

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2017-69

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CLAYTON COUNTY, GEORGIA APPROVING THE ISSUANCE OF REVENUE BONDS BY THE HOUSING AUTHORITY OF CLAYTON COUNTY FOR THE BENEFIT OF HAMPSTEAD SOUTHWOOD. PARTNERS, L.P., AND FOR OTHER PURPOSES; TO AUTHORIZE THE CHAIRMAN TO PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the Housing Authority of Clayton County (the "Authority") has considered the application of Hampstead Southwood Partners, LP., a Georgia limited partnership (together with any successor(s) or assign(s), hereinafter referred to as the "Borrower"), requesting that the Authority assist the Borrower in financing the acquisition, rehabilitation and equipping of an approximately 196-unit multifamily residential rental housing project currently known as Southwood Apartments, consisting of one, two and three bedroom apartments, located on an approximately 18.3-acre site at 6001 Trammell Road, in unincorporated Clayton County, Georgia, said project to consist of certain land, buildings, structures, equipment and related real and personal property (collectively, the "Project"), as identified in the Notice to the Public, through the issuance of the Authority's revenue bonds in an aggregate principal amount of not to exceed \$18,500,000 (the "Bonds"); and

WHEREAS, the Project will be managed by PK Management, LLC, a Delaware limited liability company; and

WHEREAS, the Authority held a public hearing on September 26, 2017, with respect to the proposed issuance of the Bonds and the financing of the Project; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), provides that the governmental unit having jurisdiction over the issuance of revenue bonds and over the area in which any facility financed with the proceeds of the revenue bonds is located shall approve the issuance of such revenue bonds; and

WHEREAS, the Authority issues its revenue bonds on behalf of Clayton County, Georgia (the “County”) and the Project is located within unincorporated Clayton County, Georgia, and the Board of Commissioners of Clayton County (the “Board of Commissioners”) constitutes the elected legislative body of the County; and

WHEREAS, the Authority has requested approval of the issuance of the Bonds and the financing of the Project subject to the terms of the financing to be agreed upon by the Authority, the Borrower and the purchaser(s) of the Bonds; and

WHEREAS, the Authority has delivered to the Board of Commissioners a certificate regarding the conduct of the public hearing;

NOW, THEREFORE, be it and it is hereby declared by the Board of Commissioners that the issuance of the Bonds by the Authority for the benefit of the Borrower in an aggregate principal amount of not to exceed \$18,500,000 to assist in the financing of the Project is hereby approved to the extent required by Section 147(f) of the Code.

BE IT FURTHER RESOLVED, that such approval by the Board of Commissioners does not constitute an endorsement to a prospective purchaser of the Bonds or of the creditworthiness of the Borrower or the Project, and the Bonds shall not constitute an indebtedness or obligation of the State of Georgia or Clayton County, Georgia, but the Bonds shall be payable solely from the revenues derived from the Borrower and pledged to the payment

thereof, and no owner of any of the Bonds shall ever have the right to compel any exercise of the taxing power of said State or of any municipal corporation, county, or political subdivision thereof, nor to enforce the payment thereof against any property of said State or of any such municipal corporation, county, or political subdivision.

This resolution shall become effective upon its enactment.

SO RESOLVED, this the 3rd day of October, 2017.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



MICHAEL EDMONDSON, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL B. HAMBRICK, COMMISSIONER



FELICIA FRANKLIN WARNER, COMMISSIONER

ATTEST:



SANDRA T. DAVIS, CLERK