



CITY COUNCIL AGENDA ITEM

TO: Mayor & City Council

DATE: December 11, 2014

FROM: John McDonough, City Manager

AGENDA ITEM: Acceptance of the Agreement to Purchase Permanent Stormwater and Temporary Construction Easements on the Glenforest Road Stormwater Improvement Project

MEETING DATE: For Submission onto the December 16, 2014, City Council Regular Meeting Agenda

BACKGROUND INFORMATION: (Attach additional pages if necessary)

See attached:

Memorandum
Exhibits
Resolution

CITY MANAGER APPROVAL: _____

PLACED ON AGENDA FOR: **12/16/2014**

CITY ATTORNEY APPROVAL REQUIRED: () YES () NO

CITY ATTORNEY APPROVAL: _____



TO: John McDonough, City Manager

FROM: Garrin M. Coleman, P.E., Public Works Director

DATE: December 4, 2014, for Submission onto the Consent Agenda of the December 16, 2014 City Council Meeting

ITEM: Acceptance of the Agreement to Purchase Permanent Stormwater and Temporary Construction Easements on the Glenforest Drive Stormwater Improvement Project

Recommendation:

Staff recommends that the Mayor and City Council accept the Agreement to Purchase Permanent Stormwater and Temporary Construction Easements on that tract or parcel of land lying and located in Land Lot 37 of the 17th District, Fulton County, Georgia. The property as shown in the attached exhibits is owned by Paul A. Pasier, and is located at 600 Glenforest Drive, Sandy Springs, Georgia. The permanent stormwater easement area consists of 571.20 square feet and the temporary construction easement area consists of 578.02 square feet.

Background:

The acquisition of permanent drainage and temporary construction easements is necessary in order to construct the Glenforest Drive Stormwater Improvements Project. The Owner agreed to accept an amount of money that will be used to restore their property after the construction project is complete.

Discussion:

The agreed upon settlement will allow the owner to retain their own vendor to restore the easement areas after the project is complete.

Alternatives:

The City could elect to forego the construction of the sidewalk project.

Financial Impact:

The agreed upon compensation is \$2,000.00 and is considered to be reasonable.

Attachments:

- I. Exhibits
 - Aerial and GIS Maps
 - Executed Agreement to Purchase Permanent Stormwater and Temporary Construction Easements (including Plat and Legal Description)

- II. Resolution



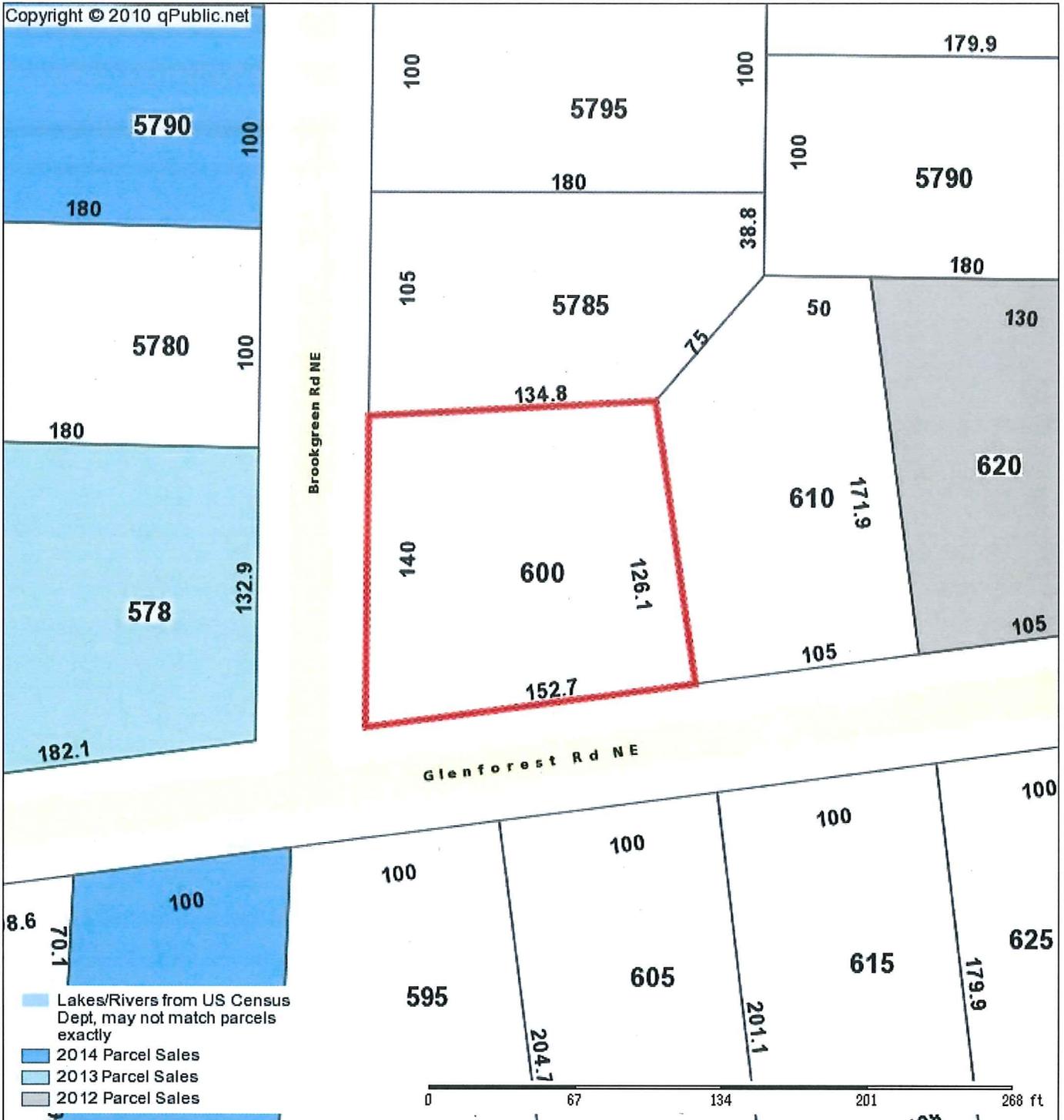
Lakes/Rivers from US Census Dept, may not match parcels exactly

