

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, 2012, 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 to be held November 8, 2011, 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) or the date that the maximum amount of proceeds to be raised from the imposition of the SPLOST shall have been collected, commencing on July 1, 2012, upon the expiration of the current version of SPLOST. Such tax shall raise the maximum amount of net proceeds of \$1,412,364,278, 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 \$855,401,447 (the actual amount of the proceeds to be determined by the ratio of Fulton County School District students to Atlanta Independent School students as determined by the latest FTE count prior to the referendum):
 - (i) Acquiring land for, constructing and equipping new or replacement schools or equivalent classroom capacity, and adding to, modifying or reconfiguring such schools to accommodate current and increased student enrollment, mandatory class-size reductions, and programmatic needs; specifically:

Elementary School - North

Elementary School - South

Elementary School - South
Middle School - North
Elementary School to Replace Esther Jackson Elementary School
Elementary School to Replace Heard's Ferry Elementary School
Elementary School to Replace Gullatt Elementary School
Elementary School - South
Elementary School - South
Middle School to Replace McNair Middle School

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

Riverwood High School
Taylor Road Middle School
Sandy Springs Middle School
Creek View Elementary School
High School on Bethany Bend
Banneker High School

- (iii) Modifying, reconfiguring, equipping, upgrading, acquiring, and replacing, including any necessary future site preparation, if necessary, new and 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 system 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
Birmingham Falls Elementary School
Brookview Elementary School
Campbell Elementary School
Clifftondale 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 Elementary School

Esther Jackson Elementary School
Feldwood Elementary School
Findley Oaks Elementary School
Gullatt, C.H. 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
Ison Springs Elementary School
Lake Forest Elementary School
Lake Windward Elementary School
Lee, Seaborn Elementary School
Lewis, S.L. Elementary School
Liberty Pointe Elementary School
Manning Oaks Elementary School
Medlock Bridge Elementary School
Mimosa Elementary School
Mount Olive Elementary School
Mountain Park Elementary School
Elementary School- North
Elementary School-Replacement North
Elementary School- Replacement North
Elementary School- Replacement South
Elementary School- Replacement South
Elementary School- Replacement South
Elementary School- South
Elementary School- South
New Prospect Elementary School
Nolan, Love T. Elementary School
Northwood Elementary School
Oak Knoll Elementary School
Oakley Elementary School
Ocee Elementary School
Palmetto Elementary School
Parklane Elementary School
Randolph, Phillip A. Elementary School
Renaissance Elementary School
River Eves Elementary School
Roswell North Elementary School
Shakeraq Elementary School

Spalding Drive Elementary School
States 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 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
McNair Middle School
Middle School- North
Middle School- Replacement South
Northwestern Middle School
Renaissance Middle School
Ridgeview Middle School
River Trail Middle School
Sandtown Middle School
Sandy Springs Middle School
Taylor Road Middle School
Webb Bridge School
West, Paul D. Middle School
Woodland Middle School

Alpharetta High School
Banneker High School
Bethany Road High School
Centennial High School
Chattahoochee High School
Creekside High School
Hughes, Langston High School
Independence High School
Johns Creek High School
Milton High School
McClarín High School

North Springs High School
Northview High School
Riverwood High School
Roswell High School
Tri-Cities High School
Westlake High School

Crossroads/Second Chance – North
Crossroads/Second Chance – South

Administrative Center
Facilities North Annex
Flat Shoals Center
Jo Wells Educational Center
Instructional Technology Center
Kimball Bridge Center (Maintenance North)
Maintenance South
Milton Center/Professional Learning Center North
Professional Learning Center South
Teaching Museum North
Teaching Museum South
The Meadows Operations Center
Transportation Center North
Transportation Center South
Warehouse North
Warehouse South

- (iv) Acquisition of the replacement Banneker High School through payment or prepayment of purchase price installments due under an intergovernmental agreement of sale;
- (v) Acquiring land and preparing sites for possible future schools and facilities;
- (vi) Making system-wide technology improvements, including, but not limited to: acquisition and installation of instructional technology and information systems hardware, software, and infrastructure at all schools and selected other facilities, and surveillance upgrades at schools and facilities as needed; and
- (vii) Replacing, purchasing, upgrading or supplementing capital equipment including, but not limited to, desks, chairs, tables, school buses, support

vehicles, instructional materials, 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 not-to-exceed principal and interest amount of \$57,000,000.

For the Atlanta Independent School System:

The Atlanta Board of Education shall apply a maximum of \$499,962,831 of the tax proceeds for the following capital outlay projects to be undertaken in accordance with the priorities established in its current five-year facilities plan (“BuildSmart”) and the 5 – Year Local Facilities Pan prepared for the Georgia Department of Education, as well as any future updates to either plan.

