new Section 74-48 of the Atlanta City Code entitled “Erosion Control Construction Inspection Fees” is created to read as follows:

“Sec. 74-48. Erosion Control Construction Inspection Fees.

Where inspections, plan reviews, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner.”

SECTION 3: Pursuant to the authority of Section 74-48 of the Code of Ordinances, rates, fees and charges are established and imposed to recover costs of services according to the “proposed” rates contained in Attachment A to this ordinance.

SECTION 4: That Atlanta City Code § 74-318 entitled “Reserved” is hereby amended to read as follows:

“Sec. 74-318. Application Fees.

Where review and processing of authorized encroachment applications are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner.”

SECTION 5: A new Section 74-521 of the Atlanta City Code is created to read as follows:

“Sec. 74-521. Fees.

Where inspections, plan reviews, or other administrative or regulatory services are required for compliance with this ordinance, fees shall be collected in accordance with the schedule of fees and charges established by the council from time to time, copies of which shall be kept on file in the office of the municipal clerk and the commissioner.”

SECTION 6: Pursuant to the authority of Section 74-522 of the Code of Ordinances, rates, fees and charges are established and imposed to recover costs of services according to the “proposed 2010” rates contained in Attachment A to this ordinance.

SECTION 7: That Volume II, Appendix B (Fees), shall be revised, as necessary, to reflect the imposition of fees in accordance with this ordinance.

SECTION 8: Monies from fees in this ordinance shall be deposited in the general ledger of the fund from which services are rendered in accounts to be identified by the Chief Financial Officer.

SECTION 9: Nothing in this ordinance repeals any existing fee unless such repeal is specifically stated herein.

SECTION 10: That this ordinance shall be effective upon approval by the Mayor or upon its becoming law without the Mayor's approval.

SECTION 11: That all ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

Attachment A
Site Development Fees

Site Plan Review	Current 2004	Proposed 2010
Plan Review - Single Family Residential - New Construction	100.00 per plan	150.00 per plan
Plan Review - Single Family Residential - Additions and Renovation	100.00 per plan	125.00 per plan
Plan Review - Commercial (including Riparian Buffer, Floodplain, Post-Development Stormwater Management and Hydrology, Erosion & Sedimentation, NPDES Stormwater Construction, MRPA, Wetlands, Environmental Remediation, etc.)	550.00 per plan	650.00 per plan
Plan Review - Subdivisions	50.00 per lot	100.00 per lot
Plan Review Fees - All Categories		
Erosion & Sedimentation > 1 acre disturbed area	125.00 per acre	150.00 per acre
Review of revised plan (post-approval)	n/a	50% of applicable review fee
Miscellaneous agreements (including Indemnifications, Bonds, Easements, etc.)	n/a	25.00 each
Riparian Buffer Authorized Encroachment Application	n/a	50.00
Surcharge for construction without a permit	2x multiplier	2x multiplier
Structures other than single family residential, applied against 50.00 per connection and 1.00 per LF for any sanitary pipe 8" or larger	250.00 minimum	n/a
Post-Development Stormwater Management		
Post-Development Stormwater Management Annual Certification Review	n/a	75.00
Credit for Green Infrastructure Features (e.g. green roof, onsite stormwater recycling, gray water reuse, raingarden, removal of impervious cover and revegetation)	n/a	-50.00

Erosion and Sedimentation Control Fees

Erosion Control and Construction Inspection Fees	Current 2004	Proposed 2010
Site Inspection Base Fee - Residential	130.00	165.00

Site Inspection Base Fee - Commercial and Subdivision	830.00	830.00
Site Inspection - PDH - Infrastructure stabilization inspection	n/a	TBD
Bond Release	n/a	75.00
Pipe Inspection for Storm Pipes 12" or larger	0.25 per LF	0
Pipe Inspection for sanitary pipes 8" or larger	1.00 per LF	0
Storm and sanitary structures, not including connection (e.g. manholes, crossdrains, etc.)	5.00 each	0
Stormwater management system <1 acre (e.g. detention pond, bioswale, etc.)	n/a	100.00
Stormwater management system >1 acre	n/a	100.00 per acre
Sanitary sewer management system <1 acre (e.g. lift station)	n/a	100.00
Sanitary sewer management system >1 acre	n/a	100.00 per acre
Privately constructed sewer service connection	250.00 each	250.00 each
City constructed sewer service connection	5,930.00	5,930.00
Curb & gutter installation	0.50 per LF	0.65 per LF
Street Grading & Construction (including sidewalk)	2.00 per Sq.Yd.	2.50 per Sq. Yd.
Driveway aprons	2.50 per LF	40.00 each

LF = Lineal Foot

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: Chief of Staff

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

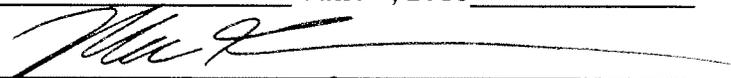
Originating Department: _____ Department of Watershed Management _____

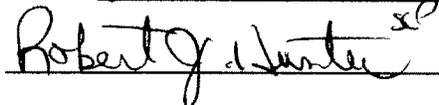
Committee(s) of Purview: _____ City Utilities _____

Chief of Staff Deadline: _____ May 11, 2010 _____

Anticipated Committee Meeting Date(s): _____ June 1, 2010 _____

Anticipated Full Council Date: _____ June 7, 2010 _____

Legislative Counsel's Signature: _____  _____

Commissioner Signature: _____  _____

Chief Procurement Officer Signature: _____ n/a _____

CAPTION

AN ORDINANCE TO AMEND SECTION 173 (CHARGES FOR SEWERS LAID BY DEVELOPER FOR USE OF DEVELOPMENT), DIVISION 2 (ASSESSMENTS), CHAPTER 154 (UTILITIES), ARTICLE IV (SEWER CONSTRUCTION AND ASSESSMENTS), OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE CERTAIN FEES AND IMPOSE NEW FEES FOR PIPE AND STRUCTURAL INSPECTION, EROSION CONTROL AND CONSTRUCTION INSPECTION, SITE PLAN REVIEW, AND OTHER SERVICES; TO CREATE A NEW SECTION 48 (EROSION CONTROL AND CONSTRUCTION INSPECTION FEES), ARTICLE II (SOIL EROSION AND SEDIMENTATION CONTROL), CHAPTER 74 (ENVIRONMENT) TO IMPOSE NEW FEES FOR EROSION AND SEDIMENTATION PLAN REVIEW AND OTHER REVIEWS; TO CREATE A NEW SECTION 318 (APPLICATION FEES), ARTICLE VII (RIPARIAN BUFFER REQUIREMENTS) CHAPTER 74 (ENVIRONMENT), TO IMPOSE A NEW FEE FOR RIPARIAN BUFFER AUTHORIZED ENCROACHMENT APPLICATION REVIEW; AND TO CREATE A NEW SECTION 521 (FEES), ARTICLE X (POST DEVELOPMENT STORMWATER MANAGEMENT) CHAPTER 74 (ENVIRONMENT) TO IMPOSE A NEW FEE FOR REVIEWS RELATED TO POST DEVELOPMENT STORMWATER MANAGEMENT PLANS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): n/a

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: DF 5/21/10 Reviewed by: 
(date) (date)

Submitted to Council: _____
(date)

10-O-1688 AN ORDINANCE BY COUNCILMEMBERS IVORY L. YOUNG, JR. AND MICHAEL J. BOND, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ABANDON THE PORTION OF JAMES P. BRAWLEY DRIVE, SW LOCATED BETWEEN BECKWITH AND MARTIN LUTHER KING, JR. DRIVE, SW ON THE EAST AND LOCATED BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST AND BEING MORE SPECIFICALLY DESCRIBED IN EXHIBIT “A” AND MORE COMPLETELY DESCRIBED IN EXHIBIT “B” LYING AND BEING IN LAND LOT 109 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA; TO ABANDON THE PORTION OF MITCHELL STREET, SW BETWEEN JAMES P. BRAWLEY DRIVE, SW AND PASCHAL BOULEVARD, SW AS MARKED ON EXHIBIT “A” AND MORE COMPLETELY DESCRIBED IN EXHIBIT “C”; TO ABANDON STUDENT NONVIOLENT COORDINATING COMMITTEE (“SNCC”) WAY, SW BETWEEN 399.76’ SOUTH OF MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AND BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AS MARKED ON EXHIBIT “A” AND MORE COMPLETELY DESCRIBED IN EXHIBIT “D”; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 9/14/10 FOR FURTHER DISCUSSIONS AND A PUBLIC HEARING)

Review List:

City Utilities Committee	Skipped	04/22/2013 10:23 AM
City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13 City Utilities Committee
 05/06/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/14/13 City Utilities Committee HELD IN COMMITTEE Next:
 05/28/13

RESULT: HELD IN COMMITTEE [UNANIMOUS] Next: 5/20/2013 1:00 PM
AYES: Wan, Shook, Archibong, Adrean, Martin, Smith, Watson

05/20/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/28/13 City Utilities Committee
 06/03/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 6/11/2013 9:30 AM

06/11/13 City Utilities Committee
 06/17/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 6/25/2013 9:30 AM

06/25/13 City Utilities Committee
 07/01/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 7/9/2013 9:30 AM

07/09/13 City Utilities Committee
 07/15/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 7/30/2013 9:30 AM

07/30/13 City Utilities Committee
 08/19/13 Atlanta City Council
 08/27/13 City Utilities Committee
 09/03/13 Atlanta City Council REFERRED AS HELD

RESULT: REFERRED AS HELD Next: 9/10/2013 9:30 AM

09/10/13 City Utilities Committee
 09/16/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
	<p>CERTIFIED</p> <p>11/26/2013</p>
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	

10-O-1688 AN ORDINANCE BY COUNCILMEMBERS IVORY L. YOUNG, JR. AND MICHAEL J. BOND, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ABANDON THE PORTION OF JAMES P. BRAWLEY DRIVE, SW LOCATED BETWEEN BECKWITH AND MARTIN LUTHER KING, JR. DRIVE, SW ON THE EAST AND LOCATED BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST AND BEING MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "B" LYING AND BEING IN LAND LOT 109 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA; TO ABANDON THE PORTION OF MITCHELL STREET, SW BETWEEN JAMES P. BRAWLEY DRIVE, SW AND PASCHAL BOULEVARD, SW AS MARKED ON EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "C"; TO ABANDON STUDENT NONVIOLENT COORDINATING COMMITTEE ("SNCC") WAY, SW BETWEEN 399.76' SOUTH OF MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AND BETWEEN MITCHELL STREET, SW AND BECKWITH STREET, SW ON THE WEST SIDE AS MARKED ON EXHIBIT "A" AND MORE COMPLETELY DESCRIBED IN EXHIBIT "D"; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 9/14/10 FOR FURTHER DISCUSSIONS AND A PUBLIC HEARING)

Whereas,

Whereas,

Whereas,

Whereas,

Whereas,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

BE IT FURTHER ORDAINED,

BE IT FINALLY ORDAINED,

SECTION 1:

SECTION 2:

SECTION 3:

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

10-0-1688

**AN ORDINANCE BY
COUNCILMEMBER IVORY LEE YOUNG, JR**

**AN ORDINANCE AUTHORIZING THE MAYOR OR HIS
DESIGNEE TO ABANDON THE PORTION OF JAMES P.
BRAWLEY DRIVE, S.W., LOCATED BETWEEN BECKWITH
STREET, S.W. AND MARTIN LUTHER KING, JR. DRIVE, S.W.
ON THE EAST AND LOCATED BETWEEN MITCHELL STREET,
S.W. AND BECKWITH STREET, S.W. ON THE WEST, AND
BEING MORE SPECIFICALLY DESCRIBED IN THE EXHIBIT
“A” AND MORE COMPLETELY DESCRIBED IN EXHIBIT “B”
LYING AND BEING IN LAND LOT 109 OF THE 14TH DISTRICT,
FULTON COUNTY, GEORGIA; TO ABANDON THE PORTION
OF MITCHELL STREET, S.W. BETWEEN JAMES P. BRAWLEY
DRIVE, S.W. AND PASCHAL BOULEVARD, S.W. AS MARKED
ON EXHIBIT “A” AND MORE COMPLETELY DESCRIBED IN
EXHIBIT “C”; TO ABANDON STUDENT NONVIOLENT
COORDINATING COMMITTEE (“SNCC”) WAY, S.W.
BETWEEN 399.76’ SOUTH OF MITCHELL STREET, S.W. AND
BECKWITH STREET, S.W. ON THE WEST SIDE AND BETWEEN
MITCHELL STREET, S.W. AND BECKWITH STREET, S.W. ON
THE WEST SIDE AS MARKED ON EXHIBIT “A” AND MORE
COMPLETELY DESCRIBED IN EXHIBIT “D”; AND FOR
OTHER PURPOSES.**

WHEREAS, the City of Atlanta (“City”) has received a formal request from Clark Atlanta University (“Applicant”), the owner of abutting property, to abandon the above-referenced portions of James P. Brawley Drive, S.W., Mitchell Street, S.W., and SNCC Way, S.W.; and

WHEREAS, the Applicant has paid a fee of \$2,500.00 for the costs of advertisement of the abandonment for each of the referenced properties as specified by Section 138-9(a)(5) of the City Code of Ordinances; and

WHEREAS, the request to abandon said portions of streets has been reviewed by the proper entities as required by Section 138-9(b)(2) prior to passage of this legislation; and

WHEREAS, the Department of Public Works and the Chief Procurement Officer have determined that the above-referenced portions of streets, as described in the attached exhibits are no longer useful or necessary for the public’s use and convenience; and

WHEREAS, the abandoned portions of James P. Brawley Drive, S.W., Mitchell Street, S.W., and SNCC Way, S.W. will become part of the Applicant’s private property, and it will be said Applicant’s sole responsibility to maintain, operate and provide all services and utilities once abandoned.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1. The portions of the above-referenced portions of James P. Brawley Drive, S.W., Mitchell Street, S.W., and SNCC Way, S.W. as described in the attached Exhibits are closed to all vehicular traffic and abandoned by the City of Atlanta.

Section 2. The Applicant has or will comply with all requirements as outlined in Section 138-9 of the City of Atlanta's Code of Ordinances, including, but not limited to paying the fair market value of the abandoned portions of James P. Brawley Drive, S.W., Mitchell Street, S.W., and SNCC Way, S.W. as determined by the appraisals reports.

Section 3. The Chief Procurement Officer or his designee is hereby directed to prepare an appraisal report to determine the fair market value of the rights-of-way to be abandoned and perform all other responsibilities concerning this proposed abandonment, as outlined in the City's Code of Ordinances, including Section 2-1578.

Section 4. That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

Section 5. That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, and upon receipt of payment from the Applicant in the amount of the appraised fair market value of the properties, or the satisfaction of any alternative conditions under Section 2-1578 of the City's Code of Ordinances, the City Attorney is hereby directed to prepare a Quitclaim Deed or a Limited Warranty Deed and other appropriate documents to effectuate the abandonment authorized by this ordinance.

Section 6. That the Mayor or his designee is hereby authorized to execute a Quitclaim Deed to convey any interest the City may have in the above-referenced portions of James P. Brawley Drive, S.W., Mitchell Street, S.W., and SNCC Way, S.W., (herein described in Exhibit "A").

Section 7. That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived to the extent of the conflict in this instance only.

11-O-0080 AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR OR HIS DESIGNEE TO IMPOSE A MORATORIUM ON STREET NAME CHANGES FOR SIX (6) MONTHS; AND FOR OTHER PURPOSES. (HELD 1/14/11 AT THE REQUEST OF THE AUTHOR)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

LEGISLATION HISTORY – BLUE BACK

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

11-O-0080 AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR OR HIS DESIGNEE TO IMPOSE A MORATORIUM ON STREET NAME CHANGES FOR SIX (6) MONTHS; AND FOR OTHER PURPOSES. (HELD 1/14/11 AT THE REQUEST OF THE AUTHOR)

Whereas,

Whereas,

Whereas,

Whereas,

Whereas,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

BE IT FURTHER ORDAINED,

BE IT FINALLY ORDAINED,

SECTION 1:

SECTION 2:

SECTION 3:

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

11-0-0080

AN ORDINANCE

BY COUNCILMEMBER KWANZA HALL

AN ORDINANCE AUTHORIZING THE
MAYOR OR HIS DESIGNEE TO IMPOSE A
MORATORIUM ON STREET NAME
CHANGES FOR SIX (6) MONTHS; AND
FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has renamed several streets in the recent past and some have not been well received; and

WHEREAS, some neighborhood groups and individuals have objected to certain streets being changed; and

WHEREAS, the City needs to review its policy for renaming a street and explore other alternatives for honoring an individual; and

WHEREAS, some cities allow the street name to remain and place different color signage above the street sign (toppers) honoring an individual; and

WHEREAS, this or some other alternative may be more suitable to the neighborhood groups and individuals that have had objections in the past.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

SECTION 1: That Mayor or his designee is authorized to impose a moratorium on the renaming of city streets for six (6) months while the Utilities Committee or a Task Force review the current process and prepare recommendations.

SECTION 2: This moratorium will not affect any proposed renaming legislation that has been introduced

SECTION 3: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

Attachment: 1100080 (1752 : 11-O-0080)

11-R-0088 A RESOLUTION BY COUNCILMEMBERS MICHAEL J. BOND, H. LAMAR WILLIS, AARON WATSON, IVORY L. YOUNG, JR. AND CLETA WINSLOW AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE URBAN VILLA NEIGHBORHOOD ASSOCIATION ALLOWING THE INSTALLATION OF A NEIGHBORHOOD SIGN WITHIN A CERTAIN RIGHT-OF-WAY; AND FOR OTHER PURPOSES. (HELD 1/14/11 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

LEGISLATION HISTORY – BLUE BACK

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

11-R-0088 A RESOLUTION BY COUNCILMEMBERS MICHAEL J. BOND, H. LAMAR WILLIS, AARON WATSON, IVORY L. YOUNG, JR. AND CLETA WINSLOW AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE URBAN VILLA NEIGHBORHOOD ASSOCIATION ALLOWING THE INSTALLATION OF A NEIGHBORHOOD SIGN WITHIN A CERTAIN RIGHT-OF-WAY; AND FOR OTHER PURPOSES. (HELD 1/14/11 FOR FURTHER REVIEW)

STAFF COMMENTS: The legislation authorizes the Mayor to accept and execute an agreement with the referenced neighborhood to allow for the installation of one or more neighborhood sign(s) in the city's r-o-w. The plans and specifications for the installation should be approved and reviewed by the Commissioner of Public Works and the Urban Design Commission, the owner has to agree to indemnify and hold harmless the city for all Construction, maintenance and for any damages to persons or properties resulting from the installation or maintenance of the property and the owner also must agree to remove any signage within ninety (90) days after receipt of a written notice from the city requiring its removal.

11-0-

A RESOLUTION BY

COUNCILMEMBER MICHAEL JULIAN BOND

[Handwritten signatures and scribbles over the text]

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE URBAN VILLA NEIGHBORHOOD ASSOCIATION ALLOWING THE INSTALLATION OF A NEIGHBORHOOD SIGN WITHIN A CERTAIN RIGHT-OF-WAY; AND FOR OTHER THE PURPOSES.

WHEREAS, The Urban Villa Neighborhood Association desires to install and maintain a neighborhood an identification sign; and,

WHEREAS, The Urban Villa Neighborhood Association desires to install a sign at the; northwest corner of Joseph E. Boone Boulevard, NW and Simpson Terrace, NW and,

WHEREAS, The installation ofthe sign will serve to preserve the history and unique character of the Urban Villa neighborhood.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the Mayor or his designee is authorized to enter into an agreement with the Urban Villa Neighborhood Association to allow for the installation of a neighborhood identification sign which is to be installed at the following location:

Joseph E. Boone Boulevard, NW and Simpson Terrace, NW

SECTION 2: That the plans and specifications for said signs shall be submitted for the review and approval of the Commissioner of Public Works prior to any sign being installed as well as acquiring al necessary permits needed for the installation.

SECTION 3: That Urban Villa Neighborhood Association shall indemnify the City for any damages to persons or properties resulting from the installation and maintenance of said sign.

SECTION 4: The proposed sign shall be reviewed by the Urban Design Commission as it relates to design and location.

SECTION 5: The City Attorney is authorized to prepare and approve an agreement as to form and it will not become binding upon the City until executed by the Mayor, attested to by the Municipal Clerk and delivered to the Urban Villa Neighborhood Association.

SECTION 6: That all resolutions and parts of resolutions in conflict herewith be and the same are hereby waived in this instance only.

Attachment: 11R0088 (1756 : 11-R-0088)

11-O-0108 AN ORDINANCE BY COUNCILMEMBER MICHAEL J. BOND TO DESIGNATE THE INTERSECTION OF ATLANTA STUDENT BOULEVARD, SW AND WALNUT STREET, SW, FLIPPER TEMPLE AME SQUARE; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 2/1/11 FOR FURTHER DISCUSSION)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

LEGISLATION HISTORY – BLUE BACK

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

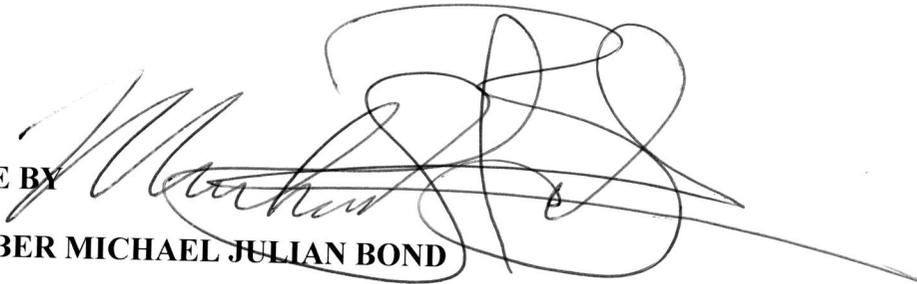
RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
	CERTIFIED 11/26/2013
Mayor's Action <i>See Authentication Page Attachment</i>	

11-O-0108 AN ORDINANCE BY COUNCILMEMBER MICHAEL J. BOND TO DESIGNATE THE INTERSECTION OF ATLANTA STUDENT BOULEVARD, SW AND WALNUT STREET, SW, FLIPPER TEMPLE AME SQUARE; AND FOR OTHER PURPOSES. (TO BE ADVERTISED FOR A PUBLIC HEARING) (HELD 2/1/11 FOR FURTHER DISCUSSION)

11-0-0108

11-0-



AN ORDINANCE BY

COUNCILMEMBER MICHAEL JULIAN BOND

AN ORDINANCE TO DESIGNATE THE INTERSECTION OF ATLANTA STUDENT BOULEVARD, SW AND WALNUT STREET, SW FLIPPER TEMPLE AME SQUARE; AND FOR OTHER THE PURPOSES.

WHEREAS, Flipper Temple African Methodist Episcopal Church was founded by Reverend C.D. Thornton in January 1920 on Fair Street, SW; and,

WHEREAS, Flipper Temple AME Church has served as a cornerstone to the surrounding community, which includes the Atlanta University Center established in 1929; and,

WHEREAS, Flipper Temple AME Church has been integral to the Westside communities of Atlanta offering spiritual sustenance and guidance to all those in need; and,

WHEREAS, Flipper Temple AME Church is a vital part of the history of the surrounding university community; and,

WHEREAS, The Council recognizes the importance of preserving the history of the City of Atlanta as well as the unique character of its many and varied neighborhoods.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW is designated as Flipper Temple AME Square.

SECTION 2: That the Department of Public Works, Office of Transportation is authorized to install street toppers at each corner of the intersection.

SECTION 3: That all ordinances and parts of ordinances in conflict herewith are waived in this instance only.

Attachment: 1100108 (1758 : 11-O-0108)

12-R-0376 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE INITIATION OF THE PROCESS OF RENAMING THAT PORTION OF GREENBRIAR PARKWAY BETWEEN BARGE ROAD TO THE WEST AND THE INTERSECTION OF GREENBRIAR PARKWAY AND CONTINENTAL COLONY PARKWAY TO THE EAST TO TYLER PERRY WAY BY AND THROUGH ACTIONS OF THE COMMISSIONER OF DEPARTMENT OF PUBLIC WORKS OR HIS DESIGNEE; AND FOR OTHER PURPOSES. (HELD 3/13/12 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

12-R-0376 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE INITIATION OF THE PROCESS OF RENAMING THAT PORTION OF GREENBRIAR PARKWAY BETWEEN BARGE ROAD TO THE WEST AND THE INTERSECTION OF GREENBRIAR PARKWAY AND CONTINENTAL COLONY PARKWAY TO THE EAST TO TYLER PERRY WAY BY AND THROUGH ACTIONS OF THE COMMISSIONER OF DEPARTMENT OF PUBLIC WORKS OR HIS DESIGNEE; AND FOR OTHER PURPOSES. (HELD 3/13/12 FOR FURTHER REVIEW)

A RESOLUTION BY**12-R-0376****CITY UTILITIES COMMITTEE**

RESOLUTION AUTHORIZING THE INITIATION OF THE PROCESS OF RENAMING THAT PORTION OF GREENBRIAR PARKWAY BETWEEN BARGE ROAD TO THE WEST AND THE INTERSECTION OF GREENBRIAR PARKWAY AND CONTINENTAL COLONY PARKWAY TO THE EAST TO TYLER PERRY WAY BY AND THROUGH ACTIONS OF THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS OR DESIGNEE; AND FOR OTHER PURPOSES.

WHEREAS, an application shall be filed with the Commissioner of the Department of Public Works (the "Application") requesting that the portion of Greenbriar Parkway between Barge Road to the West and the intersection of Greenbriar Parkway and Continental Colony Parkway to the East be renamed Tyler Perry Way in honor of the internationally famous Atlanta Filmmaker Tyler Perry; and

WHEREAS, Sec. 138-8 of the City Code requires that the Application meet certain criteria before it can be further processed; and

WHEREAS, the Commissioner of the Department of Public Works or his designee (the "Commissioner") shall review the application and determine that the Application sought to rename Greenbriar Parkway after an existing business includes original signatures of property owners and/or business approving the renaming and which are defined by Sec. 138-8 as those who must consent and shall contain a check was for the \$2,500.00 administrative fee; and

WHEREAS, the Commissioner shall determine that the original signatures of the property owners and/or business approving the renaming exceeds the 75% minimum approval required by Sec. 138-8 and shall, in fact, include an analysis of each of the addresses on the above-described segment of Greenbriar Parkway which matches the consent documents to addresses and parcel identification records from the Fulton County Tax Assessor; and

WHEREAS, the Application shall confirm that diligent efforts have been made to determine the identity of any business which was located on the above-described segment of Greenbriar Parkway; and

WHEREAS, the Application shall meet the requirements of Sec. 138-8(h) in that it proposes and records consents of property owners and affected businesses for the entire length of the street of the above-described segment of Greenbriar Parkway; and

WHEREAS, upon a determination that the Application is complete, Sec. 138-8 requires that written notification be given to certain individuals or entities; and

WHEREAS, as required by Sec. 138-8(1)(a)(1), the Commissioner shall provide notification of the receipt of the Application to the following City agencies by electronic transmission of the Application to the following agencies: *Atlanta Police Department; Atlanta Fire Rescue; Office of Planning and Neighborhood Planning Unit and Citizen Participation Coordinator, Office of Transportation; Department of Public Works*; and

WHEREAS, as required by Sec. 138-8(1)(a)(1), the Commissioner shall provide notification of the receipt of the Application to the Metropolitan Atlanta Rapid Transit Authority (MARTA); and

WHEREAS, as requires by Sec. 138-8(1)(a)(1), the Commissioner shall provide notification of the receipt of the Application to the State of Georgia Department of Transportation (GADOT); and

WHEREAS, as required by Sec. 13-8(1)(a)(2), the Commissioner shall give written notice of the receipt of the Application to the affected Neighborhood Planning Unit (“NPU R”) through letters to its Chair and Zoning Chair and to the Atlanta Public Schools by letter to the Deputy Superintendent of Operations for determination of and notice to the affected public schools to be made by the Operations Department; and

WHEREAS, Sec. 138 (1)(a)(3) gives the Commissioner discretion to determine if persons other than those specified by the terms of Sec. 138-8 should receive notice of the Application and the Commissioner shall review the list of persons who receive electronic notice of the Agenda of the City of Atlanta Urban Design Commission and deems that the receipt of notice by these persons will be sufficient for the purposes of Sec. 138-8(1)(a)(3); and

WHEREAS, the Commissioner shall cause signs to be posted on the above-described segment of Greenbriar Parkway which gives notice of the Application; and

WHEREAS, the Urban Design Commission shall publish an Agenda which shows that the Application is the subject of a Review and Comment action; and

WHEREAS, after the Review and Comment, the Commissioner shall receive written findings of the Urban Design Commission regarding the street renaming proposed in the Application; and

WHEREAS, the Commissioner shall determine that the cost for producing the signage will replace the existing street overhead signs and street pole signs; and

WHEREAS, the Commissioner shall determine that the future costs of maintaining signage is the same for any street name such that it is unnecessary to produce more than the existing number of street signs, that there are no known additional signage costs and the Application makes sufficient arrangements for the responsibility of the payment of unforeseen costs associated with the production of the signs necessary for the street renaming based on the agreement of the applicant to pay the costs within three days of being notified; and

WHEREAS, the Commissioner shall determine that no site plan of improvements are necessary in that the location of the subject section of Greenbriar Parkway and the associated signage will be capable of being easily ascertained without a site plan; and

WHEREAS, the Commissioner shall determine that no amenities associated with the Application are necessary such that no specifications and details are required.

