

A RESOLUTION BY TRANSPORTATION COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE ON BEHALF OF THE CITY OF ATLANTA TO FILE WITH THE FEDERAL AVIATION ADMINISTRATION AN AMENDMENT FOR AUTHORIZATION TO CONTINUE TO IMPOSE A PASSENGER FACILITY CHARGE ON EACH ENPLANED REVENUE PASSENGER AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, AND FOR OTHER PURPOSES.

Review List:

Kristen Rectenwald	Completed	08/15/2013 3:24 PM
Louis Miller	Completed	08/15/2013 3:32 PM
Mayor's Office	Completed	08/15/2013 3:39 PM
Office of Research and Policy Analysis	Completed	08/16/2013 4:17 PM
Transportation Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	

LEGISLATION HISTORY – BLUE BACK

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION BY TRANSPORTATION COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE ON BEHALF OF THE CITY OF ATLANTA TO FILE WITH THE FEDERAL AVIATION ADMINISTRATION AN AMENDMENT FOR AUTHORIZATION TO CONTINUE TO IMPOSE A PASSENGER FACILITY CHARGE ON EACH ENPLANED REVENUE PASSENGER AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Federal Regulations established by the Secretary of Transportation under the Aviation Safety and Capacity Expansion Act of 1990 (Public Law 101-508) enacted November 5, 1990, the City of Atlanta (the "City"), as owner and operator of Hartsfield-Jackson Atlanta International Airport (the "Airport"), may apply to the Federal Aviation Administration (the "FAA") for authorization to impose and use a Passenger Facility Charge ("PFC") on revenue passengers enplaned at the Airport to provide funding for eligible projects; and

WHEREAS, the FAA has also established an amendment process to allow the Airport to modify existing approved projects, increase or decrease the PFC level or approved collection authority, amend or establish a class of carriers not required to collect a PFC, and otherwise respond promptly when financial or technical changes to a project are necessary; and

WHEREAS, certain projects in the Airport's capital improvement plan including, but not limited to the T-North Optimization and Expansion - Phases I & II project and the Land Acquisition for Airport Expansion East project were submitted to the FAA and subsequently determined to be eligible for funding with revenue generated by PFCs and approved for imposition and use in PFC Application #13 on October 18, 2011; and

WHEREAS, it is now necessary to authorize an amendment to be made and other required steps and actions to be taken on behalf of the City to complete the amendment process for additional scope and budget changes related to these projects from the original scope and budget as outlined in the application to the FAA and, as such, this amendment proposes to modify the scope and budget for the Land Acquisition for Airport Expansion East project to address grading and installation of a drainage system and the T-North Optimization and Expansion - Phases I & II project to address re-phasing of the project in order to accomplish optimization of the interior and exterior spaces in earlier phases of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or his designee is authorized and directed to file an amendment to PFC Application # 13 on behalf of the City of Atlanta with the FAA for authorization to continue to impose a charge in the amount of Four Dollars and Fifty Cents (\$4.50) on each enplaned revenue passenger at Hartsfield-Jackson Atlanta International Airport, pursuant to applicable Federal Regulations governing the imposition of PFCs at U.S. Airports under said Public Law 101-508 and to take all other necessary and appropriate actions required to accomplish the amendment.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 08/09/13

Anticipated Committee Meeting Date(s): 08/28/13

Anticipated Full Council Date: 09/03/13

Legislative Counsel's Signature: Kristen Rectenwald *Kristen M Rectenwald*

Commissioner's Signature: [Signature]

Chief Financial Officer: N/A

Chief Information Officer Signature (for IT Procurements) N/A

Chief Procurement Officer Signature: N/A

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE ON BEHALF OF THE CITY OF ATLANTA TO FILE WITH THE FEDERAL AVIATION ADMINISTRATION AN AMENDMENT FOR AUTHORIZATION TO CONTINUE TO IMPOSE A PASSENGER FACILITY CHARGE ON EACH ENPLANED REVENUE PASSENGER AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any)

Mayor's Staff Only

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: 7-30-13 *[Signature]*
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____
(date)

Legislative White Paper

Committee of Purview: Transportation

Caption:

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE ON BEHALF OF THE CITY OF ATLANTA TO FILE WITH THE FEDERAL AVIATION ADMINISTRATION AN AMENDMENT FOR AUTHORIZATION TO CONTINUE TO IMPOSE A PASSENGER FACILITY CHARGE ON EACH ENPLANED REVENUE PASSENGER AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, AND FOR OTHER PURPOSES.

