

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.

Review List:

John Lavelle	Completed	12/31/2013 1:44 PM
Mariangela Corales	Completed	01/02/2014 10:59 AM
Duriya Farooqui	Completed	01/03/2014 9:20 AM
Finance	Skipped	01/08/2014 10:02 AM
Information Technology	Skipped	01/08/2014 10:02 AM
Procurement	Skipped	01/03/2014 4:11 PM
Adam Smith	Skipped	01/03/2014 4:52 PM
Mayor's Office	Completed	01/03/2014 5:12 PM
Office of Research and Policy Analysis	Completed	01/07/2014 3:40 PM
City Utilities Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

LEGISLATION HISTORY – BLUE BACK

Certified by Presiding Officer	Certified by Clerk
Mayor's Action <i>See Authentication Page Attachment</i>	

AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Fire Rescue ("AFR") requested that the Georgia Power Company ("GPC") provide underground electrical service to new Fire Station 28 ("Fire Station 28") at 1925 Hollywood Road; and

WHEREAS, in order to provide electrical service to Fire Station 28, GPC must acquire permanent easements from the City of Atlanta that would allow for the installation and maintenance of power distribution lines and related facilities on and across Fulton County Tax Parcel Number 17-0252-0009-047-1, which is the property associated with Fire Station 28 and under the purview of AFR; and

WHEREAS, in consideration for GPC's agreement to provide electrical service to Fire Station 28 at the request of the City, GPC has requested that the City grant the permanent easement across the property associated with Fire Station 28 at no cost to GPC.

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

SECTION 1: The Mayor or his designee is authorized to execute easement documents conveying permanent easement interests to the Georgia Power Company that would allow for the installation and maintenance of underground power distribution facilities on and across City-owned property at 1925 Hollywood Road, which is identified as Fulton County Tax Parcel Number 17-0252-0009-047-1 and operated by the Department of Fire Rescue as Fire Station 28.

SECTION 2: The Mayor or his designee is authorized to convey the permanent easement interests to the Georgia Power Company at no cost.

SECTION 3: The City Attorney, or a designee, is authorized to prepare all necessary documents to facilitate this transaction.

SECTION 4: This ordinance shall become effective when signed by the Mayor or by operation of law.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Perceta Alexander

Contact Number: 404.330.6569

Originating Department: OEAM

Committee(s) of Purview: City Utilities

Chief of Staff Deadline: 12/27/2013

Anticipated Committee Meeting Date(s): 1/14/2014 (1st Read) & 1/28/2014 (2nd Read)

Anticipated Full Council Date: 1/21/2014 (1st Read) & 2/3/2014 (2nd Read)

Legislative Counsel's Signature: _____

[Handwritten signatures]

Commissioner's Signature: _____

Chief Financial Officer: _____

Chief Information Officer Signature (for IT Procurements) _____

Chief Procurement Officer Signature: _____

Edan Z. Smeg

CAPTION

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any):

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____

Received by Mayor's Office: *12/23/13* (date) Reviewed by: _____ (date)

Submitted to Council: _____ (date)

Attachment: 1925 Hollywood Road (14-O-1051 : AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO)

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Fire Rescue (“AFR”) requested that the Georgia Power Company (“GPC”) provide underground electrical service to new Fire Station 28 (“Fire Station 28”) at 1925 Hollywood Road; and

WHEREAS, in order to provide electrical service to Fire Station 28, GPC must acquire permanent easements from the City of Atlanta that would allow for the installation and maintenance of power distribution lines and related facilities on and across Fulton County tax parcel number 17-0252-0009-047-1, which is the property associated with Fire Station 28 and under the purview of AFR; and

WHEREAS, in consideration for GPC’s agreement to provide electrical service to Fire Station 28 at the request of the City, GPC has requested that the City grant the permanent easement across the property associated with Fire Station 28 at no cost to GPC.