WHEREAS, the narrative biography of the Business associated with the street renaming shall be included with the Application and show that Tyler Perry is of local, national and international reputation; and

WHEREAS, the Commissioner shall determine that there is no necessity for the inclusion of a proposed maintenance schedule for any improvements associated with the proposed street renaming in that the future costs of maintaining signage is on an as needed basis such that it is unnecessary to include a legal description of the proposed street renaming area in that the location of the subject segment of Greenbriar Parkway and the associated signage is capable of being easily ascertained without a legal description; and

WHEREAS, the authority of the City and its governing authority to rename streets has been tested in *Goodman v. City of Atlanta*, 246 Ga. 79 (1980) with respect to the renaming of Forrest Avenue to Ralph McGill Boulevard and found to be within the authority granted to City under its Charter; and

WHEREAS, the Commissioner shall make a finding that the street renaming proposed in the Application is feasible and shall notify the applicant; and

WHEREAS, upon satisfaction of the above-referenced conditions contained in each whereas, the ordinance concerning the Application be introduced and considered and will be ripe for a final vote by the City Council after a properly advertised hearing is held by the City Utilities Committee; and

WHEREAS, the written request to the municipal clerk by the staff of the City Utilities Committee for the placing of the advertisement for the public hearing indicated that the council staff had considered the Application to be complete and that all conditions of Sec. 138-8 had been satisfied by the applicant where such actions were required to be taken by the applicant.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows: That the Commissioner of the Department of Public Works immediately undertake the discharge of the action contained in the whereas provisions of this resolution to accomplish the renaming of that portion of Greenbriar Parkway between Barge Road to the West and the intersection of Greenbriar Parkway and Continental Colony Parkway to the East be renamed Tyler Perry Way.

AND FINALLY, BE IT RESOLVED that all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

12-O-0563 AN ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED “SEWERAGE DISPOSAL”(§154-196 ET SEQ.); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES. (HELD 5/15/12 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

LEGISLATION HISTORY – BLUE BACK

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

12-O-0563 AN ORDINANCE BY CITY UTILITIES COMMITTEE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED "SEWERAGE DISPOSAL" (§154-196 ET SEQ.); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES. (HELD 5/15/12 FOR FURTHER REVIEW)

12-0-0563

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED "SEWAGE DISPOSAL" (§ 154-196 *et seq.*); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Publicly Owned Treatment Works ("POTW") as defined by section 212 of the Clean Water Act, 33 U.S.C. § 1292; and

WHEREAS, the City is required to operate an Industrial Pretreatment Program under Part III of its National Pollutant Discharge Elimination System (NPDES) Permits for the discharge of wastewater, issued pursuant to O.C.G.A. § 12-5-20 *et seq.* by the Georgia Department of Natural Resources, Environmental Protection Division; and

WHEREAS, Ordinance 98-O-1835, adopted by Council October 5, 1998 and approved by the Mayor October 13, 1998, rescinded Chapter 154 Article V of the Code of Ordinances and substituted in lieu thereof a new Article V of Chapter 154 to provide for regulations, rates and charges, administration, inspection and entry, and enforcement authority for wastewater services; and

WHEREAS, Ordinance 07-O-0937, adopted by Council June 4, 2007 and approved by the Mayor June 12, 2007, amended Article V of Chapter 154 to provide for modification to the Industrial Pretreatment Program and to set allowable pollutant levels; and

WHEREAS, the United States Environmental Protection Agency conducted a Pretreatment Compliance Audit in June 2008 and transmitted the findings of this audit to the City of Atlanta in a letter dated October 27, 2011; and

WHEREAS, the aforementioned audit generally found the City of Atlanta's pretreatment program to be well implemented and its staff very knowledgeable of the federal pretreatment requirements but it also identified deficiencies that it alleges require corrections that include amendments to Article V of Chapter 154 of the Atlanta City Code; and

WHEREAS, it is in the best interests of the City of Atlanta to address the aforementioned alleged deficiencies by amending Article V of Chapter 154 of the Atlanta City Code where appropriate.

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

SECTION 1: Section 154-196 of the City Code of Ordinances, entitled "Definitions," is hereby amended to add the following:

“(15.1) *Dilute*: To make any pollutant, pollution, waste or wastewater thinner or weaker by adding water or any other substance.

(30.1) *Indirect discharge*: The discharge of treated or untreated wastewater to the Publicly Owned Treatment Works (POTWs) of the City.

(70.1) *Trucked or hauled pollutants*: Any dredged material, spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discharged equipment, rock, sand, cellar dirt and industrial, municipal, or agricultural waste discharge transported by truck, rail or dedicated pipeline.”

SECTION 2. Subsection (b) of Section 154-299 of the City Code of Ordinance, entitled “General Discharge Prohibitions,” is hereby amended to add the following:

“(17) Any trucked or hauled pollutants, except at discharge points designated by the Commissioner.

SECTION 3. Section 154-299 of the City Code of Ordinance, entitled “General Discharge Prohibitions,” is hereby amended to add a new subsection which shall read as follows:

(c) No user shall ever increase the use of process water, or in any way attempt to dilute or dilute a discharge, as a partial or complete substitute for adequate treatment to achieve compliance with the limitations contained in the federal categorical pretreatment standards, or for any other pollutant-specific limitation developed by the City or the State of Georgia.”

SECTION 4. Subsection (b)(4) of Section 154-214 of the City Code of Ordinance, entitled “Reporting Requirements for the Permittee,” is hereby deleted in its entirety.

SECTION 5. Section 154-214 of the City Code of Ordinance, entitled “Reporting Requirements for the Permittee,” is hereby amended to add the following:

“(b.1) *Compliance with categorical pretreatment standard deadline*: Within 90 days following the date for final compliance with applicable pretreatment standards or, in the case of a new source following commencement of the introduction of wastewater into the wastewater treatment facility, any industrial user subject to pretreatment standards or permit requirements shall submit to the commissioner a report containing the information described in subparagraphs (a)(5) through (a)(8) of this section. For industrial users subject to equivalent mass or concentration limits, this report shall contain a reasonable measure of the user's long-term production rate. For all other industrial users subject to pretreatment standards expressed in terms of allowable pollutant discharge per unit of production (or other measure of operation), this report shall include the user's actual production during the appropriate sampling period.”

SECTION 6. Section 154-267 of the City Code of Ordinance, entitled “Penalty for Violation,” is hereby added and shall read as follows:

“A person convicted of a violation of this article shall be punished by a fine not exceeding \$1,000.00, imprisonment for a term not exceeding six months, or any combination thereof. With respect to violations of this article that are continuous with respect to time, each day the violation continues is a separate offense.”

SECTION 7. If any provision, clause, sentence or paragraph of this ordinance, or the application thereof to any person or circumstances, shall be held invalid, such invalidity shall not affect the other provisions or application of the provisions of this ordinance which can be given effect without the invalid provisions or application and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 8. That this ordinance shall be effective upon approval by the Mayor or upon its becoming law without the Mayor’s approval.

SECTION 9. That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)**A. To be completed by Legislative Counsel:****Committee of Purview:** City Utilities Committee**Caption:** AN ORDINANCE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED "SEWAGE DISPOSAL" (§ 154-196 *et seq.*); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES.**Council Meeting Date:** May 21, 2012**Requesting Dept.:** Department of Watershed Management**FAC Confirmed by:****B. To be completed by the department:****1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of the legislation is to amend Article V of Chapter 154 of the Atlanta City Code to address alleged deficiencies identified by the United States Environmental Protection Agency.

2. Please provide background information regarding this legislation.

The City of Atlanta owns and operates the Publicly Owned Treatment Works, as defined by section 212 of the Clean Water Act. The City is required to operate an Industrial Pretreatment Program under Part III of its National Pollutant Discharge Elimination System Permits for the discharge of wastewater, issued pursuant to Georgia law by the Georgia Department of Natural Resources, Environmental Protection Division.

The United States Environmental Protection Agency conducted a Pretreatment Compliance Audit in June 2008 and transmitted the findings of this audit to the City of Atlanta in a letter dated October 27, 2011. The audit generally found the City of Atlanta's pretreatment program to be well implemented and its staff very knowledgeable of the federal pretreatment requirements. However, it identified deficiencies that it alleges require corrections that include amendments to Article V of Chapter 154 of the Atlanta City Code. It is in the best interests of the City of Atlanta to address the aforementioned alleged deficiencies by amending the relevant sections of the Atlanta City Code.

3. If Applicable/Known: N/A

- (a) Contract Type (e.g. Professional Services, Construction Agreement, etc):
- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*): N/A

5. Source of Funds: N/A

6. Fiscal Impact: N/A

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Marc Goncher, Senior Assistant City Attorney

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha Land-Wood

Contact Number: 404-330-6887

Originating Department: Department of Watershed Management

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: April 13, 2012

Anticipated Committee Meeting Date(s): May 1, 2012

Anticipated Full Council Date: May 7, 2012

Legislative Counsel's Signature: Marc Goncher [Signature]

Commissioner's Signature: Joann J. Macchini [Signature]

CAPTION

AN ORDINANCE TO AMEND ARTICLE V OF CHAPTER 154 OF THE ATLANTA CITY CODE ENTITLED "SEWAGE DISPOSAL" (§ 154-196 et seq.); TO ADDRESS FINDINGS OF A PRETREATMENT COMPLIANCE AUDIT CONDUCTED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any)

Mayor's Staff Only

Received by CPO: (date) Received by LC from CPO: (date)

Received by Mayor's Office: (date) Reviewed by: (date)

Submitted to Council: (date)

12-R-1646 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING, INC., FOR FC-6034, WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED \$2,762,667.50; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM THE LISTED FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 11/27/12 AT THE REQUEST OF THE DEPARTMENT)

Review List:

City Utilities Committee	Completed	04/19/2013 3:27 PM
City Utilities Committee	Completed	05/08/2013 5:10 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

10/15/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
----------------	--------------------------	---------------------------------

10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action <i>See Authentication Page Attachment</i></p>	

12-R-1646 A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING, INC., FOR FC-6034, WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED \$2,762,667.50; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM THE LISTED FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 11/27/12 AT THE REQUEST OF THE DEPARTMENT)

**A RESOLUTION
BY CITY UTILITIES COMMITTEE**

12- R -1646

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING INC. FOR FC-6034, WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, SEVEN HUNDRED SIXTY-TWO THOUSAND, SIX HUNDRED SIXTY-SEVEN DOLLARS AND FIFTY CENTS (\$2,762,667.50); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111191 (WATER MAINS - SW QUADRANT) 101 (DWM 2009A BOND) 505221391 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) COA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) advertised for FC-6034, Water Distribution System Improvements – Southwest Area, on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management has identified the need for improvements to the City of Atlanta’s water distribution system; and

WHEREAS, this project will consist of furnishing and installing approximately 14,020 feet of 12-inch through 8-inch diameter water distribution pipe and fittings; abandonment of existing water distribution mains; furnishing and installing approximately 38 hydrants and approximately 280 feet of 6-inch diameter connector pipe; removal and salvage of approximately 24 existing hydrants; transfer of approximately 260 service connections from existing mains to new mains; and pavement removal and replacement; and

WHEREAS, the completion time contemplated for this project is three hundred thirty (330) days for substantial completion and three hundred sixty-five (365) days for final completion; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-6034, Water Distribution System Improvements – Southwest Area, be awarded to Site Engineering Inc., in an amount not to exceed Two Million, Seven Hundred Sixty-Two Thousand, Six Hundred Sixty-Seven Dollars and Fifty Cents (\$2,762,667.50).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to enter into an Agreement with Site Engineering Inc. for FC-6034, Water Distribution System Improvements – Southwest Area, in an amount not to exceed Two Million, Seven Hundred Sixty-Two Thousand, Six Hundred Sixty-Seven Dollars and Fifty Cents (\$2,762,667.50);

BE IT FURTHER RESOLVED, that the Chief Procurement Officer, in consultation with the City Attorney, is directed to prepare all appropriate documents for execution by the Mayor;

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Site Engineering, Inc; and

BE IT FINALLY RESOLVED, that all contracted work will be charged to and paid from Fund Department Organization and Account Number 5052 (Water & Wastewater Renewal & Extension Fund) 170408 (DWM Drinking Water Engineering Service) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4440000 (Distribution) and Project Task Award Expenditure and Organization Number 17111191 (Water Mains - SW Quadrant) 101 (DWM 2009A Bond) 505221391 (Water & Wastewater Renewal & Extension Fund) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) COA.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING INC. FOR FC-6034 WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, SEVEN HUNDRED SIXTY-TWO THOUSAND, SIX HUNDRED SIXTY-SEVEN DOLLARS AND FIFTY CENTS (\$2,762,667.50); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111191 (WATER MAINS - SW QUADRANT) 101 (DWM 2009A BOND) 505221391 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) COA; AND FOR OTHER PURPOSES.

Council Meeting Date : November 5, 2012

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

To enter into a contractual agreement with Site Engineering Inc., in a not to exceed amount of \$2,762,667.50 for FC-6034 Water Distribution System Improvements – Southwest Area.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

This project will consist of furnishing and installing approximately 14,020 feet of 12-inch through 8-inch diameter water distribution pipe and fittings; Abandonment of existing water distribution mains; Furnishing and installing approximately 38 hydrants and approximately 280 feet of 6-inch diameter connector pipe; Remove and salvage approximately 24 existing hydrants; Transfer of approximately 260 service connections from existing mains to new mains; and pavement removal and replacement.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Construction Agreement

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

(e) **Number of Bids:**

(f) **Proposals Received:**

(g) **Bidders/Proponents:**

(h) **Term of Contract:** 330 Substantial Completion 365 Final Completion

4. Fund Account Center (Ex. Name and number):

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant

FDOA: 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4440000 (DISTRIBUTION) 111191.21391

PTAEO: 17111191 (Water Mains - SW Quadrant) 101 (DWM 2009A Bond) 505221391 () 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) COA

7. Fiscal Impact: \$2,762,667.50

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: Revenue Fund

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Lawrence Hall

LEGISLATIVE SUMMARY

FC-6034, Water Distribution System Improvements – Southwest Area

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING INC. FOR FC-6034 WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, SEVEN HUNDRED SIXTY-TWO THOUSAND, SIX HUNDRED SIXTY-SEVEN DOLLARS AND FIFTY CENTS (\$2,762,667.50); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111191 (WATER MAINS - SW QUADRANT) 101 (DWM 2009A BOND) 505221391 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) COA; AND FOR OTHER PURPOSES.

Committee Meeting Date:	November 13, 2012
Council Meeting Date:	November 19, 2012
Legislation Title:	FC-6034, Water Distribution System Improvements – Southwest Area
Requesting Dept.:	Watershed Management
Contract Type:	Bid
Advertisement:	July 13, 2012
Bids/Proposals Due:	August 15, 2012
Invitations Mailed:	25
Bids/Proposals Received:	Nine (9)

Garney Companies, Inc.
Astra Grading & Pipe, LLC
DRM Utilities, LLC

Bidders/Proponents:

Classic City Utility, Inc.
Site Engineering, Inc.
Armad Ent., LLC
Reeves Contracting
Kemi Construction
Rockdale Pipeline/IMS, JV

Contractor:

Site Engineering, Inc.

Estimated Value:

\$2,762,667.50

Scope Summary:

The work to be performed under this Contract consists of furnishing and installing all labor, materials, tools, equipment and incidentals required for pipe laying services. Pipe laying services may include new distribution main installation and/or replacement of distribution mains and appurtenances using a variety of pipe materials, sizes and joint types.

Background:

Original contract, execution to be determined.

Evaluation Team:

DWM and OCC

Term of Contract:

Contractor shall commence the Work within ten (10) calendar days after receipt of Notice to Proceed and shall substantially complete the Work within three hundred thirty five (335) calendar days from the date of the Notice to Proceed and fully complete the Work within three hundred sixty five (365) calendar days from the date of the Notice to Proceed or by such time that comprises the Agreement Time, as defined by the Agreement.

Fund Account Centers:

5052 (Water & Wastewater Renewal & Extension Fund) 170408 (DWM Drinking Water Engineering Service) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4440000 (Distribution) and Project Task Award Expenditure and Organization Number 17111191 (Water Mains - SW Quadrant) 101 (DWM 2009A Bond) 505221391

(Water & Wastewater Renewal & Extension Fund)
5414002 (Facilities Other Than Bldgs/Infrastructure -
CIP) COA.

Prepared By: Mano Smith, CPPO

Contact Number: 404-330-6351

CITY OF ATLANTA
DEPT. OF PROCUREMENT

2012 SEP 21 PM 1:49



KASIM REED
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE, SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
JO ANN J. MACRINA, PE
Commissioner

September 19, 2012

TO: Adam Smith, Chief Procurement Officer
Department of Procurement

FROM: Jo Ann J. Macrina, Commissioner *JJM*
Department of Watershed Management

RE: **FC-6034 Water Distribution System Improvements – Southwest Area Recommendation/Award**

After careful review of the bids submitted, we are recommending that the bid for the above- referenced project be awarded to the lowest, most responsive and responsible bidder, **Site Engineering Inc.**, in an amount not to exceed **\$2,762,667.50**.

Bids were received from seven (7) contractors and are listed below with the respective bid amounts.

• Site Engineering Inc.	\$2,762,667.50
• Reeves Contracting Company	\$2,825,832.00
• Kemi Construction	\$3,114,700.00
• Rockdale Pipeline/IMS, JV	\$3,317,783.57
• Classis City Utility, Inc.	\$3,499,415.00
• Astra Grading & Pipe, LLC.	\$3,629,455.00
• DRM Utilities, Inc.	\$5,363,235.00

The following contractors were deemed non-responsive or their bid amount was too high:

- Reeves Contracting Company – Passed all minimum criteria but bid amount too high.
- **Site Engineering Inc. – Lowest bidder meeting all criteria.**
- Kemi Construction – Passed all minimum criteria but bid amount too high.
- Rockdale Pipeline/IMS, JV – Passed all minimum criteria but bid amount too high.
- Classis City Utility, Inc. – Passed all minimum criteria but bid amount too high.
- Astra Grading & Pipe, LLC. - Passed all minimum criteria but bid amount too high.
- DRM Utilities, Inc. – Failed the following: Company Project Experience Project No. 1, Project Manager Experience Project No. 1, Project Superintendent Experience Project No. 1, Safety Program.

If you have any questions or concerns, please feel free to contact Lawrence Hall, Contracting Officer, Sr., at 404.330.6151.

c: Eric Glover, Deputy Commissioner, BOE
Keith Brooks, Deputy Chief Procurement Officer, DOP
Lawrence Hall, Contracting Officer, Sr., DWM



CITY OF ATLANTA

Kasim Reed
Mayor

SUITE 1700
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6010 Fax: (404) 658-7359
Internet Home Page: www.atlantaga.gov

OFFICE OF CONTRACT COMPLIANCE
Hubert Owens
Director
howens@atlantaga.gov

MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Hubert Owens, Director *HO*
Mayor's Office of Contract Compliance

RE: **Bid Recommendation for FC 6034, Water Distribution System
Improvements-Southwest Area**

DATE: August 27, 2012

The Mayor's Office of Contract Compliance has reviewed the seven bids for minority and female Business Enterprise (M/FBE) participation. All seven bidders have been deemed responsive by the Mayor's Office of Contract Compliance. For your information, they have committed to utilize AABE's and FBEs as indicated below:

Reeves Contracting

The Corbett Group, LLC	AABE	18%
Allied Contracting & Engineering, Inc.	FBE	13%
Participation Total		31%

Site Engineering

Zoco, LLC	FBE	9%
R.A. Smith Asphalt Paving Contractors, Inc.	AABE	14%
Giavanna Constructors	AABE	3%
NC2PR	FBE	4%
Participation Total		30%

Kemi Construction Co.

Thrasher Contracting	AABE	10%
Knight and Associates	AABE	3%
Lori's Transportation & Excavation	FBE	13%
Urban Utilities	AABE	5%
Participation Total		31%

MEMORANDUM

TO: Adam L. Smith
 FROM: Hubert Owens
 RE: **Bid Recommendation for FC 6034, Water Distribution System Improvements-Southwest Area**
 DATE: **August 27, 2012**
 PAGE: 2

Rockdale Pipeline/Integral Municipal Services a JV

Watershed Solutions, LLC	FBE	13%
<u>Integral Municipal Services Corp.</u>	AABE	18%
Participation Total		31%

Classic City Utility, Inc.

Williams Underground Utilities	AABE	18%
Atlanta Paving	HBE	3%
Lori's Transportation & Excavation	FBE	7%
<u>Innovative Consulting Engineers</u>	FBE	7%
Participation Total		35%

Astra Grading & Pipe, LLC

Thrasher Contracting, LLC	AABE	18%
Charter Construction Services	FBE	9%
<u>Giavanna Constructors</u>	FBE	4%
Participation Total		30%

DRM Utilities, Inc.

R. A. Smith Asphalt	AABE	16%
All N 1 Security Services	FBE	9%
<u>D & R Contractors</u>	AABE	24%
Participation Total		49%

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

cc: File
 Mano Smith, DOP



Georgia Secretary of State Brian P. Kemp

Archives • Corporations • Elections • News Room • Professional Licensure • Securities • State Capitol

- Search
 - ▶ [By Business Name](#)
 - ▶ [By Control No](#)
 - ▶ [By Officer](#)
 - ▶ [By Registered Agent](#)
 - Verify
 - ▶ [Verify Certification](#)
 - New Filing
 - ▶ [Click here to file online for:](#)
 - ▶ [New Limited Liability Company \(LLC\)](#)
 - ▶ [New Business Corporation](#)
 - ▶ [New Non-Profit Corporation](#)
 - ▶ [New Professional Corporation \(PC\)](#)
 - Annual Registration
 - ▶ [Annual Registration](#)
 - ▶ [Name Reservation](#)
 - ▶ [File Name Reservation](#)
 - Online
 - ▶ [Online Orders](#)
 - Register for Online
 - ▶ [Orders](#)
 - ▶ [Order Certificate of Existence](#)
 - ▶ [Order Certified Documents](#)

View Filed Documents

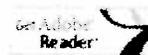
Date: 10/29/2012 (Annual Registration History etc.)

File Annual Registration Online

or

Print A Paper Annual Registration Form

PLEASE NOTE: To download your Annual Registration forms you will need Adobe Reader to view and/or print. If you do not have Adobe Reader installed on your computer, click the "Get Adobe Reader" button on the right to download the reader free of charge from the Adobe website.



Annual Registrations

The Georgia Code only requires the Office of Secretary of State to retain annual registrations for a period of five years from the date in which it was filed. Annual registrations older than five years may no longer be available for certification or viewing on the web.

Business Name History

Name	Name Type
SITE ENGINEERING, INC.	Current Name

Profit Corporation - Domestic - Information

Control No.:	J313848
Status:	Active/Compliance
Entity Creation Date:	10/25/1983
Jurisdiction:	GA
Principal Office Address:	7025 Best Friend Road Bldg B Atlanta GA 30340-3141
Last Annual Registration Filed Date:	2/7/2012
Last Annual Registration Filed:	2012

Registered Agent

Agent Name:	<u>BILLINGSLEY, BYRON</u>
Office Address:	7025 Best Friend Road Bldg. B Doraville GA 30340
Agent County:	Dekalb

Officers

Title:	CFO
Name:	BILLINGSLEY, ELIZABETH

Address: 3059 W ROXBORO RD, NE
ATLANTA GA 30324

Title: Secretary
Name: BILLINGSLEY, ELIZABETH
Address: 3059 W ROXBORO RD, NE
ATLANTA GA 30324

Title: CEO
Name: BILLINGSLEY BYRON
Address: 3059 W ROXBORO RD, NE
ATLANTA GA 30324

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha Land-Wood

Contact Number: 404-330-6887

Originating Department: Department of Watershed Management

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: November 9, 2012

Anticipated Committee Meeting Date(s): November 27, 2012

Anticipated Full Council Date: December 3, 2012

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

Chief Procurement Officer Signature: [Signature]

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SITE ENGINEERING INC. FOR FC-6034, WATER DISTRIBUTION SYSTEM IMPROVEMENTS – SOUTHWEST AREA, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, SEVEN HUNDRED SIXTY-TWO THOUSAND, SIX HUNDRED SIXTY-SEVEN DOLLARS AND FIFTY CENTS (\$2,762,667.50); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 170408 (DWM DRINKING WATER ENGINEERING SERVICE) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111191 (WATER MAINS - SW QUADRANT) 101 (DWM 2009A BOND) 505221391 (WATER & WASTEWATER RENEWAL & EXTENSION FUND) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) COA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: \$ 2,762,667.50

Mayor's Staff Only

Received by CPO: _____ (Date)

Received by LC from CPO: _____ (Date)

Received by Mayor's Office: [Signature] 11-7-12 (Date)

Reviewed by: [Signature] (Date)

Submitted to Council: _____ (Date)

13-O-0427 AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TO AMEND SECTION 15-09.004 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF DEFINING SANITARY SEWER CONNECTION REQUIREMENTS FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13 City Utilities Committee HELD IN COMMITTEE Next:
05/14/13

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/14/2013 9:30 AM
MOVER:	Howard Shook, Chair	
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	

05/06/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

05/14/13 City Utilities Committee HELD IN COMMITTEE Next:
05/28/13

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	
10/15/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
----------	----------------------	----------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

13-O-0427 AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE TO AMEND SECTION 15-09.004 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF DEFINING SANITARY SEWER CONNECTION REQUIREMENTS FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)

13-0-0427

AN ORDINANCE

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AMEND SECTION 15-09.004 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF DEFINING SANITARY SEWER CONNECTION REQUIREMENTS FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) provides sanitary sewer services to its citizens throughout areas of the City by and through its public sanitary sewer system (“Sewer System”), making sanitary sewer services generally available throughout the City; and

WHEREAS, the process of collecting and treating sewerage in the City’s Sewer System results in the return of water to the original source of water, thereby replenishing a portion of the water that was originally consumed by the respective water user; and

WHEREAS, returning water to its source through the use of public sewer treatment system is critical as a means of minimizing consumptive water uses, particularly during this period of extreme drought and in the future for water conservation principles, generally; and

WHEREAS, the City joins other jurisdictions in the metropolitan Atlanta area in desiring to conserve water to endure that sufficient water supply is available through the use of its public sewerage system; and

WHEREAS, based upon available information and data, it is also known that on-site sewage management systems (“septic tanks”) may fail without obvious knowledge of such failure, which may cause raw sewerage to seep into ground water and eventually pollute stream, rivers and water sources and threaten critical natural habitats occurring in those waterways; and

WHEREAS, in line with other regional jurisdictions, the City finds that it in the public health, safety and general welfare to require its citizens to connect to the public sanitary sewer system when public sewer is available in order to best protect its water sources, promote better water quality and conserve water for the public safety and general welfare of its citizens; and

WHEREAS, Sec. 15-09.004 of the Code of Ordinances (Land Subdivision Ordinance) requires each subdivided lot connect to the Sewer System if available in the determination of the applicable County health department; and

WHEREAS, each county board of health along with the Georgia Department of Human Resources, regulates the installation, including the locations within the incorporated and unincorporated area of the county where installation is allowed, of septic systems up to 10,000 gallon tank capacity; and

WHEREAS, the Commissioner of the Department of Planning and Community Development and the Commissioner of Watershed Management recommend amendment to Sec. 15-09.004 to provide, in line with Fulton County's sewer connection ordinance, Section 34-509, that for each newly subdivided residential lot, the public sanitary Sewer System is available when within 200 feet of the nearest property line or within 500 feet of a dwelling, such distances being measured along the appropriate natural drainage course (gravity flow).

