STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2020-184

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO A CONTRACT AND PURCHASE AGREEMENT FOR A PERMANENT SEWER EASEMENT WITH CLAYTON COUNTY GREENSPACE PROGRAM LAND TRUST; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT, INCLUDING CLOSING DOCUMENTS, AND 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 AS MAY BE REQUIRED UNDER THE TERMS OF THE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County, Georgia (the "County"), a public corporation, is authorized to own, operate and maintain a water and sewerage system for its own use and for the use of the public; and

WHEREAS, under the provisions of an Act of the General Assembly of the State of Georgia (Georgia Laws 1955, p. 3344 et seq., as amended) (the "Act"), Clayton County Water Authority (the "Authority") was created, and the Authority given by the Act general supervision and control over the entire water system or systems that may be constructed and placed in operation for the County; and

WHEREAS, the County owns, and the Authority operates, such a water and sewerage system (the "System"); and

WHEREAS, in order to effectively supervise and control the System and to perform needed repair or replacement work of said System, the Authority seeks to obtain a Permanent Sewer Easement a through the tract or parcel of land located in Land Lot 238 of the 13th District of Clayton County, Georgia, otherwise known as 0 Magnolia Drive, Jonesboro, GA 30238, and further identified as Parcel No. 13238B A005, from the property owner, Clayton County Greenspace Program Land Trust; and

WHEREAS, the Authority has determined that such Permanent Sewer Easement is necessary and essential for the County's System, and thereby necessary for the health, welfare, and safety of Clayton County citizens; and

WHEREAS, the County deems it in the best interest of the County and the County will best be served by entering into a Permanent Sewer Easement with Clayton County Greenspace, Inc., to ensure sanitary System services to County and its citizens.

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 authorizes Clayton County to enter into a Agreement for a Permanent Sewer Easement with Clayton County Greenspace Program Land Trust, for said easement through the tract or parcel of land located in Land Lot 238 of the 13th District of Clayton County, Georgia, otherwise known as 0 Magnolia Drive, Jonesboro, GA 30238, and further identified as Parcel No. 13238B A005. The Agreement shall be in substantially the form or forms attached hereto.

Section 2. The Board of Commissioners authorizes the Chairman to execute the Agreement, execute any closing documents, and otherwise perform all acts necessary to accomplish the intent of this Resolution.

Section 3. Further, the Board of Commissioners authorizes the Chief Financial

Officer to amend the County's budget where necessary to reflect an appropriate revenue source and expense, as may be required under the terms of the agreement.

Section 4. The effective date of this Resolution shall be when approved by the Board of Commissioners of Clayton County.

SO RESOLVED, this the 6 day of October , 2020.

CLAYTON COUNTY BOARD OF COMMISSIONERS

JEFFREY E. TURNER, CHAIRMAN

DEMONT DAVIS, VICE CHAIRMAN

SONNA GREGORY, COMMISSIONER

GAIL HAMBRICK, COMMISSIONER

FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:

BRENDA B. JAMES, CLERK