



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

Alfred Berry Jr
 (404) 330-6313
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Tuesday, May 27, 2014

9:30 AM

Committee Room 2

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Tuesday, May 27, 2014**, at **9:35 AM** in **Committee Room 2**. The following members were present:

Attendee Name	Title	Status	Arrived
Natalyn Mosby Archibong	Chair	Present	9:32 AM
Ivory Lee Young Jr.	Vice Chair	Present	9:38 AM
Yolanda Adrean	Councilmember, District 8	Present	9:31 AM
Andre Dickens	Councilmember Post 3 At-Large	Present	9:35 AM
Joyce Sheperd	Councilmember, District 12	Present	9:46 AM
Howard Shook	Councilmember, District 7	Present	9:30 AM
Alex Wan	Councilmember, District 6	Present	9:30 AM

Others in Attendance:

Councilmember Mary Norwood; City Attorney, Cathy Hampton, Stefaine Grant, Marc Goncher, Roger Bhandari and Renee Sheperd; Law Department; Commissioner Richard Mendoza, Rita Braswell, Santana Kempson-Wright, Cotena Alexander and Rodney Givens; Department of Public Works, Commissioner JoAnn Macrina, Margaret Tanner, Maisha Land-Wood, Muhammed Balla and Frank Stephens; Department Watershed Management; Keith Brooks; Office of Procurement; Katrina Taylor, Office of the Mayor; members of the public, press and Council Staff.

B. ADOPTION OF AGENDA – ADOPTED

C. APPROVAL OF MINUTES – APPROVED

D. PUBLIC HEARINGS - ORDINANCES FOR SECOND READING

14-O-1240 (1) 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 NPU)

HELD

Sally Flock, Public Speaker

Brother Anthony Muhammad, Public Speaker

PUBLIC HEARINGS (CONT'D)

14-O-1241 (2) 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 NPU)

HELD

Sally Flock, Public Speaker
Brother Anthony Muhammad, Public Speaker

14-O-1242 (3) 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 NPU)

HELD

Brother Anthony Muhammad, Public Speaker

E. STATUS REPORT ON THE DEPARTMENT OF WATERSHED ALLEGATIONS

City Attorney Cathy Hampton; Law Department

F. COMMENTS FROM THE PUBLIC

Sally Flock, Public Speaker
Brother Anthony Muhammad, Public Speaker

G. ORDINANCES FOR SECOND READING

14-O-1243 (1) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF SIX HUNDRED SEVENTY-SEVEN THOUSAND, EIGHT HUNDRED EIGHTY DOLLARS AND ZERO CENTS (\$677,880.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE DESIGN & SUPPORT SERVICES PROJECT; AND FOR OTHER PURPOSES.

RESULT: FILE
FRANK STEPENS, DWM

ORDINANCES FOR SECOND READING (CONT'D)

14-O-1244 (2) AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 (WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052)) BUDGET IN THE AMOUNT OF FORTY MILLION DOLLARS AND ZERO CENTS (\$40,000,000.00) TO TRANSFER FUNDS FROM THE GENERAL RESERVES AND ADD FUNDS TO APPROPRIATIONS FOR THE COMBINED SEWER FACILITIES COMPLIANCE IMPROVEMENTS PROJECT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
FRANK STEPENS, DWM

14-O-1272 (3) AN ORDINANCE BY COUNCILMEMBER MICHAEL J. BOND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE LISTED PROGRAM MANAGEMENT SERVICES PROJECTS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE
FRANK STEPENS, DWM
COMMISSIONER JOANN MACRINA, DWM

H. RESOLUTIONS

14-R-3604 (4) A RESOLUTION BY COUNCILMEMBERS C. T. MARTIN AND IVORY L. YOUNG, JR. AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ISSUE A TASK ORDER TO ARCADIS/BRINDLEY, PIETERS & ASSOCIATES, INC., A JOINT VENTURE, FOR FC-4906A, ANNUAL CONTRACT FOR ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, FOR THE CONCEPTUAL DESIGN OF THE MARTIN LUTHER KING, JR. DRIVE CORRIDOR IMPROVEMENT PROJECT, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED FORTY-SEVEN THOUSAND NINE HUNDRED SIXTY-FIVE DOLLARS AND NO CENTS (\$647,965.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE AS AMENDED
COMMISSIONER RICHARD MENDOZA, DPW
STEFANIE GRANT, LAW DEPARTMENT