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA ORDAINS AS FOLLOWS:

Section 1. Sec. 15-09.004 of the City's Land Subdivision Ordinance and which reads as follows:

Sec. 15-09.004. - Sanitary facilities.

(a) *Sanitary Sewer Available.* Except as provided in subsection (b) below, the applicant shall provide a separate sanitary sewer service connection from a public sanitary sewer to each lot being developed. A City of Atlanta standard sanitary sewer cleanout shall be provided on each sewer connection at the right-of-way/property line location. All sanitary sewer connection and cleanouts shall be installed in accordance with standards and specifications promulgated by the commissioner of the department of public works.

(b) *Sanitary Sewer Not Available.* When in the written opinion of the health officer of Fulton or DeKalb County and the commissioner of the department of public works a public sanitary sewer is not accessible, proper provisions shall be made for the disposal of sanitary wastes in accordance with standards and requirements, including percolation tests, of the health officer of Fulton or DeKalb County. Septic tanks and drain fields shall not be permitted on any lot of less than 30,000 square feet in lot area and less than 100 feet minimum frontage.

(c) *Future Sanitary Outfall Sewers.* Easements granted to the city for future sanitary outfall sewers shall be executed by the owner, and the location of such easement shall be shown on the final plat in accordance with the location approved by the commissioner of public works.

Is hereby amended to hereafter read as follows:

Sec. 15-09.004. - Sanitary facilities.

(a) *Sanitary Sewer Available.* Public sanitary sewer is available if the municipal sanitary sewer system is available within 200 feet of the nearest property line or within 500 feet of a dwelling, such distances being measured along the appropriate natural drainage course (gravity flow). Except as provided in subsection (b) below, the applicant shall provide a separate sanitary sewer service connection from a public sanitary sewer to each lot being developed. A City of Atlanta standard sanitary sewer cleanout shall be provided on each sewer connection at the right-of-way/property line location. All sanitary sewer connection and cleanouts shall be installed in accordance with standards and specifications promulgated by the commissioner of the department of watershed management.

(b) *Sanitary Sewer Not Available.* When a public sanitary sewer is not available, pursuant to subsection (a) above, provisions shall be made for the disposal of sanitary wastes in accordance with standards and requirements for on-site sewage management systems (i.e. septic tanks and drain fields), including percolation tests, of the health officer of Fulton or DeKalb County. Septic tanks and drain fields shall not be permitted on any lot of less than 30,000 square feet in lot area and less than 100 feet minimum frontage.

(c) *Future Sanitary Outfall Sewers.* Easements granted to the city for future sanitary outfall sewers shall be executed by the owner, and the location of such easement shall be shown on the final plat in accordance with the location approved by the commissioner of public works.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: CD/HR

Caption:

AN ORDINANCE

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AMEND SECTION 15-09.004 OF THE LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF DEFINING SANITARY SEWER CONNECTION REQUIREMENTS FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES.

Council Meeting Date: June 3, 2013

Requesting Dept.: DPCD/DWM

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to amend Part 15 – Land Subdivision Ordinance to remove institutional barriers to the use of green infrastructure as required by the City's Municipal Separate Storm Sewer permit (MS4) and to comply with the requirements of the Metropolitan North Georgia Water Planning District, and for other purposes.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

- The City's MS4 permit requires that the City remove barriers to the use of green infrastructure in land development. Green infrastructure reduces the amount of stormwater runoff from land development. One way to do this is to reduce the amount of impervious surfaces in a

development. As such, this ordinance is being amended to reduce the amount of impervious surfaces on residential streets. Additionally, the Metropolitan North Georgia Water Planning District requires municipalities to develop policies regarding septic systems and sanitary sewer connections. Currently, the City has no codified regulations defining when public sanitary sewer is available. The proposed amendment sets definitions for public sanitary sewer availability and codifies current policies.

3. **If Applicable/Known:**

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. **Fund Account Center (Ex. Name and number):**

Fund:, Account:, Center:, Function Activity:

5. **Source of Funds: Example: Local Assistance Grant**

6. **Fiscal Impact: NA**

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. **Method of Cost Recovery:**

Examples:

- a. **Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. **Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Julie Todd

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE
BYRD

ATTN: CANDACE

Dept.'s Legislative Liaison: Christian Olteanu

Contact Number: 404-330-6961

Originating Department: DPCD/DWM

Committee(s) of Purview: CD/HR

Chief of Staff Deadline: February 22, 2013

Anticipated Committee Meeting Date(s): March 12, 2013

Anticipated Full Council Date: June 3, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Information Officer Signature (for IT Procurements) [Signature]

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE
BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE TO AMEND SECTION 15-09.004 OF THE
LAND SUBDIVISION ORDINANCE FOR THE PURPOSE OF
DEFINING SANITARY SEWER CONNECTION REQUIREMENTS
FOR LAND SUBDIVISIONS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any)

Mayor's Staff Only [Signature]

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 2.22.13 [Signature]
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

13-R-0512 A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A FACILITIES RELOCATION AGREEMENT WITH GEORGIA POWER COMPANY TO RELOCATE ITS FACILITIES IN CONFLICT WITH CONSTRUCTION OF ATLANTA STREETCAR PROJECT; AND FOR OTHER PURPOSES. (HELD 3/12/13 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
City Utilities Committee	Completed	05/22/2013 11:58 AM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13	City Utilities Committee	
05/06/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			

LEGISLATION HISTORY – BLUE BACK

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/20/2013 1:00 PM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	
05/28/13	City Utilities Committee	
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/11/2013 9:30 AM
06/11/13	City Utilities Committee	
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

13-R-0512 A RESOLUTION BY COUNCILMEMBER H. LAMAR WILLIS AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A FACILITIES RELOCATION AGREEMENT WITH GEORGIA POWER COMPANY TO RELOCATE ITS FACILITIES IN CONFLICT WITH CONSTRUCTION OF ATLANTA STREETCAR PROJECT; AND FOR OTHER PURPOSES. (HELD 3/12/13 FOR FURTHER REVIEW)

13-R-0512

**A RESOLUTION
BY COUNCILMEMBER**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A FACILITIES RELOCATION AGREEMENT WITH GEORGIA POWER COMPANY TO RELOCATE ITS FACILITIES IN CONFLICT WITH THE CONSTRUCTION OF THE ATLANTA STREETCAR PROJECT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) was awarded a TIGER II grant to fund the construction of the Atlanta Streetcar Project (the “Project”), a modern, ADA compliant, electrically powered transit system; and

WHEREAS, the first phase of the Project will extend for approximately 2.7 miles of City right-of-way in the heart of Atlanta’s downtown, business, tourism and convention corridor located along Peachtree Street, Ellis Street, Luckie Street, Edgewood Avenue and Auburn Avenue, connecting Centennial Olympic Park with the Sweet Auburn and Edgewood districts; and

WHEREAS, Georgia Power Company (“GPC”), is a franchisee having facilities on, in and under City right-of-way currently in conflict with the Project route; and

WHEREAS, City asked GPC to relocate or adjust portions of its facilities to accommodate the Streetcar Project; and

WHEREAS, GPC desires to coordinate with City by relocating its facilities in conflict (“Existing Facilities”); and

WHEREAS, GPC and the City (the “Parties”) have agreed to enter into an agreement whereby GPC will perform all engineering and construction work necessary to relocate or modify the designated portions of the Existing Facilities or to install new facilities to accommodate the Project; and

WHEREAS, the Parties also desire to enter into an agreement to provide for the respective duties and responsibilities of the Parties in relation to the placement, installation, testing, operation, maintenance and repair of the Existing Facilities.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor is authorized to enter into a Facilities Relocation Agreement with the Georgia Power Company for the placement, installation, testing, operation, maintenance and repair of GPC existing facilities in conflict with the Atlanta Streetcar Project.

BE IT FURTHER RESOLVED, that the City Attorney is directed to negotiate, prepare, and/or review an appropriate facilities relocation agreement necessary to effect the intent of this resolution.

Attachment: 13R0512 (1776 : 13-R-0512)

BE IT FINALLY RESOLVED, that the Facilities Relocation Agreement will not become binding upon the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to the Georgia Power Company.

Facilities Relocation Agreement

This **Facilities Relocation Agreement** (“**Agreement**”) is entered into this ____ day of _____, 2012 (“**Effective Date**”) by and between **Georgia Power Company** (“**GPC**”), including its affiliates, assigns, successor and representatives, and **City of Atlanta, Georgia**, including without limitation its contractors and agents, expressly including the operator of Streetcar, (hereinafter collectively “**City**”). In this Agreement, reference to GPC includes reference to unless expressly noted otherwise, “**Party**” means GPC or City, and the “**Parties**” are GPC and City. The Parties acknowledge and agree as follows:

1. Streetcar Project; Facilities Relocation. City desires the construction of a streetcar system in Atlanta, Georgia (“**Streetcar Project**”), using the City’s right-of-way along the route of the Streetcar Project on several downtown Atlanta streets (the “**Site**”) as identified in **Streetcar Track Alignment, Revision 15** (“**Revision 15**,” attached as **Exhibit A**). GPC, as a franchisee having facilities on, in and under said road right-of-way, desires to coordinate with City on the Streetcar Project by relocating its facilities in conflict with the construction of the Streetcar and, where prudent and practicable, minimize costs for relocation by minimizing utility conflicts.

A. Existing Facilities. GPC has electrical equipment and facilities, including without limitation any fences, communications equipment, data accumulation equipment, and other GPC structures, located within, below, upon, or over the Site. These current facilities owned by GPC are the “**Existing Facilities**.”

B. Relocation Request. City asked GPC to relocate or adjust portions of the Existing Facilities to accommodate the Streetcar Project. GPC evaluated the request, performed engineering analysis, and, based on Streetcar Project design documents provided by City, developed a conceptual design for the work necessary to complete the desired relocation or modification of portions of the Existing Facilities. **Exhibit B** describes generally the GPC scopes of work necessary to accommodate the Streetcar Project (the “**Relocation Project**”).

- (i). City represents that the facilities to be installed and associated with the Streetcar system, as well as the grading associated with it, will: (a) be routed and aligned along the path described in Revision 15, provided by City; and (b) reach no more than 24 inches in excavation depth (consisting of 18-inch concrete track slab and 6 inches of gravel base underneath) along the entire route and alignment, except at 14 GPC specified locations where the concrete track slab is 12 inches in lieu of 18 inches, as described in Revision 15. City represents that the Streetcar is classified as a Class 3 Light Rail. GPC expressly relies upon representations of City contained in this Agreement as necessary prerequisites for entering into this Agreement.
- (ii). City must provide to GPC reasonably necessary design or construction plans and the identity of the design build contractor (“**Contractor**”) prior to GPC’s relocation of its facilities. If City or any of its contractors or agents make any change to Revision 15 that affects GPC, including, without limitation their activities, facilities, or GPC Utility Relocation Costs (defined in Section 3 below), then this Agreement and any information provided by GPC may require modification.

C. Relocation Project. City requests that GPC complete the relocation work as described in **Exhibit B** and in the **GPC Utility Adjustment Schedule, dated December __, 2011, (“UAS”)**, per terms and conditions of this Agreement. The Relocation Project includes all engineering and construction work necessary to relocate or modify the designated portions of the Existing Facilities or to install new facilities so as to create the “**New Facilities**” and to remove designated portions of the Existing Facilities to accommodate the Streetcar Project. The Existing Facilities and the New Facilities are collectively the “**GPC Facilities**.”

D. Other Utilities. Other utilities’ facilities are co-located at the Site and on a portion of the Existing Facilities slated for relocation or removal (“**Other Utilities**”). Both Parties acknowledge that GPC may not be able to fully complete the Relocation Project unless and until after the Other Utilities have removed or relocated their facilities, which is not within GPC’s reasonable control and that the Other Utilities may not be able to fully complete their relocation unless and until GPC has removed or relocated their facilities. The Parties will work cooperatively to coordinate removal or relocation with Other Utilities in accordance with the Design Build contractor schedule.

2. Relocation Project Activity. GPC will perform the work necessary to complete the Relocation Project in accordance with this Agreement. City will cooperate with GPC regarding all Relocation Project activities and will use reasonable efforts to take no action adverse to the Relocation Project or GPC Facilities.

- A. Relocation Project Conditions.** The Relocation Project requires the representations by the Parties as contained in this Facilities Relocation Agreement, as well as the dependent activities identified in the related additional documents (including, without limitation, the UAS, a Track Access Procedures Agreement (“TAP”), and the Operations, Maintenance and Access Agreement), which additional documents must be fully executed or agreed to in principle by the Parties before commencement of any Relocation Project work by GPC. Each Party will manage the dependent activities and all document execution in a timely manner, at no expense or penalty to the other Party.
- B. Permits.** The Relocation Project may be dependent and contingent on approval of one or more permits from or notifications to Georgia Department of Transportation (“GDOT”), Fulton County, and the National Park Service. GPC will handle permit applications or notifications for the Relocation Project if applicable to the GPC Facilities and only for GPC Facilities; if requested, City will cooperate with GPC regarding these permit applications or notifications and will assist in expediting the application or notification process.
- C. Rights on Adjacent Premises.** If part of the New Facilities will be located on contiguous real property owned by a third party (“Adjacent Premises”), or if the Relocation Project requires temporary use of Adjacent Premises, City will not object to GPC’s procurement of each necessary easement, encroachment agreement, or right-of-access for Adjacent Premises. Exhibits B and C and the UAS assume that GPC can acquire all required easements, encroachment agreements, or rights through negotiation. If a condemnation is required, the easement acquisition schedule may be extended significantly to account for the time to acquire easements after notice to proceed.
- D. Site Preparation.** The Relocation Project requires certain work at the Site to be complete before GPC begins the Relocation Project. This Site preparation must be either: (i) performed in accordance with the UAS; or (ii) added to GPC’s Relocation Project scope of work as a change in scope that will require GPC’s submission of a revised UAS. City will reasonably manage this preparation in a timely manner, at no expense or penalty to GPC.
- E. Schedule; Means and Methods.** Relocation Project performance will depend on a range of seasonal, technical, and public considerations, including outage restrictions, adverse weather conditions, equipment or material availability or delivery, labor availability, or emergencies; any estimated Relocation Project schedule is subject to this provision. GPC will cooperate with the City with respect to the time and date of the GPC Relocation Project work. GPC, in its sole discretion, will determine the method of the GPC Relocation Project work, as well as any safety, security, technical, or operational issue.
- F. Utility Adjustment Schedule.** The Parties understand and acknowledge that the GPC has provided the Utility Adjustment Schedule and all adjustments and updates thereto (“UAS”) to the City for informational purposes only with relation to the Streetcar Project. Neither the City, nor its contractors, agents or operators shall be entitled to rely upon the dates and information contained in the UAS for purposes of planning, scheduling or creating a baseline schedule for the design or construction of the Project (or any changes or updates thereto) unless and until GPC has issued a written, final UAS. GPC shall be provided with full and complete copies of all baseline schedules and all changes and updates thereto (in both hard copy and native electronic format) reflecting dates or information relating to the UAS no less than five (5) business days before GPC is requested to provide such written approval. Under no circumstances shall GPC be responsible for any delay, disruption, hindrance, inefficiency, out of sequence work, or resulting costs and damages arising out of or relating to the failure to meet dates or deadlines contained within the UAS, or for the failure to meet any dates or deadlines used in any baseline schedules or updates thereto prepared by the City, its contractors, agents or operators.
- G. Force majeure Events.** Neither Party shall be responsible for damages arising from or relating to Force Majeure Events. “Force Majeure Events” include, but are not limited to: injunction, court order, order of any governmental agency, governmental action or omission, governmental priorities (provided that it is not an action or omission within City’s reasonable control); extreme weather (e.g., catastrophic storm or flood, hurricane, tornado, or lightning) or other act of God or natural catastrophe (e.g.,

earthquake); accident, explosion, implosion, fire, or contamination; act of war (declared or not), blockade, or embargo; act of a public enemy, act or threat of terrorism, sabotage, riot, or civil disturbance; epidemic, pandemic, or quarantine; act of civil or military authority; or strike or other labor difficulties; delays or shortages in transportation failures or delays by suppliers or any other cause (foreseeable or not) beyond the reasonable control of a Party which either prevents or delays performance of any obligation of the party.

H. Traffic Controls. GPC will make a reasonable effort to provide signing and other traffic control measures during construction as contemplated under this Agreement in accordance with PART VI of the U. S. Department of Transportation Manual on Uniform Traffic Control Devices, current edition.

3. Reservation of Rights; No Waiver Costs.

- A.** At this point in the development of the Streetcar, neither City nor GPC agree on the requirement that GPC receive, and the amounts of, reimbursement of (i) costs and expenses incurred by GPC for relocating electrical utilities and related equipment associated with the Streetcar and (ii) costs and expenses incurred by GPC concerning the impact of the Streetcar on future operations and maintenance of the GPC electrical system (Collectively, such costs and expenses are referred to as "**GPC Utility Relocation Costs**".) Nevertheless, to move forward with the Streetcar while City and GPC address GPC Utility Relocation Costs, the Parties agree to permit the project to proceed subject to a final determination of liability and responsibility for the GPC Utility Relocation Costs.
- B.** City and GPC specifically reserve any and all of their legal and equitable rights, theories, claims, defenses, causes of action, or other arguments concerning the GPC Utility Relocation Costs which either Party has, may have or will have. Nothing contained in this Agreement will or should be construed as waiver of any rights, responsibilities, duties, requirements under any law, regulation, or ordinance concerning the Streetcar.
- C.** The Parties agree that by entering into this Agreement neither Party has conveyed, damaged, subordinated, devalued, or relinquished a compensable property right concerning the Streetcar or the GPC Utility Relocation Costs.
- D.** The Parties agree that this Agreement shall not set any precedent regarding the reimbursement due or the allocation of costs associated with utility relocation for the Streetcar or for any other project involving the City or GPC or any other utility. The fact that the Streetcar will move forward under this Agreement neither is nor will be considered an admission of any fact or statement of legal conclusion concerning any issue related to the Streetcar. The Parties neither admit nor concede any liability to other Party or any other individual or entity arising out of the Streetcar.
- E.** The Parties acknowledge and agree that this Agreement is a compromise provision that is neither in any respect, nor for any purpose to be deemed or construed to be, an admission or concession of any position or any liability or wrongdoing whatsoever on the part of City or by GPC.
- F.** The rights, obligations and duties conferred under this section shall survive the termination or expiration of this Agreement.

4. Relocation Project Changes. A change in Relocation Project scope, whether by addition, modification, or deletion, is not effective unless documented in advance in a written document signed by both Parties and detailing the change in the scope, timing, and, if applicable, the GPC Utility Relocation Cost, subject to the provisions of Section 3 above.

- A. Unforeseen Conditions.** The estimated GPC Utility Relocation Cost, subject to the provisions of Section 3 above, included in **Exhibit C** includes no allowance for an Unforeseen Condition. An "**Unforeseen Condition**" is: (i) a concealed or unknown condition at the Site or Adjacent Premises that: (a) materially impacts the Relocation Project; (b) differs materially from conditions ordinarily found to exist (e.g., subsurface rock, wetlands, underground stream, buried waste, unsuitable or unstable soil, unmarked underground facility, underground obstruction, archeological artifacts, burial grounds, threatened or endangered species, hazardous substance, etc.); or (c) did not result from GPC's actions or omissions; (ii) failure to be granted a necessary permit or property right; (iii) inability to obtain necessary materials or equipment after use of reasonable efforts; (iv) conflict with facilities of Other Utilities; (v) hazardous or unsafe conditions at the Site or Adjacent Premises; (vi) an economic or market condition change materially affecting Relocation Project cost; or (vii) a force majeure-type excusable delay event (foreseeable or not) beyond GPC's control (including: (1) extreme weather (e.g.,

catastrophic storm or flood, hurricane, tornado, or lightning) or other act of God or natural catastrophe (e.g., earthquake); (2) explosion, implosion, fire, or contamination; (3) act of war (declared or not), blockade, or embargo; (4) act of a public enemy, act or threat of terrorism, sabotage, riot, or civil disturbance; (5) epidemic, pandemic, or quarantine; (6) act of civil or military authority; or (7) strike or labor disturbance). If an Unforeseen Condition arises, Section 4.B below will apply.

B. Suspension and Change Events. GPC may stop work on all or part of the Relocation Project (a “**Suspension**”) if: (i) GPC encounters an Unforeseen Condition; (ii) City fails to comply with a material Agreement requirement, such as Section 1.B, 2, 4, or 5; (iii) City interferes with operation of GPC Facilities or with GPC’s Relocation Project activity; or (iv) GPC determines that additional easement or other property rights are necessary, provided that the said Unforeseen Condition or needed property rights have a materially detrimental effect on GPC’s ability to continue the planned work on the Relocation Project. A “**Change Event**” occurs if the Relocation Project is suspended, delayed, or terminated, or Relocation Project cost is materially affected, due to: (1) an Unforeseen Condition; (2) a Suspension; or (3) any other reason for which GPC is not responsible.

C. Change Event Resolution. If a Change Event occurs, GPC, at its discretion, may stop work and the Cost, subject to the provisions of Section 3 above, is subject to change. If City can cure or resolve the Change Event, City, at its option and expense, may address the Change Event to GPC’s satisfaction and GPC will then resume work. Otherwise, if City wishes the Relocation Project to continue, the Parties will negotiate and execute a change order. If no scope change is otherwise necessary, GPC may update the existing scope cost estimate to reflect any increase resulting from the Change Event. GPC will not resume work until the Parties sign an appropriate change order reflecting a change in GPC Utility Relocation Costs. If the Parties cannot address the Change Event to their mutual satisfaction, the Relocation Project will terminate per Section 10 (*Term and Termination*).

5. Disclosure; Environmental Considerations. City has disclosed to GPC all environmental site assessments, geotechnical reports or other material environmental information prepared in connection with the Streetcar Project regarding the condition of the Site. City assumes no responsibility or duty to make further inquiry or investigation with respect to the environmental condition of the Site. During the planning and construction phases of the Streetcar Project, City agrees to disclose promptly to GPC such additional material environmental information relevant to the Streetcar Project that becomes known to City. GPC agrees to follow customary and established practices as they relate to contact with and treatment of any impacted soils, groundwater, surface water, or solid wastes and materials or wastes characterized as “hazardous waste” under applicable laws and regulations if the same is suspected during the course of removing and/or installing GPC’s New Facilities in connection with the Relocation Project. The Parties agree and acknowledge that GPC is relying upon the information provided by the City, and that GPC will not have any duty to conduct independent invasive sampling (i.e., sampling involving laboratory analysis for environmental constituents) with respect to the Site.

6. Publicity. Except as required by the Georgia Open Records Act or other applicable law: (i) neither Party will make an official public statement nor issue an official press release about the specifics related to Relocation Project unless pre-approved in writing by both Parties; and (ii) both Parties will keep this Agreement, and all written or oral communications regarding the Relocation Project, confidential and will not disclose confidential information to anyone other than those persons who have a need to know for purposes of evaluating, approving, administering, or performing the Streetcar Project or the Relocation Project. If a request is made to the City for documents containing confidential information or trade secrets of Georgia Power, City shall treat the request in accordance with the procedures set forth in O.C.G.A. § 50-18-72. An affidavit identifying trade secret material is attached to this Agreement as Exhibit E. As required by the Georgia Open Records Act, GPC requests that it be contacted before any trade secret material is released.

7. Ownership. GPC will remain the sole owner and operator of all GPC Facilities, including all materials, equipment, and easements purchased for or used in the Relocation Project. GPC will operate the GPC Facilities for its sole benefit, as authorized by regulatory authorities. All documents or drawings regarding GPC Facilities furnished to City in connection with the Relocation Project also remain GPC property.

8. Relationship of Parties; Binding on City.. GPC, an authorized electric utility provider, enters into this Agreement in its capacity as owner of the Existing Facilities and as a regulated electric utility. GPC is not a services contractor, agent, partner, joint venturer, or representative of City. GPC may perform the Relocation Project with its own personnel or with independent contractors. This Agreement creates no contractual relationship with, or cause of action for, any third party and no GPC affiliate is liable under this Agreement. Each Party will be responsible for its own acts and the results of its acts. City further represents and warrants

that it intends for this Agreement to comply with all applicable laws concerning City's actions and approvals and execution of binding agreements. To the extent required by applicable law, City covenants to undertake all actions necessary to bind City.

9. Warranty. GPC will use materials and perform the Relocation Project in accordance with good utility practice and applicable industry codes and regulations. **OTHERWISE, GPC MAKES NO REPRESENTATION, COVENANT, OR WARRANTY OF ANY KIND (INCLUDING WARRANTY OF MERCHANTABILITY, FITNESS FOR A PARTICULAR PURPOSE, OR NON-INFRINGEMENT) REGARDING THE RELOCATION PROJECT, ELECTRIC SERVICE, GPC FACILITIES, OR ANY GPC ACTIVITY UNDER THIS AGREEMENT.**

10. Term and Termination. Unless terminated earlier under this section, this Agreement will terminate 90 days after completion of the Relocation Project. The Parties will cooperate in Relocation Project termination before completion, if: (i) there is a Change Event for which the Parties cannot reach a mutually satisfactory resolution; (ii) after reasonable effort, a Party cannot secure a required Relocation Project permit, approval, or property right or procure necessary materials or equipment; or (iii) the Parties otherwise agree to Relocation Project termination. Either Party also may terminate this Agreement immediately upon written notice if the other Party breaches a material obligation and does not cure within 30 days after written notice. GPC also, at its sole discretion, may terminate this Agreement if: (a) City abandons the Streetcar Project or is unable to complete the Relocation Project; (b) City materially changes the Streetcar Project; or (c) an emergency arises that prevents the completion of the Relocation Project. If this Agreement terminates before Relocation Project completion, GPC may either complete some or all of the planned New Facilities or it may return to use of some or all of the Existing Facilities.

11. Notice and Contact Persons. Each Party will provide written notice to the other per **Exhibit D** or as a Party otherwise designates by written notice. **Exhibit D** also identifies each Party's primary contact persons for the Relocation Project.

