



AN ORDINANCE

BY TRANSPORTATION COMMITTEE

**AN ORDINANCE AUTHORIZING THE MAYOR OR HER
DESIGNEE TO EXECUTE A FIRST AMENDMENT TO THE
APRIL 17, 2000 PEOPLE MOVER EASEMENT AGREEMENT
BETWEEN GATEWAY AIRPORT ASSOCIATES L.P. AND THE
CITY OF ATLANTA; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta (the "City") owns and operates William B. Hartsfield Atlanta International Airport (the "Airport"); and

WHEREAS, the Airport is undergoing a major expansion, including the construction of a new Consolidated Rental Car Facility and associated People Mover Rail Line ("APM"); and

WHEREAS, the City and Gateway Airport Associates L.P. ("Gateway") entered into a People Mover Easement Agreement dated April 17, 2000 (the "Easement Agreement"), regarding issues pertaining to the Airport expansion, including but not limited to the City's ability to construct the People Mover Rail Line over, through, across and upon that portion of the "Easement Area" as defined in the Easement Agreement; and

WHEREAS, the City of College Park, the College Park Business and Industrial Development Authority ("the Authority") and the City entered into an Intergovernmental Agreement dated March 16, 2000, that provides the authority for College Park and/or Gateway to amend the Easement Agreement should development of the Georgia International Convention Center and the associated Gateway Development require modifications to the alignment of the APM to support the construction of hotels, support facilities, or other infrastructure projects; and

WHEREAS, Gateway Airport Associates has finalized their development plans to include the construction of hotels and other support facilities which will require minor modifications to the alignment of the APM; and

WHEREAS, it is necessary for the parties to amend the Easement Agreement to add the College Park Business and Industrial Development Authority as a party to the Easement Agreement to support and provide for the required interrelationships between the Consolidated Rental Car Facility, the People Mover Rail Line, and the Georgia International Convention Center/Gateway Station; and

WHEREAS, all of the foregoing actions and agreements are co-dependant and require the approval of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby authorized to execute and enter into a First Amendment to the People Mover Easement Agreement, on behalf of the City of Atlanta, modifying the easement granted from College Park and Gateway to the City over, through, across and upon that portion of the property owned by College Park, Gateway, and the Authority for the construction and maintenance of the APM, and adding the



College Park Business and Industrial Development Authority as a signatory to the People Mover Easement Agreement attached hereto as Exhibit A.

BE IT FURTHER ORDAINED, that the City Attorney be and is hereby directed to prepare the First Amendment for execution by the Mayor, to be approved as to form by the City Attorney.

BE IT FURTHER ORDAINED, that this First Amendment to the People Mover Easement Agreement shall not become binding on the City and the City shall incur no liability upon same until such Amendment has been executed by the Mayor and delivered to Gateway and Authority.

BE IT FINALLY ORDAINED, that all parts of ordinances in conflict herewith be, and are hereby repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

APR 21, 2003
APR 21, 2003

RCS# 4616
4/21/03
2:23 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-19; Except 03-O-0441; 03-O-0391

Adopt

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

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	B Woolard

CONSENT I

4/21/03 FULL COUNCIL MEETING

Items Adopted on the Consent Agenda**Items Adversed on
the Consent Agenda**

1. 03-O-0186	36. 03-R-0451	72. 03-R-0498	
2. 03-O-0350	37. 03-R-0571	73. 03-R-0499	81. 03-R-0507
3. 03-O-0401	38. 03-R-0549	74. 03-R-0500	82. 03-R-0508
4. 03-O-0442	39. 03-R-0555	75. 03-R-0501	83. 03-R-0509
5. 03-O-0438	40. 03-R-0556	76. 03-R-0502	84. 03-R-0510
6. 03-O-0445	41. 03-R-0558	77. 03-R-0503	85. 03-R-0511
7. 03-O-0446	42. 03-R-0559	78. 03-R-0504	86. 03-R-0512
8. 03-O-0443	43. 03-R-0560	79. 03-R-0505	87. 03-R-0513
9. 03-O-0450	44. 03-R-0561	80. 03-R-0506	88. 03-R-0514
10. 03-O-0485	45. 03-R-0562		89. 03-R-0515
11. 03-O-0399	46. 03-R-0563		90. 03-R-0516
12. 03-O-0369	47. 03-R-0564		91. 03-R-0517
13. 03-O-0416	48. 03-R-0572		92. 03-R-0518
14. 03-O-0193	49. 03-R-0588		93. 03-R-0519
15. 03-O-0355	50. 03-R-0589		94. 03-R-0520
16. 03-O-0359	51. 03-R-0590		95. 03-R-0521
17. 03-O-0360	52. 03-R-0448		96. 03-R-0522
18. 03-O-0436	53. 03-R-0454		97. 03-R-0523
19. 02-O-1543	54. 03-R-0528		98. 03-R-0524
20. 03-O-0432	55. 03-R-0529		99. 03-R-0525
21. 03-O-0433	56. 03-R-0569		100. 03-R-0526
22. 03-O-0434	57. 03-R-0570		101. 03-R-0527
23. 03-R-0444	58. 03-R-0591		
24. 03-R-0530	59. 03-R-0592		
25. 03-R-0531	60. 03-R-0217		
26. 03-R-0532	61. 03-R-0539		
27. 03-R-0533	62. 03-R-0541		
28. 03-R-0534	63. 03-R-0542		
29. 03-R-0535	64. 03-R-0566		
30. 03-R-0536	65. 03-R-0593		
31. 03-R-0537	66. 03-R-0544		
32. 03-R-0538	67. 03-R-0545		
33. 03-R-0546	68. 03-R-0565		
34. 03-R-0577	69. 03-R-0496		
35. 03-R-0390	70. 03-R-0497		

Consent I Vote: 15Yeas; 0 Nays: (See RCS #4616)

Items Removed from the Consent Agenda: 03-O-0441 & 03-O-0391

03-0432

(Do Not Write Above This Line)

AN ORDINANCE

BY TRANSPORTATION COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE A FIRST AMENDMENT TO THE APRIL 17, 2000 PEOPLE MOVER EASEMENT AGREEMENT BETWEEN GATEWAY AIRPORT ASSOCIATES L.P. AND THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

ADOPTED BY

APR 21 2003

COUNCIL

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

Date Referred 3/17/03
 Referred To: Transportation
 Date Referred _____
 Referred To: _____
 Date Referred _____
 Referred To: _____

First Reading

Committee Transportation
 Date 4/23
 Chair [Signature]
 Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

[Signature]
[Signature]
[Signature]

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

CERTIFIED

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

CERTIFIED
 APR 21 2003
[Signature]
 COUNCIL PRESIDENT PROTREM

CERTIFIED
 APR 21 2003
[Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
 APR 21 2003
[Signature]
 MAYOR