

A RESOLUTION BY COUNCILMEMBER HOWARD SHOOK AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACCEPT THE DONATION OF A DESIGN CONCEPT DRAWING AND A MONETARY CONTRIBUTION NOT TO EXCEED ONE HUNDRED FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$150,000.00) FROM THE GARDEN HILLS CIVIC ASSOCIATION FOR THE CONSTRUCTION OF PEDESTRIAN CROSSING IMPROVEMENTS AT OR NEAR THE GARDEN HILLS CLUBHOUSE; TO AUTHORIZE THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING; AND FOR OTHER PURPOSES.

WHEREAS, Garden Hills is a large urban forest neighborhood lying in the heart of Buckhead between Peachtree and Piedmont roads, bordered on the north by Pharr Road and on the south by Lindbergh Drive; and

WHEREAS, the Garden Hills Civic Association (the "Association") is a voluntary and nonprofit neighborhood organization tracing its origin back to 1934. It is comprised of hundreds of members and focuses on protecting and preserving the neighborhood while helping to foster a sense of community; and

WHEREAS, the Association desires to implement certain pedestrian safety improvements, including pedestrian crossing installation, storm drain and sidewalk installation, milling and repaving and speed hump installation at or near the Garden Hills Clubhouse (the "Improvements") for the safety, security and function of the neighborhood; and

WHEREAS, the Association has engaged a civil engineer to design a concept drawing and has raised money from private sources in the amount of One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00) to fund a portion of the Improvements; and

WHEREAS, the City of Atlanta (the "City"), by and through the Department of Public Works ("DPW"), desires to partner with the Association to provide final design, bid and construction for the Improvements; and

WHEREAS, the City and the Association desire to enter into a Memorandum of Understanding to guide the process of accepting the concept design drawing and the monetary contribution for the Improvements to be designed, bid and constructed by the City; and

WHEREAS, the Councilmember from District 7, the District where the Association is located,

has set aside funds in the Council District 7 Account to assist DPW in the construction of the Improvements; and

WHEREAS, the City desires to accept the donation of the design concept drawing and the monetary contribution from the Association and to work with the District 7 Councilmember to fund and construct the Improvements in Garden Hills.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his designee, is authorized to accept the donation of a design concept drawing and a monetary contribution in the amount of One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00) from the Garden Hills Civic Association for the design of pedestrian safety improvements at or near the Garden Hills Clubhouse; and

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to enter into a Memorandum of Understanding with the Garden Hills Civic Association to guide the process of accepting the design concept drawing and the monetary contribution for the Improvements to be constructed by the City; and

BE IT FINALLY RESOLVED, that the Memorandum of Understanding will not become binding on the City, and the City will incur no obligation or liability under it, until it has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to the Garden Hills Civic Association.

**CITY COUNCIL
ATLANTA, GEORGIA**

16-R-4578

SPONSOR SIGNATURES



Howard Shook, Councilmember, District 7

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ATLANTA, GEORGIA**

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Workflow List:

Clerk of Council	Completed	11/08/2016 10:06 AM
Atlanta City Council	Completed	11/07/2016 1:00 PM
Transportation Committee	Completed	11/16/2016 10:30 AM
Atlanta City Council	Completed	11/21/2016 1:00 PM
Mayor's Office	Pending	

HISTORY:

11/07/16	Atlanta City Council	REFERRED WITHOUT OBJECTION
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RESULT:	REFERRED WITHOUT OBJECTION
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11/16/16	Transportation Committee	FAVORABLE ON CONDITION
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RESULT:	FAVORABLE ON CONDITION [UNANIMOUS] Next: 11/21/2016 1:00 PM
MOVER:	Carla Smith, Councilmember, District 1
SECONDER:	Clarence "C. T." Martin, Councilmember, District 10
AYES:	Martin, Bottoms, Hall, Smith, Moore
ABSENT:	Yolanda Adrean, Joyce Sheperd

11/21/2016	Atlanta City Council	ADOPTED SUBSTITUTE
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RESULT:	ADOPTED SUBSTITUTE [12 TO 0]
MOVER:	Kwanza Hall, Councilmember, District 2
SECONDER:	Howard Shook, Councilmember, District 7
AYES:	Dickens, Smith, Hall, Young Jr., Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd
ABSENT:	Cleta Winslow
AWAY:	Michael Julian Bond, Mary Norwood

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VOTE RECORD - RESOLUTION 16-R-4578						
<input type="checkbox"/> ADOPTED						
<input type="checkbox"/> ADVERSED						
<input type="checkbox"/> FAVORABLE						
<input type="checkbox"/> ACCEPTED AND FILED						
<input type="checkbox"/> REFERRED TO COMMITTEE						
<input type="checkbox"/> HELD IN COMMITTEE						
<input type="checkbox"/> TABLED						
<input type="checkbox"/> DEFERRED						
<input type="checkbox"/> RECONSIDERED						
<input type="checkbox"/> FILED			YES/AYE	NO/NAY	ABSTAIN	ABSENT
<input type="checkbox"/> FILED BY COMMITTEE	MICHAEL JULIAN BOND	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	AWAY
<input type="checkbox"/> FAVORABLE ON SUBSTITUTE	MARY NORWOOD	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	AWAY
<input type="checkbox"/> FAVORABLE AS AMENDED	ANDRE DICKENS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> QUESTION CALLED	CARLA SMITH	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> SUBSTITUTED	KWANZA HALL	MOVER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> AMENDED	IVORY LEE YOUNG JR.	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> REFERRED TO ZRB AND ZC	CLETA WINSLOW	VOTER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> REFERRED WITHOUT OBJECTION	NATALYN MOSBY ARCHIBONG	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> ADOPTED AS AMENDED	ALEX WAN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> ADOPTED SUBSTITUTE	HOWARD SHOOK	SECONDER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> ADOPTED SUBSTITUTE AS AMENDED	YOLANDA ADREAN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> FORWARDED	FELICIA A. MOORE	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> REFERRED TO SC	CLARENCE "C. T." MARTIN	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> FILED WITHOUT OBJECTION	KEISHA LANCE BOTTOMS	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> FAILED	JOYCE SHEPERD	VOTER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> ADVERSED IN COMMITTEE						
<input type="checkbox"/> QUADRENNIALLY TERMINATED						
<input type="checkbox"/> FORWARDED W/NO RECOMMENDATION						
<input type="checkbox"/> FORWARDED TO FC/NQ						
<input type="checkbox"/> FAVORABLE/SUB/AMENDED						
<input type="checkbox"/> FAVORABLE/SUB/AMND/CONDITION						
<input type="checkbox"/> FAVORABLE/AMND/CONDITION						
<input type="checkbox"/> RETURNED AS HELD						

<input type="checkbox"/> FAVORABLE/SUB/CONDITION <input type="checkbox"/> FAVORABLE ON CONDITION <input type="checkbox"/> ACCEPTED <input type="checkbox"/> AMENDED SUBSTITUTE <input type="checkbox"/> ROUTED TO COW <input type="checkbox"/> SUSTAINED <input type="checkbox"/> OVERRIDEN <input type="checkbox"/> NOT ACCEPTED BY COMMITTEE <input type="checkbox"/> SUSTAINED WITHOUT OBJECTION <input type="checkbox"/> TABLED W/O OBJECTION	
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[Unanimous]

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