



CITY UTILITIES COMMITTEE
REGULAR COMMITTEE MEETING
 ~Minutes~

Atlanta City Hall
 55 Trinity Ave.
 Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
 The Honorable Natalyn Mosby Archibong

Santana Kempson Wright
 (404) 330-6579
skempson@atlantaga.gov

Tuesday, October 14, 2014

9:30 AM

Committee Room 2

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Tuesday, October 14, 2014**, at **9:34 AM** in **Committee Room 2**. The following members were present:

B. INTRODUCTION OF MEMBERS

| Attendee Name | Title | Status | Arrived |
|-------------------------|-------------------------------|---------------|----------------|
| Natalyn Mosby Archibong | Chair | Present | 9:34 AM |
| Ivory Lee Young, Jr. | Vice Chair | Present | 9:40 AM |
| Yolanda Adrean | Councilmember, District 8 | Absent | |
| Andre Dickens | Councilmember Post 3 At-Large | Present | 9:36 AM |
| Joyce Sheperd | Councilmember, District 12 | Present | 9:46 AM |
| Howard Shook | Councilmember, District 7 | Present | 9:34 AM |
| Alex Wan | Councilmember, District 6 | Present | 9:27 AM |

Others in Attendance:

Stefanie Grant, Marc Goncher, Renee Sheperd, Peter Andrews and Patrick McShane, **Law Department**; Rita Braswell and Rodney Givens, **Department of Public Works**; Deputy Commissioners Mohammed Balla and Frank Stephens, Maisha Land Wood, **Department of Watershed Management**; Katrina Taylor Parks, **Office of the Mayor**; members of the public, press and Council Staff.

C. ADOPTION OF AGENDA – ADOPTED

D. APPROVAL OF MINUTES – APPROVED

E. PUBLIC COMMENTS PERTAINING TO ITEMS ON THE AGENDA (3 MINUTES)

Tony Torrance, Public Speaker
 Brother Anthony Muhammad, Public Speaker
 Ron Shakir, Public Speaker

F. BOARDS AND COMMISSIONS REPORT

People TV - Adrian Coleman
 James Bond, Public Speaker
 Rick Clair, Public Speaker
 Maynard Eaton, Public Speaker
 Patricia Crayton, Public Speaker
 Ron Shakir, Public Speaker
 Wanique Shabazz, Public Speaker

G. PRESENTATIONS

- 1. Quarterly Reviews - **Postponed until October 28, 2014**
 - a. Department of Watershed Management
 - b. Department of Public Works

CONSENT

H. ORDINANCES FOR FIRST READING

14-O-1492 (1) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT A UTILITY EASEMENT TO ZAYO GROUP, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND CBeyond COMMUNICATIONS, LLC, A DELAWARE LIMITED LIABILITY COMPANY FOR A FEE OF THREE THOUSAND DOLLARS (\$3,000.00) ON AND ACROSS A PORTION OF PROPERTY OWNED BY THE CITY OF ATLANTA, LOCATED IN LAND LOT 85 OF THE 14TH LAND DISTRICT OF FULTON COUNTY, GEORGIA WITH AN ADDRESS OF 477 WINDSOR STREET, S.W., ATLANTA, GEORGIA, TO CONSTRUCT, OPERATE, MAINTAIN, REPAIR AND REPLACE NEEDED CONDUITS AND ANY OTHER NEEDED FACILITIES TO PROVIDE COMMUNICATION SERVICES; AND FOR OTHER PURPOSES.

TO BE REFERRED CITY UTILITIES COMMITTEE

14-O-1493 (2) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWELVE MILLION DOLLARS AND ZERO CENTS (\$12,000,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE RM CLAYTON WRC NUTRIENT HARVESTING PROJECT; AND FOR OTHER PURPOSES.

TO BE REFERRED CITY UTILITIES COMMITTEE

REGULAR

I. ORDINANCE FOR SECOND READING

14-O-1484 (3) AN ORDINANCE BY COUNCILMEMBER IVORY LEE YOUNG, JR. AS SUBSTITUTED BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF ELEVEN MILLION THREE HUNDRED THIRTY THOUSAND DOLLARS AND ZERO CENTS (\$11,330,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE RAW WATER DELIVERY, AND PROGRAM MANAGEMENT SERVICES PROJECT AND TASKS ISSUED UNDER THE PMT CONTRACT EXTENSION; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE ON CONDITION

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Frank Stephens, DWM
Maisha Land Wood, DWM
Katrina Taylor Parks, Deputy COS

J. RESOLUTIONS

14-R-4235 (4)

A RESOLUTION BY COUNCILMEMBER NATALYN ARCHIBONG AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A CONTRACT WITH SD&C, INC., FOR FC-6700, MEMORIAL DRIVE SIDEWALK PROJECT, PHASE 2 PROJECT, CSCMQ-008-00(614), P. I. NUMBER 0008614, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED ONE MILLION NINETY-THREE THOUSAND ONE HUNDRED ONE DOLLARS AND THIRTEEN CENTS (\$1,093,101.13); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Rodney Givens, DPW

14-R-4236 (5)

