

**RESOLUTION
OF THE MEMBERS OF THE
MCPHERSON IMPLEMENTING LOCAL REDEVELOPMENT AUTHORITY**

TO AMEND THE TERM OF THE TPS LEASE AND LICENSE AGREEMENTS

A meeting of the members (the "Members") of the McPherson Implementing Local Redevelopment Authority (the "Authority") was held on the 19th day of November, 2020. A quorum was present and voting throughout the aforementioned meeting. Upon motion duly made and seconded, the following resolutions were adopted by the Members of the Authority at such meeting: For all purposes hereof, this resolution, as a whole, shall be referred to as the "Resolution."

WHEREAS, the Authority operates a portion of the former Fort McPherson military installation ("base") and is charged with redeveloping same which rests inside the territorial limits of the City of Atlanta; and

WHEREAS, the Authority has the sole responsibility for the redevelopment of the former base; and

WHEREAS, the Authority sold a portion of the base to 45 Fortified LLC; and

WHEREAS, the Authority approved the leasing of certain property from TPS at Fort MAC, LLC at its May 5, 2020 Board meeting; and

WHEREAS, at the same meeting the Authority approved the licensing of the same property to TPS at Fort MAC, LLC; and

WHEREAS, due to the ongoing concerns related to COVID-19 and the effectiveness of the arrangement for both parties, TPS at Fort MAC, LLC and the Authority have agreed to amend the term of the lease and the license to allow for a twelve (12) month extension starting December 1, 2020 instead of the two (2) three (3) months extensions contemplated in the agreements; and

WHEREAS, the Members of the Authority have determined that it is advisable and in the best interests of the Authority to amend the term of the lease and license for the longer period.

NOW, THEREFORE, BE IT RESOLVED, that the Chair, Vice Chair or the Executive Director, be and they hereby are, authorized and empowered, for and on behalf of the Authority to: amend the term of the lease and subsequent license agreements with TPS at Fort MAC, LLC approved at the May 5, 2020 and amended at the May 21, 2020 meeting by modifying the term to allow for an extension of twelve (12) months form December 1, 2020 instead of the two (2) three (3) month renewals currently contemplated in same.

FURTHER RESOLVED, that all other acts and doings of the officers, employees or agents of the Authority whether done before, on or after the date of adoption of this Resolution which are in conformity with the purposes and intent of this Resolution, and in the furtherance of

the execution, delivery, filing and performance of the matters contemplated herein shall be, and the same hereby are, in all respects approved, ratified and confirmed.

FURTHER RESOLVED, that if any one or more of the provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separate from the remaining agreements and provisions and shall in no way effect the validity of any of the other agreements and provisions hereof.

FURTHER RESOLVED, that the actions provided for in the foregoing resolutions be commenced as soon as practicable.

FURTHER RESOLVED, that this Resolution shall take effect immediately upon its adoption by the Members, any provisions of any previous resolutions in conflict with the provisions herein are hereby superseded or repealed (as and to the extent of any such conflict), and any procurement policies previously adopted by the Members which are in conflict with the actions taken in this Resolution are hereby waived.

FURTHER RESOLVED, that the Secretary of the Authority is hereby directed to file a copy of this Resolution with the minutes of the proceedings of the Authority.

[SIGNATURE PAGE TO FOLLOW]

Adopted and approved this 19th day of November, 2020.

**MCPHERSON IMPLEMENTING LOCAL
REDEVELOPMENT AUTHORITY**

By: 
Cassius Butts, Chair

(SEAL)


ATTEST

By: 
Secretary

CERTIFICATE OF SECRETARY

The undersigned Secretary of **MCPHERSON IMPLEMENTING LOCAL REDEVELOPMENT AUTHORITY** (the "Authority") **DOES HEREBY CERTIFY** (i) that the foregoing pages of typewritten matter constitute a true and correct copy of the Resolution of the Authority (the "Resolution") adopted on the 19th day of November, 2020, by the Members of the Authority in Regular Session, as part of a meeting duly called and held, at which a quorum was present and acting throughout, and (ii) that the original of the Resolution appears of record in the Minute Book of the Authority, which is in my custody and control and will be made available for public inspection.

Given under my hand and the corporate seal of the Authority, this 19th day of November 2020.


Secretary