

CITY COUNCIL  
ATLANTA, GEORGIA

14-R-3586

A RESOLUTION BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA TO ENTER INTO AMENDMENT NUMBER 1 TO THE MEMORANDUM OF UNDERSTANDING WITH BLUE HERON NATURE PRESERVE, INC., FOR THE PURPOSE OF UPDATING THE PROPERTY DESCRIPTION IN THE MEMORANDUM OF UNDERSTANDING TO INCLUDE NEWLY ACQUIRED PROPERTY ON BEHALF OF THE DEPARTMENT OF PARKS AND RECREATION; AND FOR OTHER PURPOSES.

**Workflow List:**

George Dusenbury	Completed	05/01/2014 12:09 PM
Mariangela Corales	Completed	05/01/2014 12:10 PM
Mayor's Office	Completed	05/01/2014 2:00 PM
Office of Research and Policy Analysis	Completed	05/01/2014 4:07 PM
Community Development & Human Resources Committee	Pending	
Atlanta City Council	Pending	
Mayor's Office	Pending	

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

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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 13-R-0293 adopted by the Atlanta City Council on March 4, 2013 and approved by operation of law on March 13, 2013 the City and BHNP entered into Renewal Number 1 to the Memorandum of Understanding (“MOU”) whereby BNHP maintains and enhances the Preserve at no cost to the City; and

WHEREAS, the City has recently purchased property expanding the Preserve and the MOU must be amended to include the newly acquired property; and

WHEREAS, the Commissioner of the Department of Parks and Recreation has reviewed and is satisfied with BHNP’s performance under the MOU and desires to amend the MOU to include the newly acquired property.

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 Amendment 1 to the MOU with BHNP for the purpose of updating the property description in the MOU, the new property description shall be as listed on Exhibit A attached hereto.

BE IT FURTHER RESOLVED, that all terms of the MOU not modified by the amendment shall remain unchanged.

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

AND FINALLY BE IT RESOLVED, that the amendment 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.