

1 A RESOLUTION AUTHORIZING APPROVAL OF A FIRST AMENDMENT AND
2 EXTENSION TO LEASE AGREEMENT BETWEEN FULTON COUNTY, GEORGIA, AS
3 TENANT, AND LIT/HODGES INDUSTRIAL TRUST, AS LANDLORD, TO PROVIDE
4 WAREHOUSE AND OFFICE SPACE FOR THE OPERATIONS OF THE FULTON
5 COUNTY DISTRICT ATTORNEY'S OFFICE; AUTHORIZING THE CHAIRMAN TO
6 EXECUTE THE FIRST AMENDMENT TO LEASE AGREEMENT AND RELATED
7 DOCUMENTS; AUTHORIZING THE COUNTY ATTORNEY TO APPROVE THE FIRST
8 AMENDMENT TO LEASE AGREEMENT AS TO FORM AND MAKE NECESSARY
9 MODIFICATIONS THERETO PRIOR TO EXECUTION; AND FOR OTHER PURPOSES.

10 WHEREAS, the Fulton County District Attorney's Office (the "DA's Office") is
11 responsible for investigating and prosecuting violations of criminal statutes within Fulton
12 County; and

13 WHEREAS, the collection and storage of evidence is essential when prosecuting
14 criminal cases in the Superior Court of Fulton County, Georgia; and

15 WHEREAS, the Fulton County Board of Commissioner's previously approved the
16 current lease agreement with LIT/ HODGES Industrial Trust for 24,798 square feet of
17 warehouse and office space at the Board of Commissioner's Meeting held June 19, 2013
18 as Agenda Item 13-0406; and

19 WHEREAS, the current lease agreement was for a period (10) ten years and
20 included certain renewal options; and

21 WHEREAS, the Initial Term of the current lease agreement will expire December
22 31, 2023; and

23 WHEREAS, at the request of the Office of the Fulton County District Attorney the
24 Department of Real Estate and Asset Management has negotiated mutually acceptable
25 rental terms to extend the current lease for a period of (7) years, inclusive of renewal
26 terms; and

27 WHEREAS, the Office of the Fulton County District Attorney and the Department
28 of Real Estate and Asset Management requests the approval of the Board of

Commissioners to amend certain provisions of the original lease and extend the lease term; and

WHEREAS, pursuant to and subject to the restrictions of O.C.G.A. § 36-60-13, Fulton County is authorized to enter into multiyear lease contracts of all kinds for the acquisition of goods, materials, real and personal property, services, and supplies.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners hereby approves the First Amendment and Extension to Lease Agreement with LIT/HODGES Industrial Trust in substantially the form attached hereto as Exhibit "A."

BE IT FURTHER RESOLVED, that the Chairman of the Board of Commissioners is hereby authorized to execute the First Amendment and Extension to Lease Agreement between Fulton County and LIT/ HODGES Industrial Trust.

BE IT FURTHER RESOLVED, that the County Attorney is hereby authorized to approve the First Amendment and Extension to Lease Agreement as to form and to make such modifications as are necessary to protect the County's interests prior to execution by the Chairman.

BE IT FURTHER RESOLVE, 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.

FULTON COUNTY BOARD OF COMMISSIONERS

Robert L. Pitts, Chairman

ATTEST:

Tonya R. Grier, Clerk to the Commission

1 APPROVED AS TO FORM:

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5 Y. Soo Jo, County Attorney