

STATE OF GEORGIA  
COUNTY OF CLAYTON

RESOLUTION NO. 2011-43

A RESOLUTION AUTHORIZING CLAYTON COUNTY ENTER INTO GROUND LEASE AGREEMENT WITH THE NATIONAL MUSEUM OF COMMERCIAL AVIATION PROVIDING FOR THE LEASE OF PROPERTY LOCATED ON FULFORD DRIVE FOR THE PURPOSE OF OPERATING A MUSEUM OF COMMERCIAL AVIATION; AUTHORIZING THE CHAIRMAN TO EXECUTE THE GROUND LEASE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia Department of Transportation has quitclaimed to Clayton County a tract of land on Fulford Drive, adjacent to Interstate 75, containing approximately 9.05 acres previously used as a park and ride lot, together with a 10 foot wide permanent easement, containing approximately 0.32 acres (collectively, the "Property"), to be used for public transportation purposes; and

WHEREAS, the National Museum of Commercial Aviation, Inc. (the "Museum") desires to construct and operate a museum of commercial aviation on the Property, which use is a public transportation use; and

WHEREAS, the Board of Commissioners deems and finds it to be in the best interest of the citizens of Clayton County to lease the Property to the National Museum of Commercial Aviation for said public transportation purpose; and

WHEREAS, the Board of Commissioners desires to approve a Ground Lease Agreement under which the Property may be leased to the Museum, which Ground Lease Agreement is consistent with the parameters previously approved in Resolution 2011-14.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED**

Section 1. The Ground Lease Agreement, setting forth the terms and condition for the lease of the Property to the Museum, be and hereby is approved and adopted in substantially the

form attached hereto as Exhibit "A" and incorporated herein by this reference, with such additional changes as the Chairman may deem appropriate, with the advice and counsel of the Chief Staff Attorney or his designee.

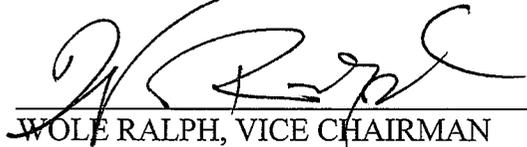
Section 2. The Chairman be and hereby is authorized to execute and deliver the Ground Lease Agreement, with such additional changes as he may deem appropriate, with the advice and counsel of the Chief Staff Attorney or his designee.

Section 3. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

**SO RESOLVED**, this the 15<sup>th</sup> of March, 2011.

CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

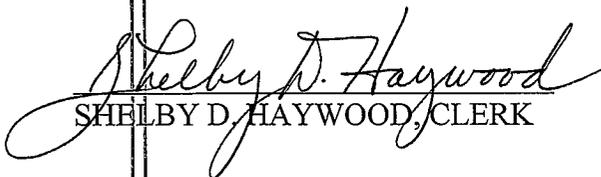
  
WOLF RALPH, VICE CHAIRMAN

  
GAIL B. HAMBRICK, COMMISSIONER

  
SONNA SINGLETON, COMMISSIONER

  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

  
SHELBY D. HAYWOOD, CLERK