

A RESOLUTION
NO. _____

A RESOLUTION OF THE COUNCIL OF COLUMBUS, GEORGIA (THE “**COUNCIL**”), APPROVING A RESOLUTION ADOPTED BY THE COLUMBUS BUILDING AUTHORITY (THE “**AUTHORITY**”) AUTHORIZING THE ISSUANCE OF ITS SERIES 2022C LEASE REVENUE BONDS IN ACCORDANCE WITH A REQUEST OF THE COUNCIL CONTAINED IN ITS RESOLUTION NO. 221-22; TO RATIFY THE ACTIONS OF THE AUTHORITY APPROVING THE BEST BID FOR THE SERIES 2022C BONDS; TO AUTHORIZE THE MAYOR TO TRANSFER PROPERTY TO THE AUTHORITY AND TO EXECUTE THE LEASE; TO AUTHORIZE THE MAYOR AND OTHER OFFICIALS OF COLUMBUS TO TAKE SUCH FURTHER ACTIONS AS ARE NECESSARY TO PROVIDE FOR THE ISSUANCE AND DELIVERY OF THE SERIES 2022C BONDS; AND FOR OTHER PURPOSES.

WHEREAS, the Council, as the governing body of Columbus, Georgia (“**Columbus**”), requested, by Resolution No. 221-22, adopted on August 23, 2022, that the Authority finance the acquisition, renovation, and equipping of a government building for use by Columbus as a Sheriff’s administration office (the “**Project**”); and

WHEREAS, the Project more specifically consists of renovating that certain office building located at 1000 5th Ave, Columbus, Georgia for use by Columbus as the Sheriff’s Administration Office, which will house Executive Management, Internal Affairs, Special Projects, HR, Criminal and Civil Warrants, Patrol Services, Community Outreach, Evidence and Property Storage, and Quartermaster, as well as an additional courtroom, such renovations to include roof replacements and repairs, interior renovations to include interior wall partition reconfiguration, carpet, paint, millwork, new security systems, new communication systems, HVAC and electrical equipment upgrades, and other improvements; and

WHEREAS, Columbus and the Authority in consultation their financial advisors have determined that the most feasible way to finance the Project is through the issuance of revenue bonds of the Authority; and

WHEREAS, in anticipation of the offering and sale of the Series 2022C Bonds (hereinafter defined), officers of the Authority and Columbus have caused to be prepared and distributed a Preliminary Official Statement dated October 18, 2022, and have authorized the publication and distribution of an Official Notice of Sale dated October 18, 2022, seeking bids for the purchase Series 2022C Bonds of the Authority; and

WHEREAS, in accordance with the Official Notice of Sale, the Authority received electronic bids for the purchase of the Series 2022C Bonds on October 25, 2022, and the Finance Director of Columbus, with the assistance of Davenport & Company LLC, as financial advisor, reviewed the bids and determined that the best bid for the Series 2022C Bonds was submitted by TD Securities, New York, New York, and said bid has been approved and accepted on behalf of the Authority, subject to approval by the Council; and

WHEREAS, based in the best bid received and in order to authorize the issuance of the Series 2022C Bonds the Authority adopted on October 25, 2022, a bond resolution (the “**Resolution**”) authorizing the issuance of revenue bonds designated COLUMBUS BUILDING AUTHORITY LEASE REVENUE BONDS, SERIES 2022C, in the aggregate principal amount of \$12,450,000 (the “**Series 2022C Bonds**”), a certified copy of which Resolution is on file with the Clerk of Council; and

WHEREAS, payment of the Series 2022C Bonds and the interest thereon shall be secured by a first and prior pledge of and charge or lien on the Basic Rent to be paid henceforth by Columbus for the use of facilities of the Authority pursuant to the provisions of a lease contract to be entered into as of the date of issuance of the Series 2022C Bonds (the “**Lease**”), the form of which is attached to the Resolution; and

WHEREAS, the Lease provides for the payment by Columbus, as Lessee, to the Authority or to its assignee for the account of the Authority, of the amounts to be set forth in the Lease sufficient to pay the principal of and interest due on the Series 2022C Bonds authorized, as the same shall become due and payable; and

WHEREAS, it is proper that the Council ratify and approve the actions of the Finance Director of Columbus and of the Authority in accordance with the requests of the Council.

NOW, THEREFORE, BE IT RESOLVED by the Council as follows:

1. The Council hereby approves and ratifies the actions of the Authority in proceeding with financing the acquisition, renovation, and equipping of the Project through the issuance of the Series 2022C Bonds in accordance with the Resolution, and hereby approves the actions taken or to be taken by the Authority, the Finance Director of Columbus, and officials of Columbus, including specifically the acceptance of the best bid (copies of bid are on file with Columbus) and the issuance of the Series 2022C Bonds, as described in the Preamble to this resolution.

2. Council authorizes the Mayor to execute such assignments, contracts or deeds as may be required to convey property to the Authority, which is to be property subject to the Lease and to direct any intermediaries which may acquire or hold property which is to become subject to the Lease to convey the same to the Authority, and the Mayor is authorized to approve the form of such deeds and the exhibits thereto, and the Clerk of Council is authorized to attest the execution by the Mayor of such deeds and to affix the seal of Columbus to such documents.

3. The Council hereby approves the form of the Lease, and authorizes the Mayor, with the advice of the City Attorney, to negotiate and finalize the terms of the Lease, and the execution of the Lease by the Mayor shall be conclusive evidence of such approval.

4. The City Manager, Deputy City Manager, Finance Director, and other officials of Columbus are authorized and directed to provide such information as shall be necessary in connection with the preparation and delivery of the final Official Statement relating to the Series 2022C Bonds and the Mayor or Mayor Pro-tem is authorized to execute the final Official Statement

5. The Mayor, City Manager, Deputy City Manager, Finance Director, City Attorney and such other officers or agents of Columbus as may be required are directed to take such actions as are necessary to provide security for payment of the Series 2022C Bonds, to fulfill the obligations of Columbus pursuant to the Lease, and to execute closing documents necessary for the issuance of the Series 2022C Bonds, as the same shall be delivered, supplemented, or amended, and to take such other actions as may be required in accordance with the intents and purposes of this resolution.

6. All provisions of Resolution No. 221-22, which are not in conflict herewith, are hereby restated, ratified, and confirmed, as fully as if set forth herein verbatim.

INTRODUCED at a regular meeting of the Council of Columbus, Georgia, held on October 25, 2022, and adopted at said meeting by the affirmative vote of _____ members of said Council.

Councilor Allen	voting _____
Councilor Barnes	voting _____
Councilor Crabb	voting _____
Councilor Davis	voting _____
Councilor Garrett	voting _____
Councilor House	voting _____
Councilor Huff	voting _____
Councilor Thomas	voting _____
Councilor Tucker	voting _____
Councilor Woodson	voting _____

Sandra T. Davis
Clerk of Council

B.H. "Skip" Henderson, III
Mayor

(S E A L)

CERTIFICATE OF CLERK OF COUNCIL

I, the undersigned Clerk of Council of Columbus, Georgia, keeper of the records and the seal thereof, hereby certify that the foregoing is a true and correct copy of a resolution of the Council of Columbus, Georgia, adopted October 25, 2022, an original of which resolution has been entered in the official records of Columbus, Georgia, under my supervision and is in my official possession, custody, and control.

I further certify that the meeting was held in conformity with the requirements of Title 50, Chapter 14 of the Official Code of Georgia Annotated.

(S E A L)

Sandra T. Davis
Clerk of Council