

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)

Workflow List:

Santana Kempson Wright	Completed	04/30/2014 4:29 PM
Rita Braswell	Completed	04/30/2014 5:08 PM
Richard Mendoza	Completed	05/01/2014 2:46 PM
Saul Schultz	Completed	05/01/2014 3:07 PM
Mayor's Office	Completed	05/01/2014 4:10 PM
Office of Research and Policy Analysis	Completed	05/01/2014 4:34 PM
City Utilities Committee	Completed	05/29/2014 1:28 PM
Atlanta City Council	Completed	05/30/2014 3:59 PM
City Utilities Committee	Completed	06/17/2014 1:56 PM
Atlanta City Council	Completed	07/01/2014 3:23 PM
City Utilities Committee	Completed	06/25/2014 4:52 PM
Atlanta City Council	Completed	06/19/2014 3:09 PM
City Utilities Committee	Completed	07/17/2014 10:40 AM
Atlanta City Council	Completed	07/16/2014 1:27 PM
City Utilities Committee	Completed	07/17/2014 11:36 AM
Atlanta City Council	Completed	07/24/2014 12:27 PM
City Utilities Committee	Pending	
Mayor's Office	Pending	

HISTORY:

05/13/14	City Utilities Committee	
05/19/14	Atlanta City Council	REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [UNANIMOUS]	Next: 5/27/2014 9:30 AM
AYES:	Norwood, Dickens, Smith, Hall, Archibong, Shook, Adrean, Moore, Martin, Bottoms, Sheperd	
ABSENT:	Michael Julian Bond, Ivory Lee Young Jr., Cleta Winslow, Alex Wan	

05/27/14	City Utilities Committee	HELD IN COMMITTEE
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RESULT:	HELD IN COMMITTEE	Next: 6/2/2014 1:00 PM
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06/02/14	Atlanta City Council	REFERRED AS HELD
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RESULT:	REFERRED AS HELD	Next: 6/10/2014 9:30 AM
06/10/14	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 6/16/2014 1:00 PM
06/16/14	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 6/24/2014 9:30 AM
06/24/14	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 7/7/2014 1:00 PM
07/07/14	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 7/15/2014 9:30 AM
07/15/14	City Utilities Committee	HELD IN COMMITTEE
RESULT:	HELD IN COMMITTEE	Next: 7/21/2014 1:00 PM
07/21/14	Atlanta City Council	REFERRED AS HELD
RESULT:	REFERRED AS HELD	Next: 7/29/2014 9:30 AM
RESULT:	REFERRED AS HELD	Next: 7/29/2014 9:30 AM

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

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)

WHEREAS, pursuant to Section Chapter 138, Article IV, Section 138-76, of the City of Atlanta Code of Ordinances (“Code”), the Department of Public Works is authorized to provide installation services for a fee; and

WHEREAS, pursuant to Section 138, Article IV, Section 138-96, of the Code, the Commissioner of the Department of Public Works is authorized to maintain a schedule of charges for the installation or repair of sidewalks, and authorizes the revision of such installation or repair charges from time to time, subject to council approval; and

WHEREAS, the charges for the installation or repair of sidewalks were revised via Ordinance 08-O-0871 adopted by the City Council on June 16, 2008 and approved by the Mayor on June 24, 2008; and

WHEREAS, the Department of Public Works has reviewed the fee structure where the City of Atlanta performs the installation of sidewalks or performs sidewalk repairs to private residents; and

WHEREAS, the Department of Public Works has determined that the present amounts charged for such installation or repair services are significantly below the charges made by private contractors performing the identical services.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That the Department of Public Works has surveyed the fee structure of the annual contractors that perform sidewalk repair and/or installation services in the City of Atlanta and the results of that survey are depicted in Exhibit “A” attached hereto.

Section 2: That pursuant to the provisions of Chapter 138, Article IV, Section 138-96 of the Code, the Commissioner of the Department of Public Works currently charges fees for said services that are significantly less than identical services charged by private contractors and do not reflect the costs to the city when it provides said services as depicted in Exhibit “A” in the column labeled “COA”.

Section 3: That pursuant to the provisions of said section, the Commissioner of the Department of Public Works is authorized to increase the fees for the installation or repair of sidewalks to an amount that fairly represents the costs of such work to the City.

