

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, February 27, 2013, at 1:00 p.m. in Council Chambers, City Hall South, 2nd Floor.

Present: Councilmember Felicia A. Moore, Chair
 Councilmember Howard Shook
 Councilmember Yolanda Adrean
 Councilmember Alex Wan
 Councilmember Aaron Watson
 Councilmember Natalyn M. Archibong

Jim Beard, CFO
 Departmental Staff

Absent: Councilmember C.T. Martin

Chairperson Moore called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Howard Shook, Yolanda Adrean, Alex Wan, Aaron Watson and Natalyn M. Archibong. Other Departmental staff was present as well. Chairperson Moore stated that the Agenda is **Adopted as Amended with one new Resolution 5 Yeas**. The minutes of the Finance/Executive Committee of February 13, 2013 were **Approved, 5 Yeas**.

DISCUSSION ITEM

Legislative Update:

Ms. Megan Middleton: Mayor's Office of Intergovernmental Affairs stated that this is day #24. There has not been a lot of action. Page #1 shows bills that are running ads for them in order to increase the E-911 Surcharge Fee. **HB 127** passed the Committee and is going to House Rules. Scrap Tire legislation **HB 226** is on the House calendar and passed out of Full House and will go to the Senate. **HB 473** is clean up legislation. Chairperson Moore stated that we had concerns with **HB 170**. Ms. Middleton responded that **HB 170** for Fulton County exemption requires two votes and it is not being pushed at this time. It is local legislation and does not have the 30-day rule. Right now it is on Hold and may stay on Hold this year. We will get the information to you. **HB 171** and **HB 172** deal with the classification structure and redistricting of Fulton County. There will be an Intergovernmental meeting today at the Capitol in Room 341. Chairperson Moore asked for the information to be sent in an e-mail. Ms. Middleton responded that the House Delegation will meet today at 1:00 p.m. and the Mayor will be there to answer questions. Chairperson Moore asked about the Cell Phone Towers deal. Ms. Middleton responded that it is in Rules Committee and ready to go to the House. Crossover has not been scheduled yet and it could be March 6th or 7th.

Status Report on the Appraisal Appeals – Fulton County Chief Appraiser, David Fitzgibbon

Mr. David Fitzgibbon: Fulton County Chief Appraiser stated that we are still doing analysis. We are running about 60 to 90 behind schedule. He does not know when the millage rate will be set. Home sales are up this year about 10%. We are continuing to look at the residential and commercial sales information. We should have information by the end of March. CFO Beard asked if the drop is in residential or commercial. Mr. Fitzgibbon responded that most are in the lower cost area. We are seeing performance in the commercial areas. CFO Beard asked who can Finance interact with you to see what is going on. Right now we are basing things off of last year. Mr. Fitzgibbon responded that we are about 22 people short. About 22% of his total staff is reduced. We had a drain pipe leak and had to relocate 52 people, which slowed down progress. We look at sales and market information throughout the year. In the future we want to move back our digest submission date. Councilmember Adrean asked when was the last time the digest increased? Mr. Fitzgibbon responded in 2008. We have lost about 15% to 20% since 2008. He will provide the information. Councilmember Adrean asked how much is residential and how much is commercial. She would like the

information to go back to 2008. Mr. Fitzgibbon responded that he would provide the information. Councilmember Wan asked about the backlog of 13,000. Mr. Fitzgibbon responded that they are from 2012 appeals. We have about 13,000, 10% of the total appeals. We settle around 20,000 annually. We are processing around 400 per week. We should finish up the 13,000 in October or November.

Tracking of Homestead Exemption – Fulton County Tax Commissioner, Dr. Arthur Ferdinand

Dr. Arthur Ferdinand: Fulton County Tax Commissioner gave an overview of the City of Atlanta Real & Personal Property, Solid Waste Fund and Public Utilities. Chairperson Moore asked him to describe the Public Utilities. Dr. Ferdinand responded that Public Utility is the Franchise Fees. We expect to see a performance in 2013. We should have Property Tax bills out in a month as well as Solid Waste bills within a month. Councilmember Wan asked what happens to a property when the taxpayer does not pay. Dr. Ferdinand responded that we put a lien on the property. Chairperson Moore asked how soon after the bill is due a lien is placed. How much time is given to correct it? Dr. Ferdinand responded that if October 15th is the due date for the County, at that point we still have payments coming in the office, which he daily monitors the process. We would wait until all payments are received and will then send out a 30 day notice. At the end of the 30 days, we look at how the money is flowing and the lien would probably go on the property around December 15th. Chairperson Moore asked if between that time does a property owner have an opportunity to resolve it? Dr. Ferdinand responded yes, at any time. The County has notice as well as the City and the School Board. Chairperson Moore stated that she has concerns with the notice and it does not look official enough. Is there a way to use first class envelopes or official notice envelopes? Dr. Ferdinand responded that he can suggest it, but not control it. Any other charges are limited to \$250 difference. Interest and fees will make it higher. Councilmember Adrean asked who engages with the company who buys the liens. Dr. Ferdinand responded that he has no relationships with the companies. In 2004 there was a contract opened for anyone to purchases liens. There is no contractual relationship. Councilmember Adrean asked who is the person who places the liens? Dr. Ferdinand responded that he places the liens. His notices are very noticeable. The lien representative has to contact the lien owner. When a lien is purchased, it postpones a foreclosure for a year. CFO Beard asked what is the process for homestead exemption if a person passes away, etc.? Mr. Fitzgibbon responded that we get the death records and if the current owner does not get it we would remove the lien and they are not qualified for homestead exemption. Councilmember Adrean asked if it is the same for other Counties. Dr. Ferdinand responded that it is the State Law. He stated that he was appointed, but he is now retired and he has always had an independent job. He has not changed and the law purposes that he be appointed again. If the law is changed he could be fired at any time. When he came here in 1997 the collection rate was around 87%. We moved it to 99%. CFO Beard asked what would we have to do to collect the 1% collection of liens, etc? Dr. Ferdinand responded that you probably can't and it is not of any economic value. It can be left over properties from a subdivision. There are untouchable things of commercial value.

Fiscal Year 2013 2nd Quarter Report – Jim Beard, CFO

CFO Beard stated that we have added a few things such as an economic briefing as well as the cash pool and the cash analysis.

Mr. Gary Donaldson: Director of the Office of Revenue stated that the 2nd quarter revenue is on page #7. Councilmember Adrean wants to add to the slide. She wants it put on a flash drive for the public to see. CFO Beard responded that we are working off the report and he would add it next time. Mr. Donaldson stated that Buckhead and Midtown showed improvement. The downtown tax revenue increased. Unemployment rate continue to improve, which are the driver for sales taxes. The Hotel/Motel Tax showed an improvement. In June we put together the revenue projections. Page #10 shows the revenues of 61%, which is consistent with the previous year. Property Tax through December shows we are at 97%. Sales Tax was \$50 million dollars.

Chairperson Moore asked about the Business License issues getting resolved. Mr. Donaldson responded yes, we have the E-Verify forms in our office. Councilmember Adrean what is the peak for Sales Taxes. Mr. Donaldson responded that in 2007 they were \$104 million dollars and peaked off to \$111 million dollars. Councilmember Adrean asked if we expect the Sales Taxes to increase to \$100 million dollars. Mr. Donaldson responded yes. Councilmember Archibong asked about page #10, building permits. Mr. Donaldson responded that it is not captured in the general fund anymore.

Ms. Carol King: Chief of the Office of Budget and Fiscal Policy stated that on page #14 is the summary and overview of the general fund. Councilmember Wan asked about non departmental expenses because of the 311 Center where page #35 has a \$5 million dollars different. Ms. King responded that she would double check. Continuing, Ms. King stated that Aviation is underbudget, which is on page #41. Building Permits has a surplus of \$5 million dollars shown on page #55. Revenues are above budget at \$4.8 million dollars. Page #61 is the Civic Center. **Chairperson Moore asked that we have a Follow Up to the 2nd Quarter Report questions at the next meeting.** Ms. King stated that page #73 is the Solid Waste Fund and revenues are on target and they are underbudget. Page #81 is the Watershed Fund, which is underbudget by \$80 million dollars. E-911 is on page #97, which is slightly underbudget and got subsidy from the general fund. Fleet Management on page #103 is underbudget by \$2.5 million dollars related to charges that were not charged back. CFO Beard added that it is an ongoing discussion. Concluding, Ms. King stated that page #111 is group insurance, which will have a surplus of \$92,000.

Mr. John Gaffney: Controller stated that we will begin on page #117, cash pool balances. We have four months of data. We have the ending balance and interest earnings. Page #118 is the general fund and several have negative balances and will reverse at the end of the year. Next page is Fleet Service with a negative of \$3 million dollars. Two underground funds have a negative of \$10 million dollars. Page #120 shows that the first few months we are ahead by cash flow revenue. We are \$6 million dollars under in expense side. We are about \$35 million dollars ahead, general fund of \$202 million dollars. Councilmember Adrean asked if the cash flow agrees with the investment and cash pool on page #20. Mr. Gaffney responded that he books at the year end. Page #122 is the rollout for the fund balance ending with \$126 million dollars with \$527 million dollars in net revenues. The bottom of the page is the breakdown of fund balances. CFO Beard added that page #125 shows the overall debt of \$7.4 billion dollars. We are making our normal debt payments. The investment pool on page #131 is \$1.4 billion dollars with the cash pool and the APFC accounts. Councilmember Adrean stated that we need to discuss page #136. CFO Beard responded that is the rating. We will go visit the Rating Agencies in New York. We will go to lobby for rate increases.

CONSENT REPORT

ORDINANCE FOR FIRST READING

13-O-0299 (1) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to transfer funds from the General Fund surplus to the E911 Fund to reduce the deficit, accrue payment from the General Fund Surplus to the Department of Watershed Management for outstanding water bills, and to record all necessary Audit Adjustments to ensure the Close Out of Fiscal Year 2012; and for other purposes.

FAVORABLE ON FIRST READ

REGULAR AGENDA

COMMUNICATION

13-C-0414 A Communication by Department of Finance, submitting the 2013 Five-Year Financial Plan.

HELD FOR WORK SESSION

ORDINANCES FOR SECOND READING

13-O-0199 (1) A **Substitute** Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to transfer funds collected from the City's Motor Vehicle Excise Tax in an amount not to exceed one hundred thousand dollars (\$100,000.00) to be used to fund the Atlanta Jazz Festival; and for other purposes. **(Finance/Executive Committee Substitute changes the language, 2/27/13)**

FAVORABLE ON SUBSTITUTE

Chairperson Moore stated that we have a Substitute to change the language.

Ms. Camille Lowe: of the Department of Parks, Recreation and Cultural Affairs stated that the \$100,000 represents around 20% of the budget. Councilmember Wan offered a motion to **Approve on Substitute, 4 Years.**

13-O-0273 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the Fiscal Year 2013 Budget by transferring Appropriations from Various Departments in a total amount of \$2,000,000.00 and creating the Projects and Grants; Project, Award, Task, Expenditure Type, Organization Number 05111397 (311 Call Center) in order to fund contracted work and furniture purchases for the build-out of the City of Atlanta's 311 Call Center; and for other purposes.

FAVORABLE

Ms. Kristin Wilson: stated that this is to fund the 311 Call Center. We are on budget. Councilmember Wan asked for the rationale for the different amounts. Ms. Wilson responded that we have five funds from the Departments of Watershed Management, 15% from Public Works, Planning and Development and 10% from the General Fund and Aviation. Councilmember Adrean asked if Solid Waste is contributing \$300,000.

Mr. John Gaffney: Controller stated that we transfer half of the operating surplus until the fund is in the black again. The R N E is positive overall, but Solid Waste is running a deficit. Chairperson Moore offered a motion to **Approve, 5 Years.**

13-O-0311 (3) An Ordinance by Councilmember Natalyn M. Archibong to provide for the annexation of property located at the Glenaire Subdivision, Phase II to the Corporate Limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes. **(To be advertised for a Public Hearing)**

HELD

13-O-0321 (4) An Ordinance by Councilmembers C.T. Martin, Keisha Lance Bottoms, Michael Julian Bond and Aaron Watts **as Amended by**

Finance/Executive Committee (1), 2/27/13 authorizing the purchase of permanent easements, and the acquisition of real property located at 0 Luckie Street, City of Atlanta, Fulton County, Georgia (Parcel Identification Number 14-0078-0007-083-7) for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes. **(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)**

FAVORABLE AS AMENDED

Chairperson Moore stated that there is an Amendment to add project number funding source.

Mr. John Lavelle: of Office of Enterprise and Asset Management stated that the properties have been appraised. We have been working on this for three months. Councilmember Adrean asked if this give authority to go to the market value. Mr. Lavelle responded that it is contained in this legislation. It says that it can go to 20% or \$500.00 or which is higher. Councilmember Wan stated that it says 10% or \$250.00. Chairperson Moore stated that the Procurement Officer can go up to 20%. The 20% is only for the Chief Procurement Officer. Councilmember Shook offered an motion to **Approve as Amended, 4 Yeas, 1 Nay.**

13-O-0322 (5) An Ordinance by Councilmembers C.T. Martin, Keisha Lance Bottoms and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 127 Peachtree Street, N.E, City of Atlanta, Fulton County, Georgia for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized in O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes. **(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)**

FAVORABLE AS AMENDED

Mr. Lavelle stated that there have been a number of delays from the design builder. We have the authorization for eminent domain. Councilmember Wan offered a motion to **Approve as Amended, 4 Yeas, 1 Nay.**

13-O-0323 (6) An Ordinance by Councilmembers C.T. Martin, Keisha Lance Bottoms and Aaron Watson **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 134

Peachtree Street, N.E., City of Atlanta, Fulton County, Georgia for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes. **(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)**

FAVORABLE AS AMENDED

Councilmember Wan offered a motion to **Approve as Amended, 4 Yeas, 1 Nay.**

13-O-0324 (7)

An Ordinance by Councilmembers C.T. Martin, Keisha Lance Bottoms, Aaron Watson and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 133 Peachtree Street, N.E., City of Atlanta, Fulton County, Georgia (Parcel Identification Number 14-0051-0007-043-2) for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other governments) Function/Activity 7550001 (Streetcar); and for other purposes. **(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)**

FAVORABLE AS AMENDED

Mr. Lavelle stated that we will require permanent and temporary easements. This will allow us to do condemnation. Councilmember Wan offered a motion to **Approve as Amended, 3 Yeas, 1 Nay.**

13-O-0325 (8)

An Ordinance by Councilmembers C.T. Martin, Aaron Watson, Keisha Lance Bottoms and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 150 Carnegie Way, N.W., City of Atlanta, Fulton County, Georgia (Parcel Identification Number 14-0078-0012-094-7) for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity

7550001 (Streetcar); and for other purposes.
(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)

FAVORABLE AS AMENDED

Mr. Lavelle stated that this is for a building attachment easement. Councilmember Wan offered a motion to **Approve as Amended, 3 Yeas, 1 Nay.**

13-O-0326 (9) An Ordinance by Councilmembers C.T. Martin, Aaron Watson, Keisha Lance Bottoms and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 150 Carnegie Way, N.W., City of Atlanta, Fulton County, Georgia (Parcel Identification Number 14-0078-0012-104-4) for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes.
(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)

FAVORABLE AS AMENDED

Mr. Lavelle stated that this is the final Ordinance for building attachment easements. Councilmember Wan offered a motion to **Approve as Amendment, 4 Yeas, 1 Nay.**

13-O-0327 (10) An Ordinance by Councilmembers C.T. Martin, Aaron Watson, Keisha Lance Bottoms and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 168 Luckie Street, City of Atlanta, Fulton County, Georgia and 152 Luckie Street, City of Atlanta, Fulton County, Georgia, for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes.
(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)

