

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2010 - 191

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO A CONTRACT FOR ACQUISITION OF RIGHT OF WAY, FEDERAL-AID PROJECT WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION PROVIDING FOR TERMS AND CONDITIONS UNDER WHICH ACQUISITION OF RIGHT OF WAY PROPERTY ASSOCIATED WITH THE GODBY ROAD PROJECT, NO. CSSTP-0006-00(860), WILL BE RENDERED; TO AUTHORIZE THE FINANCE DIRECTOR TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, AND TO TRANSFER ANY REQUIRED MATCH OF LOCAL 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, the State of Georgia through its Department of Transportation ("Department") and Clayton County, Georgia ("County"), desire to enter into a Contract for Acquisition of Right of Way, Federal-Aid Project associated with the Godby Road project, no. CSSTP-0006-00(860); and

WHEREAS, the Department and the county proposes to let to construction the above indicated project located on Godby Road from South Hampton Road to SR 314 the rights of way which are to be acquired in the name of the County by the County without cost to the Department except as hereinafter specified; and

WHEREAS, the Department is authorized to enter into this contract with the County by virtue of Section 32-2-2(a) of the Official Code of Georgia Annotated; and

WHEREAS, the County is authorized to enter into this contract by virtue of Sections 32-3-3(3), 32-4-41(5), 32-4-42(a) and 32-4-61 of the Official Code of Georgia Annotated; and

WHEREAS, said rights of way are to be acquired by the County in accordance with certain specified requirements of the Federal-Aid Highway Act of 1970, as amended, and

regulations of the Department in order for the construction cost of said project to be eligible for Federal participation; 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 a Contract with the Georgia Department of Transportation for the above stated purpose.

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

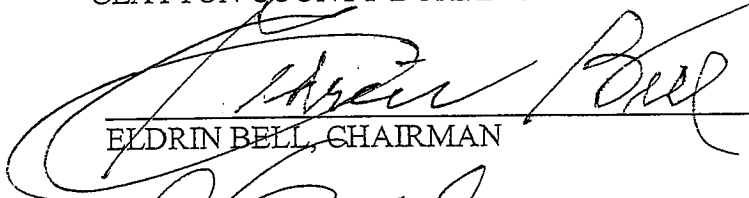
Section 1. The Board of Commissioners hereby authorizes Clayton County to enter into a Contract for Acquisition of Right of Way with the Georgia Department of Transportation, providing for the terms and conditions under which right of way acquisitions of property associated with the Godby Road Project will be rendered. The Board of Commissioners hereby authorizes the Chairman to execute the Contract and to perform all other acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Director of Finance to amend the budget where necessary to reflect an appropriate revenue source and expense, and to transfer any required match of local funds, all as may be required under the terms of the Contract. The Contract shall be in substantially the form attached hereto.

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

{SIGNATURES NEXT PAGE}

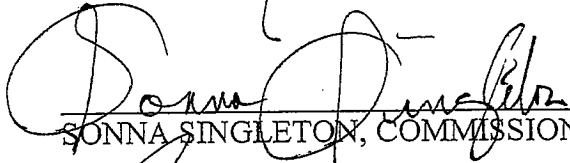
SO RESOLVED, this 21<sup>st</sup> of September, 2010.


CLAYTON COUNTY BOARD OF COMMISSIONERS

  
ELDRIN BELL, CHAIRMAN

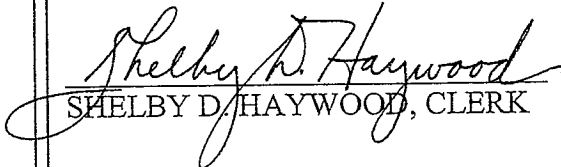
  
WOLE RALPH, VICE CHAIRMAN

  
GAIL B. HAMBRICK, COMMISSIONER

  
SONNA SINGLETON, COMMISSIONER

  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

  
SHELBY D. HAYWOOD, CLERK