

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2015 - 237

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO A NEW MEMORANDUM OF UNDERSTANDING AFFILIATE AGREEMENT WITH THE WILLIAM H. REYNOLDS NATURE PRESERVE FOUNDATION, INC., ON BEHALF OF THE CLAYTON COUNTY PARKS AND RECREATION DEPARTMENT, PROVIDING FOR THE TERMS AND CONDITIONS UNDER WHICH A FIRE TOWER WILL BE USED; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE MEMORANDUM OF UNDERSTANDING AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THE RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, in accordance with Resolution No. 2011-87, Clayton County entered into a Memorandum of Understanding Affiliate Agreement with the William H. Reynolds Nature Preserve Foundation, Inc. (the "Foundation"), dated as of July 11, 2011 (the "Agreement"), which provided conditions for use of a fire tower by the Foundation and its invited guests; and

WHEREAS, the Agreement expired on December 31, 2011; and

WHEREAS, members of the Board of Trustees of the Foundation have expressed a continued interest in utilizing the fire tower for both education and fundraising purposes; and

WHEREAS, members of the Board of Trustees of the Foundation and the director of the Clayton County Parks and Recreation Department now seek to enter into a new

Memorandum of Understanding Affiliate Agreement in which only the term of the agreement is revised; and

WHEREAS, to ensure the County is indemnified, the Foundation agrees to work with the Parks and Recreation Department's and Risk Management Department's staffs prior to allowing external, non-county use of the tower; 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 new Memorandum of Understanding Affiliate Agreement to address the usage of the fire tower.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS

OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

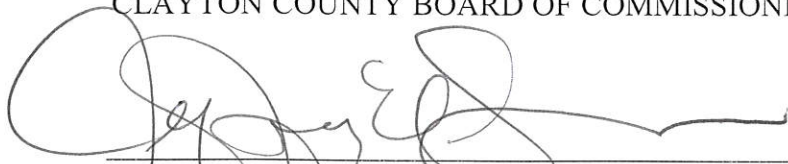
Section 1. The Board of Commissioners hereby authorizes the County to enter into a Memorandum of Understanding Affiliate Agreement (the "Agreement"), on behalf of the Clayton County Parks and Recreation Department, with William H. Reynolds Nature Preserve Foundation, Inc., providing for the terms and conditions under which a fire tower will be used. The Board of Commissioners hereby authorizes the Chairman to execute the Agreement and to perform all other acts necessary to accomplish the intent of this Resolution. The Agreement shall be substantially in the form attached hereto, subject to such minor changes, insertions or deletions as the Board of Commissioners may approve.

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

**{SIGNATURES NEXT PAGE}**

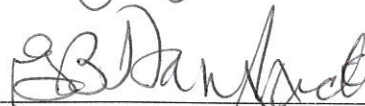
SO RESOLVED, this the 15<sup>th</sup> day of September, 2015.

CLAYTON COUNTY BOARD OF COMMISSIONERS



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JEFFREY E. TURNER, CHAIRMAN



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GAIL B. HAMBRICK, VICE CHAIRMAN



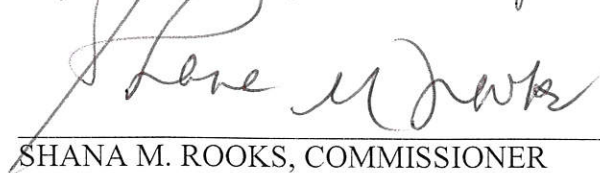
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MICHAEL EDMONDSON, COMMISSIONER



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SONNA GREGORY, COMMISSIONER



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SHANA M. ROOKS, COMMISSIONER

ATTEST:



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SANDRA T. DAVIS, CLERK