

14-0-1085

(Do Not Write Above This Line)

AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE 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 PURCHASE APPROXIMATELY 0.78 ACRE OF PROPERTY LOCATED AT 1474 METROPOLITAN PARKWAY ROAD AND APPROXIMATELY 0.1 ACRE OF PROPERTY LOCATED AT 1466 METROPOLITAN PARKWAY FROM THE CONSERVATION FUND OR CURRENT LAND OWNER ("THE PROPERTY"), FOR THE PURPOSE OF EXPANDING EMMA MILLICAN PARK, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY FIVE THOUSAND FOUR HUNDRED TWENTY SIX DOLLARS AND TWO CENTS (\$185,426.02); THE CITY'S PURCHASE PRICE, CLOSING COSTS, DUE DILIGENCE, DEMOLITION AND DEVELOPMENT COSTS SHALL BE PAID FROM THE ARTHUR M. BLANK AWARD AND FROM PARK IMPROVEMENT FUNDS AS SHOWN BELOW; AND FOR OTHER PURPOSES

- CONSENT REFER
 - REGULAR REPORT REFER
 - ADVERTISE & REFER
 - 1ST ADOPT 2ND READ & REFER
 - PERSONAL PAPER REFER
- Date Referred: _____
 Referred To: _____
 Date Referred: _____
 Referred To: _____

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee *Fin. / Exec*
 Date *2-17-14*
 Chair *[Signature]*
 Action *[Signature]*
 Fav, Adv, Hold (see rev. side) _____
 Other _____
 Members _____
 Refer To *[Signature]*

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 _____
ADOPTED BY
FEB 17 2014
COUNCIL
 Refer To _____

Committee _____

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

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Readings

Consent V Vote RC Vote

CERTIFIED
FEB 17 2014
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
FEB 17 2014
[Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION
APPROVED
 FEB 26 2014
 WITHOUT SIGNATURE
 BY OPERATION OF LAW

3607

AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE

14-0-1085

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 PURCHASE APPROXIMATELY 0.78 ACRE OF PROPERTY LOCATED AT 1474 METROPOLITAN PARKWAY ROAD AND APPROXIMATELY 0.1 ACRE OF PROPERTY LOCATED AT 1466 METROPOLITAN PARKWAY FROM THE CONSERVATION FUND OR CURRENT LAND OWNER ("THE PROPERTY"), FOR THE PURPOSE OF EXPANDING EMMA MILLICAN PARK, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHTY FIVE THOUSAND FOUR HUNDRED TWENTY SIX DOLLARS AND TWO CENTS (\$185,426.02); THE CITY'S PURCHASE PRICE, CLOSING COSTS, DUE DILIGENCE, DEMOLITION AND DEVELOPMENT COSTS SHALL BE PAID FROM THE ARTHUR M. BLANK AWARD AND FROM PARK IMPROVEMENT FUNDS AS SHOWN BELOW; AND FOR OTHER PURPOSES

WHEREAS, The Conservation Fund ("TCF") is negotiating for or has acquired approximately 0.78 acre of property, located at 1474 Metropolitan Parkway, Atlanta, Georgia, Parcel Identification Number 14-0088-0009-017-1 and approximately 0.1 acre of property, located at 1466 Metropolitan Parkway, Atlanta, Georgia, a portion of Parcel Identification Number 14-0008-0009-014-8 ("the Property") for the purpose of expanding Emma Millican Park in Council District 11 (See attached Exhibit "A"); and

WHEREAS, TCF has agreed to sell the Property to the City subject to the appropriate City approval processes for an amount not to exceed Fair Market Value; and

WHEREAS, TCF is a non-profit, 501(c)(3) organization, whose mission is to conserve land and whose work involves working with public agencies to purchase properties for this purpose, and to hold such properties until the public agency has the funds to purchase the properties; and

WHEREAS, purchasing 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 Conservation Fund or current landowner to purchase all or part of the real property located at 1474 Metropolitan Parkway, Atlanta, Georgia, Parcel Identification Number 14-0088-0009-017-1 and real property located at

1466 Metropolitan Parkway, Atlanta, Georgia, Parcel Identification Number 14-0008-0009-014-8 (“the Property”), at a purchase price no greater than Fair Market Value.

