

STATE OF GEORGIA
COUNTY OF HENRY
CITY OF STOCKBRIDGE

RESOLUTION NO. R13-556

A RESOLUTION AUTHORIZING THE CITY OF STOCKBRIDGE TO LEASE ITS PROPERTIES LOCATED AT 112 NORTH LEE STREET, STOCKBRIDGE, GEORGIA AND 114 NORTH LEE STREET, STOCKBRIDGE, GEORGIA TO THE STOCKBRIDGE DOWNTOWN DEVELOPMENT AUTHORITY FOR THE PURPOSE OF SUB-LEASING THOSE SAME BUILDINGS; AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THE PURPOSES OF THIS RESOLUTION; AUTHORIZING THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY, AS NECESSARY; PROVIDING FOR SEVERABILITY; REPEALING INCONSISTENT RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City; and

WHEREAS, during October of 2013 the City completed the purchase of three tracts of land previously owned by the First Baptist Church of Stockbridge; and

WHEREAS, the property purchased by the City includes single family residential homes located at 112 North Lee Street, Stockbridge, Georgia 30281 and 114 North Lee Street, Stockbridge, Georgia 30281; and

WHEREAS, although the City has plans to make other future use of both properties containing the residential homes, the City has no current use for the existing residences located on those two tracts of land; and

WHEREAS, both properties are well suited in the short term for lease as residences pending future planned use of the properties by the City; and

WHEREAS, the City has a fully functioning Downtown Development Authority (“DDA”) with all of the powers of such authorities granted by State law; and

WHEREAS, the City believes that it is not currently best suited to act as landlord for the two properties in question; and

WHEREAS, the City believes that its DDA is well suited to lease both properties in the short term so as to derive income from the use of the buildings by sub-leasing the same buildings; and

WHEREAS, both buildings are located within the City’s downtown development area, and are thus within the jurisdiction of the DDA; and

WHEREAS, the City believes that the Downtown Development Authority is better equipped to lease and manage the City’s buildings at 112 and 114 North Lee Street, Stockbridge, Georgia due to the expertise and experience of its members and its powers under State law; and

WHEREAS, the Mayor and City Council, after due consideration, believe that it would be in the best interests of the citizens and businesses of the City of Stockbridge to derive income from the above-referenced buildings by leasing them to the City’s Downtown Development Authority, thereby allowing the DDA to sub-lease the same buildings, and desire to allow the Mayor to sign a lease of those same buildings on behalf of the City.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE
HEREBY RESOLVES AS FOLLOWS;

Section 1. **Approval** - The Mayor and City Council of the City of Stockbridge hereby approve and authorize the City to lease real property and improvements thereon located at 112 North Lee Street, Stockbridge, Georgia 30281 and 114 North Lee Street, Stockbridge, Georgia 30281 to the City’s Downtown Development Authority at a rate that will derive

satisfactory income for the City, and further approve and authorize the Mayor to negotiate and execute said lease with the DDA on behalf of the City. The leases with the DDA shall include clauses which will allow the City to opt out of the lease with 3 months-notice so as to allow the City to make future planned use of the properties.

Section 2. **Approval of Execution** - The Mayor is hereby authorized to sign all documents necessary to effectuate this Resolution.

Section 3. **Documents** - The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

Section 4. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 5. **Repeal of Conflicting Provisions** - All City resolutions inconsistent with this Resolution are hereby repealed.

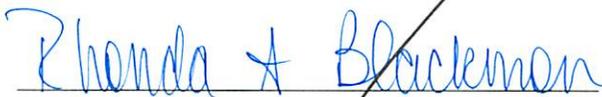
Section 6. **Effective Date** - This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO RESOLVED, this the 11 day of November, 2013.

CITY OF STOCKBRIDGE, GEORGIA


MARK A. ALARCON, MAYOR

ATTEST:


RHONDA A. BLACKMON, CITY CLERK

APPROVED AS TO FORM:


WILLIAM J. LINKOUS, III, CITY ATTORNEY

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