

**AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARLETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS TO PT AEO PROJECT 04111891 (72 MARIETTA ST VIADUCT PROJECT), AWARD 350342208 (GDOT RESTITUTION FUND), 3503 (CAPITAL FINANCE FUND), 040421 (EXE. 72 MARIETTA STREET MAIN BUILDING), ACCOUNT 5999999 (PROJECT AND GRANTS), 1565001 (GEN GOV-BLDGS\ & PLANT-72 MARIETTA), PROJECT 111891 (72 MARIETTA ST VIADUCT PROJECT), FUNDING SOURCE 42208 (GDOT RESTITUTION FUND) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.**

**Workflow List:**

Atlanta City Council	Completed	07/24/2014 12:27 PM
Finance/Executive Committee	Pending	
Mayor's Office	Pending	

**HISTORY:**

07/21/14	Atlanta City Council	REFERRED WITHOUT OBJECTION
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<b>RESULT:</b>	<b>REFERRED WITHOUT OBJECTION</b>	<b>Next: 7/30/2014 1:00 PM</b>
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<b>RESULT:</b>	<b>REFERRED WITHOUT OBJECTION</b>	<b>Next: 7/30/2014 1:00 PM</b>
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Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

CITY COUNCIL  
ATLANTA, GEORGIA

14-O-1381

SPONSOR SIGNATURES

*Clarence T Martin Jr*  
Clarence "C. T." Martin, Councilmember, District 10

**AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARIETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS TO PT AEO PROJECT 04111891 (72 MARIETTA ST VIADUCT PROJECT), AWARD 350342208 (GDOT RESTITUTION FUND), 3503 (CAPITAL FINANCE FUND), 040421 (EXE. 72 MARIETTA STREET MAIN BUILDING), ACCOUNT 5999999 (PROJECT AND GRANTS), 1565001 (GEN GOV-BLDGS\ & PLANT-72 MARIETTA), PROJECT 111891 (72 MARIETTA ST VIADUCT PROJECT), FUNDING SOURCE 42208 (GDOT RESTITUTION FUND) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta ("City") did authorize the conveyance to the Georgia Department of Transportation ("GDOT") certain property interests needed for the replacement of the Spring Street Viaduct c-ViaducC) pursuant to Ordinance 13-0-1407; and

WHEREAS, while the property interests were authorized to be conveyed at no cost to GDOT, there were various physical impacts identified to the Warehouse and Production Buildings ("Buildings") at 72 Marietta Street: and

WHEREAS, the City's contractors have estimated a cost not to exceed \$226,434.07 to cure the impacts to the Buildings; and

WHEREAS, GDOT has agreed to pay the costs associated with the cost to cure those impacts; and

WHEREAS, the Department of Procurement has authorized the work needed to be done on an emergency basis due to the scheduled replacement of the Viaduct by GDOT;

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

SECTION 1: That the Office of Enterprise Assets Management (OEAM) is authorized to accept the sum of \$226,434.07 from GDOT as the cost to cure the impacts to the Buildings.

SECTION 2: That the Chief Financial Officer is authorized to amend the Fiscal Year 2015

budget by anticipating and appropriating funds to the below listed FDOA in a total amount not to

**AN ORDINANCE  
BY FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARIETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS TO PTAE0 PROJECT 04111891 (72 MARIETTA ST VIADUCT PROJECT), AWARD 350342208 (GDOT RESTITUTION FUND), 3503 (CAPITAL FINANCE FUND), 040421 (EXE. 72 MARIETTA STREET-MAIN BUILDING), ACCOUNT 5999999 (PROJECT AND GRANTS), 1565001 (GEN GOV-BLDGS\ & PLANT-72 MARIETTA), PROJECT 111891 (72 MARIETTA ST VIADUCT PROJECT), FUNDING SOURCE 42208 (GDOT RESTITUTION FUND) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (“City”) did authorize the conveyance to the Georgia Department of Transportation (“GDOT”) certain property interests needed for the replacement of the Spring Street Viaduct (“Viaduct”) pursuant to Ordinance 13-O-1407; and

