

STATE OF GEORGIA
COUNTY OF FULTON

**RESOLUTION TO APPROVE STIPULATED SUM AGREEMENT WITH
GEORGIA POWER COMPANY IN CONNECTION WITH ADJUSTMENTS TO
FACILITIES WITHIN THE SCOPE OF THE CITY CENTER PROJECT**

WHEREAS, the City of Sandy Springs (“City”) is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with providing public services to its residents; and

WHEREAS, the City has determined that it is necessary to develop a City center and infrastructure project (“City Center”); and

WHEREAS, following a year-long process which included multiple public open forum and stakeholder meetings inviting input, the Sandy Springs Mayor and City Council (“City Council”) adopted its master plan for City Center (“Master Plan”) on December 18, 2012; and

WHEREAS, on January 30, 2013, a proposed Phase I Implementation Plan (“Phase I Implementation”) for City Center, providing a strategy and roadmap to steer re-development in the City and accomplish the goals set forth in the adopted City Center Master Plan, was presented to City Council at its open meeting retreat; and

WHEREAS, on February 5, 2013, City Council, by resolution in regular session, approved the Phase I Implementation as presented at Council retreat in January 2013, and authorized the City Manager and staff to proceed with the necessary steps to implement the Master Plan; and

WHEREAS, the Phase I Implementation contemplated developing a plan to relocate overhead distribution utility lines around the City Center site; and

WHEREAS, City staff and consultants have engaged in discussions with all utilities providers, resulting in a determination of the work and costs to be borne by all appropriate parties; and

WHEREAS, Georgia Power Company (“Georgia Power”) is the owner of the majority of utility poles in and around the City Center site and the City, along with its consultants, have had ongoing negotiations with Georgia Power as to terms and conditions for the removal of poles and relocation of distribution lines; and

WHEREAS, Georgia Power has provided the City with the attached Agreement containing the terms and conditions for the work to be done at a contract sum not to exceed the principal sum of \$7,937,698.54; and

WHEREAS, in order to meet the City Center project schedule for development and completion, Georgia Power must begin the work covered by the Agreement no later than August 3, 2015; and

WHEREAS, City Council has considered the attached Agreement and have determined that it is in the City’s best interest to authorize the City Manager and City Attorney to finalize the Agreement for the Mayor’s execution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF SANDY SPRINGS, GEORGIA, THAT:

RESOLUTION NO. 2015-07-90

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 Mayor is hereby authorized to execute the Agreement with Georgia Power, 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.

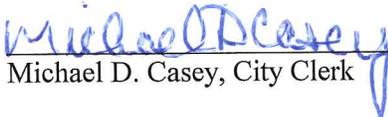
RESOLVED this the 7th day of July, 2015.

Approved:



Russell K. Paul, Mayor

Attest:



Michael D. Casey, City Clerk

(Seal)

