

1 **A RESOLUTION APPROVING A LEASE AGREEMENT BETWEEN FULTON COUNTY,**
2 **GEORGIA (LANDLORD) AND THE BOARD OF REGENTS OF THE UNIVERSITY**
3 **SYSTEM OF GEORGIA (TENANT) FOR THE PURPOSE OF PROVIDING LIBRARY**
4 **SERVICES AT CENTRAL LIBRARY TO THE VISUALLY IMPAIRED AND**
5 **PHYSICALLY HANDICAPPED PATRONS; AUTHORIZING THE CHAIRMAN TO**
6 **EXECUTE THE LEASE AGREEMENT; AUTHORIZING THE COUNTY ATTORNEY TO**
7 **APPROVE THE LEASE AGREEMENT AS TO FORM AND MAKE ALL NECESSARY**
8 **MODIFICATIONS THERETO PRIOR TO EXECUTION; AND FOR OTHER PURPOSES.**

9 **WHEREAS,** Fulton County, Georgia , (“Fulton County”) is a political subdivision of
10 the State of Georgia, existing as such under and by the Constitution, statutes, and laws
11 of the State of Georgia; and
12

13 **WHEREAS,** the General Assembly of Georgia proposed an amendment to the
14 Constitution of Georgia in 1982 (Georgia Laws 1982, page 4174 as amended by Georgia
15 Laws 2004, page 4347), authorizing the General Assembly to provide for the creation of
16 a county-wide public library system in any county having a population of 550,000 or more
17 according to the 1980 Census or any future census, which amendment was ratified by-
18 the electors in the General Election of 1982; and
19

20 **WHEREAS,** the Fulton County Library System is composed of the Central Library
21 and the Auburn Avenue Research Library, with thirty-three (33) branch libraries within the
22 geographical limits of Fulton County Georgia; and

23 **WHEREAS,** the Fulton County Library System is engaged in a \$275 million capital
24 improvement program that is funded by a library bond referendum approved by Fulton
25 County voters in 2008; and

26 **WHEREAS,** it is the desire of Fulton County and the Board of Regents of the
27 University System of Georgia, a constitutional body of the State of Georgia, to enter into
28 a lease agreement for the purpose of formalizing lease agreement terms for 3,161 square
29 feet of office space being utilized at 1 Margaret Mitchell Square NW, Atlanta, Georgia
30 30303 (the “Central Branch Library”) to provide library services for the visually-impaired
31 and physically handicapped patrons of the Fulton County Library System; and

32 **WHEREAS,** O.C.G.A. § 36-10-1 provides that all contracts entered into by the Board
33 of Commissioners shall be in writing and entered on it minutes.

34 **NOW, THEREFORE, BE IT RESOLVED,** that the Board of Commissioners hereby
35 approves the Lease Agreement with the Board of Regents of the University System of
36 Georgia to formalize the rental terms of the Lease Agreement, in substantially the form
37 attached hereto as Exhibit “A.”

BE IT FURTHER RESOLVED, that the Chairman of the Board of Commissioners is hereby authorized to execute the Lease Agreement between Fulton County and the Board of Regents of the University System of Georgia after approval as to form by the County Attorney.

BE IT FURTHER 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

By: _____
Robert L. Pitts, Chairman

ATTEST:

Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

Kaye W. Burwell, Interim County Attorney