

RESOLUTION
NO. _____

A RESOLUTION OF THE COUNCIL OF COLUMBUS, GEORGIA, REQUESTING THAT THE COLUMBUS BUILDING AUTHORITY (THE “**AUTHORITY**”) ISSUE ITS LEASE REVENUE BONDS, SERIES 2022C IN AN AGGREGATE PRINCIPAL AMOUNT OF APPROXIMATELY \$13,000,000 (THE “**SERIES 2022C BONDS**”); TO AUTHORIZE THE EXECUTION OF A LEASE CONTRACT BETWEEN COLUMBUS, GEORGIA (“**COLUMBUS**”) AND THE AUTHORITY; TO AUTHORIZE THE TRANSFER OF PROPERTY; TO DECLARE THE OFFICIAL INTENT OF COLUMBUS TO REIMBURSE PLANNED EXPENDITURES FROM PROCEEDS OF THE SERIES 2022C BONDS; TO AUTHORIZE THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND TO AUTHORIZE THE EXECUTION OF A FINAL OFFICIAL STATEMENT CONTAINING INFORMATION ON THE GOVERNMENTAL AND FINANCIAL AFFAIRS OF COLUMBUS; TO DESIGNATE CERTAIN FIRMS AND PROFESSIONALS TO WORK AND ASSIST WITH THE ISSUANCE OF THE SERIES 2022C BONDS; TO AUTHORIZE THE MAYOR AND OTHER OFFICIALS OF COLUMBUS TO TAKE SUCH FURTHER ACTIONS AS ARE NECESSARY; AND FOR OTHER PURPOSES.

WHEREAS, the Council of Columbus, Georgia (the “**Council**”) desires that the Columbus Building Authority (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 pay the costs of issuance of the Series 2022C Bonds; 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, plans and specifications for the Project are more particularly described in documents on file with the Clerk of Council and, by this reference thereto, are incorporated herein and made a part hereof as fully set forth herein in their entirety; and

WHEREAS, the Authority is constitutionally created and is functioning as an instrumentality and a public corporation of the State of Georgia and is authorized to acquire, construct and equip projects and facilities to be financed and leased to Columbus for its governmental, administrative, and proprietary functions; and

WHEREAS, the Council has determined that the most feasible manner of acquiring, renovating, and equipping the Project is through the issuance of COLUMBUS BUILDING AUTHORITY LEASE REVENUE BONDS, SERIES 2022C (the “**Series 2022C Bonds**”), in an amount sufficient to provide proceeds to Columbus of approximately \$13,000,000 to be used with other available funds of Columbus to pay for the costs of the Project; and

WHEREAS, it is necessary and proper for the Council to declare its official intent to reimburse certain expenditures from proceeds of the Series 2022C Bonds and to authorize the Mayor, City Manager, Deputy City Manager, Finance Director, City Attorney and other officials to take such actions relating to the Project as shall be necessary to develop and proceed with a plan of financing for the same and to request that the Authority take such actions as necessary for the issuance and delivery of the Series 2022C Bonds; and

WHEREAS, the 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 by Columbus for the use of the Project, pursuant to the provisions of a lease agreement (the “**Lease**”) to be entered into between the Authority and Columbus; and

WHEREAS, it is proper that the Council authorize the Mayor to execute documents conveying all or portions of the property of Columbus relating to the Project to the Authority, and to execute the Lease so as to provide for the use by Columbus of the Project to be funded with proceeds from the sale of the Series 2022C Bonds; and

WHEREAS, it is proper that the Council authorize the preparation and publication of a Preliminary Official Statement and an Official Statement and request that the Authority engage certain firms and professionals to assist Columbus and the Authority with regard to the issuance of the Series 2022C Bonds and to further authorize its officers to take such further actions as are necessary in accordance with the intents and purposes of this resolution.

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

1. The Council desires to proceed with financing for the Project through the issuance of the Series 2022C Bonds by the Authority and hereby specifically requests that the Authority issue its Series 2022C Bonds in an aggregate principal amount of approximately \$13,000,000.

2. Columbus reasonably expects to reimburse planned expenditures for all of or substantial portions of the Project with proceeds of a tax-exempt financing and expresses its declaration of official intent pursuant to Treasury Regulations § 1.150-2(d), to reimburse original expenditures on the Project in the maximum amount of \$13,000,000 with proceeds from the Series 2022C Bonds (to the extent permitted by § 1.150-2 of the Treasury Regulations). Columbus will pay original expenditures on the Project from accounts maintained by Columbus and make its reimbursement allocations not later than 18 months after the later of (i) the date the original expenditure is paid or (ii) the date the Project is placed in service or abandoned, but in no event more than three years after the original expenditure is paid.

3. The Mayor, City Manager, Deputy City Manager, Finance Director, City Attorney and other officials are hereby authorized to take such actions as are necessary to make reasonable estimates for the cost of the Project and determine the structure of the financing to allow for the sale of the Series 2022C Bonds either through the publication of a notice of sale and the receipt of bids therefore or by negotiated sale or placement of the Series 2022C Bonds.

4. The Authority is requested or to cause the issuance and publication of any notices of sale for the Series 2022C Bonds to solicit such proposals for a negotiated sale or placement for the Series 2022C Bonds as may be requested by the proper officials of Columbus.

5. The Mayor is authorized to execute such assignments, contracts or deeds as may be required to convey property to the Authority, which is to be the 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.

6. The Finance Director, Deputy City Manager and other officials of Columbus are authorized and directed to provide such financial or other information relating to Columbus as shall be necessary in connection with the preparation of a Preliminary Official Statement relating to the Series 2022C Bonds and the Mayor or Mayor Pro-tem is authorized to execute the final Official Statement to be prepared in connection with the offering, sale and delivery of the Series 2022C Bonds. The City Manager, Deputy City Manager or Finance Director is authorized to execute and deliver a certificate to “deem final” the Preliminary Official Statement within the ruling of the Securities Exchange Act Rule 15c2-12.

7. The Council hereby requests that the Authority ratify the engagement of Davenport & Company LLC, as Financial Advisor to Columbus and the Authority, the engagement of Gray Pannell & Woodward LLP, as Bond Counsel and Disclosure Counsel, and Page, Scrantom, Sprouse, Tucker & Ford, P.C., as Counsel to the Authority, relating to the issuance and delivery of the Series 2022C Bonds.

8. The Mayor, City Manager, Deputy City Manager, Finance Director, City Attorney and such other officers or agents as may be required of Columbus are directed to take such actions as are necessary in accordance with the intents and purposes of this resolution.

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INTRODUCED at a regular meeting of the Council of Columbus, Georgia, held on August 23, 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 August 23, 2022, a duplicate 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