12. Remedies. Remedies available to either Party in this Agreement do not limit other rights or remedies available by law, equity, or contract. **EACH PARTY WAIVES ITS RIGHT TO CONSEQUENTIAL, SPECIAL, INDIRECT, TREBLE, EXEMPLARY, INCIDENTAL, PUNITIVE, LOSS OF BUSINESS REPUTATION, OR LOSS OF USE (INCLUDING LOSS OF REVENUE, PROFITS, OR CAPITAL COSTS) DAMAGES IN CONNECTION WITH THE STREETCAR PROJECT, RELOCATION PROJECT, OR THIS AGREEMENT, OR ARISING FROM DAMAGE, HINDRANCE, OR DELAY INVOLVING THE PROJECT, WHETHER OR NOT REASONABLE, FORESEEABLE, CONTEMPLATED, OR AVOIDABLE.**

13. Order of Precedence. For the Streetcar Project, if there is a conflict among any of the documents listed below and any applicable federal or state law, statute, rule or regulation, then the order of precedence governing how the Parties will operate within the Streetcar's right-of-way in which GPC's facilities are located is as follows: (1) the applicable federal or state law, statute, rule and regulation, including, but not limited to, O.C.G.A §§ 32-4-92(a)(10) and 36-35-6, then (2) Operations, Maintenance and Access Agreement, then (3) this Agreement, then (4) Franchise Agreement, then (5) Track Access Procedures Agreement, (6) the Letter Agreement, dated September 7, 2012. and then (7) the City of Atlanta Department of Public Works Office of Transportation document entitled "City's Public Right-of-Way Manual" (dated December 14, 2010, and effective as of January 14, 2011). The TAP replaces and supersedes the "Rules and Regulations for Construction and Operation Activities along the Alignment of the Atlanta Streetcar Project" and the "Appendix I to City's Department of Public Works Office of Transportation City's Public Right-of-Way Manual Rules and Regulations for Construction and Operation Activities along the Alignment of the Atlanta Streetcar Project".

14. Interpretation; Modification. This Agreement constitutes the entire understanding between the Parties regarding the Relocation Project. In this Agreement: (i) reference to a Party or entity includes its allowed successors or assigns; (ii) "**include(ing)**" means "include, but are not limited to" or "including, without limitation"; (iii) "or" means "either or both"; (iv) reference to a document or to an Agreement provision is to the document or provision as modified and then current; and (v) defined terms are either singular or plural, as context requires. Only an amendment signed by each Party's authorized agent can modify this Agreement. A waiver (by act or failure to act) of the other Party's default, waiver of a Party's rights, or failure to enforce a Party's obligation in one instance does not waive in another instance: (a) a similar or any other default; or (b) the right to enforce that or any other right or obligation. Agreement provisions that logically should apply beyond Agreement conclusion (including *Reservation of Rights; No Waiver of GPC Utility Relocation Costs, subject to the provisions of Section 3; Disclosure; Environmental Considerations; Ownership; Relationship of Parties; Binding on City; Warranty; Remedies; and this Interpretation; Modification*) will survive and continue

after Relocation Project completion or as provided by law. Use of the word “shall” denotes an obligation and directive to do some act, and does not mean “may”.

(Signatures are contained on the next page.)

Attachment: 13R0512 (1776 : 13-R-0512)

Each Party agrees to all terms and conditions of this Agreement.

Signed, sealed, and delivered
in the presence of:

Witness

Notary public

(NOTARY SEAL)

GEORGIA POWER COMPANY

By: _____
Its: _____

Attest: _____
Its: _____

(CORPORATE SEAL)

Attest:

CITY OF ATLANTA (Seal)

Municipal Clerk

By: _____
Mayor

Approved as to Intent:

Approved:

By: _____
Commissioner of Public Works

By: _____
Chief Procurement Officer

Approved as to Form:

By: _____
City Attorney

Attachment: 13R0512 (1776 : 13-R-0512)

Exhibit A – Streetcar Track Alignment, Revision 15
Facilities Relocation Agreement

Revision 15 is attached and incorporated by this reference

Attachment: 13R0512 (1776 : 13-R-0512)

Exhibit B – Scope of Work
Facilities Relocation Agreement

Factual Basis:

City and/or MARTA provided to GPC the documents and information regarding the Relocation Project as described and listed in the GPC **Utility Adjustment Schedule** submitted in response to Revision 15 and dated December __, 2011 (incorporated herein by this reference). As referenced in Section 1.B(ii) of the Agreement, any change to Revision 15 that affects GPC may require modification of this Scope of Work and the estimated GPC Utility Relocation Costs, subject to the provisions of the Agreement's Section 3.

Relocation Project Scope of Work:

Based on City's and MARTA's request and the information provided as described in the UAS, the GPC **Relocation Project scopes of work are** set forth below. The costs associated with such scopes of work are described more specifically in the Agreement's **Exhibit C.**

A. Transmission Relocation Scope of Work:

Relocate seventeen hundred to nineteen hundred feet of 115 kV High Pressure oil filled 115kV cable from Jessie Hill Jr. Drive SE Bell St to west of Peachtree Center Ave SE Street in Auburn Avenue.

B. Network Underground Relocation Scope of Work:

Modify manholes to accommodate the track bed structure and elevation of the street.

C. Distribution Overhead Relocation Scope of Work:

Raise Overhead crossings and eliminate some poles to accommodate the proposed Power Envelope.

Exhibit C – Cost
Facilities Relocation Agreement

Factual Basis:

City and/or MARTA provided to GPC the documents and information regarding the Relocation Project as described and listed in the GPC **Utility Adjustment Schedule** submitted in response to Revision 15 and dated December __, 2011 (incorporated herein by this reference). As referenced in Section 1.B(ii) of the Agreement, any change to Revision 15 that affects GPC may require modification of Exhibit B's Scope of Work and the estimated GPC Utility Relocation Costs, subject to the provisions of the Agreement's Section 3.

Relocation Project Scope of Work:

Based on City's and MARTA's request and the information provided as described in the UAS, the GPC **Relocation Project scopes of work are** described more specifically in this Agreement's **Exhibit B.** The costs associated with such scopes of work are set forth below:

A. Transmission Relocation Scope of Work:

Estimated Transmission Cost: \$1,313,028 (Project to be bid out)

B. Network Underground Relocation Scope of Work:

Estimated Network Underground Cost: \$601,410

C. Distribution Overhead Relocation Scope of Work:**Estimated Distribution Overhead Cost: \$90.664****Total GPC Cost Estimate: \$2,005,102***

* The above costs were formulated prior to City's request that the grade and elevation of the streetcar system accommodate the requirements and specifications of the City's selected Siemens streetcar model. As of August 24, 2012, City has not provided final details or drawings specifying those requirements and specifications. GPC reserves the right to adjust these costs, associated time schedules and any activities impacted by any request of the City associated with the Streetcar Project.

Attachment: 13R0512 (1776 : 13-R-0512)

Exhibit D – Notice and Contact Information
Facilities Relocation Agreement

GPC Relocation Project Manager:

Rodney Wilson
 Project Manager
 Georgia Power Company
 Bin # 39062
 829 Jefferson Street
 Atlanta, GA 30318

City's Primary Relocation Project Point of Contact:

#Richard Mendoza
#Commissioner of Public Works
#Atlanta
55 Trinity Ave, Suite 4700
Atlanta, GA 30303
Phone –404-330-6240
Fax – 404-658-7552
E-mail – rmendoza@atlantaga.gov

Notices: Each Party will address a written notice to the other under *Notices and Contact Persons* (Section 11) as follows:

Notice to GPC:

B. Mitchell King
 Region Manager
 Georgia Power Company
 Bin # 79310
 760 Ralph McGill Blvd. NE
 Atlanta, GA 30312

Notice to City:

Richard Mendoza #Title Commissioner of Public Works
#Atlanta
#55 Trinity Ave, Suite 4700
Atlanta, GA 30303

Copy to:
 GPC Project Manager (above)

Attachment: 13R0512 (1776 : 13-R-0512)

Exhibit E

Trade Secret Affidavit

(Attached hereto and incorporated by reference.)

Attachment: 13R0512 (1776 : 13-R-0512)

STATE OF GEORGIA
COUNTY OF FULTON

AFFIDAVIT

I, _____, state and depose under oath that the following is true and correct and to the best of my personal knowledge:

I am employed as Georgia Power Company's _____, and in accordance with my employment responsibilities, I ensure that certain documents and information related to the relocation and construction of Georgia Power Company's electrical facilities in connection with the City of Atlanta's streetcar project located in Fulton County, Georgia (the "Project") are provided to the City of Atlanta as required by law. The Project documents and information provided to the City of Atlanta include confidential, proprietary, commercially competitive and valuable cost, vendor, supplier, transportation, construction and labor information and other information (the "Information") that Georgia Power undertakes to maintain as confidential in order to prevent parties with no right to the information securing a competitive or commercial advantage. The Information is too voluminous to attach to an affidavit, but is in each instance labeled as confidential information in an appropriate fashion to preserve confidentiality. I affirmatively declare that specific information in the records constitute trade secrets pursuant to Article 27 or Chapter 1 of Title 10.

Georgia Power Company

Subscribed and sworn to before me this ____ day of _____, 2012.

Notary Public

My Commission expires:

Attachment: 13R0512 (1776 : 13-R-0512)

13-R-0643 A RESOLUTION BY COUNCILMEMBER KEISHA LANCE BOTTOMS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 12 WITH C.P. RICHARDS CONSTRUCTION COMPANY, INC., FOR FC4943A, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS, FOR SIDEWALK IMPROVEMENTS ON BARGE ROAD FROM CAMPBELLTON ROAD TO FAIRBURN ROAD AND ON DODSON DRIVE FROM CAMPBELLTON ROAD TO CASCADE ROAD IN AN AMOUNT NOT TO EXCEED \$1,601,000.00; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)

Review List:

City Utilities Committee	Completed	05/08/2013 5:10 PM
Atlanta City Council	Completed	10/31/2013 5:18 PM
Atlanta City Council	Completed	10/15/2013 4:07 PM
Atlanta City Council	Completed	06/11/2013 11:28 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
City Utilities Committee	Completed	06/18/2013 11:35 AM
Atlanta City Council	Completed	11/05/2013 7:43 PM
City Utilities Committee	Completed	06/28/2013 9:54 AM
Atlanta City Council	Completed	11/05/2013 8:54 PM
City Utilities Committee	Completed	07/09/2013 3:24 PM
Atlanta City Council	Completed	11/08/2013 2:50 PM
City Utilities Committee	Completed	08/01/2013 11:26 AM
Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

04/30/13 City Utilities Committee HELD IN COMMITTEE Next:
05/14/13

RESULT:	HELD IN COMMITTEE [UNANIMOUS]	Next: 5/14/2013 9:30 AM
AYES:	Wan, Shook, Archibong, Adrean, Martin, Smith, Watson	

05/06/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION			
05/14/13	City Utilities Committee	HELD IN COMMITTEE	Next:
05/28/13			
RESULT: HELD IN COMMITTEE [UNANIMOUS] Next: 5/20/2013 1:00 PM			
AYES: Wan, Shook, Archibong, Adrean, Martin, Smith, Watson			
05/20/13	Atlanta City Council	REFERRED WITHOUT OBJECTION	
RESULT: REFERRED WITHOUT OBJECTION			
05/28/13	City Utilities Committee		
06/03/13	Atlanta City Council	REFERRED WITHOUT OBJECTION	
RESULT: REFERRED WITHOUT OBJECTION Next: 6/11/2013 9:30 AM			
06/11/13	City Utilities Committee		
06/17/13	Atlanta City Council	REFERRED WITHOUT OBJECTION	
RESULT: REFERRED WITHOUT OBJECTION Next: 6/25/2013 9:30 AM			
06/25/13	City Utilities Committee		
07/01/13	Atlanta City Council		
07/09/13	City Utilities Committee		
07/15/13	Atlanta City Council		
07/30/13	City Utilities Committee		
08/19/13	Atlanta City Council		
08/27/13	City Utilities Committee		
09/03/13	Atlanta City Council	REFERRED AS HELD	
RESULT: REFERRED AS HELD Next: 9/10/2013 9:30 AM			
09/10/13	City Utilities Committee		
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION	
RESULT: REFERRED WITHOUT OBJECTION Next: 10/1/2013 9:30 AM			
10/01/13	City Utilities Committee		
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION	
RESULT: REFERRED WITHOUT OBJECTION Next: 10/15/2013 9:30 AM			
10/15/13	City Utilities Committee	HELD IN COMMITTEE	

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

CITY COUNCIL
ATLANTA, GEORGIA
SPONSOR SIGNATURES



Keisha Lance Bottoms, Councilmember, District 11

13-R-0643 A RESOLUTION BY COUNCILMEMBER KEISHA LANCE BOTTOMS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 12 WITH C.P. RICHARDS CONSTRUCTION COMPANY, INC., FOR FC4943A, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS, AND GUTTERS, FOR SIDEWALK IMPROVEMENTS ON BARGE ROAD FROM CAMPBELLTON ROAD TO FAIRBURN ROAD AND ON DODSON DRIVE FROM CAMPBELLTON ROAD TO CASCADE ROAD IN AN AMOUNT NOT TO EXCEED \$1,601,000.00; ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 4/30/13 FOR FURTHER REVIEW)

WHEREAS, the 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-1546 on September 21, 2009, and the Mayor approved the same on September 25, 2009 which authorized the Agreement for FC-4943A with C.P. Richards Construction Company, Inc. ("C.P. Richards"); 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 2, 2009 through October 1, 2011; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 1 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 09-R-1929 adopted by the City Council on November 16, 2009 and approved by the Mayor on November 24, 2009 in an amount not to exceed Seven Hundred Forty-Eight Thousand Six Hundred Eighty-Nine Dollars and Seventy Four Cents (\$748,689.74); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 2 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1268 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 Nine Thousand Four Hundred Thirty-Nine Dollars and Eighty Two Cents (\$409,439.82); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 3 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1824 adopted by the City council on November 1, 2010 and approved per City Charter Section 2-403 on November 1, 2010 in an amount not to exceed Two Hundred Five Thousand One Hundred Ninety Dollars and Ninety Nine Cents (\$205,190.99); and

WHEREAS, the Department of Watershed Management entered into Amendment Agreement Number 4 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-2120 adopted by the City Council on December 6, 2010 and approved per City Charter Section 2-403 on December 15, 2010 in an amount not to exceed Six

Hundred Seventy Eight Thousand Three Hundred Sixty-Nine Dollars and No Cents (\$678,369.00); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 5 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-0083 adopted by the City Council on January 18, 2011 and approved per City Charter Section 2-403 on January 27, 2011 in an amount not to exceed One Million Fifty-Two Thousand Eighty Dollars and No Cents (\$1,052,080.00); and

WHEREAS, the Chief Procurement Officer authorized a 90-day extension of the Contact on September 27, 2011 giving a new expiration date of December 29, 2011; and

WHEREAS, the Department of Public Works entered into Renewal Agreement Number 1 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for time only and to add "Brick" as an additional line item via Resolution 11-R-1737 adopted by the City Council on December 6, 2011 and approved by the Mayor on December 12, 2011; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 6 (Administrative Change Order) with C.P. Richards in June 2012, which did not require legislative action, in an amount not to exceed Ninety Nine Thousand Three Hundred Ninety Eight Dollars and Ten Cents (\$99,398.10); and

WHEREAS, the Department of Public Works entered into Renewal Agreement Number 2 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 12-R-1364 adopted by the City Council on October 15, 2012 and approved per City Charter Section 2-403 on October 24, 2012 giving a new expiration date of December 25, 2013; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 7 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters to include additional unit price line items for Bridges via Resolution 12-R-1729 adopted by the City Council on December 3, 2012 and approved per City Charter Section 2-403 on December 12, 2012; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 8 (Administrative Change Order) with C.P. Richards in January 2013, which did not require legislative action, in an amount not to exceed Forty Five Thousand One Hundred Ninety Five Dollars and Eighty Eight Cents (\$45,195.88); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 9 with C.P. Richards, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for the Barge Road at Campbellton Intersection Improvement Project in an amount not to exceed Thirty Seven Thousand One Hundred Ninety Four Dollars and One Cent (\$37,194.01) via

2

Resolution 13-R-0301 adopted by the City Council on March 4, 2013 and approved per City Charter Section 2-403 on March 13, 2013; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 10 with C.P. Richards, for FC-4943A, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters in an amount not to exceed Four Hundred Eighty Eight Thousand Six Hundred Seventeen Dollars and No Cents (\$488,617.00) via Resolution 13-R-0422 adopted by the City Council on March 18, 2013 and approved per City Charter Section 2-403 on March 27, 2013; and

WHEREAS, the Department of Public Works will enter into Amendment Agreement Number 11 with C.P. Richards, for FC-4943A, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters to include additional unit price line items for recycled concrete pending City Council adoption on May 6, 2013; and

WHEREAS, the Department of Public Works desires to enter into Amendment Agreement Number 12 with C.P. Richards, for FC-4943A, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for sidewalk improvements on Barge Road from Campbellton Road to Fairburn Road and on Dodson Drive from Campbellton Road to Cascade Road in an amount not to exceed One Million Six Hundred Thousand One Dollar and No Cents (\$1,601,000.00); and

WHEREAS, C.P. Richards has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend Amendment Number 12 for FC-4943A, 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 enter into Amendment Agreement Number 12 for FC-4943A, Annual Contract to Construct Sidewalks, Driveways, Curbs, and Gutters with C.P. Richards for sidewalk improvements on Barge Road from Campbellton Road to Fairburn Road and on Dodson Drive from Campbellton Road to Cascade Road in an amount not to exceed One Million Six Hundred Thousand One Dollar and No Cents (\$1,601,000.00).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from FDOA: 3502 (General Government Capital Fund) 130308 (DPW Transportation Design) 5414002 (Facilities Other Than Buildings) 4270000 (Traffic Engineering) 110264 (Southwest Atlanta Sidewalks) 101 350291795 91795 (Dev Impact Fees- Trans) 2501 (Intergovernmental Grant Fund) 130308 (DPW Transportation Design) 5414002 (Facilities Other Than Buildings) 4270000 (Traffic Engineering) 110842 (Southwest Atlanta) 102, 1** 250132008 32008

(Pedestrian Improvements) 7701 (Trust Fund) 130308 (DPW Transportation Design) 5414002 (Facilities Other Than Buildings) 4270000 (Traffic Engineering) 101619 (Citywide Sidewalk Program, CD-588) 115 770191494 91494 (Trust Fund) 3136 (2007 Bond Project Fund) 130308 (DPW Transportation Design) 5414002 (Facilities Other Than Buildings) 4270000 (Traffic Engineering) 102866 (Citywide Sidewalk Improvements) 101 313621235 21235 (2007A Project 3

Bond 92AK) and PTAE0 Funding Source: 13110264 102 350291795 5414002 COA, 13110842 101 250132008 5414002 COA, 13101619 115 770191494 5414002 COA, 13102866 101 313621235 5414002 COA, 13*****1** ***** 5*****COA.

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.

BE IT FINALLY 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 C.P. Richards Construction Company, Inc.

#176

13-0-0643

(Do Not Write Above This Line)

First Reading

FINAL COUNCIL ACT

24.a

- 2nd 1st & 2nd 3rd
- Readings
- Consent V Vote RC Vote

AN ORDINANCE
 BY COUNCILMEMBER C.T. MARTIN
 AND COUNCILMEMBER KEISHA
 LANCE BOTTOMS

AN ORDINANCE TO AMEND
 CHAPTER 114, PERSONNEL, ARTICLE
 "IV", PAY PLAN OF THE CODE OF
 ORDINANCES, CITY OF ATLANTA,
 GEORGIA, SO AS TO PROVIDE FOR
 CERTAIN POSITIONS IN THE
 CLASSIFIED AND UNCLASSIFIED
 SERVICE TO RECEIVE INCENTIVE
 PAY FOR BILINGUAL PROFICIENCY;
 AND FOR OTHER PURPOSES.

Committee _____
 Date _____
 Chair _____
 Referred 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 _____

 Refer To _____

CERTIFIED

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

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 _____

 Refer To _____

MAYOR'S ACTION

Date Referred 4/15/13
 Referred To: Finance/Exec

Date Referred _____
 Referred To: _____

Date Referred: _____

Referred To: _____

Attachment: 13R0644 (1704 : 13-R-0644)

13-0-0643

K. Bottoms

**AN ORDINANCE BY COUNCILMEMBER C.T. MARTIN AND
COUNCILMEMBER KEISHA LANCE BOTTOMS**

**AN ORDINANCE TO AMEND CHAPTER 114,
PERSONNEL, ARTICLE "IV", PAY PLAN OF
THE CODE OF ORDINANCES, CITY OF
ATLANTA, GEORGIA, SO AS TO PROVIDE
FOR CERTAIN POSITIONS IN THE
CLASSIFIED AND UNCLASSIFIED SERVICE
TO RECEIVE INCENTIVE PAY FOR
BILINGUAL PROFICIENCY; AND FOR
OTHER PURPOSES .**

WHEREAS, the citizens and communities of the City of Atlanta have become diverse with an increasing Spanish-speaking population; and

WHEREAS, the City of Atlanta is committed to providing seamless services and delivery of such services to its changing communities; and

WHEREAS, it is the Mayor's desire to provide pay incentives to certain sworn public safety personnel and to certain employees in the classified service for bilingual skills.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS that the Code of Ordinances, City of Atlanta, Georgia, be and the same is hereby amended as follows:

SECTION 1: That Section 114-140 which is currently reserved be amended as indicated below to read as follows:

Section 114-140. Bilingual Incentive Pay

Employees in the classifications listed in subsections (a), (b), (c) and (d) below may be eligible to receive bilingual incentive pay upon passing an authorized and approved Spanish proficiency exam. The Commissioner of Human Resources, or designee, shall be responsible for the authorization and approval of the Spanish Proficiency assessment. Employees certified as proficient in Spanish must retest bi-annually to maintain the incentive pay. If an employee does not pass the bi-annual assessment, the employee shall return to the salary held prior to being certified as proficient in Spanish; and such employee shall not lose any other merit pay, COLAs or any increase realized during the bilingual certification period. The percentage of increase shall be calculated or determined as follows:

- (a) Sworn public safety personnel in the Atlanta Police Department may receive a 2% increase in salary for the ranks of P1. to P.6.
- (b) Sworn public safety personnel in Atlanta Fire & Rescue Department may receive a 2% increase in salary for the ranks of F12; F14; F17; F21 and F24.
- (c) Sworn public safety personnel in the Department of Corrections may receive a 2% increase in salary for the ranks of PS12; PS14; PS17; and PS21.
- (d) Employees in the classifications of 911 Operator; Communications Dispatcher; Communications Dispatcher, Senior; Communications Dispatcher Supervisors and E911 Shift Managers may receive a 2% increase in salary.

The bilingual incentive pay shall terminate if the employee leaves the authorized classifications listed in subsections (a), (b), (c) and (d).

SECTION 2: The effective date of the ordinance shall be upon adoption by the City Council and approval by the Mayor, unless otherwise indicated.

SECTION 3: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/25/2013 9:30 AM
06/25/13	City Utilities Committee	
07/01/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/9/2013 9:30 AM
07/09/13	City Utilities Committee	
07/15/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 7/30/2013 9:30 AM
07/30/13	City Utilities Committee	
08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	
09/03/13	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
10/15/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1074

SPONSOR SIGNATURES

Joyce M. Sheperd *Howard Shook*

Joyce Sheperd, Councilmember, District 12 Howard Shook, Councilmember, District 7

AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, HOWARD SHOOK, C. T. MARTIN AND FELICIA A. MOORE AS AMENDED BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 2 (“ADMINISTRATION”), ARTICLE XVI (“BOARDS, COUNCILS, COMMISSIONS AND AUTHORITIES”), DIVISION 2 (“CLEAN CITY COMMISSION”) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO RENAME DIVISION 2 FROM THE CLEAN CITY COMMISSION TO THE KEEP ATLANTA BEAUTIFUL COMMISSION; TO MOVE THE POSITION OF EXECUTIVE DIRECTOR FOR KEEP ATLANTA BEAUTIFUL UNDER THE PURVIEW OF THE DEPARTMENT OF PUBLIC WORKS; TO DIRECT KEEP ATLANTA BEAUTIFUL TO PROVIDE THE CITY COUNCIL ON A BI-ANNUAL BASIS A PERFORMANCE AUDIT OF ALL ACTIVITIES; AND FOR OTHER PURPOSES. (HELD 6/11/13 FOR FURTHER REVIEW) (AMENDED AND HELD 11/12/13)

WHEREAS, Keep America Beautiful, Inc. ("KAB") is a national non-profit public education organization dedicated to preserving the natural beauty and environment of America and improving waste handling practices at the community level; through its over 1,200 affiliate organizations, it is building partnerships with volunteer organizations, government agencies, and the private sector; and

WHEREAS, the Keep Atlanta Beautiful Commission ("Commission"), the Atlanta affiliate organization, is a Georgia non-profit organization which currently consists of 27 board members who are volunteers and representatives of various business, civic and community groups, whose mission is to serve the City of Atlanta ("City") by developing and implementing public education and community improvement programs that make a cleaner and greener City and seeks improvements in littering, recycling, beautification, and natural resource conservation; and

WHEREAS, the Commissions board can benefit from a balance of members that includes representatives of community organizations, as well as corporations with an Atlanta presence to promote local innovative ideas backed by strong corporate responsibility; and

WHEREAS, many KAB affiliates employ the position of Executive Director as an employee of the local municipality's Department of Public Works or similar agency; and

WHEREAS, the City desires to amend the Code of Ordinances section to the Keep Atlanta Beautiful Commission; to employ the position of Executive Director as an employee under the purview of the Department of Public Works; and to require the Commission to report bi-annually to the City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1: City of Atlanta Ordinances, Chapter 2 (entitled "Administration"), Article XVI (entitled "Boards, Councils, Commissions and Authorities"), Division 2 (entitled "Clean City Commission") shall now read as follows (bold indicates new or changed language):

Division 2. - Keep Atlanta Beautiful Commission

Section 2-1876. Established; Composition.

Keep Atlanta Beautiful is established and created pursuant to section 3-401 of the Charter and Keep Atlanta Beautiful shall act in an advisory capacity to the city council in furthering the abatement, control and reduction of litter in the city. Keep Atlanta Beautiful shall be composed of 17 members representing business and professional groups, trade unions, educational groups, civic clubs, the chamber of commerce, other groups and the general public.

Section 2-1877. - Appointment of Members.

The 17 members of the Keep Atlanta Beautiful Commission shall be appointed as follows and said appointments shall be confirmed by the City Council:

- (a) Ten members shall be appointed by the Mayor from the business community and other organizations with an Atlanta presence. The following is a list of recommendations:
 - a. Southern Company
 - b. The Coca-Cola Company
 - c. Georgia-Pacific, LLC
 - d. Waste Management, Inc.
 - e. AT&T, Inc.
 - f. Atlanta Convention and Visitor's Bureau;
- (b) One member shall be appointed by the President of Council;
- (c) One Councilmember shall be appointed by the Atlanta City Council;
- (d) One member shall be appointed by Councilmembers from Districts 1, 2, 3, 4, and Post 1 from the community;
- (e) One member shall be appointed by Councilmembers from Districts 5, 6, 7, 8, and Post 2 from the community;
- (f) One member shall be appointed by Councilmembers from Districts 9, 10, 11, 12, and Post 3 from the community;
- (g) One member shall be appointed by the Atlanta Public Schools;
- (h) One member shall be appointed by the Atlanta Planning Advisory Board.

