

10-R-0236

(Do Not Write Above This Line)

BY CITY UTILITIES COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS

("USACE") TO FUND A CONSTRUCTED WETLANDS PROJECT ON A CITY OWNED GREENWAY PROPERTY LOCATED ON THE MCDANIEL BRANCH TO PROVIDE THE USACE WITH AN APPRAISAL OF THE PROPERTY TO OBTAIN REAL ESTATE CREDITS FOR THE TOTAL COST OF THE PROPERTY AS STATED IN THE COST SHARE AGREEMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-NINE THOUSAND SIX HUNDRED SEVENTY-FIVE DOLLARS AND NO CENTS (\$249,675.00);

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

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

First Reading

Committee _____

Date _____

Chair _____

Referred To _____

Committee
Chair
Feb 15 2010
Head of Staff

Members
Head of Staff

Refer To _____

Committee _____

Date _____

Chair _____

Action
 Fav, Adv, Hold (see rev. side)
 Other _____

ADOPTED BY
 FEB 15 2010
 COUNCIL

Refer To _____

Committee

Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other _____

Members

Refer To _____

Committee _____

Date _____

Chair _____

Action
 Fav, Adv, Hold (see rev. side)
 Other _____

Members

Refer To _____

FINAL COUNCIL ACTION

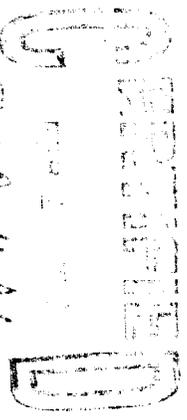
2nd 1st & 2nd 3rd

Readings

Consent V Vote ERC Vote

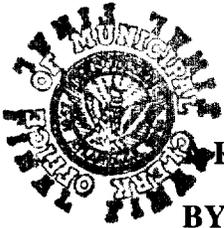
CERTIFIED

FEB 15 2010



MAYOR'S ACTION

[Signature]



**RESOLUTION
BY CITY UTILITIES COMMITTEE**

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS ("USACE") TO FUND A CONSTRUCTED WETLANDS PROJECT ON A CITY OWNED GREENWAY PROPERTY LOCATED ON THE MCDANIEL BRANCH TO PROVIDE THE USACE WITH AN APPRAISAL OF THE PROPERTY TO OBTAIN REAL ESTATE CREDITS FOR THE TOTAL COST OF THE PROPERTY AS STATED IN THE COST SHARE AGREEMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-NINE THOUSAND SIX HUNDRED SEVENTY-FIVE DOLLARS AND NO CENTS (\$249,675.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ACCOUNT AND ORGANIZATION NUMBER 5051 (WATER & WASTEWATER REVENUE) FUND 5212001 (CONSULTING / PROFESSIONAL SERVICES) 170602 DWM GREENWAY PLANNING & ACQUISITION) 7410000 (PLANNING & ZONING); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta's ("City") Department of Watershed Management Watershed Improvement Project is a Stormwater Best Management Practice ("BMP") that was identified in the McDaniel Branch Watershed Improvement Plan (WIP) as a second phase to a stream restoration project; and

WHEREAS, the Stormwater BMP would provide water quality treatment for up to 197 acres of upland development and stormwater control and would significantly enhance the benefits of the stream restoration component of the project; and

WHEREAS, the stream restoration component of the project has been approved for funding by EPA under section 319(h); and

WHEREAS, the Department of Watershed Management desires to enter into a cost sharing agreement with the United States Army Corps of Engineers ("USACE") to fund a constructed wetlands project on a City owned Greenway property located on the McDaniel Branch and to provide the USACE with an appraisal of the property to obtain real estate credits for the total cost of the property as stated in the Cost Share Agreement ("Exhibit A"); and

WHEREAS, this project is authorized under Section 219 of the Water Resources and Development Act of 1992, with the USACE contributing Seventy-Five Percent (75%) of the project costs, approximately Seven Hundred Forty-Eight Thousand Eight Hundred Seventy-Five Dollars and No Cents (\$748,875.00) and requiring the City to contribute Twenty Five Percent (25%) of the project costs, approximately Two Hundred Forty-Nine Thousand Dollars Six Hundred Seventy-Five and No Cents (\$249,675.00); and

WHEREAS, the Commissioner of the Department of Watershed Management recommends the execution of an agreement with the United States Army Corps of Engineers to fund a constructed wetlands project on a City owned Greenway property



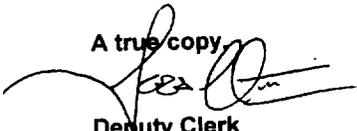
located on the McDaniel Branch and to provide the USACE with an appraisal of the property to obtain real estate credits for the total cost of the property as stated in the Cost Share Agreement in an amount not to exceed Two Hundred Forty-Nine Thousand Six Hundred Seventy-Five Dollars and No Cents (\$249,675.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute an agreement with the United States Army Corps of Engineers ("USACE") to fund a constructed wetlands project on a City owned Greenway property located on the McDaniel Branch and to provide the USACE with an appraisal of the property to obtain real estate credits for the total cost of the property as stated in the Cost Share Agreement in an amount not to exceed Two Hundred Forty-Nine Thousand Six Hundred Seventy-Five Dollars and No Cents (\$249,675.00).

BE IT FURTHER RESOLVED, that all contracted work will be charged to and paid from Fund Department Account And Organization Number 5051 (Water & Wastewater Revenue) Fund 5212001 (Consulting / Professional Services) 170602 DWM Greenway Planning & Acquisition) 7410000 (Planning & Zoning).

BE IT FINALLY RESOLVED, that the Agreement will not become binding on the City and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to the USACE.

A true copy


Deputy Clerk

ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed

FEB 15, 2010
FEB 23, 2010

RCS# 70
2/15/10
2:39 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	NV Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	NV Sheperd	NV Mitchell

CONSENT I

		02-15-10
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 10-O-0163	36. 10-R-0160	53. 10-R-0260
2. 10-O-0167	37. 10-R-0244	54. 10-R-0261
3. 10-O-0229	38. 10-R-0245	55. 10-R-0262
4. 10-O-0317	39. 10-R-0246	56. 10-R-0263
5. 10-O-0153	40. 10-R-0247	57. 10-R-0264
6. 10-O-0154	41. 10-R-0248	58. 10-R-0265
7. 10-O-0155	42. 10-R-0249	59. 10-R-0266
8. 10-O-0156	43. 10-R-0250	60. 10-R-0267
9. 10-O-0158	44. 10-R-0251	61. 10-R-0268
10. 10-O-0159	45. 10-R-0252	62. 10-R-0269
11. 10-O-0157	46. 10-R-0253	63. 10-R-0270
12. 10-R-0242	47. 10-R-0254	64. 10-R-0271
13. 10-R-0243	48. 10-R-0255	65. 10-R-0272
14. 10-R-0124	49. 10-R-0256	66. 10-R-0273
15. 10-R-0282	50. 10-R-0257	67. 10-R-0274
16. 10-R-0283	51. 10-R-0258	
17. 10-R-0284	52. 10-R-0259	
19. 10-R-0285		
20. 10-R-0286		
21. 10-R-0287		
22. 10-R-0295		
23. 10-R-0299		
24. 10-R-0300		
25. 10-R-0301		
26. 10-R-0302		
27. 10-R-0233		
28. 10-R-0234		
29. 10-R-0235		
30. 10-R-0236		
31. 10-R-0237		
32. 10-R-0238		
33. 10-R-0239		
34. 10-R-0240		
35. 10-R-0316		