10- R -0471

**A RESOLUTION BY**
**TRANSPORTATION COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LOCAL ASSISTANCE ROAD PROGRAM AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR PROJECT NOS. S012634-LAU AND S012604-LAU TO PROVIDE FOR THE RESURFACING OF TWENTY-TWO (22) CITY STREETS; AND FOR OTHER PURPOSES.**

**WHEREAS,** the Georgia Department of Transportation ("GDOT") provides annual funding assistance to resurface certain City of Atlanta ("City") streets, in connection with the Local Assistance Road Program; and

**WHEREAS,** GDOT has agreed to resurface twenty- two (22) City streets, equivalent to 8.67 miles of roadway in connection with the Local Assistance Road Program, Project Nos. S012634-LAU and S012604-LAU; and

**WHEREAS,** the twenty-two (22) roadways are described and attached hereto as Exhibit "B".

**WHEREAS,** the City shall provide for the proper maintenance of the roadways after completion of the roadway improvements; and

**WHEREAS,** the resurfacing of certain streets is deemed beneficial to the citizens of the City of Atlanta in Fulton County to participate in this program.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES,** that the Mayor is authorized to execute a Local Assistance Road Program agreement with the Georgia Department of Transportation for the purpose of resurfacing twenty-two (22) streets under Project Nos. S012634-LAU and S012604-LAU; in substantially the form attached hereto as Exhibit "A".

**BE IT FURTHER RESOLVED** that a description of Project Nos. S012634-LAU and S012604-LAU is attached hereto as Exhibit "B".

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

Exhibit "A"

**GEORGIA DEPARTMENT OF TRANSPORTATION**
**LOCAL ASSISTANCE ROAD PROGRAM CERTIFICATE OF OWNERSHIP AND AGREEMENT**

**CITY OF ATLANTA** **S012634-LAU**
**S012604-LAU**

I, as the authorized City Official, do hereby certify that the streets or sections of streets described and shown on the attachments are dedicated public streets and are part of the Public Road System in said **CITY.**

I further certify that the **CITY**, hereby agrees to the following:

That the **DEPARTMENT** will assist the **CITY** in constructing projects for the improvement of certain selected roads in the **CITY** subject however, to the condition that the **CITY** shall provide for its proper maintenance after completion of its improvement, and will make reasonable provision each year for such maintenance, and also will, prior to or during the construction of the project, provide the following additional services, certification, and information, when applicable, at no cost to the **DEPARTMENT.**

1. Right of Way and Right of Way Certification.
2. Relocate or adjust all utilities.
3. Necessary patching should begin **IMMEDIATELY** on the selected roads and to the satisfaction of the District Engineer.
4. Clearing of ditches and drainage structures.
5. Raise the existing shoulder grade to match the elevation of the new asphalt and provide positive drainage. *On DOT LET projects, the contractor shall furnish, install & maintain Low/Soft shoulder signs until final acceptance, at which time; the signs will become the property of the local government.*

To the extent provided by law, the **CITY** further agrees to hold the Department of Transportation of the State of Georgia harmless from all suits or claims that may arise from the construction or improvement of said roads.

I, as the authorized city official, certify that the above information is true.

This _____ day of _____ 2010.

**CITY OF ATLANTA**

_____
**Kasim Reed, Mayor**

ATTEST:

_____
**Municipal Clerk**

APPROVED:

_____
**Commissioner of Public Works**

APPROVED AS TO FORM:

_____
**City Attorney**

EXHIBIT "B"

