

RESOLUTION

**CONCURRENT RESOLUTIONS OF THE BOARDS OF EDUCATION FOR FULTON COUNTY AND THE ATLANTA INDEPENDENT SCHOOL SYSTEM TO PROVIDE FOR THE CALLING OF AN ELECTION TO DETERMINE THE REIMPOSITION OR NONIMPOSITION OF A ONE PERCENT SALES AND USE TAX WITHIN FULTON COUNTY FOR EDUCATIONAL PURPOSES:**

WHEREAS, the Board of Education of Fulton County (the “Fulton County Board of Education”) is charged with the duties of contracting debts and managing the affairs of the Fulton County School District, which embraces all the territory within Fulton County, Georgia (the “County”), with the exception of all territory lying within the Atlanta Independent School District; and

WHEREAS, the Board of Education of the Atlanta Independent School System (the “Atlanta Board of Education”) is charged with the duties of contracting debts and managing the affairs of the Atlanta Independent School System, which embraces all the territory within the City of Atlanta, Georgia (the “City”); and

WHEREAS, Article VIII, Section VI, Paragraph IV of the Constitution of the State of Georgia and the Official Code of Georgia Sections 48-8-140 et. seq. authorize the imposition within each school district of each county and each independent school district located within such county in the State of Georgia of a one percent (1%) sales and use tax (the “SPLOST”) to be used by school districts for educational purposes conditioned upon approval by a majority of the qualified voters within the boundaries of the local taxing jurisdiction voting in an election held therein; and

WHEREAS, the SPLOST for educational purposes is currently being imposed in the County and will expire on the earlier of June 30, 2007, or the date that the maximum amount of proceeds to be raised from the imposition of the SPLOST shall have been collected; and

WHEREAS, Georgia law requires the Board of Education of each county school district and the Board of Education of each independent school district within such county to adopt concurrent resolutions with respect to the imposition, levy and collection of any one percent (1%) sales and use tax conditioned upon approval by a majority of the qualified voters residing within the limits of the local taxing jurisdiction voting in a referendum thereon; and

WHEREAS, the Fulton County Board of Education and Atlanta Board of Education have determined that the most feasible means of funding certain expenditures for educational purposes within the Fulton County School District and Atlanta Independent School System is by reimposing, levying and collecting a special one percent (1%) sales and use tax within Fulton County as authorized by law; and

WHEREAS, the net proceeds of the SPLOST shall be distributed between the Fulton County School District and the Atlanta Independent School System on the basis of the latest FTE count prior to the referendum on imposing the tax; and

WHEREAS, the Fulton County Board of Education has determined that it is in the best interests of the citizens of the Fulton County School District that the proceeds of the SPLOST, if authorized, be used to pay or to be applied toward the cost of the projects set forth herein, the payment of expenses incidental to accomplishing the projects, and for the retirement of the outstanding general obligation debt set forth herein; and

WHEREAS, the Atlanta Board of Education has determined that it is in the best interests of the citizens of the Atlanta Independent School System that the proceeds of the SPLOST, if authorized, be used to pay or to be applied toward the cost of the projects set forth herein and the payment of expenses incidental to accomplishing the projects; and

WHEREAS, pursuant to the provisions of the Constitution and laws of the State of Georgia, and pursuant to this resolution, it is necessary to submit to the qualified voters of the County the question of whether or not the one percent (1%) sales and use tax for educational purposes shall be reimposed;

NOW, THEREFORE, BE IT RESOLVED by the Fulton County Board of Education and Atlanta Board of Education, and it is hereby resolved by authority of the same, as follows:

Section 1. Authorization of Sales and Use Tax. There shall be reimposed, levied and collected in Fulton County, Georgia, a one percent (1%) sales and use tax for educational purposes, subject to approval by a majority of the qualified voters residing within the limits of Fulton County voting on the referendum therein, as authorized by Article VIII, Section VI, Paragraph IV of the Constitution of the State of Georgia, and by Article 3, Part 2 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, as amended (the "Act"), such tax to be imposed on all sales and uses (the "Sales Tax") in Fulton County for a period of twenty quarters (60 months), commencing on July 1, 2007, upon the expiration of the current version of SPLOST, and said election to be held on March 20, 2007. Such tax shall raise the maximum amount of net proceeds of \$1,445,206,111.85, which shall be expended for the following educational purposes:

For the Fulton County School District:

