

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2017-24

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO COLLECT FRANCHISE AND PEG FEES PURSUANT TO THE STATE'S FRANCHISE AGREEMENT WITH GOOGLE FIBER GEORGIA, LLC; TO AUTHORIZE THE CHAIRMAN TO 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 STATE FRANCHISE AGREEMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County is authorized pursuant to O.C.G.A. 36-76-1 *et seq.* known as the "Consumer Choice for Television Act" of 2007 to collect a franchise fee up to 5%, the maximum amount established by federal and state law, of each cable or video provider's gross revenues generated within the County; and

WHEREAS, the County desires to collect fees from each cable and video provider operating in the County; and

WHEREAS, Clayton County wishes to exercise its option to collect franchise fees and Public, Educational and Government (PEG) fees from Google Fiber Georgia, LLC ("Google") for cable television services; and

WHEREAS, PEG fees may be used for capital costs incurred in or associated with the construction of PEG access facilities; and

WHEREAS, the Board of Commissioners deems it in the best interest of the County and the County will best be served by collecting franchise and PEG fees from Google.

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 exercise its option to collect franchise and PEG fees pursuant to State law from Google. The Board of Commissioners

hereby authorizes the Chairman or his designee to perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense.

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

SO RESOLVED, this the 18th of April, 2017.


CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



MICHAEL EDMONDSON, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL B. HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



SANDRA T. DAVIS, CLERK