

AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR TO ACCEPT AND SIGN A GRANT AGREEMENT WITH THE ATLANTA REGIONAL COMMISSION IN AN AMOUNT NOT TO EXCEED FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00) FOR THE VINE CITY/WASHINGTON PARK LIVABLE CENTERS INITIATIVE SUPPLEMENTAL STUDY; TO AMEND THE 2014 (INTERGOVERNMENTAL GRANT FUND) BUDGET BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS IN THE AMOUNT OF FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00); TO AMEND THE 2014 (INTERGOVERNMENTAL GRANT FUND) BUDGET IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) FOR THE PURPOSE OF ANTICIPATING, APPROPRIATING AND/OR TRANSFERRING THE NECESSARY MATCH FUNDS COMMITTED TO THIS PROJECT; AND FOR OTHER PURPOSES.

**Workflow List:**

Charletta Jacks	Completed	05/15/2014 4:12 PM
James Shelby	Completed	05/16/2014 11:37 AM
Finance	Completed	05/16/2014 2:33 PM
Mayor's Office	Completed	05/16/2014 2:45 PM
Office of Research and Policy Analysis	Completed	05/20/2014 11:23 AM
Community Development & Human Resources Committee	Completed	05/30/2014 11:18 AM
Atlanta City Council	Completed	06/05/2014 12:24 PM
Community Development & Human Resources Committee	Pending	
Mayor's Office	Pending	

**HISTORY:**

05/27/14	Community Development & Human Resources Committee	
06/02/14	Atlanta City Council	REFERRED TO COMMITTEE

<b>RESULT:</b>	<b>REFERRED TO COMMITTEE [UNANIMOUS] Next: 6/10/2014 12:30 PM</b>
<b>AYES:</b>	Bond, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd
<b>ABSENT:</b>	Mary Norwood

<b>RESULT:</b>	<b>REFERRED TO COMMITTEE [UNANIMOUS]Next: 6/10/2014 12:30 PM</b>
<b>AYES:</b>	Bond, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd
<b>ABSENT:</b>	Mary Norwood

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

**AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR TO ACCEPT AND SIGN A GRANT AGREEMENT WITH THE ATLANTA REGIONAL COMMISSION IN AN AMOUNT NOT TO EXCEED FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00) FOR THE VINE CITY/WASHINGTON PARK LIVABLE CENTERS INITIATIVE SUPPLEMENTAL STUDY; TO AMEND THE 2014 (INTERGOVERNMENTAL GRANT FUND) BUDGET BY ADDING TO ANTICIPATIONS AND APPROPRIATIONS IN THE AMOUNT OF FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00); TO AMEND THE 2014 (INTERGOVERNMENTAL GRANT FUND) BUDGET IN THE AMOUNT OF TEN THOUSAND DOLLARS (\$10,000.00) FOR THE PURPOSE OF ANTICIPATING, APPROPRIATING AND/OR TRANSFERRING THE NECESSARY MATCH FUNDS COMMITTED TO THIS PROJECT; AND FOR OTHER PURPOSES.**

WHEREAS, the Livable Centers Initiative (“LCI”) is a program that awards planning grants on a competitive basis to local governments and nonprofit organizations to prepare and implement plans for the enhancement of existing centers and corridors consistent with regional development policies, and also provides transportation infrastructure funding for projects identified in the LCI plans; and

WHEREAS, in 2008 the Atlanta Regional Commission (“ARC”) awarded the City and LCI grant to conduct a study and prepare a plan for the Vine City/Washington Park neighborhoods bounded by Joseph E. Boone Boulevard to the north, Northside Drive to the east, Martin Luther King Jr. Boulevard to the south, and Washington Park to the west; and

WHEREAS, the study was conducted and a plan prepared, entitled Vine City/Washington Park Livable Centers Initiative (LCI) Study, adopted pursuant Ordinance 09-O-0943 on June 15, 2009, and incorporated into the Comprehensive Development Plan; and

