

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2010 - 66

A RESOLUTION SEEKING CONGRESSMAN DAVID SCOTT'S SUPPORT TO INTERVENE AND OVER TURN THE FEDERAL TRANSIT ADMINISTRATION'S REGIONAL ADMINISTRATOR'S DECISION TO DENY THE GEORGIA REGIONAL TRANSPORTATION AUTHORITY'S (GRTA) REQUEST TO USE CONGESTION MITIGATION AND AIR QUALITY (CMAQ) PROGRAM FUNDS TO OPERATE THREE NEW XPRESS ROUTES INTO CLAYTON COUNTY; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County (the "County") has determined that it is in the best interest of the County to terminate C-Tran fixed Route and Complementary Para Transit services effective March 31, 2010; and

WHEREAS, there are a number of C-Tran assets that were funded by grants from the Federal Transportation Administration ("FTA") of which the FTA maintains an interest in due to grant requirements; and

WHEREAS, it is possible to transfer the County's interest in those assets to other agencies recognized by FTA upon certain conditions; and

WHEREAS, the Metropolitan Atlanta Rapid Transit Authority ("MARTA") and the Georgia Regional Transportation Authority (the "GRTA") are agencies that the FTA may permit the County to transfer its interest in those assets; and

WHEREAS, GRTA is interested in obtaining those assets to be used in part to provide additional Xpress Routes to be operated by GRTA; and

WHEREAS, in addition to utilizing C-Tran assets GRTA also seeks to use CMAQ Program Funds to operate the new service and sought the approval of FTA which approval was denied by the Regional Administrator of FTA; and

WHEREAS, the Regional Administrator acknowledged that the proposed service met the requirements of the CMAQ program, in that it was (a) a new service and (b) provided air quality benefits, but determined that because, in the Administrator's opinion the air quality benefits were not sufficient when "considered in light of the totality of circumstances (discontinuance of the broader C-Tran service, only a portion of which is being "replaced" by your new service) and the proposed funding was not feasible for the long term" the request should be denied; and

WHEREAS, the Board of Commissioners are seeking the support of Congressman David Scott to intervene and request the FTA Administrator to overturn the decision of the Regional Administrator denying the request of GRTA even though the Regional Administrator agrees that the new service is consistent with the requirements of the CMAQ program; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County, and the County will best be served by seeking the support of Congressman Scott as contemplated herein

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

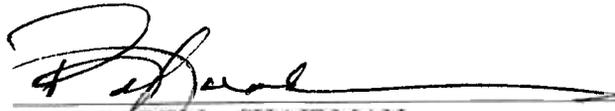
Section 1. The Board of Commissioners hereby requests that Congressman David Scott intervene in this matter and request the Administrator of the Federal Transit Administration review and overturn the decision of the Regional Administrator of the FTA to deny the request of GRTA for CMAQ Program Funds to be used to implement new Xpress Routes into Clayton County. Further, the Chairman of the Board of Commissioners is directed to

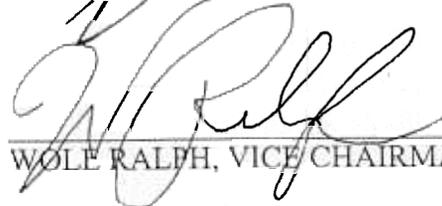
transmit this request to Congressman Scott and to perform such other acts as are necessary to carry out the intent of this Resolution.

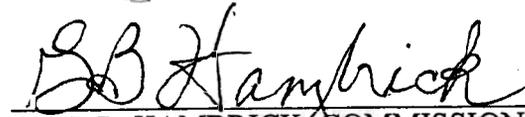
Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

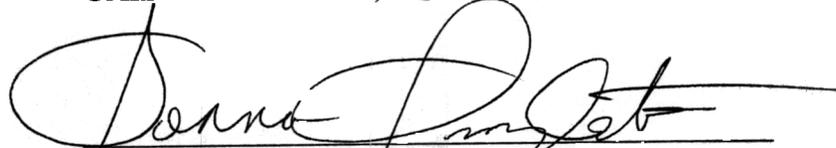
SO RESOLVED, this the 2nd day of March, 2010.

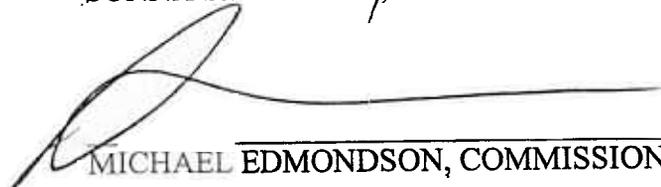
CLAYTON COUNTY BOARD OF COMMISSIONERS


ELDRIN BELL, CHAIRMAN

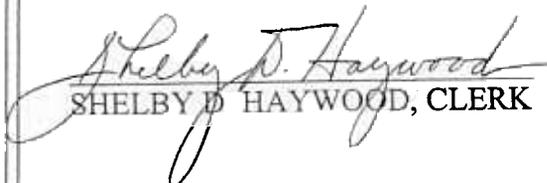

WOLE RALPH, VICE CHAIRMAN


GAIL B. HAMBRICK, COMMISSIONER


SONNA SINGLETON, COMMISSIONER


MICHAEL EDMONDSON, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK