



CITY COUNCIL
ATLANTA, GEORGIA

03-R-1169

A RESOLUTION BY CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE AN AGREEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT WITH CSX TRANSPORTATION, INC. FOR THE CONSTRUCTION, USE AND MAINTENANCE BY THE CITY OF ATLANTA OF A PIPELINE FOR THE TRANSMISSION OF POTABLE WATER UNDER AND ACROSS THE TRACKS OWNED OR CONTROLLED AT VARIOUS LOCATIONS BY THE RAILROAD IN AN AMOUNT NOT TO EXCEED FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00); TO BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2J21 523001 Q65001; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") proposes to construct, use and maintain a pipeline for the transmission of potable water under and across the tracks and property owned or controlled by CSX Transportation, Inc. ("Railway"), at or near various locations; and

WHEREAS, the Railway has indicated its willingness to allow the City to construct, use and maintain this pipeline pursuant to the terms and conditions of the Agreement (or an agreement containing substantially the same terms and conditions) ("Agreement") attached to this legislation as Exhibit 1; and

WHEREAS, the City has reviewed the Agreement and believes it to be in its best interests and is willing to enter into this transaction based upon the terms and conditions contained within the Agreement (or an agreement containing substantially the same terms and conditions).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or designee be, and is hereby, authorized to enter into the Agreement (or an agreement containing substantially the same terms and conditions) with CSX Transportation, Inc.; and

IT IS FURTHER RESOLVED, that the City Attorney is directed to finalize with Railway, or its representatives, the Agreement, for execution by the Mayor, to be approved by the City Attorney as to form; and

IT IS FURTHER RESOLVED, that all fees not to exceed Fifty Thousand Dollars and No Cents (\$50,000.00) shall be paid under the Agreement out of Fund Account and Center Number 2J21 523001 Q65001; and

IT IS FURTHER RESOLVED, that the Agreement will not become binding upon the City and the City will incur no liability under it until the Mayor has executed it, it has been attested by the Municipal Clerk, and delivered to Railway.

A true copy,

Khonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

AUG 18, 2003
AUG 21, 2003

RCS# 4947
8/18/03
2:06 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PGS. 1-11, EXCEPT:03-R-1165,
03-R-1170, 03-R-1171,03-R-1172,03-R-1210
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

CONSENT I

RCS# 4948
8/18/03
2:07 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I
03-R-1170, 03-R-1171, 03-R-1172, 03-R-1210
ADOPT

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

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

CONSENT I

8/18/03 Full Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-1105 2. 03-O-0720 3. 03-O-0780 4. 03-R-1169 5. 03-R-1197 6. 03-R-1198 7. 03-R-1199 8. 03-R-1200 9. 03-R-1201 10. 03-R-1168 11. 03-R-1170 12. 03-R-1171 13. 03-R-1172 14. 03-R-1209 15. 03-R-1210 16. 03-R-1173 17. 03-R-1174 18. 03-R-1184 19. 03-R-1189 20. 03-R-1190 21. 03-R-1211 22. 03-R-1194 23. 03-R-1195 24. 03-R-1196 25. 03-R-1176 26. 03-R-1177 27. 03-R-1178 28. 03-R-1179 29. 03-R-1180 30. 03-R-1192	31. 03-R-1138 32. 03-R-1139 33. 03-R-1140 34. 03-R-1141 35. 03-R-1142 36. 03-R-1143 37. 03-R-1144	38. 03-R-1145 39. 03-R-1146 40. 03-R-1147 41. 03-R-1148 42. 03-R-1149 43. 03-R-1150 44. 03-R-1151 45. 03-R-1152 46. 03-R-1153 47. 03-R-1154 48. 03-R-1155 49. 03-R-1156 50. 03-R-1157 51. 03-R-1158 52. 03-R-1159 53. 03-R-1160 54. 03-R-1161 55. 03-R-1162 56. 03-R-1163 57. 03-R-1164

Consent I Vote: 13 Yeas; 0Nays: (See RCS #4947)

Items Removed from the Consent Agenda: 03-R-1165; Mitchell abstained on 03-R-1170; 03-R-1171; 03-R-1172; & 03-R-1210

03-R-1169

(Do Not Write Above This Line)

A RESOLUTION BY
CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE AN AGREEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT WITH CSX TRANSPORTATION, INC. FOR THE CONSTRUCTION, USE AND MAINTENANCE BY THE CITY OF ATLANTA OF A PIPELINE FOR THE TRANSMISSION OF POTABLE WATER UNDER AND ACROSS THE TRACKS OWNED OR CONTROLLED AT VARIOUS LOCATIONS BY THE RAILROAD IN AN AMOUNT NOT TO EXCEED FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00); TO BE CHARGED TO AND PAID FROM FUND ACCOUNT AND CENTER NUMBER: 2121 523001 065001; AND FOR OTHER PURPOSES.

ADOPTED BY

AUG 1 8 2003

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:
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 _____

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

CERTIFIED

CERTIFIED
AUG 1 8 2003

ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Westland

CERTIFIED
AUG 1 8 2003

Rachel Dunlap Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

Audrey Hawks