

RESOLUTION

A RESOLUTION TO RATIFY AND AFFIRM ALL ACTIONS TAKEN THUS FAR IN FURTHERANCE OF THE SPOUT SPRINGS PHASE 2 PROJECT AND FOR SUCH OTHER PURPOSES.

WHEREAS, the Board of Commissioners of Hall County, Georgia (the “Board”) authorized the widening and improvement of Spout Springs Road, which road connects the Town of Braselton, Georgia and the City of Flowery Branch, Georgia, with such improvements including, but not limited to, improved lanes, bicycle and pedestrian facilities, greater road access management, better roadway curvature to enhance safety, and turn lanes where needed for safer roadway operations (the “Spout Springs Project”); and

WHEREAS, the parcel set forth in Exhibit A has been settled and resolved, said parcel is denoted on the plans for the Project, and are identified in Exhibit A attached hereto and made a part hereof, which details the parcel number, property owner, property address, purchase amount, moving expenses, closing costs, or additional costs; and

WHEREAS, the Board desires to ratify, approve, and affirm all actions taken by the County Attorney, any outside counsel retained by the County Attorney, the Chief Engineer, Croy, Stewart, Melvin, and Frost, LLP (“SMF”) and any other agents of the County acting under the direction of the County Attorney and/or the Chief Engineer to affect the purchase and/or negotiated settlement of the parcel as denoted on Exhibit A;

NOW, THEREFORE, BE IT RESOLVED by the Board, in regular session, as the managing and controlling body of the County, and it is hereby resolved by authority of the same as follows:

Section 1. All actions taken on behalf of the County by the County Attorney, any outside counsel retained by the County Attorney, Chief Engineer, Hall County Public Works, Croy, SMF, and other agents of the County acting under the direction of the County Attorney or the Chief Engineer in furtherance of the Project prior to the effective date of this Resolution, including the purchase of the parcel and the negotiated settlement of parcel set forth on Exhibit A, are hereby approved, ratified, and affirmed.

Section 2. The Board hereby approves, ratifies, and affirms the acquisition of any other interests in property necessary and proper for the construction of the Project which may have been acquired or have a negotiated settlement prior to the effective date of this Resolution.

Section 3. The Board hereby authorizes the Chairman to execute all documents in furtherance of the Project, and further approves, ratifies, and affirms the execution of all documents in furtherance of the Project.

Section 4. The Board hereby authorizes SMF and/or the Director of Public Works, or his designee, to execute any and all documents necessary to effectuate the property acquisitions which are ratified in this Resolution.

Section 5. If any paragraph, subparagraph, sentence, clause, phrase, or any portion of this Resolution shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this Resolution as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Resolution not so held to be invalid. It is hereby declared to be the intent of the Board to provide for separable and divisible parts, and it does hereby adopt any and all parts hereof as may not be held invalid for any reason.

This Resolution is adopted in regular session of the Board, this ____ day of _____, 2024, to become effective immediately upon its execution, the public health, safety, and general welfare demanding it.

**HALL COUNTY BOARD OF
COMMISSIONERS**

Richard Higgins, Chairman

ATTEST:
Jennifer Rivera, Clerk
(SEAL)

Approved as to form:

County Attorney
William J. Linkous, III

GEORGIA, HALL COUNTY.

I, JENNIFER RIVERA, do hereby certify that I am the Clerk of the Board of Hall County, Georgia.

I further certify that the foregoing pages constitute a true, correct, and exact copy of a Resolution passed by the Board on _____, 2024, and that the original of said Resolution is on file in the Hall County Commission Office, Hall County Government Center, 2875 Browns Bridge Road, Gainesville, Georgia 30504.

Given under my hand and seal of Hall County, Georgia this _____ day of _____, 2024.

JENNIFER RIVERA
Clerk of the Board of
Hall County, Georgia.

(SEAL OF HALL COUNTY)