

**CITY UTILITIES COMMITTEE**

**MINUTES**

**JANUARY 15, 2013**

**9:30 A.M.**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, January 15, 2013 at 9:37 a.m., in Committee Room #2.** The following members were present:

**The Honorable Howard Shook, Chair**  
**The Honorable C. T. Martin**  
**The Honorable Yolanda Adrean**  
**The Honorable Alex Wan**  
**The Honorable Aaron Watson**  
**The Honorable Carla Smith**

The following member was absent:

**The Honorable Natalyn M. Archibong**

Others present at the meeting were: Stephanie Grant, Michael Patrick McShane, Marc Goncher, Renee Sheperd and Roger Bhandari, Law Department; Commissioner JoAnn J. Macrina, Deputy Commissioners Eric Glover and Margaret Tanner, Susan Rutherford Department of Watershed Management; Commissioner Richard Mendoza, Deputy Commissioner Dexter White, Department of Public Works; Keith Brooks, Office of Procurement; members of the public, press and Council Staff.

Chairman Shook called the meeting to order at 9:37 a.m. after declaring a quorum present. He then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
- C. ELECTION OF VICE-CHAIR - DEFERRED UNTIL NEXT MEETING**

**CONSENT**

**D. ORDINANCES FOR FIRST READING**

- 13-O-0002 ( 1) An Ordinance by City Utilities Committee authorizing the **abandonment** of any and all remaining portions of Alexander Street between Marietta Street, NW, Ivan Allen Boulevard and Luckie Street, NW and being more specifically described in the attached Exhibit "A", said property lying and being in Land Lot 79 of the 14<sup>th</sup> District, Fulton County, Georgia; and for other purposes. **(Advertised for a Public Hearing 1/29/13 at 9:30 a.m. in Committee Room #2)**

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

- 13-O-0003 ( 2) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY2013 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$176,489.00; to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to Appropriations for Global Positioning System Units (GPS) and Monitoring; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

**REGULAR**

**E. ORDINANCE FOR SECOND READING**

- 12-O-1761 ( 1) An Ordinance by City Utilities Committee to amend various Sections of Chapter 74, Article X of the City of Atlanta Code of Ordinances for the purpose of promoting Green Infrastructure and Runoff Reduction Practices; complying with the Metropolitan North Georgia Water Planning District's Model Post-Development Stormwater Management Ordinance; streamlining the permitting process; promoting maintenance of Stormwater Management Facilities; and for other purposes.  
**(Councilmember Martin made a motion to hold for 2 weeks time certain)**

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**F. RESOLUTION**

- 13-R-0004 ( 1) An **Amended** Resolution by City Utilities Committee authorizing the Department of Watershed Management to amend Task Order, Construction Management Support Services for South River Basin - East Point, for FC-4906E, Architectural, Engineering and Design Services, in an amount not to exceed \$401,640.00 to add Construction Management Services for South River Basin Sewer Capacity Relief Projects; all work will be charged to and paid from the listed Fund, Department Organization and Account and PATEO Numbers; and for other purposes.  
**(Councilmember Adrean made a motion to approve as amended)**

**FAVORABLE AS AMENDED**

**G. PAPERS HELD IN COMMITTEE**

- 10-O-1058 ( 1) 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)**

**HELD**

- 10-O-1059 ( 2) 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

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**PAPERS HELD IN COMMITTEE (CONT'D)**

(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)**

**HELD**

10-O-1688 ( 3)

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 14<sup>th</sup> 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)**

**HELD**

11-O-0080 ( 4)

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)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

11-R-0088 ( 5) 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)**

**HELD**

11-O-0108 ( 6) 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)**

**HELD**

12-R-0376 ( 7) 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)**

**HELD**

12-O-0563 ( 8) 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)**

**HELD**

**PAPERS HELD IN COMMITTEE (CONT'D)**

12-R-1597 ( 9) A Resolution by Councilmembers Natalyn M. Archibong and C. T. Martin 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. **(Held 11/13/12)**

**HELD**

12-R-1646 (10) 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)**

**HELD**

12-R-1730 (11) A Resolution by Councilmembers Keisha Lance Bottoms and H. Lamar Willis authorizing the Mayor or his designee to amend FC-4943B with Kemi Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, to include additional unit price line items for bridges, on behalf of the Department of Public Works; and for other purposes.  
**(Councilmember Martin made a motion to file)**

**FILE**

**PAPERS HELD IN COMMITTEE (CONT'D)**

- 12-R-1733 (12) A Resolution by Councilmembers Keisha Lance Bottoms and H. Lamar Willis authorizing the Mayor or his designee to amend FC-4943E with Tople Construction, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, to include additional unit price line items for bridges, on behalf of the Department of Public Works; and for other purposes.  
**(Councilmember Martin made a motion to file)**

**FILE**

**H. 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. The Sidewalk Task Force met Tuesday, October 30, 2012 from 5:30 to 7:00 p.m.
3. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
4. 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?
5. Councilmember Watson requested a list of the amount and employees that will transfer from the PMT staff to the Department of Watershed Management staff.
6. Councilmember Adrean requested a report on fines for spills in 2011 and 2012, by the next Committee meeting, 11/13/12. (12-R-1501)

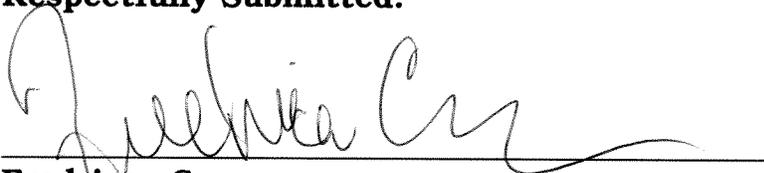
**REQUESTED ITEMS (CONT'D)**

7. Councilmember Martin made a request to Eric Glover to provide a list of all members of the Sheltered Market Program associated with Small Business Enterprise participation.
8. Councilmembers Smith and Martin asked Commissioner Mendoza to provide recruitment information used to fill vacancies within the department.
9. Councilmember Martin made a request to the CFO, Jim Beard to provide a list of excess Bond Project Funds.

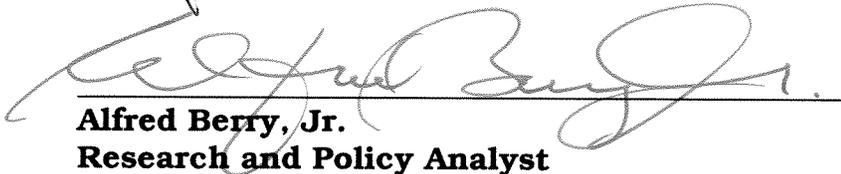
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**There being no further business to come before the Committee, the meeting adjourned at 10:57 a.m.**

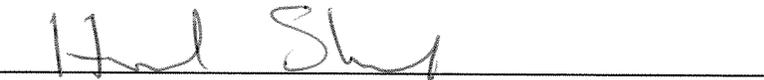
**Respectfully Submitted:**



**Fredrieca Cooper  
Legislative Assistant**



**Alfred Berry, Jr.  
Research and Policy Analyst**



**The Honorable Howard Shook, Chair  
City Utilities Committee**