#3

2273

13-R-3241

(Do Not Write Above This Line)

First Reading

Committee

Date

Chair

Referred To

FINAL COUNCIL ACTION

☑ 2nd ☐ 1st & 2nd ☐ 3rd Readings

☑ Consent ☐ V Vote ☑ RC Vote

A RESOLUTION
BY COUNCILMEMBER A.L. Shaw

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 18 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS AND GUTTERS, TO PROVIDE MILLING, RESURFACING AND STRIPING, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THIRTY THREE THOUSAND FORTY EIGHT DOLLARS AND NINETY ONE CENTS ($533,048.91); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES. As Amended

ADOPTED BY
JUN 17 2013
COUNCIL

Committee	Committee
City Utilities	
Date: June 11 2013	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side)	Action: Fav, Adv, Hold (see rev. side)
Other: As Amended	Other
Members: A. Archibong, Yaderan	Members
Refer To	Refer To

CERTIFIED

CERTIFIED
JUN 17 2013
ATLANTA CITY COUNCIL PRESIDENT

CERTIFIED
JUN 17 2013
Rhonda Dauphin Johnson
MUNICIPAL CLERK

☐ CONSENT REFER

☐ REGULAR REPORT REFER

☐ ADVERTISE & REFER

☐ 1ST ADOPT 2ND READ & REFER

☑ PERSONAL PAPER REFER

Date Referred 5/3/13
Referred To: City Utilities

Date Referred
Referred To:

Date Referred:

Referred To:

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

MAYOR'S ACTION

APPROVED
JUN 26 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW

CITY COUNCIL
ATLANTA, GEORGIA

13-R-3241

A RESOLUTION

BY COUNCILMEMBER H. LAMAR WILLIS

AS AMENDED BY CITY UTILITY COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 18 WITH SD&C, INC., FOR FC-4943D, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS AND GUTTERS, TO PROVIDE MILLING, RESURFACING AND STRIPING, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGMENT, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THIRTY THREE THOUSAND FORTY EIGHT DOLLARS AND NINETY ONE CENTS ($533,048.91); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

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-1549 on September 21, 2009, and the Mayor approved the same on September 25, 2009 which authorized the Agreement for FC-4943D with SD&C, Inc.; 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 SD&C, Inc, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 09-R-1926 adopted by the City Council on November 16, 2009 and approved by the Mayor on November 24, 2009 in an amount not to exceed Six Hundred Fifty Four Thousand One Hundred Seventy Three Dollars and Seventy Eight Cents ($654,173.78); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 2 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1269 adopted by the City Council on July 19, 2010 and approved by the Mayor on July 27, 2010 in an amount not to exceed Seven Hundred Sixty One Thousand Three Hundred Twenty Nine Dollars and Six Cents ($761,329.06); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 3 for certain Redevelopment projects along Peachtree Street and certain surrounding areas with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Ordinance 10-O-1692 adopted by the City Council on October 18, 2010 and approved per City Charter Section 2-403 on October 27, 2010 in an amount not to exceed Two Hundred Thousand Dollars ($200,000.00); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 4 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-1826 adopted by the City Council on November 1, 2010 and approved per City Charter Section 2-403 on November 10, 2010 in an amount not to exceed Six Hundred Thirty Nine Thousand Two Hundred Forty Six Dollars and Forty Two Cents ($639,246.42); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 5 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-0087 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 Five Hundred Twenty Five Thousand Five Hundred Ninety Three Dollars ($1,525,593.00); and

WHEREAS, the Department of Parks, Recreation, and Cultural Affairs submitted Amendment Agreement Number 6 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 10-R-2223 in an amount not to exceed Sixty Four Thousand Nine Hundred Forty Seven Dollars and Fifty Cents ($64,947.50) but said legislation was not passed, and instead, was filed by the City Council on February 7, 2011; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 7 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-1423 adopted by City Council on October 3, 2011 approved per City Charter Section 2-403 on October 12, 2011 in an amount not to exceed Two Hundred Dollars ($200,000.00); and

WHEREAS, the Department of Public Works entered into Amendment Number 8 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 11-R-1502 adopted by the City Council on November 7, 2011 and approved per City Charter on November 16, 2011 in an amount not to exceed Two Hundred Twenty Five Thousand Dollars ($225,000.00); and

WHEREAS, the Chief Procurement Officer authorized a 90-day extension of the Contract 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 SD&C, Inc., 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-1735 adopted by the City Council on December 6, 2011 and approved by the Mayor on December 12, 2011 giving a new expiration date of December 29, 2012; and

