

**AN ORDINANCE CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS (\$2,300,000.00) TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION; AND FOR OTHER PURPOSES.**

**Review List:**

Jo Ann Macrina	Completed	01/09/2014 3:10 PM
Finance	Completed	01/09/2014 3:15 PM
Patrick McShane	Completed	01/21/2014 3:20 PM
Mayor's Office	Completed	01/22/2014 12:25 PM
Office of Research and Policy Analysis	Completed	01/22/2014 2:28 PM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

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

**AN ORDINANCE CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS (\$2,300,000.00) TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has identified, in conjunction with the City of Atlanta Law Department, the need to fund certain legal costs from the Water and Wastewater Revenue Fund (5051) and Renewal and Extension Fund (5052) Reserves; and

WHEREAS, these funds should be transferred from the (5051) Water and Wastewater Revenue Fund and (5052) Water and Wastewater Renewal and Extension Fund Reserves for Appropriations to facilitate the use of the funds for the payment of legal settlements and associated property acquisition and for other purposes.

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

Section 1: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Revenue Fund (5051) Budget as follows:

TRANSFER FROM APPROPRIATIONS

<b>The amount of:</b>	<b>\$5,000,000.00</b>			
<b>PTAEO:</b>				
<b>FDOA:</b>				
<u>Water &amp; Wastewater Revenue Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5051	200101	5999901	1512000	

ADD TO APPROPRIATIONS

<b>The amount of:</b>	<b>\$5,000,000.00</b>			
<b>PTAEO:</b>				
<b>FDOA:</b>				
<u>Water &amp; Wastewater Revenue Fund</u>	<u>DWM Wastewater Treatment &amp; Collections</u>	<u>Property/Liquidation</u>	<u>Sanitary Administration</u>	
5051	170201	5750002	4310000	

Section 2: That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

TRANSFER FROM APPROPRIATIONS

<b>The amount of:</b>	<b>\$2,300,000.00</b>			
<b>FDOA:</b>				
<u>Water and Wastewater R&amp;E Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

ADD TO APPROPRIATIONS

<b>The amount of:</b>	<b>\$2,300,000.00</b>			
<b>PTAEO:</b>				
<u>Custer Ave. CSO Capacity</u>	<u>Property Acquisition</u>	<u>Water and Wastewater R&amp;E</u>	<u>Land</u>	<u>City of Atlanta</u>

<u>Relief</u>		<u>Fund</u>		
17111415	106	505221391	5411000	COA
<b>FDOA:</b>				
<u>Water and Wastewater R&amp;E Fund</u>	<u>DWM Sewage Linear Maintenance/Repair</u>	<u>Projects and Grants Budget</u>	<u>Sewage Collection &amp; Disposal</u>	
5052	171002	5999999	4330000	
<u>Custer Ave. CSO Capacity Relief</u>	<u>Water and Wastewater R&amp;E Fund</u>			
111415	21391			

Section 3: That those appropriations in the Water & Wastewater Renewal & Extension Fund (5052) Budget are transferred as follows:

ADD TO AWARD INSTALLMENT

<b><u>The amount of:</u></b>	<b>\$2,300,000.00</b>	<u>Water and Wastewater R&amp;E Fund</u>		
		505221391		

Section 3: That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are waived to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Maisha L. Wood

Contact Number: 404-546-3625

Originating Department: Department of Watershed Management

Committee(s) of Purview: City Utilities

Chief of Staff Deadline: December 27, 2013

Anticipated Committee Meeting Date(s): January 14, 2014

Anticipated Full Council Date: January 21, 2014

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: Michael [Signature] on behalf of Commissioner

Chief Financial Officer: [Signature] on behalf of Jim Bond

Chief Information Officer Signature (for IT Procurements): n/a

Chief Procurement Officer Signature: n/a

**CAPTION**

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND NO CENTS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,300,000.00); TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION, AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any) (\$7,300,000.00)

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ (date)

Received by LC from CPO: \_\_\_\_\_ (date)

Received by Mayor's Office: 12/31/13 LW (date)

Reviewed by: [Signature] (date)

Submitted to Council: \_\_\_\_\_ (date)

**AN ORDINANCE  
BY CITY UTILITIES COMMITTEE**

**AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND NO CENTS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,300,000.00); TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") owns and operates a water and wastewater system; and

**WHEREAS**, the City's Department of Watershed Management identified, in conjunction with the City's Law Department, the need to fund certain legal costs from the Water and Wastewater Revenue Fund (5051) and Renewal and Extension Fund (5052) Reserves; and

**WHEREAS**, these funds should be transferred from the (5051) Water and Wastewater Revenue Fund and (5052) Water and Wastewater Renewal and Extension Fund Reserves for Appropriations to facilitate the use of the funds for the payment of legal settlements and associated property acquisition and for other purposes.