WHEREAS, Resolution 13-R-3673 authorized the Mayor to submit an LCI Supplemental Grant Application (“Application”) to the Atlanta Regional Commission (“ARC”) under its 2014 Livable Centers Initiative Grant Program for the existing Vine City/Washington Park LCI study are; and

WHEREAS, the Office of Planning prepared and submitted the Application to ARC for the seeking \$40,000 in grant funds, with local matching funds in the amount of \$10,000 for a total project cost of \$50,000 to specifically conduct a detailed transportation analysis/study of Joseph E. Lowery Boulevard (within the existing LCI study area) to determine the optimal way to accommodate all users within the existing right-of-way: cars, transit, bicycles, and pedestrians; and; and

WHEREAS, the stated purpose of a supplemental LCI study is to help existing LCI communities implement their existing plans through additional studies, zoning changes, etc.; and

WHEREAS, the ARC awarded the City of Atlanta \$40,000 in grant funds, conditioned on acceptance of said grant and on local matching funds in the amount of \$10,000 for a total project cost of \$50,000; and

WHEREAS, pursuant to Ordinance 13-O-1314 sponsored by Council Member Ivory Lee Young, the Atlanta City Council appropriated \$5,000 in matching funds for the Vine City/Washington Park supplemental LCI study; and

WHEREAS, the balance of matching funds in the amount of \$5,000 will be provided by the Office of Planning and NPU-K; and

WHEREAS, it is necessary to authorize the Mayor to accept the LCI award and sign the LCI agreement with ARC and to anticipate and appropriate said funds, both awarded and matching, to carry out the stated purposes of the supplemental LCI study grant.

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

Section 1: The Mayor is hereby authorized to accept from and sign a grant agreement with the Atlanta Regional Commission for the Vine City Washington Park Supplemental LCI Study in an amount not to exceed Forty Thousand Dollars and No Cents (\$40,000.00).

Section 2: The 2014 Intergovernmental Grant Fund is hereby amended as follows:

Add to Anticipations

FUND	2501	Intergovernmental Fund	
DEPARTMENT	250401	DPCD-planning	
ACCOUNT	3311101	FED-Direct (OC) Received)	
FUNCACT	7410000	PLANNING & ZONING	
PROJECT	211729	Vine City- Washington Park LCI	
AWARD	32191	ARC Livable Centers Initiative	
Amount			\$40,000.00

Add to Appropriations

FUND	2501	Intergovernmental Fund
DEPARTMENT	250401	DPCD-planning
ACCOUNT	5999999	Projects and Grants Budget summary
FUNCACT	7410000	PLANNING & ZONING
PROJECT	211729	Vine City- Washington Park LCI
AWARD	32191	ARC Livable Centers Initiative

Amount \$40,000.00

Add to Anticipations

FUND	2501	Intergovernmental Fund
DEPARTMENT	250401	DPCD-planning
ACCOUNT	3710001	Private Businesses
FUNCACT	7410000	PLANNING & ZONING
PROJECT	211729	Vine City- Washington Park LCI
AWARD	12196	ARC Livable Ctrs Init-NPUK

Amount \$2,000.00

Add to Appropriations

FUND	2501	Intergovernmental Fund
DEPARTMENT	250401	DPCD-planning
ACCOUNT	5999999	Projects and Grants Budget summary
FUNCACT	7410000	PLANNING & ZONING
PROJECT	211729	Vine City- Washington Park LCI
AWARD	12196	ARC Livable Ctrs Init-NPUK

Amount \$2,000.00

TRANSFER FROM APPROPRIATION

Fund	1001	General Fund
Dept	250405	Historic Preservation
Function Activity	7410000	Planning & Zoning
Account	5212001	Consultant/ Professional

Amount \$ 5,000.00

TRANSFER TO APPROPRIATIONS

Fund	1001	General Fund
Dept	250405	Historic Preservation
Function Activity	7410000	Planning & Zoning
Account	6110003	OPER TRANSFER OUT TO 2501

