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A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ROME, GEORGIA

A RESOLUTION IN SUPPORT OF THE CALLING OF AN ELECTION TO DETERMINE THE QUESTION OF THE REIMPOSITION OF A 1 PERCENT SALES AND USE TAX FOR EDUCATIONAL PURPOSES AS AUTHORIZED BY THE CONSTITUTION OF THE STATE OF GEORGIA; AND FOR OTHER PURPOSES:

WHEREAS, Article VIII, Section VI, Paragraph IV of the Constitution of the State of Georgia and Official Code of Georgia Annotated Section 48-8-140 *et seq.* (collectively, the "Amendment") 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 1 percent sales and use tax to be used by school districts for educational purposes (the "SPLOST") conditioned upon approval by a majority of the qualified voters within the boundaries of each such school district voting in an election held therein; and

WHEREAS, the City of Rome, Georgia (the "City" or the "City of Rome") constitutes an independent school district known as the City of Rome School System (the "Rome School System"), which is operated for and on behalf of the City by the Rome Board of Education (the "Rome School Board"); and

WHEREAS, the SPLOST for educational purposes is currently being imposed in Floyd County (the "County") and will expire on the earlier of March 31, 2009 or the date that the maximum amount of proceeds to be raised from the imposition of the SPLOST shall have been collected; and

WHEREAS, the Amendment requires that the board of education of each county school district and the board of education of each independent school district within such county adopt concurrent resolutions with respect to the imposition, levy and collection of any SPLOST; and

WHEREAS, the Rome School Board, pursuant to a resolution duly adopted on April 18, 2008 (the "Rome School Board Resolution"), a certified copy of which has been delivered to the City Commission, has approved the submission of the question of the reimposition of the SPLOST to the qualified voters of the City and has requested that the City demonstrate support for the reimposition of the SPLOST for the benefit of the Rome School System; and

WHEREAS, the City Commission of the City of Rome (the "City Commission") concurs with the Rome School Board's determination that there exists a need to construct, replace, add to, renovate, remove, repair, improve and equip existing school buildings and other buildings and facilities useful or desirable in connection therewith, including East Central Elementary, Elm Street Elementary, Main Elementary, North Heights Elementary, Southeast Elementary, West Central Elementary, West End Elementary, Rome Middle School, Rome High School, Rome Transition Academy, the maintenance center and the central office, demolish the existing Anna K. Davie Elementary and construct and equip a new Anna K. Davie Elementary at its current site, add new classrooms at East Central Elementary, Elm Street Elementary, Main Elementary, North Heights

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Elementary, Southeast Elementary, West Central Elementary, West End Elementary, Rome Middle School and Rome High School, acquire system-wide technology improvements and equipment, acquire school buses and other school-related vehicles and transportation facilities, acquire the necessary property therefor, both real and personal and to pay or reimburse the expenses of the Rome School System necessary to accomplish the foregoing, all at a maximum cost of \$30,163,770 (the "Projects"); and

WHEREAS, the City concurs with the Rome School Board that the most feasible plan for providing funds to pay or to be applied toward the cost of the Projects is by the reimposition of the SPLOST within Floyd County; and

WHEREAS, under the Amendment and the Constitution and laws of the State of Georgia, and pursuant to a resolution adopted by the Board of Education of Floyd County, and the Rome School Board Resolution, it is necessary to submit to the qualified voters of Floyd County the question of whether a SPLOST should be reimposed; and

WHEREAS, the City Commission concurs with the determination of the Rome School Board that it is in the best interests of the citizens of the City that its portion of the proceeds of the SPLOST, if authorized, be used to pay or to be applied toward the cost of the Projects, and to pay expenses incident to accomplish the foregoing; and

WHEREAS, the Rome School Board has determined that the maximum cost of the capital projects to be financed with the SPLOST shall be \$30,163,770.

WHEREAS, pursuant to the Amendment, each of the Projects is a project authorized to be financed through the reimposition of the SPLOST; and

WHEREAS, pursuant to the provisions of the Amendment, it is necessary to submit to the qualified voters of the City of Rome the question of whether the SPLOST shall be reimposed for the purpose set forth in the notice of election; and

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Rome and it is hereby resolved by authority of the same, as follows:

1. Subject to approval of a majority of the qualified voters of Floyd County at the election hereinafter authorized, the City Commission endorses the levy and collection within Floyd County of a SPLOST on all sales and uses within Floyd County, a percentage of which will be distributed to the Rome School System to be used and applied for the educational purposes of constructing, replacing, adding to, renovating, removing, repairing, improving and equipping existing school buildings and other buildings and facilities useful or desirable in connection therewith, including East Central Elementary, Elm Street Elementary, Main Elementary, North Heights Elementary, Southeast Elementary, West Central Elementary, West End Elementary, Rome Middle School, Rome High School, Rome Transition Academy, the maintenance center and the central office, demolishing the existing Anna K. Davie Elementary and constructing and equipping a new Anna K. Davie Elementary at its current site, adding new classrooms at East Central Elementary, Elm Street Elementary, Main Elementary, North Heights Elementary, Southeast

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Elementary, West Central Elementary, West End Elementary, Rome Middle School and Rome High School, acquiring system-wide technology improvements and equipment, acquiring school buses and other school-related vehicles and transportation facilities, acquiring the necessary property therefor, both real and personal and to pay or reimburse the expenses of the Rome School System necessary to accomplish the foregoing.

2. In accordance with O.C.G.A. § 21-2-540, the date of such election has been set by the Rome School Board as September 16, 2008. The polls of each election district of the City shall open at 7 a.m. and close at 7 p.m., and 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 Rome School Board, the Floyd Board of Education and the Board of Elections and Registration of Floyd County (who supervises elections for the City and the Floyd County School District), who shall, in the presence of and together with the several managers of the polls who shall bring up the returns, consolidate the returns and declare the results of the election in the manner required by law.

3. The City Commission hereby concurs with the publication of the notice of said election as required by law in the newspaper in which Sheriff's advertisements for Floyd County are published, once a week for five weeks immediately preceding the date of the election, i.e., September 16, 2008, and the notice of election shall be in substantially the form attached as Exhibit "A," to the Rome School Board Resolution.

4. The proper officers and agents of the City are hereby authorized to take any and all further actions as may be required in connection with the imposition of such SPLOST as herein provided.

5. Any and all resolutions or ordinances or parts thereof in conflict herewith be, and the same are, hereby repealed.

6. This Resolution shall take effect immediately upon its adoption.

This 5th day of May, 2008.

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Wright Bagby, Mayor
Rome City Commission

Attest: _____
Joseph F. Smith, Secretary
Rome City Commission

(SEAL)

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SECRETARY'S CERTIFICATE

GEORGIA, FLOYD COUNTY

I, Joseph F. Smith, Secretary of the City Commission of the City of Rome, **DO HEREBY CERTIFY** that the foregoing pages constitute a true and correct copy of a resolution adopted by the City Commission of the City of Rome at an open public meeting duly called and lawfully assembled at 6:30 p.m. on May 5, 2008, in connection with the calling of an election pertaining to the reimposition of a 1 percent sales and use tax, the original of such resolution being duly recorded in the Minute Book of the City Commission, which Minute Book is in my custody and control.

WITNESS my hand and the official seal of the City of Rome, Georgia, this May 5, 2008.

Joseph F. Smith, Secretary

(S E A L)