



CITY COUNCIL
ATLANTA, GEORGIA

**A RESOLUTION
BY COUNCILMEMBER DEBI STARNES
AS SUBSTITUTED BY FINANCE AND EXECUTIVE COMMITTEE**

03-R-0907

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A THIRTY (30) YEAR LEASE AGREEMENT WITH THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) CONVEYING A LEASEHOLD INTEREST IN THE CITY OF ATLANTA FACILITY KNOWN AS THE "OLD JAIL" LOCATED AT 236 PEACHTREE STREET FOR THE PURPOSE OF CREATING A HOMELESSNESS SERVICE CENTER; TO PROVIDE FOR CERTAIN ADDITIONAL TERMS IN SAID AGREEMENT; AND FOR OTHER PURPOSES.

WHEREAS, the Mayor and City Council recognize the plight of homeless persons within the City of Atlanta, which has only been aggravated by a faltering national economy; and

WHEREAS, the Mayor and the City Council have sought to craft progressive and cooperative solutions to the dilemma of homelessness; and

WHEREAS, the Mayor assembled a group of business leaders and citizens to study this pervasive American problem; and

WHEREAS, this group produced its findings in a report from the Commission on Homelessness; and

WHEREAS, the City of Atlanta owns the improved real estate located at 236 Peachtree Street, which is referred to as the "Old Jail;" and

WHEREAS, that building is currently not needed for the services rendered by the City of Atlanta Department of Corrections, inasmuch as the Pre-Trial Detention Center located at 254 Peachtree Street provides all of the correction and detention space necessary to carry out the City's responsibilities; and

WHEREAS, the City of Atlanta desires to allow the Downtown Development Authority and its partner, the United Way of Metropolitan Atlanta, to renovate and retrofit the facility for use as a Homelessness Service Center, at no cost to the City of Atlanta; and



WHEREAS, an Agreement is necessary to allow the Downtown Development Authority and its partner, the United Way of Metropolitan Atlanta, as well as other non-profit social service agencies to begin to renovate and retrofit the facility while the details of a development agreement lease are developed.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES that the Mayor is authorized to execute a thirty (30) year lease agreement with the Downtown Development Authority (DDA) conveying to the DDA a leasehold interest in the City facility located at 236 Peachtree Street for construction and retrofitting thereof for the purpose of developing the Atlanta Homelessness Services Center at the rate of \$10.00 per year.

BE IT FURTHER RESOLVED that the DDA shall be authorized to enter into a subsidiary agreement with the United Way of Metropolitan Atlanta to perform construction and retrofitting and to provide the goods, materials and services necessary to improve and renovate the City facility located at 236 Peachtree Street for the purpose of developing the Atlanta Homelessness Services Center, at no cost to the City of Atlanta.

BE IT FURTHER RESOLVED that the terms of the Agreement shall contain provisions that all improvements thereon remain the property of the City of Atlanta, indemnifying the City of Atlanta from any property damage, personal injury or claim arising from the renovation or use of the City facility located at 236 Peachtree Street in connection with this project; and specifying that the property is being renovated and used in an "as is" condition with no warranties Made for suitability, as set forth substantially herein as Attachment A (Lease Agreement).

BE IT FURTHER RESOLVED that the DDA be required to include as a clause to the lease that the DDA include a clause requiring the entity contracted with to solicit contributions from the Counties and Municipalities of the metropolitan region directed toward the funding of the Atlanta Homelessness Services Center on a pro-rata basis to be determined by a recognized public Policy institute (ie. GA State, Univ. of GA, etc.)

BE IT FURTHER RESOLVED that the contracted entity identify personnel To actively solicit these contributions.

BE IT FINALLY RESOLVED that no agreement shall be binding upon the City of Atlanta until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to the Downtown Development Authority.

Amendment incorporated by OMC/WHG

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council
APPROVED by the Mayor

JUN 16, 2003
JUN 24, 2003

RCS# 4820
6/16/03
3:48 PM

Atlanta City Council

Regular Session

03-R-0907 AUTH/EXECUTE 30yr LEASE AGRMNT W/DDA OLD
JAIL 236 P'TREE ST HOMELESSNESS SER CNTR
ADOPT SUB AMEND

YEAS: 12
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

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

03-R-0907

LARGE ATTACHMENT:

DOCUMENT(S),

MANUAL(S)

OR

MAP(S)

NOT COPIED,

PULL ORIGINAL

FOR COPY OR TO VIEW

03-R-0907

(Do Not Write Above This Line)

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BY COUNCILMEMBER DEBI STARNES

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MAYOR TO EXECUTE A THIRTY (30)
YEAR LEASE AGREEMENT WITH THE
ATLANTA DEVELOPMENT AUTHORITY
(ADA) CONVEYING A LEASEHOLD
INTEREST IN THE CITY OF ATLANTA
FACILITY KNOWN AS THE "OLD JAIL"
LOCATED AT 236 PEACHTREE STREET
FOR THE PURPOSE OF CREATING A
HOMELESSNESS SERVICE CENTER;
TO PROVIDE FOR CERTAIN ADDITIONAL
TERMS IN SAID AGREEMENT; AND FOR
OTHER PURPOSES.

ADOPTED BY
JUN 1 6 2003

SUBSTITUTE COUNCIL
AS Amended

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

Date Referred 6/2/03

Referred To: Fin Executive

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

First Reading

Committee _____

Date _____

Chair _____

Referred To _____

FINANCIAL EXECUTIVE

6/1/3 Date

Debi Starnes Chair

Action

Fav, Adv, Hold (see rev. side)

Other

AS SUBSTITUTE

Members

on condition

C. T. Matthews

John J. Spill

Refer To _____

Committee _____

Date _____

Chair _____

Action

Fav, Adv, Hold (see rev. side)

Other

Members

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

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED

JUN 1 6 2003

ATLANTA CITY COUNCIL PRESIDENT

Patricia W. Henderson

CERTIFIED

JUN 1 6 2003

DEPARTMENTAL OFFER

MAYOR'S ACTION

Debi Starnes

JUN 24 2003