

1 A RESOLUTION APPROVING AN EASEMENT AGREEMENT BETWEEN FULTON
2 COUNTY, GEORGIA (GRANTOR) AND GEORGIA POWER COMPANY (GRANTEE),
3 FOR THE PURPOSE OF GRANTING UTILITY EASEMENT ACCESS TO CONNECT
4 SUBSTATIONS AT 901 RICE STREET, ATLANTA, GEORGIA FORMALLY KNOWN
5 AS THE FULTON COUNTY JAIL; AUTHORIZING THE CHAIRMAN TO EXECUTE
6 THE EASEMENT AGREEMENT AND RELATED DOCUMENTS; AUTHORIZING THE
7 COUNTY ATTORNEY TO APPROVE THE EASEMENT AGREEMENT AND
8 RELATED DOCUMENTS AS TO FORM AND TO MAKE NECESSARY
9 MODIFICATIONS THERETO PRIOR TO EXECUTION; AND FOR OTHER
10 PURPOSES.

11
12 **WHEREAS**, Fulton County, Georgia ("Fulton County") is a political subdivision of
13 the State of Georgia, existing as such under and by the Constitution, statutes, and laws
14 of the State; and

15 **WHEREAS**, the Fulton County Sheriff's Department operates the County Jail
16 located 901 Rice Street Atlanta, Georgia, as a temporary holding facility for individuals
17 awaiting trial or serving short jail sentences; and

18 **WHEREAS**, it has been determined by Georgia Power Company ("GPC") and
19 the Fulton County Department of Real Estate and Asset Management ("DREAM") that
20 GPC requires a utility easement at the Fulton County Jail in order to connect two
21 electrical substations for the purpose of improving onsite electrical service reliability and
22 efficiency; and

23 **WHEREAS**, DREAM and GPC have negotiated mutually acceptable terms for
24 the sale of a utility easement from Fulton County to GPC, with such easement covering
25 an area of approximately 2.65 +/- acres onsite at 901 Rice Street Atlanta, Georgia, and
26 more particularly depicted in Exhibit "A", attached hereto; and

27 **WHEREAS**, O.C.G.A. § 36-9-3(a)(3)(A) authorizes the granting of easements
28 without a competitive process; and

1 **WHEREAS**, pursuant to Fulton County Code § 1-117, the Fulton County Board
2 of Commissioners has exclusive jurisdiction and control over directing and controlling all
3 the property of the county, as they may deem expedient, according to law.

4 **NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners of
5 Fulton County, Georgia, hereby approves of the conveyance of a utility easement from
6 Fulton County to Georgia Power Company, as more particularly depicted in Exhibit "A"
7 attached hereto.

8 **BE IT FURTHER RESOLVED**, that the Chairman of Fulton County Board of
9 Commissioners is authorized and directed to execute and deliver the easement
10 agreement, in substantially the form attached hereto as Exhibit "B", and any related
11 documents, to Georgia Power Company to complete the transfer of the real property
12 rights.

13 **BE IT FURTHER RESOLVED** that prior to execution of the easement agreement
14 and any related documents, the County Attorney shall approve them as to form and
15 make any necessary changes thereto to protect Fulton County's interests.

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

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20 **SO PASSED AND ADOPTED**, this ____ day of _____ 2025.
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**FULTON COUNTY BOARD OF
COMMISSIONERS**

Robert L. Pitts
Chairman (At-Large)

ATTEST:

Tonya R. Grier
Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney

