

RESOLUTION BY

BY CITY UTILITIES COMMITTEE

**02-R-0334**

**AUTHORIZING THE PURCHASE OF PROPERTY,  
LOCATED AT 750 SELIG DRIVE, FROM M. D. HODGES  
ENTERPRISES, INC. FOR THE UTOY CREEK WATER  
RECLAMATION CENTER IMPROVEMENTS PROJECT  
LOCATED IN LAND LOT 82 OF THE 14FF DISTRICT,  
FULTON COUNTY, GEORGIA.**

WHEREAS, the City of Atlanta has identified the need for property located at 750 Selig Drive to be used in connection with the Utoy Creek Water Reclamation Center Improvements Project; and

WHEREAS, an ordinance adopted by the City Council on June 4, 2001 and approved by the Mayor on June 8, 2001 authorized the Director of the Bureau of purchasing and Real Estate to negotiate the purchase of said property identified as parcel 38 in attached Exhibits "A" and "B"; and

WHEREAS, said property has been appraised and fair market value established at One Hundred Eighty Three Thousand (\$183,000.00) Dollars; and

WHEREAS, M. D. Hodges Enterprises, Inc., owner of the property, has made a counter offer to the City in the amount of Two Hundred Thousand (\$200,000.00) Dollars; and

WHEREAS, the Director of the Bureau of Purchasing and Real Estate has negotiated an agreement with M. D. Hodges Enterprises, Inc. whereby it will sell said property for the Utoy Creek Water Reclamation Center Improvements Project to the City of Atlanta for and in consideration of the sum of Two Hundred Thousand (\$200,000.00) Dollars which is less than 10% of the appraised fair market value and it is deemed to be in the best interest of the City of Atlanta to purchase said property.

**THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** that the purchase of property located in Land Lot 84 of the 14FF District, Fulton County, Georgia and more particularly described in Exhibits "A" and "B" attached hereto, be purchased from M. D. Hodges Enterprises, Inc. for and in consideration of the sum of Two Hundred Thousand (\$200,000.00) Dollars to be used in connection with the Utoy Creek Water Reclamation Center Improvements Project in Fulton County, Georgia and the City Attorney be and is hereby authorized and directed to take the necessary action to close said transaction; all costs in connection therewith are to be charged to and paid from account number 2J21 571001 M53I1903LAQ0, Department of Public Works.

A true copy,

*Thonda Duphin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

MAR 04, 2002  
MAR 12, 2002

# EXHIBIT "A"

PROPERTY OF M. D. HODGES ENTERPRISES, INC.  
LOCATED IN LAND LOT 82 OF 14TH DISTRICT FF  
FULTON COUNTY, GEORGIA  
PARCEL 38  
750 SELIG DRIVE