FAVORABLE AS AMENDED

Mr. Lavelle stated that we have made the best offer and at the end of the road negotiating. We need to now settle or do a condemnation. Councilmember Wan offered a motion to **Approve as Amended, 5 Yeas, 1 Nay.**

- 13-O-0328 (11) An Ordinance by Councilmembers C.T. Martin, Aaron Watson, Keisha Lance Bottoms and Michael Julian Bond **as Amended by Finance/Executive Committee (1), 2/27/13** authorizing the purchase of permanent easements, and the acquisition of real property located at 133 Peachtree Street, N.E., City of Atlanta, Fulton County, Georgia (Parcel Identification Number 14-0051-0007-037-4) for the purpose of installing certain improvements in connection with the Atlanta Streetcar Project; and to authorize the Mayor, or his Designee, to negotiate with affected property owners and to have the legal authority to use all means necessary to acquire necessary property interests up to and including condemnation proceedings pursuant to the method authorized by O.C.G.A. Section 32-3-4, all contracted work to be charged to and paid from Fund 2501 (Intergovernmental Grant Fund) Department/Organization 040416 (Exe-Capital Projects) Account 5710001 (Payments to Other Governments) Function/Activity 7550001 (Streetcar); and for other purposes. **(Finance/Executive Committee Amendment adds project number funding source, 2/27/13)**

FAVORABLE AS AMENDED

Mr. Lavelle stated that this is for the authority if needed to use condemnation. Councilmember Wan offered a motion to **Approve as Amended, 5 Yeas, 1 Nay**

- 13-O-0329 (12) An Ordinance by Councilmember Natalyn Archibong to provide funding in the amount of \$36,500.00 from District 5 Councilmember's Non-Departmental Reserve (Councilmember's Carry-Forward) to various Neighborhood Organizations providing vital services and events in the 5th Council District; and for other purposes.

FAVORABLE

Chairperson Moore offered a motion to **Approve, 5 Yeas.**

RESOLUTIONS

- 13-R-0295 (1) A Resolution by Finance/Executive Committee authorizing the Mayor or his Designee to enter into Cooperative Purchasing Agreement Number COA-6495-PL pursuant to Section 2-1602 et seq. of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-4543G with DLT Solutions, LLC, (an authorized Scriptlogic Products and Services Reseller) for the purchase of Scriptlogic Desktop Authority Software Maintenance and Support Services, on behalf of the Department of Information Technology, in an amount not to exceed forty-three thousand, six hundred nine dollars and fifty cents (\$43,609.50) for one (1) year of Service, thereby exercising the first one (1) year renewal options; all contracted work shall be charged to and paid from Funding Numbers listed herein; and for other purposes.

FAVORABLE

Mr. Michael Dogan: Chief of Information Technology stated that this seeks authorization for a Maintenance Support Agreement. This year we had a decrease around 17%. Councilmember Shook offered a motion to **Approve, 4 Yeas.**

- 13-R-0296 (2) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement

designated by the Department of Procurement as COA-6485-PL, pursuant to §2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing GSA Contract #GS-07F-8940D to purchase 105 Electronic Control Devices, from Aardvark to reduce the likelihood of injury caused to suspects resisting lawful arrest, on behalf of the Atlanta Police Department, in an amount not to exceed \$187,402.20. All costs shall be charged to and paid from FDOA 5501 (Airport Revenue Fund) 240602 (APD Airport) 5311003 (Expense Account: Supplies, Consumable-Trackable) 3223000 (Patrol); and for other purposes.

FAVORABLE

Ms. Tracey Woodard: stated that this authorizes the Airport portion to purchase tasers. Councilmember Shook offered a motion to **Approve, 4 Yeas.**

13-R-0297 (3)

A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta to execute a contract with American Facility Service, Inc. for FC-6120, Citywide Janitorial Service Groups B, C, & D on behalf of the Executive Offices-Office of Enterprise Assets Management to include the sites and funding of the Department of Parks, Recreation and Cultural Affairs, the Atlanta Police Department, and the Department of Watershed Management in an amount not to exceed one million forty-four thousand, four hundred eighty dollars and zero cents (\$1,044,480.00). All contracted work to be charged to and paid from Fund, Departments, Accounts, and Function Activities listed herein; and for other purposes. **(Finance/Executive Committee conditional passage of receiving background information, 2/27/13)**

FAVORABLE ON CONDITION

Mr. Billy Warren: of Office of Enterprise and Assets Management stated that we went back and rebid this. Councilmember Shook stated that part of the problem seems to have fallen on the City's side with communication. Who is responsible for letting the company know and what kind of training will happen? Mr. Warren responded that our staff will go and evaluate the contractor if there are problems. Councilmember Wan offered a condition to receiving background information. He then offered a motion to **Approve on Condition, 4 Yeas.**

13-R-0298 (4)

A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with AT&T, Inc. via Cooperative Purchase Agreement No. COA-6438-PL, utilizing State of Georgia Contract No. GTA000187-002, on behalf of the Department of Watershed Management, to purchase AT&T Devices and Supplies in an amount not to exceed one hundred twenty thousand dollars and zero cents (\$120,000.00); all contracted work shall be charged to and paid from Fund Account and Center Number Fund Department Organization and Account and Center Number 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Plan Review) 5232003 (Wireless Telephone Expense) 4410000 (Water Administration); and for other purposes.

