

#8

13-O-1050

2184

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

FINAL COUNCIL ACTION
 2nd 1st & 2nd
Readings
 Consent V Vote RC

AN ORDINANCE

BY:

COUNCILMEMBER
JOYCE M. SHEPERD

Handwritten signature of Joyce M. Sheperd

AN ORDINANCE TO CORRECT
ORDINANCE 13-O-0454 ADOPTED BY
CITY COUNCIL ON APRIL 15, 2013
AND APPROVED AS PER CITY
CHARTER SECTION 2-403 ON APRIL
24, 2013, CORRECTING THE
GENERAL LEDGER PROJECT
NUMBER LISTED FROM 201998 TO
201997; AND FOR OTHER PURPOSES.

ADOPTED BY

JUN 03 2013

COUNCIL

Committee

CD/HR

Date

5/28/13

Chair

Handwritten signature of Joyce M. Sheperd

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Handwritten signatures of members: H. J. Smith, Cleta Hineslow, A. J. [unclear], [unclear]

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

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

CERTIFIED
JUN 03 2013
ATLANTA CITY COUNCIL PRESIDENT
Handwritten signature

CERTIFIED
JUN 03 2013
Rhonda Daughin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUN 12 2013

WITHOUT SIGNATURE
BY OPERATION OF LAW

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred: *5/20/13*

Referred To: *CD/HR*

Date Referred:

Referred To:

Date Referred:

Referred To:



AN ORDINANCE BY
COUNCILMEMBER JOYCE SHEPERD

AN ORDINANCE TO CORRECT ORDINANCE 13-O-0454 ADOPTED BY CITY COUNCIL ON APRIL 15, 2013 AND APPROVED AS PER CITY CHARTER SECTION 2-403 ON APRIL 24, 2013, CORRECTING THE GENERAL LEDGER PROJECT NUMBER LISTED FROM 201998 TO 201997; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance 13-O-0454 adopted by City Council on April 15, 2013 and approved pursuant to City Charter 2-403, April 24, 2013; attached hereto as Exhibit A contained an incorrect project number; and

WHEREAS, the Department of Parks, Recreation and Cultural Affairs desires to correct the error with the corrected project number as listed below.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That the project number listed under the General Ledger Section, General Ledger Project of Ordinance 13-O-0454 which reads 201998, is corrected to read as follows:

TRANSFER TO APPROPRIATIONS						
PTAEO				GENERAL LEDGER		
PROJECT NUMBER	14201997	GREENSPACE PGM; PARKS		FUND	3502	GENERAL GOV. CAPITAL
TASK NUMBER	114	Swann Preserve Park Expand		GL DEPT	140106	PRC PARKS DESIGN
AWARD NUMBER	350291108	SWMA LOAN 9987/ D.I.F. Parks-South		EXPENSE ACCT	5999999	PROJECTS AND GRANTS BUDGET
EXPENSE ACCOUNT	5411001	LAND		FUNCTION/ACTIVITY	6220000	PARK AREAS
OWNING ORG	COA	SWMA LOAN		GL PROJECT	201997	GREENSPACE PGM; PARKS South
				GL FUNDING SOURCE	91108	SWMA LOAN



						9988/ D.I. F. Parks-South
TOTAL					\$60,000.00	

SECTION 2: All ordinances and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

A true copy,

Deputy Clerk

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

JUN 03, 2013
JUN 12, 2013

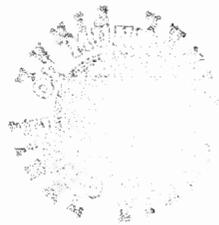


Exhibit A
CITY COUNCIL
ATLANTA, GEORGIA

13-O-0454

**A SUBSTITUTE ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X, PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO NEGOTIATE FOR AND TO ACCEPT THE DONATION OF APPROXIMATELY 1.08 ACRES OF PROPERTY LOCATED AT MACON DRIVE AND MT. ZION ROAD FROM MICHAEL TURGEON OR CURRENT LAND OWNER ("THE PROPERTY"), FOR THE PURPOSE OF CREATING A NEW PARK IN COUNCIL DISTRICT 12 ("PARK"), IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND DOLLARS (\$60,000.00). THE CITY'S PURCHASE PRICE, CLOSING COSTS, DUE DILIGENCE, AND DEVELOPMENT COSTS SHALL BE PAID FROM PARK IMPACT FEE SOUTH AS SHOWN BELOW AND AMENDING THE 2013 GENERAL GOVERNMENT CAPITAL OUTLAY FUND BUDGET FOR THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFIARS AND THE DEPARTMENT OF FINANCE BY TRANSFERRING BETWEEN ACCOUNTS THE SUM OF SIXTY THOUSAND (\$60,000.00); AND FOR OTHER PURPOSES

