

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-37

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY UNDER WHICH THE AUTHORITY WILL CONSTRUCT A BUS TRANSIT STATION; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND TO OTHERWISE PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET AS NEEDED TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

Whereas, the Metropolitan Atlanta Rapid Transit Authority ("MARTA" or the "Authority") is a public body corporate created by legislation as a joint public instrumentality of the City of Atlanta and the counties of Fulton, DeKalb, Cobb, Clayton and Gwinnett in the manner specified in that certain Act known as the Metropolitan Atlanta Rapid Transit Authority Act of 1965 (Ga. L. 1965, p. 2243), as amended, for the purpose of operating a public transit system consisting in part of fixed route bus operations throughout the City of Atlanta, Fulton County, DeKalb County and Clayton County (the "Service Area"); and

Whereas, Clayton County ("the County") is a political subdivision of the State of Georgia and is possessed of certain right of way located in the Service Area upon which the Authority has designated bus stops for the use and convenience of its patrons and the citizens of the County; and

WHEREAS, the Parties to this Agreement are both governmental units; and

Whereas, the Parties desire to establish a bus transfer station at western parking lot of the Clayton County Justice Center along Post Way, which will initially be a temporary bus transfer station followed by a more permanent bus transfer station that is constructed in two separate phases; and

WHEREAS, MARTA desires to contract with the County to set forth the rights and responsibilities of the Parties pursuant to the applicable laws of the State of Georgia; and

WHEREAS, MARTA and the County are authorized by Art. IX, Sec. III, Par. I of the Constitution of the State of Georgia to enter into such an agreement for the installation, maintenance, repair and/or replacement of a bus transit station located in the Service Area; and

WHEREAS, the Board of Commissioners deems it in the best interest of the County and the County will best be served by entering into an Intergovernmental Agreement with MARTA for the reasons 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 authorizes Clayton County to enter into an intergovernmental agreement in substantially the form as that attached hereto as "Attachment A" with the Metropolitan Atlanta Rapid Transit Authority ("MARTA") providing for the terms and conditions under which MARTA will install, maintain, repair and/or replace a bus transit station. The Board of Commissioners hereby authorizes the Chairman to execute the agreement and to otherwise perform all acts necessary to accomplish the intent of the Resolution. The Board further authorizes the Chief Financial Officer to amend the Budget as needed 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 on the date of its approval by the Board of Commissioners.

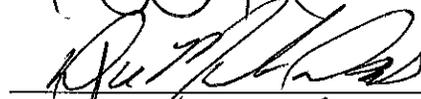
SO RESOLVED, this the 3 day of March 2020.

{Signatures on the following page}

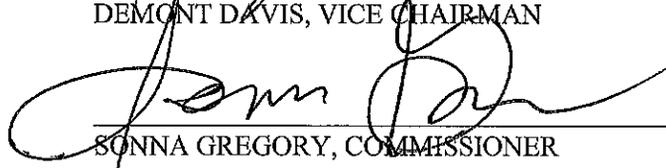
CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



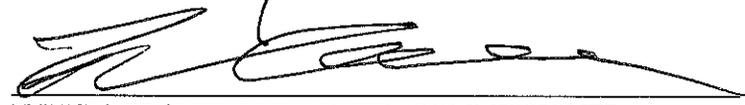
DEMONT DAVIS, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER

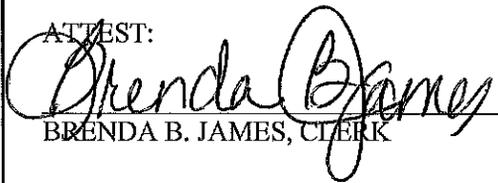


GAIL B. HAMBRICK, COMMISSIONER



FELICIA FRANKLIN-WARNER, COMMISSIONER

ATTEST:



BRENDA B. JAMES, CLERK