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

**Section 1:** That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Revenue Fund (5051) Budget as follows:

**TRANSFER FROM APPROPRIATIONS**

<b>The amount of:</b>	<b>\$5,000,000.00</b>			
<b>PTAEO:</b>				
<b>FDOA:</b>				
<u>Water &amp; Wastewater Revenue Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5051	200101	5999901	1512000	

**ADD TO APPROPRIATIONS**

<b>The amount of:</b>	<b>\$5,000,000.00</b>			
<b>PTAEO:</b>				
<b>FDOA:</b>				
<u>Water &amp; Wastewater Revenue Fund</u>	<u>DWM Wastewater Treatment &amp; Collections</u>	<u>Property/Liquidation</u>	<u>Sanitary Administration</u>	
5051	170201	5750002	4310000	

**Section 2:** That the Chief Financial Officer is authorized to amend the FY 2014 Water and Wastewater Renewal and Extension Fund (5052) Budget as follows:

**TRANSFER FROM APPROPRIATIONS**

<b>The amount of:</b>	<b>\$2,300,000.00</b>			
<b>FDOA:</b>				
<u>Water and Wastewater R&amp;E Fund</u>	<u>NDP Reservation Fund Appropriations</u>	<u>Reserve Conversion Account</u>	<u>Accounting</u>	
5052	200101	5999901	1512000	

**ADD TO APPROPRIATIONS**

<b>The amount of:</b>	<b>\$2,300,000.00</b>			
<b>PTAEO:</b>				
<u>Custer Ave. CSO Capacity Relief</u>	<u>Property Acquisition</u>	<u>Water and Wastewater R&amp;E Fund</u>	<u>Land</u>	<u>City of Atlanta</u>
17111415	106	505221391	5411000	COA

<b>FDOA:</b>				
<u>Water and Wastewater R&amp;E Fund</u>	<u>DWM Sewage Linear Maintenance/Repair</u>	<u>Projects and Grants Budget</u>	<u>Sewage Collection &amp; Disposal</u>	
5052	171002	5999999	4330000	
<u>Custer Ave. CSO Capacity Relief</u>	<u>Water and Wastewater R&amp;E Fund</u>			
111415	21391			

**Section 3:** That those appropriations in the Water & Wastewater Renewal & Extension Fund (5052) Budget are transferred as follows:

**ADD TO AWARD INSTALLMENT**

<b><u>The amount of:</u></b>	<b>\$2,300,000.00</b>	<u>Water and Wastewater R&amp;E Fund</u>		
		505221391		

**Section 3:** That all ordinances and parts of ordinances that are in conflict with the provisions of this ordinance are hereby waived to the extent of the conflict.

**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: City Utilities**

**Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND NO CENTS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,300,000.00); TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION; AND FOR OTHER PURPOSES.**

**Council Meeting Date: January 21, 2014**

**Requesting Dept.: Watershed Management**

**B. To be completed by the department:**

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

**Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.**

The purpose of this legislation is to amend the FY 2014 Water and Sewer Revenue Budget in the amount of five million dollars and no cents (\$5,000,000.00) and Renewal and Extension Fund (5052) in the amount of two million, three hundred thousand and no cents (\$2,300,000.00).

**2. Please provide background information regarding this legislation.**

**Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.**

To facilitate the use of the funds for the payment of legal settlements and associated property acquisition and for other purposes.

**3. If Applicable/Known:**

**(a) Contract Type (e.g. Professional Services, Construction Agreement, etc): N/A**

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

**4. Fund Account Center (Ex. Name and number):**

\$5,000,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND). 200101 (NDP RESERVATION FUND APPROPRIATIONS) 599901 (REPAIR & MAINTENANCE-EQUIPMENT) 1512000 (ACCOUNTING) TO 5051 (WATER & WASTEWATER REVENUE FUND). 170201 (DVM WASTEWATER TREATMENT AND COLLECTIONS) 5750002 (PROPERTY LIQUIDATION) 4310000 (SANITARY ADMINISTRATION

\$2,300,000.00 - 5052 (WATER & WASTEWATER R&E FUND). 200101 (NDP RESERVATION FUND APPROPRIATIONS) 599901 (REPAIR & MAINTENANCE-EQUIPMENT) 1512000 (ACCOUNTING) TO 5052 (WATER & WASTEWATER R&E FUND) 171002 (DWM SEWAGE LINEAR MAINTENANCE/ REPAIR) 599999 (PROJECTS AND GRANTS) 4330000 (SEWAGE COLLECTION AND DISPOSAL) 111415 (CUSTER AVE. CSO CAPACITY RELIEF) 21391 (DWM R N E 9999)