## LEGAL DESCRIPTION

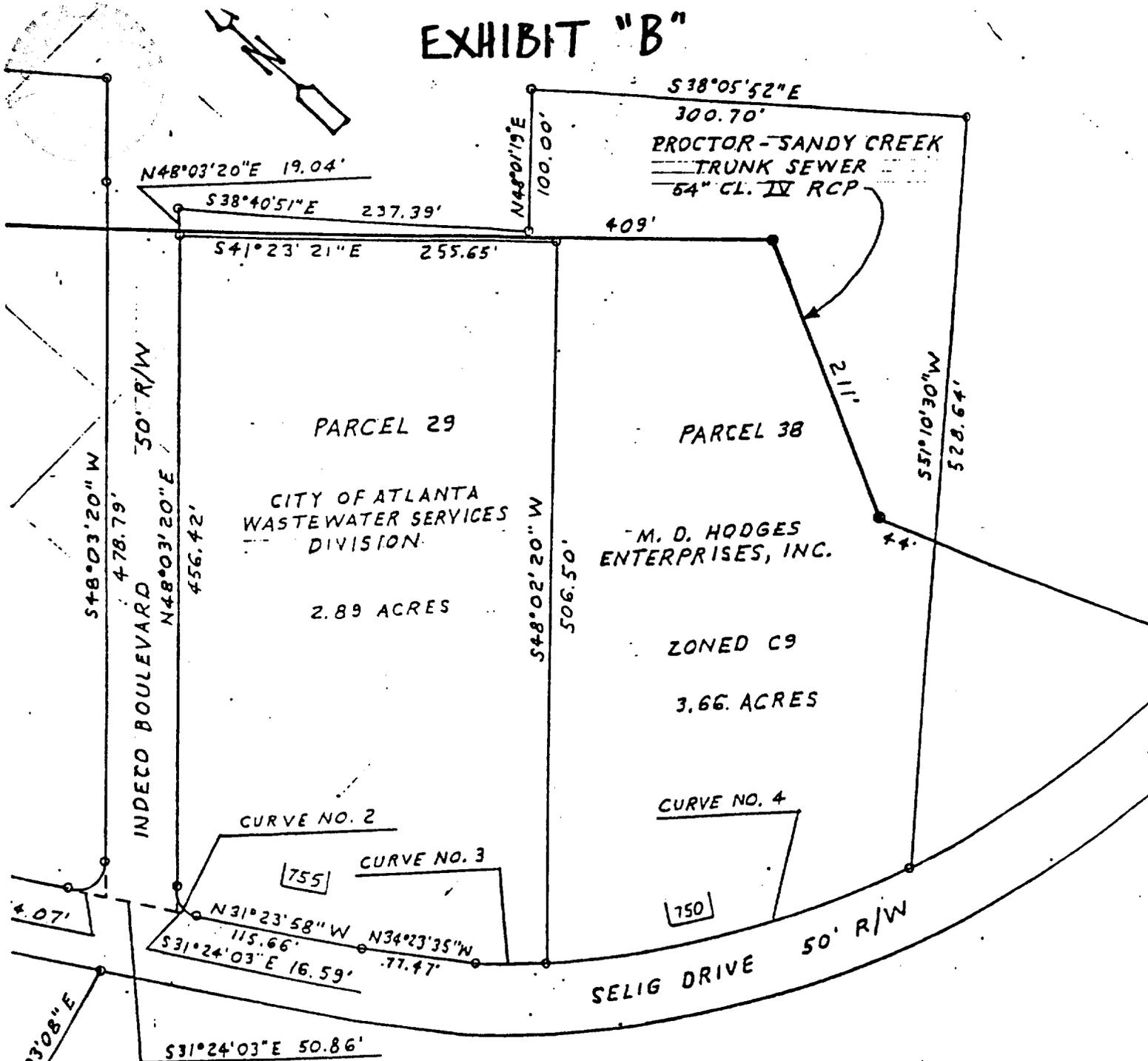
All that tract and parcel of land lying and being in Land Lot 82 of 14th District FF, Fulton County, Georgia, shown on the attached plat dated March 20, 2001 and being more particularly described as follows:

Commence at the intersection point of the northeastern right-of-way of Selig Drive (50 foot right-of-way) and the southeastern right-of-way of Indeco Boulevard (50 foot right-of-way) if extended to form an angle instead of a curve; thence  $S31^{\circ}24'03''E$ , 16.59 feet along the northeastern right-of-way of Selig Drive to a point; thence  $S31^{\circ}23'58''E$ , 115.66 feet along the northeastern right-of-way of Selig Drive to a point; thence  $S34^{\circ}23'35''E$ , 77.47 feet along the northeastern right-of-way of Selig Drive to a point; thence along a curve to the left, along the northeastern right-of-way of Selig Drive, having a radius of 700.35 feet and an arc length of 49.01 feet, said arc being subtended by a chord bearing of  $S40^{\circ}05'00''E$  for a distance of 49.00 feet to a point, said point being the POINT OF BEGINNING; thence  $N48^{\circ}02'20''E$ , 506.50 feet to a point; thence  $N41^{\circ}23'21''W$ , 255.65 feet to a point; thence  $N48^{\circ}03'20''E$ , 19.04 feet to a point; thence  $S38^{\circ}40'51''E$ , 237.39 feet to a point; thence  $N48^{\circ}01'19''E$ , 100.00 feet to a point; thence  $S38^{\circ}05'52''E$ , 300.70 feet to a point; thence  $S51^{\circ}10'30''W$ , 528.64 feet to a point on the northeastern right-of-way of Selig Drive; thence along a curve to the right, along the northeastern right-of-way of Selig Drive, having a radius of 671.00 feet and an arc length of 262.69 feet, said arc being subtended by a chord bearing of  $N56^{\circ}41'46''W$  for a distance of 261.02 feet, said point being the point of beginning.