Agreement to Purchase Permanent Stormwater and Temporary Construction Easements

Parcel: 17 003700020199 Acres: 0.4458			
Name:	PASIER PAUL A	Land Value:	103000
Site:	600 GLENFOREST RD	Building Value:	211200
Sale:	\$177500 on 1996-08-23 Reason=U Qual=U	Misc Value:	
Mail:	USA SANDY SPRINGS, GA 30328	Total Value:	314200

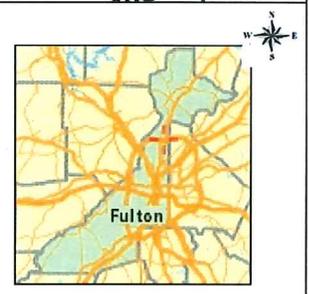


Fulton County makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll.
Date printed: 12/01/14 : 10:52:33



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Date printed: 12/01/14 : 10:51:22

AGREEMENT TO PURCHASE PERMANENT STORMWATER and TEMPORARY CONSTRUCTION EASEMENTS

STATE OF GEORGIA, FULTON COUNTY

For and in consideration of the sum of One Dollar (\$1.00), receipt whereof being acknowledged, the undersigned grants to the City of Sandy Springs an option to acquire Permanent Stormwater and Temporary Construction Easements on and over the following described real estate:

Easement rights through that tract or parcel of land located in Land Lot 37 of the 17th District, of Fulton County, Georgia, and being more particularly described on Exhibits "A" and "B" attached hereto and made a part hereof by reference.

For the sum of **\$2,000.00 (Two Thousand Dollars and no/100)**, the undersigned agrees to execute and deliver to the City of Sandy Springs, permanent stormwater and temporary construction easements on the lands owned by the undersigned as reflected on the attached Exhibits "A" and "B".

* * * * *

The following conditions are imposed upon the grant of this option:

- 1) This option shall extend for 90 days from this date.
- 2) The consideration recited is full payment for the rights conveyed.

571.20 **Square Feet of Permanent Stormwater Easement**

578.02 **Square Feet of Temporary Construction Easement**

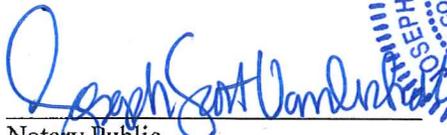
- 3) All Temporary Easements will terminate upon completion and acceptance of the same by the City of Sandy Springs Public Works Department.
- 4) Special Provisions, if any, are listed on Exhibit "C", which will be attached hereto and incorporated herein by reference.

Witness my hand and seal this 25th day of NOVEMBER, 2014.

Signed, Sealed and Delivered in
the in the presence of:

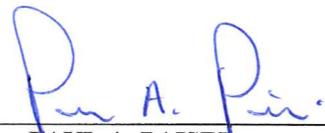


Witness



Notary Public





PAUL A. PAISER (L.S.)