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

SECTION 1: The Mayor or his designee is authorized to execute easement documents conveying permanent easement interests to the Georgia Power Company that would allow for the installation and maintenance of underground power distribution facilities on and across City-owned property at 1925 Hollywood Road, which is identified as Fulton County tax parcel 17-0252-0009-047-1 and operated by the Department of Fire Rescue as Fire Station 28.

SECTION 2: The Mayor or his designee is authorized to convey the permanent easement interests to the Georgia Power Company at no cost.

SECTION 3: The City Attorney, or a designee, is authorized to prepare all necessary documents to facilitate this transaction.

SECTION 4: This ordinance shall become effective when signed by the Mayor or by operation of law.

Attachment: 1925 Hollywood Road (14-O-1051 : AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO)

Name of Line	CITY OF ATLANTA FIRE STATION #28 - UNDERGROUND SERVICE			
No	12730	(FULTON COUNTY) DISTRIBUTION LINE		
Parcel No	001	Account No	69596-VBS-0-E04812-0-GP101-30000000	
Letter File	9-10989	Deed File	19429	Map File N/A

State of Georgia **UNDERGROUND EASEMENT**
Fulton County

Received of Georgia Power Company, hereinafter called the Company, the sum of Ten and 00/100 ***** Dollars (\$ 10.00), and other good and valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, in exchange for which the undersigned City of Atlanta, a Municipal Corporation of the State of Georgia, hereinafter the "Undersigned" whose Post Office Address is 68 Mitchell Street, Suite 1225, Atlanta, GA 30303 Attn: Real Estate does hereby grant and convey to said Company, its successors and assigns, the right, privilege and easement to go in, upon along, across, under, and through that tract of land owned by the Undersigned at 1929 Hollywood Road, NW, Atlanta, GA 30312 (address of property in Land Lot 252 of the 17 Land District, Fulton County, Georgia).

Said lands being more particularly described on a plat prepared and engineered by Casey Preece for Georgia Power Company marked "Exhibit A" and attached hereto and made a part hereof (the "Premises"),

together with the right to construct, operate, and maintain continuously upon and under said land, its lines for transmitting electric current, with wires, transformers, service pedestals, manholes, conduits, cables, and other necessary apparatus, fixtures, and appliances (all being hereinafter referred to as the "Facilities"), with the right to permit the attachment of cables, lines, wires, apparatus, fixtures, and appliances of any of any other company, or person to the Facilities for electric, communications or other purposes, upon or under said lands with necessary appliances with the express understanding that each such other company or person must obtain separate easement rights from the Undersigned; together with the right to assign this easement in whole or in part; together with the right at all times to enter upon the Premises for the purpose of inspecting said lines, making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom; together with the right to cut away and keep clear of said underground lines, transformers, fixtures and appliances, all trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said underground lines, transformers, fixtures and appliances, also the right of ingress and egress over said land from

Parcel 001 Name of Line CITY OF ATLANTA FIRE STATION #28 - UNDERGROUND SERVICE

said lines. The rights herein granted include all the necessary rights for Company and its assigns to install and maintain electrical lines and internal communication facilities to existing and future structure(s) under the easement terms herein provided, on the property of the Undersigned. Any timber cut on said land by or for said Company shall remain the property of the owner of said timber. The Undersigned does not convey any land, but merely grants the rights, privileges and easements hereinbefore set out.

The rights herein include and embrace the right to clear and keep clear all trees and other obstructions located within ten (10') feet of the underground distribution line.

Said Company shall not be liable for or bound by any statement, agreement or understanding not herein expressed.

IN WITNESS WHEREOF, the Undersigned has hereunto set its hand and seal, this _____ day of _____, _____.