Amount \$ 5,000.00

ADD TO ANTICIPATIONS

FUND	2501	Intergovernmental Fund
DEPARTMENT	250401	DPCD-planning
ACCOUNT	3912001	OPER TRANSFER FRM FUND 1001
FUNCACT	741000	Planning & Zoning
PROJECT	211729	Vine City- Washington Park LCI
AWARD	92193	ARC Livable Ctrs Initi-Council

AMOUNT \$5,000.00

ADD TO APPROPRIATIONS

FUND	2501	Intergovernmental Fund
DEPARTMENT	250401	DPCD-planning
ACCOUNT	599999	Projects & Grants Summary
FUNCACT	7410000	Planning & Zoning
PROJECT	211729	Vine City- Washington Park LCI
AWARD	92193	ARC Livable Ctrs Initi-Council

AMOUNT \$5,000.00

Section 3: That the Chief Financial Officer be and is hereby authorized to pay \$5,000.00 from the General Fund: 1001 (General Fund); 250405 (Historic Preservation); 6110003 (OPER Transfer from); 7410000 (Planning & Zoning) to 2501 (Intergovernmental Grant Fund); 250401 (DPCD-planning); 3912001 (OPER Transfer to); 7410000 (PLANNING & ZONING).

Section 4: That the Chief Financial Officer be and is hereby authorized to pay \$3,000.00 from 2501 (Intergovernmental Grant Fund); 2504001 (DPCD-planning); Project 25210293 (LCI South Moreland); Award number 250151808 (S. Moreland LCI Study Match); Task 101 (Consulting).

Section 5: That all ordinances and parts of ordinances in conflict with this ordinance are hereby repealed only to the extent of any conflict.

## ATTACHMENT A

### Scope of Work

**I. General:** The work to be accomplished is in support of the following Atlanta Regional Commission (ARC) subelement:

402 CAS - Livable Centers Initiative Investment Policy Studies (LCI)

**II. Area covered:** All the necessary services provided in this subgrant contract will support the study of LCI-related programs and projects within the **Vine City – Washington Park LCI Study Area in the City of Atlanta**. The study area may extend beyond these limits if needed for logical termini purposes.

**III. Goal:** The Atlanta Metropolitan Transportation Planning Area is included in a non-attainment area for ozone under the Clean Air Act Amendments of 1990. Because of this designation, the region must look toward better development practices that support increased use of transportation modes other than single occupant vehicles (SOV) to help reduce emissions and meet air quality requirements. The LCI Program seeks to increase the use of alternatives to driving alone by developing transportation projects and other programs to improve accessibility, expand mixed-uses, utilize transit and support further development in the study area. Evaluation of the existing structure and development of likely scenarios should produce recommendations for future investment that support ARC's Livable Centers Initiative Program.

### **IV. Work Tasks:**

The **JE Lowery Transportation Corridor Study** will examine the concepts and typical sections proposed in Atlanta's Connect Atlanta Plan along JE Lowery Blvd from JE Boone Blvd to MLK Jr., Drive. A detailed transportation analysis of Lowery Blvd will examine reducing the number of travel lanes to two (currently varies from 3 to 5), adding bicycle lanes, sidewalks, turn lanes, median islands and realigning the intersection of Lowery Blvd and Mayson Turner Rd. Consolidation of bus stops and a wayfinding plan will also be included in the study.

The work to be accomplished under this contract is divided into the following tasks:

#### **Task 1 – Evaluate Existing Plans and Projects:**

Evaluate existing plans, proposals and adjacent projects for the study area, including, but not necessarily limited to:

- Connect Atlanta Plan
- Cycle Atlanta Plan
- Proctor Creek Master Plan
- Falcons Stadium Community Benefits Plan
- Vine City-Washington Park LCI Plans and Updates
- MLK Jr. Drive Complete Streets LCI Project (PI#0012588)
- 2014 Community Choices Project – Washington Park Historic Buildings Survey
- Atlanta BeltLine Tier I EIS Record of Decision

Copies of all plans and studies will be provided by the City of Atlanta, Office of Planning.

