

*****A RESOLUTION BY CITY UTILITIES COMMITTEE TO AUTHORIZE THE MAYOR, OR HIS DESIGNEE, TO EXECUTE SPECIAL PROCUREMENT AGREEMENT FC-9062, PURSUANT TO ATLANTA CITY CODE SECTION 2-1191.1 WITH THE WORTHING COMPANIES, FOR THE HUFF ROAD WIDENING PROJECT, IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$1,500,000.00); TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.**

WHEREAS, the Worthing Companies (“Worthing”) is currently building the Western Heights Community, a 282 unit apartment complex at Huff Road N.W.; and

WHEREAS, in order to accommodate the increased traffic flow from the apartment complex, Huff Road N.W., on both sides of Howell Mill Road to Foster Street N.W., must be widened (“Huff Road Widening Project”); and

WHEREAS, Worthing has engaged Kimley- Horn to design the road widening plan; and

WHEREAS, Worthing has agreed to utilize the Kimley-Horn study and design plan at no cost to the City; and

WHEREAS, the Chief Procurement Officer has determined that a proposed agreement between Worthing and the City for Worthing to complete the Huff Road Widening Project meets the criteria for a Special Procurement as defined in Atlanta City Code Section 2-1191.1; and

WHEREAS, the Commissioner of the Department of Public Works (“DPW”) and the Chief Procurement Officer recommend the execution of Special Procurement Agreement FC-9062 (“Agreement”), with Worthing, for a term of eighteen (18) months with no renewal options, for the Huff Road Widening Project, and curb and gutter repairs, in an amount not to exceed One Million Five Hundred Thousand Dollars And No Cents (\$1,500,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY RESOLVES, that the Mayor, or his designee, is authorized to execute Special Procurement Agreement FC-9062, with The Worthing Companies, for a term of eighteen (18) months with no renewal options, for the Huff Road Widening Project, and curb and gutter repairs, in an amount not to exceed One Million Five Hundred Thousand Dollars And No Cents (\$1,500,000.00).

BE IT FURTHER RESOLVED, that all contracted work shall be paid to and from FDOA: 3502 (General Government Capital Fund) 130308 (DPW Transportation Design) 5999999 (Projects & Grants Budget-Summary) 4270000 (Traffic Engineering) 112175 (Huff Road Complete Street) 91105 (D.I.F. Transportation (SWMA 9985) PTAE0: 13112175 101 350291105 5414002 COA.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer, in consultation with the City Attorney is directed to prepare an agreement for execution by the Mayor or his designee.

BE IT FINALLY RESOLVED, that the Agreement will not become binding on the City and the City will 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 The Worthing Companies.

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