Signed, sealed and delivered in the presence of:

CITY OF ATLANTA, a municipal corporation of the State of Georgia

Unofficial Witness

By: Mayor Kasim Reed

Print Name

Notary Public

Attest: Municipal Clerk

My Commission Expires:

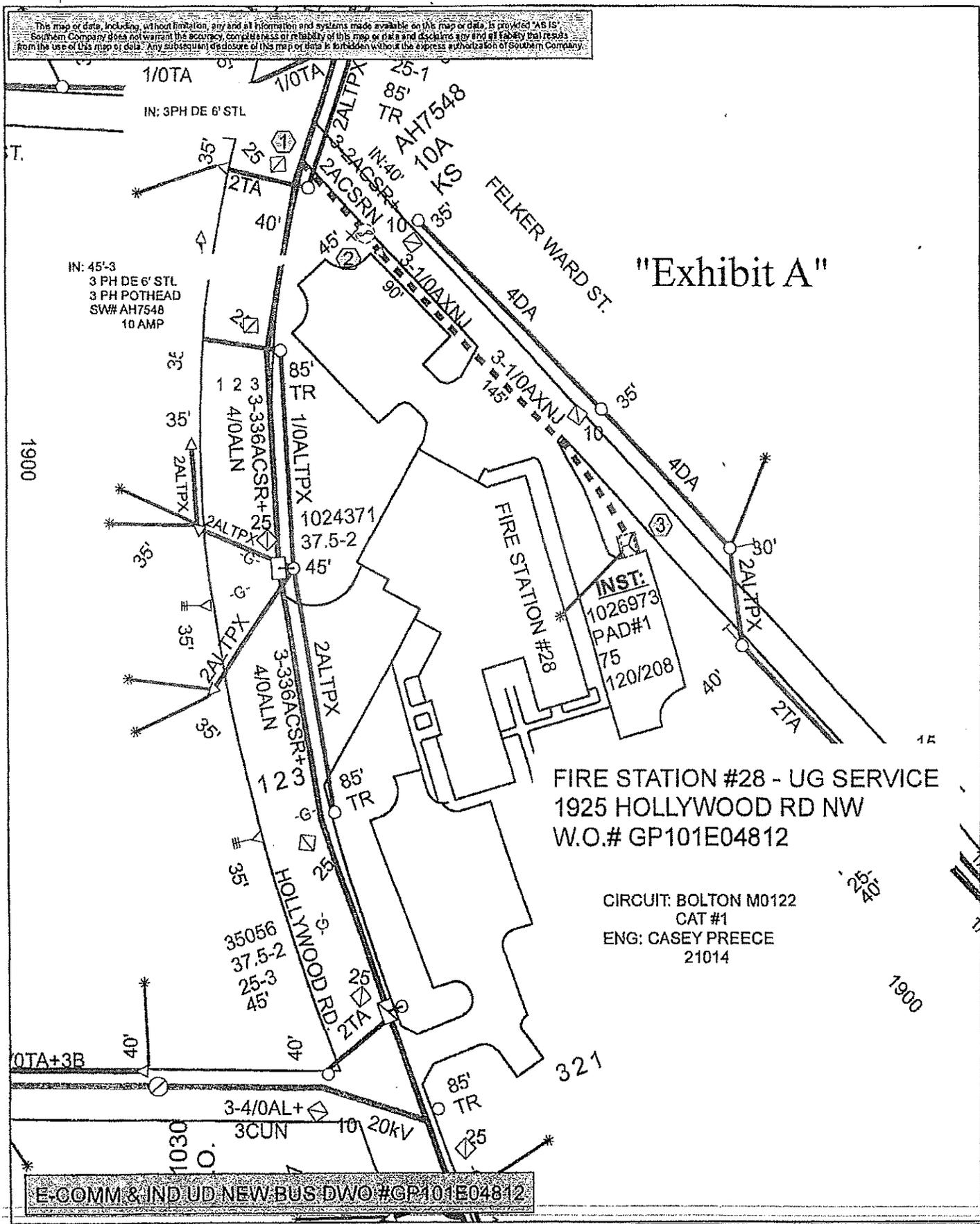
(NOTARY SEAL)

Approved as to Form:

Asst. City Attorney

Attachment: 1925 Hollywood Road (14-O-1051 : AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO)

This map or data, including, without limitation, any and all information and systems made available on this map or data, is provided "AS IS". Southern Company does not warrant the accuracy, completeness or reliability of this map or data and disclaims any and all liability that results from the use of this map or data. Any subsequent disclosure of this map or data is forbidden without the express authorization of Southern Company.

