

1 A RESOLUTION AUTHORIZING THE ACCEPTANCE BY FULTON COUNTY,
2 GEORGIA OF CERTAIN LEASEHOLD INTERESTS HELD BY THE BUILDING
3 AUTHORITY OF FULTON COUNTY; OF TITLE IN FEE SIMPLE OF CERTAIN REAL
4 PROPERTY OWNED BY THE BUILDING AUTHORITY OF FULTON COUNTY; OF
5 TITLE IN FEE SIMPLE TO ALL REAL OR PERSONAL PROPERTY, EQUIPMENT, AND
6 ASSETS OF ANY KIND, INCLUDING ASSETS LATER DISCOVERED, FROM THE
7 BUILDING AUTHORITY OF FULTON COUNTY; AUTHORIZING THE CHAIRMAN TO
8 EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THE ACCEPTANCE
9 OF LEASEHOLD INTERESTS, REAL PROPERTY, AND ANY OTHER ASSETS FROM
10 THE BUILDING AUTHORITY OF FULTON COUNTY; AUTHORIZING THE TRANSFER
11 OF A LEASEHOLD INTEREST TO THE CITY OF SOUTH FULTON; AUTHORIZING
12 THE CHAIRMAN TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE
13 THE TRANSFER OF A LEASEHOLD INTEREST TO THE CITY OF SOUTH FULTON;
14 AUTHORIZING THE COUNTY ATTORNEY TO PREPARE AND APPROVE AS TO
15 FORM ALL DOCUMENTS NECESSARY AND APPROPRIATE TO ACCOMPLISH
16 THESE TRANSACTIONS; AND FOR OTHER PURPOSES.

17 **WHEREAS**, Fulton County, Georgia (“Fulton County”) is a political subdivision of
18 the State of Georgia, existing as such under and by the Constitution, statutes, and laws
19 of the State; and

20 **WHEREAS**, the Building Authority of Fulton County (“Authority”) is a body
21 corporate and politic, duly created and existing as an instrumentality of the State of
22 Georgia and a public corporation under the County Building Authorities Act, Ga. Laws
23 1980, p. 4488 et seq., as amended; and

24 **WHEREAS**, the Authority was created for the purpose of financing, in whole or in
25 part, the construction of buildings, facilities, and improvements for various departments,
26 boards, commissions and agencies located in Fulton County; and

27 **WHEREAS**, on February 18, 2026, the Authority authorized the transfer to Fulton
28 County of the leasehold interests in two cell tower leases: (1) the Land Lease Agreement,
29 dated September 17, 2014, between the Authority, as Lessor, and Tower Assets Newco
30 IX, LLC, as Lessee, for a portion of the property located at 4760 Fulton Industrial Blvd,

1 Atlanta, GA, 30336, Parcel No. 14-F-0057-LL-0305 (“FIB Lease”), and (2) the Land Lease
2 Agreement, dated April 16, 2014, between the Authority, as Lessor, and TV6-W, LLC, as
3 Lessee, for a portion of the property located at 3175 Bethesda Rd, South Fulton, GA
4 30213, Parcel No. 13-0162-LL0230 (collectively the “Cell Tower Leases”); and

5 **WHEREAS**, on February 18, 2026, the Authority authorized the transfer to Fulton
6 County of its fee simple real property interest and title to the real property consisting of
7 (1) the commercial building located at 162 Mitchell Street SW, Atlanta, Georgia 30303,
8 Parcel No. 14-0077-0006-058-1, and all other improvements thereon; and (2) the
9 commercial building located at 166 Mitchell Street SW, Atlanta, Georgia 30303, Parcel
10 No. 14-0077-0006-057-3, and all other improvements thereon (collectively the “Mitchell
11 Street Properties”); and

12 **WHEREAS**, on February 18, 2026, the Authority authorized the transfer to Fulton
13 County of its fee simple property interests in any remaining properties, equipment, or any
14 other assets, as well as any later discovered assets of any kind owned by the Authority;
15 and