FAVORABLE

Ms. Margaret Tanner: stated that this is for our monitoring equipment. Councilmember Wan offered a motion to **Approve, 4 Yeas.**

13-R-0306 (5)

A Resolution by Finance/Executive Committee authorizing the Mayor, on behalf of the City of Atlanta to execute a Contract with

Rycars Construction, LLC., for FC-6095 Citywide Roofing Repair Services on behalf of the Executive Offices-Office of Enterprise Assets Management to include the sites and funding for the Departments listed herein in an amount not to exceed six hundred twenty thousand dollars and no cents (\$620,000.00); all contracted work shall be charged to and paid from Fund, Department, Account, and Function Activities listed below; and for other purposes. **(Finance/Executive Committee conditional passage of receiving backup procurement information, 2/27/13)**

FAVORABLE ON CONDITION

Mr. Warren stated that this is for roof repairs. We have a number of roofs that are in bad repair. Councilmember Wan offered a Condition to receive backup Procurement information, 5 Yeas. The then offered a motion to **Approve on Condition, 5 Yeas.**

13-R-0318 (6) A Resolution by Councilmembers Howard Shook, Aaron Watson, C.T. Martin, H. Lamar Willis, Keisha Lance Bottoms, Yolanda Adrean and Carla Smith **as Substituted by Finance/Executive Committee (1), 2/27/13** authorizing the Mayor or his Designee, on behalf of the City of Atlanta to enter into a Cooperative Purchasing Agreement to be designated as COA-6517-PL using the State of Georgia-Contract Number SWC60748 with Manufacture Herman Miller and authorized distributor Carithers, Wallace and Courtenay Office Furnishings to purchase office furniture for the 311 Call Center located at 150 Garnett Street, on behalf of the City of Atlanta-Executive Offices-Office of Enterprise Assets Management, in an amount not to exceed three hundred four thousand, seven hundred sixty dollars and three cents (\$303,760.03); all funds to be charged PATEO: 05111397 (311 Call Center) 350392089 (Call Center E) 3503 (Capital Projects Fund) 050101 (Chief Information Officer) 5999999 (Project and Grants Budget) 1320000 (Chief Executive) 111397 (311 Call Center) 92089 (Call Center E) \$3,760.03, PATEO: 05111397 (311 Call Center) 560192086 (Call Center B), FDOA: 5601 (Building Permits Fund) (Chief Information Officer) 5999999 (Project and Grants Budget), 1320000 (Chief Executive) 111397 (311 Call Center) 92086 (Call Center B) \$300,000; and for other purposes. **(Finance/Executive Committee Substitute changes the amount, 2/27/13)**

FAVORABLE ON SUBSTITUTE

Chairperson Moore stated that we have a Substitute to change the amount. Ms. Wilson stated that this is for the furniture. Councilmember Shook offered a motion to **Approve on Substitute, 5 Yeas.**

13-R-0319 (7) A Resolution by Councilmembers C.T. Martin and Aaron Watson **as Substituted and Amended by Finance/Executive Committee (1), 2/27/13** authorizing the Mayor, on behalf of the City of Atlanta to execute a Contract with First Southwest Company, for FC-5428 Financial Advisor to the City of Atlanta on behalf of the Department of Finance in an amount not exceed one hundred and eighty thousand dollars and no cents (\$180,000.00) with an initial term of three (3) years, with two (2) one (1) renewal options; all contracted work to be charged to and paid from various funds as supported by the Department of Watershed Management, Department of Aviation and Other Departments supported by General Obligation Funds; and for other purposes. **(Finance/Executive Committee Substitute adds back**

information, Finance/Executive Committee Amendment list the participating Departments, 2/27/13)

FAVORABLE ON SUBSTITUTE AS AMENDED

Chairperson Moore stated that we have a Substitute for backup information. CFO Beard stated that they are paid out of Aviation, Watershed and General Fund. He will provide the information. Chairperson Moore offered an Amendment to list the departments. She then offered a motion to **Approve on Substitute as Amended, 5 Yeas.**

13-R-0320 (8) A Resolution by Councilmembers Howard Shook, Natalyn Archibong, Kwanza Hall, H. Lamar Willis, Michael Julian Bond, Joyce M. Sheperd, C.T. Martin, Cleta Winslow, Carla Smith, Keisha Lance Bottoms and Alex Wan **as Substituted by Finance/Executive Committee (1), 2/27/13** authorizing the mayor or his Designee on behalf of the City of Atlanta to enter into an appropriate Contractual Agreement with (TBD), for FC-6465, Construction of the 311 Call Center, on behalf of the Office of the Mayor, in an amount not to exceed (XXXXXXX) to be charged to and paid from: PTAE0 505292118, FDOA: 5052 (Water & Wastewater Renewal & Extension) Department 050101 (Chief Information Officer), Account 599999 (Project and Grants), Function Activity 1320000 (Chief Executive), Project 111397 (311 Call Center), Funding Source 92118 (311 Facilities Buildout-DWM)-(XXXXXX), 5501 (Airport Revenue), Department 050101 (Chief Information Officer), Account 599999 (Project and Grants), Function Activity 1320000 (Chief Executive), Project 111397 (311 Call Center), Funding Source 92088 (Call Center)-(XXXXXX), 5402 (Solid Waste R & E), Department 050101 (Chief Information Officer), Account 599999 (Project and Grants), Function Activity 1320000 (Chief Executive), Project 111397 (311 Call Center), Funding Source 92117 (311 Facilities Buildout DPW)-(XXXXXX); and for other purposes. **(Finance/Executive Committee Substitute adds the final bid amounts, 2/27/13)**

