

STATE TRANSPORTATION BOARD OF GEORGIA  
MINUTES

Georgia Department of Transportation  
600 West Peachtree Street  
Atlanta, Georgia 30308

January 16, 2014  
9:00 a.m.

BOARD MEMBERS IN ATTENDANCE:

Jay Shaw, Chairman  
Don Grantham, Vice Chairman  
Emily Dunn, Secretary  
Ann Purcell  
Johnny Floyd  
Sam Wellborn  
Robert Brown  
Dan Moody  
Rudy Bowen  
Jamie Boswell  
Jeff Lewis  
Roger Williams

BOARD MEMBERS ABSENT:

Stacey Key  
Dana Lemon

DOT STAFF IN ATTENDANCE:

Keith Golden, Commissioner  
Todd Long, Deputy Commissioner  
Russell McMurry, Chief Engineer  
Angela Whitworth, Treasurer  
Matt Cline, General Counsel

Chairman Jay Shaw called the meeting to order at 9:02 a.m. Jeff Lewis gave the invocation.

Chairman Shaw asked for a motion to approve the minutes from the December 2013 meetings. Sam Wellborn made a motion to approve the minutes from the December 2013 meetings, seconded by Jeff Lewis and unanimously approved.\*

Bobby Hilliard, Program Control Administrator, presented the projects proposed for the February 2014 Letting for approval. Chairman Shaw asked for a motion to approve. Robert Brown made a motion to approve the projects proposed for the February 2014 Letting, seconded by Ann Purcell and unanimously approved.\*

Keith Golden, Commissioner, gave his monthly report, which included state fund collections; total employment figure for the month ending December 2013; special recognitions for those who recently passed the Professional Engineer test; inclement weather activities; and the Joint Appropriations hearing.

Chairman Shaw asked for a motion to approve the following resolution. Sam Wellborn made a motion to approve the following resolution, seconded by Robert Brown and unanimously approved. Jeff Lewis abstained from the vote.

***RESOLUTION OF THE STATE TRANSPORTATION BOARD OF GEORGIA***

WHEREAS, the State Transportation Board did, in regular session on November, 18, 1971 adopt a policy on outdoor advertising; and

WHEREAS, said policy adopted by the State Transportation Board contained a Schedule "A" pertaining to cities and counties in Georgia which maintained comprehensive zoning plans; and

WHEREAS, that State Transportation Board has directed its staff to make necessary recommendations in order that Schedule "A" of the said Outdoor Advertising Policy may be kept current with changing conditions in cities and counties regarding comprehensive zoning plans; and

WHEREAS, the State Transportation Board did, in regular session on December, 18, 1975, adopt a resolution that said that the Board would review all comprehensive zoning plans submitted for initial approval, to ascertain and determine if said zoning plans can be certified for purposes of outdoor advertising consistent with the State and Federal Law or the Federal/State Agreement; and

WHEREAS, the Department of Transportation has determined that the following recommendation is appropriate regarding comprehensive zoning plans:

<u>CITY/COUNTY</u>	<u>COMPREHENSIVE ZONING</u>	<u>RECOMMENDATION</u>
City of Cochran	Comprehensive Zoning Plan	Approve

NOW, THEREFORE, be resolved that the State Transportation Board, in regular session this date does hereby amend Schedule "A" of the Department of Transportation Outdoor Advertising Policy by including the above recommendations.

Resolved this 16<sup>th</sup> day of January, 2014.

Chairman Shaw asked for a motion to approve the following resolution. Sam Wellborn made a motion to waive the 10-day rule, seconded by Jamie Boswell and unanimously approved. Johnny Floyd made a motion to approve the following resolution, seconded by Ann Purcell and unanimously approved.

***JOINT RESOLUTION***

WHEREAS, the Georgia Department of Transportation (the "Department") is the owner of the roadway known as Interstate Highway 75, specifically that portion in the median of Interstate Highway 75, extending approximately 12 miles from State Route 155/McDonough Road to State Route 138/Stockbridge Highway in Henry and Clayton Counties (the "Property"); and

WHEREAS, the Department has previously approved and entered into a design/build contract with respect to a project consisting of the construction of two reversible managed lanes on the Property (the "Project"); and

WHEREAS, pursuant to O.C.G.A. § 32-10-63, the State Road and Tollway Authority (the "Authority") has the power to acquire by purchase, lease, exchange or otherwise and to hold, lease and dispose of real and personal property of every kind and character, and to construct, erect, acquire, own, repair, maintain, add to, extend, improve, operate, and manage one or more roads or bridges or a system of roads, bridges, and tunnels or improvements thereto, or toll access roads, bridges, or tunnels, with access limited or unlimited as determined by the Authority, and such buildings, structures, parking areas, appurtenances and facilities related thereto, included but not limited to approaches, cross streets, roads, bridges, tunnels, and avenues of access for such facilities; and

