

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2019 – 88

A RESOLUTION AUTHORIZING A SIGN EASEMENT AGREEMENT WITH VIGIL REAL ESTATE ENTERPRISES, INC., A GEORGIA CORPORATION, TO CONVEY AN EASEMENT FOR THE RIGHT TO LOCATE AND MAINTAIN A SIGN WITHIN THE RIGHT OF WAY OF MOUNT ZION BOULEVARD; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County (the “County”) has undertaken the widening of Battle Creek Road from Southlake Parkway to Somerton Road (Project No. STO00-9108-00(004)) (the “Road Project”) which requires, *inter alia*, the acquisition of right of way from Property owned by Vigil Real Estate Enterprises, Inc. (the “Owner”); and

WHEREAS, the Owner is willing to convey the required right of way and avoid potential litigation over the total just and adequate compensation therefor, provided that the County is willing to allow the sign to be relocated within the right of way of Mount Zion Boulevard (outside vehicular and pedestrian thoroughfares) as part of the consideration for the acquisition of the required right of way; and

WHEREAS, Owner is willing to maintain the sign once constructed; and

WHEREAS, the Parties desire to enter into this Agreement, setting forth the rights, duties, obligations, and responsibilities of each.

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 to enter into a Sign Easement Agreement with Owner in the form attached hereto as Exhibit 1 (the "Agreement"). The Board authorizes the Chairman to execute the Agreement and to perform all other acts necessary to accomplish the intent of this Resolution. The Board further authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the Agreement.

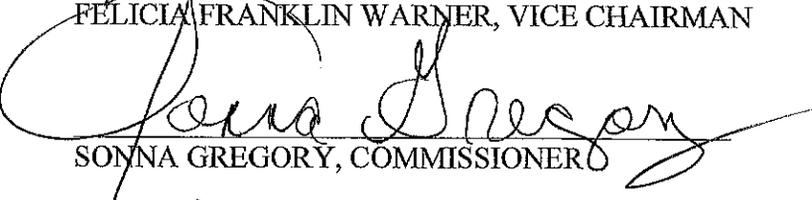
Section 2. This Resolution shall be effective upon its approval by the Board of Commissioners.

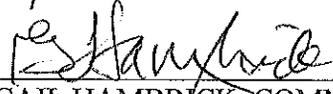
SO RESOLVED, this the 6 day of August, 2019.

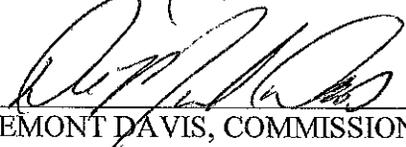
CLAYTON COUNTY BOARD OF COMMISSIONERS


JEFFREY E. TURNER, CHAIRMAN


FELICIA FRANKLIN WARNER, VICE CHAIRMAN


SONNA GREGORY, COMMISSIONER


GAIL HAMBRICK, COMMISSIONER


DEMONT DAVIS, COMMISSIONER

ATTEST:


BRENDA JAMES, CLERK