



**CITY COUNCIL
ATLANTA, GEORGIA**

01- R -1435

**A RESOLUTION BY
COUNCILMEMBER LEE MORRIS**

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO WRITE A LETTER ON BEHALF OF THE CITY TO THE MIDTOWN ALLIANCE COMMITTING TO REPAY UP TO \$200,000 OUT OF 2000 BOND REFERENDUM FUNDING UNDER CERTAIN CIRCUMSTANCES, AND ADOPTING AS CITY POLICY SUCH REPAYMENT UNDER SUCH CIRCUMSTANCES, AND FOR OTHER PURPOSES

Whereas, included in the list of projects associated with the 2000 Quality of Life Bond Referendum approved by the voters of the City of Atlanta in November, 2000 (the "Bond") was the Midtown Streetscapes Project (the "Project"), in the amount of approximately \$800,000; and

Whereas, The Regional Transportation Improvement Plan has allocated federal funding for the 10th Street and Piedmont Avenue corridors portions of the Project and such funding requires that the construction documents phase begin as soon as possible, so as not to jeopardize the loss of such funding; and

Whereas, the Bond money for the Project will not be available immediately and the Midtown Alliance is willing to advance funds for the work on the construction documents with the written understanding that such advance will be reimbursed by the City at such time as the Bond proceeds are appropriated to the Project; and

Whereas, the City will benefit from the advance of such funds by the Midtown Alliance;

Now, therefore, be it and it is hereby resolved that:

- 1) The Mayor or his designee is hereby authorized to write a letter to the Midtown Alliance on behalf of the City of Atlanta committing to repay the Midtown Alliance, without interest, sums advanced by the Midtown Alliance in order to fund the preparation of construction documents for the 10th Street and Piedmont Avenue corridors of the Project. Provided, however, that such commitment will not exceed the lesser of \$200,000 or the amounts actually expended in such advancements by the Midtown Alliance, and further provided that such commitment will be contingent on and conditioned upon the appropriation by the City Council of sufficient sums for the Project out of the 2000 Quality of Life Bond Referendum proceeds, in the normal scheduled priorities.
- 2) The Midtown Alliance shall be entitled to rely upon this Resolution, subject to the conditions outlined in Section (1) hereof, as the policy of the City of Atlanta with respect to the subject matter hereof, if the letter referred to in Section (1) hereof is not forthcoming for any reason.
- 3) Resolutions in conflict herewith are hereby rescinded.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

SEP 04, 2001

SEP 13, 2001

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(Do Not Write Above This Line)

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Adopted Unanimous by voice vote As Amended

- CONSENT REFER
REGULAR REPORT REFER
ADVERTISE & REFER
1st ADOPT 2nd READ & REFER
PERSONAL PAPER REFER

Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

Committee
Date
Chair
Referred to

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

FINAL COUNCIL ACTION
2nd
1st & 2nd
3rd
Consent
Vote
RC Vote

CERTIFIED
SEP 4 2001
Municipal Clerk

CERTIFIED
SEP 04 2001
Municipal Clerk

MAYOR'S ACTION
APPROVED
SEP 13 2001
WITHOUT SIGNATURE BY OPERATION OF LAW