Section 4: That the Commissioner of the Department of Public Works has appropriately determined that the fees that may be charged hereafter by the City shall be based on the average charges made by the annual sidewalk contractors included in the survey as depicted in Exhibit "A" in the column labeled "2014 Avg. Unit Price".

Section 5: That Appendix B: Fees, shall be revised, as necessary, to reflect the imposition of fees in accordance with Section 4 above and Exhibit "A".

Section 6: Said fees shall become effective immediately upon the Mayor's signature.

Section 7: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Santana Kempson Wright

Contact Number: (404) 330-6579

Originating Department: Department of Public Works

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: April 25, 2014

Anticipated Committee Meeting Date(s): TBD - FY 2015 Budget

Anticipated Full Council Date: TBD - FY 2014 Budget

Legislative Counsel's Signature: Saul Schultz

Commissioner's Signature: [Signature]

Chief Financial Officer: _____

Chief Information Officer Signature (for IT Procurements) _____

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE TO AMEND 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.

FINANCIAL IMPACT:

Mayor's Staff Only _____

Received by CPO: _____
(date)

Received by LC from CPO: _____
(date)

Received by Mayor's Office: Jamice Ouel 4/25/14
(date)

Reviewed by: [Signature]
(date)

Submitted to Council: _____ (date)

Attachment: Increase Residential Sidewalk Installation Fees (14-O-1240 : Increase Residential Sidewalk Installation Fees)

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE TO AMEND 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.

WHEREAS, pursuant to Section Chapter 138, Article IV, Section 138-76, of the City of Atlanta Code of Ordinances (“Code”), the Department of Public Works is authorized to provide installation services for a fee; and

WHEREAS, pursuant to Section 138, Article IV, Section 138-96, of the Code, the Commissioner of the Department of Public Works is authorized to maintain a schedule of charges for the installation or repair of sidewalks, and authorizes the revision of such installation or repair charges from time to time, subject to council approval; and

WHEREAS, the charges for the installation or repair of sidewalks were revised via Ordinance 08-O-0871 adopted by the City Council on June 16, 2008 and approved by the Mayor on June 24, 2008; and

WHEREAS, the Department of Public Works has reviewed the fee structure where the City of Atlanta performs the installation of sidewalks or performs sidewalk repairs to private residents; and

WHEREAS, the Department of Public Works has determined that the present amounts charged for such installation or repair services are significantly below the charges made by private contractors performing the identical services.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That the Department of Public Works has surveyed the fee structure of the annual contractors that perform sidewalk repair and/or installation services in the City of Atlanta and the results of that survey are depicted in Exhibit “A” attached hereto.

Section 2: That pursuant to the provisions of Chapter 138, Article IV, Section 138-96 of the Code, the Commissioner of the Department of Public Works currently charges fees for said services that are significantly less than identical services charged by private contractors and do not reflect the costs to the city when it provides said services as depicted in Exhibit “A” in the column labeled “COA”.

Section 3: That pursuant to the provisions of said section, the Commissioner of the Department of Public Works is authorized to increase the fees for the installation or repair of sidewalks to an amount that fairly represents the costs of such work to the City.

Section 4: That the Commissioner of the Department of Public Works has appropriately determined that the fees that may be charged hereafter by the City shall be based on the average charges made by the annual sidewalk contractors included in the survey as depicted in Exhibit “A” in the column labeled “2014 Avg. Unit Price”.

Section 5: That Appendix B: Fees, shall be revised, as necessary, to reflect the imposition of fees in accordance with Section 4 above and Exhibit “A”.

Section 6: Said fees shall become effective immediately upon the Mayor’s signature.

Section 7: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived to the extent of the conflict only.