- (A) The following capital outlay projects ("Projects") at a total maximum cost of \$802,592,448.90:
  - (i) Acquiring land for, constructing and equipping a minimum of 14 new or replacement schools or equivalent classroom capacity, and adding to, modifying or reconfiguring such schools to accommodate increased student enrollment, mandatory class-size reductions, and programmatic changes;

specifically:

Oakley Elementary School Site  
Westlake High School Rebuild  
New Elementary School-North  
New Elementary School-South  
New Elementary School-South  
New Elementary School-South  
New High School-North  
Ridgeview Charter Middle School Partial Rebuild  
New Elementary School-Sandy Springs  
New Middle School-South  
New Elementary School-South  
New High School-North  
New High School-South  
New Middle School-North

(ii) Adding to, renovating, modifying and equipping the following 11 existing schools:

Alpharetta Elementary School  
Banneker High School  
Barnwell Elementary School  
Bethune Elementary School  
Centennial High School  
Chattahoochee High School  
Mimosa Elementary School  
Mountain Park Elementary School  
Nolan, Love T. Elementary School  
Roswell High School  
Roswell North Elementary School

(iii) Modifying, reconfiguring, equipping, upgrading and replacing, if necessary, existing buildings and facilities (including buildings and facilities to be constructed pursuant to this resolution, once completed)--e.g., roofing, plumbing, wiring, painting, water piping, HVAC, ADA renovations, infrastructure improvements, repaving, school safety and security, sports equity, physical education facilities, classroom additions, and program-driven modifications, as needed--including but not limited to the following:

Abbotts Hill Elementary School  
Alpharetta Elementary School  
Barnwell Elementary School

Bethune Elementary School  
Brookview Elementary School  
Campbell Elementary School  
Cogburn Woods Elementary School  
College Park Elementary School  
Conley Hills Elementary School  
Crabapple Crossing Elementary School  
Creek View Elementary School  
Dolvin Elementary School  
Dunwoody Springs Charter Elementary School  
Findley Oaks Elementary School  
Gullatt Elementary School  
Hapeville Elementary School  
Heards Ferry Elementary School  
Hembree Springs Elementary School  
Heritage Elementary School  
High Point Elementary School  
Hillside Elementary School  
Holmes, Hamilton E. Elementary School  
Jackson, Esther Elementary School  
Lake Forrest Elementary School Site  
Lake Windward Elementary School  
Lee, Seaborn Elementary School  
Lewis, S.L. Elementary School  
Liberty Point Elementary School  
Manning Oaks Elementary School  
Medlock Bridge Elementary School  
Mimosa Elementary School  
Mt. Olive Elementary School  
Mountain Park Elementary School  
New Elementary School-South  
New Elementary School-South  
New Elementary School-South  
New Elementary School-North  
New Elementary School-South  
New Elementary School-Sandy Springs  
New Prospect Elementary School  
Nolan, Love T. Elementary School  
Northwood Elementary School  
Oak Knoll Elementary School  
Oakley Elementary School Site  
Ocee Elementary School  
Palmetto Elementary School

Parklane Elementary School  
Randolph Elementary School  
Renaissance Elementary School  
River Eves Elementary School  
Roswell North Elementary School  
Shakerag Elementary School  
Spalding Drive Charter Elementary School  
State Bridge Crossing Elementary School  
Stonewall Tell Elementary School  
Summit Hill Elementary School  
Sweet Apple Elementary School  
Tubman, Harriet Elementary School  
West, Evoline C. Elementary School  
Wilson Creek Elementary School  
Woodland Charter Elementary School

Autrey Mill Middle School  
Bear Creek Middle School  
Camp Creek Middle School  
Crabapple Middle School  
Elkins Pointe Middle School  
Haynes Bridge Middle School  
Holcomb Bridge Middle School  
Hopewell Middle School  
Jones Hall Middle School Site  
McNair Middle School  
New Middle School-South  
New Middle School-North  
Northwestern Middle School  
Ridgeview Charter Middle School, Existing and Future Site  
River Trail Middle School  
Sandtown Middle School  
Sandy Springs Middle School  
Taylor Road Middle School  
Webb Bridge Middle School  
West, Paul D. Middle School  
Woodland Middle School, Existing and Future Site

Alpharetta High School  
Banneker High School  
Centennial High School  
Chattahoochee High School  
Creeside High School