Section 2-1878. - Time limit on appointments

For all appointments of members to the Keep Atlanta Beautiful Commission, the appropriate appointing party shall submit, in writing, names of those individuals to be considered for membership to the Keep Atlanta Beautiful Commission within 60 days prior to the expiration of the term of any member.

Section 2-1879. - Terms of office.

Every member of the Keep Atlanta Beautiful Commission shall serve for a term of two years commencing from the time of the member's initial appointment. If at the expiration of two years a successor is not appointed, the member shall continue as a member of the commission until a successor is appointed and qualifies to serve. An individual may have succession with consecutive terms as a member.

Section 2-1880. - Vacancies.

Any membership vacancies created on the Keep Atlanta Beautiful Commission by any reason whatsoever shall be filled in accordance with the procedure outlined in section 2-1877. However, the appointing procedure shall be limited to the mayor, the city council president or the appropriate city councilmember so that the representation and membership classification as indicated in section 2-1877 shall be maintained.

Section 2-1881. - Organization; Rules; Consultations.

The Keep Atlanta Beautiful Commission shall hold an organizational meeting in July of each year to elect officers and transact any other authorized business. At such meeting and thereafter from time to time on the call of the chair of the commission, the commission shall adopt and promulgate or amend such bylaws, rules and regulations as are deemed necessary or convenient to the conduct of the affairs of the commission. The commission and its members may consult with city officials, department heads and the advisory board, established pursuant to section 2-1186, in the performance of the business and duties of the commission.

Section 2-1882. - Officers.

- (a) The membership of the Keep Atlanta Beautiful Commission shall elect eight officers. These officers shall be the following:
- (1) The chair;
 - (2) The vice-chair;
 - (3) The secretary; and
 - (4) The chairs of the five committees created pursuant to section 2-1884
- (b) The chair of the commission shall appoint an assistant secretary, parliamentarian and timekeeper.
- (c) Elected officers shall serve one-year terms from the time of their election at the annual meeting.

Section 2-1883. - Compensation; Conflict of interest.

- (a) Members of the Keep Atlanta Beautiful Commission shall serve without compensation from the city but shall be eligible for reimbursement for actual and necessary expenses incurred in the performance of their duties.
- (b) The Executive Director of the Keep Atlanta Beautiful Commission shall be an employee of the City and shall work under the purview of the Commissioner of the Department of Public Works. The Commissioner of the Department of Public Works shall hire the Executive Director from a pool of qualified applicants for the position.
- (c) A member of the Keep Atlanta Beautiful Commission may contract to provide services to the city in the ordinary course of the business or profession of such member. No member shall participate as a member in the review and recommendations of the commission on any proposed work or work done

by any such member or any corporation, partnership or other legal entity in which such member has any financial interest.

Section 2-1884. - Standing Committees.

(a) There are created five standing committees of the Keep Atlanta Beautiful Commission. Each committee is authorized to establish any and all task forces which are necessary to achieve the goals and purposes of the commission. These committees shall include the following:

- (1) Business and industry committee;
- (2) Community organizations committee;
- (3) Municipal operations committee;
- (4) Education committee; and
- (5) Communications committee.

(b) Each committee shall have the powers given to it under the bylaws adopted by the commission.

(c) The members of the commission shall have authority to establish any other committees which in their discretion are necessary for the purposes of the commission.

Section 2-1885. - Executive Committee.

There is established an executive committee of the Keep Atlanta Beautiful Commission. The executive committee shall be comprised of all elected officers and elected committee chairs.

Section 2-1886. - Advisory Board.

The members of the Keep Atlanta Beautiful Commission shall be empowered to select no more than ten persons to constitute an advisory board to the commission. Members of the advisory board shall represent an economic cross section and representation of the community and shall be distinguished residents of the city to whom the members of the commission shall look for suggestions and consultation. An advisory board member shall serve in the discretion of the commission members.

Section 2-1887. - Removal of Members.

Any member of the Keep Atlanta Beautiful Commission who accumulates three successive absences from regularly scheduled meetings of the commission or who fails and refuses to perform the duties of a member of the commission in good standing shall be recommended by a majority vote of the entire commission's membership to be removed. This recommendation shall be forwarded to the council who shall then consider removal of the member from the commission.

Section 2-1888. - Voting.

All members of the Keep Atlanta Beautiful Commission, except its chair, have one vote equal in weight. The chair shall vote only to break a tie.

Section 2-1889. - Meetings.

Meetings of the Keep Atlanta Beautiful Commission shall be held once per month on the date and time designated by the commission members. It shall be the responsibility of the chair to ensure that meeting agendas and material shall be received by all commission members at least one week before any regularly scheduled commission meeting. All meetings shall be open to the public.

Section 2-1890. - Duties.

Within the stated purpose of this article, the Keep Atlanta Beautiful Commission shall perform the following duties:

- (1) Seek active community involvement in the operation of litter reduction projects and education of the entire community in regard to abating, controlling and reducing litter in the city;
- (2) Increase the awareness of the entire community of the importance of cleanliness in neighborhoods, business districts, vacant lots, shopping centers, parks and parking lots and maintenance of indoor facilities at industrial plants, offices, municipal buildings, schools and factories;
- (3) Attempt to utilize existing corporate in-house communication systems to disseminate information about the commission to management and employees throughout the business community;
- (4) Schedule a continuous effort to attract participation and volunteers and enforce projects to abate, control and reduce litter by conducting educational briefings throughout the community;
- (5) Review sanitation and litter related ordinances and make recommendations to improve laws;
- (6) Research and identify areas of responsibility of city agencies and recommend appropriate procedures to carry out the spirit of litter laws;
- (7) Arouse awareness about the litter problems in schools throughout our community;
- (8) Communicate all commission efforts for the abatement, reduction and control of litter to the public; and
- (9) Consult with the department of public works to achieve any and all goals established by this article and the commission membership.

Section 2-1891. - Powers.

In order to accomplish its purposes, the Keep Atlanta Beautiful Commission shall be empowered to:

- (1) Initiate, plan, direct and coordinate the community effort to abate, control and reduce litter;
- (2) Adopt bylaws to facilitate the attainment of its purposes and functions;

- (3) Solicit and accept donations and appropriations of money, services, products, property and facilities for expenditure and use by the commission for the accomplishment of its objectives, subject to the limitations of subsection (5) of this section and section 2-1892.
- (4) Employ and terminate the employment of such staff as may be approved by the council;
- (5) Procure goods and services necessary for its purposes in accordance with procedures as approved by the city's director, bureau of purchasing and real estate; however, such procurement practices shall be subject to any specific requirements as set forth in any contract the commission enters into with the city;
- (6) Establish and maintain bank accounts separate from the city's accounts for the sole purpose of executing financial transactions pursuant to the attainment of its purposes and functions prescribed by this article; all accounts and financial transactions of the commission shall be subject to an annual audit and examination conducted by the city; and
- (7) Exercise all other powers expressed in this article or given to the commission by the council.

Section 2-1892. - Funding.

The Keep Atlanta Beautiful Commission shall submit budget requests annually in a manner prescribed by the Commissioner of the Department of Public Works, as established by ordinance or regulation of the city. The Commission may make application for state, federal or private funds and grants and may use any funds so received in the performance of duties and functions prescribed by this article. The Commission shall not be authorized to make application for state, federal or private funds and grants over \$20,000.00 without prior official approval of the city council for a gift, grant, bequest or devise of real property, money or personal property to be applied, principal or income, for either permanent or temporary use for commission purposes if the acceptance of any such gift, grant, bequest or devise will subject the city to additional expense of any nature or obligation of any kind. The Commission, on a bi-annual basis, shall report to the City Council committee of purview and in writing to the Full Council, its activities in connection with each project or undertaking.

SECTION 2: This ordinance shall take effect upon approval.

SECTION 3: All ordinances in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

AN ORDINANCE BY COUNCILMEMBER YOLANDA ADREAN WAIVING THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR APPLICATION SD-12-020 (4501 EAST CONWAY DRIVE) TO PROVIDE THAT IN LIEU OF REQUIRED SIDEWALKS BEING CONSTRUCTED AT THE SUBDIVISION SITE, 652 FEET WILL BE CONSTRUCTED STARTING AT 4384 POWERS FERRY ROAD TOWARDS 4464 POWERS FERRY ROAD; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/08/2013 3:36 PM
City Utilities Committee	Completed	08/29/2013 2:20 PM
Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

08/19/13	Atlanta City Council	
08/27/13	City Utilities Committee	HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 9/3/2013 1:00 PM
----------------	--------------------------	-------------------------------

09/03/13	Atlanta City Council	REFERRED AS HELD
----------	----------------------	------------------

RESULT:	REFERRED AS HELD	Next: 9/10/2013 9:30 AM
----------------	-------------------------	--------------------------------

09/10/13	City Utilities Committee	
09/16/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
----------------	-----------------------------------	--------------------------------

10/01/13	City Utilities Committee	
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/15/13	City Utilities Committee	HELD IN COMMITTEE
----------	--------------------------	-------------------

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
10/29/13	City Utilities Committee	
11/04/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
11/12/13	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
11/18/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

AN ORDINANCE BY COUNCILMEMBER YOLANDA ADREAN WAIVING THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES FOR APPLICATION SD-12-020 (4501 EAST CONWAY DRIVE) TO PROVIDE THAT IN LIEU OF REQUIRED SIDEWALKS BEING CONSTRUCTED AT THE SUBDIVISION SITE, 652 FEET WILL BE CONSTRUCTED STARTING AT 4384 POWERS FERRY ROAD TOWARDS 4464 POWERS FERRY ROAD; AND FOR OTHER PURPOSES.

Whereas,

Whereas,

Whereas,

Whereas,

Whereas,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS:

SECTION 1:

SECTION 2:

SECTION 3:

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

AN ORDINANCE BY COUNCILMEMBER FELICIA A. MOORE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES TO PROVIDE THAT CERTAIN SUBDIVISION APPLICATIONS DEPOSIT A DOLLAR AMOUNT EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES. (HELD 9/10/13 FOR FURTHER REVIEW)

Review List:

Atlanta City Council	Completed	09/19/2013 10:36 AM
City Utilities Committee	Completed	09/17/2013 10:39 AM
Atlanta City Council	Completed	09/27/2013 12:38 PM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

09/03/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

09/10/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 9/16/2013 1:00 PM
----------------	--------------------------	--------------------------------

09/16/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/1/2013 9:30 AM
----------------	-----------------------------------	--------------------------------

10/01/13 City Utilities Committee

10/07/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/15/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/15/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
----------------	--------------------------	---------------------------------

10/21/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13

City Utilities Committee

11/04/13

Atlanta City Council

REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13

City Utilities Committee

HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13

Atlanta City Council

REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

AN ORDINANCE BY COUNCILMEMBER FELICIA A. MOORE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES TO PROVIDE THAT CERTAIN SUBDIVISION APPLICATIONS DEPOSIT A DOLLAR AMOUNT EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES. (HELD 9/10/13 FOR FURTHER REVIEW)

WHEREAS, pursuant to the application for the subdivision of land submitted by a developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of the subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

WHEREAS, the City and area residents would be better served by the construction of sidewalks and pedestrian improvements in the area of said subdivision with in District 9.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that applications for subdivision of land provide sidewalks is hereby waived for subdivisions SD-13-025.

Section 2: That the waiver of said requirements for the aforementioned application is conditioned upon the agreement of the applicant to pay the City of Atlanta a dollar amount equal to the value of construction of said sidewalks as required by Section 15-09.003 and as determined by the Commissioner of Department of Public Works.

Section 3: That before the Director of Bureau of Building issues any building permit for construction within the subdivision sited above, said funds shall be deposited in trust fund account 3P02 424101 Y63T19019999, to be used for pedestrian improvements and sidewalk construction in Council District 9.

Section 4: That all other requirements of the Code of Ordinance for the subdivisions sited above shall remain in full force and effect.

Section 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING THE MAYOR OR HIS DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION APPLICANT SD-13-015 (859 LORIDANS DRIVE, NW) DEPOSIT A DOLLAR AMOUNT (\$45,000.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO THE DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 7; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

Review List:

Atlanta City Council	Completed	10/23/2013 6:35 PM
City Utilities Committee	Completed	10/29/2013 12:17 PM
Atlanta City Council	Pending	
City Utilities Committee	Pending	

HISTORY:

10/21/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/4/2013 1:00 PM
----------------	--------------------------	--------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1329

SPONSOR SIGNATURES



Howard Shook, Councilmember, District 7

AN ORDINANCE BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING THE MAYOR OR HIS DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION APPLICANT SD-13-015 (859 LORIDANS DRIVE, NW) DEPOSIT A DOLLAR AMOUNT (\$45,000.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO THE DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 7; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

WHEREAS, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of this project is unnecessary, since there are only three (3) residential properties with current sidewalks on the adjacent side of the street; and

WHEREAS, the councilmember of the district and the community are in favor of this waiver and the placement of sidewalks at a more suitable location; and

WHEREAS, the City and the area residents would be better served by the installation of sidewalks and pedestrian improvements in other areas of District 7.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that an application for the subdivision of land provide sidewalks is hereby waived for Subdivision SD-13-015 located at 859 Loridans Drive, NW.

SECTION 2: That the waiver of said requirements for the aforementioned application is conditioned upon the agreement of the applicant to pay the City of Atlanta a dollar amount (\$45,000.00) equal to the value of construction of said sidewalks as required by Section 15-09.003 and as determined by the Commissioner of the Department of Public Works.

SECTION 3: That before the Director of the Office of Building issues any building permit for construction within the subdivision sited above, said funds shall be deposited in Trust Fund Account to be created by the Department of Finance, to be used for pedestrian improvements and sidewalk construction only in Council District 7.

SECTION 4: That all other requirements of the Code of Ordinances for the subdivisions sited above shall remain in full force and effect.

SECTION 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF MARTIN LUTHER KING, JR. DRIVE, SW, BETWEEN NORTHSIDE DRIVE, NW AND MANGUM STREET, NW CONSISTING OF APPROXIMATELY 2.4 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (A)(5) AND 138-9 (C) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 11/12/13) (HELD 11/12/13 FOR PUBLIC RESPONSE)

Review List:

Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

10/21/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/4/2013 1:00 PM
----------------	--------------------------	--------------------------------

11/04/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	
----------------	--------------------------	--

11/18/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action <i>See Authentication Page Attachment</i></p>	

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1333

SPONSOR SIGNATURES

Clarence T Martin Jr
Clarence "C. T." Martin, Councilmember, District 10

AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF MARTIN LUTHER KING, JR. DRIVE, SW, BETWEEN NORTHSIDE DRIVE, NW AND MANGUM STREET, NW CONSISTING OF APPROXIMATELY 2.4 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (A)(5) AND 138-9 (C) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 11/12/13) (HELD 11/12/13 FOR PUBLIC RESPONSE)

WHEREAS, the City of Atlanta ("City") has received a formal request from the Georgia World Congress Center Authority ("Applicant"), by and through the Georgia State Properties Commission, the owner of abutting property, to abandon a portion of Martin Luther King, Jr. Drive, S.W. beginning on the west at Northside Drive, N.W. and ending on the east approximately fifty six (56) feet east of Mangum Street, N.W. consisting of approximately 2.4 acres and being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia, and

WHEREAS, the Applicant has paid a fee of \$2,500 for the costs of advertisement of the abandonment as specified by Section 138-9(a)(5) of the City of Atlanta Code of Ordinances; and

WHEREAS, the Georgia State Properties Commission has requested that the City waive the appraisal and the payment of fair market value requirements of the abandoned property contained in Sections 138-9 (a)(5) and 138-9 (c) of the Code of Ordinances because, among other things, the proposed abandonment will directly benefit the City by rerouting the current Martin Luther King ,Jr. Drive, by constructing a new Martin Luther King ,Jr. Drive and by providing property for the construction of the New Stadium Project, a downtown employer expected to create over 1,400 jobs and major tourist attraction expected to bring \$155 million in annual revenue to the City of Atlanta; and

WHEREAS, the Applicant's request to waive payment of fair market value is authorized pursuant to O.C.G.A. 36-37-6(e)(2)(D) which permits the sale or transfer of municipal property to another governing authority or government agency for public purposes; and

WHEREAS, the portion of Martin Luther King, Jr. Drive to be abandoned will become part of the abutting property owner's private property, and it will be such owner's responsibility to maintain, operate, and provide all services and utilities associated with the abandoned property; and

WHEREAS, the Department of Public Works has reviewed the request from the Applicant and has concluded that the abandonment of the portion of the right-of-way as described in Exhibit "A" is no longer necessary for the public's use and convenience as a public right-of-way.

NOW, THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That any and all portions of Martin Luther King, Jr. Drive beginning on the west at Northside

Drive, NW and ending on the east approximately fifty-six (56) feet east of Mangum Street, NW, being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia is hereby declared no longer useful or necessary for the public's use and convenience.

Section 2: That the City hereby expresses its intent to abandon the segment of Martin Luther King, Jr. Drive as hereinabove defined and as depicted in the attached Exhibit "A".

Section 3: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

Section 4: That the provisions of Sections 2-1578 and 138-9(c) of the Code of Ordinances are hereby waived, solely as they relate to the requirement that the City receive an appraisal and be paid the fair market value of the abandoned property as the property is subject to transfer pursuant to O.C.G.A. 36-37-6(e)(2)(D) which authorizes the sale or transfer of municipal property to another governing authority or government agency for public purposes.

Section 5: That the Chief Procurement Officer shall perform all other responsibilities concerning the proposed abandonment, as outlined in the City's Code of Ordinances, including Section 2-1578.

Section 6: That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, and the satisfaction of any alternative conditions under Section 2-1578 of the City's Code of Ordinances, the City Attorney is hereby directed to prepare a Quitclaim Deed and other appropriate documents to effectuate the abandonment authorized by this ordinance.

Section 7: That the Mayor, or his designee, be and is hereby authorized to execute a Quitclaim Deed to convey any interest that the City may have in the above-referenced portion of Martin Luther King, Jr. Drive. (herein described in Exhibit "A").

Section 8: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only

AN ORDINANCE BY



AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF MARTIN LUTHER KING, JR. DRIVE, S.W., BETWEEN NORTHSIDE DRIVE, N.W., AND MANGUM STREET, N.W., CONSISTING OF APPROXIMATELY 2.4 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (a)(5) and 138-9 (c) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") has received a formal request from the Georgia World Congress Center Authority ("Applicant"), by and through the Georgia State Properties Commission, the owner of abutting property, to abandon a portion of Martin Luther King, Jr. Drive S.W. beginning on the west at Northside Drive, N.W. and ending on the east approximately fifty six (56) feet east of Mangum Street, N.W. consisting of approximately 2.4 acres and being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia, and

WHEREAS, the Applicant has paid a fee of \$2,500 for the costs of advertisement of the abandonment as specified by Section 138-9(a)(5) of the City of Atlanta Code of Ordinances; and

WHEREAS, the Georgia State Properties Commission has requested that the City waive the appraisal and the payment of fair market value requirements of the abandoned property contained in Sections 138-9 (a)(5) and 138-9 (c) of the Code of Ordinances because, among other things, the proposed abandonment will directly benefit the City by rerouting the current Martin Luther King Jr., Drive, by constructing a new Martin Luther King Jr., Drive and by providing property for the construction of the New Stadium Project, a downtown employer expected to create over 1,400 jobs and major tourist attraction expected to bring \$155 million in annual revenue to the City of Atlanta; and

WHEREAS, the Applicant's request to waive payment of fair market value is authorized pursuant to O.C.G.A. 36-37-6(e)(2)(D) which permits the sale or transfer of municipal property to another governing authority or government agency for public purposes; and

WHEREAS, the portion of Martin Luther King, Jr. Drive to be abandoned will become part of the abutting property owner's private property, and it will be such owner's responsibility to maintain, operate, and provide all services and utilities associated with the abandoned property; and

WHEREAS, the Department of Public Works has reviewed the request from the Applicant and has concluded that the abandonment of the portion of the right-of-way as described in Exhibit "A" is no longer necessary for the public's use and convenience as a public right-of-way.

NOW, THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1: That any and all portions of Martin Luther King, Jr. Drive beginning on the west at Northside Drive, N.W. and ending on the east approximately fifty six (56) feet east of Mangum Street, N.W., being more specifically described in the attached Exhibit "A", said property lying and being in Land Lot 83 and 84 of the 14th District of Fulton County, Georgia is hereby declared no longer useful or necessary for the public's use and convenience.

Section 2: That the City hereby expresses its intent to abandon the segment of Martin Luther King, Jr. Drive as hereinabove defined and as depicted in the attached Exhibit "A".

Section 3: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

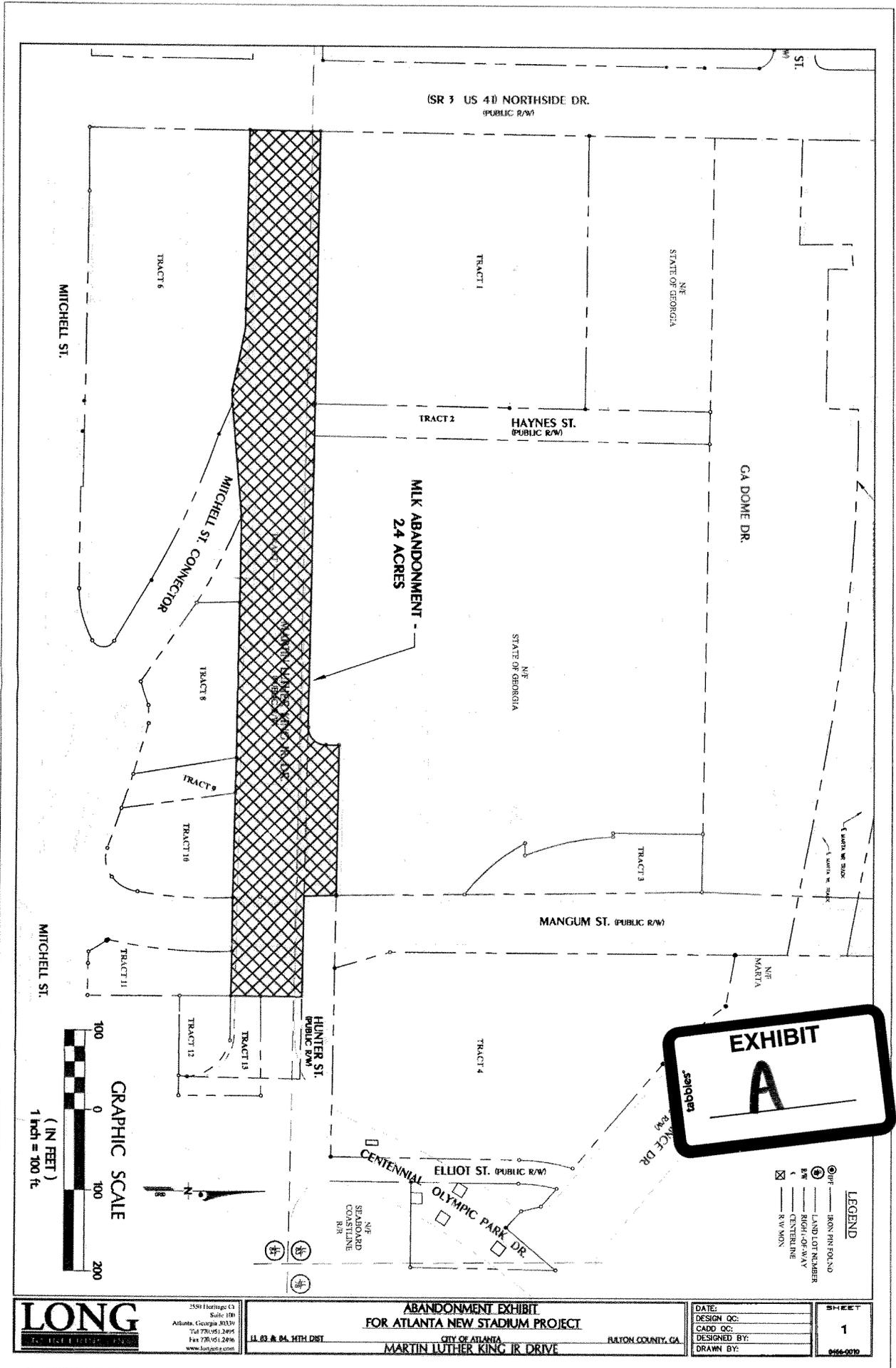
Section 4: That the provisions of Section 2-1578 and 138-9(c) of the Code of Ordinances are hereby waived, solely as they relate to the requirement that the City receive an appraisal and be paid the fair market value of the abandoned property as the property is subject to transfer pursuant to O.C.G.A. 36-37-6(e)(2)(D) which authorizes the sale or transfer of municipal property to another governing authority or government agency for public purposes.

Section 5: That the Chief Procurement Officer shall perform all other responsibilities concerning the proposed abandonment, as outlined in the City's Code of Ordinances, including Section 2-1578.

Section 6: That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, and the satisfaction of any alternative conditions under Section 2-1578 of the City's Code of Ordinances, the City Attorney is hereby directed to prepare a Quitclaim Deed and other appropriate documents to effectuate the abandonment authorized by this ordinance.

Section 7: That the Mayor, or his designee, be and is hereby authorized to execute a Quitclaim Deed to convey any interest that the City may have in the above-referenced portion of Martin Luther King, Jr. Drive. (herein described in Exhibit "A").

Section 8: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only.



2500 Heritage Ct
 Suite 100
 Atlanta, Georgia 30339
 Tel 770.51.2495
 Fax 770.51.2496
 www.longpa.com

ABANDONMENT EXHIBIT
FOR ATLANTA NEW STADIUM PROJECT
 CITY OF ATLANTA
 MARTIN LUTHER KING JR DRIVE
 11.03 & 04.10TH DIST
 FAYON COUNTY, GA

DATE:
 DESIGN QC:
 CADD QC:
 DESIGNED BY:
 DRAWN BY:

SHEET
 1
 0464-010

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action <i>See Authentication Page Attachment</i></p>	

CITY COUNCIL
ATLANTA, GEORGIA

13-O-1334

SPONSOR SIGNATURES

Clarence T Martin Jr
Clarence "C. T." Martin, Councilmember, District 10

AN ORDINANCE BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF HAYNES STREET, NW, BETWEEN MARTIN LUTHER KING JR. DRIVE, SW, AND GEORGIA DOME DRIVE, NW, CONSISTING OF APPROXIMATELY 0.45 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (A)(5) AND 138-9 (E) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES. (PUBLIC HEARING HELD 11/12/13) (HELD 11/12/13 FOR PUBLIC RESPONSE)

WHEREAS, the City of Atlanta ("City") has received a formal request from the Georgia State Properties Commission, by and through the Georgia World Congress Center Authority ("Applicant") the owner of abutting property, to abandon a portion of Haynes Street, N.W. beginning on the south at Martin Luther King, Jr. Drive, S.W. and ending on the north at its northern terminus approximately seventy (70) feet south of Georgia Dome Drive, N.W. consisting of approximately 0.45 acre and being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia, and

WHEREAS, the Applicant has paid a fee of \$2,500 for the costs of advertisement of the abandonment as specified by Section 138-9(a)(5) of the City of Atlanta Code of Ordinances; and

WHEREAS, the Georgia State Properties Commission has requested that the City waive the appraisal and the payment of fair market value requirements of the abandoned property contained in Sections 138-9 (a)(5) and 138-9 (c) of the Code of Ordinances because, among other things, the proposed abandonment will directly benefit the City by allowing the rerouting of the current Martin Luther King, Jr. Drive, by constructing a new Martin Luther King, Jr., Drive and by providing property for the construction of the New Stadium Project, a downtown employer expected to create over 1,400 jobs and major tourist attraction expected to bring \$155 million in annual revenue to the City of Atlanta; and

WHEREAS, the Applicant's request to waive payment of fair market value is authorized pursuant to O.C.G.A. 36-37-6(e)(2)(D) which permits the sale or transfer of municipal property to another governing authority or government agency for public purposes; and

WHEREAS, the portion of Haynes Street to be abandoned will become part of the abutting property owner's private property, and it will be such owner's responsibility to maintain, operate, and provide all services and utilities associated with the abandoned property; and

WHEREAS, the Department of Public Works has reviewed the request from the Applicant and has concluded that the abandonment of the portion of the right-of-way as described in Exhibit "A" is no longer necessary for the public's use and convenience as a public right-of-way.

