

#8

13- R-3585

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

2917
FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
Readings
 Consent V Vote RC Vote

A RESOLUTION
BY COUNCILMEMBER YOLANDA ADREAN

A RESOLUTION AUTHORIZING THE
CHIEF FINANCIAL OFFICER TO REFUND
CUSTOMERS FOR OVERPAYMENTS TO
WATER AND SEWER CHARGES IN THE
AMOUNT OF THREE HUNDRED
TWENTY-SEVEN THOUSAND, FOUR
HUNDRED EIGHT DOLLARS AND
NINETY-THREE CENTS (\$327,408.93); ALL
AMOUNTS SHALL BE CHARGED TO AND
PAID FROM FUND DEPARTMENT
ORGANIZATION AND ACCOUNT
NUMBER 5051 (WATER & WASTEWATER
REVENUE FUND) 000001 (BALANCE
SHEET DEFAULT) 1226009 (REFUNDS
PAYABLE); AND FOR OTHER PURPOSES.

ADOPTED BY
OCT 07 2013
COUNCIL

Committee
Fin/Exec
Date
10-2-13
Chair
Tecia L. Adrean
Action
 Fav, Adv, Hold (see rev. side)
 Other
Members
Yadrian
Adrean

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

Refer To

Refer To

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

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

Members

Members

Refer To

Refer To

CERTIFIED
OCT 07 2013
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
OCT 07 2013
Ronda Daughlin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
OCT 16 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW

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

Date Referred: *9/16/13*
Referred To: *Finance/Exec*
Date Referred:
Referred To:
Date Referred:
Referred To:



**A RESOLUTION
BY COUNCILMEMBER YOLANDA ADREAN**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND CUSTOMERS FOR OVERPAYMENTS TO WATER AND SEWER CHARGES IN THE AMOUNT OF THREE HUNDRED TWENTY-SEVEN THOUSAND, FOUR HUNDRED EIGHT DOLLARS AND NINETY-THREE CENTS (\$327,408.93); ALL AMOUNTS SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5051 (WATER & WASTEWATER REVENUE FUND) 000001 (BALANCE SHEET DEFAULT) 1226009 (REFUNDS PAYABLE); AND FOR OTHER PURPOSES.

WHEREAS, the Department of Watershed Management (“Department”) owns and operates a water and wastewater system; and

WHEREAS, the Department has identified the need to refund water and sewer charges to customers in connection with certain overcharges assessed to customers as a result of erroneously installed small meters; and

WHEREAS, the Department has completed a system-wide audit of all small water meters and identified specific meters that were improperly installed; and

WHEREAS, the Department reviewed all improperly installed small meters as identified through the Small Meter Audit and further identified a portion of accounts that were improperly assessed water and sewer charges as a result of the improper installations, which included categories of both under-billing and over-billing customers for water and sewer service; and

WHEREAS, the portion of accounts that were overcharged for water and sewer service total an amount of Three Hundred Twenty Seven Thousand Four Hundred Eight Dollars And Ninety-Three Cents (\$327,408.93), including payment of certain statutory pre-judgment interest that affected customers may claim under Georgia law as a result of the improperly installed meters, as such accounts and amounts are more particularly described in **Exhibit “A”**; and

WHEREAS, pursuant to Section 2-916 of the City of Atlanta Code of Ordinances, refunds exceeding \$5,000.00 must be referred to the Finance and Executive Committee and City Council for final determination; and

WHEREAS, the Chief Financial Officer, through the Department of Finance, Office of Revenue has determined that the identified customers are entitled to a refund in the amount of Three Hundred Twenty-Seven Thousand, Four Hundred Eight Dollars and Ninety-Three Cents (\$327,408.93) including statutory pre-judgment interest, pursuant to Section 2-916 of the City of Atlanta Code of Ordinances.



NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that pursuant to Section 2-916 of the City of Atlanta Code of Ordinances, the Chief Financial Officer is hereby authorized to issue refunds to the affected account holders according to the accounts and amounts specified in Exhibit "A" for overpayments made for water and sewer services due to improperly installed meters in an amount of Three Hundred Twenty-Seven Thousand, Four Hundred Eight Dollars and Ninety-Three Cents (\$327,408.93) including statutory pre-judgment interest, which final refund amounts shall be offset by any other water and sewer charges owed by the affected customers; and

BE IT FINALLY RESOLVED, that said refunds shall be charged to and paid from Fund Department Organization and Account Number) 5051 (Water & Wastewater Revenue Fund) 000001 (Balance Sheet Default) 1226009 (Refunds Payable).

A true copy,

Deputy Clerk

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

OCT 07, 2013
OCT 16, 2013



Exhibit "A"

Customer #	Total Due
12089300	\$7,527.14
16047300	\$41,572.69
16197302	\$5,784.21
18486301	\$5,091.58
18824300	\$10,772.29
20324301	\$5,275.86
21722301	\$6,628.01
23304301	\$6,498.58
24063302	\$7,862.29
26362301	\$6,917.80
29054300	\$5,409.64
30359301	\$5,059.91
33884301	\$6,117.69
39006300	\$6,775.53
41173302	\$5,383.45
41267303	\$7,456.06
69111302	\$5,232.60
71369302	\$5,940.75
71669302	\$13,837.41
75635300	\$6,409.30
76863300	\$6,465.92
78468300	\$6,948.54
78650302	\$8,476.74
79850303	\$5,289.12
86017301	\$7,639.62
91580300	\$27,088.52
92740300	\$6,486.74
93036300	\$9,768.89
94440300	\$6,806.88
96503300	\$5,608.62
104984300	\$19,641.76
137047301	\$23,169.63
164621301	\$5,905.51
175457301	\$5,881.49
22815300	\$5,422.26
181669301	\$5,255.90
Total	\$327,408.93

Notes:

Refund calculation: Over billing credits + Late fee credits + 7% interest - Delinquent balances owed (7/31/2013)

RCS# 3037
10/07/13
3:36 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; ALL ITEMS
10/7/2013
ADOPT

YEAS: 9
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 1
ABSENT 3

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

CONSENT I

+

		10-07-13
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	
1. 13-O-1184	40. 13-R-3600	
2. 13-O-1276	41. 13-R-3601	
3. 13-O-1277	42. 13-R-3602	
4. 13-O-1279	43. 13-R-3603	
5. 13-O-1268	44. 13-R-3604	
6. 13-O-1271	45. 13-R-3605	
7. 13-O-1272	46. 13-R-3606	
8. 13-O-1273	47. 13-R-3607	
9. 13-O-1274	48. 13-R-3608	
10. 13-O-1081	49. 13-R-3609	
11. 13-O-1148	50. 13-R-3610	
12. 13-O-1246	51. 13-R-3611	
13. 13-O-1275	52. 13-R-3612	
14. 13-O-1278	53. 13-R-3613	
15. 13-O-1281	54. 13-R-3614	
16. 13-O-1282	55. 13-R-3615	
17. 13-O-1283	56. 13-R-3616	
18. 13-R-3553	57. 13-R-3617	
19. 13-R-3585	58. 13-R-3618	
20. 13-R-3586	59. 13-R-3619	
21. 13-R-3587	60. 13-R-3620	
22. 13-R-3592	61. 13-R-3621	
23. 13-R-3593	62. 13-R-3622	
24. 13-R-3629	63. 13-R-3623	
25. 13-R-3274		
26. 13-R-3532		
27. 13-R-3588		
28. 13-R-3590		
29. 13-R-3594		
30. 13-R-3624		
31. 13-R-3625		
32. 13-R-3626		
33. 13-R-3627		
34. 13-R-3628		
35. 13-R-3595		
36. 13-R-3596		
37. 13-R-3597		
38. 13-R-3598		
39. 13-R-3599		