WHEREAS, Michael Turgeon ("Owner") has offered to donate approximately 0.94 acres of property, located at Macon Drive and Mt. Zion Road, Atlanta, Georgia, Parcel Identification Numbers 14-0061-0003-080-6, 14-0061-0003-069-9, and 14-0061-0003-068-1 ("the Property") for the purpose of creating a Park (See attached Exhibit "A"); and

WHEREAS, accepting the Property is consistent with the City's goals of greenspace acquisition, preservation and park expansion.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS, as follows:

SECTION 1: The Chief Procurement Officer or his designee, on behalf of the City, is hereby authorized to negotiate with the Owner or current landowner to accept the donation of all or part of the real property located at Macon Drive and Mt. Zion Road, Atlanta, Georgia, Parcel Identification Numbers 14-0061-0003-080-6, 14-0061-0003-069-9, and 14-0061-0003-068-1 ("the Property").

SECTION 2: The Chief Procurement Officer or his designee is hereby authorized to obtain or review surveys, title reports, environmental assessments, and appraisals to establish the Fair Market Value of the Property. In addition, the Chief Procurement Officer or his designee is authorized to obtain and pay for those items and services necessary to acquire the Property, including but not limited to title insurance, real estate service fees, site development, signage,



fencing, closing costs and other costs of acquisition ("The City's Due Diligence and Purchase Services").

SECTION 3: The 2013 General Government Capital Outlay Fund Budget, Department of Planning and Community Development is hereby amended as follows:

TRANSFER FROM APPROPRIATIONS

\$60,000.00 from 3502 (General Government Capital Fund) 100101 (DOF Chief Financial Officer) 5999999 (Reserve Conversion Account – Class 1) 1320000 (Chief Executive) 201072 (Admin. Development Recoupment Fees) 91110 (Funding Source SWMA Loan 9991)

Project: 10201072 SWMA Loan 9991
Task: 101 SWMA Loan 9991
Award: 350291110 SWMA Loan 9991
Expense: 5999901 Projects and Grants Budget
Org City of Atlanta

TOTAL \$60,000.00

ADD TO AWARD INSTALLMENT

The amount of : \$60,000.00 SWMA Loan 9988/D.I.F. Parks-South 350291108

TRANSFER TO APPROPRIATIONS						
PTAEO				GENERAL LEDGER		
PROJECT NU	14201997	GREENSPACE P PARKS		FUND	3502	GENERAL GOV CAPITAL
TASK NUMB	114	Swann Preserv Expand		GL DEPT	140106	PRC PARKS DE
AWARD NUM	350291108	SWMA LOAN 9 D.I.F. Parks-Sol		EXPENSE ACCT	5999999	PROJECTS AND GRANTS BUDG
EXPENSE ACC	5411001	LAND		FUNCTION/ACTIVITY	6220000	PARK AREAS
OWNING OR	COA	SWMA LOAN		GL PROJECT	201998	GREENSPACE PARKS South
				GL FUNDING SOURCE	91108	SWMA LOAN D.I.F. Parks-S

TOTAL \$60,000.00



SECTION 4: The City's Purchase Price, Due Diligence and Purchase Services, in an amount not to exceed sixty thousand dollars (\$60,000.00) shall be paid from Park Impact Fee South 14201997 (Project), 114 (Task), 350291108 (Award), 5411001 (Expense Type Land).

SECTION 5: Upon acquisition, the Department of Parks, Recreation, and Cultural Affairs, Office of Parks, is hereby charged with all responsibility for the Property and shall retain the land in perpetuity as a public park. Nothing in this ordinance shall prohibit the development of this property for uses consistent with generally accepted park activities, including but not limited to trails, playgrounds, picnic areas, parking, and gazebos. Nothing in this section shall preclude a neighborhood group(s) or other private entity from maintaining all or part of the property pursuant to an agreement with the City.

SECTION 6: The City's Greenspace Acquisition Consultant, ("the Consultant") is authorized to settle the acquisition of the Property at an amount authorized by the Chief Procurement Officer. The Consultant may also arrange and negotiate for the Due Diligence and Purchase Services.

SECTION 7: The requirements of the City Code Section 2-1541 (d), of the Procurement and Real Estate Code, are waived to allow the purchase of the Property on behalf of the City without further authorization by the City Council.

SECTION 8: The Mayor, on behalf of the City, is authorized to execute any and all deeds, instruments or other documents that the Law Department deems to be necessary or advisable in order to carry into effect the intent of this ordinance.

SECTION 9: The City Attorney is hereby directed to prepare for execution by the Mayor, any and all deeds, instruments, or other documents that the City Attorney deems necessary or advisable to carry into effect the intent of this ordinance.