NOW, THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That any and all portions of Haynes Street, N.W. beginning on the south at Martin Luther

King, Jr. Drive, S.W. and ending at its northern terminus approximately seventy (70) feet south of Georgia Dome Drive, N.W., being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia is hereby declared no longer useful or necessary for the public's use and convenience.

Section 2: That the City hereby expresses its intent to abandon the segment of Haynes Street, N.W., as hereinabove defined and as depicted in the attached Exhibit "A".

Section 3: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

Section 4: That the provisions of Sections 2-1578 and 138-9(c) of the Code of Ordinances are hereby waived, solely as they relate to the requirement that the City receive an appraisal and be paid the fair market value of the abandoned property as the property is subject to transfer pursuant to O.C.G.A. 36-37-6(e)(2)(D) which authorizes the sale or transfer of municipal property to another governing authority or government agency for public purposes.

Section 5: That the Chief Procurement Officer shall perform all other responsibilities concerning the proposed abandonment, as outlined in the City's Code of Ordinances, including Section 2-1578.

Section 6: That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, and the satisfaction of any alternative conditions under Section 2-1578 of the City's Code of Ordinances, the City Attorney is hereby directed to prepare a Quitclaim Deed and other appropriate documents to effectuate the abandonment authorized by this ordinance.

Section 7: That the Mayor, or his designee, be and is hereby authorized to execute a Quitclaim Deed to convey any interest that the City may have in the above-referenced portion of Haynes Street, N.W. (herein described in Exhibit "A").

Section 8: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only.

AN ORDINANCE BY



AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ABANDON TO THE GEORGIA STATE PROPERTIES COMMISSION, BY AND THROUGH THE GEORGIA WORLD CONGRESS CENTER AUTHORITY, A PORTION OF HAYNES STREET, N.W., BETWEEN MARTIN LUTHER KING JR. DRIVE, S.W., AND GEORGIA DOME DRIVE, N.W., CONSISTING OF APPROXIMATELY 0.45 ACRES OF LAND AND BEING MORE SPECIFICALLY DESCRIBED IN THE ATTACHED EXHIBIT "A", LYING AND BEING IN LAND LOTS 83 AND 84 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA; TO WAIVE CERTAIN PROVISIONS OF SECTIONS 138-9 (a)(5) and 138-9 (c) OF THE CODE OF ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") has received a formal request from the Georgia State Properties Commission, by and through the Georgia World Congress Center Authority ("Applicant") the owner of abutting property, to abandon a portion of Haynes Street, N.W. beginning on the south at Martin Luther King Jr. Drive, S.W. and ending on the north at its northern terminus approximately seventy (70) feet south of Georgia Dome Drive, N.W. consisting of approximately 0.45 acres and being more specifically described in the attached Exhibit "A", said property lying and being in Land Lots 83 and 84 of the 14th District of Fulton County, Georgia, and

WHEREAS, the Applicant has paid a fee of \$2,500 for the costs of advertisement of the abandonment as specified by Section 138-9(a)(5) of the City of Atlanta Code of Ordinances; and

WHEREAS, the Georgia State Properties Commission has requested that the City waive the appraisal and the payment of fair market value requirements of the abandoned property contained in Sections 138-9 (a)(5) and 138-9 (c) of the Code of Ordinances because, among other things, the proposed abandonment will directly benefit the City by allowing the rerouting of the current Martin Luther King Jr., Drive, by constructing a new Martin Luther King Jr., Drive and by providing property for the construction of the New Stadium Project, a downtown employer expected to create over 1,400 jobs and major tourist attraction expected to bring \$155 million in annual revenue to the City of Atlanta; and

WHEREAS, the Applicant's request to waive payment of fair market value is authorized pursuant to O.C.G.A. 36-37-6(e)(2)(D) which permits the sale or transfer of municipal property to another governing authority or government agency for public purposes; and

WHEREAS, the portion of Haynes Street to be abandoned will become part of the abutting property owner's private property, and it will be such owner's responsibility to maintain, operate, and provide all services and utilities associated with the abandoned property; and

WHEREAS, the Department of Public Works has reviewed the request from the Applicant and has concluded that the abandonment of the portion of the right-of-way as described in Exhibit "A" is no longer necessary for the public's use and convenience as a public right-of-way.

NOW, THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:

Section 1: That any and all portions of Haynes Street, N.W. beginning on the south at Martin Luther King Jr. Drive, S.W. and ending at its northern terminus approximately seventy (70) feet south of Georgia Dome Drive, N.W., being more specifically described in the attached Exhibit “A”, said property lying and being in Land Lot 83 and 84 of the 14th District of Fulton County, Georgia is hereby declared no longer useful or necessary for the public’s use and convenience.

Section 2: That the City hereby expresses its intent to abandon the segment of Haynes Street, N.W., as hereinabove defined and as depicted in the attached Exhibit “A”.

Section 3: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain, or replace said utility facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed, or relocated, at which time said easements shall expire.

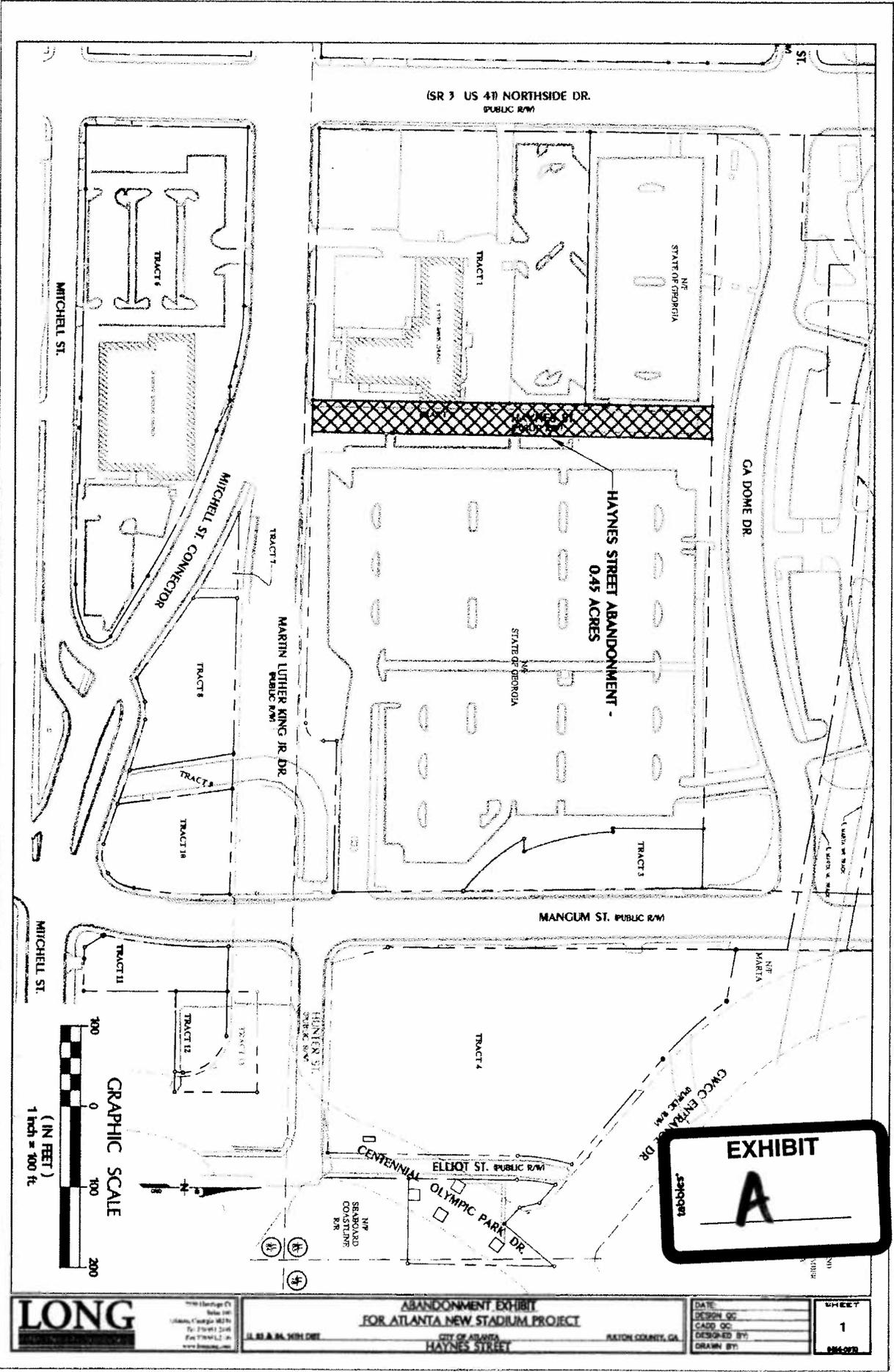
Section 4: That the provisions of Section 2-1578 and 138-9(c) of the Code of Ordinances are hereby waived, solely as they relate to the requirement that the City receive an appraisal and be paid the fair market value of the abandoned property as the property is subject to transfer pursuant to O.C.G.A. 36-37-6(e)(2)(D) which authorizes the sale or transfer of municipal property to another governing authority or government agency for public purposes.

Section 5: That the Chief Procurement Officer shall perform all other responsibilities concerning the proposed abandonment, as outlined in the City’s Code of Ordinances, including Section 2-1578.

Section 6: That upon approval of this ordinance, and upon acceptance of the necessary documents by the Department of Public Works, and the satisfaction of any alternative conditions under Section 2-1578 of the City’s Code of Ordinances, the City Attorney is hereby directed to prepare a Quitclaim Deed and other appropriate documents to effectuate the abandonment authorized by this ordinance.

Section 7: That the Mayor, or his designee, be and is hereby authorized to execute a Quitclaim Deed to convey any interest that the City may have in the above-referenced portion of Haynes Street, N.W. (herein described in Exhibit “A”).

Section 8: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only.



LONG
 1100 Peachtree Ct
 Suite 100
 Atlanta, Georgia 30309
 Tel: (404) 525-2244
 Fax: (404) 525-2244
 www.longinc.com

ABANDONMENT EXHIBIT
 FOR ATLANTA NEW STADIUM PROJECT
 J.L.M.A.M. S.M.H. DRW
 CITY OF ATLANTA
 HAYNES STREET
 ATLANTA COUNTY, GA

DATE: _____
 DESIGN: G.C.
 CAD: G.C.
 DESIGNED BY: _____
 DRAWN BY: _____

SHEET
 1
 046-072

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-6904, DESIGN/BUILD OF SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE, PHASE 1 - PERMEABLE PAVERS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER (“FDOA”) _____ AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER (“PTAEO”) _____; AND FOR OTHER PURPOSES.

Review List:

Jo Ann Macrina	Completed	09/13/2013 10:35 AM
Procurement	Completed	09/13/2013 4:12 PM
Adam Smith	Completed	09/13/2013 4:17 PM
Patrick McShane	Completed	09/16/2013 10:03 AM
Mayor's Office	Completed	09/16/2013 10:24 AM
Office of Research and Policy Analysis	Completed	09/17/2013 10:48 AM
City Utilities Committee	Completed	10/03/2013 5:19 PM
Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

10/01/13	City Utilities Committee	HELD IN COMMITTEE
RESULT: HELD IN COMMITTEE		
10/07/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 10/15/2013 9:30 AM		
10/15/13	City Utilities Committee	HELD IN COMMITTEE
RESULT: HELD IN COMMITTEE Next: 10/21/2013 1:00 PM		
10/21/13	Atlanta City Council	REFERRED WITHOUT OBJECTION
RESULT: REFERRED WITHOUT OBJECTION Next: 10/29/2013 9:30 AM		
10/29/13	City Utilities Committee	

11/04/13

Atlanta City Council

REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13

City Utilities Committee

HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13

Atlanta City Council

REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-6904, DESIGN/BUILD OF SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE, PHASE 1 - PERMEABLE PAVERS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND _____ DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER (“FDOA”) _____ AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER (“PTAEO”) _____; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) advertised for FC-6904, Design/Build of Southeast Atlanta Green Infrastructure Initiative, Phase 1 - Permeable Pavers, on behalf of the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Watershed Management requires design/build services for the purposes to provide the construction of permeable pavers, bio-swales, detention ponds to capture storm water related to the Turner Field Media Lot at the Atlanta Fulton County Stadium site and Southeast Atlanta; and

WHEREAS, the completion time contemplated for this project is _____ (____) days for substantial completion _____ (____) days for final completion; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-6904, Design/Build of Southeast Atlanta Green Infrastructure Initiative, Phase 1 - Permeable Pavers, be awarded to _____ in an amount not to exceed _____.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to enter into an Agreement with _____ for FC-6904, Design/Build of Southeast Atlanta Green Infrastructure Initiative, Phase 1 - Permeable Pavers, in an amount not to exceed _____;

BE IT FURTHER RESOLVED, that the Chief Procurement Officer, in consultation with the City Attorney, is directed to prepare all appropriate documents for execution by the Mayor;

BE IT FURTHER RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to _____; and

BE IT FINALLY RESOLVED, that all contracted work will be charged to and paid from the listed Fund Department Organization and Account Number and Project Task Award Expenditure and Organization Number _____.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee(s) of Purview: City Utilities

Chief of Staff Deadline: September 6, 2013

Anticipated Committee Meeting Date(s): October 1, 2013

Anticipated Full Council Date: October 7, 2013

Legislative Counsel's Signature: *Patricia M. [Signature]*

Commissioner's Signature: *Maccina*

Chief Financial Officer / Budget Analyst: n/a

Chief Information Officer Signature (for IT Procurements) n/a

JEM Chief Procurement Officer Signature: *Adam J. Smith*

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH _____ FOR FC-6904, DESIGN/BUILD OF SOUTHEAST ATLANTA GREEN INFRASTRUCTURE INITIATIVE, PHASE 1 - PERMEABLE PAVERS, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED _____; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER ("FDOA") _____ AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER ("PTAEO") _____; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) TBD

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: *01 9/19/13*
(date)

Reviewed by: _____
(date)

Submitted to Council: _____ (date)



Kasim Reed
MAYOR

CITY OF ATLANTA

Jo Ann J. Macrina, PE
COMMISSIONER

DEPARTMENT OF WATERSHED MANAGEMENT
55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-3544
OFFICE 404-330-6081 FAX 404-658-7194

MEMORANDUM

To: Michael Geisler, Deputy Commissioner, Office of Financial Administration
Department of Watershed Management

From: *EGD* Eric Glover, P.E., Deputy Commissioner, Office of Engineering Services
Department of Watershed Management

Date: September 9, 2013

Subject: FC-6904, Design/Build Southeast Atlanta Green Infrastructure Initiative, Phase 1-
Permeable Pavers.
Cycle 17/ Full Council date of October 7, 2013

The purpose of this legislation is to recommend that FC-6904, Southeast Atlanta Green Infrastructure Initiative, Phase I – Permeable Pavers, be awarded to _____ in the amount of _____.

Southeast Atlanta Green Infrastructure Initiative, Phase 1, Permeable Pavers will be installed in Peoplestown, Mechanicsville and Summerhill. The scope will include installation of permeable pavers for 25-30 streets in and around Peoplestown, Mechanicsville, and Summerhill as determined by the City within the subject project boundary; and for other purposes.

The following accounts will fund this project:

FDOA: 5052 (Water and Wastewater R&E Fund), 171002 (DWM Sewage Linear Maintenance/Repair), 5414002 (Facilities O/T Buildings), 4330000 (Sewage Collection & Disposal), 111415 (Custer Ave. CSO Capacity Relief), 21391 (Water and Wastewater R&E Fund)

PTAEO: 17111415 (Custer Ave. CSO Capacity Relief), 104 (Southeast Atlanta Green Infrastructure Initiative-Phase IIA Project Task), 505221391 (Water and Wastewater R&E Fund), COA

If you have any questions or need any additional information, please feel free to call Paula Days at 404-546-1167.

Thank you for your assistance with this matter.

Attachment: Back-up FC-6904, Design/Build of Southeast Atlanta Green Infrastructure Initiative, Phase 1 - Permeable Pavers (13-R-3589 : FC-

Attachments

CC:

Paula E. Days, DWM
Cynthia Lunn, DWM
Demetris Johnson, DWM
Kenya R. Hartry, DWM

A RESOLUTION BY COUNCILMEMBER AARON WATSON AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH KEEP ATLANTA BEAUTIFUL FOR THE PURPOSE OF ASSISTING THE CITY OF ATLANTA WITH ITS PUBLIC ART COLLECTION AND RAISING FUNDS FOR THE BEAUTIFICATION, LIGHTING AND MAINTAINANCE OF DESIGNATED PUBLIC ART IN THE ATLANTA CITY GOVERNMENT'S PUBLIC ART COLLECTION; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	10/22/2013 1:22 PM
City Utilities Committee	Completed	10/15/2013 5:13 PM
Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:35 PM
City Utilities Committee	Pending	

HISTORY:

10/07/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION
----------------	-----------------------------------

10/15/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 10/21/2013 1:00 PM
----------------	--------------------------	---------------------------------

10/21/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13 City Utilities Committee

11/04/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13 Atlanta City Council REFERRED WITHOUT OBJECTION

LEGISLATION HISTORY – BLUE BACK

RESULT: REFERRED WITHOUT OBJECTION **Next: 11/26/2013 9:30 AM**

RESULT: REFERRED WITHOUT OBJECTION **Next: 11/26/2013 9:30 AM**

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action <i>See Authentication Page Attachment</i></p>	

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3636

SPONSOR SIGNATURES



Antonio Watson, Councilmember, Post 2 At-Large

A RESOLUTION BY COUNCILMEMBER AARON WATSON AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH KEEP ATLANTA BEAUTIFUL FOR THE PURPOSE OF ASSISTING THE CITY OF ATLANTA WITH ITS PUBLIC ART COLLECTION AND RAISING FUNDS FOR THE BEAUTIFICATION, LIGHTING AND MAINTAINANCE OF DESIGNATED PUBLIC ART IN THE ATLANTA CITY GOVERNMENT'S PUBLIC ART COLLECTION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") holds title to more than One Hundred Thirty-Five (135) works of public art throughout Atlanta (the "Artwork"); and

WHEREAS, the City does not currently possess the necessary resources or funds to maintain, beautify and/or light the Artwork; and

WHEREAS, Keep Atlanta Beautiful, an all-volunteer organization that works in partnership with City departments to establish partnerships to sustain a cleaner and more beautiful Atlanta, desires to work on behalf of the Atlanta City Government's Public Art Collection to raise funds for the beautification and lighting of the Artwork; and

WHEREAS, Keep Atlanta Beautiful believes that it can identify funding sources to maintain the Artwork in Atlanta; and

WHEREAS, it is in the best interest of the City and the Atlanta City Government's Public Art Collection to partner with Keep Atlanta Beautiful to raise funds and preserve the Artwork.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS, that the Mayor, on behalf of the City is hereby authorized to enter into a Memorandum of Understanding in substantially similar form as attached hereto as to Exhibit A (the "MOU"), with Keep Atlanta Beautiful.

BE IT FURTHER RESOLVED, that the MOU shall stipulate, at a minimum, that:

-) Keep Atlanta Beautiful shall use all funds raised on behalf of the Public Art Collection for the purpose of supporting the care and beatification of those art works as mutually agreed upon by Keep Atlanta Beautiful and the Office of Cultural Affairs.
-) The Office of Cultural Affairs Public Art Program shall supervise the restoration, lighting, site improvements and non-routine maintenance of designated works of art once funds have been bequeathed and, as such, will be responsible for the overall project management.
-) Keep Atlanta Beautiful will raise funds to achieve the goals and objectives described, and will be subject to the provisions of applicable law and terms described in Exhibit B of the MOU.

BE IT FURTHER RESOLVED, that the City Attorney or her designee is hereby authorized to prepare the MOU for execution by the Mayor.

AND FINALLY BE IT RESOLVED, that the MOU shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been approved as to form by the City attorney, signed by the Mayor, attested to by the municipal clerk and delivered to Keep Atlanta Beautiful.

A RESOLUTION BY
COUNCILMEMBER



A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH KEEP ATLANTA BEAUTIFUL FOR THE PURPOSE OF ASSISTING THE CITY OF ATLANTA WITH ITS PUBLIC ART COLLECTION AND RAISING FUNDS FOR THE BEAUTIFICATION, LIGHTING AND MAINTAINANCE OF DESIGNATED PUBLIC ART IN THE ATLANTA CITY GOVERNMENT’S PUBLIC ART COLLECTION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) holds title to more than One Hundred Thirty-Five (135) works of public art throughout Atlanta (the “Artwork”); and

WHEREAS, the City does not currently possess the necessary resources or funds to maintain, beautify and/or light the Artwork; and

WHEREAS, Keep Atlanta Beautiful, an all-volunteer organization that works in partnership with City departments to establish partnerships to sustain a cleaner and more beautiful Atlanta, desires to work on behalf of the Atlanta City Government’s Public Art Collection to raise funds for the beautification and lighting of the Artwork; and

WHEREAS, Keep Atlanta Beautiful believes that it can identify funding sources to maintain the Artwork in Atlanta; and

WHEREAS, it is in the best interest of the City and the Atlanta City Government’s Public Art Collection to partner with Keep Atlanta Beautiful to raise funds and preserve the Artwork.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS, that the Mayor, on behalf of the City is hereby authorized to enter into a Memorandum of Understanding in substantially similar form as attached hereto as to Exhibit A (the “MOU”), with Keep Atlanta Beautiful.

BE IT FURTHER RESOLVED, that the MOU shall stipulate, at a minimum, that:

- a) Keep Atlanta Beautiful shall use all funds raised on behalf of the Public Art Collection for the purpose of supporting the care and beatification of those artworks as mutually agreed upon by Keep Atlanta Beautiful and the Office of Cultural Affairs.
- b) The Office of Cultural Affairs Public Art Program shall supervise the restoration, lighting, site improvements and non-routine maintenance of designated works of art once funds have been bequeathed and, as such, will be responsible for the overall project management.
- c) Keep Atlanta Beautiful will raise funds to achieve the goals and objectives described, and will be subject to the provisions of applicable law and terms described in Exhibit B of the MOU.

BE IT FURTHER RESOLVED, that the City Attorney or her designee is hereby authorized to prepare the MOU for execution by the Mayor.

BE IT FINALLY RESOLVED, that the MOU shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been approved as to form by the City attorney, signed by the Mayor, attested to by the municipal clerk and delivered to Keep Atlanta Beautiful.

MEMORANDUM OF UNDERSTANDING between THE CITY OF ATLANTA and KEEP ATLANTA BEAUTIFUL

Exhibit A
CHECK LIST OF ARTWORKS

Accession #	Title of Artwork	Artist Name	Location	Lighting Status
CA1911.01	Peace Monument	Allen, George Newman	Piedmont Park near 14th St. and Piedmont Ave.	Existing but not Working
CA1969.01	La Familia de Pie	Laveron, Elena	Renaissance Park, Piedmont Ave.	Existing but not Working
CA1996.05	Ex-Static	Artemis, Maria	Pine St and West Peachtree St	Existing but not Working
CA1996.21	Carnegie Education Pavilion	Jova, Daniels, and Busby Architects	Hardy Ivy Park	Existing but not Working
CA1996.22	New Endings	Kempler, Dianne S.	Freedom Park (near North Ave. and Euclid Dr.)	Existing but not Working
CA1996.29	Carrie Steele Logan	Owens, Brian	Auburn Research Library	Existing but not Working
CA1996.32	Bas Relief Auburn Ave.	Owens, Brian	Auburn Ave. at Hilliard St. (Street Lamp)	Existing but not Working
CA1996.35	Heritage Park Memorial	R, P, Dimitropoulos	Heritage Park	Existing but not Working
CA2009.06	The Horn Section	Coffin, Zach	Cleopas Johnson Park	Existing but not Working
CA1980.01	In Honor Of The Brave Service And Dedication of Atlanta Police Officers	Steinman	Woodruff Park on Peachtree St. side	Not Present
CA1981.02	Emerging	Smith, Mark	Carnegie Way at Spring St, traffic median	Not Present
CA 1977.03	Cometh the Sun	Patterson, Curtis	Gordon-White Pk. Abernathy & White St.	Not Present
CA 1970.02	Untitled	Clover, James	Frankie Martin Pk. Pharr Rd. /P 'tree	Not present
CA1997.01	Meeting of the Elders	Burimoh, Jimoh	Howell Park, Ralph David Abernathy Rd.	Not Present
CA2003.01	Peachtree Hills Mural	Melton, Attiya	Peachtree Hills Recreation Center, 308 Pills Rd.	Not Present
CA2012.02	Tree of Life	Yvonne Domenge	Freedom Park near North Ave at Oakdale	Not Present
CA.X.05	Untitled Totem	Johnson, Art	Piedmont Park	Not Present
CA.X.06	Charles Lincoln Harper	Dwight, Ed	Ashby at Mason Turner Streets	Not Present
CA1938.01	Memorial To Atlanta Pioneer Women's Society 1847-1869	Thomas, Steffen Wolfgang	Piedmont Park near 15th Street entrance	
CA1948.01	Talbot Memorial	Bridges, George	Grant Park, Cyclorama turnabout	Not Present
CA1969.02	Atlanta From the Ashes	Quirino, Gamba	Woodruff Park	Not Present
CA1978.02	Not to Scale	Chatham, Ted	West Manor Park. 3240 Manor Circle	Not Present
CA1985.02	My Spirit is Changing	Martln, Toby	Perkerson Park off Deckner Ave.	Not Present
CA1987.01	Free Nelson Mandela	Hammons, David	Piedmont Park at 10th St. entrance	Not Present
CA1988.01	Hard Days Work Shack	Buchanan, Beverly	Studioplex, 659 Auburn Ave.	Not Present
CA1993.04	In Search of Awe	Hand, Eleanor	Four Corners Park	Not Present
CA1993.05	Ancestral Totem	Odeleye, Ayokunle	Calhoun Pk. Piedmont and Auburn Ave.	Not Present
CA1995.04	No Goal IS Too High ...	GSM Sculpture Forum	Peachtree St at Poplar St.	Not Present
CA1996.01	Decode / Recode	Conway, William F.	Decatur St. at Peachtree Center Ave.	Not Present
CA1996.06	Five Points	Beasley, George	Five Points at Peachtree St.	Not Present
CA1996.12	Summerhill Rebirth	Cunfer, Patricia	Georgia Ave. at Connally St.	Not Present
CA1996.28	Spirit, Family, and Community	Odeleye, Ayokunle	Calhoun Park at Piedmont Ave.	Not Present
CA1998.01	The Last Meter	Eino	Piedmont Park	Not Present
CA2008.04	Andrew Young Statue	Harris, Johnpaul	International Blvd. and Spring St.	Not Present
CA1996....	Folk Art Park Collection	Several Artists	Ralph McGill & Courtland	Not Present

MEMORANDUM OF UNDERSTANDING between THE CITY OF ATLANTA and KEEP ATLANTA BEAUTIFUL

Exhibit B – Project Logistics and Financing

- 1) Prior to Keep Atlanta Beautiful raising funds for specific works of art, it will first notify the City through its office of Cultural Affairs, of its interest in specific art (“Check list of Artworks or any inclusion hence forth”) and the type of work contemplated (the “Project”).
- 2) The City will notify Keep Atlanta Beautiful of any special concerns around the designated artwork or the project. If none are identified, Keep Atlanta Beautiful will begin the process of estimating the cost to complete the Project. The estimation process will include Keep Atlanta Beautiful consulting with outside contractors and the Office of Cultural Affairs Public Art Program to determine scope of work expenses (“Estimated Cost”).
- 3) Once an estimated cost of the project(s) is determined, the Office of Cultural Affairs will authorize Keep Atlanta Beautiful to begin the fundraising process with one or more donors that it believes would have interest in funding the project.
- 4) Once Keep Atlanta Beautiful has gained commitments from donors to fund the estimated cost, it will then work with the City’s Public Art Program to prepare a detailed Project plan (the “Project Plan”). The Project Plan will include specific details on the project including the exact nature of any restoration work; the exact location of any lighting that is to be installed, the type of lighting, a project timeline, and a work plan for the contractors.
- 5) Once Keep Atlanta Beautiful has raised the required funds, Keep Atlanta Beautiful will provide to the City an accounting of funds to remedy the project plan. Working with the Office of Cultural Affairs, Keep Atlanta Beautiful and the City will finalize contracts with vendors to complete the project.
- 6) The Public Art Program will oversee project management and the Office of Cultural Affairs will have an advisory role relative to fundraising. Keep Atlanta Beautiful will act as the fiduciary agent to ensure that the each project is funded to completion per the contracted plan and maintenance specification of the Public Art Program.
- 7) Once the Project is complete with such determination to be made by the Office of Cultural Affairs, project specifics, promotions and news releases will be coordinated between Keep Atlanta Beautiful and the City of Atlanta before release.

