

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2015-184

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ENTER INTO AN AGREEMENT FOR EXCHANGE OF REAL PROPERTY WITH CUMMINS-BLALOCK, LLC, F/K/A KAD BLALOCK INDUSTRIAL, LLC, PROVIDING FOR THE TERMS AND CONDITIONS UNDER WHICH CERTAIN PROPERTIES WILL BE ACCEPTED AND CONVEYED; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AGREEMENT AND OTHERWISE TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Cummins-Blalock, LLC, f//k/a KAD Blalock Industrial, LLC (“KAD”) owns certain real property lying and being in Clayton County, Georgia, and being more particularly described in Exhibit A of the Agreement for Exchange of Real Property (“Agreement”) attached hereto and hereby made a part hereof, together with all and singular the rights, privileges, easements and appurtenances pertaining to such real property (hereinafter referred to as “Property A”); and

WHEREAS, Clayton County owns certain real property lying and being in Clayton County, Georgia, and being more particularly described in Exhibit B of the Agreement for Exchange of Real Property (“Agreement”) attached hereto and hereby made a part hereof, together with all and singular the rights, privileges, easements and appurtenances pertaining to such real property (hereinafter referred to as “Property B”); and

WHEREAS, KAD wishes to convey Property A to the County to the extent necessary to enable the County to relocate and realign the right-of-way of Clark Howell Highway at its intersection with Forest Parkway (the "Project"); and

WHEREAS, expressly conditioned upon the completion of the Project and no earlier than thirty (30) days thereafter, the County wishes to convey Property B unto KAD on a date and at a time mutually acceptable to the County and KAD; and

WHEREAS, the Board of Commissioners deems it in the best interest of Clayton County, and the County will best be served by entering into an Agreement for Exchange of Real Property for the reasons stated herein.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to enter into an Agreement for Exchange of Real Property with Cummins-Blalock, LLC, f/k/a KAD Blalock Industrial, LLC, providing for the terms and conditions under which certain properties will be accepted and conveyed as outlined in the Agreement attached hereto. Further, the Board hereby authorizes the Chairman to otherwise perform all acts necessary to accomplish the intent of this Resolution. The Board also authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 7th day of July, 2015.

{SIGNATURES ON FOLLOWING PAGE}

{Signature Page to Resolution re. Agreement for Exchange of Real Property}

CLAYTON COUNTY BOARD OF COMMISSIONERS



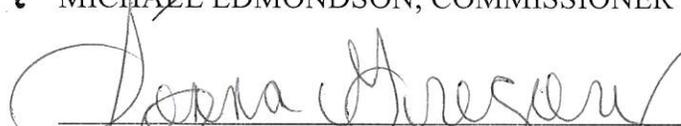
JEFFREY E. TURNER, CHAIRMAN



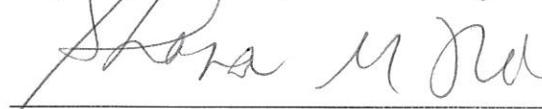
GAIL B. HAMBRICK, VICE CHAIRMAN



MICHAEL EDMONDSON, COMMISSIONER



SONNA GREGORY, COMMISSIONER



SHANA M. ROOKS, COMMISSIONER

ATTEST:



SANDRA DAVIS, CLERK