

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION TO APPROVE LICENSE AGREEMENT BY AND BETWEEN THE CITY OF SANDY SPRINGS AND THE ATLANTA HAWKS, L.P., TO INSTALL A MURAL AT THE MORGAN FALLS ATHLETIC COMPLEX AND TO APPROVE THE DESIGN TO BE INSTALLED

WHEREAS, on February 4, 2014 at a City Council Work Session, Art Sandy Springs presented a proposal to the City Council for a public mural art program (“Program”) funded with a grant from the Atlanta Hawks Foundation (“Hawks”); and

WHEREAS, the Program calls for the design and installation of murals by local artists in locations around the City of Sandy Springs (“City”); and

WHEREAS, on July 15, 2014, a proposed mural design was presented to City Council for installation on concrete walls adjacent to an entry ramp leading to the football stadium at the Morgan Falls Athletic Complex (“Morgan Falls”); and

WHEREAS, City Council authorized staff to move forward with the Program and to negotiate the terms of an agreement with the Hawks, including finalizing a mural design; and

WHEREAS, City Council review and approval is required for each site and mural design; and

WHEREAS, the City Attorney’s office has negotiated the proposed License Agreement with the Hawks (“Agreement”), a copy of which is attached to this resolution as Exhibit A, pursuant to which the Hawks agree, along with other City protections, to install and maintain the approved mural until June 30, 2023; and

WHEREAS, if the Agreement is not extended past June 30, 2023, the Hawks must return the site to pre-mural state; and

WHEREAS, a mural design for Morgan Falls was presented to Council on July 7, 2015, and City Council requested additional changes to the mural design before approving the Agreement; and

WHEREAS, the mural design has been revised pursuant to City Council’s request on July 7, 2015, and is depicted on Exhibit B attached hereto; and

WHEREAS, the City desires to enter into the Agreement upon the basic terms and conditions set forth in Exhibit A and to approve the mural design attached as Exhibit B;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy Springs, Georgia, while in regular session on February 16, 2016, at 6:00 p.m., as follows:

1. The Agreement, in the basic form and on the basic terms shown in Exhibit A attached to this resolution, is hereby approved; and
2. The mural design depicted on Exhibit B attached hereto is hereby approved; and

- 3. The City Manager is hereby authorized to execute the Agreement, in the basic form and on the basic terms shown in Exhibit A attached to this resolution; and
- 3. The City Manager and the City Attorney are hereby authorized to make such minor revisions to the Agreement as may be deemed reasonable, necessary, and in the best interest of the City prior to execution; and
- 4. The City Manager and the City Attorney are hereby authorized to take such actions deemed necessary or prudent to effectuate the intent of this resolution.

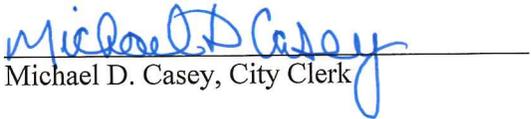
RESOLVED this the 16th day of February, 2016.

Approved:



Russell K. Paul, Mayor

Attest:



Michael D. Casey, City Clerk

(Seal)