WHEREAS, the Department of Public Works entered into Renewal Agreement Number 2 with SD&C., Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters for time only via Resolution 12-R-1361 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 27, 2013; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 9 (Administrative Change Order) with SD&C, Inc., in November 2012, which did not require legislative action, in an amount not to exceed Sixty Two Thousand Six Hundred Fifty Dollars and No Cents ($62,650.00); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 10 with SD&C, Inc., Annual Contract to construct Sidewalks, Driveways, Curbs and Gutters via Resolution 12-R-1724 adopted by the City Council on November 19, 2012 and approved per City Charter Section 2-403 on November 28, 2012 for Peyton Road embankment and flooding issues in an amount not to exceed Ninety Seven Thousand Three Hundred Thirty Five Dollars and No Cents ($97,335.00); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 11 (Administrative Change Order) with SD&C, Inc., in December 2012, which did not require legislative action, in an amount not to exceed Thirty Thousand Six Hundred Twenty Five Dollars and No Cents ($30,625.00); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 12 with SD&C, Inc., Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters via Resolution 12-R-1732 adopted by the City Council on December 3, 2012 and approved per City Charter Section 2-403 on December 12, 2012 for to include additional unit price line items for bridges and to provide construction services for the Adams Drive Bridge Project in an amount not to exceed One Million Three Hundred Fifty Four Thousand Three Hundred Seventeen Dollars and Seventy Cents ($1,354,317.70); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 13 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters in an amount not to exceed Three Hundred Eighteen Thousand Dollars and No Cents ($318,000.00) via Resolution 13-R-0423 adopted by the City Council on March 18, 2013 approved per City Charter Section 2-403 on March 27, 2013; and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 14 (Administrative Change Order) with SD&C, Inc., in January 2013, which did not require legislative action, in an amount not to exceed One Hundred Seventeen Thousand Nine Hundred Ninety Eight Dollars and Ten Cents ($117,998.10); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 15 (Administrative Change Order) with SD&C, Inc., in March 2013, which did not require legislative action, in an amount not to exceed Thirty One Thousand Three Hundred Thirty One Dollars and Twenty Nine Cents ($31,331.29); and

WHEREAS, the Department of Public Works entered into Amendment Agreement Number 16 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters to include additional unit price line items for recycled concrete via Resolution 13-R-3008 adopted by the City Council on May 6, 2013 and approved per City Charter Section 2-403 on May 15, 2013; and

WHEREAS, the Department of Public Works will enter into Amendment Agreement Number 17 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters to provide milling, resurfacing, pedestrian crossing, installation and ADA compliant services for 11 high priority bicycle improvement projects in an amount not to exceed Six Hundred Eighteen Thousand Two Hundred Fifteen Dollars and Forty Three Cents ($618,215.43) via Resolution 13-R-3156 pending City Council adoption on June 3, 3013; and

WHEREAS, SD&C, Inc. has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends Amendment Agreement Number 18 for FC-4943D, 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 18 for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters with SD&C, Inc. in an amount not to exceed Five Hundred Thirty Three Thousand Forty Eight Dollars and Ninety-One Cents ($533,048.91).

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers in the following amounts: 5066 (2009A Water & Wastewater Bond Fund) 171002 (DWM Sewage Linear Maintenance/Repair) 5414002 (Fac. Not Buildings-CIP) 4333000 (New Sewer Services) 102445 (Sewer Group 2 Rehabilitation) 21876 (2009A Water & Wastewater Bonds) - **$533,048.91** and PTAEO Funding Source 17102445 103 506621876 5414002 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.

AND FINALLY BE IT 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 SD&C, Inc.

A true copy,

Deputy Clerk

ADOPTED *as amended* by the Council — JUN 17, 2013
APPROVED as per City Charter Section 2-403 — JUN 26, 2013

RCS# 2785
6/17/13
3:39 PM

Atlanta City Council

CONSENT AGENDA SECTION I (PAGES 4-20)
EXCEPT 13-O-1018 & 13-R-3154
ADOPT

YEAS:	11
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	5
EXCUSED:	0
ABSENT	0

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

+

		06-17-13
ITEMS ADOPTED ON CONSENT	**ITEMS ADOPTED ON CONSENT**	**ITEMS ADVERSED ON CONSENT**
1. 13-O-0431	37. 13-R-3257	54. 13-R-3224
2. 13-O-0438	38. 13-R-3258	55. 13-R-3225
3. 13-O-0312	39. 13-R-3259	56. 13-R-3226
4. 13-O-1078	40. 13-R-3261	57. 13-R-3227
5. 13-O-1066	41. 13-R-3156	58. 13-R-3228
6. 13-O-1067	42. 13-R-3241	59. 13-R-3229
7. 13-O-0607	43. 13-R-3242	60. 13-R-3230
8. 12-O-0991	44. 13-R-3245	61. 13-R-3231
9. 13-O-1045	45. 13-R-3246	62. 13-R-3232
10. 13-O-1068	46. 13-R-3247	63. 13-R-3233
11. 13-O-1069	47. 13-R-3248	64. 13-R-3234
12. 13-O-1071	48. 13-R-3249	65. 13-R-3235
13. 13-O-1072	49. 13-R-3219	66. 13-R-3236
14. 13-O-1076	50. 13-R-3220	67. 13-R-3237
15. 13-O-1080	51. 13-R-3221	68. 13-R-3238
16. 13-O-1088	52. 13-R-3222	
17. 13-O-1090	53. 13-R-3223	
18. 13-O-1048		
19. 13-O-1060		
20. 13-O-1061		
21. 13-O-1062		
22. 13-O-1063		
23. 13-O-1064		
24. 13-R-3239		
25. 13-R-3240		
26. 13-R-3243		
27. 13-R-3244		
28. 13-R-3218		
29. 13-R-3115		
30. 13-R-3205		
31. 13-R-3250		
32. 13-R-3251		
33. 13-R-3252		
34. 13-R-3253		
35. 13-R-3254		
36. 13-R-3256		