

1 **A RESOLUTION APPROVING A FOURTH AMENDMENT TO THE MASTER LEASE**
2 **AGREEMENT FOR FACILITIES BETWEEN FULTON COUNTY (TENANT) AND KDI**
3 **ATLANTA MALL, LLC (LANDLORD) FOR THE PURPOSE OF EXPANDING LEASED**
4 **SPACE AND EXTENDING THE LEASE TERM FOR THE OPERATIONS OF THE**
5 **FULTON COUNTY TAX COMMISSIONER AT 2841 GREENBRIAR PARKWAY,**
6 **ATLANTA; AUTHORIZING THE CHAIRMAN TO EXECUTE A FOURTH AMENDMENT**
7 **TO MASTER LEASE AGREEMENT FOR FACILITIES AND RELATED DOCUMENTS;**
8 **AUTHORIZING THE COUNTY ATTORNEY TO APPROVE A FOURTH AMENDMENT**
9 **TO MASTER LEASE AGREEMENT FOR FACILITIES AND RELATED DOCUMENTS**
10 **AS TO FORM AND TO MAKE ANY MODIFICATIONS THERETO PRIOR TO**
11 **EXECUTION; AND FOR OTHER PURPOSES.**

12 **WHEREAS**, the Office of the Fulton County Tax Commissioner is responsible for
13 the collection of ad valorem taxes for real and personal property from all Fulton County
14 property owners; and

15 **WHEREAS**, Fulton County has an annual operations budget greater than One
16 Billion Dollars and the collection of ad valorem taxes is the primary source of funding used
17 to provide the various services to the citizens of Fulton County, visitors and patrons; and

18 **WHEREAS**, Fulton County leases approximately 4,315 square feet at 2841
19 Greenbriar Parkway (Greenbriar Mall) for the operations of the Fulton County Tax
20 Commissioner and it is the desire of the Fulton Tax Commissioner to expand its leased
21 space to 10,740 square feet at their current location to improve service efficiency levels;
22 and

23 **WHEREAS**, the Office of the Fulton County Tax Commissioner and the
24 Department of Real Estate and Assets Management have negotiated mutually acceptable
25 terms to expand the leased space for the operations of the Tax Commissioner within
26 Greenbriar Mall; and

27 **WHEREAS**, it is the desire of Fulton County and KDI ATLANTA MALL, LLC, to
28 enter into a Fourth Amendment To Master Lease Agreement for Facilities for the purpose
29 of extending the current lease term for the continued operations of the Office of the Fulton
30 County Tax Commissioner and to expand the leased space; and

31 **WHEREAS**, pursuant to O.C.G.A. §§ 36-10-1 and 36-60-12 and Fulton County
32 Code § 102-394, the County is authorized to enter into multiyear lease contracts for real
33 property and such contracts shall be in writing and entered on its minutes.

34 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners hereby
35 approves a Fourth Amendment to Master Lease Agreement for Facilities with KDI
36 ATLANTA MALL, LLC in substantially the form attached hereto as Exhibit "A."

BE IT FURTHER RESOLVED, that the Chairman of the Board of Commissioners (or Vice-Chairman, in the Chairman's absence) is hereby authorized to execute a Fourth Amendment to Master Lease Agreement for Facilities between Fulton County and KDI ATLANTA MALL, LLC.

BE IT FURTHER RESOLVED, that the County Attorney is hereby authorized to approve the Fourth Amendment to Master Lease Agreement for Facilities as to form, and to make such other or additional modifications as are necessary to protect the County's interests prior to execution by the Chairman.

BE IT FINALLY RESOLVED, that this Resolution shall become effective upon its adoption, and that all resolutions and parts of resolutions in conflict with this Resolution are hereby repealed to the extent of the conflict.

PASSED AND ADOPTED by the Board of Commissioners of Fulton County, Georgia, this ____ day of _____, 2021.

FULTON COUNTY BOARD OF
COMMISSIONERS

Robert L. Pitts, Chairman

ATTEST:

Tonya R. Grier, Clerk to the Commission
APPROVED AS TO FORM:

Kaye W. Burwell, Interim County Attorney