A RESOLUTION BY COUNCILMEMBER NATALYN ARCHIBONG AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A CONTRACT WITH SD&C, INC., FOR FC-6701, MEMORIAL DRIVE SIDEWALK, PHASE 3 PROJECT, CSCMQ-008-00(615), P. I. NUMBER 0008615, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED ONE MILLION ONE HUNDRED SIX THOUSAND THIRTY-SIX DOLLARS AND FIFTY-NINE CENTS (\$1,106,036.59); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Rodney Givens, DPW

14-R-4237 (6)

A RESOLUTION BY COUNCILMEMBER NATALYN ARCHIBONG TO AUTHORIZE PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY ("EPA") AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA ("EPD") IN THE AMOUNT OF \$_____ AS STIPULATED PENALTIES FOR THE VIOLATION OF CSO FECAL COLIFORM OPERATIONAL STANDARDS _____ PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

RESULT: HELD IN COMMITTEE

14-R-4244 (7) A RESOLUTION BY COUNCILMEMBERS ALEX WAN AND CARLA SMITH AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATLANTA AND LIVE THRIVE ATLANTA, INC., FOR THE ESTABLISHMENT OF A CENTER FOR HARD TO RECYCLE MATERIALS (“CHARM”) FACILITY ON CITY OWNED PROPERTY; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Peggy Whitlow Ratcliffe, Live Thrive

14-R-4249 (8) A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO ARCADIS/BRINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE FOR FC-4906A, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR CONSTRUCTION ADMINISTRATION AND CONSTRUCTION MANAGEMENT SERVICES FOR THE RAW WATER TRANSMISSION MAINS, PHASE 1 RENEWAL PROJECT IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY THOUSAND, FIVE HUNDRED FORTY-NINE DOLLARS AND ZERO CENTS (\$120,549.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER R&E FUND), 171003 (DWM WATER LINEAR MAINTENANCE/REPAIR) 5212001 (CONSULTING/PROFESSIONAL SERVICES) 4440000 (DISTRIBUTION) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17102474 (RAW WATER TRANSMISSION MAINS) 104 (RAW WATER TREATMENT MAINS), 505221391 (R&E WATER & WASTEWATER FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Frank Stephens, DWM

K. PAPERS HELD IN COMMITTEE

14-O-1025 (9) AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, HOWARD SHOOK, C. T. MARTIN AND FELICIA A. MOORE AS SUBSTITUTED AND AMENDED BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 2 (“ADMINISTRATION”), ARTICLE XVI (“BOARDS, COUNCILS, COMMISSIONS AND AUTHORITIES”), DIVISION 2 (“CLEAN CITY COMMISSION”) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO RENAME DIVISION 2 FROM THE CLEAN CITY COMMISSION TO THE KEEP ATLANTA BEAUTIFUL COMMISSION; TO PLACE KEEP ATLANTA BEAUTIFUL UNDER THE PURVIEW OF THE DEPARTMENT OF PUBLIC WORKS; TO DIRECT KEEP ATLANTA BEAUTIFUL TO PROVIDE THE CITY COUNCIL ON A BI-ANNUAL BASIS A PERFORMANCE AUDIT OF ALL ACTIVITIES; AND FOR OTHER PURPOSES.

(Substituted as Amended and held 10/14/14)

RESULT: HELD IN COMMITTEE

Katrina Taylor Parks, Deputy COS

14-O-1240 (10) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, ARTICLE IV, SECTIONS 138-76 AND 138-96, AND APPENDIX B, OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE RESIDENTIAL SIDEWALK INSTALLATION FEES WHEN THE CITY OF ATLANTA DIRECTLY PROVIDES THE INSTALLATION SERVICES; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE

14-O-1241 (11) AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 130, (“SOLID WASTE MANAGEMENT”), ARTICLE II, (“MUNICIPAL COLLECTION AND DISPOSAL SYSTEM”), DIVISION 1, (“GENERALLY”) AT SECTION 130-44 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PERMITTING SYSTEM FOR COMMERCIAL SOLID WASTE COLLECTION AND HAULING SERVICES BY PRIVATE SERVICE PROVIDERS WITHIN THE CITY OF ATLANTA; TO IMPOSE APPLICATION FEES, PERMIT FEES AND INFRASTRUCTURE MAINTENANCE FEES; TO ESTABLISH WASTE STREAM REPORTING REQUIREMENTS; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO CREATE THE ACCOUNTS NECESSARY TO PLACE SAID INFRASTRUCTURE MAINTENANCE FEE IN A RESERVE FOR INFRASTRUCTURE MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE

14-O-1242 (12) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES”, ARTICLE III, “CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY”, AT SECTION 138-69 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PAVEMENT DEGRADATION RECOVERY FEE TO BE CHARGED TO THE APPLICANT FOR CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY PERMITS; AND FOR OTHER PURPOSES. **(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPUs)**

