

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-136

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO EXERCISE ITS POWERS OF EMINENT DOMAIN IN ACCORDANCE WITH PROVISIONS OF GEORGIA LAWS TO ACQUIRE CERTAIN PROPERTY FOR USE BY THE CLAYTON COUNTY DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE VALLEY HILL ROAD WIDENING PROJECT FROM THE FLINT RIVER BRIDGE TO WINTER VALLEY COURT; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ALL DOCUMENTS NECESSARY TO CARRY OUT THE SAME, AND OTHERWISE TO 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 desires to exercise its powers of eminent domain in the accordance with provision of the Georgia Law for the purpose of acquiring certain property for use by Clayton County Department of Transportation and Development for the Valley Hill Road Widening Project (the "Project") from Flint River Bridge to Winter Valley Court; and

WHEREAS, the Clayton County Department of Transportation and Development has been unable to reach an agreement to acquire the rights and interests necessary for the Project; and

WHEREAS, funding is available in the 2015 SPLOST Program to facilitate payment of just and adequate compensation for the rights to be acquired; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County and its citizens, and the County and its citizens will best be served by acquiring the property for the Project.

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 exercise its powers of eminent domain in accordance with the provisions of Georgia law to acquire certain real property rights for the purpose of acquiring certain property for use by Clayton County Department of Transportation and Development for the Valley Hill Road Widening Project (the "Project") from Flint River Bridge to Winter Valley Court, those properties being specifically the following:

266 Valley Hill Road, Tax ID 13-180B B001, Owner: Sidnye Fells, Project Parcel #13

419 Valley Hill Road, Tax ID 13-179A A012, Owner: John W. Eckstein, Project Parcel #28

The properties to be acquired are depicted on Exhibit "A", attached hereto and incorporated herein by reference.

Section 2. The Chairman is hereby authorized to execute such documents as may be necessary or prudent to accomplish and effectuate the intent of this resolution.

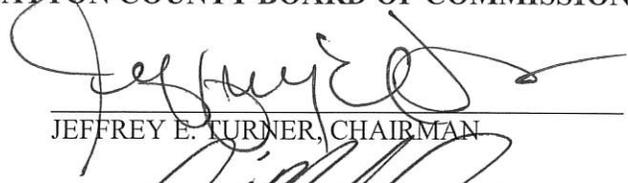
Section 3. The Chief Financial Officer is hereby authorized and directed to amend the budget as necessary to accommodate the acquisition authorized by this Resolution.

Section 4. This Resolution shall become effective on the date of its approval by the Board of Commissioners.

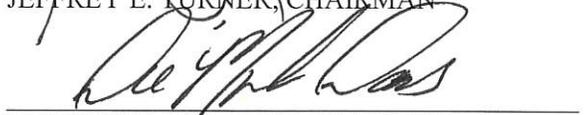
SO RESOLVED, this the 21 day of July, 2020.

{Signatures on the following page}

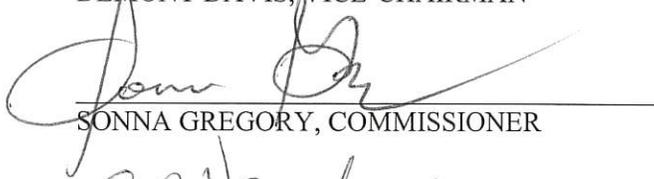
CLAYTON COUNTY BOARD OF COMMISSIONERS



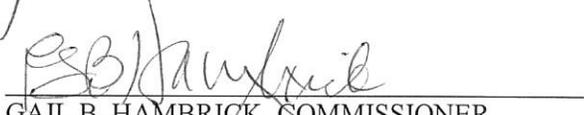
JEFFREY E. TURNER, CHAIRMAN



DEMONT DAVIS, VICE-CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL B. HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:

  
BRENDA B. JAMES, CLERK