FAVORABLE ON SUBSTITUTE

Chairperson Moore stated that we have a Substitute for the final bid amounts. Councilmember Wan offered a motion to **Approve on Substitute, 5 Yeas.**

NEW PAPER

13-R-0415 A Resolution by Finance/Executive Committee authorizing the Mayor to enter appropriate Contractual Agreements and funding pursuant to 2-1602 of the City of Atlanta Code of Ordinances, utilizing GTA Contract #980-2800008 City of Atlanta Professional Contract #SS-5986-PL, for Software and Hardware Upgrades to the City of Atlanta 800 Mhz Public Safety System on behalf of the Atlanta Police Department and the Department of Information Technology ("Department"), in an amount not to exceed \$2,197,982.00; all cost shall be charged to and paid from the listed FDOA; and for other purposes.

FAVORABLE

Mr. Dogan stated that this paper asks for a radio system for Public Safety. We want to take advantage of the credit. Councilmember Watson offered a motion to **Approve, 6 Yeas.** Councilmember Shook asked what are we buying? Mr. Dogan responded one of the major things is a redundant system that spills over and we will have that feature for another system that will take over in 30 minutes. There are installation and training

with this. The last one was installed was in 2008. In 2009 when we did the Maintenance Agreement we added more and reduced a contract from \$2 million dollars to \$1.5 million dollars. Councilmember Shook asked if this company has this market cornered nationally. Mr. Dogan responded that the system was bought in 2007 and upgraded in 2009. Right now we have to switch to master sights. We manually make changes every two or three weeks. The master sight will give affiliations. Councilmember Adrean asked if it decreases response time. Mr. Dogan responded that if there is a failure, we have to bring it up manually. You have to do a switch from a minute of each other. There are only two in the world that have two master brain sites. Councilmember Adrean asked how much time would the \$2 million dollars buy us. Mr. Dogan responded that we have an upgrade assurance. We will pay for this out our maintenance contract. Motorola has an upgrade every year.

Major Splain added that this upgrade helps us with our manpower to program the radios. This will be the last upgrade we would have to purchase. Councilmember Adrean asked if you are opting cover upgrades. The \$2 million dollars bridges us for 12 months. Major Splain responded that an upgrade takes about a year to do.

PAPERS HELD IN COMMITTEE

10-O-0774 (1) An Ordinance by Councilmembers H. Lamar Willis and Alex Wan to amend Article VII Division II of Chapter II of the Code of Ordinances of the City of Atlanta so as to provide that it shall be unlawful for any City Officer or Employee to knowingly and willfully withhold information, make false or misleading statements or to give untrue testimony before any of its standing Committees; to provide that any Officer or Employee who is found to have violated this Provision shall be dismissed from the employ of the City; and for other purposes. **(Held, 4/28/10)**

HELD

10-O-1733 (2) An Ordinance by Councilmembers Michael Julian Bond, Joyce Sheperd, Aaron Watson, Keisha Lance Bottoms, H. L. Willis, Ivory Lee Young, Jr., C.T. Martin, and Yolanda Adrean authorizing the Mayor or his designee to create a Parking Pass Program for all duly appointed members of City Boards and Commissions; and for other purposes. **(Held, 9/29/10)**

HELD

10-O-1739 (3) An Ordinance by Councilmember Natalyn Mosby Archibong to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469 et seq. adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq. as amended, by amending Part 1 (Charter and Related Laws), Subpart A, (Charter), Article III (Executive), Chapter 3 Entitled (City Departments), Section 3-305 of the City of Atlanta's Code of Ordinances by adding a new Sub-Paragraph (d); and for other purposes. **(2nd Reading, 1st Adoption, 9/29/10); (3rd Reading, Final Adoption, Substituted as Amended and Held, 10/13/10 by Committee for additional information)**

HELD

11-R-0771 (4) A Resolution by Councilmembers H. Lamar Willis, Keisha Lance Bottoms and Aaron Watson proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon

the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 5/11/11)**

HELD

- 11-R-0989 (5) A Resolution by Councilmembers Aaron Watson, Carla Smith, Clea Winslow, Ivory Lee Young, Jr., Keisha Lance-Bottoms and H. Lamar Willis requesting that the Departments of Law and Finance launch a study of the operational impact of a modification of the number of Judges in the Municipal Court of Atlanta; such operational impact study to be presented to the City Council by no later than August 31, 2011; and for other purposes. **(Held, 6/29/11)**

HELD

- 11-O-0990 (6) An Ordinance by Councilmember Ivory Lee Young, Jr. amending the Atlanta Code of Ordinances, Section 114-126 (a) by replacing language stating that employees “May” receive an Annual Performance-Based Salary Increase, with language stating that employees “Shall” receive an Annual Performance-Based Salary Increase; and for other purposes. **(Held, 6/29/11)**

HELD

- 11-O-1358 (7) An Ordinance by Councilmember Kwanza Hall imposing a Limited and Temporary Moratorium upon the issuance of Business Licenses to New Pain Management Clinics within the City of Atlanta; and for other purposes. **(Held, 9/14/11)**