Independence High School  
McClarin High School  
Milton High School  
New High School-North  
New High School-North  
New High School-South  
North Springs High School  
Northview High School  
Riverwood High School  
Roswell High School  
South Fulton High School Site  
Tri-Cities High School  
Westlake High School, Existing and Future Site  
North Fulton Crossroads Second Chance Center  
South Fulton Crossroads Second Chance Center

Administrative Center  
Jo Wells Education Center  
Flat Shoals Center  
Kimball Bridge Center, Maintenance North  
Maintenance South  
Milton Center and Connected Academy  
Professional Learning Center, South  
Teaching Museum North  
Teaching Museum South  
The Meadows Operations Center  
Transportation North  
Transportation South  
Warehouse North  
Warehouse South

- (iv) Acquiring land and preparing sites for possible future schools and facilities;
  - (v) Making system-wide technology improvements, including, but not limited to: acquisition and installation of instructional technology and information systems hardware and associated software, and infrastructure at all schools and selected other facilities; and
  - (vi) Replacing, purchasing, upgrading or supplementing capital equipment including, but not limited to, desks, chairs, tables, school buses, support vehicles, books, laboratory equipment, etc.
- (B) Retirement of outstanding general obligation debt of the Fulton County School

District previously incurred and issued with respect to capital outlay projects in the principal and interest amount of \$90,255,887.00, comprised of portions of Fulton County, Georgia, School District General Obligation Bond, Series 1991 and Series 1998, coming due between July 2007 and June 2012.

For the Atlanta Independent School System:

- (A) The Atlanta Board of Education shall apply a maximum of \$552,357,775.95 of the tax proceeds to the following capital outlay projects (“Projects”) to be undertaken in accordance with the priorities established in its current five-year facilities plan (“BuildSmart”) as well as any future updates:
  - (1) Acquiring land for, as necessary, constructing and equipping of a minimum of two (2) new schools to accommodate increased middle school capacity needs (northwest/east and southwest middle schools) and, if necessary, the equivalent student seating capacity and the necessary support spaces to accommodate any increases in the student enrollment, drastic shifts in the populations within specific school boundaries and /or mandatory reductions in pupil/teacher ratios.
  - (2) Constructing and equipping of a minimum of two (2) new elementary schools (north and Midtown/northeast elementary schools) and, if necessary, the equivalent student seating capacity and the necessary support spaces to accommodate any increases in the student enrollment, drastic shifts in the populations within specific school boundaries and /or mandatory reductions in pupil/teacher ratios.
  - (3) Additions, upgrades, and program driven renovations and modifications to expand or renovate instructional facilities consistent with the BuildSmart Master Facilities Plan and any updates. (For example, this would include construction of additional instructional spaces including new classrooms and the necessary, media centers, multipurpose facilities, and other renovations.)

<u>ELEMENTARY SCHOOLS</u>	<u>MIDDLE SCHOOLS</u>	<u>HIGH SCHOOLS</u>
Boyd ES	Bunch MS	Mays HS
Capital View ES	Carson MS	North Atlanta HS
Continental Colony ES	Parks MS	Southside HS
Dunbar ES	Sylvan MS	Therrell HS
Fain ES	Walden MS	
Fickett ES	Young MS	
C.W. Hill ES	Archer Building for use as a middle school	
Kimberly ES		
Lin ES		
Peyton Forest ES		
Rivers ES		
DH Stanton ES		

Venetian ES  
Waters ES  
Whitefoord ES  
Williams ES

- (4) Upgrading and/or replacing major building systems and making critical scheduled infrastructure improvements to the following facilities (for example, roofing, plumbing, HVAC – systems and controls, A.D.A. renovations, flooring, painting, electrical, and technology, as needed):

ELEMENTARY SCHOOLS

Adamsville  
Beecher Hills  
Benteen  
Bethune  
Blalock  
Brandon  
Cascade  
Centennial Place  
Connally  
Cleveland  
Cook  
East Lake  
Garden Hills  
Gideons  
Grove Park  
Herndon  
Hope  
Humphries  
Hutchinson  
Jackson  
Morningside  
Oglethorpe  
Parkside  
Perkerson  
Scott  
Slater  
Smith, Sarah  
Stanton, FL  
Thomasville  
Toomer  
Towns  
West Manor  
White

MIDDLE SCHOOLS

Brown  
Harper-Archer  
Price  
Turner

HIGH SCHOOLS

Crim



Woodson

- (5) Upgrading security/safety systems at all schools, as needed, including but not limited to, increased security measures that limit vehicular traffic, increased perimeter lighting, expanding electronic access controls upgrades to the security and fire alarm systems and the integration of fire alarms, security alarms and camera systems for maximum monitoring and control.
- (6) Providing Athletic fields and playfields improvements to support the physical education and athletics programs, as needed, that will include, but not be limited to, renovations at the Grady and Lakewood stadiums.
- (7) Providing Staff Development and Instructional Support facilities.
- (8) If, on further review and consistent with the BuildSmart Master Facilities Plan, it is determined that an identified facility is no longer required to accommodate the current student population, funds allocated to support that facility will be utilized on the facility designated to appropriately accommodate the impacted student population.