**WHEREAS**, while the property interests were authorized to be conveyed at no cost to GDOT, there were various physical impacts identified to the Warehouse and Production Buildings (“Buildings”) at 72 Marietta Street; and

**WHEREAS**, the City’s contractors have estimated a cost not to exceed \$226,434.07 to cure the impacts to the Buildings; and

**WHEREAS**, GDOT has agreed to pay the costs associated with the cost to cure those impacts; and

**WHEREAS**, the Department of Procurement has authorized the work needed to be done on an emergency basis due to the scheduled replacement of the Viaduct by GDOT;

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**SECTION 2:** That the Chief Financial Officer is authorized to amend the Fiscal Year 2015 budget by anticipating and appropriating funds to the below listed FDOA in a total amount not to

**AN ORDINANCE BY COUNCILMEMBER**

**AN ORDINANCE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARIETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS TO PTAE0 PROJECT 04111891 (72 MARIETTA ST VIADUCT PROJECT), AWARD 350342208 (GDOT RESTITUTION FUND), 3503 (CAPITAL FINANCE FUND), 040421 (EXE. 72 MARIETTA STREET-MAIN BUILDING), ACCOUNT 5999999 (PROJECT AND GRANTS), 1565001 (GEN GOV-BLDGS\ & PLANT-72 MARIETTA), PROJECT 111891 (72 MARIETTA ST VIADUCT PROJECT), FUNDING SOURCE 42208 (GDOT RESTITUTION FUND) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.**

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**WHEREAS**, the City’s contractors have estimated a cost not to exceed \$226,434.07 to cure the impacts to the Buildings; and

**WHEREAS**, GDOT has agreed to pay the costs associated with the cost to cure those impacts; and

**WHEREAS**, the Department of Procurement has authorized the work needed to be done on an emergency basis due to the scheduled replacement of the Viaduct by GDOT;

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1:** That the Office of Enterprise Assets Management (OEAM) is authorized to accept the sum of \$226,434.07 from GDOT as the cost to cure the impacts to the Buildings.

**SECTION 2:** That the Chief Financial Officer is authorized to amend the Fiscal Year 2015 budget by anticipating and appropriating funds to the below listed FDOA in a total amount not to exceed Two Hundred Twenty-Six Thousand, Four Hundred Thirty-Four Dollars and Seven Cents (\$226,434.07) as follows:

(Do Not Write Above This Line)  
AN ORDINANCE BY COUNCILMEMBER

AN ORDINANCE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARIETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS TO PTAEO PROJECT 04111891 (72 MARIETTA ST VIADUCT PROJECT), AWARD 350342208 (GDOT RESTITUTION FUND), 3503 (CAPITAL FINANCE FUND), 040421 (EXE. 72 MARIETTA STREET-MAIN BUILDING), ACCOUNT 5999999 (PROJECT AND GRANTS), 1565001 (GEN GOV-BLDGS. & PLANT-72 MARIETTA), PROJECT 111891 (72 MARIETTA ST VIADUCT PROJECT), FUNDING SOURCE 42208 (GDOT RESTITUTION FUND) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.

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

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

CERTIFIED

MAYOR'S ACTION

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

Date Referred: 7/21/14  
Referred To: Finance/GAC

Date Referred: \_\_\_\_\_  
Referred To: \_\_\_\_\_

Date Referred: \_\_\_\_\_  
Referred To: \_\_\_\_\_

Date Referred: \_\_\_\_\_  
Referred To: \_\_\_\_\_

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

(1) ADD TO ANTICIPATIONS

FUND	DEPT/ORG	ACCOUNT	F/A CODE	PROJECT	FUND SRC	Amount
1001	040401	3442707	1565000			\$226,434.07
General Fund	Exe General Buildings & Plants	Miscellaneous Other Revenue	Gen Gov-Bldgs\ & Plant			
<b>Total add to anticipations</b>						<b>\$226,434.07</b>

