

**A SUBSTITUTE ORDINANCE**

**BY TRANSPORTATION COMMITTEE**

**A SUBSTITUTE ORDINANCE GRANTING TO GEORGIA POWER COMPANY TWO EASEMENTS ACROSS REAL PROPERTY OWNED BY THE CITY OF ATLANTA IN CLAYTON COUNTY, FOR THE INSTALLATION OF DEDICATED TRANSFORMERS AND FEEDER BREAKERS AT THE CRYSTAL LAKE SUBSTATION AND HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT FIFTH RUNWAY BRIDGE SUBSTATION AS WELL AS THE CONSTRUCTION OF TWO NEW DISTRIBUTION CIRCUITS TO SERVE THE I-285 BRIDGE STRUCTURE OVER I-285, AND FOR THE NEW DEDICATED HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT FIFTH RUNWAY BRIDGE SUBSTATION; AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE APPROPRIATE INSTRUMENTS TO EVIDENCE THE GRANTING OF SUCH EASEMENTS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (the "City"), as owner and operator of the Hartsfield-Jackson Atlanta International Airport-Jackson Atlanta International Airport (the "Airport"), has undertaken a major Airport expansion to accommodate the increasing air traffic at the airport, including construction of a Fifth Runway; and

**WHEREAS**, the City entered into a I-285 Structures Reimbursable Agreement with Georgia Power Company, dated November 20, 2003, for the installation of a new substation and installation of dedicated transformers and feeder breakers at the Crystal Lake Substation, and the Airport Fifth Runway Bridge Substation as well as the construction of two new distribution circuits to serve the I-285 Bridge Structure over I-285; and

**WHEREAS**, the City agreed to provide Georgia Power Company two Easements to enable Georgia Power Company to construct, operate, and maintain the facilities and other infrastructure created pursuant to the Project, including, but not limited to, its transmission, distribution, fiber optic lines, and substations.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ATLANTA, GEORGIA**, as follows:

Section 1. That two permanent Easements for the new dedicated substation and the Distribution Circuits be and hereby are granted to Georgia Power Company with the right and privilege to go in, upon, along, across and under that tract of land owned by the City of Atlanta in the 13<sup>th</sup> Land District of Clayton County, Georgia, as shown on Exhibit A attached hereto and made a part hereof by reference, for the purpose of constructing, operating, and maintaining the facilities and other infrastructure created pursuant to the Project, including, but not limited to, its transmission, distribution, and substations.

Section 2. That the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta, an appropriate instrument to evidence the granting of above said Easements on behalf of the City of Atlanta.



Section 3. That the City Attorney be and hereby is directed to prepare an appropriate instrument to evidence such Easements, for execution by the Mayor.

Section 4. That the said Easements shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until the instrument evidencing same, has been signed by the Mayor and delivered to the Georgia Power Company.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same hereby are repealed.

A true copy,

*Rhonda Dauphin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

FEB 16, 2004  
FEB 24, 2004



RCS# 5425  
2/16/04  
2:56 PM

Atlanta City Council

Regular Session

CONSENT I                      CONSENT I PGS 1-12, EXCEPT:04-R-0242

RECONSIDER

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 1

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

CONSENT I

RCS# 5424  
2/16/04  
2:55 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 1-12, EXCEPT:04-R-0242

ADOPT

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

*Reconsidered  
see  
RCS# 5425*

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

CONSENT I

<b>2-16-04 Council Meeting</b>	
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPTED ON CONSENT</b>
1. 04-O-0049	33. 04-R-0207
2. 04-O-0125	34. 04-R-0208
3. 04-O-0126	35. 04-R-0209
4. 04-O-0143	36. 04-R-0210
5. 04-O-0144	37. 04-R-0211
6. 04-O-0035	38. 04-R-0212
7. 04-O-0067	39. 04-R-0213
8. 04-O-0233	40. 04-R-0214
9. 04-O-0235	41. 04-R-0215
10. 04-O-0251	42. 04-R-0223
11. 04-O-0231	43. 04-R-0224
12. 04-R-0188	<b>ITEMS ADVERSED ON CONSENT</b>
13. 04-R-0190	44. 04-R-0191
14. 04-R-0228	45. 04-R-0192
15. 04-R-0229	46. 04-R-0193
16. 04-R-0222	<b>47.</b> 04-R-0194
17. 04-R-0227	48. 04-R-0195
18. 04-R-0128	49. 04-R-0196
19. 04-R-0129	50. 04-R-0197
20. 04-R-0130	51. 04-R-0198
21. 04-R-0131	52. 04-R-0199
22. 04-R-0189	53. 04-R-0200
23. 04-R-0273	54. 04-R-0201
24. 04-R-0218	55. 04-R-0202
25. 04-R-0219	56. 04-R-0203
26. 04-R-0220	57. 04-R-0204
27. 04-R-0245	58. 04-R-0205
28. 04-R-0246	59. 04-R-0206
29. 04-R-0249	60. 04-R-0225
30. 04-R-0250	
31. 04-R-0274	
32. 04-R-0226	

10045  
 04-0-0144  
 (Do Not Write Above This Line)

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 BY TRANSPORTATION COMMITTEE

AN ORDINANCE GRANTING TO GEORGIA POWER COMPANY TWO EASEMENTS ACROSS REAL PROPERTY OWNED BY THE CITY OF ATLANTA IN CLAYTON COUNTY FOR THE INSTALLATION OF DEDICATED TRANSFORMERS AND FEEDER BREAKERS AT THE CRYSTAL LAKE SUBSTATION AND HARTSFIELD FIFTH RUNWAY BRIDGE SUBSTATION AS WELL AS THE CONSTRUCTION OF TWO NEW DISTRIBUTION CIRCUITS TO SERVE THE I-285 BRIDGE STRUCTURE OVER I-285 AND FOR THE NEW DEDICATED HARTSFIELD FIFTH RUNWAY BRIDGE SUBSTATION; AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE APPROPRIATE INSTRUMENTS TO EVIDENCE THE GRANTING OF SUCH EASEMENTS; AND FOR OTHER PURPOSES.

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

Date Referred 2/2/04  
 Referred To: Transportation  
 Date Referred  
 Referred To:  
 Date Referred  
 Referred To:

First Reading  
 Committee TRANSPORTATION  
 Date 1/28/04  
 Chair William H. Hines  
 Referred To TRANSPORTATION

Committee TRANSPORTATION  
 Date 2/11/04  
 Chair William H. Hines  
 Action Fav Adv, Hold (see rev. side)  
 Other Substantive

Members  
[Signatures]

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

ADOPTED BY

FEB 16 2004

COUNCIL

Refer To

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

CERTIFIED

FEB 16 2004

CERTIFIED  
 FEB 16 2004  
 Frank Douglas Johnson  
 MUNICIPAL CLERK

MAYOR'S ACTION

[Signature]  
 FEB 24 2004  
 MAYOR