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, KEISHA LANCE BOTTOMS AND H. LAMAR WILLIS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 1 WITH ROADWAY MANAGEMENT, INC., FOR FC-6632, COOPERATIVE PURCHASING AGREEMENT FOR MICRO SURFACING SERVICES, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

Review List:

Atlanta City Council	Completed	11/14/2013 3:35 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

10/21/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 10/29/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

10/29/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE
----------------	--------------------------

11/04/13 Atlanta City Council

11/12/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3676

SPONSOR SIGNATURES




Clarence "C. T." Martin, Councilmember, District 10 Keisha Lance Bottoms, Councilmember, District 11



H. Lamar Wilks, Councilmember, Position 3 At-Large

A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN, KEISHA LANCE BOTTOMS AND H. LAMAR WILLIS AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 1 WITH ROADWAY MANAGEMENT, INC., FOR FC-6632, COOPERATIVE PURCHASING AGREEMENT FOR MICRO SURFACING SERVICES, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

WHEREAS, the Department of Public Works requested to enter into a Cooperative Purchasing Agreement with Roadway Management, Inc. utilizing Rockdale County Contract Number 12-26 for micro surfacing services; and

WHEREAS, the Atlanta City Council adopted Resolution 13-R-3098 on May 6, 2013 and the same was approved per City Charter Section 2-403 on May 15, 2013 which authorized the Agreement for FC-6632 with Roadway Management, Inc., in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00); and

WHEREAS, the base term of the Contract was for a period of one (1) year with an expiration date of June 6, 2014; and

WHEREAS, the Department of Public Works desires to enter into Amendment Agreement Number 1 with Roadway Management, Inc. in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00); and

WHEREAS, Roadway Management, Inc. has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend Amendment Agreement Number 1 for FC-6632 with Roadway Management, Inc.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor, or his designee, is authorized to enter into Amendment Agreement Number 1 for FC-6632, Microsurfacing Services with Roadway Management, Inc. in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers: 1001 (General Fund) 130306 (DPW Roadways & Walkways - Hill Street) 5212001 (Professional/Consulting Services) 4220000 (Roadways & Walkways).

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.

BE IT FINALLY 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 Roadway Management, Inc.

**A RESOLUTION
BY COUNCILMEMBERS C. T. MARTIN, KEISHA LANCE BOTTOMS, AND
H. LAMAR WILLIS**

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 1 WITH ROADWAY MANAGEMENT, INC., FOR FC-6632, COOPERATIVE PURCHASING AGREEMENT FOR MICROSURFACING SERVICES, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Public Works requested to enter into a Cooperative Purchasing Agreement with Roadway Management, Inc. utilizing Rockdale County Contract Number 12-26 for microsurfacing services; and

WHEREAS, the Atlanta City Council adopted Resolution 13-R-3098 on May 6, 2013 and the same was approved per City Charter Section 2-403 on May 15, 2013 which authorized the Agreement for FC-6632 with Roadway Management, Inc., in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00); and

WHEREAS, the base term of the Contract was for a period of one (1) year with an expiration date of June 6, 2014; and

WHEREAS, the Department of Public Works desires to enter into Amendment Agreement Number 1 with Roadway Management, Inc. in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00); and

WHEREAS, Roadway Management, Inc. has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend Amendment Agreement Number 1 for FC-6632 with Roadway Management, Inc.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor, or his designee, is authorized to enter into Amendment Agreement Number 1 for FC-6632, Microsurfacing Services with Roadway Management, Inc. in an amount not to exceed Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers: 1001 (General Fund) 130306 (DPW Roadways & Walkways – Hill Street) 5212001 (Professional/Consulting Services) 4220000 (Roadways & Walkways).

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.

BE IT FINALLY 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 Roadway Management, Inc.

2014 Microsurfacing
Project List

Street Name	Quad	Beginning @	Ending @	CD #	Length	Width
11th Street	NE	Piedmont Avenue	Peachtree Street	6	1330	36
Amsterdam Avenue	NE	North Highland Avenue	dead end	6	4650	30
Bellaire Drive	NE	Club Drive	City Limit	7	650	28
Centra Villa Drive	SW	Cascade Road	Campbellton Road	11	5590	29
Garfield Way	SE	Eisenhower Circle	Roosevely Drive	12	720	24
Nelms Drive	SW	Lakewood Avenue	Pegg Rd	12	2380	26
Deering Road	NW	Northside Drive	Peachtree Street	8	4815	28
Divison Place	SW	Arden Avenue	Dill Avenue	12	450	24
Grant Drive	SW	Grant Road	West Kimberly Road	11	1450	32
Grant Road	SW	Sunset Drive	Grant Drive	11	2430	26
Hartfort Avenue	SW	Deckner Avenue	Avon Avenue	12	2255	25
Hillside Drive	SW	Manford Road	Dead End	12	1320	32
Hood Drive	SW	Langston Avenue	Evans Drive	12	770	24
Narron Court	SW	Narron Drive	Dead End	11	440	24
North Highland Avenue	NE	Freedom Parkway	Ponce de Leon Avenue	2	1695	38
North Highland Avenue	NE	Ponce de Leon Avenue	East Rock Springs Road	6	9400	34
Rosedale Road	NE	Briarcliff Place	City Limit	6	2150	28
Sahara Drive	SW	Fairway Circle	County Line Road	11	1165	26
Tampa Trail	SW	Stone Road	Dead End	11	1030	24
Virginia Avenue	NE	Monroe Drive	Briarcliff Road	6	7876	36
Beechwood Hills Court	NW	Beechwood Drive	Cul-De-Sac	8	1320	28
Valley Ridge Drive	SW	Glenview Road	Revere Road	11	850	24
Tell Road	SW	Butner Road	west ot dead end	11	1350	22
Delmont Drive	NE	North Fulton Drive	Lookout Place	7	960	30
Harwell Road	NW	Delmar Lane	Martin L King Jr Drive	10	1275	32
Line Road	SW	Boudler Park Lane	Wilson Mill Road	10	2070	30

Department of Public Works Request for Legislation

Date Submitted: 10/15/2013

Person Submitting Request: Lawrence Jeter Extension: 6258

Bureau/Division Manager: Cotena Alexander Extension: 8557

Cycle Number/Requested Full Council Date:
(not earlier than 4 weeks from date of submission) 21

****If this must be submitted to City Council in fewer than 4 weeks, provide a brief explanation below identifying the consequences if legislation is not submitted for the requested cycle. Also, please state why the Legislative Request was submitted after the Cycle deadline. All non-conforming requests must have Commissioner Mendoza's approval.**

To meet deadline for FY 14 construction services utilizing general budget funds.

Instructions: Please answer all questions fully before submitting. Attach additional pages if necessary. All requests for legislation must have approval of the Division/Office Executive Manager prior to submission. All incomplete requests will not be processed. Send request (and all supporting documentation) via email to DPW Legislative Liaison (skempson@atlantaga.gov). No hard copies will be accepted. Please refer to the 2013 Legislative Calendar for DPW deadlines.

Part I: Legislative Request Form

1. Legislation Name/Project Name: **Microsurfacing Roadway Services**

2. What is the purpose of this legislation? (check one)

- Accept a grant or donation [If so, is a matching grant required?] Yes No
- Amend budget Amend Code of Ordinances Fines/penalties
- Anticipate/Appropriate funds Apply for a grant or donation
- Authorize/Award/Amend/Renew Contract Procuring goods/services
- Other, please explain

3. Does this request require Procurement action? Yes No

****Requisition Number**

If this legislation is to award/amend/renew a contract, please provide the following:

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Caption:

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 1 WITH ROADWAY MANAGEMENT, INC., FOR FC-6632, COOPERATIVE PURCHASING AGREEMENT FOR MICROSURFACING SERVICES, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$250,000.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

Committee of Purview: City Utilities Committee

Committee Meeting Date: October 29, 2013

Council Meeting Date: November 4, 2013

Requesting Dept.: Department of Public Works

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to enter into Amendment #1 with Roadway Management to add \$250,000.

2. Please provide background information regarding this legislation.

The Atlanta City Council adopted Resolution 13-R-3098 on May 6, 2013 which authorized Agreement FC-6632 with Roadway Management, Inc. for microsurfacing services. Microsurfacing is a maintenance treatment in which a thin layer comprised mostly of asphalt emulsion and aggregates is applied to streets. The purpose of this treatment is to extend the service life of the street between more extensive maintenance (i.e. – milling and resurfacing).

3. If Applicable/Known:

- (a) **Contract Type:** n/a
- (b) **Source Selection:** n/a
- (c) **Bids/Proposals Due:** n/a
- (d) **Invitations Issued:** n/a
- (e) **Number of Bids:** n/a
- (f) **Proposals Received:** n/a
- (g) **Bidders/Proponents:** n/a
- (h) **Term of Contract:**

4. Fund Department Account Center: 1001 (General Fund) 130306 (DPW Roadways & Walkways – Hill Street) 5212001 (Professional/Consulting Services) 4220000 (Roadways & Walkways).

5. Source of Funds:

6. Fiscal Impact: \$250,000.00

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By: Lawrence Jeter

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

Review List:

Jo Ann Macrina	Completed	10/08/2013 3:41 PM
Procurement	Completed	10/08/2013 4:40 PM
Adam Smith	Completed	10/08/2013 4:45 PM
Pamela Holmes	Completed	10/10/2013 10:42 AM
Patrick McShane	Completed	10/23/2013 5:18 PM
Mayor's Office	Completed	10/24/2013 1:32 PM
Office of Research and Policy Analysis	Completed	10/24/2013 2:36 PM
City Utilities Committee	Completed	10/30/2013 12:28 PM
Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

10/29/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE
----------------	--------------------------

11/04/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE	Next: 11/18/2013 1:00 PM
----------------	--------------------------	---------------------------------

11/18/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

RESULT: REFERRED WITHOUT OBJECTION Next: 11/26/2013 9:30 AM

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action <i>See Authentication Page Attachment</i></p>	

A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES. (HELD 10/29/13 FOR FURTHER REVIEW)

WHEREAS, the City of Atlanta (“City”) authorized FC-4906E, Architectural, Engineering and Design Services (“Agreement”) with JP2, a Joint Venture, on behalf of the Departments of Planning and Community Development, Public Works, Watershed Management, Parks, Recreation and Cultural Affairs, and the Office of Enterprise Asset Management, pursuant to Resolution 09-R-1636; and

WHEREAS, the term of the Agreement is for two (2) years with three (3) one (1) year renewal options to be exercised at the City's sole discretion effective December 21, 2009 to December 20, 2011; and

WHEREAS, the City authorized Renewal No. 1 of the Agreement with a term of December 21, 2011 through December 20, 2012 pursuant to Resolution No. 11-R-1730; and

WHEREAS, the City authorized Renewal No. 2 of the Agreement with a term of December 21, 2012 through December 20, 2013, pursuant to Resolution No. 12-R-1645; and

WHEREAS, the Department of Watershed Management requires Architectural, Engineering and Design Services for the construction of the Department of Watershed Management training academy complex, which will serve as a fully integrated green infrastructure facility using advanced training systems and full-scale simulators to provide an environmentally friendly training location for its employees; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer recommend issuing a Task Order for Architectural, Engineering and Design services to JP2, a Joint Venture in an amount not to exceed One Million, Nine Hundred Ninety-Six Thousand, One Hundred Seven Dollars and Zero Cents (\$1,996,107.00) for the construction of the Department of Watershed Management training academy complex.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his authorized designee, is authorized to issue a Task Order to JP2, a Joint Venture for FC-4906E, Architectural, Engineering and Design Services in an amount not to exceed One Million, Nine

Hundred Ninety-Six Thousand, One Hundred Seven Dollars and Zero Cents (\$1,996,107.00) for the construction of the Department of Watershed Management training academy complex; and

AND FINALLY BE IT RESOLVED, that all contracted work will be charged to and paid from the listed Fund Department Organization and Account 5052 (Water and Wastewater Renewal and Extension Fund) 170101 (DWM Commissioner of Watershed Management) 5212001 (Consulting/Prof Services) 1320000 (Chief Executive) and Project Award Task Expenditure and Organization Number 17210540 (DWM Water Surcharge) 101 (Task) 505291858 (DWM SEC Surcharge) 5212001 (Consulting/Prof Services) COA.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-330-6887

Originating Department: Watershed Management

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: September 20, 2013

Anticipated Committee Meeting Date(s): October 15, 2013

Anticipated Full Council Date: October 21, 2013

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer/Budget Analyst: [Signature]

Chief Information Officer Signature (for IT Procurements) n/a

95W Chief Procurement Officer Signature: [Signature]

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$1,996,107.00)
Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: 9.23.13
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170401 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES.

Council Meeting Date: October 21, 2013

Requesting Dept.: Watershed Department

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to request authorization to issue a Task Order to JP2, a Joint Venture, for FC-4906-E Architectural Engineering and Design Services on behalf of Department of Watershed Management for Task Order – DWM Training Academy Complex. Services as outlined in the Task Order to include Design, Permitting, Bidding, and Technical Services during Construction, in an amount not to exceed \$1,996,107.00.

2. Please provide background information regarding this legislation.

The Office of Safety and Security (OSS) proposes to design and construct a Training Academy to be a fully integrated facility using advanced training systems, full-scale simulators, and environmentally friendly training grounds. Upon completion, DWM will be the first City in Georgia to initiate, construct, and operate such a facility. Not only will this "green" infrastructure meet the Mayor's sustainability mandates, but the facility will be a major boost to the City's leadership role in the Sustainability Industry, including showcasing innovative stormwater best management practices. Currently, OSS is interested in developing a site located on Peyton Road NW known as the Peyton Road Pipeyard. The Academy will include office space, classrooms, and paved areas for CDL and other operations oriented training.

3. If Applicable/Known:

(a) **Contract Type:** Professional Services

- (b) **Source Selection:** Sealed RFP
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:**

4. Fund Account Center (Ex. Name and number):

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting/Prof Serv), 1320000 (Chief Executive), 210540 (DWM Water Surcharge), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM Water Surcharge), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting/Prof Serv), COA

5. Source of Funds: 91858 (DWM SEC Surcharge)

7. Fiscal Impact: Legislation will result in a reduction of \$1,996,107.00 to:

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting/Prof Serv), 1320000 (Chief Executive), 210540 (DWM Water Surcharge), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM Water Surcharge), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting/Prof Serv), COA

7. Method of Cost Recovery: N/A

Examples:

- a. **Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.**
- b. **Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.**

This Legislative Request Form Was Prepared By: Yunion Galardy



Kasim Reed
MAYOR

CITY OF ATLANTA

Jo Ann J. Macrina, PE
COMMISSIONER

DEPARTMENT OF WATERSHED MANAGEMENT
55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-3544
OFFICE 404-330-6081 FAX 404-658-7194

MEMORANDUM

To: Adam L. Smith, Chief Procurement Officer
Department of Procurement

From: Jo Ann J. Macrina, PE, Commissioner
Department of Watershed Management

Cc: Eric L. Glover, Deputy Commissioner
Paula Days, Director
Diane Badger, Project Manager
Keith Brooks, Deputy Chief Procurement Officer
Maisha Land-Wood, Legislative Manager
Cynthia L. Lunn, Watershed Procurement Manager

Date: September 16, 2013

Re: REVISED - Legislative Request – FC-4906E, Architectural Engineering and Design Services Task Order for DWM Training Academy Complex Design, Permitting, Bidding and Technical Services During Construction

Contractor: JP2, a Joint Venture

Please prepare the appropriate Legislative Summary for **Cycle 18 (October 21, 2013)** to approve the above referenced services, in an amount not to exceed One Million Nine Hundred Ninety-Six Thousand One Hundred Seven Dollars and No Cents (**\$1,996,107.00**).

These services shall be charged to and paid from:

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting/Prof Serv), 1320000 (Chief Executive), 210540 (DWM Water Surcharge), 91858 (DWM SEC Surcharge)

PATEO: 17210540 (DWM Water Surcharge), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting/Prof Serv), COA

Requisition No. **21318075** is included in the packet.

If you have any additional questions, please contact Cynthia Lunn, Watershed Procurement Manager, at (404) 330-6096.

Attachments



Kasim Reed
MAYOR

CITY OF ATLANTA

Jo Ann J. Macrina, PE
COMMISSIONER

DEPARTMENT OF WATERSHED MANAGEMENT
55 TRINITY AVENUE SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-3544
OFFICE 404-330-6081 FAX 404-658-7194

MEMORANDUM

To: Michael Geisler, Deputy Commissioner, Office of Financial Administration
Department of Watershed Management

From: *ED* Eric Glover, P.E., Deputy Commissioner, Office of Engineering Services
Department of Watershed Management

Date: July 22, 2013

Subject: FC-4906-E, JP2, a JV Architectural, Engineering and Design Services / Task Order for DWM Training Academy Complex Design, Permitting, Bidding and Technical Services During Construction

The purpose of this legislation is to request the Mayor to issue a Task Order to JP2, a Joint Venture, for FC-4906-E Architectural Engineering and Design Services on behalf of Department of Watershed Management for Task Order – DWM Training Academy Complex. Services as outlined in the Task Order include Design, Permitting, Bidding, and Technical Services during Construction, in an amount not to exceed \$1,996,107.00.

The following accounts will fund this project:

FDOA: 5052 (Water and Wastewater RNE), 170101 (DWM Commissioner of Watershed Management), 5212001 (Consulting/Prof Serv), 1320000 (Chief Executive), 210540 (DWM Water Surcharge), 91858 (DWM SEC Surcharge)

PTAEO: 17210540 (DWM Water Surcharge), 101 (Task), 505291858 (DWM SEC Surcharge), 5212001 (Consulting/Prof Serv), COA

If you have any questions or need any additional information, please feel free to call COA Project Manager Diane Badger at 404-546-3343 or Dbadger@atlantaga.gov.

Thank you for your assistance with this matter.

Attachments

CC: Diane Badger, DWM
Paula E. Days, DWM
Cynthia Lunn, DWM
Demetris Johnson, DWM
Kenya R. Hartry, DWM



Task Order – Labor Only

Agreement Number: **FC-4906E Architectural Engineering and Design Services**

Task Order Number: **09**

Task Order Maximum Payment Amount: **\$1,996,107**

The above referenced Task Order is made and entered into by and between the City of Atlanta, through its Contractual Agreement, hereinafter referred to as the CITY;

AND

JP2, A Joint Venture

hereinafter referred to as the CONSULTANT.

This Task Order is made a part of the Professional Services Agreement referenced above between the City and the Consultant, together with all attached exhibits made a part of this Task Order.

The period of performance/delivery date for this Task Order begins upon receipt of a Notice to Proceed and shall be completed within 13 months for design and bidding phases and an anticipated 18 months for construction phase, unless a written modification to this Task Order is made by the City.

Task Order Services to be Provided: Consultant shall perform all work related to this task order in accordance with the scope of services, specifications and Consultant's proposal attached and incorporated as Exhibit "A".

Task Order Services to be Provided: See Exhibit "A".

City Project Contact Information:

Diane Badger
Department of Watershed Management
72 Marietta Street
6th Floor
Atlanta, GA 30303

Phone: 404-546-3343
Cell: 404-557.2901
E-Mail: DBadger@AtlantaGa.Gov

Consultant Project Contact Information:

George Ajy, P.E.
JP2
5887 Glenridge Drive
Suite 300
Atlanta, GA 30328

Office: 770-569-7038
Cell : 678 662 2982
E-Mail: george.ajy@r2tinc.com

Agreement Number: FC-4906E Architectural Engineering and Design Services
Task Order Number: 09
Task Order Consultant: JP2, A Joint Venture

Task Order Template – Labor Only

Estimated Labor Hours and Associated ODCs for Task by Labor Category: (See attached-Exhibit A)

Task Order Terms for Expenses: Reimbursable at cost

Estimated MBE/WBE Summary:

MBE/WBE Firms Utilized in Task Order: PRAD Group (MBE), River to Tap, Inc. (WBE),

Estimated MBE Percentage: 80.9% Amount: **\$1,614,349**

Estimated WBE Percentage: 16.7% Amount: **\$334,000**

Total Estimated MBE/WBE Percentage: 97.6% Amount: **\$1,948,349**

Task Order Billing and Payment Terms: Per Master Agreement effective September 27, 2010.

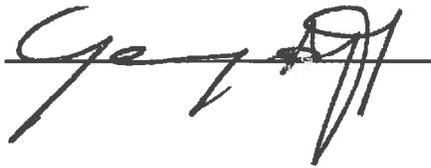
Attachments: **Scope of Work & Labor Estimate**

Authorized Representatives and Signatures:

City of Atlanta Representative:
Eric Glover, P.E.

Signature: _____

Consultant Representative:
George Ajy, P.E.

Signature: 

Agreement Number: FC-4906E Architectural Engineering and Design Services

Task Order Number: 09

Task Order Consultant: JP2, A Joint Venture

Page 3

Task Order Template – Labor Only

**EXHIBIT A: SCOPE OF SERVICES
FC-4906E Architectural Engineering and Design Services**

Scope of Services Requested of:

JP2, A Joint Venture (FC-4906E Architectural Engineering and Design Services)

Scope of Services to be provided:

DWM Training Academy Complex - Proposed Scope of Services

Agreement Number: FC-4906E Architectural Engineering and Design ServicesTask Order Number: 09Task Order Consultant: JP2, A Joint Venture

Page 4

Task Order Template – Labor Only**EXHIBIT B: LABOR COSTS**

The following positions are anticipated for the noted duration and noted hourly rates in accordance with FC-4906E:

Estimated Labor Hours for Task by Labor Category

Labor Category	Home Office Rate	Estimated Home Office Hours per Category	Field Office Rate	Estimated Field Office Hours per Category	Total Estimated Cost per Category
Project Manager 3	\$180	560	N/A	N/A	\$100,800
Engineer 9	\$192	1,127	N/A	N/A	\$216,384
Engineer 7	\$163	1,072	N/A	N/A	\$174,736
Principal Architect	\$162	1,760	N/A	N/A	\$285,120
Engineer 6	\$140	851	N/A	N/A	\$119,140
Engineer 5	\$120	842	N/A	N/A	\$101,040
Engineer 3	\$90	1,364	N/A	N/A	\$122,760
Designer Level 5	\$122	756	N/A	N/A	\$92,232
Architect	\$140	1,562	N/A	N/A	\$218,680
CAD Technician 4 – Architect	\$93	3,075	N/A	N/A	\$285,975
CAD Technician 4 – MEP	\$93	988	N/A	N/A	\$91,884
Landscape Architect	\$130	184	N/A	N/A	\$23,920
Interior Designer	\$133	526	N/A	N/A	\$69,958
CAD Technician 3 - MEP	\$80	420	N/A	N/A	\$33,600
Admin Assistant	\$60	202	N/A	N/A	\$12,120
Task Order Labor Totals		15,289		N/A	\$1,948,349
Other Direct Costs					\$47,758
Task Order Total					1,996,107

Proposed Task Order Milestones:

N/A:



**CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT
DWM TRAINING ACADEMY COMPLEX
DESIGN AND CONSTRUCTION PHASE SERVICES**

A. JP2- PROJECT TEAM

Mr. George Reynolds is our proposed Task Manager and will be supported by Gisela Schmidt who will be the lead Project Architect. Mr. George Agy, JP2 overall project manager will ensure proper resources and progress are being dedicated to ensure compliance with DWM requirements and expectations.

B. PROJECT DEFINITION SUMMARY

Since the 2003 establishment of the Department of Watershed Management (DWM), the training of personnel has remained a high priority. With an aggressive approach, the Office of Safety and Security (DWM) is developing a training program that has evolved from a makeshift terminal mockup, outdated facilities, and environmentally unfriendly conditions to what is now envisioned as a LEED Certified, state-of-the-art, fully equipped facility designed to provide City-wide training services, such as confined space entry, defensive driving, CDL certification, etc. In late 2011, DWM envisioned the Department's Training Academy (DWMTA) to be a fully integrated facility using advanced training systems, full-scale simulators and environmentally friendly training grounds.

Upon completion, DWM will be the first City in Georgia to initiate, construct and operate such a facility. Not only will this "green" infrastructure meet the Mayor's sustainability mandates, but the facility will be a major boost to the City's leadership role in the Sustainability Industry, including showcasing innovative stormwater best management practices. Furthermore, the facility will employ enhanced, integrated training systems and tools that are flexible and adaptable in order to meet the needs of the trainer, as well as the trainee.

Discussions with DWM staff indicated that a single, large multi-purpose space with movable walls to allow for flexible spaces is needed. Classrooms and shops will be accessible from more than one room and spaces vary from seminar type to larger lecture halls, with majority being in classrooms for 20 to 25 people. Some courses will utilize mockups scenarios that may have special requirements. Front line staff is expected to use facility lower floors where shop type spaces will be located and spaces are to be arranged vertically from heavy training activities to classrooms to offices.. An auditorium with tablet-arm seating and capacity of 200 people shall be included. Enclosed Parking is expected to be limited to staff only so as to not limit the space needed for course-driving and other outdoor training operations. A summary of the anticipated functions of the proposed facility prepared by DWM was forwarded to JP2.

The property is located at 2750 Peyton Road (Formerly the Peyton Pipe Yard) which is within the City of Atlanta and adjacent to the MCA Trucking Company. The site currently has six building/trailer structures, asphalt and concrete paved areas, and wooded area along west and east of the enclosed property and north of the CSX railroad tracks.

C. SCOPE OF WORK FOR A/E CONTRACT (DESIGN PHASE)

The proposed scope of work and fee is based on the scope of work provided by DWM and will consist of the following major tasks:

1. Project Management

JP2 believes in a collaborative approach to design with a focus on active listening to the DWM through regular meetings and continual contact. Addressing DWM expectations is largely a function of clearly





identifying, confirming and communicating their needs, goals, visions and objectives while incorporating them into creative design solutions. The Project Manager will:

- a. Coordinate and setup required workshops and monthly progress meetings with DWM Project Manager and other staff members;
- b. Develop and ensure implementation of quality control / quality assurance of all project deliverables;
- c. Preparation and maintenance of Project Management Plan manual for the project, which includes the scope statement, stakeholder list, and communications plan;
- d. Present the project to stakeholders at the 30%, 60% and final completion design stage.