Section 2. Call for Election. The Fulton County Board of Education and Atlanta Board of Education hereby call, and request that the Board of Registration and Elections of Fulton County call, an election to be held in all the voting precincts in Fulton County on the 20<sup>th</sup> day of March, 2007, for the purposes of submitting to the qualified voters of Fulton County the question set forth in Section 3 below.

Section 3. Form of Ballot. The ballots to be used in such election should have written or printed thereon substantially the following language or such other language as may be required by law:

- ( ) YES      Shall the special one percent sales and use tax for educational purposes currently imposed in Fulton County be reimposed on July 1, 2007, upon the expiration of the current version, for not longer than 20 consecutive calendar quarters, to raise not more than \$1,445,206,111.85 to be used for the following educational purposes:
- ( ) NO

For the Fulton County School District:

- (1) for new schools, land, additions, renovations, equipment, and technology systems, at a total maximum cost of \$802,592,448.90 for the Fulton County School District as described in the Notice of Election.
- (2) to pay \$90,255,887.00 of principal and interest on outstanding bonds of the Fulton County School District as described in the Notice of Election and to reduce ad valorem property taxes by the amount that would be levied to satisfy such bonds; and

For the Atlanta Independent School System:

For capital outlay projects, including new schools, land, additions, renovations, equipment, and technology systems, at a total maximum cost of \$552,357,775.95, for the Atlanta Independent School System as described in the Notice of Election.

Section 4. Manner of Election. In accordance with O.C.G.A. § 21-2-540, the date of such election shall be, and the election is hereby set for, March 20, 2007. The polls of each election district of the County shall open at 7:00 a.m. and close at 7:00 p.m. The election shall be held in accordance with the election laws of the State of Georgia and the returns of said election shall be made to the Fulton County Board of Education, Atlanta Board of Education, and Board of Registration and Elections for the County, and the Boards of Education and Board of Registration and Elections shall, in the presence of and together with the several managers of the polls, bring up the returns, consolidate the returns and declare the results of the election in the manner required by law.

Section 5. Publication of Notice of Election. The Fulton County Board of Registration and Elections is hereby authorized and instructed to publish notice of said election as required by law in the newspaper in which sheriff's advertisements of the County are published, once a week for five (5) weeks immediately preceding the date of the election, i.e., March 20, 2007, and the notice of election shall be in substantially the form attached hereto as Exhibit "A", and, by this reference thereto, made a part hereof. Prior to the date of the election authorized herein, there shall be appointed proper Election Managers and Clerks to supervise and hold said election.

Section 6. Notice to Board of Registration and Elections. The Secretary of the Fulton County Board of Education and the Executive Secretary of the Atlanta Board of Education are hereby authorized and directed to deliver a copy of this resolution to the Chairman of the Fulton County Board of Registration and Elections with a request that the Chairman of the Fulton County Board of Registration and Elections order the call of this election or cause the call of this election to be ordered.

Section 7. Further Authority. The proper officers and agents of the School Boards and School Districts are hereby authorized to take any and all further actions as may be required in connection with the imposition of such sales and use tax, the acquisition, constructing, and equipping of the projects and the repayment of the general obligation debt as described herein.

Section 8. General Repeal. Any and all Resolutions or parts thereof in conflict herewith are hereby repealed.

Section 9. Effective Date. These Concurrent Resolutions shall take effect immediately upon adoption.

[SIGNATURES ON FOLLOWING PAGES]

FULTON COUNTY BOARD OF EDUCATION

By: \_\_\_\_\_  
Gail Dean, President

Attest:

\_\_\_\_\_  
Secretary

THIS 14th DAY OF DECEMBER, 2006.

ATLANTA BOARD OF EDUCATION

By: \_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary

THIS 11th DAY OF DECEMBER, 2006.