MEMORANDUM OF UNDERSTANDING
Concerning the Relocation of Portion of Cline-Smith and Roving Roads and GA. Highway 20 and the Establishment Of the Bartow County Campus of Floyd College

This memorandum of understanding entered into by and between Bartow County, a political subdivision of the State of Georgia, hereinafter referred to as “County”, and the Board of Regents, a department and agency of the State of Georgia, hereinafter referred to as “Regents”.

Whereas, representatives of County and Regents met to discuss matters of mutual interest and concern pertaining to the proposed relocation of a portion of Cline-Smith and Roving Roads and a portion of Georgia Highway 20, and the construction of the Bartow campus of Floyd College; and

Whereas, recognizing the need to document their respective positions, the parties do hereby set forth their commitments to each other:

NOW THEREFORE, in consideration of the mutual agreements and covenants contained herein, and for other good and valuable consideration, the receipt, adequacy and sufficiency of which are hereby acknowledged, the parties agree as follows:

I. County shall:

   a. relocate a portion of Cline-Smith and Roving Roads as shown on the concept plan prepared by Jordan, Jones and Goulding, dated November 1997, which was previously provided to Regents and is incorporated herein by reference. (This project will be separated from the Highway 20 project, as it is not subject to the Federal Guidelines, and Ga. DOT will allow the project to proceed upon County’s acquisition of right-of-way.)

   b. participate with the Georgia Department of Transportation in the relocation of a portion of Georgia Highway 20, subject to the requirements of the Georgia DOT and the Federal Highway Administration, as shown on the concept plan prepared by Jordan, Jones and Goulding, dated November 1997, which was previously provided to Regents and is incorporated herein by reference.

   c. seek donations of rights-of-way or other in kind donations of value from the other property owners on the Georgia Highway 20 project, according to the regulations of the Ga. DOT and the Federal Highway Administration.
d. purchase 50 acres of land from Regents at fair market value of $50,000 per acre to be paid over a period of 5 years to be donated to Regents for the establishment of a Bartow County campus of Floyd College.

e. Develop the necessary infrastructure including water, sewer, electrical and gas lines, as well as roads, parking surfaces and initial landscaping to the facility.

f. provide an access road from Georgia Highway 20 to the site of the Bartow County campus of Floyd College.

II. Regents shall:

a. construct the facilities for the Bartow campus of Floyd College, setting aside 50 acres of its property, subject to the availability of funding by the State of Georgia.

b. provide the necessary easements or right-of-way for the access road to the campus.

c. provide County with the necessary easements or right-of-way needed to relocate a portion of Cline-Smith and Roving Roads upon its property, as shown on said concept plan, dated November 1997.

d. provide County with the necessary easements and right-of-way to relocate a portion of Georgia Highway 20 upon its property, as shown on said concept plan, dated November 1997.

IN WITNESS WHEREOF, the parties hereto have executed and signed this memorandum of understanding.

APPROVED:

BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA

By: ____________________________
Title: ___________________________
Witness: _________________________
Date: ___________________________

BARTOW COUNTY

By: ____________________________
Commissioner
Witness: _________________________
Date: ___________________________