HELD

- 11-O-1473 (8) A **Substitute** Ordinance by Finance/Executive Committee to amend the Atlanta code of Ordinances by: adding a Subsection (10) to Section 2-190(b) to create a City of Atlanta Office of Film, Television, Music and Digital Media Development in the Office of the Mayor; and adding a new Section 2-200 that sets forth the functions and duties of the City of Atlanta Office of Film, Television, Music and Digital Media Development; and modifying Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV entitled “Entertainment Filming Ordinance”; and establishing a process for use of City property, use of City intellectual property, film permitting, and the collection of fees from such use and permits, the allocation of a Fund or management by the City of Atlanta Office of Film, Television, Music and Digital Media Development, and the establishment of a Board of Advisors to advise the Mayor on the City of Atlanta Office of Film, Television, Music and Digital Media Development, on activities of the entertainment industry; and for other purposes. **(Held, 11/2/11)**

HELD

- 11-R-1677 (9) A Resolution by Councilmember Joyce M. Sheperd and Michael J. Bond to create a Task Force to convene on the establishment of a Commission to oversee the Film, Television, Music and Digital Entertainment Industry in the City of Atlanta; to Study the issues surrounding Film and TV Production and the use of public property within the City of Atlanta and to report it’s findings and recommendations to the Mayor and Members of the Atlanta City

Council within 120 days; and for other purposes. **(Held, 11/16/11)**

HELD

- 11-O-1763 (10) An Ordinance by Councilmembers Michael Julian Bond, Ivory Lee Young, Jr. and C.T. Martin to authorize the Chief Financial Officer to create a Trust Fund Account for Tax Revenue collected from Sunday Retail Beer, Wine and Liquor Sales amending the 2012 (General Fund) Budget by adding to anticipations and appropriations sales tax proceeds in the amount of \$250,000.00; to use said tax revenue for Atlanta Police Department DUI Enforcement and for Enforcement of City of Atlanta Liquor Licenses; and for other purposes. **(Held, 11/30/11)**

HELD

- 11-O-1772 (11) An Ordinance and Charter Amendment by Councilmember Yolanda Adrean **as Substituted (2) by Finance/Executive Committee** to amend the **Charter** of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, by amending Part 1 (Charter and Related Laws), Subpart A (Charter), Article II (Legislative), Chapter 6 (City Internal Auditor), to amend Section 2-604(c) so as to define the roles and responsibilities of the Audit Committee in the Selection Process of the City's External Auditor; and for other purposes. **(1st Reading 11/21/11; 2nd Reading / 1st Adoption 2/6/12); (Favorable on 3rd Read, Final Adoption, 2/15/12); (Referred back by Full Council, 2/20/12); (Held, 2/29/12)**

HELD

- 11-O-1776 (12) An Ordinance by Councilmember Felicia A. Moore to amend the Procurement Code of the City of Atlanta, Georgia, by amending Sec. 2-1161, to add new language; and for other purposes. **(Held on Substitute, 11/30/11)**

HELD

- 11-R-1841 (13) A Resolution by Councilmembers Felicia A. Moore, Natalyn Archibong, H. Lamar Willis, Aaron Watson, Michael Julian Bond, Ivory Lee Young, Jr., Yolanda Adrean and Kwanza Hall expressing the Atlanta City Council desire to intent to act upon Section 2-396 of the City of Atlanta Code of Ordinances so as to employ directly or to contract the Services of Outside Legal Counsel to assist City Council in providing legislative oversight to the operations of the City; and for other purposes. **(Held, 12/14/11)**

HELD

- 12-O-0284 (14) An Ordinance by Councilmember Cleta Winslow to transfer \$80,232.00 (eighty thousand two hundred thirty two dollars) from the Fire Impact Fee Fund Account to a specific Project Center Designated Account in the Department of Fire and Rescue for the purpose of providing needed funding for the assessment, reassessment and renovation of Fire Station #7; to waive conflicting Ordinances; and for other purposes. **(Held, 2/29/12)**

HELD

12-O-0402 (15) An Ordinance by Finance/Executive Committee to amend Ordinance 11-O-1290 to empower the Commissioner of Planning and Community Development to authorize overtime and incentive pay to Departmental Personnel for hours assigned to be worked in excess of the regular work week to provide additional plan review services as set forth in Section 104 (1) of Appendix "A" to Volume III of the Code of Ordinances of the City of Atlanta which contains the Building Code Amendments. **(Held, 5/2/12)**

HELD

12-O-0569 (16) An Ordinance by Finance/Executive Committee authorizing the Chief Procurement Officer to invite Competitive Sealed Bids from interested parties for the purchase from the City of Atlanta of approximately 30.7 acres of land in Land Lot 27 of District 14 of Fulton County; and for other purposes.

