

AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE WAIVING ANY CONFLICTING PROVISIONS OF ARTICLE X, DIVISION 14, SUBSECTION III OF THE ATLANTA CITY CODE AND AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO EXECUTE APPROPRIATE DOCUMENTS CONVEYING RIGHT-OF-WAY AND TEMPORARY CONSTRUCTION EASEMENTS TO THE GEORGIA DEPARTMENT OF TRANSPORTATION AS NEEDED FOR THE PURPOSE OF IMPROVING INTERSECTIONS AT MEMORIAL DRIVE AND GRANT STREET, BOULEVARD AND BERNE STREET, AND BOULEVARD AND CONFEDERATE AVENUE; AND FOR OTHER PURPOSES.

Workflow List:

John Lavelle	Completed	05/14/2014 4:58 PM
George Dusenbury	Completed	05/15/2014 11:03 AM
Mariangela Corales	Completed	05/15/2014 11:19 AM
Finance	Completed	05/15/2014 11:20 AM
Procurement	Completed	05/15/2014 11:24 AM
Adam Smith	Completed	05/15/2014 4:06 PM
Mayor's Office	Completed	05/15/2014 5:24 PM
Office of Research and Policy Analysis	Completed	05/20/2014 11:26 AM
Finance/Executive Committee	Completed	05/28/2014 2:47 PM
Atlanta City Council	Completed	06/05/2014 5:29 PM
Finance/Executive Committee	Pending	
Mayor's Office	Pending	

HISTORY:

05/28/14	Finance/Executive Committee	
06/02/14	Atlanta City Council	REFERRED TO COMMITTEE

RESULT:	REFERRED TO COMMITTEE [UNANIMOUS] Next: 6/11/2014 1:00 PM
AYES:	Bond, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd
ABSENT:	Mary Norwood

RESULT:	REFERRED TO COMMITTEE [UNANIMOUS]Next: 6/11/2014 1:00 PM
AYES:	Bond, Dickens, Smith, Hall, Young Jr., Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd
ABSENT:	Mary Norwood

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

AN ORDINANCE BY FINANCE/EXECUTIVE COMMITTEE WAIVING ANY CONFLICTING PROVISIONS OF ARTICLE X, DIVISION 14, SUBSECTION III OF THE ATLANTA CITY CODE AND AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO EXECUTE APPROPRIATE DOCUMENTS CONVEYING RIGHT-OF-WAY AND TEMPORARY CONSTRUCTION EASEMENTS TO THE GEORGIA DEPARTMENT OF TRANSPORTATION AS NEEDED FOR THE PURPOSE OF IMPROVING INTERSECTIONS AT MEMORIAL DRIVE AND GRANT STREET, BOULEVARD AND BERNE STREET, AND BOULEVARD AND CONFEDERATE AVENUE; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia Department of Transportation (“GDOT”) desires to install new traffic signal equipment and pedestrian upgrades at approximately 17 intersections located along Memorial Drive, Boulevard, Hill Street, Bell Street, Hillard Street and Martin Luther King, Jr. Drive (the “Project”); and

WHEREAS, the City of Atlanta (the “City”) owns three tracts of land associated with the Project, said tracts being identified as Parcels 17, 18 and 23 (the “Parcels”) on right of way plans produced by GDOT for the Project; and

WHEREAS, the Parcels are identified in the Fulton County tax records as identification numbers 14-0045-0008-083-6 (Parcel 17), 14-0045-0008-058-8 (Parcel 18) and 14-0043-LL-001-9 (Parcel 23); and

WHEREAS, Parcels 17 and 18 are associated with the Memorial Drive Greenway Corridor and Parcel 23 is associated with Grant Park, all of these parcels falling under the purview of the Department of Parks and Recreation (“DPR”); and

WHEREAS, the Parcels are located at the intersection of Memorial Drive at Grant Street, Boulevard at Berne Street, and Boulevard at Confederate Avenue; and

WHEREAS, in order to complete the Project, GDOT needs to acquire approximately 58.67 square feet of right of way from Parcel 17 as depicted on Exhibit “A”; and

WHEREAS, in order to complete the Project, GDOT needs to acquire approximately 525.01 square feet of temporary easement area from Parcel 18 as also depicted on Exhibit “A”; and

WHEREAS, GDOT needs to acquire approximately 546.50 square feet of right of way and approximately 3,145.41 square feet of temporary construction easement area from Parcel 23 as depicted on Exhibit “B”; and

WHEREAS, certain construction requirements requested by DPR have been incorporated into construction plans for the Project and are detailed on Exhibit “C”; and

WHEREAS, GDOT has offered to pay \$1,325.00 for the property rights needed from Parcel 17; and

WHEREAS, GDOT has offered to pay \$7,900.00 for the property rights needed from Parcel 18; and

WHEREAS, GDOT has offered to pay \$36,030.00 for the property rights needed from Parcel 23; and

WHEREAS, the Project is expected to benefit the City by improving the safety of several intersections in the East Atlanta area; and

WHEREAS, plans for the Project have been reviewed and approved by staff of DPR and its Commissioner is supportive of the Project.

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

SECTION 1: That the City shall convey those property interests described in attached Exhibits A and B to GDOT so that the Project may be constructed as designed.

SECTION 2: That compensation to be received from GDOT for the conveyance of the property rights needed for the project shall be deposited into Fund 1001 (General Fund), Department 000002 (Revenue Dept.), Account 3922001 (Proceeds of Sale), Function Activity 0000000 (Balance Sheet).

SECTION 3: That the City Attorney, or her designee, is directed to prepare appropriate documents for execution by the Mayor in order to facilitate this transaction.

SECTION 4: That the Mayor is authorized to execute appropriate documents conveying those property interests described in attached Exhibits A and B to GDOT.

SECTION 5: That Article X, Division 14, Subdivision III of the Atlanta City Code is hereby waived to the extent of any conflict with this Ordinance.

SECTION 6: 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: Finance/Executive

Chief of Staff Deadline: May 9, 2014

Anticipated Committee Meeting Date(s): May 28, 2014 (1st Read) & June 11, 2014 (2nd Read)

Anticipated Full Council Date: June 2, 2014 (1st Read) & June 16, 2014 (2nd Read)

Legislative Counsel's Signature: _____

Commissioner's Signature: _____

Chief Financial Officer: _____

Chief Information Officer Signature (for IT Procurements) _____

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE WAIVING ANY CONFLICTING PROVISIONS OF ARTICLE X, DIVISION 14, SUBSECTION III OF THE ATLANTA CITY CODE AND AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO EXECUTE APPROPRIATE DOCUMENTS CONVEYING RIGHT OF WAY AND TEMPORARY CONSTRUCTION EASEMENTS TO THE GEORGIA DEPARTMENT OF TRANSPORTATION AS NEEDED FOR THE PURPOSE OF IMPROVING INTERSECTIONS AT MEMORIAL DRIVE AND GRANT STREET, BOULEVARD AND BERNE STREET, AND BOULEVARD AND CONFEDERATE AVENUE; 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: Jamice Osei 5/9/14
(date)

Reviewed by: _____
(date)

Submitted to Council: _____
(date)

Attachment: construction easements (14-O-1290 : An Ordinance CONVEYING RIGHT OF WAY AND TEMPORARY CONSTRUCTION

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE L. BYRD

Dept.'s Legislative Liaison: Perceta Watkins

Contact Number: 404-330-6569

Originating Department: Office of Enterprise Assets Management

Committee(s) of Purview: Finance/Executive

Chief of Staff Deadline: May 9, 2014

Anticipated Committee Meeting Date(s): May 27-28, 2014

Anticipated Full Council Date: June 2, 2014

Legislative Counsel's Signature: [Signature]

Commissioner's Signature: [Signature]

Chief Financial Officer: N/A

Chief Information Officer Signature (for IT Procurements) N/A

^{MS} Chief Procurement Officer Signature: [Signature]

A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE

A RESOLUTION CORRECTING RESOLUTION 14-R-3191 FOR THE PURPOSE OF CORRECTING THE TERM OF THE AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE GEORGIA MUNICIPAL ASSOCIATION FOR NATURAL GAS SUPPORT SERVICES FROM ONE (1) YEAR TO FIVE (5) BASE YEARS WITH FIVE (5) ONE (1) YEAR RENEWAL OPTIONS IN AN AMOUNT NOT TO EXCEED EIGHT TENTHS OF ONE CENTS (\$0.008) PER THERM OF GAS DELIVERED UNDER THE ATLANTA GAS LIGHT'S RATE G11 (FIRM), AND THREE TENTH OF ONE CENTS (\$0.003) PER THERM FOR GAS DELIVERED UNDER ATLANTA GAS LIGHT'S RATE (INTERRUPTIBLE); ALL FUNDS TO BE CHARGED TO AND PAID FROM ACCOUNT NUMBERS AS LISTED HEREIN; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT: (if any)

