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4/21/06

BOARD OF COMMISSIONERS OF FULTON COUNTY

FULTON COUNTY GOVERNMENT CENTER
141 PRYOR STREET, S.W.
ATLANTA, GEORGIA 30303

Karen C. Handel
CHAIRMAN
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FULTON COUNTY

April 21, 2006

VIA HAND DELIVERY

RE: Sale of the Bellwood Quarry

Dear Mayor Franklin and City Council:

On behalf of the Board of Commissioners, I am transmitting the terms and conditions under which the sale of the Bellwood Quarry was approved on April 19, 2006.

- The County agrees to sell the Quarry for $15.2 million to be paid within 90 days after closing.
- The County will be allocated a minimum of 175 beds in the City's Detention Center at the current rate being paid by the County. ($68 per day/per inmate)
- The County will transfer, as appropriate, its lease with Vulcan to the City to coincide with closing.
- The City commits to aggressively and proactively urging Immigration and Customs Enforcement to seek alternate space for its inmates at the City Detention Center, within 90 days, and should those beds become available, the City will give the County the right of first refusal to these beds, or any other beds that might become available, at the same rate now currently being paid by the County.
- The City commits to continue to work with the County regarding the jail overcrowding issue in recognition of the fact that the matter is of serious concern to both jurisdictions and in the best interests of all citizens.
- No portion of the property containing the Bellwood Quarry may be used for the storage or overflow of raw or minimally treated sewage or wastewater. Violation of this provision shall cause title to the Quarry property to revert to Fulton County. This provision is to be included in any purchase-and-sale agreement as well as the deed transferring the property.

In addition, the Board of Commissioners urges you and the City Council to implement Article 5 of the City's Agreement with the U.S. Marshal Service to terminate its bed allocation and to enter into a contract with the County for the same number of beds and at the same rate, thus ensuring the City will have continued revenue.

Sincerely,

Karen C Handel

Karen C. Handel
Chair

cc: Board of Commissioners
OV Brantley, County Attorney
Thomas C. Andrews, County Manager