

**RESOLUTION APPROVING THE FIFTHTEENTH AMENDMENT TO THE  
RAPID TRANSIT CONTRACT AND ASSISTANCE AGREEMENT**

**WHEREAS**, the Metropolitan Atlanta Rapid Transit Authority (the "Authority") has previously entered into a Rapid Transit Contract and Assistance Agreement (hereinafter the "Contract") with the City of Atlanta and Fulton, DeKalb and Clayton Counties (hereinafter called the "Local Governments") which was approved by referendum. on November 9, 1971, and which incorporates the Engineering Report setting forth and describing the rapid transit system contemplated by the Parties; and

**WHEREAS**, Section 4(d) of the Contract recognizes and contemplates that amendments to the Contract may from time to time be desirable and makes provision pursuant to Section 5 of the Contract for procedures to effectuate such amendments; and

**WHEREAS**, The Authority, Atlanta, Fulton, DeKalb and Clayton, in accordance with Sections 4(d) and (5) of the Contract, have previously made fourteen amendments to the Contract; and

**WHEREAS**, the Authority's Board of Directors desires to amend the Contract to provide for the addition of a list of rapid transit projects within or serving the City of Atlanta, which such list of projects is annexed to the attached fifteenth amendment as Appendix A; and

**WHEREAS**, the Authority's Board of Directors desires to reaffirm the inclusion of certain projects within Fulton, DeKalb and Clayton Counties which such project lists are annexed as Appendices B, C and D; and

**WHEREAS**, pursuant to O.C.G.A. 32-9-13, the City of Atlanta was authorized to levy a retail sales and use tax of up to .50 percent in addition to the 1 percent currently authorized by the MARTA Act, once such tax was approved by a majority of the qualified voters of the City in a referendum, which such referendum was held and approved on November 8, 2016; and

**WHEREAS**, the Rapid Transit Contract and Assistance Agreement currently provides for the collection of the tax authorized by the MARTA Act at the rate of one penny until and including June 30, 2047 at which time it will revert to one-halfpenny; and

**WHEREAS**, pursuant to an Act of the General Assembly approved May 15, 2015, the MARTA Act, Section 25, was amended to authorize the collection of the maximum rate of the MARTA tax at one percent until June 30, 2057; and

**WHEREAS**, the Board of Directors of the Authority desires to express its commitment to work cooperatively with DeKalb, Fulton, Clayton and the City of Atlanta regarding transit- oriented developments.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Authority of DeKalb County, Georgia that the December 12, 2019 Fifteenth Amendments and the projects set forth in Appendices A, B, C and D to the Fifteenth Amendment, annexed hereto, be incorporated in the system engineering report together with the authorization for the collection of an additional one halfpenny sales tax within the City of Atlanta, to fund the list of projects contained in Appendix A; and

**RESOLVED FURTHER**, that the Rapid Transit Contract Engineering Report shall be amended as set forth in the attached Fifteenth Amendment to the Contract upon the concurrence of the Local Governments as provided in the Contract; and

**RESOLVED FURTHER**, that Subsection 2(d) of the Rapid Transit Contract and Assistance Agreement be amended to provide for the collection of the MARTA Act tax at the rate of one percent until and including June 30, 2057, as authorized by law; and

**RESOLVED FURTHER**, that a new subsection 4(j) be added to the contract providing for the Authority's commitment to work cooperatively on transit oriented developments; and

**RESOLVED FINALLY**, that the Chief Executive Officer be and hereby is authorized and instructed to execute on behalf of DeKalb County, Georgia a Fifteenth Amendment to the Contract in substantially the form attached hereto.

**ADOPTED** by the DeKalb County Board of Commissioners, this \_\_\_ day of \_\_\_\_\_  
2020.

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**STEPHEN R. BRADSHAW**  
Presiding Officer  
Board of Commissioners  
DeKalb County, Georgia

**APPROVED** by the Chief Executive Officer of DeKalb County, this \_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
**MICHAEL L. THURMOND**  
Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**

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**BARBARA H. SANDERS-NORWOOD, CCC**  
Clerk to the Board of Commissioners and  
Chief Executive Officer  
DeKalb County, Georgia

**APPROVED AS TO FORM:**

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**VIVIANE H. ERNSTES**  
County Attorney  
DeKalb County, Georgia