

A RESOLUTION BY COUNCILMEMBERS MICHAEL JULIAN BOND AND C. T. MARTIN AUTHORIZING THE MAYOR OR HIS DESIGNEE, TO EXECUTE A PROJECT AGREEMENT BETWEEN THE CITY OF ATLANTA AND GEORGIA POWER COMPANY FOR THE REMOVAL, RELOCATION, OR ADJUSTMENT OF ELECTRICAL AND COMMUNICATION FACILITIES OWNED BY THE GEORGIA POWER COMPANY FOR CONSTRUCTION OF THE MARTIN LUTHER KING JR DRIVE INNOVATION CORRIDOR PROJECT FROM NORTHSIDE DRIVE N.W. TO OLLIE STREET N.W., AND ON THE WESTSIDE OF NORTHSIDE DRIVE N.W. FROM MITCHELL STREET S.W. TO CARTER STREET N.W., IN AN AMOUNT NOT TO EXCEED SIX MILLION SIX HUNDRED THIRTY-TWO THOUSAND FOUR HUNDRED ELEVEN DOLLARS AND NO CENTS (\$6,632,411.00) WITH ALL CONTRACTED WORK CHARGED TO AND PAID FROM FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") has represented to the Georgia Power Company ("Georgia Power") a desire to remove and relocate electrical and communication facilities in conflict with the Martin Luther King Jr. Drive Innovation Corridor Project ("Project") located from Northside Drive N.W. to Ollie Street N.W. and on the west side of Northside Drive N.W. from Mitchell Street S.W. to Carter Street N.W. ("MLK Corridor"); and

WHEREAS, the Project will provide an aesthetic improvement for the gateway into Martin Luther King Jr. Drive and will eliminate and/or make partial adjustments of the overhead wires obstructing the view of upcoming street improvements, art, and historic markers; and

WHEREAS, due to the construction improvements associated with the Project along the MLK Corridor, it is necessary for Georgia Power to remove, relocate, or make certain adjustment to its existing electrical and communication facilities; and

WHEREAS, the City agrees to pay for removal, relocation, or adjustments of Georgia Power utility facilities associated with the Project and agrees to pay the costs incurred for Georgia Power to acquire any additional easements or private rights of ways necessary for the installation, operation and maintenance of said facilities in an amount to exceed Six Million Six Hundred Thirty Two Thousand Four Hundred Eleven Dollars and No Cents (\$6,632,411.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor, or his designee, is authorized to execute an Underground Conversion, Utility Relocation Agreements and any other Agreements necessary to effectuate change to facilities with Georgia Power for the removal, relocation, and adjustment of its electrical and communication facilities, as well as any costs incurred by Georgia Power to acquire any additional, necessary easements, in order to facilitate the construction of the Project along the Martin Luther King Jr Drive Innovation Corridor Project, in an amount not to exceed Six Million Six Hundred Thirty Two Thousand Four Hundred Eleven Dollars and No Cents (\$6,632,411.00)

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from Fund (_____Department 130308 (DPW Transportation Design) 4270000 (Traffic Engineering) 1***** (Project) and PTAE0 Funding Source: 131***** 1** ***** 5***** COA.

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare an appropriate Utility Agreement for execution by the Mayor.

BE IT FINALLY REOLVED, that the Agreement will not become binding on the City, and the City will incur no liability or obligation under it, until the Utility Agreement has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk and delivered to Georgia Power.

CITY COUNCIL
ATLANTA, GEORGIA

17-R-3865

SPONSOR SIGNATURES



Michael Julian Bond, Councilmember, Post 1 At-Large



Clarence "C. T." Martin, Councilmember, District 10

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ATLANTA, GEORGIA

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Workflow List:

Clerk of Council	Completed	06/20/2017 1:34 PM
Atlanta City Council	Completed	06/19/2017 1:00 PM
City Utilities Committee	Pending	06/27/2017 9:30 AM
Mayor's Office	Pending	

HISTORY:

06/19/17 Atlanta City Council REFERRED WITHOUT OBJECTION

REFERRED TO CITY UTILITIES COMMITTEE WITHOUT OBJECTION

RESULT:	REFERRED WITHOUT OBJECTION	Next: 6/27/2017 9:30 AM
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Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	