



TO: John McDonough, City Manager

FROM: Tom Black, Public Works Director

DATE: January 25, 2011, for approval of Georgia Power Relocation Agreement for T-0031 Roswell Road Bridge Widening Project for the February 1, 2011 Mayor and City Council Agenda.

ITEM: Approval of Georgia Power Relocation Agreement T-0031 Roswell Road Bridge Widening Project Subject to Validation and Approval by the Legal and Finance Departments

Public Works Department's Recommendation:

Public Works staff recommends that the Mayor and City Council authorize the City Manager to enter into an agreement with Georgia Power to escrow funds for utility relocation until the financial responsibility can be fully determined for utility relocation costs. The current estimated utility relocation cost is approximately \$196,468.

Background:

T-0031 is a current Capital Improvement Project being designed and let in conjunction with the Georgia Department of Transportation (GDOT.) The project is a safety improvement that will widen the existing Roswell Road bridge over interstate I-285 by one full lane. Georgia Power representatives maintain that the Company has established prior rights within the right-of-way of Roswell Road (State Route 9.) Additionally, Georgia Power representatives maintain that the right-of-way is owned by GDOT, so the franchise agreement with the City does not apply to this project. GDOT has related that the current Project Framework Agreement (PFA) with the City holds the City fully financially responsible for all utility relocation costs. GDOT has also stated that the project is currently scheduled to be let for construction in April 2011 and that utility companies should begin relocating their facilities as soon as possible to minimize impact to the construction schedule.

Discussion:

Utility relocation for the T-0031 project is currently the critical path for construction activities to begin within a timely manner. Georgia Power will need to start relocating facilities as soon as possible in order for adjacently attached facilities such as AT&T to begin relocation. Utility relocation can take several months, and if the utility relocation process is expedited, the construction schedule can be minimized. Georgia Power will not begin relocation until an agreement is executed with the City. Further, GDOT will not authorize relocation work to begin until an agreement is executed with the City and funds have been placed in a force account. Staff proposes that the Mayor and City Council authorize the City Manager to execute an agreement with Georgia Power for the relocation and to fund the relocation fees from Capital Contingency funds.

Public Works

Alternatives:

Should the Mayor and City Council not approve the relocation agreement, utility relocation would be delayed until the financial responsibility can be determined for utility relocation costs.

Financial Impact:

The current estimated cost provided by Georgia Power is \$196,468.00. This does not include any costs associated with any new easements for support structures such as guy wires which may be needed. Georgia Power representatives have related that these right-of-way costs, if any, are expected to be minimal.

Attachments:

None

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION TO ACCEPT THE GEORGIA POWER RELOCATION AGREEMENT AND
AUTHORIZE THE CITY MANAGER TO SIGN AGREEMENTS FOR THE ROSWELL ROAD
BRIDGE WIDENING PROJECT(T-0031) 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, upon adoption of this Resolution, City of Sandy Springs Public Works Department staff will manage all applicable phases of the project.

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

That the City of Sandy Springs City Council authorize the City Manager to execute an agreement with Georgia Power for the relocation of utilities for the Roswell Road Bridge Widening Project (T-0031).

RESOLVED this the ____ day of February, 2011.

Approved:

Eva Galambos, Mayor

Attest:

Michael Casey, City Clerk
(Seal)