

CITY COUNCIL
ATLANTA, GEORGIA

03-R-2177

A SUBSTITUTE RESOLUTION

BY TRANSPORTATION COMMITTEE

A SUBSTITUTE RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF ATLANTA, GEORGIA FOR THE ACQUISITION OF THE GILBERT GARDENS AFFORDABLE HOUSING COMMUNITY PROPERTY AND PROVIDE APPROPRIATE RELOCATION ASSISTANCE AND PROPERTY MANAGEMENT SERVICES IN ORDER TO MEET THE REQUIREMENTS OF THE UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970, AS AMENDED, AND WILL BE CHARGED TO AND PAID FROM 2H21 571001 H12E0901AZ49 IN THE AMOUNT OF \$7,100,000; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City") owns and operates Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, the Airport is located in close proximity to one of The Housing Authority of the City of Atlanta, Georgia's ("AHA") communities, Gilbert Gardens; and

WHEREAS, the City has developed a noise abatement program pursuant to Part 150 of the rules and regulations of the Federal Aviation Administration ("FAA") which program was approved by the FAA; and

WHEREAS, pursuant to the Part 150 Noise Compatibility Plan as amended residences situated inside the 70 - 75 Ldn noise contour have been acquired and relocated and the City has requested and received federal funding under the Airport Improvement Program for acquisition of Gilbert Gardens; and

WHEREAS, Gilbert Gardens, an Affordable Housing (formerly known as "Public Housing") Community, owned and operated by AHA pursuant to authority of the United States Department of Housing and Urban Development ("HUD"); and

WHEREAS, the parties desire for the City to purchase Gilbert Gardens and relocate the residents as part of its Part 150 Noise Compatibility Plan as amended; and

WHEREAS, the City will provide funding for appropriate relocation benefits for eligible residents of Gilbert Gardens, under an approved Relocation Plan which is consistent with FAA regulations, and ensure that proper management of the property is maintained until the relocation is complete; and

WHEREAS, Gilbert Gardens is governed by the rules and regulations of HUD; and



WHEREAS, it is feasible and desirable for the City to work in conjunction with AHA to relocate the current residents; and

WHEREAS, FAA and HUD representatives have considered the proposed acquisition and disposition of Gilbert Gardens by the City and AHA; and

WHEREAS, both Federal agencies have expressed a willingness to work in partnership with the parties to ensure that safe, decent, and sanitary replacement housing is made available to residents of Gilbert Gardens; and

WHEREAS, because the parties are bodies politic of the State of Georgia which require the approval and consent of their respective governing bodies in order for a binding agreement to be entered into; and

WHEREAS, the parties desire to expeditiously move forward on the acquisition of Gilbert Gardens and relocation of its residents.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta an Intergovernmental Agreement with AHA which shall provide for the acquisition of the Gilbert Gardens property for a purchase price of Seven Million One Hundred Thousand Dollars (\$7,100,000.), property management services and relocation of its residents in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act, to be charged to and paid from Fund Account Center No. 2H21 571001 H12E0901AZ49.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Intergovernmental Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED that said Intergovernmental Agreement shall not become binding upon the City, and the City shall incur no obligation or liability thereunder, until the same has been signed by the Mayor and delivered to AHA.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

JAN 05, 2004
JAN 12, 2004

RCS# 5320
1/05/04
4:55 PM

Atlanta City Council

Regular Session

03-R-2177

AGRMNT W/HOUSING AUTH OF ATLANTA GILBERT
GARDENS AFFORDABLE HOUSING \$7,100,000.00
TRANSPORTATION

YEAS: 11
NAYS: 1
ABSTENTIONS: 1
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

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Councilman Mitchell Abstained from Voting

03-*2*-2177
(Do Not Write Above This Line)

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JAN 05 2004

- CONSENT REFER
- REGULAR REPORT REFER **COUNCIL**
- 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 _____

Transportation
Date 1/5/04
Chair [Signature]
Action [Signature]
Eav, Adv, Hold (see rev. side)
AS SUBMITTED
Members [Signature]
Refer To [Signature]

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
JAN 05 2004

CERTIFIED
JAN 05 2004

Franklin D. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED
[Signature]
MAYOR