- 1. Projects consisting of new construction, renovation, modifications, additions and equipment for the following facilities:

ELEMENTARY SCHOOLS

Adamsville	Fain	Rivers
Beecher Hills	Fickett	Scott
Benteen	Finch	Slater
Bethune	Garden Hills	Smith, Sarah
Bolton Academy	Gideons	Smith Intermediate
Boyd	Grove Park	Springdale Park
Brandon	Heritage Academy	Stanton, D. H.
Brandon Primary	Herndon	Stanton, F. L.
Burgess Peterson	Hope	Thomasville
Capitol View	Humphries	Heights
Cascade	Hutchinson	Toomer
Centennial Place	Jackson	Towns
Cleveland	Jackson Primary	Usher
Connally	Jones, M. A.	Venetian Hills
Continental Colony	Kimberly	West Manor
Cook	Mary Lin	White
Deerwood	Miles	Whitefoord
Academy	Morningside	Woodson
Dobbs	Parkside	
Dunbar	Perkerson	
East Lake	Peyton Forest	

MIDDLE SCHOOLS

Brown	Kennedy	Sutton
Bunche	King M.L.	Sylvan
Coan	Long	Young
Harper-Archer	Parks	
Inman	Price	

HIGH SCHOOLS

BEST	Grady	South Atlanta
Carver	Jackson, Maynard	Therrell
Crim Open Campus	King, C.S.	Washington
Douglass	Mays	
Forrest Hill	North Atlanta	

ATHLETIC FACILITIES

Cheney site
Grady Stadium
Lakewood Stadium

LEASED SITES - CHARTER SCHOOL & CIVIC SITES

Anderson Park ES	J. C. Harris	Smith High Gym & Athletic Field
E.R. Carter ES	C. W. Hill ES	Sylvan Hills ES (Annex)
Chattahoochee	Hubert ES	Turner
Gilbert	Minnie Howell ES	Waters ES
Guice Elementary School	North Fulton	West Atlanta
Harper ES	Slaton	

EDUCATIONAL SUPPORT FACILITIES

Athletics	Transportation Department - Metro
Brewer Building	new North Transportation Ctr. – Blalock
Center for Learning and Leadership	Valerie Dial Thomas Facilities Services
Campbell Building	WABE FM/WPBA TV (Bismark or alternate facility)
Dean Rusk ES (former) Peterson elementary school	

VACANT BUILDINGS

Adair	Milton Avenue
Arkwright ES	C.M. Pitts ES
Carey ES	Pryor Street ES
Cooper Street	Walden Middle School
English Ave. Primary	A. D. Williams ES
The David T. Howard Building	Wright
Lakewood ES	

SCHOOL RELOCATION SITES

Archer HS
Blalock ES
Marshal

Oglethorpe
The Little White House@ Rivers

2. Upgrading and/or replacing major building systems and making critical scheduled infrastructure improvements, including but not limited to roofing, HVAC systems and controls, electrical, plumbing, flooring, painting, building envelope, doors, and windows to the following facilities:

ELEMENTARY SCHOOLS

Adamsville	Fain	Rivers
Beecher Hills	Fickett	Scott
Benteen	Finch	Slater
Bethune	Garden Hills	Smith, Sarah
Bolton Academy	Gideons	Smith Intermediate
Boyd	Grove Park	Springdale Park
Brandon	Heritage Academy	Stanton, D. H.
Brandon Primary	Herndon	Stanton, F. L.
Burgess Peterson	Hope	Thomasville
Capitol View	Humphries	Heights
Cascade	Hutchinson	Toomer
Centennial Place	Jackson	Towns
Cleveland	Jackson Primary	Usher
Connally	Jones, M. A.	Venetian Hills
Continental Colony	Kimberly	West Manor
Cook	Mary Lin	White
Deerwood	Miles	Whitefoord
Academy	Morningside	Woodson
Dobbs	Parkside	
Dunbar	Perkerson	
East Lake	Peyton Forest	

MIDDLE SCHOOLS

Brown	Kennedy	Sutton
Bunche	King M.L.	Sylvan
Coan	Long	Young
Harper-Archer	Parks	
Inman	Price	

HIGH SCHOOLS

BEST	Carver	
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Crim Open Campus	Jackson, Maynard	South Atlanta
Douglass	King, C.S.	Therrell
Forrest Hill	Mays	Washington
Grady	North Atlanta	

