

12-0-1195

(Do Not Write Above This Line)

AN ORDINANCE BY TRANSPORTATION COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT A PERMANENT SANITARY SEWER EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT TO THE CITY OF DALLAS, GEORGIA ACROSS A PORTION OF PROPERTY OWNED BY THE CITY OF ATLANTA LOCATED IN PAULDING COUNTY GEORGIA, SAID PROPERTY BEING LOCATED IN LAND LOTS 386, 387, 388, 390, 451, AND 453 OF THE 19th DISTRICT, PAULDING COUNTY; AND FOR OTHER PURPOSES.

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

Date Referred: 9/17/12
 Referred To: Transportation
 Date Referred:
 Referred To:
 Date Referred:
 Referred To:

Committee Chair: AL
 Date: 9-26-12
 Referred To: Transportation
 First Reading: 9-26-12

Committee Chair: AL
 Date: 9-26-12

Action: Fav, Adv, Hold (see rev. side)
in public office

Members: John Smith
John Smith
John Smith

Refer To: John Smith

Committee: _____
 Date: _____
 Chair: _____

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

Members

ADOPTED BY

OCT 01 2012

COUNCIL

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Members

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Consent V Vote PRC Vote

CERTIFIED
 OCT 01 2012
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 OCT 01 2012
[Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

OCT 1 0 2012

WITHOUT SIGNATURE BY OPERATION OF LAW



**CITY COUNCIL
ATLANTA, GEORGIA**

12-O-1195

**A SUBSTITUTE ORDINANCE
BY TRANSPORTATION COMMITTEE**

A SUBSTITUTE ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT A PERMANENT SANITARY SEWER EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT TO THE CITY OF DALLAS, GEORGIA ACROSS A PORTION OF PROPERTY OWNED BY THE CITY OF ATLANTA LOCATED IN PAULDING COUNTY GEORGIA, SAID PROPERTY BEING LOCATED IN LAND LOTS 386, 387, 388, 390, 451, AND 453 OF THE 19th DISTRICT, PAULDING COUNTY; AND FOR OTHER PURPOSES.

WHEREAS, The City of Atlanta (the “City”) owns and operates Hartsfield-Jackson Atlanta International Airport (“Airport”) including property containing approximately 9,750 acres in contiguous and non-contiguous tracts in near U.S. 278 in western Paulding County, Georgia (“Land”); and

WHEREAS, the City of Dallas (“Dallas”) seeks permanent easement rights to install a sanitary sewer across approximately 4.5 acres of the Land (“Permanent Sanitary Sewer Easement”) and temporary easement rights not to exceed one (1) year across 5.6 acres of the Land (“Temporary Construction Easement”) as depicted on Exhibit “A” (collectively “Easement Areas”); and

WHEREAS, the City will obtain and Dallas will pay the fair market value of \$5,634.00 for the Permanent Sanitary Sewer Easement and \$1,316.00 for the Temporary Construction Easement; and

WHEREAS, the City will obtain the fair market value of approximately \$1,300 per acre for harvesting the timber value on the Easement Areas; and

WHEREAS, Dallas will be responsible for all maintenance expenses, repairs and associated costs for the sewer installation and the Easement Areas.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS that the Mayor or his designee is authorized to execute any and all documents or legal instruments to grant the Permanent Sanitary Sewer Easement and Temporary Construction Easement to Dallas and that Dallas will be responsible for all maintenance expenses, repairs and associated costs for the sewer installation and the Easement Areas.



SECTION 1: The Mayor or his designee is authorized to convey the Permanent Sanitary Sewer Easement to the City of Dallas for \$5,634.00 and the Temporary Construction Easement to the City of Dallas for \$1,316.00.

SECTION 2: That the Mayor or his designee is authorized to obtain the fair market value of approximately \$1,300.00 per acre for the timber value of the Easement Areas.

SECTION 3: That the City Attorney is authorized to prepare all necessary agreements and that the City shall incur no liability under such agreements until the agreements have been executed by the Mayor, attested to by the Municipal Clerk, and approved as to form by the City Attorney and delivered to the appropriate parties.

SECTION 4: That all other ordinances and portions of ordinances in conflict herewith are hereby waived to the extent of the conflict.

A true copy,

Deputy Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

October 01, 2012
October 10, 2012

RCS# 2322
10/01/12
2:35 PM

Atlanta City Council

CONSENT I

ALL ITEMS EXCEPT 12-R-0997
OCTOBER 1, 2012
ADOPT AS AMNDED

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

CONSENT I

		10-01-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-1056	35. 12-R-1283	42. 12-R-1290
2. 12-O-1129	36. 12-R-1284	43. 12-R-1291
3. 12-O-1179	37. 12-R-1285	44. 12-R-1292
4. 12-O-1180	38. 12-R-1286	45. 12-R-1293
5. 12-O-1181	39. 12-R-1287	46. 12-R-1294
6. 12-O-1167	40. 12-R-1288	47. 12-R-1295
7. 12-O-1168	41. 12-R-1289	48. 12-R-1296
8. 12-O-1169		49. 12-R-1297
9. 12-O-1170		50. 12-R-1298
10. 12-O-1171		51. 12-R-1299
11. 12-O-1172		52. 12-R-1300
12. 11-O-1195		53. 12-R-1301
13. 12-O-1321		54. 12-R-1302
14. 12-O-1038		55. 12-R-1303
15. 12-O-1199		56. 12-R-1304
16. 12-O-1243		57. 12-R-1305
17. 12-O-1315		58. 12-R-1306
18. 12-R-1163		59. 12-R-1307
19. 12-R-1253		60. 12-R-1308
20. 12-R-1265		61. 12-R-1309
21. 12-R-1266		
22. 12-R-1268		
23. 12-R-1278		
24. 12-R-1279		
25. 12-R-1280		
26. 12-R-1282		
27. 12-R-1191		
28. 12-R-1274		
29. 12-R-1275		
30. 12-R-1310		
31. 12-R-1323		
32. 12-R-1101		
33. 12-R-1270		
34. 12-R-1272		