(2) ADD TO APPROPRIATIONS

FUND	DEPT/ORG	ACCOUNT	F/A CODE	PROJECT	FUND SRC	Amount
1001	040401	6110049	1565000			\$226,434.07
General Fund	Exe General Buildings & Plants	Operating Transfer out to 3503	Gen Gov-Bldgs\ & Plant			
<b>Total add to appropriations</b>						<b>\$226,434.07</b>

(3) ADD TO ANTICIPATIONS

FUND	DEPT/ORG	ACCOUNT	F/A CODE	PROJECT	FUND SRC	Amount
3503	000002	3912001				\$226,434.07
Capital Finance Fund	Revenue	Operating Transfer From Fund 1001				
<b>Total add to anticipations</b>						<b>\$226,434.07</b>

(4) ADD TO APPROPRIATIONS

PATEO Project	PATEO Award #:					Amount
04111891	350342208					
FUND	DEPT/ORG	ACCOUNT	F/A CODE	PROJECT	FUND SRC	Amount
3503	040421	5999999	1565001	111891	42208	\$226,434.07
Capital Finance Fund	Exe 72 Marietta Main Building	Projects and Grants Budget	Gen Gov-Bldgs\ & Plant-72 Marietta	72 Marietta St Viaduct Project	GDOT restitution fund	
<b>Total Transfers To Appropriations</b>						<b>\$226,434.07</b>

**SECTION 3:** That all ordinances or parts of ordinances in conflict with 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:** Finance/ Executive

**Caption:** AN ORDINANCE AUTHORIZING THE OFFICE OF ENTERPRISE ASSETS MANAGEMENT TO ACCEPT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION THE SUM OF \$226,434.07 FOR THE DESIGN WORK AND CONSTRUCTION ACTIVITIES NEEDED TO CURE THE IMPACT TO THE 72 MARIETTA STREET WAREHOUSE AND PRODUCTION BUILDINGS DUE TO THE SPRING STREET VIADUCT REPLACEMENT PROJECT, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FISCAL YEAR 2015 BUDGET BY TRANSFERRING APPROPRIATIONS FROM 1001(GENERAL FUND), DEPARTMENT 040401 (EXE GENERAL BUILDINGS & PLANTS, ACCOUNT 3442707 (MISCELLANEOUS OTHER REVENUE), FUNCTION ACTIVITY 1565001 (GEN GOV-BLDGS\ & PLANTS) IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SIX THOUSAND, FOUR HUNDRED THIRTY-FOUR DOLLARS AND SEVEN CENTS (\$226,434.07); AND FOR OTHER PURPOSES.

**Council Meeting Date:** 7/21/14 (first read); 8/18/14 (second read).

**Requesting Dept.:** Executive Offices/ Office of Enterprise Assets Management

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

**1. Please provide a summary of the purpose of this legislation.**

The purpose of this Ordinance is to authorize the Office of Enterprise Assets Management to accept \$226,434.07 from GDOT as consideration for the work that OEAM will need to perform to our buildings at 72 Marietta Street in conjunction with GDOT's replacement of the Spring Street Viaduct.

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

The subject Viaduct will be replaced by GDOT beginning in September 2014. Pursuant to 13-O-1407, the city conveyed certain property interests that the State needed in order to build the new Viaduct. However, certain modifications to our existing buildings are required during and after the construction activity in order to maintain the city's operations at 72 Marietta Street. The cost of these modifications has been estimated not to exceed \$226,434.07, which GDOT has agreed to pay. This legislation would enable OEAM to accept a check for this amount and to establish an account from which the needed construction modifications would be paid.

**3. If Applicable/Known:**

**(a) Contract Type:**

- (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:** N/A

**4. Fund Account Center:** N/A

**5. Source of Funds:** Georgia Department of Transportation

**6. Fiscal Impact:** By accepting a check from GDOT for \$226,434.07, the city will be able to maintain operations at 72 Marietta Street at no cost to the General Fund.

**7. Method of Cost Recovery:** NA

**This Legislative Request Form Was Prepared By: John Lavelle, Director of Real Estate Portfolio/ OEAM.**