RESOLUTION 19-2016

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF CARROLLTON, STATE OF GEORGIA, TO APPROVE THE PURCHASE AND EXCHANGE OF CERTAIN REAL AND PERSONAL PROPERTY BETWEEN THE CITY OF CARROLLTON, GEORGIA AND THE CARROLL COUNTY WATER AUTHORITY

WHEREAS, the Carroll County Water Authority (hereinafter the "Authority") is the owner of a tract of land in Carroll County, Georgia which was previously used as its corporate offices; said land, together with all fixtures, landscaping, improvements, easements and appurtenances situated thereon being more particularly described on Exhibit "A" attached hereto and by reference incorporated herein (all being hereinafter collectively referred to as the "Property"); and

WHEREAS, the Authority has determined that said Property has no remaining economically viable use in the business and purposes of the Authority and should be declared surplus for disposal; and

WHEREAS, the City of Carrollton, Georgia (hereinafter the "City") operates a municipal water system which owns several meters, meter vaults and ancillary infrastructure (hereinafter the "Infrastructure"), at points of connection with the water system maintained and operated by the Authority; said Infrastructure being more particularly described on Exhibit "B" attached hereto and incorporated herein; and

WHEREAS, the City desires to obtain title to the Property in furtherance of its planned services and the Authority is desirous of obtaining title to the specified Infrastructure in furtherance of its water supply operations; and

WHEREAS, by resolution dated June 16, 2016, the Authority approved the transfer of the Property to the City in exchange for the transfer by the City of the Infrastructure to the Authority, per the terms set forth below.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of Carrollton do hereby approve the transfer of the Property to the City in exchange for the transfer by the City of the Infrastructure to the Authority as follows:

1. The Authority having declared the Property to be surplus with no continuing economically viable use to the Authority, the City hereby accepts title to the Property by limited warranty deed to the City.

2. In exchange for the Authority's conveyance of title to the Property to the City, the City shall convey title to the specified Infrastructure to the Authority by bill of sale, and shall pay to the Authority the amount of $80,000.00, said dollar figure being agreed by the parties hereto to be the difference between the agreed value of the Property less the agreed value of the Infrastructure to the Authority.

3. The City Manager is hereby authorized and directed to sign a bill of sale for the Infrastructure to the Authority upon receipt of the deed of conveyance to the Property.

ADOPTED this 11th day of July, 2016.

MAYOR AND CITY COUNCIL OF CARROLLTON

Mayor, City of Carrollton

Clerk, City of Carrollton