



CITY COUNCIL  
ATLANTA, GEORGIA

05-R-0872

A RESOLUTION

BY: *Natalyn Mosby Archibong*

**AUTHORIZING THE MAYOR OR HER DESIGNEE TO ENTER INTO A CONTRACTUAL AGREEMENT WITH THE CABBAGETOWN INITIATIVE COMMUNITY DEVELOPMENT CORPORATION, INC., ("CABBAGETOWN INITIATIVE") IN AN AMOUNT NOT TO EXCEED SIX HUNDRED FORTY SIX THOUSAND THREE HUNDRED FORTY FOUR DOLLARS (\$646,344.00) FOR THE PURPOSE OF BUILDING THE CABBAGETOWN PARK LOCATED AT 277 KIRKWOOD STREET IN ACCORDANCE WITH THE APPROVED MASTER PLAN ADOPTED AUGUST 16, 2004; AND FOR OTHER PURPOSES.**

WHEREAS, the Cabbagetown Initiative Community Development Corporation, Inc., ("*Cabbagetown Initiative*") is a non-profit corporation whose mission is to enhance the quality of life in the Cabbagetown community by empowering neighbors to act collectively for community development; and

WHEREAS, in accordance with the memorandum of understanding with the City dated January 30, 2004 the primary responsibility of the Cabbagetown Initiative is to create and build a park in the Cabbagetown neighborhood; and

WHEREAS, the proposed park improvements have been reviewed and approved by the departments of purview (DPRCA, Urban Design, Buildings, Site Development etc.); and

WHEREAS, the Cabbagetown Initiative conducted a competitive process to identify the most responsible and responsive contractor; and

WHEREAS, the Cabbagetown Initiative shall be responsible for construction management of this project as approved by the Department of Parks, Recreation and Cultural Affairs; and

WHEREAS, funding for this project is identified in resolution number 00-R-0953 and ordinance number 05-O-0065 Quality of Life Bond projects; and

WHEREAS, the Cabbagetown Initiative has also raised private funds in excess of Two Hundred Fifty Thousand Dollars (\$250,000.00) for the implementation of this project.

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**SECTION 1:** That the Mayor or her designee be and is hereby authorized to enter into a contractual agreement with the Cabbagetown Initiative in an amount not to exceed \$646,344.00 for the purpose of construction improvements for the Cabbagetown Park located at 277 Kirkwood Street.

**SECTION 2:** That the Cabbagetown Initiative shall agree to indemnify the City from any financial obligations arising from the expenditure of these Quality of Life funds.

**SECTION 3:** That the City Attorney be and is hereby directed to prepare an appropriate contractual agreement for execution by the Mayor or her designee and to be approved by the City Attorney as to form.

**SECTION 4:** That services for this project shall be charged to and paid from fund, account, center numbers: 1C45 574001 Y63F060192BG, 1C50 574001 Y63F062892BH.