SECTION 10: Said deeds, instruments, or other documents shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been approved by the City Attorney as to form, attested to by the Municipal Clerk, and signed by the Mayor.

SECTION 11: All ordinances and parts of ordinances in conflict herewith are hereby waived for purposes of this Ordinance only, and only 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

April 15, 2013
April 24, 2013

13-0-0454

(Do Not Write Above This Line)

First Reading

Committee Finance
Date 3-13-13
Chair Mark A. ...
Referred To _____

FINAL COUNCIL ACTION

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

AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X, PROCUREMENT AND REAL ESTATE CODE OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO NEGOTIATE FOR AND TO ACCEPT THE DONATION OF APPROXIMATELY 1.08 ACRES OF PROPERTY LOCATED AT MACON DRIVE AND MT. ZION ROAD FROM MICHAEL TURGEON OR CURRENT LAND OWNER ("THE PROPERTY"), FOR THE PURPOSE OF CREATING A NEW PARK IN COUNCIL DISTRICT 12 ("PARK"), IN AN AMOUNT NOT TO EXCEED SIXTY THOUSAND DOLLARS (\$60,000.00). THE CITY'S PURCHASE PRICE, CLOSING COSTS, DUE DILIGENCE, AND DEVELOPMENT COSTS SHALL BE PAID FROM PARK IMPACT FEE SOUTH AS SHOWN BELOW AND AMENDING THE 2013 GENERAL GOVERNMENT CAPITAL OUTLAY FUND BUDGET FOR THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS AND THE DEPARTMENT OF FINANCE BY TRANSFERRING BETWEEN ACCOUNTS THE SUM OF SIXTY THOUSAND (\$60,000.00); AND FOR OTHER PURPOSES

substitute

Committee Finance
Date 3-27-13
Chair Mark A. ...
Action Fav
Adv, Hold (see rev. side)
Other on substitute
Members Ali ...
...
Refer To _____

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

CERTIFIED
APR 15 2013
ATLANTA CITY COUNCIL PRESIDENT
...

CERTIFIED
APR 15 2013
Rhonda Doughtin Johnson
MUNICIPAL CLERK

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

ADOPTED BY
APR 15 2013
COUNCIL

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 _____

MAYOR'S ACTION

APPROVED
APR 24 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW

Date Referred: 3/12/13
Referred To: Finance/Exec
Date Referred: _____
Referred To: _____
Date Referred: _____
Referred To: _____

RCS# 2758
6/03/13
3:17 PM

Atlanta City Council

CONSENT I

CONSENT SECTION I; ALL ITEMS EXCEPT
13-O-0514
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y 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	NV Sheperd	NV Mitchell

CONSENT I

RCS# 2771
6/03/13
4:42 PM

Atlanta City Council

CONSENT I

CONSENT SECTION I; ALL ITEMS EXCEPT
13-O-0514
RECONSIDER

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

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

CONSENT I

RCS# 2772
6/03/13
4:43 PM

Atlanta City Council

CONSENT I

CONSENT SECTION I; ALL ITEMS EXCEPT
13-O-0514 AND 13-R-3203
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

CONSENT I

+

		06-03-13
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	
1. 13-O-1050	39. 13-R-3176	
2. 13-O-1047	40. 13-R-3177	
3. 13-O-1035	41. 13-R-3178	
4. 13-O-1023	42. 13-R-3179	
5. 13-R-3157	43. 13-R-3180	
6. 13-R-3158	44. 13-R-3181	
7. 13-R-3159	45. 13-R-3182	
8. 13-R-3111	46. 13-R-3183	
9. 13-R-3155	47. 13-R-3184	
10. 13-R-3200	48. 13-R-3185	
11. 13-R-3201	49. 13-R-3186	
12. 13-R-3202	50. 13-R-3187	
13. 13-R-3204	51. 13-R-3188	
14. 13-R-3152	52. 13-R-3189	
15. 13-R-3153	53. 13-R-3190	
16. 13-R-3160	54. 13-R-3191	
17. 13-R-3161	55. 13-R-3192	
18. 13-R-3162	56. 13-R-3193	
19. 13-R-3215	57. 13-R-3194	
20. 13-R-3207	58. 13-R-3195	
21. 13-R-3208	59. 13-R-3196	
22. 13-R-3209	60. 13-R-3197	
23. 13-R-3211	61. 13-R-3198	
24. 13-R-3212	62. 13-R-3199	
25. 13-R-3213		
26. 13-R-3214		
27. 13-R-3164		
28. 13-R-3165		
29. 13-R-3166		
30. 13-R-3167		
31. 13-R-3168		
32. 13-R-3169		
33. 13-R-3170		
34. 13-R-3171		
35. 13-R-3172		
36. 13-R-3173		
37. 13-R-3174		
38. 13-R-3175		