ATHLETIC FACILITIES

Cheney site
 Grady Stadium
 Lakewood Stadium

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3. Correct deficiencies related to safety to life, health, and sanitation as identified in annual fire and life safety inspections in all existing school buildings and sites.
4. Necessary modifications to comply with the Americans with Disabilities Act (ADA) in all existing school buildings and sites.
5. Additional or replacement Furniture, Fixtures, and Equipment (FFE) for all existing buildings.
6. Local school improvement requests involving minor projects deemed necessary to meet the interior facility educational needs at all existing school buildings.
7. Site Improvements involving projects deemed necessary to improve safety and security, storm water management, traffic control and optimization, and recreation at all existing school sites.
8. Purchase of land and other property required in connection with the development of new schools.
9. Make system wide technology improvements, including but not limited to: acquisition and installation of instructional technology and information systems hardware and associated software, and technology infrastructure at all schools and all other support facilities. Also, Broadband infrastructure between any and all facilities.
10. Installation or upgrading of security and safety systems as needed including, but not limited to, fencing, bollards, gates, and other site access controls, exterior lighting, electronic building and site access controls, security alarms, fire alarms, fire sprinkler systems, intercoms, security cameras and the integration of all low-voltage systems to optimize safety and security in all existing school buildings and sites.
11. Athletic improvements listed within the Athletic audit action Item 5-B including, but not limited to, improvements to physical education and athletic fields.
 - Provide synthetic turf practice fields at the following seven high schools:
 - BEST Academy
 - The New Schools at Carver
 - Coretta Scott King Young Woman Leaders Academy
 - Frederick Douglass High School
 - Maynard H. Jackson High School
 - South Atlanta High School
 - Booker T. Washington High School

- Completion of third playing venue for middle schools and high schools soccer, lacrosse and football at the Cheney site.
 - Replace track surface at the Cheney site and provide necessary improvements for track and field (long jump/triple jump, shot, discus, high jump, pole vault).
 - Provide enclosed and covered dugouts for baseball fields on all high school sites.
 - Provide two soccer goals and two football goal posts at all middle school athletic fields.
 - Purchase track and field equipment for the new Lakewood Stadium (hurdles-70, high jump pit and standards, pole vault pit and standards. Estimated costs \$25,000).
 - Construct a softball field at the Cheney site for girl's softball.
 - Provide scoreboards at all on-campus softball fields.
 - Provide necessary building level track and field equipment at each high school. These include hurdles (50 per school), high jump pit with standards, and discus protective standards and netting.
 - Construct a storage building for Therrell High School for athletic equipment. Building should also house female and male restrooms. Recommended size of the building, including restrooms, should be 500 square feet. May store all outdoor athletic equipment (track, soccer, football, softball, baseball, cross country, etc.). Building should have roll up garage type door. Estimated cost \$50,000.
12. Acquisition of school buses and other support vehicles to serve various schools and departments throughout the Atlanta Independent School System.
 13. Provide Staff Development and Instructional Support facilities.
 14. Provide debt service payments for a capital outlay project consisting of the acquisition, construction, reconstruction and equipping of a new high school including classrooms; an auditorium; a competition gymnasium and practice gymnasium; a football field, a multipurpose athletic field, a track, tennis courts, and other athletic facilities; parking; and other buildings and support facilities and spaces useful and desirable in connection with a high school.
 15. If, on further review and consistent with the BuildSmart Master Facilities Plan and the 5-Year Local 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.
 16. Should the cost of the projects listed above be less than the estimated \$499,962,831 all of the excess proceeds received by the Atlanta Independent School System will be allocated towards any outstanding construction, renovations, modifications, additions and equipment needs for any other facility, as needed, and as deemed consistent with priorities set forth in the current five-year facilities plan ("BuildSmart") and the 5 – Year Local Facilities Pan prepared for the Georgia Department of Education, as well as any future updates to either plan.

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 8th day of November, 2011, 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, 2012, upon the expiration of the
- () NO current such tax, for not longer than 20 consecutive calendar quarters, to raise not more than \$1,412,364,278 to be used for the following educational purposes:

For the Fulton County School District:

- (1) (A) for acquiring and developing land for, constructing and equipping, new and replacement schools and support facilities;
- (B) adding to, upgrading, reconfiguring, renovating, replacing, modifying and equipping existing and replacement schools, support facilities and athletic facilities;
- (C) making purchase price payments for the acquisition of a replacement school;
- (D) making system-wide technology improvements; and
- (E) acquiring school buses and support vehicles; and
- (2) to pay an amount not to exceed \$57,000,000 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 that would be levied to satisfy such bonds by the amount of sales and use tax for educational purposes so used,

in an amount not to exceed \$912,401,447 for the Fulton County School District, all as more fully described in the Notice of Election.

For the Atlanta Independent School System:

For capital outlay projects, including new schools, land, additions, renovations, equipment, debt service and technology systems, at a total maximum cost of \$499,962,831, for the Atlanta Independent School System as more fully 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, November 8, 2011. 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., November 8, 2011, 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: _____
Linda Schultz, President

Attest:

Secretary

THIS ____th DAY OF May, 2011.

ATLANTA BOARD OF EDUCATION

By: _____
Chair

Attest:

Secretary

THIS ____th DAY OF May, 2011.

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