HELD

12-R-0822 (17) A Resolution by Finance/Executive Committee authorizing the reemployment of Pati McMahon as a Watershed Management Director Senior for the City of Atlanta Department of Watershed Management, Pursuant to Section 3-505(C) of the Charter of the City of Atlanta, Georgia; and for other purposes. **(Held on Substitute, 6/13/12)**

HELD

12-O-0991 (18) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to establish the Office of Buildings Renewal and Extension Fund; to designate the manner in which net revenues of the Office of Buildings will flow to such fund; and for other purposes. **(Held, 8/28/12)**

HELD

12-R-1146 (19) A Resolution by Councilmembers Natalyn Mosby Archibong and Felicia A. Moore requesting that Mayor or his Designee utilize the Healthcare Premium Rebate to the City of Atlanta the Affordable Care Act authorized to reduce the premiums City Employees are paying for Healthcare; and for other purposes. **(Held, 8/29/12)**

HELD

12-R-1273 (20) A Resolution by Finance/Executive Committee authorizing the mayor or his Designee to enter into a Cooperative Purchasing Agreement FC-6046 with AOT Public Safety Corporation d/b/a Crywolf False Alarm Solutions pursuant to Article X, Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing the town of Davie, Florida Contract Number R-2011-4 to provide for False Alarm Administration Services as a contingency based contract on behalf of the Departments of Police and Fire Rescue; all contracted work shall be charged to and paid from the Fund Department Organization and Account Numbers listed herein; and for other purposes. **(Held, 9/26/12)**

HELD

12-O-1620 (21) An Ordinance by Councilmember H. Lamar Willis to amend the City of Atlanta Code of Ordinances in order to authorize the

implementation and imposition of an Excise Tax on energy sold or used to manufacturing in the City and to provide for rates, phase-in period, time for imposition, recovery of the Excise Tax, administrative procedures, audits, allowed expenditures of the proceeds, termination, and an effective date to commence collection; and for other purposes. **(Favorable, 11/14/12); (To be advertised for a Public Hearing); (Referred back by Full Council for Public Hearing, 11/19/12); (Held for Public Hearing, 11/28/12)**

HELD

- 12-O-1726 (22) An Ordinance by Councilmembers C.T. Martin, Howard Shook, Joyce M. Sheperd, Natalyn Archibong, Yolanda Adrean, Cleta Winslow, H. Lamar Willis, Carla Smith, Aaron Watson, Keisha Lance-Bottoms, Felicia A. Moore and Alex Wan to amend Chapter 114-Personnel, Article Four-Civil Service, Division Two-Classification Plan of the City of Atlanta Code of Ordinances, so as to provide a Citywide Salary increase of _____ percent (____%) to all officers and employees of the City of Atlanta, with the exception of Elected Officials, effective when passed by Full Council; and for other purposes. **(Held, 11/28/12)**

HELD

- 12-O-1740 (23) An Ordinance by Councilmembers C.T. Martin, Howard Shook, Natalyn Archibong, Joyce M. Sheperd, Yolanda Adrean, Carla Smith, H. Lamar Willis, Aaron Watson, Keisha Lance-Bottoms, Felicia A. Moore, Cleta Winslow and Alex Wan to amend all City of Atlanta Fiscal Year 2013 Operating Funds that contain Personnel Expenses by transferring from appropriations and adding to anticipations and appropriations in order to provide funding for a City-Wide salary increase of _____ percent (____%) excluding Elected Officials, when passed by Full Council; and for other purposes. **(Held, 11/28/12)**

HELD

- 13-O-0030 (24) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to write-off Department of Watershed Management Water and Wastewater Uncollectible Accounts Receivable in the amount of one million, two hundred fifty thousand, sixty-nine dollars and thirty-one cents (\$1,250,069.31); and for other purposes. **(Held, 1/30/13)**

HELD

- 13-R-0194 (25) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into Sole Source Agreement No. SS-6649-AT with Kazmier & Associates, Inc. for Teledyne Isco Replacement Flow Meters, Communication Modules and Automatic Sampler Products, on behalf of the Department of Watershed Management, in an amount not to exceed two hundred forty thousand, three hundred ninety-five dollars and ninety cents (\$240,395.90); all contracted work shall be charged to and paid from Fund Department Organization and Account Numbers in the following amounts: 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 52360001 (Memberships) 4410000 (Water Administration) - \$174,084.00; 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 5311001 (Supplies,

Consumable) 4410000 (Water Administration) - \$34,447.50; 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 5311002 (Supplies, Non-Consumable) 4410000 (Water Administration) - \$11,220.00; 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 5317003 (Supplies, Non-Consumable-Small Parts) 4410000 (Water Administration) - \$4,049.20; 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 5316002 (Equipment (\$0-999) 4410000 (Water Administration) - \$15,055.20; 5051 (Water & Wastewater Revenue Fund) 170608 (DWM Industrial Wastewater Monitoring) 5316012 (Software (\$1,000-\$4,999) 4410000 (Water Administration) - \$1,540.00; and for other purposes. **(Held, 2/13/13); (Finance/Executive Committee Amendment change the amount, 2/27/13)**

FAVORABLE AS AMENDED

Chairperson Moore stated that we have an Amendment that changes the cost. Mr. Tanner responded that this is for our flow monitoring projects. They are standardized across the City.

COMMENTS FROM THE PUBLIC

Mr. Dave Walker: stated that there is an article regarding a bid for the new stadium in Clayton County. The Commissioner Jeff Turner cannot prove what county he stays in. Chairperson Moore stated that we will have a Public Hearing at 6:00 p.m. this evening regarding the New Stadium.

ADJOURNMENT

Having no further business before the Committee, the meeting was adjourned at 3:20 p.m.

Respectfully submitted,

Jim Beard, CFO
Secretary

Charlene Parker
Recording Secretary

“The Department of Finance... because customer service is important to us.”