| 2010 LARP Street Resurfacing List | | | | | |
|---|---|---|---|---|---|
| N | Project Number | Project Name | Beginning @ | Ending @ | Mileage |
| 001 | S012634-LAU | ATLANTIC DR | 16TH STREET | 14TH STREET | 0.27 |
| 002 | S012634-LAU | ATLANTIC DRIVE | 14TH STREET | 10TH STREET | 0.34 |
| 003 | S012634-LAU | BEECHWOOD AVE | HARTFORD AVE | ALLENE AVE | 0.23 |
| 004 | S012634-LAU | BURKE RD | PIEDMONT RD | DE | 0.46 |
| 005 | S012634-LAU | DAWS AVE | MORGAN PLACE | ASHBURTON AVE | 0.16 |
| 006 | S012634-LAU | FLORA AVE | LAFRANCE ST | HARDEE ST | 0.37 |
| 007 | S012604-LAU | GRANT STREET | MEMORIAL DRIVE | DECATUR STREET | 0.24 |
| 008 | S012634-LAU | HOLDERNESS ST | FENWOOD ST | WESTVIEW DR | 0.24 |
| 009 | S012634-LAU | MANSFIELD AVE | EUCLID AVE | MORELAND AVE | 0.19 |
| 010 | S012634-LAU | MELANTE DRIVE | LINDBERG DR | C-D-S | 0.43 |
| 011 | S012634-LAU | PROCTOR STREET | TAZOR ST | CAIRO ST | 0.08 |
| 012 | S012634-LAU | RICHMOND AVENUE | SCHEON STREET | LAKEWOOD AVE | 0.46 |
| 013 | S012634-LAU | ROSEDALE DR | VIRGINIA AVENUE | N. HIGHLAND AVE | 0.27 |
| 014 | S012634-LAU | ROSSER STREET | FOUNTAIN DR | WESTVIEW DR | 0.32 |
| 015 | S012634-LAU | SYDNEY STREET | CHEROKEE AVE | HILL ST | 0.31 |
| 016 | S012634-LAU | THOMSVILLE DR | TURNER RD | TURNER RD | 0.75 |
| 017 | S012634-LAU | TOWERVIEW DR | CANTER RD | DE | 0.44 |
| 018 | S012634-LAU | TURMAN AVE | JONESBORO RD | DE | 0.23 |
| 019 | S012634-LAU | VERMONT RD | PEACHTREE RD | WINALL DOWN RD | 0.97 |
| 020 | S012634-LAU | W. ROXBORO RD | SHADY VALLEY RD | E. ROXBORO RD | 1.3 |
| 021 | S012634-LAU | WHITING STREET | HIGHTOWER RD | REGINA DR | 0.19 |
| 022 | S012634-LAU | WISTERIA WAY | WINTER AVE | ROCKY FORD RD | 0.42 |
| | | | | | 8.67 |

***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 Committee**

**Caption: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LOCAL ASSISTANCE ROAD PROGRAM AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR PROJECT NOS. S012634-LAU AND S012604-LAU TO PROVIDE FOR THE RESURFACING OF TWENTY-TWO (22) CITY STREETS; AND FOR OTHER PURPOSES.**

**Council Meeting Date: March 15, 2010**

**Requesting Dept.:** Department of Public Works

**B. To be completed by the department:**

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

The purpose of this legislation is to execute a Local Assistance Road Program Agreement with the Georgia Department of Transportation.

**2. Please provide background information regarding this legislation.**

**3. <u>If Applicable/Known:</u>**

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

**(b) Source Selection:**

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

**(d) Invitations Issued:**

**(e) Number of Bids:**

**(f) Proposals Received:**

**(g) Bidders/Proponents:**

**(h) Term of Contract:**

**4. Fund Account Center:**

**5. Source of Funds:**

**6. Fiscal Impact:**

**7. Method of Cost Recovery:**

**This Legislative Request Form Was Prepared By:** Dawn Riley

**TRANSMITTAL FORM FOR LEGISLATION**

**TO: MAYOR'S OFFICE** **ATTN: CANDACE BYRD**

**Dept.'s Legislative Liaison:** Dawn Riley

**Contact Number:** (404) 330-6581

**Originating Department:** Department of Public Works

**Committee(s) of Purview:** Transportation Committee

**Chief of Staff Deadline:** February 23, 2010

**Anticipated Committee Meeting Date(s):** March 10, 2010

**Anticipated Full Council Date:** March 15, 2010

**Legislative Counsel's Signature:** Saul Schultz

**Commissioner Signature:**

**Chief Procurement Officer Signature:**

**CAPTION**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A LOCAL ASSISTANCE ROAD PROGRAM AGREEMENT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR PROJECT NOS. S012634-LAU AND S012604-LAU TO PROVIDE FOR THE RESURFACING OF TWENTY-TWO (22) CITY STREETS; AND FOR OTHER PURPOSES.**

Mayor's Staff Only

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

Received by Mayor's Office: 2.23.10 (date) Reviewed by: _____ (date)

Submitted to Council: _____