14-R-3606 (6) A RESOLUTION BY COUNCIL MEMBER C.T. MARTIN AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO AMENDMENT AGREEMENT NUMBER 14 WITH PRECISION 2000, INC., FOR FC-4943C, ANNUAL CONTRACT TO CONSTRUCT SIDEWALKS, DRIVEWAYS, CURBS AND GUTTERS ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED NINETY-SEVEN THOUSAND TWO HUNDRED EIGHTY-THREE DOLLARS AND NO CENTS (\$897,283.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE

RESOLUTIONS (CONT'D)

14-R-3608 (7) A RESOLUTION BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG AUTHORIZING 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

14-R-3609 (8) A RESOLUTION BY COUNCIL MEMBER MICHAEL J. BOND AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT AGREEMENT NO. 2 WITH MWH/KHAFRA, JV FOR FC-4343, PROGRAM MANAGEMENT SERVICES, TO PROVIDE MANAGEMENT AND DESIGN OVERSIGHT SERVICES FOR THE RAW WATER DELIVERY PROGRAM, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT IN AN AMOUNT NOT TO EXCEED FIVE MILLION DOLLARS AND ZERO CENTS (\$5,000,000.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTE WATER R&E FUND) 170115 (DWM PERFORMANCE & ACCOUNTABILITY) 5212001(CONSULTING & PROFESSIONAL SERVICES) 1560000 (INTERNAL AUDIT)AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17111732 (PROGRAM MANAGEMENT SERVICES) TASK (101)505221391 (WATER & WASTE WATER R&E FUND) 5212001 (CONSULTING& PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE AS AMENDED

I. PAPERS HELD IN COMMITTEE

14-O-1025 (9) AN ORDINANCE BY COUNCILMEMBERS JOYCE SHEPERD, HOWARD SHOOK, C. T. MARTIN AND FELICIA A. MOORE 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 MOVE THE POSITION OF EXECUTIVE DIRECTOR FOR 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.**(HELD 1/14/14 TO PRESENT TO THE NPUS)**

PAPERS HELD IN COMMITTEE (CONT'D)

14-O-1168 (10) AN ORDINANCE BY COUNCILMEMBERS NATALYN M. ARCHIBONG AND IVORY L. YOUNG, JR. AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO ALLOW THE COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS TO WAIVE THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CITY CODE SECTION 138-60(A)(7), TO WAIVE THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CITY CODE SECTION 138-60(A)(8), TO WAIVE ALL PER BANNER AND PER DAY FEES PURSUANT TO CITY CODE SECTIONS 138-60(A)(8)B.1. AND 138-60(A)(8)B.2. AND TO GRANT TO THE CIVIL WAR SESQUICENTENNIAL COMMISSION A PERMIT TO DISPLAY BANNERS IN THE PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES. **(REFERRED BACK BY FULL COUNCIL 4/21/14) (HELD 4/29/14 FOR FURTHER REVIEW)**

J. REQUESTED ITEMS

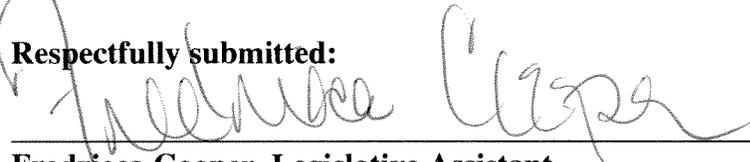
1. The Commissioner of Watershed Management will brief the Chair every two weeks on the Department's Implementation of Measures required by the Department of Homeland Security per Full Council Amendment to Ordinance 14-O-1064 on 2/3/14.
2. The Department of Watershed Management is to send a letter to Mr. Anthony Torrance requesting him to identify where he believes the odor in the Vine City community is coming from at the request of Councilmember Young.
3. 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.
4. Councilmember Wan requested a summary report from the NPU's on Legislation Items 14-O-1240, 14-O-1241 and 14-O-1242.
5. Councilmember Natalyn Achibong made a request to receive updates on the Proctor Creek Program.
6. The Department of Watershed Management is to send a copy of all correspondences to Councilmember Young regarding Proctor Creek.

K. COMMENTS FROM THE PUBLIC

Sally Flock, Public Speaker
Brother Anthony Muhammad, Public Speaker
Tony Torrence, Public Speaker

There being no further business to come before the City Utilities Committee the meeting was adjourned at 11:28 AM

Respectfully submitted:



Fredrieca Cooper, Legislative Assistant



Alfred Berry, Jr., Research & Policy Analyst



The Honorable Natalyn Mosby Archibong, Chair