

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2007- 95

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN AGREEMENT WITH THE METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY ("MARTA"), PROVIDING FOR THE TERMS AND CONDITIONS UNDER WHICH PUBLIC TRANSIT SERVICES WILL BE PROVIDED TO CLAYTON COUNTY; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT, AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO AUTHORIZE THE FINANCE DIRECTOR TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, AND TO TRANSFER ANY REQUIRED FUNDS, ALL AS MAY BE REQUIRED UNDER THE TERMS OF THE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, MARTA and Clayton County enter into an agreement whereby MARTA will be responsible for planning, scheduling, delivery, management, of fixed-route bus service and complementary Para transit service within Clayton County (hereinafter known as "C-TRAN"); and

WHEREAS, Clayton County and MARTA desire to enter into an intergovernmental agreement, for the purpose of MARTA becoming the operator for the of fixed -route bus service and complementary Para transit C-TRAN service; and

WHEREAS, MARTA is qualified to assist the County in the provisions of public transit services, and the parties hereto wish to memorialize their respective understanding of the terms under which such public transit services will be provided; and

WHEREAS, the County deems it in its best interest of Clayton County and the County will best be served by entering into an Agreement with MARTA for the stated purpose.

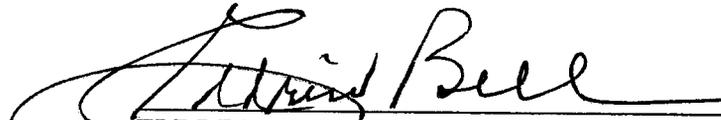
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS
OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners authorizes Clayton County to enter into an Agreement with the Metropolitan Atlanta Rapid Transit Authority ("MARTA"), providing for the terms and conditions under which public transit services will be operated in Clayton County. The Board of Commissioners authorizes the Chairman to execute the Agreement and otherwise perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners authorizes the Director of Finance to amend the budget where necessary to reflect an appropriate revenue source and expense, and to transfer any required funds, all as may be required under the terms of the Agreement. The Agreement shall be in substantially the form attached hereto, subject to such minor changes, insertions or deletions as the Chairman may approve. Further the Chairman is authorized to provide First Transit, Inc. notice that the County does not intend to exercise the County's right to renew the current operator agreement, and take such other action as is necessary to accomplish the transition of services including, but not limited to, entering into a short term agreement of not more than 120 days.

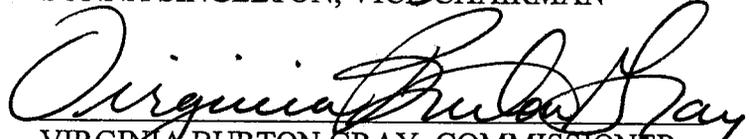
Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 5th day of June, 2007

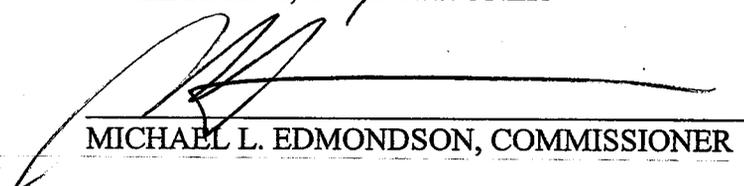
CLAYTON COUNTY BOARD OF COMMISSIONERS


ELDRIN BELL, CHAIRMAN

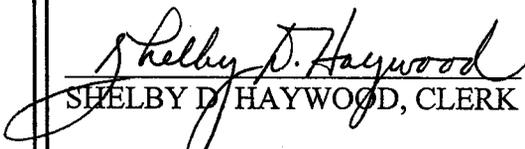

SONNA SINGLETON, VICE CHAIRMAN


VIRGINIA BURTON GRAY, COMMISSIONER


WOLE RALPH, COMMISSIONER


MICHAEL L. EDMONDSON, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK