

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2023-104

A RESOLUTION ALLOWING CLAYTON COUNTY TO ENTER INTO A UTILITY RELOCATION AGREEMENT WITH GEORGIA POWER FOR A SIDEWALK PROJECT ON REX ROAD FROM STATE ROUTE 42 TO I-675; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY DOCUMENTS RELATING THERETO AND TO OTHERWISE PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County, through its Transportation and Development Department, wishes to enter into a Utility Relocation Agreement with Georgia Power for the Rex Road Sidewalk Project (the "Project") from State Route 42 to I-675; and

WHEREAS, the agreement is required by Georgia Power before they will relocate their facilities in conflict with the Project; and

WHEREAS, Georgia Power has reviewed the Project and has estimated the impact to their facilities to be \$275,308.00; and

WHEREAS, funding for the Project is allocated in the 2015 SPLOST Program; and

WHEREAS, the Board deems it in the best interest of the County and the County will best be served by entering into this agreement for the stated purposes.

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 authorizes Clayton County, on behalf of Clayton County Transportation and Development Department, to enter into a

Utility Relocation Agreement (“Agreement”) with Georgia Power for the Rex Road Sidewalk Project. The Agreement shall be in the form as that attached hereto subject to such minor changes, insertions or deletions as recommended by the County Attorney and as the Chairman of the Board of Commissioners may approve. The Board also authorizes the Chairman to execute the Agreement and to perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Chief Financial Officer to amend the budget to reflect appropriations and expenditures all as may be required under the terms of the Agreement.

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

SO RESOLVED, this the 6th day of June, 2023.

**CLAYTON COUNTY BOARD OF COMMISSIONERS**

  
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JEFFREY E. TURNER, CHAIRMAN

  
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FELICIA FRANKLIN, VICE-CHAIR

  
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ALIEKA ANDERSON, COMMISSIONER

  
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GAIL HAMBRICK, COMMISSIONER

  
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DEMONT DAVIS, COMMISSIONER

ATTEST:

  
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COURTNEY RUSHIN, CLERK