

3167

13-0-1385

First Reading

Committee Fin./Exec
Date 11-13-13
Chair [Signature]
Referred To _____

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

AN ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH CLEAN WATER REHAB, JV FOR FC-5226, SEWER REHABILITATION CONTRACT C, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,500,000.00); TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X OF THE PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT 5066 (2009A Water & Wastewater Bonds) 171002 (DWM Sewer Linear MAINTENANCE /REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17102350 (SMALL DIAMETER SEWER REHAB) 102 (DWM 2009A BOND) 506621876 (2009A WATER & WASTEWATER BONDS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP); AND FOR OTHER PURPOSES.

ADOPTED BY

- CONSENT REFER DEC 02 2013
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

COUNCIL

Date Referred: 11/13/13
Referred To: Finance/Exec
Date Referred: _____
Referred To: _____
Date Referred: _____
Referred To: _____

Committee Fin./Exec
Date 11-13-13
Chair Jessica D. Moore (NO)
Action Fav, Adv. Hold (see rev. side)
POther 5 year
Members [Signatures]
Refer To [Signature]

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 _____

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

CERTIFIED
DEC 02 2013
ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
DEC 03 2013
Randa Dandridge Johnson
MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
DEC 17 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW



**AN ORDINANCE
BY FINANCE EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR TO EXERCISE THE CITY'S OPTION FOR RENEWAL NO. 1 WITH CLEAN WATER REHAB, JV FOR FC-5226, SEWER REHABILITATION CONTRACT C, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED TWO MILLION, FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$2,500,000.00); TO WAIVE ARTICLE X, PROCUREMENT AND REAL ESTATE CODE, OF THE CITY OF ATLANTA CODE OF ORDINANCES; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT 5066 (2009A WATER & WASTEWATER BONDS) 171002 (DWM SEWER LINEAR MAINTENANCE /REPAIR) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4333000 (NEW SEWER SERVICES) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17102350 (SMALL DIAMETER SEWER REHAB) 102 (DWM 2009A BOND) 506621876 (2009A WATER & WASTEWATER BONDS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP).; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") authorized FC-5226, Sewer Rehabilitation Contract C ("Agreement") with Clean Water Rehab, JV, on behalf of the Department of Watershed Management ("Department"), pursuant to Resolution No. 12-R-0654

WHEREAS, the term of the Agreement was for one (1) year with one (1) one (1) year renewal option to be exercised at the City's sole discretion effective July 25, 2012 through July 24, 2013; and

WHEREAS, Clean Water Rehab, JV satisfactorily performed services under the Agreement; and

WHEREAS, the Department inadvertently allowed the initial term of the Agreement to expire without properly exercising the option to renew prior to the expiration of the initial term of the Agreement on July 24, 2013, and so the Agreement expired; and

WHEREAS, the Commissioner of the Department of Watershed Management has identified an ongoing need for services for the rehabilitation and renewal of the City's sewer collection system provided under the Agreement; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends authorizing the City's option for Renewal No. 1 with Clean Water Rehab, JV for FC-5226, Sewer Rehabilitation Contract C in an amount not to exceed Two Million, Five Hundred Thousand Dollars and Zero Cents (\$2,500,000.00) with a retroactive effective date of July 25, 2013.



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

SECTION 1:

That the Mayor, or his authorized designee, is authorized to exercise the City's option for Renewal No. 1 with Clean Water Rehab, JV for FC-5226, Sewer Rehabilitation Contract C, on behalf of the Department of Watershed Management in an amount not to exceed Two Million, Five Hundred Thousand Dollars and Zero Cents (\$2,500,000.00), retroactive to July 25, 2013.

SECTION 2:

That the term of Renewal No. 1 will be July 25, 2013 to July 24, 2014.

SECTION 3:

That Article X, Real Estate and Procurement Code, of the City of Atlanta Code of Ordinances, specifically including and without limitation, "Division 4. Sources Selection and Contract Formation" is hereby waived to the extent applicable to meet the intent and purpose of this ordinance.

SECTION 4:

That the Chief Procurement Officer, in consultation with the City Attorney, is directed to prepare all appropriate documents for execution by the Mayor, or his authorized designee.

SECTION 5:

That Renewal No. 1 will not become binding on the City and the City will incur no obligation or liability under it until it has been duly executed by the City and delivered to Clean Water Rehab, JV.

SECTION 6:

That all contracted work will be charged to and paid from Fund Department Organization and Account Number 5066 (2009A Water & Wastewater Bonds) 171002 (DWM Sewer Linear Maintenance /Repair) 5414002 (Facilities Other Than Bldgs/Infrastructure – CIP) 4333000 (New Sewer Services) and Project Task Award Expenditure and Organization Number 17102350 (Small Diameter Sewer Rehab) 102 (DWM 2009A Bond) 506621876 (2009A Water & Wastewater Bonds) 5414002 (Facilities Other Than Bldgs/Infrastructure – CIP).

SECTION 7:

That all ordinances or parts or ordinances and sections of the City of Atlanta Code of Ordinances in conflict herewith are waived to the extent of the conflict.

A true copy,


Deputy Clerk

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

DEC 02, 2013
DEC 11, 2013

RCS# 3183
12/02/13
3:40 PM

Atlanta City Council

13-O-1385

RENEWAL AGREEMENT NO.1 WITH CLEAN WATER
REHAB, JV FOR FC-5226 SEWER REHAB
ADOPT

YEAS: 12
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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