

# RESOLUTION 2024-08

## A RESOLUTION AUTHORIZING MUNICIPAL PROPERTY EXCHANGE BETWEEN THE CITY OF DALLAS AND THE FIRST BAPTIST CHURCH OF DALLAS, GEORGIA

**WHEREAS**, the City of Dallas, Georgia, an incorporated municipality of the State of Georgia (the “City”), owns a certain portion of West Cooper Avenue Right-of-Way as shown as attached Exhibit B; and

**WHEREAS**, First Baptist Church of Dallas, Georgia (the “Church”) is the owner of certain real property being more particularly shown as attached Exhibit A (the “Church Property”); and

**WHEREAS**, The Church desires to convey to the City that property described in Exhibit A; and

**WHEREAS**, in exchange for the Church property, the City has proposed, under the authority of O.C.G.A. § 36-37-6 (c), to transfer to the Church a portion of the West Cooper Avenue as described in Exhibit B; and

**WHEREAS**, The Mayor and Council are satisfied, pursuant to appraisals received, the property the City is acquiring by the exchange is of equal or greater value than the property being given; and

**WHEREAS**, the Mayor and Council have determined that it is consistent with the best interests of the citizens of the City of Dallas and the City of Dallas to enter into the above-described exchange; and

**WHEREAS**, notice of said proposed exchange has been published in the official organ of the City of Dallas, The Dallas New Era, once a week for four weeks starting August 8, 2024, and ending September 5, 2024; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor of the City of Dallas, or his designee, be, and he hereby is, authorized and empowered to take such action and to execute for and on behalf of the City a Quit Claim Deed and such other documents, instruments, certificates, assignments, and papers which, in the judgment of the Mayor, may be necessary and desirable to affect the proposed transaction. Such agreements, instruments, certificates, assignments, papers and/or documents shall be in such form and contain such terms and conditions as may be approved by the Mayor on behalf of the City in accordance with this Resolution, and the execution of such agreements, instruments, certificates, assignments, papers, and documents by the Mayor on behalf of the City is herein authorized and shall be conclusive evidence of any such approval.

**BE IT FURTHER RESOLVED**, that all acts and doings of the Mayor in connection with the proposed transaction which are in conformity with the purposes and intents of these Resolutions and in furtherance of the transaction contemplated hereby and thereby shall be, and the same hereby are, in all respects approved and confirmed.

**BE IT FURTHER RESOLVED**, that the signature of the Mayor to any of the consents, agreements, instruments, certificates, assignments, papers, and documents executed and delivered in connection therewith shall be conclusive evidence of the

authority of the Mayor to execute and deliver such consents, agreements, instruments, certificates, assignments, papers, and other documents on behalf of the City.

**BE IT FURTHER RESOLVED**, that the Clerk hereby is authorized to attest the signature of any officer of the City of Dallas and impress or attest the City of Dallas' seal appearing on any agreement, instrument, certificate, financing statement, assignment, paper or document executed in connection with any of the foregoing Resolutions.

**BE IT FURTHER RESOLVED**, that all resolutions or parts thereof of the City of Dallas in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed. This Resolution shall be effective immediately upon its adoption.

**SO SHALL IT BE RESOLVED, PASSED, ADOPTED AND APPROVED BY  
THE MAYOR AND COUNCIL OF THE CITY OF DALLAS, GEORGIA  
THIS THE \_\_\_\_\_ day of \_\_\_\_\_, 2024.**

\_\_\_\_\_  
L. James Kelly, Mayor

\_\_\_\_\_  
James Henson, Councilmember

\_\_\_\_\_  
Christopher B. Carter, Councilmember

\_\_\_\_\_  
Nancy R. Arnold, Councilmember

\_\_\_\_\_  
Leah Alls, Councilmember

\_\_\_\_\_  
Cooper Cochran, Councilmember

\_\_\_\_\_  
Candace Callaway, Councilmember

Attest: \_\_\_\_\_  
Tina Clark, City Clerk