Mayor's Staff Only

Received by CPO: _____ (date) Received by LC from CPO: _____ (date)

Received by Mayor's Office: Jamice Osei 5/9/14 (date) Reviewed by: _____ (date)

Submitted to Council: _____ (date)

Attachment: construction easements (14-O-1290 : An Ordinance CONVEYING RIGHT OF WAY AND TEMPORARY CONSTRUCTION

**AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE WAIVING ANY CONFLICTING PROVISIONS OF ARTICLE X, DIVISION 14, SUBSECTION III OF THE ATLANTA CITY CODE AND AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO EXECUTE APPROPRIATE DOCUMENTS CONVEYING RIGHT OF WAY AND TEMPORARY CONSTRUCTION EASEMENTS TO THE GEORGIA DEPARTMENT OF TRANSPORTATION AS NEEDED FOR THE PURPOSE OF IMPROVING INTERSECTIONS AT MEMORIAL DRIVE AND GRANT STREET, BOULEVARD AND BERNE STREET, AND BOULEVARD AND CONFEDERATE AVENUE; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia Department of Transportation (“GDOT”) desires to install new traffic signal equipment and pedestrian upgrades at approximately 17 intersections located along Memorial Drive, Boulevard, Hill Street, Bell Street, Hillard Street and Martin Luther King, Jr. Drive (the “Project”); and

WHEREAS, the City of Atlanta (the “City”) owns three tracts of land associated with the Project, said tracts being identified as Parcels 17, 18 and 23 (the “Parcels”) on right of way plans produced by GDOT for the Project; and

WHEREAS, the Parcels are identified in the Fulton County tax records as identification numbers 14-0045-0008-083-6 (Parcel 17), 14-0045-0008-058-8 (Parcel 18) and 14-0043-LL-001-9 (Parcel 23); and

WHEREAS, Parcels 17 and 18 are associated with the Memorial Drive Greenway Corridor and Parcel 23 is associated with Grant Park, all of these parcels falling under the purview of the Department of Parks and Recreation (“DPR”); and

WHEREAS, the Parcels are located at the intersection of Memorial Drive at Grant Street, Boulevard at Berne Street, and Boulevard at Confederate Avenue; and

WHEREAS, in order to complete the Project, GDOT needs to acquire approximately 58.67 square feet of right of way from Parcel 17 as depicted on Exhibit “A”; and

WHEREAS, in order to complete the Project, GDOT needs to acquire approximately 525.01 square feet of temporary easement area from Parcel 18 as also depicted on Exhibit “A”; and

WHEREAS, GDOT needs to acquire approximately 546.50 square feet of right of way and approximately 3,145.41 square feet of temporary construction easement area from Parcel 23 as depicted on Exhibit “B”; and

WHEREAS, certain construction requirements requested by DPR have been incorporated into construction plans for the Project and are detailed on Exhibit “C”; and

WHEREAS, GDOT has offered to pay \$1,325.00 for the property rights needed from Parcel 17; and

WHEREAS, GDOT has offered to pay \$7,900.00 for the property rights needed from Parcel 18; and

WHEREAS, GDOT has offered to pay \$36,030.00 for the property rights needed from Parcel 23; and

WHEREAS, the Project is expected to benefit the City by improving the safety of several intersections in the East Atlanta area; and

WHEREAS, plans for the Project have been reviewed and approved by staff of DPR and its Commissioner is supportive of the Project.

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

SECTION 1: That the City shall convey those property interests described in attached Exhibits A and B to GDOT so that the Project may be constructed as designed.

SECTION 2: That compensation to be received from GDOT for the conveyance of the property rights needed for the project shall be deposited into Fund 1001 (General Fund), Department 000002 (Revenue Dept.), Account 3922001 (Proceeds of Sale), Function Activity 0000000 (Balance Sheet).

SECTION 3: That the City Attorney, or her designee, is directed to prepare appropriate documents for execution by the Mayor in order to facilitate this transaction.

SECTION 4: That the Mayor is authorized to execute appropriate documents conveying those property interests described in attached Exhibits A and B to GDOT.

SECTION 5: That Article X, Division 14, Subdivision III of the Atlanta City Code is hereby waived to the extent of any conflict with this Ordinance.

SECTION 6: This ordinance shall become effective when signed by the Mayor or by operation of law.