

1 A RESOLUTION OF THE BOARD OF COMMISSIONERS OF FULTON COUNTY,
2 GEORGIA AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL
3 STATEMENT RELATING TO FULTON COUNTY, GEORGIA GENERAL FUND TAX
4 ANTICIPATION NOTES; AUTHORIZING THE DISTRIBUTION OF A NOTICE OF SALE
5 RELATING TO SUCH TAX ANTICIPATION NOTES AND THE SOLICITATION OF
6 OFFERS FOR THE PURCHASE OF THE SAME; AND RELATED MATTERS.
7

8 WHEREAS, the Board of Commissioners of Fulton County (the "**Board of**
9 **Commissioners**") is charged with the duties of contracting debts and managing the
10 affairs of Fulton County, Georgia (the "**County**"); and

11 WHEREAS, the Board of Commissioners has determined that it is in the best
12 interest of the County to obtain a temporary loan in anticipation of the receipt of taxes
13 levied or to be levied for the General Fund of the County for calendar year 2023; and

14 WHEREAS, the County is authorized by Article IX, Section V, Paragraph V of the
15 Georgia Constitution of 1983, and Section 36-80-2 of the Official Code of Georgia
16 Annotated, as amended and supplemented, to obtain a temporary loan to pay current
17 expenses during any calendar year and to evidence such loan by issuing tax anticipation
18 notes in anticipation of the receipt of revenues from taxes levied or to be levied for the
19 General Fund for expenses payable in such calendar year; and

20 WHEREAS, the County is considering issuing such notes in an aggregate principal
21 amount not to exceed \$200,000,000 (the "**Notes**"); and

22 WHEREAS, in connection with the offering of the Notes, the County will prepare
23 or will cause to be prepared a preliminary official statement relating to such Notes (the
24 "**Preliminary Official Statement**") and a notice of sale relating thereto (the "**Notice of**
25 **Sale**"), and the County proposes to authorize the use of the same in connection with the
26 offering of the Notes.

1 **NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS**
2 **OF FULTON COUNTY, GEORGIA, as follows:**

3 **Section 1. Authorization of Distribution of Preliminary Official Statement**
4 **and Notice of Sale.** The distribution of the Preliminary Official Statement and the Notice
5 of Sale relating to the Notes, and the solicitation of offers for purchase of the Notes from
6 prospective purchasers by or on behalf of the County are hereby authorized. The
7 Preliminary Official Statement and the Notice of Sale shall be in form and substance
8 approved by the Chief Financial Officer of the County (in consultation with the County
9 Attorney) and the distribution or publication of the Preliminary Official Statement and the
10 Notice of Sale shall be conclusive evidence of any such approval.

11 **Section 2. Approval and Ratification of Certain Documents and Actions.**
12 The actions of the Chief Financial Officer of the County and of the financial advisors to
13 the County, in consultation with the County Attorney, in causing information with respect
14 to the County and the Notes to be prepared and distributed to potential purchasers of the
15 Notes, and in advertising the Notes for sale, including the preparation, use and circulation
16 of the Notice of Sale and the Preliminary Official Statement, in form and substance
17 approved by the Chief Financial Officer of the County (in consultation with the County
18 Attorney) are hereby approved, ratified and confirmed.

19 **Section 3. Rule 15c2-12 Certificate.** The Chief Financial Officer is hereby
20 authorized to execute and deliver a certificate "deeming final" the Preliminary Official
21 Statement on behalf of the County in accordance with Rule 15c2-12 promulgated by the
22 Securities and Exchange Commission under the Securities and Exchange Act of 1934,
23 as amended.

1 **Section 4. Acceptance of Winning Bid.** The Chief Financial Officer is hereby
2 authorized to accept the bid of and award the sale of the Notes to the responsible bidder
3 whose bid results in the lowest true interest cost to the County, determined as set forth in
4 the Notice of Sale; provided, that the Chief Financial Officer of the County is not
5 authorized to accept any bid for less than 100% of the par value of the Notes.

6 **Section 5. General Authority.** From and after the date of adoption of this
7 Resolution, the Board of Commissioners and the officers and agents of the County are
8 hereby authorized to do all such acts and things, and to execute and deliver all such
9 documents, certificates or agreements as maybe necessary or desirable in connection
10 with the offering of the Notes. All actions of the Board of Commissioners, officers or
11 agents of the County taken in connection therewith prior to the date hereof are hereby
12 ratified and confirmed.

13 **Section 6. Effective Date.** This Resolution will be in full force and effect
14 immediately upon its adoption and any and all resolutions or parts of resolutions in conflict
15 with this Resolution will be and the same are, to the extent of such conflict, hereby
16 repealed.

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1 Adopted and approved this 15th day of March, 2023.
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4 Approved: **Fulton County Board of**
5 **Commissioners**
6

7
8 [SEAL]

By: _____
9 Robert L. Pitts, Chairman
10 Board of Commissioners of
11 Fulton County, Georgia
12

13
14 ATTEST:
15
16

17 _____
18 Tonya R. Grier,
19 Clerk to the Commission
20

21
22 Approved as to Form:
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25 _____
26 Y. Soo Jo, Esq.
27 County Attorney
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