Said parcel contains 3.66 acres, more or less.

Said parcel is crossed by a permanent maintenance easement approximately 664 feet in length for a 54 inch diameter reinforced concrete pipe sanitary sewer known as Proctor - Sandy Creek Trunk Sewer belonging to the City of Atlanta, as shown on the attached plat.

# EXHIBIT "B"



CITY OF ATLANTA  
 UTOY CREEK  
 WATER RECLAMATION CENTER

CURVE NO.	3	4
Δ	04°00'34"	22°25'52"
R	700.35	671.00'
L	49.01'	262.69'
CH	49.00'	261.02'
CB	N40°05'00"W	N56°41'46"W

PLAT FOR
PARCEL 38
750 SELIG DRIVE
DISTRICT: 14TH FF LAND LOT: 82 FULTON COUNTY, GEORGIA
DATE: MARCH 20, 2001 HARRINGTON, GEORGE & DUNN, PC DRAWN BY: F. RAMSEY

RCS# 3550  
3/04/02  
1:31 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs.1-12;Except02-R-0348;02-R-0350;0380  
02-R-0387;02-R-0347;02-O-0364;02-O-0249  
ADOPT

YEAS: 15  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 0

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
02-O-0364  
02-O-0380  
02-O-0249

CONSENT I

**03/04/02 Council Meeting**

**ITEMS ADOPTED  
ON CONSENT  
AGENDA**

1. 02-O-0370
2. 02-O-0155
3. 02-O-0200
4. 02-O-0243
5. 02-O-0374
6. 02-O-0371
7. 02-O-0372
8. 02-R-0348
9. 02-R-0350
10. 02-R-0387
11. 02-R-0199
12. 02-R-0209
13. 02-R-0353
14. 02-R-0367
15. 02-R-0383
16. 02-R-0386
17. 02-R-0327
18. 02-R-0328
19. 02-R-0329
20. 02-R-0330
21. 02-R-0331
22. 02-R-0333
23. 02-R-0334
24. 02-R-0339
25. 02-R-0325
26. 02-R-0326
27. 02-R-0345

**ITEMS ADOPTED  
ON CONSENT  
AGENDA**

28. 02-R-0203
29. 02-R-0365
30. 02-R-0315
31. 02-R-0316
32. 02-R-0317
33. 02-R-0318
34. 02-R-0319
35. 02-R-0320
36. 02-R-0321
37. 02-R-0322
38. 02-R-0323
39. 02-R-0284
40. 02-R-0285
41. 02-R-0286
42. 02-R-0287

**ITEMS ADVERSED  
ON CONSENT  
AGENDA**

43. 02-R-0288
44. 02-R-0289
45. 02-R-0290
46. 02-R-0291
47. 02-R-0292
48. 02-R-0293
49. 02-R-0294
50. 02-R-0295
51. 02-R-0296
52. 02-R-0297
53. 02-R-0298
54. 02-R-0299
55. 02-R-0301
56. 02-R-0302
57. 02-R-0303
58. 02-R-0304
59. 02-R-0305
60. 02-R-0306
61. 02-R-0307
62. 02-R-0308
63. 02-R-0309
64. 02-R-0310
65. 02-R-0311
66. 02-R-0312
67. 02-R-0313
68. 02-R-0314

**02-R-0334**

(Do Not Write Above This Line)

**A RESOLUTION BY CITY UTILITIES COMMITTEE**

**A RESOLUTION AUTHORIZING THE PURCHASE OF PROPERTY LOCATED AT 750 SELIG DRIVE, FROM M. D. HODGES ENTERPRISES, INC. FOR THE UTOY CREEK WATER RECLAMATION CENTER IMPROVEMENTS PROJECT LOCATED IN LAND LOT 82 OF THE 14FF DISTRICT, FULTON COUNTY, GEORGIA.**

**ADOPTED BY**

**MAR 0 4 2002**

**COUNCIL**

- 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:

First Reading

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 \_\_\_\_\_

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

Readings

Consent  V Vote  RC Vote

CERTIFIED

**CERTIFIED**

**MAR 0 4 2002**

ATLANTA CITY COUNCIL PRESIDENT

*Catherine W. Woodard*

**CERTIFIED**

**MAR 0 4 2002**

*Richard Douglas Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION

*Aurley Frank*  
MAR 1 2 2002