CITY OF STONECREST

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF STONECREST, GEORGIA, APPROVING A LIGHTING SERVICES AGREEMENT WITH GEORGIA POWER COMPANY FOR THE INSTALLATION, OPERATION, AND MAINTENANCE OF ELECTRIC UTILITY POLES AND RELATED FACILITIES ON CITY-OWNED PROPERTY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the City of Stonecrest, Georgia (the "City"), is a municipal corporation duly organized and existing under the laws of the State of Georgia; and

WHEREAS, the City is authorized under its Charter and applicable Georgia law to enter into agreements necessary to carry out municipal functions and provide services for the benefit of the public; and

WHEREAS, Georgia Power Company ("Georgia Power") provides lighting and, if applicable, related electric service to the City; and

WHEREAS, the City desires to obtain electric utility services for a City-owned facility located at 3120 Stonecrest Blvd Stonecrest, Georgia 30038 (the "Premises"); and

WHEREAS, Georgia Power has proposed an agreement for the installation, update, modification, or replacement of any GPC-owned pole, bases, wiring, conduit, fixture, control, equipment, device, or related item at the Premises (the "Agreement"); and

WHEREAS, the Agreement is intended to address the installation and maintenance of specified electric utility infrastructure serving the Premises and is not intended to grant, renew, or extend a general utility franchise; and

WHEREAS, the Mayor and City Council have determined that the installation and maintenance of the proposed electric utility facilities will support municipal operations and serve a legitimate public purpose; and

WHEREAS, the Mayor and City Council desire to approve the Agreement and authorize its execution in accordance with the terms and conditions set forth therein.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF STONECREST, GEORGIA, AS FOLLOWS: The Mayor and City Council hereby approve the Agreement between the City of Stonecrest and Georgia Power Company to provide lighting and related electric service at the Premises, substantially in the form attached hereto as **Exhibit A** and incorporated herein by reference.

BE IT FURTHER RESOLVED, The City Manager is hereby authorized to execute the Agreement on behalf of the City and to take all actions reasonably necessary to implement its terms, subject to review by the City Attorney and compliance with applicable law. Any material amendment to the Agreement that substantially expands the scope of the City's obligations or grants additional property rights shall require further approval by the Mayor and City Council.

BE IT FURTHER RESOLVED, Approval of the Agreement is limited to the terms of the Agreement. Nothing in this Resolution shall be construed as granting, renewing, or extending a utility franchise or authorizing the conveyance of an easement or other property interest beyond those expressly permitted by applicable law and approved through the required municipal procedures.

BE IT FURTHER RESOLVED, The installation, operation, maintenance, and repair of the electric utility facilities shall comply with applicable federal, state, and local laws and regulations. Nothing in this Resolution shall be construed as waiving the City's sovereign or governmental immunity or authorizing an indemnification obligation beyond that permitted by Georgia law.

BE IT FINALLY RESOLVED, This Resolution shall become effective immediately upon its adoption by the Mayor and City Council of the City of Stonecrest, Georgia.

SO RESOLVED AND ADOPTED, this _____ day of _____, 2026.

CITY OF STONECREST, GEORGIA

_____

Jazzmin Cobble, Mayor

ATTEST:

_____

City Clerk

APPROVED AS TO FORM:

_____

City Attorney

EXHIBIT A