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

**5. Source of Funds: Example: Local Assistance Grant FY 2014 Budget**

**6. Fiscal Impact: \$5,000,000.00 (5051) and \$2,300,000.00 (5052)**

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

**7. Method of Cost Recovery:**

**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: Sage Glanton, Financial Manager 404.546.3411

**First Reading**  
 Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred To \_\_\_\_\_

**FINAL COUNCIL ACTION**  
 2<sup>nd</sup>  1<sup>st</sup> & 2<sup>nd</sup>  3<sup>rd</sup>  
**Readings**  
 Consent  V Vote  RC Vote

**AN ORDINANCE  
 BY CITY UTILITIES COMMITTEE**

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2014 WATER AND WASTEWATER REVENUE FUND (5051) BUDGET IN THE AMOUNT OF FIVE MILLION DOLLARS AND NO CENTS (\$5,000,000.00) AND THE RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO MILLION, THREE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$2,300,000.00); TO TRANSFER FUNDS FROM THE WATER AND WASTEWATER REVENUE FUND AND RENEWAL AND EXTENSION FUND RESERVE FOR APPROPRIATIONS AND ADD TO APPROPRIATIONS FOR LEGAL SETTLEMENTS AND ASSOCIATED PROPERTY ACQUISITION; AND FOR OTHER PURPOSES.

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_

**CERTIFIED**

**Action**  
 Fav, Adv, Hold (see rev. side)  
 Pother

**Action**  
 Fav, Adv, Hold (see rev. side)  
 Other

Members

Members

Refer To

Refer To

Committee

Committee

Date

Date

Chair

Chair

**Action**  
 Fav, Adv, Hold (see rev. side)  
 Other

**Action**  
 Fav, Adv, Hold (see rev. side)  
 Other

Members

Members

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
- PERSONAL PAPER REFER

ate Referred:

ate Referred:

ate Referred:

ate Referred:

ate Referred:

**MAYOR'S ACTION**



## CITY OF ATLANTA

SUITE 1900

55 TRINITY AVENUE, SW

ATLANTA, GA 30303

(404) 330-6204 Fax: (404) 658-7705

Internet Home Page: [www.atlantaga.gov](http://www.atlantaga.gov)

DEPARTMENT OF PROCUREMENT

Adam L. Smith, Esq., CPPO, CPPB, CPPM, CPP

Chief Procurement Officer

[asmith@atlantaga.gov](mailto:asmith@atlantaga.gov)

Kasim Reed

Mayor

January 9, 2013

### PROCUREMENT CODE SECTION 2-1191.1 SPECIAL PROCUREMENT DESIGNATION FC-7197

Pursuant to Atlanta City Code Section 2-1191.1, the Chief Procurement Officer may initiate a procurement above the small purchase amount specified in Section 2-1190 where he determines that an unusual or unique situation exists that makes the application of all requirements of competitive sealed bidding or competitive sealed proposals contrary to the public interest and such procurement does not technically qualify as a sole source procurement under Code Section 2-1191. Any special procurement under this Section shall be made with such competition as is practicable under the circumstances. A written determination of the basis for the procurement and for the selection of the particular contractor shall be included by the Chief Procurement Officer in the contract file.

This special procurement request is being made to engage Acculynk Incorporated ("Acculynk") to provide the Department of Watershed Management with a patented system that will allow citizens to pay their water bills via the internet utilizing their bank issued ATM personal identification numbers ("PIN"). The not-to-exceed amount for this special procurement request is One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00) for the initial Information Technology charges.

Having conducted an investigation of the available sources regarding the materials, goods and/or services stipulated herein pursuant to § 2-1191.1 of the City of Atlanta Code of Ordinances, Special Procurement, my findings are:

1. Acculynk is the only payment process that has been approved by 10+ PIN Debit networks to securely capture, process, and verify a true PIN Debit Transactions; and
2. Acculynk owns the patent for the PaySecure System and has not licensed its technology to any other parties.

I, Adam L. Smith, by the authority vested in me pursuant to § 2-1191.1 of the City of Atlanta Code of Ordinances, do hereby approve, direct and authorize the special procurement for software and services.

  
Adam L. Smith

Attachment: FC-7179\_Special Procurement Authorization Letter (14-O-1083 : Land acquisition and legal settlements)