

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2023-161

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO A RENEWED LEASE AGREEMENT WITH AMERICAN TOWER ASSET SUB, LLC TO LEASE A PORTION OF THE PARCEL OF TOWER SITE LOCATED ON MADDOX ROAD; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND TO OTHERWISE PERFORM ALL OTHER 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 ALL AS MAY BE REQUIRED UNDER THE TERMS OF THE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, American Tower Asset Sub, LLC. wishes to lease certain County-owned property located at a portion of land described in the Lease Agreement as Exhibit A, (7,242 square feet of land, Lot 108, of the 12th District of Morrow, Georgia, Northeast of Maddox Road) for a cell phone tower site; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County and the County will best be served by entering into the Lease Agreement providing for terms and conditions under which the premises will be leased.

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 a renewed Lease Agreement with American Tower Asset Sub, LLC to lease a portion of the parcel of Tower Site located on Maddox Road, as described in Exhibit A. The Board of Commissioners hereby authorizes the Chairman to execute the Lease Agreement, any and

all necessary documents, and to perform all other acts necessary to accomplish the intent of this Resolution. The Lease Agreement shall be in substantially the form attached hereto, subject to such minor changes, insertions or deletions as the Chairman of the Board of Commissioners or Chief Staff Attorney may approve.

Section 2. Further, the Board of Commissioners authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the Agreement.

Section 3. This Resolution shall become effective upon its approval by the Board of Commissioners.

SO RESOLVED, this the 18th day of July 2023.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



FELICIA FRANKLIN, VICE-CHAIR



ALIEKA ANDERSON, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



DEMONT DAVIS, COMMISSIONER

ATTEST:



COURTNEY RUSHIN, CLERK