Council Meeting Date: 09/03/13

Legislation Title: PFC Amendment Application #13

Requesting Dept.: Aviation

Contract Type: N/A

Source Selection: N/A

Bids/Proposals Due: N/A

Invitations Issued: N/A

Number of Bids/

Proposals Received: N/A

Bidders/Proponents: N/A

Background:

Authorization to file an amendment on behalf of the City with the Federal Aviation Administration (FAA) for authorization to continue to impose a charge in the amount of Four Dollars and Fifty Cents (\$4.50) on each enplaned revenue passenger at Hartsfield-Jackson Atlanta International Airport and to take all other necessary and appropriate actions required to accomplish the amendment.

On October 18, 2011, the FAA approved Atlanta Passenger Facility Charge (PFC) Application #13. PFC Application #13 included 12 projects and totaled \$171,840,875. Subsequent to that approval, two of the projects contained in PFC Application #13 have changed in both scope and budget and an amendment must now be filed with the FAA for approval of the changes. More specifically, Project #3 – T-North Optimization and Expansion – Phases I & II has been “re-phased” in order to optimize the interior and exterior spaces in earlier phases. This re-phasing has not only changed the scope of the project from what was originally described in approved PFC Application #13 but will increase the total project budget from \$8,500,000 to \$42,000,000 and the PFC portion from \$8,500,000 to

\$39,900,000. In addition, the scope of Project #8 – Land Acquisition for Airport Expansion East now includes not only the acquisition of the land but the mitigation of drainage issues on the site. This additional scope will increase the total project budget from \$39,000,000 to \$45,000,000 and the PFC portion from \$21,000,000 to \$27,000,000.

Source of Funds: N/A

Fiscal Impact: N/A

Term of Contract: N/A

Method of Cost Recovery: N/A

Approvals:

DOF: N/A

DOL: yes

Prepared By: Anita Williams

Contact Number: 404-382-2313

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

Caption:

Council Meeting Date:

Requesting Dept.:

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

A resolution authorizing the Mayor or his designee on behalf of the City of Atlanta to file with the Federal Aviation Administration an amendment for authorization to continue to impose a Passenger Facility Charge on each enplaned revenue passenger at Hartsfield-Jackson Atlanta International Airport, and for other purposes.

2. Please provide background information regarding this legislation.

The City of Atlanta owns and operates Hartsfield-Jackson Atlanta International Airport (the "Airport") and, under the Aviation Safety and Capacity Expansion Act of 1990, applied to the Federal Aviation Administration (the "FAA") for authorization to impose and use Passenger Facility Charges ("PFCs") for certain projects in the Airport's capital improvement plan in PFC Application #13. On October 18, 2011 the FAA approved PFCs for impose and use in PFC Application #13. Since then, two projects in PFC Application #13 – *T-North Optimization and Expansion - Phases I & II* and *Land Acquisition for Airport Expansion East* – have changed in both scope and budget and it is now necessary to authorize an amendment to be submitted to the FAA and other required steps and actions to be taken on behalf of the City to complete the amendment process. The amendment proposes to modify the scope and budget for the Land Acquisition for Airport Expansion East project to address re-grading and drainage issues with the property and the T-North Optimization and Expansion – Phases I & II project to address re-phasing of the project in order to maximize the interior and exterior spaces in earlier phases.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

- (b) Source Selection:
- (c) Bids/Proposals Due:
- (d) Invitations Issued:
- (e) Number of Bids:
- (f) Proposals Received:
- (g) Bidders/Proponents:
- (h) Term of Contract:

4. Fund Account Center (Ex. Name and number): N/A.

5. Source of Funds: Example: Local Assistance Grant N/A

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.

This Legislative Request Form Was Prepared By: Cathy Donato