EXHIBIT A

Annual Sidewalk Price Adjustments

	Unit	1999 Cost	Current Cost - 2008	2014 Avg. Unit Price	Variance
4" Sidewalk - broom finish	sq ft	\$2.75	\$3.90	\$10.28	164%
4" sidewalk - tile stencil	sq ft	\$5.55	\$5.54	\$11.44	106%
4" sidewalk - brick stencil	sq ft	\$5.55	\$5.95	\$11.44	92%
Tile sidewalk w/mortar	sq ft	\$27.00	\$33.75	\$62.00	84%
Brick sidewalk w/mortar	sq ft	\$30.00	\$37.50	\$62.00	65%
6" driveway apron	sq ft	\$3.12	\$5.24	\$25.20	381%
8" driveway apron	sq ft	\$3.89	\$6.56	\$26.13	298%
Wheelchair Ramp	sq ft	\$3.11	\$11.54	\$23.40	103%
6"x18" concrete curb	Lin ft	\$10.00	\$14.30	\$46.99	229%
8"x24" concrete curb and gutter	Lin ft	\$11.00	\$13.75	\$16.23	18%
8"x30" concrete curb and gutter	Lin ft	\$12.00	\$12.60	\$14.87	18%
Straight grade "A" granite curb	Lin ft	\$32.00	\$40.00	\$47.20	18%
Radius grade "A" granite curb	Lin ft	\$30.00	\$37.50	\$44.25	18%
Straight grade "B" granite curb	Lin ft	\$20.00	\$37.75	\$59.20	57%
Radius grade "B" granite curb	Lin ft	\$25.00	\$31.25	\$36.88	18%
Adjust granite curb	Lin ft	\$15.00	\$18.09	\$21.35	18%

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:

Caption:

AN ORDINANCE TO AMEND 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.

Committee of Purview: City Utilities

Committee Meeting Date: TBD – FY 2015 Budget

Council Meeting Date: TBD – FY 2015 Budget

Requesting Dept.: Department of Public Works

B. To be completed by the department:

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

The purpose of this legislation is to amend 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 for sidewalks the City provides installation for.

2. Please provide background information regarding this legislation.

The Department of Public Works is authorized to maintain a schedule of charges for the installation of sidewalks and is authorized to revise the charges. The Department has reviewed the current fee structure and determined the present amounts charged for installation and/or repair services are below the charges made by private contractors performing the identical services. The last fee revision was done in June 2008 via Ordinance 08-O-0871.

3. If Applicable/Known:

(a) **Contract Type:** n/a

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

4. Fund Department Account Center:

5. Source of Funds:

6. Fiscal Impact:

7. Method of Cost Recovery:

This Legislative Request Form Was Prepared By: Santana K. Wright

<p style="text-align: center;">(Do Not Write Above This Line)</p> <p style="text-align: center;">AN ORDINANCE BY CITY UTILITIES COMMITTEE</p> <p>AN ORDINANCE TO AMEND 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.</p>	<p style="text-align: center;">Committee</p> <p>Date _____</p> <p>Chair _____</p> <p>Action _____</p> <p>Fav, Adv, Hold (see rev. side) _____</p> <p>Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p style="text-align: center;">Committee</p> <p>Date _____</p> <p>Chair _____</p> <p>Action _____</p> <p>Fav, Adv, Hold (see rev. side) _____</p> <p>Other _____</p> <p>Members _____</p> <p>Refer To _____</p>
<p style="text-align: center;">First Reading</p> <p>Committee _____</p> <p>Date _____</p> <p>Chair _____</p> <p>Referred To _____</p>	<p style="text-align: center;">Committee</p> <p>Date _____</p> <p>Chair _____</p> <p>Action _____</p> <p>Fav, Adv, Hold (see rev. side) _____</p> <p>Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p style="text-align: center;">Committee</p> <p>Date _____</p> <p>Chair _____</p> <p>Action _____</p> <p>Fav, Adv, Hold (see rev. side) _____</p> <p>Other _____</p> <p>Members _____</p> <p>Refer To _____</p>
<p style="text-align: center;">FINAL COUNCIL ACTION</p> <p><input type="checkbox"/> 2nd</p> <p><input type="checkbox"/> Consent</p> <p><input type="checkbox"/> 1st & 2nd Readings</p> <p><input type="checkbox"/> 1st & 2nd RC Vote</p>	<p style="text-align: center;">CERTIFIED</p>	
<p style="text-align: center;">MAYOR'S ACTION</p>		
<p><input type="checkbox"/> CONSENT REFER</p> <p><input type="checkbox"/> REGULAR REPORT REFER</p> <p><input type="checkbox"/> ADVERTISE & REFER</p> <p><input type="checkbox"/> 1ST ADOPT 2ND READ & REFER</p> <p><input type="checkbox"/> PERSONAL PAPER REFER</p>		
<p>Date Referred _____</p> <p>Referred To: _____</p> <p>Date Referred _____</p> <p>Referred To: _____</p> <p>Date Referred _____</p> <p>Referred To: _____</p>		

