

RESOLUTION 25-23

A RESOLUTION TO RATIFY THE GRANT AGREEMENT BETWEEN THE APPALACHIAN REGIONAL COMMISSION AND THE CITY OF DALTON

WHEREAS, Section 302 of the Appalachian Regional Development Act of 1965, as amended, (“ARDA”) (40 U.S.C. 14321) authorizes the Appalachian Regional Commission (“ARC”) to make certain grants;

WHEREAS, the City has applied for a grant (“Grant”) to construct improvements to the City of Dalton’s East Morris Street corridor to improve pedestrian mobility, to improve storm water infrastructure, and to provide other related improvements to said area (the “Project”);

WHEREAS, ARC has approved of the City’s proposal requesting said Grant and shall pay to the City funds not to exceed \$1,998,665 for which the City shall match said grant funds through 2024 SPLOST funds;

WHEREAS, the ARC funds are made available for the Project through the Georgia Department of Community Affairs (“GA DCA”), which acts as the administrative and fiscal agent for ARC for said grant;

WHEREAS, the Grant shall be administered through a certain Grant Agreement between the ARC and the City dated September 30, 2025 (“Grant Agreement”);

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Dalton hereby authorize the City of Dalton to accept the Grant and enter into the Grant Agreement, and the Mayor and Council of the City of Dalton hereby ratify the same;

BE IT FURTHER RESOLVED, that the City Administrator of the City of Dalton is hereby authorized to execute all documents as may be required to accept or administer said Grant including but not limited to the Grant Agreement;

BE IT FURTHER RESOLVED, that the City Administrator of the City of Dalton be, and hereby is, authorized and empowered to take other such actions and to execute for and on behalf of the City any other such documents in connection with said transaction, including the filing of any required reports, along with such other documents, instruments, certificates, assignments, and papers which, in the judgment of the City Administrator, may be necessary and desirable to effect 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 City Administrator on behalf of the City in accordance with this Resolution, and the execution of such agreements, instruments, certificates, assignments, papers, and documents by the City Administrator or Chief Financial Officer on behalf of the City are herein authorized and shall be conclusive evidence of any such approval.

BE IT FURTHER RESOLVED, that all acts and doings of the City Administrator 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 City Administrator on 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 same 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 or any Assistant Clerk of the City of Dalton be, and each hereby is, authorized to attest the signature of any officer of the City of Dalton and impress or attest the City of Dalton's seal appearing on any agreement, instrument, certificate, financing statement, assignment, paper or document executed in connection with any of the foregoing Resolutions, but shall not be obligated to do so, and the absence of the signature of the Clerk or any Assistant Clerk of the City or the City's seal on any such document shall not affect its validity or the obligation of the Mayor and Council thereunder.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof of the City of Dalton in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed;

BE IT FURTHER RESOLVED, that these Resolutions shall take effect immediately upon their adoption.

SO RESOLVED, this ____ day of _____, 2025.

CITY OF DALTON, GEORGIA

Mayor/Mayor Pro Tempore

ATTESTED TO:

City Clerk