

1 **RESOLUTION OPPOSING 2011-2012 HOUSE BILL 1052 REGARDING**
2 **RECONSTITUTION OF THE BOARD OF DIRECTORS OF THE**
3 **METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY**
4

5 **WHEREAS**, House Bill 1052 of the 2011-2012 Session of the Georgia
6 General Assembly (“HB1052”) proposes to amend the Act known as the
7 "Metropolitan Atlanta Rapid Transit Authority Act of 1965," approved March 10,
8 1965 (Ga. L. 1965, p. 2243) to, among other purposes, reconstitute the Board of
9 Directors of the Metropolitan Atlanta Rapid Transit Authority (“MARTA”); and

10 **WHEREAS**, current law (O.C.G.A. § 32-9-14) provides that the Board of
11 Directors of MARTA will include three residents of Fulton County appointed by
12 the Fulton County Board of Commissioners, with two of such appointees to be
13 residents of that portion of Fulton County lying north of the City of Atlanta and
14 one of such appointees being a resident of that portion of Fulton County lying
15 south of the City of Atlanta; and

16 **WHEREAS**, HB1052 provides that the Board of Directors of MARTA will
17 include three residents of Fulton County, with only one of such members to be
18 appointed by the Fulton County Board of Commissioners, and two of such
19 members to be appointed by a majority vote of a caucus of mayors of the
20 municipalities of Fulton County lying north of the City of Atlanta; and

21 **WHEREAS**, such appointing authority granted to the mayors of the
22 municipalities of Fulton County lying north of the City of Atlanta would be
23 inequitable to the residents of Fulton County as a whole; and

24 **WHEREAS**, the Fulton County Board of Commissioners represents Fulton
25 County as a whole, and four of the Fulton County Commissioners (Districts 1, 2,

1 3 and 4) directly represent North Fulton, which includes the municipalities of
2 Fulton County lying north of the City of Atlanta; and

3 **WHEREAS**, unlike Fulton County, the North Fulton cities have no
4 contractual relationship with and contractual obligations to MARTA; and

5 **WHEREAS**, unlike Fulton County, the North Fulton cities have had no
6 obligation to determine the appropriateness of the implementation and extension
7 of a sales tax to support MARTA operations; and

8 **WHEREAS**, North Fulton’s interests in MARTA are fully protected by
9 maintaining the current structure of having the Fulton County Board of
10 Commissioners appoint all three Fulton County residents – two of whom are
11 required to be residents of North Fulton – to the Board of Directors of MARTA, as
12 provided by current law;

13 **NOW, THEREFORE, BE IT RESOLVED**, that the Fulton County Board of
14 Commissioners hereby states its opposition to HB1052.

15 **BE IT FURTHER RESOLVED**, that the Fulton County Legislative Team
16 shall provide an executed copy of this Resolution to the Chairs of the Fulton
17 County Delegations to the Georgia Senate and House of Representatives.

18 **BE IT FURTHER RESOLVED**, that this Resolution shall be effective upon
19 adoption, and all resolutions in conflict with this Resolution and hereby repealed
20 to the extent of the conflict.

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