WHEREAS, pursuant to O.C.G.A. § 32-10-64, the Authority is authorized and empowered to collect tolls on each and every project which it shall cause to be constructed or acquired; and

WHEREAS, pursuant to O.C.G.A. § 32-10-67, the State Transportation Board (the "Board") and the Authority are authorized to adopt a joint resolution for the purpose of initiating all projects to be undertaken by the Authority pursuant to Article 2 of Chapter 10 of Title 32 of the Official Code of Georgia Annotated, which resolution shall provide for division of duties and responsibilities between the Department and the Authority with respect to any such project; and

WHEREAS, it is contemplated that access to the Project will be managed through the imposition and collection of tolls (the "Tolls") by the Authority in order to maintain free-flowing traffic during peak travel times; and

WHEREAS, the Department has determined that the most feasible method of providing for the design, building and financing of the tolling infrastructure and other tolling-related costs of the Project is for the Department to convey the Property to the Authority, pursuant to an estate for years, for the Authority to provide for the design, building and financing of the tolling infrastructure and other tolling-related costs of the Project and to operate the Project; and

WHEREAS, to provide funds to finance its portion of the costs of the Project, to provide for debt service reserves and to pay costs of issuance and capitalized interest, it is necessary that the Authority issue its revenue bonds in an aggregate principal amount not to exceed \$30,000,000 (the "Toll Revenue Bonds"), which shall be payable solely from and secured solely by a pledge of the revenues to be derived by the Authority from the imposition and collection of Tolls and from investment earnings on such revenues; and

WHEREAS, in order to enable the Authority and the Department to proceed further with the Project and with bond financing for the tolling infrastructure and tolling-related costs of the Project, it is necessary for the Board and the Authority to adopt this Joint Resolution in accordance with O.C.G.A. § 32-10-67 approving the Authority's participation in the Project, approving the grant to the Authority of an estate for years in the Property, and approving in principle the issuance of the Toll Revenue Bonds and the imposition of the Tolls.

NOW THEREFORE, BE IT RESOLVED BY THE STATE TRANSPORTATION BOARD AND THE STATE ROAD AND TOLLWAY AUTHORITY that it is hereby declared and determined that it is advisable, feasible and in the best interest of the transportation needs of the citizens of the State of Georgia that the Project be completed.

BE IT FURTHER RESOLVED that the Authority is authorized and directed to obtain a traffic and revenue report to determine whether the projected toll revenues for the Project will be sufficient, together with other funds lawfully available for such purpose, to pay the costs of operating and maintaining the Project, to pay debt service on the Toll Revenue Bonds when due, and to establish reasonable reserves for the payment of such costs and debt service.

BE IT FURTHER RESOLVED that the imposition of tolls is necessary for the financing of the Project, and the Authority should take all steps necessary to provide for the imposition and collection of Tolls for the use of the Project in order to provide for the payment of debt service and related costs with respect to the Toll Revenue Bonds and to manage congestion on an on-going basis.

BE IT FURTHER RESOLVED that any and all resolutions or parts thereof in conflict with this Joint Resolution are hereby repealed.

Resolved this 16<sup>th</sup> day of January, 2014.

Sam Wellborn gave a report from the Gateways Committee.\* (Action taken) Wellborn motioned for staff to begin an analysis of the 17 Rest Areas in Georgia utilizing the consultant from the Welcome Centers project. Don Grantham seconded and the motion carried.

Emily Dunn gave a report from the Property Utilization Committee.\* Dunn stated that she would send out a memo regarding the formation of a sub-committee to work with staff to evaluate options for the LOGO program. There was no action taken.

Johnny Floyd gave a report from the Legislative Committee.\* (Action taken) Floyd motioned for the Board's approval of the resolution for the I-75 South Express Lanes bond sale and tolling. Matt Cline stated that the 10-day rule needed to be waived. Sam Wellborn make a motion to waive the 10-day rule, seconded by Ann Purcell and unanimously approved. Johnny Floyd made a motion to approve the resolution for the I-75 South Express Lanes bond sale and tolling, seconded by Rudy Bowen and unanimously approved.

Under new business, Jeff Lewis recognized leaders from Cartersville/Bartow County in the audience. Chairman Shaw stated that Board elections for the 6<sup>th</sup> and 12<sup>th</sup> congressional districts are scheduled for February 12, 2014 at 2:00 and 3:00 respectively. There being no further business, Chairman Shaw adjourned the meeting at 9:41 a.m.

*Approved:*

  
Jay Shaw, Chairman

*Respectfully submitted:*

  
Emily Dunn, Secretary

*\*Denotes documentation in file.*