

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2017-72

A RESOLUTION AUTHORIZING A SECOND AMENDMENT TO THE PURCHASE AND SALE AGREEMENT WITH HIGHWOODS REALTY LIMITED PARTNERSHIP, A NORTH CAROLINA LIMITED PARTNERSHIP, TO EXTEND THE DUE DILIGENCE PERIOD; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE AMENDMENT; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Clayton County entered into a Purchase and Sale Agreement dated June 20, 2017 with Highwoods Realty Limited Partnership (each a “Party” and collectively, the “Parties”), as amended by a First Amendment dated September 15, 2017 (the “Agreement”), setting forth the terms upon which the Parties would exchange certain real property located in Clayton County, Georgia; and

WHEREAS, the Parties desire to extend the Due Diligence Period provided for in the Agreement, and to amend the Agreement to reflect the extended Due Diligence Period; and

WHEREAS, the Board of Commissioners deems it in the best interest of the County and the County will best be served by amending Agreement to extend the Due Diligence Period.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED:

Section 1. The Board of Commissioners hereby authorizes Clayton County to enter into the Second Amendment to Purchase and Sale Agreement with Highwoods Realty Limited Partnership in the form attached hereto as Exhibit 1. The Board authorizes the Chairman to execute the Second Amendment and to perform all other acts necessary to accomplish the intent of this Resolution, including the performance of due diligence and the execution of closing documents. The Board further authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required under the terms of the Purchase and Sale Agreement, as amended, including the cost of due diligence.

Section 2. This Resolution shall be effective upon its approval by the Board of Commissioners.

SO RESOLVED, this the 17th day of October, 2017.

{Signatures on Next Page}

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