

**A SUBSTITUTE RESOLUTION BY  
COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE PATH FOUNDATION, INC. ("PATH"), APPOINTING PATH TO ACT AS THE CITY'S AGENT AND CONSTRUCTION MANAGER FOR THE DESIGN AND IMPLEMENTATION OF A PEDESTRIAN BRIDGE TO BE INSTALLED IN THE MORNINGSIDE NATURE PRESERVE, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTY FIVE THOUSAND DOLLARS (\$165,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM THE FOLLOWING FUND, DEPARTMENT AND ACCOUNT NUMBERS: 3138 (2008 QUALITY OF LIFE BOND FUND) 130308 (DPW TRANSPORTATION DESIGN) 5999999 (PROJECTS AND GRANTS BUDGET SUMMARY) 4270000 (TRAFFIC ENGINEERING) 102556 (WILDWOOD URBAN FOREST) AND PTAE0 FUNDING SOURCE: 13102556/102/313821776/5414002/ COA; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta ("City") has the goal of providing trails for the use of its citizens and visitors as a safe venue to engage in outdoor activities free of conflicts with automobiles on the streets and rights of way; and

**WHEREAS**, the stated goal of PATH is to facilitate such trail systems by providing expertise in the planning and implementation of such projects; and

**WHEREAS**, the City and PATH believe that a strong working relationship offers the City and its citizens the opportunity for the development of new greenspace, recreation areas, and alternative transportation infrastructure which will significantly improve the quality of life for all citizens of the City; and

**WHEREAS**, pursuant to Ordinance 08-O-0182 adopted by the City Council on February 18, 2008, and approved by the Mayor on February 25, 2008, Quality of Life Improvement Bond proceeds were made available to fund projects in four categories, which include public plazas and greenspace; and

**WHEREAS**, the City desires the continued involvement of PATH to act as the City's Agent and Construction Manager for the design and implementation of a pedestrian bridge to be installed in the Morningside Nature Preserve.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, AS FOLLOWS:**

**Section 1:**

That the Mayor is hereby authorized to execute, on behalf of the City of Atlanta, an agreement with the PATH Foundation, Inc. to allow PATH to act as the City's Agent and

Construction Manager for the design and implementation of a pedestrian bridge to be installed in the Morningside Nature Preserve.

**Section 2:**

That with respect to the Morningside Nature Preserve project, the sum to be paid is not to exceed \$165,000.00 and which shall be paid from the following Fund, Department and Account Numbers: 3138 (2008 Quality of Life Bond Fund) 130308 (DPW Transportation Design) 5999999 (Projects and Grants Budget Summary) 4270000 (Traffic Engineering) 102556 (Wildwood Urban Forest) and PTAE0 Funding Source: 13102556/102/313821776/5414002/COA.

**Section 3:**

That any increase in the City's financial obligation above that specified in the authorizing legislation be approved by further action of the City Council.

**Section 4:**

The City Attorney is hereby directed to negotiate, prepare, review and present to the Mayor for execution, the agreement(s) necessary to effect the intent of this resolution provided that such agreements are in compliance with the conditions set forth herein.