(L.S.)

Exhibit A

**LAND DESCRIPTION
PASIER, PAUL A
PERMANENT STORMWATER EASEMENT**

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 37, 17TH DISTRICT, CITY OF SANDY SPRINGS, FULTON COUNTY, GEORGIA.

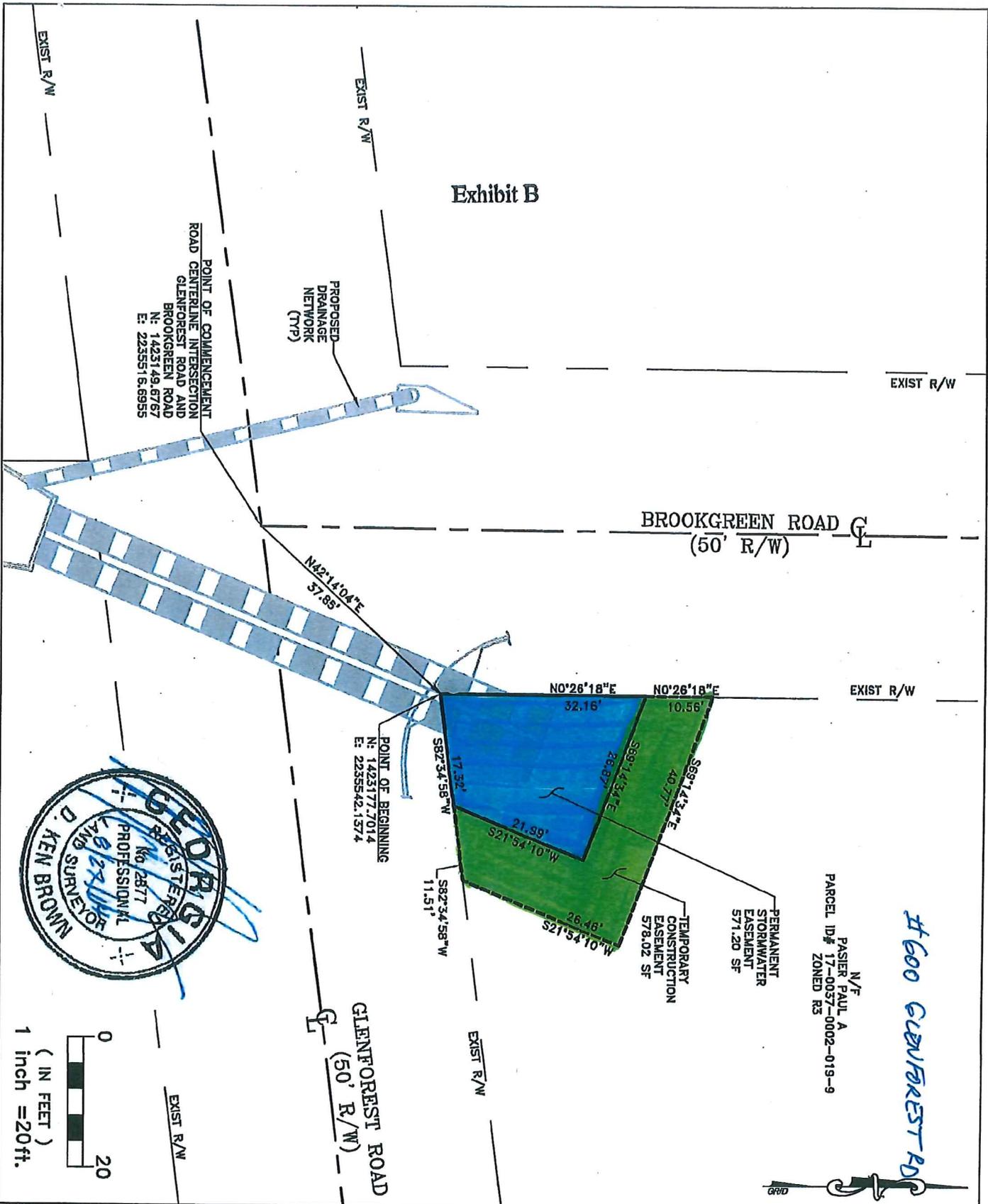
COMMENCING AT THE ROADWAY CENTERLINE INTERSECTION OF GLENFOREST ROAD AND BROOKGREEN ROAD, THENCE NORTH 42°14'04" EAST FOR A DISTANCE OF 37.85 FEET TO THE PROPERTY CORNER AND INTERSECTION OF RIGHT OF WAY OF GLENFOREST ROAD AND BROOKGREEN ROAD, BEING THE POINT OF BEGINNING;