**Task 2 – Technical Analysis:**

- Conduct traffic counts, including turning volumes and Level of Service along Lowery Blvd from JE Boone Blvd to MLK Jr. Drive (may extend limits for logical termini purposes).
- Collect motor vehicle, bicycle and pedestrian crash data (including crash type, characteristics and location) along the corridor for the most recent 3 years available.
- Conduct preliminary environmental scan to determine potential of significant impacts to historic resources or other environmental impacts.
- Evaluate potential median locations, new signals or beacons, and pedestrian crossings, to be coordinated with MARTA bus stop locations.
- Evaluate likely Right-of-Way (ROW) impacts related to the project, but specifically the intersection realignment at Mayson Turner Road.
- Conduct inventory of existing wayfinding, directional and gateway signage.
- Prepare DRAFT concept plans, layouts and typical sections for public outreach.

**Task 3– Public Involvement:**

- The City and its consultant will conduct an outreach process that promotes the involvement of all stakeholders in the study area. In addition to local residents, businesses, and property owners, key stakeholders in this process should also include ARC, GDOT, MARTA, and the Atlanta University Center.
- A project Advisory Group of major stakeholders will meet up to two times during the study process.
- Project information shall be uploaded to the City’s website to provide basic project information to the public along with project materials and meeting summaries.
- The City will schedule at least two public open houses to garner input on the draft roadway and roundabout concepts and alternatives.
- The project’s ARC project manager must be notified of all meetings taking place. The Project Consultant shall document all stakeholder and public meetings.

**Task 4 –Conceptual Plan and Draft Concept Report:**

Prepare a Concept Layout, typical sections and a draft GDOT Concept Report for the project based on the technical analysis. Specific elements are as follows:

- A Concept Plan showing preferred and alternative alignments and typical sections for the corridor and intersections.
- Concept plan should include any median locations and indicate bus stop locations (whether stops remain in existing location or new location).
- Preparation of draft GDOT Concept Report, which includes analysis of potential environmental impacts, ROW and cost estimates.

**Task 5 – Prepare Project Deliverables**

The goal of the project deliverables is to have a concept plan supported by a traffic study and concurrence by GDOT, and a draft Concept Report ready to be submitted to GDOT for approval

should the project receive federal funding. The following shall be developed and submitted to ARC for review (ARC will forward to GDOT or other agencies as needed for comment):

- GDOT Concept Report (ARC will seek GDOT concurrence or comments)
- Traffic Study (ARC will seek GDOT's concurrence)
- Preferred and Alternative Concept Plans and Typical Sections
- Public Involvement summary (can be attached to Concept Report as an appendix)
- Note: The Traffic Study, Public Involvement Summary, meeting minutes, environmental surveys and/or other documents may be provided as appendices to the GDOT Concept Report.

Format of Deliverables:

- One (1) printed copy of the Concept Report (8.5" x 11") (including appendices), and Conceptual Plan and Typical Section (11"x17").
- PDF file of the Concept Report, appendices, and concept plans and typical sections
- Electronic files in their original formats with supporting graphics and GIS or other data files (Excel, CAD, etc)

Key Dates

The following are key dates by which significant tasks are required to be completed in order to ensure the LCI study is completed on time. ARC staff will assist the LCI recipients as needed to meet these dates.

- RFP/Q Advertised: 3/19/14
- Consultant Selected: 7/19/14
- Consultant Contract Submitted to ARC: 8/19/14
- ARC review of final documents: 5/31/15
- Study Complete: 6/30/15
- Final Invoice and Study Documents: 7/31/15

## ATTACHMENT B

### Compensation and Method of Payment

I. Compensation: The total cost of the Project (as described in “Attachment A”) is \$50,000. ARC’s compensation to the Subgrantee will not exceed 80 percent of the actual costs incurred. However, in no event will the total compensation and reimbursement, if any, to be paid to the Subgrantee under this contract exceed the sum of \$40,000. All costs in excess of \$40,000 are to be paid by the Subgrantee.

