



CITY OF ATLANTA

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Mayor

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DEPARTMENT OF PROCUREMENT
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November 10, 2016

PROCUREMENT CODE SECTION 2-1191.1 SPECIAL PROCUREMENT DESIGNATION FC-9062

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 make the application of all requirements of competitive sealed bidding or competitive sealed proposals contrary to the public interest. Such procurement does not technically qualify as sole source procurement under Code Section 2-1191. Any special procurement under this Section is conducted with such competition as practicable under the circumstances. The Chief Procurement Officer in the contract file shall include a written determination of the basis for the procurement and for the selection of the particular contractor.

This special procurement request is to engage The Worthing Companies (“**Worthing**”) to widen Huff Road from Howell Mill Road to Marietta Street to accommodate the increased traffic flow caused by the development of a 282 unit apartment complex. This request is on behalf of the Department of Public Works. (“**DPW**”)

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

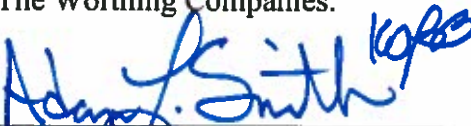
1. Worthing is currently building the Western Heights Community (“**Community**”) on the site of the former Georgia Steel property in Atlanta, Georgia. The Community will be, at its completion, a state of the arts 282 unit apartment complex (housing over 500 people). To accommodate the increased traffic flow by the Community, Huff Road must be widened;
2. Worthing, as a part of the Community project (independent of the City) engaged the design firm of Kimley Horn to design a road widening plan from Howell Mill Road to Marietta Street and subsequently, a revised plan widening Huff Road plan from Foster Street to the Community;
3. As a result of the Kimley Horn study, the City’s DPW passed legislation in an amount not to exceed One Million Five Hundred Thousand Dollars and Zero Cents (\$1,500,000.00), anticipating the road widening project as well as a traffic light warrant analysis for the intersection of Huff Road and Foster Road;

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4. Worthing has agreed to utilize their study and design plan (completed by Kimley Horn) at no cost to the City to widen Huff Road;
5. the estimated price associated with bidding this project out without the design work already completed is Three Million Dollars and Zero Cents (\$3,000,000.00), twice the amount the City has allotted to this project;
6. the potential impact of delaying this project for competitive sealed bidding may cost the City an additional \$1.5 Million Dollars and may also severely impair the City's ability to satisfy necessary performing upgrades that are needed for the current critical public safety system;
7. Worthing already has resources mobilized at the Community, therefore they will be able to quickly mobilize for this project;
8. it has been determined that because of the specialize service and time constraints, the application of all requirements for competitive bidding would not apply. It has also been determined that procurement does not technically qualify as a sole source;
9. the term shall not exceed eighteen (18) months; and
10. No one request shall exceed One Million Five Hundred Thousand Dollars and Zero Cents (\$1,500,000.00).

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 of construction services to be provided by The Worthing Companies.



Adam L. Smith

ALS/dme