

1                   A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
2                   FULTON COUNTY, GEORGIA DIRECTING THE FULTON  
3                   COUNTY URBAN REDEVELOPMENT AGENCY (THE  
4                   “AGENCY”) TO ADMINISTRATIVELY REPROGRAM  
5                   CERTAIN PROCEEDS OF THE FACILITIES IMPROVEMENT  
6                   REVENUE BONDS, SERIES 2017 AND SERIES 2019 FOR THE  
7                   IMPROVEMENT AND RENOVATION OF THE ANIMAL  
8                   SHELTER PROJECT; AND OTHER RELATED MATTERS.

9                   **WHEREAS**, the Board of Commissioners of Fulton County, Georgia (the “**Board of**  
10                  **Commissioners**”) is charged with the duties of contracting debts and managing the affairs of Fulton  
11                  County, Georgia (the “**County**”); and

12                  **WHEREAS**, the Fulton County Urban Redevelopment Agency (the “**Agency**”) was duly created  
13                  and is validly existing pursuant to the Urban Redevelopment Law (O.C.G.A. § 36-61-1 *et seq.*, as amended)  
14                  (the “**Act**”); and

15                  **WHEREAS**, the Agency previously issued \$45,000,000 in aggregate principal amount of its  
16                  Facilities Improvement Revenue Bonds, Series 2017 (the “**Series 2017 Bonds**”), to finance, in whole or in  
17                  part, various projects and facilities approved by the Board of Commissioners and the Agency (the “**Series**  
18                  **2017 Project**”), all of which are authorized by the Act and located on land owned by the County in the  
19                  applicable urban redevelopment areas designated by the County; and

20                  **WHEREAS**, the Agency previously issued \$39,335,000 in aggregate principal amount of its  
21                  Facilities Improvement Revenue Bonds, Series 2019 (the “**Series 2019 Bonds**” and, together with Series  
22                  2017 Bonds, the “**Series 2017/2019 Bonds**”), to finance, in whole or in part, various projects and facilities  
23                  approved by the Board of Commissioners and the Agency (the “**Series 2019 Project**” and, together with  
24                  the Series 2017 Project, collectively, the “**Series 2017/2019 Projects**”), as authorized by the Act and  
25                  located on land owned by the County in the applicable urban redevelopment areas designated by the County;  
26                  and

27                  **WHEREAS**, Series 2017/2019 Bond proceeds in the amount of \$2,823,544, together with interest  
28                  earnings thereon, are on deposit in the various funds and accounts relating to the Series 2017/2019 Bonds  
29                  (the “**Surplus 2017/2019 FCURA Funds**”); and

30                  **WHEREAS**, the Series 2017/2019 Projects are included in the County’s capital project work  
31                  program and the urban redevelopment plans applicable to the Series 2017/2019 Projects, and each represent  
32                  lists of projects for which the Series 2017/2019 Bonds may be expended, as and to the extent of surplus  
33                  amounts being available therefor; and

34                  **WHEREAS**, after consultation with representatives of the County’s Finance Department and the  
35                  County Attorney’s Office, the County has determined to reprogram the Surplus 2017/2019 FCURA Funds  
36                  and direct the Agency to (i) memorialize the reprioritization of the animal shelter, as identified in the  
37                  County’s capital project work program and the urban redevelopment plan adopted in connection with the  
38                  issuance of the Series 2017/2019 Bonds (the “**Animal Shelter Project**”), and (ii) reallocate the Surplus  
39                  2017/2019 FCURA Funds, in full, to the Animal Shelter Project, which project was initially authorized in  
40                  connection with the authorization of the Series 2017/2019 Projects and funded (in part) with a portion of  
41                  the proceeds of such Series 2017/2019 Bonds; and

42                  **WHEREAS**, the entirety of the Surplus 2017/2019 FCURA Funds shall be applied to the  
43                  completion of the Animal Shelter Project.

44           **NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF**  
45 **FULTON COUNTY, GEORGIA, as follows:**

46           **Section 1.     Authorization of the Reprioritization of the Series 2017/2019 Projects and**  
47 **Reprogramming of the Surplus 2017/2019 FCURA Funds.** The Agency is hereby directed to (i)  
48 reprioritize, as a Series 2017/2019 Project for which Surplus 2017/2019 FCURA Funds shall be  
49 administratively reprogrammed and applied, the completion of the Animal Shelter Project and (ii) reallocate  
50 and reprogram the Surplus 2017/2019 FCURA Funds, in full, to the Animal Shelter Project.

51           **Section 2.     Approval and Ratification of Certain Actions.** All actions of the officers and  
52 agents of the County, in consultation with the County Attorney, taken prior to the adoption of this  
53 Resolution and reflecting the actions authorized in this Resolution, are hereby approved, ratified and  
54 confirmed.

55           **Section 3.     General Authority.** From and after the date of adoption of this Resolution, the  
56 Board of Commissioners and the officers and agents of the County are hereby authorized to do all such acts  
57 and things, and to execute and deliver all such documents, certificates or agreements as may be necessary  
58 or desirable in connection with the reprogramming of the Surplus Series 2017/2019 FCURA Funds, all as  
59 contemplated in this Resolution. All actions of the Board of Commissioners and its officers or agents taken  
60 in connection therewith prior to the date hereof are hereby ratified, confirmed and approved.

61           **Section 4.     Effective Date.** This Resolution will be in full force and effect immediately upon  
62 its adoption and any and all resolutions or parts of resolutions in conflict with this Resolution will be and  
63 the same are, to the extent of such conflict, hereby repealed.

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66                           **[REMAINDER OF PAGE INTENTIONALLY BLANK]**  
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PASSED, ADOPTED, SIGNED, APPROVED, AND EFFECTIVE this 5<sup>th</sup> day of October, 2022.

FULTON COUNTY BOARD OF  
COMMISSIONERS

[SEAL]

By   
Robert L. Pitts, Chairman

ATTEST:



Tonya R. Grier, Clerk  
Board of Commissioners of Fulton County, Georgia



APPROVED AS TO FORM:



Soo Jo, County Attorney

ITEM # 22-0739 RM 10/5/22  
REGULAR MEETING