

10-R-1771

(Do Not Write Above This Line)

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

**A RESOLUTION  
AUTHORIZING THE  
MAYOR, ON BEHALF OF  
THE CITY, TO ENTER  
INTO A MEMORANDUM  
OF UNDERSTANDING  
WITH MOREHOUSE  
COLLEGE REGARDING  
BASEBALL  
PROGRAMMING AT  
PERKERSON PARK; AND  
FOR OTHER PURPOSES.**

**ADOPTED BY**

**OCT 18 2010**

- CONSENT REFER **COUNCIL**
- 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 \_\_\_\_\_

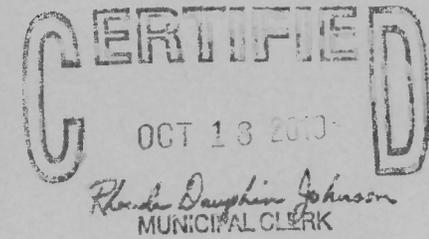
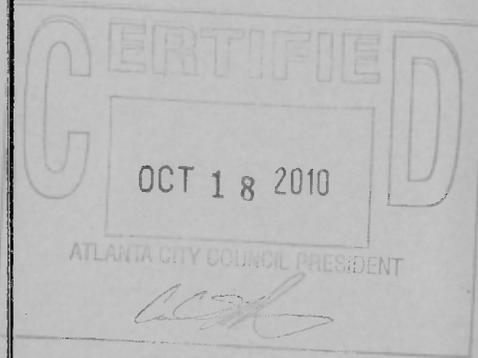
Committee <u>CD/HK</u>	Committee _____
Date <u>10/12/10</u>	Date _____
Chair <u>Joyem Sheperd</u>	Chair _____
Action Fav, Adv, Hold (see rev. side) Other _____	Action Fav, Adv, Hold (see rev. side) Other _____
Members <u>[Signatures]</u>	Members _____
Refer To _____	Refer To _____

Committee _____	Committee _____
Date _____	Date _____
Chair _____	Chair _____
Action Fav, Adv, Hold (see rev. side) Other _____	Action Fav, Adv, Hold (see rev. side) Other _____
Members _____	Members _____
Refer To _____	Refer To _____

FINAL COUNCIL ACTION

- 2nd     1st & 2nd     3rd  
 Readings  
 Consent     V Vote     RC Vote

CERTIFIED



MAYOR'S ACTION

**APPROVED**

OCT 27 2010

WITHOUT SIGNATURE  
BY OPERATION OF LAW



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

**A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH MOREHOUSE COLLEGE REGARDING BASEBALL PROGRAMMING AT PERKERSON PARK; AND FOR OTHER PURPOSES.**

**WHEREAS**, Morehouse College (“Morehouse”) is an Atlanta-based, liberal arts college for men; and

**WHEREAS**, the Morehouse athletics program includes a baseball team that currently operates on the large baseball field (“Field”) at Perkinson Park (“Park”), located at 770 Deckner Avenue, S.W.; and

**WHEREAS**, Morehouse has requested the ability to continue holding its baseball practices and home games at the Park. It also wishes to continue performing maintenance of the Field; and

**WHEREAS**, Morehouse and the City acknowledge that Launch, Expose, Advise, Direct (“LEAD”) has an agreement with the City for its baseball programming at the Park; and

**WHEREAS**, Morehouse and LEAD have agreed to work in a cooperative manner to arrange field use schedules that accommodate both programs; and

**WHEREAS**, Morehouse acknowledges that should a conflict arise, it may need to utilize Mozley Park for its practices and home games; and

**WHEREAS**, the City wishes to facilitate Morehouse’s programming and maintenance of the Field, and facilitate the cooperative relationship between the City, Morehouse and LEAD, by entering a Memorandum of Understanding.

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

**Section 1:** The Mayor, on behalf of the City, is hereby authorized to enter into a Memorandum of Understanding (“MOU”) with Morehouse College that is substantially similar to the one attached hereto as Exhibit “A”. The MOU shall set out the roles and obligations of each of the two parties regarding the Field at Perkinson Park, and regarding Morehouse’s baseball programming thereon. Said MOU shall at a minimum provide the following:

- a) The MOU shall make clear that the City owns the Park, including the Field, and shall have authority to make all final decisions regarding the Park. The City shall exercise its authority in the spirit of good faith cooperation with Morehouse.



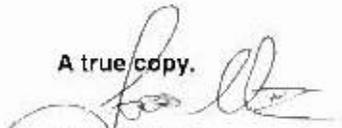
- b) The MOU shall allow Morehouse to utilize the Field at no cost for its practices and games.
- c) The MOU shall provide Morehouse with the authority and responsibility to maintain the Field, in a manner consistent with the MOU.
- d) The MOU shall acknowledge that LEAD has an existing agreement with the City for baseball programming at the Park. Morehouse agrees to work cooperatively with the City and LEAD to arrange field use schedules that accommodate both programs.
- e) The MOU shall have a term of three years, with a renewal option of three years contingent upon the mutual consent of Morehouse and the City.

**Section 2:** To the extent that Morehouse is donating time and resources to the City, the City hereby accepts the donation.

**Section 3:** The City Attorney or her designee is hereby directed to prepare the MOU for execution by the Mayor, and the MOU shall be approved as to form by the City Attorney or her designee.

**Section 4:** The MOU shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder until the same has been signed by the Mayor and delivered to Morehouse College.

A true copy.

  
Deputy Clerk

**ADOPTED** by the Atlanta Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
**APPROVED** as per City Charter Section 2-403

**OCT 18, 2010**

**OCT 27, 2010**

RCS# 603  
10/18/10  
2:58 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 1

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

CONSENT I

		<b>10-18-10</b>
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADVERSED ON CONSENT</b>
1. 10-O-1419	36. 10-R-1791	47. 10-R-1801
2. 10-O-1717	37. 10-R-1792	48. 10-R-1802
3. 10-O-1718	38. 10-R-1793	49. 10-R-1803
4. 10-O-1719	39. 10-R-1794	
5. 10-O-1720	40. 10-R-1795	
6. 10-O-1702	41. 10-R-1796	
7. 10-O-1811	42. 10-R-1797	
8. 10-O-1420	43. 10-R-1798	
9. 10-O-1692	44. 10-R-1799	
10. 10-O-1722	45. 10-R-1800	
11. 10-R-1721	46. 10-R-1804	
12. 10-R-1816		
13. 10-R-1771		
14. 10-R-1772		
15. 10-R-1654		
16. 10-R-1764		
17. 10-R-1765		
18. 10-R-1766		
19. 10-R-0944		
20. 10-R-1774		
21. 10-R-1775		
22. 10-R-1777		
23. 10-R-1778		
24. 10-R-1779		
25. 10-R-1780		
26. 10-R-1812		
27. 10-R-1782		
28. 10-R-1783		
29. 10-R-1784		
30. 10-R-1785		
31. 10-R-1786		
32. 10-R-1787		
33. 10-R-1788		
34. 10-R-1789		
35. 10-R-1790		