A breakdown of this compensation is shown in Exhibit B-1, “Budget Estimate”, which is attached to and made part of this contract for financial reporting, monitoring and audit purposes.

II. Method of Payment: The following method of payment replaces that specified in the main body of the contract.

A. Progress Payments: The Subgrantee shall be entitled to receive progress payments on the following basis. As of the last day of each month during the existence of this contract, the Subgrantee shall prepare an invoice for payment documenting work completed and costs incurred during the invoice period. This invoice shall be submitted to ARC along with the monthly report by the 10<sup>th</sup> of the following month. Any work for which reimbursement is requested may be disallowed at ARC’s discretion if not properly documented, as determined by ARC, in the required monthly narrative progress report.

Upon the basis of its audit and review of such invoice and its review and approval of the monthly reports called for in the paragraph concerning “Reports” in the main body of the contract, ARC will, at the request of the Subgrantee, make payments to the Subgrantee as the work progresses but not more often than once a month. Invoices shall reflect 100% of the allowable actual costs incurred, be numbered consecutively and submitted each month until the project is completed. Reimbursement payments from ARC shall be at 80% of the approved invoiced costs.

Subgrantee’s monthly invoices and monthly narrative progress reports are to be submitted to the ARC Director or his authorized agent and must be received by him not later than the 10th day of the following month. ARC may, at its discretion, disallow payment of all or part of an invoice received after this deadline.

B. Final Payment: Final payment shall only be made upon determination by ARC that all requirements hereunder have been completed. Upon such determination and upon submittal of a final invoice, ARC shall pay all compensation due to the Subgrantee, less the total of all previous progress payments made.

Subgrantee’s final invoice and documents as described in “Attachment A, Task 5 – Prepare Project Deliverables” must be received by ARC no later than one month after the project

completion date specified in Paragraph 3 of the contract. ARC may, at its discretion, disallow payment of all or part of a final invoice received after this deadline.

III. Completion of Project: It is agreed that in no event will the maximum compensation and reimbursement, if any, to be paid to the Subgrantee under this contract exceed \$40,000 and that the Subgrantee expressly agrees that they shall do, perform and carry out in a satisfactory and proper manner, as determined by ARC, all of the work and services described in Attachment A.

IV. Access to Records: The Subgrantee agrees that ARC, the Concerned Funding Agency or Agencies and, if appropriate, the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers and records of the Subgrantee which are directly pertinent to the project for the purpose of making audit, examination, excerpts and transcriptions.

The Subgrantee agrees that failure to carry out the requirements set forth above shall constitute a breach of contract and may result in termination of this agreement by ARC or such remedy as ARC deems appropriate.

V. ARC's Designated Agent. In accordance with Paragraph 5 of the main body of this contract, ARC's Director hereby designates ARC's Director of Center for Livable Communities, as his agent ("Cognizant Center Director") for purposes of this contract only, except for executing amendments hereto.

**EXHIBIT B-1**

**Budget Estimate**

Task 1 – Evaluate Existing Plans and Projects	\$3,000
Task 2 – Technical Analysis	\$15,000
Task 3 – Conceptual Plan and Draft Concept Report	\$15,000
Task 4 – Public Involvement	\$10,000
Task 5 – Prepare Deliverables	\$7,000
<b>Total Cost</b>	<b>\$50,000</b>
ARC Share (80%)	\$40,000
Local Share (20%)	\$10,000

\* Note: The estimates listed above are preliminary and actual costs by task may vary so long as the total contract value does not increase. Any change to the budget estimates shown above must be requested in writing and approved by ARC’s Cognizant Center Director.

Attachment: Attachments A&B\_Atlanta\_LoweryBlvd\_revised (14-O-1287 : Vine City/Washington Park LCI Supplemental Grant)