

AN ORDINANCE

BY: COUNCILMEMBER KWANZA HALL

07-0-2019

AMENDING THE 2006 (INTERGOVERNMENTAL GRANT FUND) BUDGET BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS FEDERAL HIGHWAY ADMINISTRATION FUNDS RECEIVED FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF TWO MILLION FOUR HUNDRED THOUSAND DOLLARS (\$2,400,000.00) FOR THE PURPOSE OF FUNDING THE ACQUISITION OF RIGHT-OF-WAY SO AS TO COMPLETE THE MULTIMODAL CORRIDOR KNOWN AS THE 17TH STREET EXTENSION FROM NORTHSIDE DRIVE TO WEST PEACHTREE STREET; AND FOR OTHER PURPOSES.

WHEREAS, the City and the Georgia Department of Transportation (“DOT”) entered into a Local Government Project Agreement (“LGPA”) in 2001 pursuant to which the City undertook certain pre-construction costs for the 17th Street Extension from U.S. 41/S.R. 3/Northside Drive to U.S. 19/S.R. 9/West Peachtree Street in Fulton County, Georgia; and

WHEREAS, all parties have performed their respective duties and obligations under the Agreements related to the 17th Street Extension and Bridge; and

WHEREAS, the Federal Highway Administration, DOT, and the City have now expressed a desire to complete the project by acquiring certain privately-owned rights-of-way on 17th Street between Northside Drive and West Peachtree Street, which will be memorialized in an amendment to the 2001 LGPA; and

WHEREAS, Federal Highway Administration funds have been apportioned to DOT for this purpose, as part of the 2005 Safe, Accountable, Flexible, Efficient, Transportation Equity Act: A Legacy for Users (“SAFE-TEA-LU”) P.L. 109-59; and

WHEREAS, DOT has therefore agreed to fund and the City has agreed to acquire the outstanding rights-of-way in order to close the ownership gap and complete the multimodal corridor pursuant to an Amendment to the 2001 Local Government Project Agreement; and

WHEREAS, no matching funds are required from the City for this acquisition; and

WHEREAS, the Budget Commission of the City has recommended increasing the receipts in the 2006 (Intergovernmental Grant Fund) Budget by Two Million Four Hundred Thousand Dollars (\$2,400,000.00).

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS AS FOLLOWS:

Section 1: The Mayor is authorized to accept the following grant to be added to the anticipations in the 2006 (Intergovernmental Grant Fund) Budget, Department of Public Works, and such budget is amended as follows:

ADD TO ANTICIPATIONS

1B02 J53X0210AUE0 631101	Georgia Department of Transportation Federal Grant Entitlements	<u>\$2,400,000.00</u>
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ADD TO APPROPRIATIONS

\$2,400,000.00

Section 2: These funds shall be expended pursuant to a First Amendment to Local Government Project Agreement with the Georgia Department of Transportation and an Amended Agreement with Atlantic Station, L.L.C. for right-of-way acquisition related to the 17th Street Extension from U.S. 41/S.R. 3/Northside Drive to U.S. 19/S.R. 9/West Peachtree Street in Fulton County, Georgia.

Section 3: That all ordinances or parts of ordinances in conflict herewith are waived for this instance only.