

COMMITTEE AMENDMENT FORM

DATE 11/13/07

COMMITTEE CD/HR

PAGE#(S) _____

ORDINANCE# _____

SECTION(S) _____

RESOLUTION# 07-R-2412

PARAGRAPH _____

AMENDMENT

To add a new, second RESOLVE Section and re-number the old second RESOLVE Section to the third RESOLVE Section. The new, second RESOLVE Section shall read:

“**BE IT FURTHER RESOLVED**, that the terms of the contract shall include but not be limited to the obligation of the Atlanta Westside Village Partners, LLC, to place a covenant on the deed of every residence built as part of the project that establishes that the homeowner shall pay regular dues to an association that shall be responsible for maintaining the New Park/Greenspace.”

**A RESOLUTION
BY COUNCILMEMBER IVORY LEE YOUNG, JR.**

07-R-2412

**AS SUBSTITUTED AND AMENDED BY
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO A CONTRACTUAL AGREEMENT WITH ATLANTA WESTSIDE VILLAGE PARTNERS, LLC, A PROFIT CORPORATION IN AN AMOUNT NOT TO EXCEED \$100,000.00, FOR THE SUPPORT OF AN HISTORIC PARK/GREENSPACE DEVELOPMENT IN THE HISTORIC WESTSIDE VILLAGE DEVELOPMENT, UNDER THE 2007 BUDGET OF THE WESTSIDE TAD FUND FROM FUND ACCOUNT AND CENTER NUMBER 1B09 *** *****; AND FOR OTHER PURPOSES.**

WHEREAS, The Atlanta Westside Village Partners, LLC, has been selected under the 2007 Budget of the Westside TAD Fund grants; and

WHEREAS, funding shall not be released until acquisition of land for an Historic Park or new Greenspace Development in the Historic Westside Village Development; and

WHEREAS, the City of Atlanta ("City") wishes to enter into a contractual agreement with The Atlanta Westside Village Partners, LLC, for implementation of the proposed project options in an amount not to exceed \$100,000.00; and

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor or her designee be and is hereby authorized to enter into a contractual agreement with The Atlanta Westside Village Partners, LLC, in an amount not to exceed \$100,000.00 for either of two options, to be charged to and paid from Fund Account and Center number 1B09 ***** *****.

BE IT FURTHER RESOLVED, that the terms of the contract shall include but not be limited to the obligation of the Atlanta Westside Village Partners, LLC, to place a covenant on the deed of every residence built as part of the project that establishes that the homeowner shall pay regular dues to an association that shall be responsible for maintaining the New Park/Greenspace.

BE IT FURTHER RESOLVED, that if either of the proposed projects fails to materialize, alternative projects must be presented to and approved by the Vine City Civic Association, Neighborhood Planning Unit L, and the Atlanta City Council District 3 office.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare the appropriate contractual agreement for execution by the Mayor or her designee.

BE IT FINALLY RESOLVED, that said contractual agreement shall not become binding upon the City, and the City shall incur no liability upon the same until such contract is approved by the City Attorney as to form, executed by the Mayor or her designee, attested to by the Municipal Clerk, and delivered to the contracting parties.