

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

**A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO RENEWAL NUMBER 1 TO THE MEMORANDUM OF UNDERSTANDING WITH BLUE HERON NATURE PRESERVE, INC., FOR THE PURPOSE OF ENHANCING AND MAINTAINING THE BLUE HERON PRESERVE PROPERTY ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Blue Heron Nature Preserve, Inc. (“BHNP”), a non-profit organization whose mission is, in part, to develop, enhance, and maintain Blue Heron Nature Preserve (the “Preserve”), which is made up of a number of parcels of land located in Northeast Atlanta, Georgia and is owned by the City of Atlanta (the “City”), for the benefit of the citizens of Atlanta, its many visitors, and its natural habitat; and

**WHEREAS**, pursuant to Resolution 07-R-1675 adopted by the Atlanta City Council on September 17, 2007 and approved by the Mayor on September 24, 2007 the City and BHNP entered into a Memorandum of Understanding (“MOU”) whereby BNHP maintains and enhances the Preserve at no cost to the City; and

**WHEREAS**, the initial term of the MOU was for five years commencing on February 18, 2008 and included an additional five year renewal option by mutual consent of the Parties; and

**WHEREAS**, the initial term will expire on February 17, 2013; and

**WHEREAS**, the Commissioner of the Department of Parks, Recreation and Cultural Affairs has reviewed and is satisfied with BHNP’s performance under the MOU and desires that the MOU be extended for an additional five years.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor or his designee, on behalf of the City, is hereby authorized to enter into a renewal to the MOU with BHNP to continue providing the maintenance at the Preserve under the same terms of the MOU.

**BE IT FURTHER RESOLVED**, that to the extent BHNP is donating time and resources to the City, the City hereby accepts such donation.

**BE IT FURTHER RESOLVED**, that the City Attorney, or his designee is hereby authorized to prepare the renewal for execution by the Mayor.

**BE IT FINALLY RESOLVED**, that the renewal shall not become binding on the City, and the City shall incur no obligation or 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 BHNP.

***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: A RESOLUTION BY  
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**Council Meeting Date:** March 4, 2013

**Requesting Dept.:** Department of Parks, Recreation and Cultural Affairs

**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 AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO RENEWAL NUMBER 1 TO THE MEMORANDUM OF UNDERSTANDING WITH BLUE HERON NATURE PRESERVE, INC., FOR THE PURPOSE OF ENHANCING AND MAINTAINING THE BLUE HERON PRESERVE PROPERTY ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS

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

**3. If Applicable/Known:**

(a) **Contract Type:**

(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:** Trina Horton, Department Contracting Officer

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Trina Horton

Contact Number: (404) 546-6795

Originating Department: Parks, Recreation, and Cultural Affairs

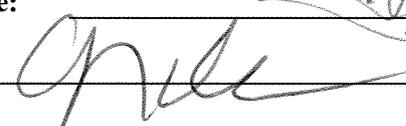
Committee(s) of Purview: CDHR

Chief of Staff Deadline: February 8, 2013

Anticipated Committee Meeting Date(s): February 26, 2013

Anticipated Full Council Date: March 4, 2013

Legislative Counsel's Signature: 

Commissioner Signature: 

Chief Procurement Officer Signature: \_\_\_\_\_

**CAPTION**

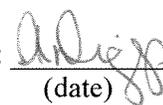
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**FINANCIAL IMPACT:** (if any)  
Mayor's Staff Only

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Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office:  2-8-13 Reviewed by:   
(date) (date)

Submitted to Council: \_\_\_\_\_  
(date)