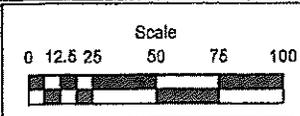


"Exhibit A"

FIRE STATION #28 - UG SERVICE
1925 HOLLYWOOD RD NW
W.O.# GP101E04812

CIRCUIT: BOLTON M0122
CAT #1
ENG: CASEY PREECE
21014

E-COMM & IND UD NEW BUS DWO #GP101E04812



GEORGIA POWER COMPANY
 JOB TITLE: FIRE STATION #28 - UG SERVICE
 LOCATION: 1925 HOLLYWOOD RD NW
 ATLANTA
 ENGINEERED BY: PREECE, CASEY

MAP REFERENCE
 0360-1294, 0360-1298



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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: City Utilities

Caption: AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH ADAMS PARK AT 2300 WILSON DRIVE IN LAND LOT 185 OF THE 14TH DISTRICT; AND FOR OTHER PURPOSES.

Council Meeting Date: January 21, 2014 (First Read) & February 3, 2014 (Second Read)

Requesting Dept.: Office of Enterprise Assets Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation?

The purpose of this Ordinance is to authorize the Mayor or his designee to execute documents conveying permanent easement interests to the Georgia Power Company ("GPC") that would approve the installation of underground power distribution facilities across City-owned property at 2300 Wilson Drive, which is operated as Adams Park by the Department of Parks and Recreation. This legislation will also authorize the Mayor to grant the easements to GPC at no cost.

2. Please provide background information regarding this legislation.

A fallen tree significantly damaged the pump house (the "Pump House") that serves the Alfred "Tup" Holmes Golf Course at Adams Park on property identified at Fulton County tax parcel number 14-0185-LL-001-7. DPR requested that the Georgia Power Company ("GPC") replace the overhead power lines serving the Pump House with underground electrical service. GPC agreed to provide this new service, but requires permanent easements across Adams Park for the installation of the distribution lines and related facilities necessary to provide the power. In consideration for GPC's agreement to provide underground electrical service to the Pump House, GPC has requested that the City grant the required permanent easements at no cost.

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: N/A.
4. Fund Account Center: N/A
5. Source of Funds: N/A
6. Fiscal Impact: N/A
7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Mark Haldane, Real Estate Asset Manager,
404-865-8586.

<p>Committee _____ Date _____ Chair _____ Referred To _____</p>	<p>First Reading</p>	<p>FINAL COUNCIL ACTION <input type="checkbox"/> 2nd <input type="checkbox"/> 1st & 2nd <input type="checkbox"/> 3rd Readings <input type="checkbox"/> Consent <input type="checkbox"/> V Vote <input type="checkbox"/> RC Vote</p>
<p>(Do Not Write Above This Line)</p>	<p>CERTIFIED</p>	<p>AN ORDINANCE BY CITY UTILITIES COMMITTEE</p> <p>AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.</p>
<p><input type="checkbox"/> CONSENT REFER <input type="checkbox"/> REGULAR REPORT REFER <input type="checkbox"/> ADVERTISE & REFER <input type="checkbox"/> 1ST ADOPT 2ND READ & REFER <input type="checkbox"/> PERSONAL PAPER REFER</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Other _____ Members _____ Refer To _____</p>	<p>MAYOR'S ACTION</p>
<p>Date Referred _____ Referred To: _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Other _____ Members _____ Refer To _____</p>	<p>MAYOR'S ACTION</p>
<p>Date Referred _____ Referred To: _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Other _____ Members _____ Refer To _____</p>	<p>MAYOR'S ACTION</p>