2. Initial Design Workshop

During the program verification phase all project details are discussed and validated by the project design team. This is accomplished through a series of input workshop sessions with the specific users and staff of the DWM. One of the missions of the workshop is to engage the staff early on in the mission, the goals and the process of sustainability. We will include an introduction to LEED and examples of similar projects to better understand what lies ahead for the stakeholders and design team. At this phase the project will be registered for LEED and a score card of potential points to be pursued is started here and progress is measured against it in future phases. All goals, needs, visions, budget requirements, and functional relationships are validated and recorded in a programming document. The workshop will focus on operational philosophy, space needs, security considerations, phasing with other components, staff requirements and interrelationships between functional components. In addition, this workshop will confirm the operational and functional design criteria for the facilities and site to be included in this project.

JP2 will review all available information on the physical characteristics of the designated site, any links to existing facilities, review all pertinent codes and regulations and conduct research on other similar facilities constructed around the country to determine current best practices for the design of this type of facility. We would review DWM program and compare it to historical data to confirm if the budget is adequate to meet the program expectations. In the event we determine the program and budget are not compatible, it will be brought to DWM attention early in the design process. This allows appropriate decisions as to how the work should proceed to be made in a manner that best aligns the scope of the project and the budget.

3. Conceptual Design and Programming

Before initiating detailed design, we will develop a clear understanding of DWM requirements and the proposed site and its environs for an ultimate solution. Only then will we sketch and use computer massing programs as we consider solar orientation and wind direction, vehicular and pedestrian approach, optimal desired views, and zoning restrictions and ordinances, land contours and storm water patterns, etc. Conceptual design starts with formulating building volumes and arranging program elements and external/ internal circulation, consideration of solid walls versus glazing opportunities. We will ensure that the building's structure and mechanical, electrical and other system design will be optimal for its use. Energy consumption and water conservation are issues addressed early on and remain in focus throughout the design effort. We will meet with user groups and DWM representatives to show and explain concepts for their review and consideration with pros and cons for different options. At this point renderings are shown.

Sustainable design will meet project needs without a detrimental effect on our environment's current health or future needs. Rather than a one-size-fits-all approach, we start with a review of where the





highest energy and resource use a project is facing. From site design and use, to building design, to the selection of materials and construction methods, every facet of a facility can be integrated into an approach that is responsive to what we can take from the environment. For the Atlanta region and in particular for the mission of the DWM, water use reduction and storm water design are priority issues that we will exploit and focus on. We aim to do so by not just meeting targets, but doing so in innovative ways that brings notice to DWM and provides examples for others to follow in the Southeast. Other concepts in sustainable design that we foresee for this facility include the following:

- a. Overall Energy Use Reduction compared to Baseline Comparison model.
- b. Enhanced Indoor air quality and health.
- c. Greater Human comfort- daylight, lighting, noise and HVAC controls.
- d. Greenfield Preservation and improvement of site ecology.
- e. Increased communication and productivity.
- f. Energy saving HVAC equipment- The mechanical and plumbing system will include; air handling units, pumps and water heaters.
- g. Reduction of potable water with measures such as Low flow plumbing fixtures/flush valves and rainwater capture for irrigation.
- h. Reduced electrical loads with energy efficient systems and equipment reduced lighting loads from daylight integration, occupant sensors, the use of task lighting and multiple switching, and with better planning of plug loads.
- i. Site lighting design to eliminate light trespass and limit light pollution to the sky while still maintaining access and security for evening uses.

4. Design Development

Design Development reports shall be developed in three phases – a 30% Schematic Design (SD) draft report, a 60% Design Development (DD) draft report, and a 100% final design and bid document (CD) report. Approval of these reports shall serve as the formal basis of design for use by both in-house management and external agencies. As a minimum these reports shall include:

Design Development reports will include:

- a. Detailed Project Scope of Work;
 1. Design Criteria for site personnel, students, equipment, and material space;
 2. Training activities to be accommodated;
 3. Site Layout;
 4. Facility Layouts;
 5. Training Area / Classroom Layouts;
 6. Stadium Seating Auditorium;
 7. Kitchen Area Layout;
 8. Security Measures;
 9. Indoor and Outdoor Storage Areas;
 10. Parking;
 11. Remarks;
- b. All Technical Memorandum's (TM) developed during the project;
- c. Location Maps;
- d. Specific activities and design criteria for LEED certification;
- e. Requirements for easements or permits;





f. Additional Design Criteria;

1. General Organization Chart of Personnel at the Site and volume of trainees that can be accommodated;
2. Vehicle Roster Based at the Site;
3. Materials Stored at the Site;
4. Design Life Cycle (30 year minimum).

g. Recommendations.

4a: 30% Schematic Design (Sd) Draft Report

Once programming is complete, the schematic design phase will proceed. We will start with an analysis of the site and consider orientation and wind direction as we organize program elements into volumes and internal and external circulation diagrams. A consideration of solid versus voids and glazing is studied with energy impact of various schemes. The objective here is to conceptually order the spatial components defined in the program document as to size, function, shape, relationship, and aesthetics in height, width and depth. We engage our engineers for their input on structural, civil and MEP systems. At the end of this phase we will have an approved schematic design with an approved budget and schedule. We will review the LEED scorecard against the different schemes. Designers and engineers will identify the LEED certification goals and the corresponding reimbursement goals including confirmation that the building specifications, drawings, and cost estimates provided will include systems described in the LEED-Gold.

4b: 60% Design Development (Dd) Draft Report

After completion of the schematic design JP2 would initiate the design development phase. During this phase 95% of all required design decisions relative to major materials, systems and equipment will be finalized. All program elements should be clearly known, described and accounted for in the plans. The LEED Scorecard should have all the points that the team will be intending to submit for review and acceptance at the end of this phase. An updated budget and schedule is completed. In collaboration with DWM, decisions will be made within the context of the programming data and the approved schematic design. The primary objective will be to establish major design components and develop them into the design development documents.

During the design development phase, the JP2 team will meet with the DWM's staff to confirm any additional system requirements and generate system calculations, preliminary construction details, and outline specifications necessary for the development of a preliminary cost estimate. These documents will be reviewed and approved by DWM prior to proceeding to the next phase.

4c. 100% Final Design And Bid Document (Cd) Report

JP2 will begin this phase only after completion and DWM's acceptance of the design development phase. During the construction document phase the design decisions made during the previous phases would be incorporated into a final set of drawing and specification documents in sufficient detail to describe design intent in the project, state or show performance requirements and quality control. These documents would become the basis for securing bids that lead to construction of the facility. The effort associated with completing LEED forms and support documents is started and kept up through construction and post occupancy.

The documents' quality will be monitored constantly and reviews throughout the development of the construction documents. JP2 utilizes the Redicheck Interdisciplinary Coordination Method to assure quality between disciplines. Formal reviews and submittals will be held with DWM at 50% and 90% completion, complete with a cost estimate at 90% completion. JP2 senior professionals, independent of





the design team assigned to the project, would conduct in-house reviews of the documents during this process to insure the quality and completeness of the work performed. The purpose of these reviews is twofold: first, to check the coordination between the drawings and the specifications relative to the division of work among separate contractors and second, to review the overall quality of the package relative to clarity and constructability.

5. Documents For Construction Bid

The bid document will include documents provided by the Engineer:

- a. Technical Specifications;
- b. Construction drawings;
- c. Bid Schedule;

6. Permits

During this phase JP2 will assist the DWM in obtaining required permits for the facility. Permitting services will include providing technical support and documents to DWM to obtain:

- a. City of Atlanta site disturbance permit.
- b. City of Atlanta building permits.

7. Project Construction Cost Estimate

A construction cost estimate shall be submitted at three milestone points:

- a. Schematic Phase; 30%, -20% to +30% estimate;
- b. Design Development Phase 60% documents; -10% to +15% estimate;
- c. Construction Document 100% documents.

8. Project Schedule

Based on the project scope a draft schedule has been prepared and is attached. The estimated contract duration can be adjusted to meet DWM requirements and will be updated and submitted with each cost estimate submittal.

9. Support Construction Bid Phase

JP2 will reproduce up to 35 copies of the construction bid documents and have them delivered to City Hall bid room as directed by DWM project manager. As requested by the COA, JP2 shall also prepare written responses to technical questions from construction bidders. After the construction award and prior to the Pre-construction meeting with the contractor, the construction documents shall be conformed and copied for use during the construction phase.

- a. Attend the pre-bid conference.
- b. Clarify questions pertaining to the construction documents.
- c. Provide required interpretations of construction documents
- d. Review and respond to requested substitutions.
- e. Prepare addenda to the specification and drawings.
- f. Review the bids and make recommendations relative to the contract award.
- g. Prepare conformed documents.

10. Construction Administration Services

Construction phase services will be focused on technical support and will include:

- a. Assist DWM with the pre-construction conference.



- b. Review and respond to contractor's submittals.
- c. Review and respond to RFIs.
- d. Review and provide recommendations for technical issues.
- e. Complete site visits/inspection by lead engineers when needed.
- f. Review test results.
- g. Coordinate transition training as required.
- h. Final site visit and punch list preparation.
- i. Assist with the one-year post-occupancy review.
- j. Coordinate with Contractors for LEED required forms and support documents.

Construction administration phase involves a series of steps that represent the coordinated closeout of the LEED Gold project, leading to the submission of LEED construction credit documentation and deferred design credit documentation for review. JP2 will ensure that all construction documents, shop drawings, RFI's, and other requirements for project closeout are met. Long before the construction process is complete, we begin to focus on project closeout. JP2 will coordinate the following:

- a. Provide copies of acceptance forms with signatures.
- b. Address issues or questions that arise during the certification process.
- c. Compile all required information, checking it for accuracy and scanning into pdf format to upload to LEED online for review.
- d. Completion and acceptance of final punch item list.
- e. Verified that products specified and substitute products approved for use were installed in the building.
- f. O & M Manuals are provided.
- g. As built Construction Documents provided from the contractor.

11. Project Deliverables

Project Deliverable will be in accordance with the scope of work prepared by the scope of work provided by DWM

12. Assumptions:

The following is a list of our critical assumptions used to develop the proposed scope and fees:

- a. This fee is based on the total construction cost of about \$12 to \$15M. If significant increase to the project value/complexity occurs as a result of the final approved schematic design, we will address any adjustment to proposed fee with DWM staff.
- b. Fee does not include commissioning.
- c. Single bid package is assumed.
- d. Environmental cleanup and remediation is by others.
- e. 25 full sizes and 50 half size set of bid documents will be provided for bidding purposes.
- f. 10 full sizes and 25 half size set of conformed documents will be provided for the selected contractor and DWM.
- g. Construction inspection and management services are not included in the proposed fee.
- h. City of Atlanta – DWM will provide demolition site plans by their in house staff of engineers and designers. These drawings will indicate the six buildings/trailers to be demolition, electrical site equipment removable above and below ground, plumbing and HVAC equipment removal and capping/plugging/removal of all site utilities underground.



D. OPTIONAL TASK – SITE MASTER PLAN AND OVERALL SITE STORM WATER DESIGN

DWM is currently in the process of developing design for a maintenance facility on the same site. The combination of a training and maintenance facility on the same site requires careful planning to ensure that the following issues are coordinated:

1. **Overall Site Access, Security and Traffic:** review and identify needs associated with vehicles, employees and visitor access to the site for both facilities. Identify need for multiple access points and issues such as security and safety associated with site access.
2. **Future Use:** Future need to expand the two proposed facilities, additional staff space will be reviewed and adequate space will be planned for.
3. **LEED Requirements:** impact on DWM LEED plans for the planned facilities and impact on storm water, facility configuration will be planned for.
4. **Overall Site Storm Water Design Report:** Green infrastructure and storm water design is needed to reflect the LEED certification designed by DWM. It's critical that appropriate space is provided in the site master plan to allow for the appropriate storm water design. Hydrology analysis for the entire site and two proposed facilities will be completed to develop storm water design concept and report. This will serve as basis for the overall site and storm water detailed design.
5. **Site Layouts:** Overall site layouts incorporating items listed above
6. **Overall Site Storm Water Design:** detailed design of the overall site storm water design based on the storm water design report.

E. Proposed Fee And Schedule

A summary of proposed fee associated with all major tasks are outlined in Table 1 and is summarized below:

1. Programming and Design Phase Services: \$1,430,407.
2. Permitting and Bidding: \$68,740.
3. Construction Phase Services: \$265,050.
4. Closeout and LEED Phase Services: \$35,520.
5. Total Base Fee: \$1,799,717
6. Optional Services – Site Master Plan and Site Storm water Design: \$196,390
7. Total Fee w/ Optional Services: \$1,996,107



Price Proposal		Labor Plan						
DWM TRAINING ACADEMY COMPLEX Phase 2 - DESIGN Task 1 through 7		Bill Rate	\$180.00	\$192.00	\$163.00	\$162.00	\$140.00	\$120.00
Submitted to: City of Atlanta Department of Watershed Management Trans(Attr: Ms. Diane Badger)		Proj. Area						
		Total Labor Hours	Project Manager 3	Engineer 9	Engineer 7	Principal Architect	Engineer 6	Engineer 5
Project Phases / Tasks		13543	472	1071	342	1676	651	312
TASK 1 - Programming & Conceptual Design		1242	154	394	0	458	44	0
A. Project and Discipline Lead Management		800	100	300		300		
B. Monthly Progress Meetings; prepare agenda & minutes		85	16			24		
C. Project Background Research		52	2			15		
D. Gather Information, Identify Goals		52	2			16		
E. Project Site, Room Data Sheets & Design Criteria		76	8			24	10	
F. Project & LEED Workshops; User Group Manager-Minimum 3 days		114	8			24	24	
G. LEED Registration & Discussion of Possible Points		88	2	4		24	10	
H. Project Management Plan		34	16			10		
TASK 2 - Schematic Design Phase		2186	58	42	150	274	194	160
A. Quantitative Research & Analysis		325	4		40	40		40
B. Systems Description Narrative		114	4	10	10	24	10	
C. Value Engineering Options Comparisons		42	8			10	8	
D. Architectural & Engineering Floor Plans		1317	8	20	100	140	120	120
E. Cost Estimating & Project Schedule		72	16			16	40	
F. Conceptual Presentation		82	8	8		10	8	
G. LEED Certification Scorecard Draft of Points desired to pursue		40	2	4		10	8	
H. Architectural Rendering		114				24		
TASK 3 - Design Development Phase		2196	44	218	250	226	88	0
A. Technical Memorandums		4	4					
B. Systems Description Narrative		98	4	10	10	10	10	
D. Architectural & Engineering Floor Plans - Including geotechnical		1934	8	200	220	200		
E. LEED Certification System Review, Coordination & Approval		80	4	8	20	8	8	
F. Client Meetings		12	12					
G. Cost Estimating & Project Schedule		68	4			8	40	
H. QA/QC		8	8					
TASK 4 - Construction Document Phase		5487	180	339	418	480	549	180
A. Architectural & Engineering Floor Plans & Specifications		4997	8	305	380	350	295	180
B. Systems Description Narrative		180	4	10	10	10	10	
C. Cost Estimating & Project Schedule		60	4			8	40	
D. LEED Certification Forms & Coordination		60	4	8	20	8	8	
E. QA/QC		96	40	8		16	8	
F. 60% & 100% Drawing Submittals Review Comments		104	40	8	8	8	8	
TASK 5 - Bid & Permitting Phase		342	8	28	8	120	20	16
A. Building Permit Package - City of Atlanta		16		4		8		
B. Land Disturbance Permit Package - City of Atlanta		20		4		8		8
C. Address Permitting Questions or Clarifications		20		4		8		8
D. Preparation Of Bid Documents		40	8	8		24		
E. Pre-Bid Meeting		16		8		8		
F. Front-End Documents		46				16	30	
G. Addendum & RF		94				30		
H. Site Visit		16			8	8		
I. Conformed Documents		74				10		
TASK 6 - Construction Phase		1935	180	140	140	140	140	140
A. Provide Construction Phase Services; LEED coordination, review & support, shop drawings, RFI's, site visits		1935	100	140	140	140	140	140
TASK 7 - Closeout & LEED Phase		264	16	0	0	72	16	16
A. Project closeout requirements and LEED Forms & Support Documents		204	4			48	16	16
B. LEED Score Card Results Workshop		20	4			8		
C. LEED - USGBC notifications, documentation, submittals		20	4			8		
D. LEED - COA Staff Training for Building Operations & Use		20	4			8		
TASK 1B - Site Master Plan and Overall Site Storm Water Management and Design - Optional		1,747.00	88.00	56.00	106.00	90.00		130.00
Identify overall site access/traffic/space/security and utility requirements		298	16	16	16	30		80
Develop draft site master plan, layouts and cost estimates		425	16	20	30	40		30
Incorporate DWM comments and finalize site master plan		200	16	20	20	20		30
Develop overall site green storm water design report		280	24		16			60
Develop overall site green storm water design and construction phase support		531	24		40			160
Credit for storm water design of the training facility only		(364)	(8)		(16)			(80)
Total No. of Hours w Optional Task		18,289.00	550.00	1,127.00	1,072.00	1,760.00	861.00	842.00

Optk

Checkout: Review and Submit Requisition

Requisition 21318075: Total 1,996,107.00 USD

Created By Lunn, Cynthia

Creation Date 06-Aug-2013 18:15:00

Description

FC-4906E, ARCHITECTURAL,
ENGINEERING AND DESIGN
SERVICES TASK ORDER FOR DWM
TRAINING ACADEMY COMPLEX
DESIGN, PERMITTING, BIDDING AND
TECHNICAL SERVICES DURING
CONSTRUCTION

Justification

Requisition Attachments

File Name

Type Description

Category

Last Updated By

Last Updated

Usage

Update

Delete

Publish to Catalog

No results found.

Lines

Details Line Description

Show 1 FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES
TASK ORDER FOR DWM TRAINING ACADEMY COMPLEX DESIGN,
PERMITTING, BIDDING AND TECHNICAL SERVICES DURING
CONSTRUCTION

Cost Center Unit Quantity Price Amount (USD) Attachments

170101 LOT 1996107 1 USD 1,996,107.00

Total 1,996,107.00

Copyright (c) 2006, Oracle. All rights reserved.

**DEPARTMENT OF PROCUREMENT
LEGISLATION SUMMARY**

TO: City Utilities Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES.

COMMITTEE MEETING

DATE: October 1, 2013

COUNCIL MEETING

DATE: October 7, 2013

LEGISLATION TITLE: Watershed Management Training Academy Complex

REQUESTING DEPT.: Watershed Management

CONTRACT TYPE: Professional Services

AWARDEES: JP2 (Tetra Tech/PRAD a Joint Venture)

SOURCE SELECTION: Sealed RFP

PROPOSALS DUE: May 6, 2009

INVITATIONS MAILED: 150

PROPOSALS

RECEIVED: 14

PROPOSERS:
 A E COM/ H. J. Russell, Joint Venture
 Arcadis /Brindley Pieters & Associates, Inc, Joint Venture
 Atlanta Services Group
 BGR Joint Venture Office
 Brown and Caldwell, Inc /Delon Hampton & Associates,
 Chartered, A Joint Venture
 Citywide Infrastructure Provider
 JP2 (Jacobs, PRAD, PBS&J)
 MA-HMM Gude, JV
 Parsons-Cardozo Engineering, Joint Venture
 Prime Engineering, Inc. and Chester Engineers, Joint Venture
 Shaw-Benchmark, Joint Venture
 Southern Right of Way
 Strategic Team Concepts, LLC
 Total Solution Partners

Contractor: JP2 (PRAD, Atkins North America, Inc.), a Joint Venture

Estimated Value: \$ 1,996,107.00

Scope Summary: The Office of Safety and Security (OSS) proposes to design and construct a Training Academy to be a fully integrated facility using advanced training systems, full-scale simulators, and environmentally friendly training grounds.

BACKGROUND: Original executed on December 21, 2009, expired on December 20, 2011.

Renewal Agreement No.1 will extend the current Agreement one additional year for time only. Renewal Agreement No. 1 effective term December 20, 2011 to December 19, 2012

Renewal Agreement No.2 extended the current Agreement one additional year for time only. Renewal Agreement No. 2 effective term is December 20, 2012 to December 19, 2013

EVALUATION TEAM COMPOSITION: DWM, OCC, DPW, LAW, OEMA, DPRCA

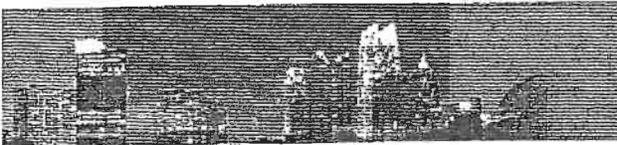
TERM OF CONTRACT: Two (2) years with an option to renew for three (3) one (1) year periods

FUND ACCOUNT CENTERS: 5052 (Water and Wastewater Renewal and Extension Fund) 170101 (DWM Commissioner of Watershed Management) 5212001 (Consulting/Prof Services) 1320000 (Chief Executive) and Project Award Task Expenditure and

Organization Number 17210540 (DWM Water Surcharge)
101 (Task) 505291858 (DWM SEC Surcharge) 5212001
(Consulting/Prof Services) COA

PREPARED BY: Jill Watkins

CONTACT NUMBER: 404-865-8703



[Home](#)

PRAD GROUP INC. Control Number: 0419435

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 267615

Key Indicators

Model Type Corporation

Locale Domestic

Qualifier For-Profit

Business Name PRAD GROUP INC.

Registration Date 3/23/2004

Entity Status Active/Compliance

Entity Status Date 8/19/2013

Foreign Name

Date of Organization

State Georgia

Country

Principal Office Address

PRINCIPAL

Line1 5887 Glenridge Drive NE

Line2 Ste 300

City Atlanta **State** Georgia **Zip** 30328

Agent

Is non-commercial Registered Agent? Yes

Name Reynolds, George

Address

Line1 5887 Glenridge Drive , suite 300 Atlanta, GA 30328

Line2

City Atlanta **State** Georgia **Zip** 30328

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
No Miscellaneous Filings were found.							



[Home](#)

TETRA TECH, INC. Control Number: K909924

[Main](#) [Reports](#) [Officers](#) [Filing History](#)

Entity Info

Entity Id 1107287

Key Indicators

Model Type Corporation
Locale Foreign
Qualifier For-Profit

Business Name TETRA TECH, INC.
Registration Date 2/10/1999
Entity Status Active/Compliance
Entity Status Date 4/22/2013

Foreign Name
Date of Organization
State Delaware
Country

Principal Office Address

PRINCIPAL

Line1 3475 E FOOTHILL BLVD
Line2

City PASADENA **State** California **Zip** 91107-2101

Agent

Is non-commercial Registered Agent? No
Name C T CORPORATION SYSTEM

Address

Line1 1201 Peachtree Street, NE
Line2

City Atlanta **State** Georgia **Zip** 30361

Email

Previous Names

Name Changed From	Name Changed To	Surviving Entity Id	Cancelled Entity Id	Effective Date	Due Date	File Number	Actions
				2/10/1999		14001137	View

TETRA TECH, INC. 2110 POWERS FERRY RD SE STE 202
 DUNS: 105569359 CAGE Code: 5NYY9 ATLANTA, GA, 30339-5015 ,
 Status: Active UNITED STATES

Entity Overview

Entity Information

Name: TETRA TECH, INC.
 Business Type: Business or Organization
 POC Name: None Specified
 Registration Status: Active
 Expiration Date: 11/27/2013

Exclusions

Active Exclusion Records? No

SAM | System for Award Management 1.0

IBM v1.1149.20130801-1829

WWW7



Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

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

**A RESOLUTION
 BY CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE CONSTRUCTION OF THE DEPARTMENT OF WATERSHED MANAGEMENT TRAINING ACADEMY COMPLEX IN AN AMOUNT NOT TO EXCEED ONE MILLION, NINE HUNDRED NINETY-SIX THOUSAND, ONE HUNDRED SEVEN DOLLARS AND ZERO CENTS (\$1,996,107.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND) 170101 (DWM COMMISSIONER OF WATERSHED MANAGEMENT) 5212001 (CONSULTING/PROF SERVICES) 1320000 (CHIEF EXECUTIVE) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17210540 (DWM WATER SURCHARGE) 101 (TASK) 505291858 (DWM SEC SURCHARGE) 5212001 (CONSULTING/PROF SERVICES) COA; AND FOR OTHER PURPOSES.

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

Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred 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 _____

Refer To _____

CERTIFIED

MAYOR'S ACTION

A RESOLUTION BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA (EPD) IN THE AMOUNT OF \$_____ AS STIPULATED PENALTIES FOR THE VIOLATION OF CSO FECAL COLIFORM OPERATIONAL STANDARDS _____ PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

Review List:

Atlanta City Council	Completed	11/07/2013 12:37 PM
City Utilities Committee	Completed	11/15/2013 12:03 PM
Atlanta City Council	Completed	11/21/2013 4:07 PM
City Utilities Committee	Pending	

HISTORY:

11/04/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/12/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

11/12/13 City Utilities Committee HELD IN COMMITTEE

RESULT:	HELD IN COMMITTEE
----------------	--------------------------

11/18/13 Atlanta City Council REFERRED WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

RESULT:	REFERRED WITHOUT OBJECTION	Next: 11/26/2013 9:30 AM
----------------	-----------------------------------	---------------------------------

Certified by Presiding Officer	Certified by Clerk
Mayor's Action	

LEGISLATION HISTORY – BLUE BACK

See Authentication Page Attachment

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3733

SPONSOR SIGNATURES



Howard Shook, Councilmember, District 7

A RESOLUTION BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA (EPD) IN THE AMOUNT OF \$_____ AS STIPULATED PENALTIES FOR THE VIOLATION OF CSO FECAL COLIFORM OPERATIONAL STANDARDS _____ PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

WHEREAS, the City has experience a violation to the CSO Consent Decree set out in Exhibit "A" hereto; and

WHEREAS, this violation is subject to stipulated penalties imposed at the discretion of the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; and

WHEREAS, the Department of Watershed Management of the City does not dispute the fact this violation did occur; and

WHEREAS, the payment to EPA and EPD of this assessment by the City does not constitute a finding or adjudication, is not to be evidence of a violation of state or federal laws by the City, nor does the City by its consent agree to any violations of state or federal laws or admit any liability to any third party or parties; and

WHEREAS, funds for this purpose are available in Fund Department and Account Number 5051 (Water & Wastewater Revenue Fund) 170201 (DWM Wastewater Treatment & Collections) 5750002 (Property/Liquidation) 4310000 (Sanitary Administration); and

WHEREAS, the CSO Consent Decree, Section XI. O. similarly provides for payment of interest on late payment of stipulated penalties; and

WHEREAS, it is deemed to be in the best interest of the City to accept the proposed stipulated penalties and to pay the incident assessments to the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD).

NOW, THEREFORE, BE AND IT IS RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That the Chief Financial Officer of the City of Atlanta is authorized to issue checks payable in the amount of \$_____ to the State of Georgia and in the amount of \$_____ to the Treasurer, United States of America as stipulated penalties imposed pursuant to the CSO Consent Decree at the

discretion of the Environmental Protection Agency and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia.

Section 2: That said payments shall be charged to and paid from the Fund, Account and Center provided.

Section 3: That all resolutions and parts of resolutions in conflict herewith be and are hereby waived in this instance only.

EXHIBIT A

The City is subject to stipulated penalties for violations of the CSO Consent Decree, per Section _____ as follows:

CSO Consent Decree Section

Date	Facility	Colonies/100 ml	PenaltyComment
------	----------	-----------------	----------------