THENCE LEAVING SAID PROPERTY CORNER ALONG THE RIGHT OF WAY OF BROOKGREEN ROAD, NORTH 0°26'18" EAST FOR A DISTANCE OF 32.16 FEET TO THE CORNER OF THE PERMANENT STORMWATER EASEMENT, THENCE SOUTH 69°14'34" EAST FOR A DISTANCE OF 26.87 FEET TO THE CORNER OF THE PERMANENT STORMWATER EASEMENT, THENCE SOUTH 21°54'10" WEST FOR A DISTANCE OF 21.99 FEET TO THE EDGE OF THE RIGHT OF WAY ALONG GLENFOREST ROAD, THENCE ALONG THE EXISTING RIGHT OF WAY ALONG GLENFOREST ROAD, SOUTH 82°34'58" WEST FOR A DISTANCE OF 17.32' TO THE POINT OF BEGINNING.

SAID PERMANENT STORMWATER EASEMENT HAVING AN AREA OF 571.20 SQUARE FEET.

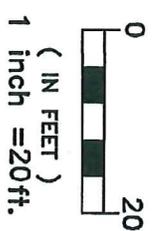
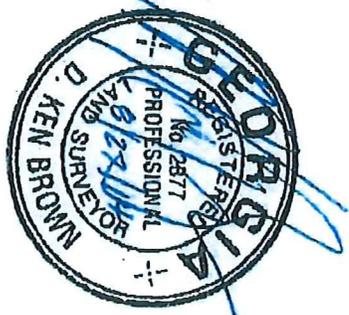
#600 GLENFOREST RD.

Exhibit B



#600 GLENFOREST RD

N/F
PASIER PAUL A
PARCEL ID# 17-0037-0002-019-9
ZONED R3



 COLUMBIA ENGINEERING 2862 BUFORD HIGHWAY SUITE 200 DULUTH, GA 30086 (770) 925-0357	CIVIL ENGINEERS • LAND PLANNERS LANDSCAPE ARCHITECTS • SURVEYORS	CLIENT: CITY OF SANDY SPRINGS PROJECT NAME: GLENFOREST ROAD	SHEET NO. 1 OF 1
	PROJECT NO: 4360.01	PROJECT LOCATION: GLENFOREST ROAD	1 OF 1
	DATE: 08/27/2014	SHEET TITLE: PARCEL ID# 17-0037-0002-019-9	

EXHIBIT "C"

1. The City of Sandy Springs shall direct its contractor to remove any fallen trees and stumps that lie within the required right of way, permanent stormwater easement or temporary construction easements and fine grade the areas and perform customary soil stabilization remedies for erosion control measures.
2. The City of Sandy Springs shall direct its contractor to repair or replace any disturbed concrete sidewalks that will be affected by the project.
3. Grantor agrees not to replant any trees or vegetation within the permanent stormwater easement area or within the existing right of way along Glenforest Road or Brookgreen Road.

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE AGREEMENT TO PURCHASE PERMANENT
STORMWATER AND TEMPORARY CONSTRUCTION EASEMENTS ON PROPERTY LOCATED
IN LAND LOT 37 OF THE 17th DISTRICT, CITY OF SANDY SPRINGS, FULTON COUNTY,
GEORGIA**

WHEREAS, it is necessary, from time to time, to establish policies, procedures and guidelines consistent with the administration of a municipal government consistent with the US Constitution, Federal Statutes, alignment with Federal, Georgia's State Constitution, and the Charter for the City of Sandy Springs, and

WHEREAS, the City Manager directed the Department of Public Works to develop standard policies for recurring matters, to establish appropriate internal controls and legal compliance, and to provide for an efficient and effective means to serve constituents; and

WHEREAS, the Department of Public Works, in response to the guidance provided by the City Manager, has reviewed and approves the acceptance of the Agreement to Purchase Permanent Stormwater and Temporary Construction Easements by the City of Sandy Springs for property located at 600 Glenforest Drive in Land Lot 37 of the 17th District, Fulton County, City of Sandy Springs, Georgia

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA

To facilitate the construction of the Glenforest Drive Stormwater Improvements Project, the City approves the acceptance of the Agreement to Purchase Permanent Stormwater and Temporary Construction Easements on property located in Land Lot 37 of the 17th District, Fulton County, City of Sandy Springs, Georgia.

RESOLVED this 16th day of December, 2014.

APPROVED:

Russell K. Paul, Mayor

Attest:

Michael Casey, City Clerk
(Seal)