

**CITY COUNCIL  
ATLANTA, GEORGIA**

16-O-1000

**AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO GRANT AND TO ENTER INTO AN EASEMENT AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE COCA-COLA COMPANY FOR THE PURPOSE OF INSTALLING A HISTORIC MARKER AT 12 MARIETTA STREET, ATLANTA, GEORGIA WHICH IS THE SITE OF THE JACOBS PHARMACY AND THE BIRTH PLACE OF COCA-COLA; AND FOR OTHER PURPOSES.(HELD 1/12/16 PER THE REQUEST OF THE DEPARTMENT FOR ADDITIONAL INFORMATION)**

**Workflow List:**

Clerk of Council	Completed	01/05/2016 9:28 AM
Atlanta City Council	Completed	01/04/2016 1:00 PM
City Utilities Committee	Completed	01/12/2016 9:30 AM
Atlanta City Council	Completed	01/19/2016 1:00 PM
City Utilities Committee	Completed	01/26/2016 9:30 AM
Atlanta City Council	Pending	02/01/2016 1:00 PM
Mayor's Office	Pending	

**HISTORY:**

01/04/16                                      Atlanta City Council                                      REFERRED WITHOUT OBJECTION

<b>RESULT:</b>	<b>REFERRED WITHOUT OBJECTION</b>
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01/12/16                                      City Utilities Committee                                      HELD IN COMMITTEE

<b>RESULT:</b>	<b>HELD IN COMMITTEE</b>	<b>Next: 1/19/2016 1:00 PM</b>
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<b>RESULT:</b>	<b>RETURNED AS HELD</b>	<b>Next: 1/26/2016 9:30 AM</b>
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Certified by Presiding Officer	Certified by Clerk
Mayor's Action	
<i>See Authentication Page Attachment</i>	

LEGISLATION HISTORY – BLUE BACK

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**SPONSOR SIGNATURES**

  
Kwana Hall, Councilmember, District 2

**AN ORDINANCE BY COUNCILMEMBER KWANZA HALL AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO GRANT AND TO ENTER INTO AN EASEMENT AGREEMENT BETWEEN THE CITY OF ATLANTA AND THE COCA-COLA COMPANY FOR THE PURPOSE OF INSTALLING A HISTORIC MARKER AT 12 MARIETTA STREET, ATLANTA, GEORGIA WHICH IS THE SITE OF THE JACOBS PHARMACY AND THE BIRTH PLACE OF COCA-COLA; AND FOR OTHER PURPOSES.(HELD 1/12/16 PER THE REQUEST OF THE DEPARTMENT FOR ADDITIONAL INFORMATION)**

WHEREAS, the first glass of Coca-Cola was sold for five cents on May 8, 1886, at Jacobs Pharmacy, and

WHEREAS, Jacobs Pharmacy was a popular Atlanta soda fountain located at the corner of Marietta and Peachtree Streets, and

WHEREAS, Coca-Cola was created by Atlanta Pharmacist John Pemberton, in his laboratory, a short distance from the intersection of Marietta and Peachtree Streets, and

WHEREAS, Atlanta businessman, Asa Candler, began to purchase the rights to the formula for Coca-Cola in 1888 and founded The Coca-Cola Company in 1892 as a Georgia Corporation to manufacture and advertise Coca-Cola across the country; and

WHEREAS, Mr. Candler sold the Company in 1919 for Twenty Five Million Dollars to a group of investors that included Ernest Woodruff; and

WHEREAS, Ernest Woodruff's son, Robert Woodruff, led The Coca-Cola Company for more than half of the twentieth century, expanding Coca-Cola into a global business;

WHEREAS, today Coca-Cola is the most widely recognized consumer product in the world.

WHEREAS, the Georgia Historical Society proposes to install a historic marker at the site pursuant to a duly executed agreement with The Coca-Cola Company in the form that is attached hereto as Exhibit 'B'.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS THAT:**

Section 1: The Mayor or his designee is authorized, on behalf of the City, to enter into an Easement Agreement at the Site, located at 12 Marietta Street, Atlanta, Georgia, more particularly described on

Exhibit "A" attached hereto for the purpose of installing, maintaining, replacing, and repairing a historic marker at the Site.

Section 2: The Mayor or his designee is authorized, on behalf of the City, to execute an easement ("Easement Agreement") in substantially the form as attached hereto as Exhibit 'B'.

Section 3: To the extent that Section 2-1545 of the Procurement and Real Estate Code of the City's Code of Ordinances applies, such Section is hereby waived for the purposes of this Ordinance only.

Section 4: Upon obtaining a fully executed Easement Agreement for the Site and the recording of the same, the Commissioner of the Department of Public Works or his designee is authorized to install a historic marker sign at the Site.

Section 5: No Easement Agreement shall become binding upon the City, and the City shall incur neither obligation nor liability thereunder until the Easement Agreement has been executed by the owner of the Site, approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk, and delivered to the owner.