STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION NO. 2009-02-16

A RESOLUTION TO AUTHORIZE THE CITY TO COOPERATE WITH THE GEORGIA
DEPARTMENT OF TRANSPORTATION AND THE FULTON COUNTY SCHOOL BOARD TO
EFFECT THE TRANSFER OF CERTAIN PROPERTY

WHEREAS, the Georgia State Department of Transportation maintains that certain right-of-way within
the City of Sandy Springs which connects the northerly right-of-way of Baroque Circle with the westerly
entrance of Ridgeview Middle School (hereinafter the "Right-of-Way");

WHEREAS, the Georgia Department of Transportation has expressed a willingness to transfer the
Right-of-Way to the Fulton County Board of Education to in furtherance of improving the Right-of-Way
with sidewalks and other improvement;

WHEREAS, the Georgia Department of Transportation has opined that to effect the transfer, the Right-
of-Way would be abandoned to the City of Sandy Springs who would then abandon the Right-of-Way to
the Fulton County School Board;

WHEREAS, the City of Sandy Springs desires to cooperate with the Georgia Department of
Transportation and the Fulton County School Board to effect the transfer of the Right-of-Way;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Sandy Springs, GA while
in regular session on February 17, 2009, at 6:00 p.m. as follows:

Subject to the approval as to form by the City Attorney’s Office, the City Manager is authorized
to execute any required documentation to assist the above-referenced transfer of the Right-of-
Way by either: (1) expressly waiving the City of Sandy Springs’ right to acquire the Right-of-
Way by virtue of abandonment from the Georgia Department of Transportation thereby allowing
for the direct transfer of the Right-of-Way to the Fulton County School Board, or (2) accepting
the Right-of-Way from the Fulton County School Board and then initiating an abandonment
process within the City of Sandy Springs as set forth pursuant to Georgia law.

APPROVED AND ADOPTED this 17th day of February, 2009.

Approved:

[Signature]
Eva Galambos, Mayor

Attest:

[Signature]
Michael Casey, Interim City Clerk
(Seal)