RESULT: HELD IN COMMITTEE

14-O-1361 (13) AN ORDINANCE BY COUNCILMEMBERS MARY NORWOOD, YOLANDA ADREAN, HOWARD SHOOK, CARLA SMITH, NATALYN ARCHIBONG, KEISHA LANCE BOTTOMS, MICHAEL BOND, IVORY L. YOUNG, JR. AND ANDRE DICKENS AS SUBSTITUTED BY CITY UTILITIES COMMITTEE REPEALING AND DELETING PART 2, CHAPTER 138, ARTICLE 1, SECTION 138-14(D) TITLED “MAINTENANCE OF SIDEWALK AREA”; TO AMEND PART 2, CHAPTER 138, ARTICLE 4, SECTION 138-103 TITLED “INSPECTION AND REPAIR OF SIDEWALKS”; AND FOR OTHER PURPOSES. **(Substituted and held 7/15/14 for a Work Session)**

RESULT: HELD IN COMMITTEE

14-O-1376 (14) AN AMENDED ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF ONE HUNDRED TWENTY THOUSAND, FIVE HUNDRED FORTY-NINE DOLLARS AND ZERO CENTS (\$120,549.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE RAW WATER TRANSMISSION MAINS PROJECTS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE AS AMENDED

AYES: Archibong, Young, Jr., Dickens, Sheperd, Shook, Wan

ABSENT: Adrean

Frank Stephens, DWM

14-O-1392 (15) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF EIGHT MILLION FOUR HUNDRED TWENTY-FIVE THOUSAND THREE HUNDRED NINETY-SIX DOLLARS AND ZERO CENTS (\$8,425,396.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE R. M. CLAYTON COMPLIANCE UPGRADES III DESIGN SERVICES PROJECT; AND FOR OTHER PURPOSES. **(Held 8/26/14 at the request of the Department)**

RESULT: HELD IN COMMITTEE

14-O-1460 (16) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2015 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FOUR HUNDRED EIGHTY-THREE THOUSAND, FIVE HUNDRED EIGHTY-TWO DOLLARS AND ZERO CENTS (\$483,582.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE HEMPHILL RESERVOIR NO. 1 EMBANKMENT REPAIR PROJECT; AND FOR OTHER PURPOSES. **(Held 9/23/14 at the request of the Department)**

RESULT: HELD IN COMMITTEE

L. REQUESTED ITEMS

2/28/14

1. The Commissioner of Watershed Management will brief the Chair every two weeks on the Department's Implementation of Measures required by the Department of Homeland Security per Full Council Amendment to Ordinance 14-O-1064 on 2/3/14.

5/13/14

2. The Department of Watershed Management is to review the Tiered structure of the water usage chart to see if it is equitable to all rate payers.

5/27/14

3. Councilmember Wan requested a summary report from the NPUs on Legislation Items 14-O-1240, 14-O-1241 and 14-O-1242.

6/24/14

4. Councilmember Natalyn Archibong made a request to receive updates on the Proctor Creek Program.
5. Councilmember Archibong requested an update on The Sidewalk Pilot Program using other material (recycled rubber) for sidewalks in Candler Park and Lake Claire.
6. Councilmember Shook requested a report on the steps that are being made to recoup funds from BeltLine to the Department of Watershed Management.
 - a. How much money does the Beltline owe the Department of Watershed Management as it relates to the Bellwood Quarry?
7. The members of the City Utilities Committee made the following request:
 - a. Get with Mrs. Berg of the Sidewalk Task Force and provide a breakdown of the \$6,000.00 average sidewalk repair cost mentioned in her presentation. - DPW
 - b. How much has the city spent on bike lanes in the City of Atlanta? DPW
 - c. How much has the city spent on bike lanes in the City of Atlanta? DPW

9/9/14

8. Councilmember Adrean requested the Department of Watershed Management provide a finance plan from the September 4, 2014 Work Session and the copy of the framework that will pay for the Capital Improvement Projects.
9. Councilmember Sheperd requested the Department of Public Works provide a Comprehensive Communication Plan for the Bond Referendum.

10/14/14

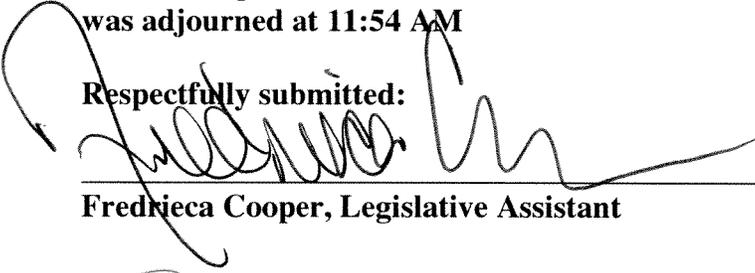
10. Councilmember Sheperd requested Staff to schedule a tour of the People TV Studio.

M. COMMENTS FROM THE PUBLIC (2 MINUTES)

Patricia Crayton, Public Speaker
Brother Anthony Muhammad, Public Speaker
Ron Shakir, Public Speaker

There being no further business to come before the City Utilities Committee the meeting was adjourned at 11:54 AM

Respectfully submitted:



Frednica Cooper, Legislative Assistant



Santana Kempson Wright, Research & Policy Analyst



The Honorable Natalyn Mosby Archibong, Chair