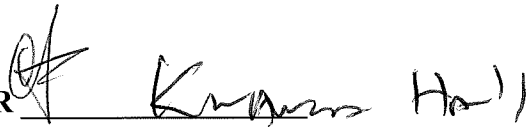


AN ORDINANCE
BY COUNCILMEMBER

 Kwame Hall

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA (“CITY”) TO ACCEPT CERTAIN PROPERTY LOCATED IN LAND LOT 77 OF THE 14TH DISTRICT OF FULTON COUNTY (“STATE PROPERTIES”) FROM THE STATE OF GEORGIA OR AN INSTRUMENTALITY OR AUTHORITY THEREOF (THE “STATE”) AND AUTHORIZING THE CITY TO CONVEY ALL OR A PORTION OF THE STATE PROPERTIES TO THE DOWNTOWN DEVELOPMENT AUTHORITY; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL AGREEMENTS, DEEDS AND INSTRUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

WHEREAS, the redevelopment and revitalization of downtown Atlanta will benefit the economic growth of the City of Atlanta (“City”), enhance the quality of life of its residents and workers, and enhance the tourist experience of the City’s visitors; and

WHEREAS, the State of Georgia or an instrumentality or authority thereof (the “State”) owns certain real property and related interests in Land Lot 77 of the 14th District of Fulton County, commonly known as the Plaza Parcel and State Parking Deck (collectively, the “State Properties”), as generally depicted in Exhibit “A” attached hereto and incorporated herein by this reference; and

WHEREAS, the State Properties are located in a distressed area of downtown Atlanta in need of economic redevelopment and are currently underutilized by the State; and

WHEREAS, the State desires to convey the State Properties to the City, and the City has determined that it is in the public interest to accept the State Properties to facilitate the economic redevelopment and revitalization of a distressed area of downtown Atlanta; and

WHEREAS, City Charter, Section 1-102(c)(7) and the City Code of Ordinances, Section 2-1544(a), authorize the City to accept transfers of property for purposes related to the powers and duties of the City, such that the City is authorized to accept all interests in the State Properties from the State; and

WHEREAS, pursuant to O.C.G.A. § 36-37-6(e)(2)(D), after acquiring the State Properties the City wishes to convey all or a portion of the State Properties to the Downtown Development Authority (“DDA”) for redevelopment purposes, subject to the City’s retention of easement and encroachment rights for access to and maintenance of utilities and other public infrastructure.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

SECTION 1: The City is authorized to and hereby determines that the acceptance of the State Properties and conveyance of all or a portion thereof to DDA in accordance with O.C.G.A. § 36-

37-6(e)(2)(D) is for the public purpose of facilitating economic redevelopment and revitalization of downtown Atlanta.

SECTION 2: The City is authorized pursuant to City Charter, Section 1-102(c)(7), and City Code of Ordinances, Section 2-1544(a), to accept all interests in the State Properties from the State.

SECTION 3: The City is authorized to transfer all or a portion of the State Properties to DDA for the purpose of facilitating economic redevelopment and revitalization of downtown Atlanta.

SECTION 4: The Mayor or his designee is authorized to enter into and execute any agreements, deeds or other instruments necessary to accept the State Properties from the State and to convey all or a portion of the State Properties to the DDA, subject to the retention of easement and encroachment rights in favor of the City for access to and maintenance of utilities and other public infrastructure.

SECTION 5: The City is hereby authorized, if needed, to pay any closing and other transaction costs associated with the acceptance and/or conveyance of the State Properties from accounts _____.

SECTION 6: The City Attorney or her designee is authorized to take all actions to close or facilitate the closing of the above-described transactions in accordance with the purposes of this ordinance.

SECTION 7: All ordinances and resolutions in conflict with this ordinance are hereby waived, but only for purposes of this ordinance and only to the extent of the conflict.

AN ORDINANCE Above This Line)

BY COUNCILMEMBER

[Signature]

AN ORDINANCE AUTHORIZING THE CITY OF ATLANTA ("CITY") TO ACCEPT CERTAIN PROPERTIES LOCATED IN LAND LOT 77 OF THE 14TH DISTRICT OF FULTON COUNTY ("STATE PROPERTIES") FROM THE STATE OF GEORGIA OR AN INSTRUMENTALITY OR AUTHORITY THEREOF ("STATE") AND AUTHORIZING THE CITY TO CONVEY ALL OR A PORTION OF THE STATE PROPERTIES TO THE DOWNTOWN DEVELOPMENT AUTHORITY; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL AGREEMENTS, DEEDS AND INSTRUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred May 16, 2016
 Referred To: Finance / Exec.
 Date Referred _____
 Referred To: _____
 Date Referred _____
 Referred To: _____

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee

H-11 Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members

Refer To

Committee

Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members

Refer To

Committee

Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members

Committee

Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Consent
- V Vote
- RC Vote

CERTIFIED

MAYOR'S ACTION