16 **WHEREAS**, Fulton County desires to accept (1) the transfer of the leasehold
17 interests in the Cell Tower Leases, (2) the transfer of title in fee simple of the Mitchell
18 Street Properties, and (3) the transfer of any and all real property, equipment, or any other
19 assets, as well as any later discovered assets of any kind, owned by the Authority; and

20 **WHEREAS**, the City of South Fulton (“City”) owns the real property underlying the
21 FIB Lease, and desires to have the FIB Lease transferred to it by Fulton County; and

22 **WHEREAS**, Fulton County desires to transfer the FIB Lease to the City; and

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

4 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners hereby
5 approves and authorizes acceptance from the Authority its leasehold interests in (1) the
6 Land Lease Agreement, dated September 17, 2014, between the Authority, as Lessor,
7 and Tower Assets Newco IX, LLC, as Lessee, for a portion of the property located at 4760
8 Fulton Industrial Blvd, Atlanta, GA, 30336, Parcel No. 14-F-0057-LL-0305, and (2) the
9 Land Lease Agreement, dated April 16, 2014, between the Authority, as Lessor, and TV6-
10 W, LLC, as Lessee, for a portion of the property located at 3175 Bethsaida Rd, South
11 Fulton, GA 30213, Parcel No. 13-0162-LL0230.

12 **BE IT FURTHER RESOLVED**, that the Board of Commissioners hereby approves
13 and authorizes acceptance from the Authority of its fee simple property interests and title
14 to the real property consisting of (1) the commercial building located at 162 Mitchell Street
15 SW, Atlanta, Georgia 30303, Parcel No. 14-0077-0006-058-1, and all other improvements
16 thereon; and (2) the commercial building located at 166 Mitchell Street SW, Atlanta,
17 Georgia 30303, Parcel No. 14-0077-0006-057-3, and all other improvements thereon.

18 **BE IT FURTHER RESOLVED**, that the Board of Commissioners hereby approves
19 and authorizes acceptance from the Authority of its fee simple property interests in any
20 remaining properties, equipment, or assets of any kind still, as well as any later discovered
21 assets of any kind, owned by the Authority.

22 **BE IT FURTHER RESOLVED**, that the Chairman of the Board of Commissioners
23 is hereby authorized to execute all documents necessary to effectuate the acceptance of

1 the Cell Tower Leases, the Mitchell Street Properties, and any remaining properties,
2 equipment, or assets of any kind, as well as any later discovered assets of any kind
3 without further action by the Board of Commissioners.

4 **BE IT FURTHER RESOLVED**, that the Board of Commissioners hereby approves
5 and authorizes the transfer of Fulton County's interest in the Land Lease Agreement,
6 dated September 17, 2014, between the Authority, as Lessor, and Tower Assets Newco
7 IX, LLC, as Lessee, for a portion of the property located at 4760 Fulton Industrial Blvd,
8 Atlanta, GA, 30336, Parcel No. 14-F-0057-LL-0305 to the City of South Fulton; and

9 **BE IT FURTHER RESOLVED**, that the County Attorney is hereby authorized to
10 prepare and to approve as to form any and all documents that are necessary and
11 appropriate to accomplish the transactions authorized by this Resolution, including via
12 quit claim deed in substantially the form attached hereto as Exhibit A and Assignment of
13 Lease and Novation in substantially the form attached hereto as Exhibit B, and other
14 necessarily related purposes and functions, prior to execution by the Chairman.

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

18 **PASSED AND ADOPTED** by the Board of Commissioners of Fulton County,
19 Georgia, this ____ day of _____, 2026.

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**FULTON COUNTY BOARD OF
COMMISSIONERS**

Robert L. Pitts, Chairman

Board of Commissioners

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ATTEST:

Tonya R, Grier, Clerk to the
Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney

Exhibit A

Form of Quit Claim Deed

Exhibit B

Form of Assignment of Lease and Novation