

**STATE OF GEORGIA
COUNTY OF HENRY
CITY OF STOCKBRIDGE**

RESOLUTION NO.

B16-753

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL
AGREEMENT WITH THE DOWNTOWN DEVELOPMENT
AUTHORITY OF THE CITY OF STOCKBRIDGE TO ESTABLISH A
FAÇADE GRANT PROGRAM**

WHEREAS, the City of Stockbridge ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia and is charged with being fiscally responsible concerning the use and expenditure of all public funds;

WHEREAS, Section 1.12(b)(41) of the City Charter, the City is vested with certain broad powers "to exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants;"

WHEREAS, Section 1.12(b) of the City Charter states that "the powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city;"

WHEREAS, pursuant to Article 9, Section 3, Paragraph 1 of the Constitution of the State of Georgia, the City and the Downtown Development Authority of the City of Stockbridge (the "DDA") have the authority to contract with each other to provide for the provision of services, which the contracting parties are authorized by law to undertake or provide;

WHEREAS, pursuant to O.C.G.A. § 36-42-8(a)(5) the DDA has the power to finance (by loan, grant, lease, or otherwise), repair, remodel, renovate, rehabilitate, modify, maintain or improve projects and to pay the cost of any project from any contributions or loans by persons, corporations, partnerships (whether limited or general), or other entities, all of which the authority is authorized to receive, accept, and use;

WHEREAS, it is proposed that the DDA provide certain façade grants to repair, remodel, renovate, rehabilitate, modify, maintain or improve the facades of certain buildings within the downtown development area of the DDA (the "Project");

WHEREAS, the City desires to provide financial support to the DDA for the Project;

WHEREAS, the City specifically finds that the Project promotes and protects the safety, health, peace, security, good order, comfort, convenience, and general welfare of the city and its inhabitants;

WHEREAS, the Mayor and Council believe that the Project is in the best interest of the City and its citizens;

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED as follows:

Section 1. **Authorization** – The Mayor and Council of the City of Stockbridge hereby authorizes up to \$5,000 for the Project and directs the City Attorney to prepare an intergovernmental agreement with the DDA to provide for the City’s support of the Project.

Section 2. **Documents** – The Mayor, Mayor Pro Tem and City Clerk are authorized to execute, attest to, and seal the intergovernmental agreement and any other documents which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

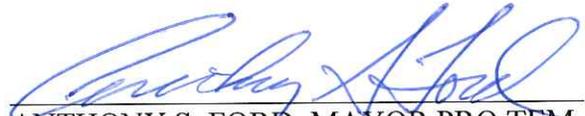
Section 3. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 4. **Repeal of Conflicting Provisions** - All City resolutions inconsistent with this Resolution are hereby repealed.

Section 5. **Effective Date** - This Resolution shall be effective immediately upon the date of its adoption by the City Council and Mayor as provided in the City Charter.

SO August RESOLVED, this 30th day of August, 2016.

CITY OF STOCKBRIDGE, GEORGIA


ANTHONY S. FORD, MAYOR PRO TEM

ATTEST:


VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:


MICHAEL WILLIAMS, CITY ATTORNEY