



**CITY COUNCIL
ATLANTA, GEORGIA**

A RESOLUTION

BY:

01-R-0972

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH THE ATLANTA DEVELOPMENT AUTHORITY AND CERTAIN DEVELOPERS FOR THE PURPOSE OF IMPLEMENTING THE WESTSIDE REDEVELOPMENT PLAN AND TAX ALLOCATION DISTRICT (TAD); AND FOR OTHER PURPOSES.

WHEREAS, The City of Atlanta has appointed the Atlanta Development Authority (the "Authority") its agent and authorized representative for the purpose of implementing certain redevelopment initiatives set forth in the City's Westside Redevelopment Plan and Tax Allocation Bond District (the "Redevelopment Plan") established and created by the City in 1998 pursuant to the Redevelopment Powers Law, O.C.G.A. § 36-44-1, et seq.

WHEREAS, in furtherance of the public purposes of the Redevelopment Plan and the Act, the City has issued certain revenue bonds secured by incremental tax revenues expected to be generated from the redevelopment initiatives and a resulting increase in commercial activity spurred by such initiatives in the tax allocation bond district (the "Westside TAD") established under the Redevelopment Plan; and

WHEREAS, the Developers desire to undertake or have undertaken the Project within the boundaries of the Westside TAD and have requested assistance for the Project from the Authority; and

WHEREAS, the Authority has reviewed preliminary plans and specifications and certain other information submitted by the Developers for the Project and has determined that the Project is consistent with and in furtherance of the public purposes of the Redevelopment Plan and the Act, and therefore, the Authority desires to provide assistance to the Developers for the Project on the terms and conditions set forth herein; and

WHEREAS, the Authority, the City and the Developers desire to enter into this Agreement to set forth the respective duties, responsibilities and obligations of each party



and the procedures for the design, development, construction and financing of the Project; and

WHEREAS, a contractual development agreement to memorialize these commitments is needed.

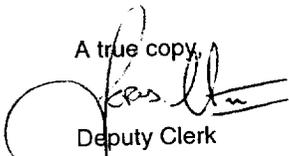
THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES as follows:

Section 1. The Mayor is authorized to execute an agreement with the Developers, the City of Atlanta, and the Atlanta Development Authority (which shall be known as “the Westside Development Agreement”) whereby the Developers shall, along with the assistance of the Authority, further the public purposes of the Redevelopment Plan and the Act.

Section 2. The City Attorney shall prepare an appropriate contractual agreement for execution by the Mayor, to be approved by the City Attorney as to form.

Section 3. Said agreement shall not become binding on the City, and the City shall not incur any liability thereunder, until the agreement has been signed by the Mayor and a representative of the Atlanta Development Authority, and delivered to the Developers.

A true copy,


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

DEC 03, 2001
DEC 11, 2001

RCS# 3385
12/04/01
12:44 AM

Atlanta City Council

Regular Session

01-R-0972

Development Agreement with ADA
for Westside Redevelopment Plan/TAD
ADOPT

YEAS: 9
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 7
EXCUSED: 0
ABSENT 0

NV McCarty	NV Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	NV Morris	NV Maddox	Y Alexander
Y Winslow	NV Muller	NV Boazman	NV Pitts

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(Do Not Write Above This Line)

A RESOLUTION

BY: *Richard B. ...*

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APPROVED BY: ADOPTED BY DEC 03 2001

COUNCIL

SUSAN PEASE LANGFORD CITY ATTORNEY

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

Date Referred 6/18/01

Referred To: CD 1 HR

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee
Date
Chair
Referred to

Committee CD 1 HR
Date 6/27/01
Chair
Action: Fav, Adv, Hold (see rev. side)
Members 8/11/01, 10/11/01, 8/15/01, 11/14/01, 9/12/01, 9/20/01
Refer To

Committee CD 1 HR
Date 11/28/01
Chair Susan Pease Langford
Action: Fav, Adv, Hold (see rev. side)
Members Yvonne Miller Johnson, James H. ...
Refer To

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

CERTIFIED

CERTIFIED DEC 3 2001 ATLANTA CITY CLERK

CERTIFIED DEC 03 2001

DEPUTY MUNICIPAL CLERK

MAYOR'S ACTION DEC 1 2001