

**A RESOLUTION BY
TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA (“CITY”), TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (“MOU”), WITH THE ATLANTA SYMPHONY ORCHESTRA, INC. (“ASO”), TO SERVE AS THE SPONSOR FOR THE ASO’S TRANSPORTATION ENHANCEMENT PROJECT, P.I. NO. 0008134; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta Symphony Orchestra, Inc., (“ASO”) is building a new facility, featuring a concert hall, studio hall, learning center, greenspace, streetscape and public amenities; and

WHEREAS, the new ASO center will require extensive transportation enhancements to improve pedestrian and transit facilities; and

WHEREAS, the ASO has applied for and received \$100,000.00 in federal transportation grant funds for transportation enhancements; and

WHEREAS, the City of Atlanta (“City”) desires to enter into a Memorandum of Understanding, attached hereto in substantial form as Exhibit “A” , with the ASO to serve as the sponsor or pass through agency for ASO’s transportation enhancement project; and

WHEREAS, ASO will provide the preliminary engineering design activities, and construction and acquisition of right of way (contract for the acquisition of right of way) of certain improvements for the ASO; and

WHEREAS, the City will be required to provide approximately 41% in local government matching funds to the Georgia Department of Transportation (“GDOT”) in order to allow the City to utilize the funds programmed to the transportation enhancement project; and

WHEREAS, the ASO will fund the City’s local government match in an amount equal to the 41%.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES that the Mayor be and is hereby authorized, on behalf of the City of Atlanta to enter into a Memorandum of Understanding with the Atlanta Symphony Orchestra, Inc. (“ASO”) to serve as the sponsor for the ASO’s transportation enhancement project, attached hereto in substantial form as Exhibit “A”.

BE IT FINALLY RESOLVED, that the City Attorney be and hereby directed to negotiate, prepare, review, and present to the Mayor for execution, the agreement necessary to effect the intent of this resolution.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Transportation

Caption: A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ("MOU"), WITH THE ATLANTA SYMPHONY ORCHESTRA, INC. ("ASO"), TO SERVE AS THE SPONSOR FOR THE ASO'S TRANSPORTATION ENHANCEMENT PROJECT, P.I. NO. 0008134; AND FOR OTHER PURPOSES.

Council Meeting Date: May 19, 2008

Requesting Dept.: Public Works

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to enter into an Memorandum of Understanding with the Atlanta Symphony Orchestra (ASO) to act as the sponsor for their Transportation Enhancement Project.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The Atlanta Symphony Orchestra has The ASO applied for and received approval for a \$100K in Federal Transportation Enhancement Funds for the new Atlanta Symphony Center. The City will enter into agreements with the State of Georgia, Department of Transportation for project management, design activities, and construction and the acquisition of right of way for the Atlanta Symphony Center on behalf of the ASO. the ASO will provide funding to or on behalf of the City in an amount equal to the local

government match required of the City in order to allow the City to utilize the funding presently programmed to the Project

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Interagency Agreement

(b) **Source Selection:** N/A

(c) **Bids/Proposals Due:** N/A

(d) **Invitations Issued:** N/A

(e) **Number of Bids:** N/A

(f) **Proposals Received:** N/A

(g) **Bidders/Proponents:** N/A

(h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number): NA

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: *Example: Local Assistance Grant* Quality of Life Bond

6. Fiscal Impact: \$0

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Soraya Belgrave

Contact Number: (404) 330-6002

Originating Department: Department of Public Works

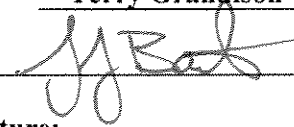
Committee(s) of Purview: Transportation Committee

Chief of Staff Deadline: April 30, 2008

Anticipated Committee Meeting Date(s): May 14, 2008

Anticipated Full Council Date: May 19, 2008

Legislative Counsel's Signature: Terry Grandison 

Commissioner Signature: 

Chief Procurement Officer Signature: _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ("MOU"), WITH THE ATLANTA SYMPHONY ORCHESTRA, INC. ("ASO"), TO SERVE AS THE SPONSOR FOR THE ASO'S TRANSPORTATION ENHANCEMENT PROJECT, P.I. NO. 0008134; AND FOR OTHER PURPOSES.

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: AME 5/1/08 Reviewed by: 
(date) (date)

Submitted to Council: _____