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 purchase the Property, including but not limited to title insurance, real estate service fees, due diligence costs, site development, signage, fencing, closing costs and other costs of acquisition (“The City’s Due Diligence and Purchase Services”).

SECTION 3:The City’s purchase price, due diligence costs, closing costs and real estate services (“Costs of Acquisition”), shall be paid first from and charged to General Ledger: 2501(Intergovernmental grant) 140106(PRC Parks Design) 5999999(PNG Budget Summary) 6220000(Park Areas) 102746(Emma Millican Park Improv) 10898(Arthur M. Blank 2006SJA0) PTAE0: 250110898 Award (Arthur M. Blank 2006SJA0) 103 Task(N12D1155SJA0) 14102746 Project (Emma Millican Park Improv) in an amount not to exceed fifty five thousand four hundred twenty six thousand dollars and two cents (\$55,416.02). Any funds remaining after payment of Costs of Acquisition may be used for demolition, development, signage and fencing.

SECTION 4: Additional costs for demolition, development, signage and fencing shall be paid from Park Improvement Fund Account Number: Fund: 3501 (PARK IMPROVEMENT FUND), Dept/Org: 140106 (PRC PARK DESIGN), account: 5222003 (REPAIR AND MAINTENANCE OTHER), F/A: 6220000 (PARK DESIGN) in an amount not to exceed one hundred thirty thousand dollars and no cents (\$130,000.00.)

SECTION 5: Upon acquisition, the Department of Parks and Recreation, Office of Parks, is hereby charged with all responsibility for the Property.

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.

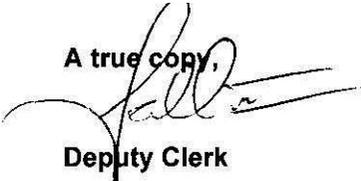
SECTION 8: The Mayor, on behalf of the City, is authorized to execute any and all deeds, instruments or other documents that the Law Department deems to be necessary or advisable in order to carry into effect the intent of this ordinance.

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 Clerk

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

FEB 17, 2014
FEB 26, 2014

RCS# 99
2/17/14
2:51 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I: ALL ITEMS
EXCEPT 14-O-1072
ADOPT

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

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

CONSENT I

+

		02-17-14
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	
1. 14-O-1068	34. 14-R-3154	
2. 14-O-1099	35. 14-R-3155	
3. 14-O-1055	36. 14-R-3156	
4. 14-O-1085	37. 14-R-3157	
5. 14-O-1086	38. 14-R-3158	
6. 14-O-1088	39. 14-R-3159	
7. 14-O-1096	40. 14-R-3160	
8. 14-O-1100	41. 14-R-3161	
9. 14-O-1083	42. 14-R-3162	
10. 14-O-1084	43. 14-R-3163	
11. 14-O-1094	44. 14-R-3164	
12. 14-R-3179	45. 14-R-3165	
13. 14-R-3180	46. 14-R-3166	
14. 14-R-3181	47. 14-R-3167	
15. 14-R-3182	48. 14-R-3168	
16. 14-R-3183	49. 14-R-3169	
17. 14-R-3140	50. 14-R-3170	
18. 14-R-3141	51. 14-R-3171	
19. 14-R-3142	52. 14-R-3172	
20. 14-R-3143	53. 14-R-3173	
21. 14-R-3145	54. 14-R-3174	
22. 14-R-3149	55. 14-R-3175	
23. 14-R-3190	56. 14-R-3176	
24. 14-R-3191	57. 14-R-3177	
25. 14-R-3192	58. 14-R-3178	
26. 14-R-3194		
27. 14-R-3195		
28. 14-R-3196		
29. 14-R-3198		
30. 14-R-3150		
31. 14-R-3151		
32. 14-R-3152		
33. 14-R-3153		