STATE OF GEORGIA
COUNTY OF HENRY
CITY OF STOCKBRIDGE

RESOLUTION NO. – R13-539

A RESOLUTION TO FUND PROJECTS FROM THE CITY'S GENERAL FUND TO BE REPAID WITH PROCEEDS FROM THE SPECIAL PURPOSE LOCAL OPTION SALES TAX IV; TO RATIFY ANY AND ALL ACTIONS TAKEN CONSISTENT WITH THIS RESOLUTION; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL INCONSISTENT PROVISIONS; AND FOR OTHER PURPOSES.

WITNESSETH:

WHEREAS, the City of Stockbridge, Georgia ("City") is a public body, corporate and politic, duly chartered as a municipal corporation and existing under the laws of the State of Georgia; and

WHEREAS, on November 5, 2013, the voters in Henry County will be asked to approve a referendum for the collection of a 1% Special Purpose Local Option Sales Tax IV ("SPLOST"); and

WHEREAS, the proceeds of the SPLOST will be used by Henry County and the municipalities located therein to fund certain capital improvement projects; and

WHEREAS, the SPLOST ballot to be submitted to the voters will provide that the proceeds will be used by the City to finance the following projects: (1) roads, bridges, sidewalks and transportation facilities; (2) public safety facilities and equipment; (3) public works facilities and equipment; and (4) parks and recreation facilities and equipment; and

WHEREAS, the City has certain current capital improvement projects that will be funded by SPLOST that must be immediately addressed, particularly:

(1) Design and/or construction of regional road projects;
(2) Land acquisition for water provision, major equipment acquisition and installation, major equipment inventory mechanisms, buildings, and facilities;
(3) Sewerage construction, major equipment acquisition and installation, and facilities;
(4) Public works land acquisition, buildings, facilities, roads, streets, bridges, sidewalks;
(5) Recreation facilities and major equipment; and
(6) Public safety major equipment, buildings, facilities, and vehicles; and;

WHEREAS, Georgia law permits a city to use proceeds from its general fund to fund SPLOST eligible projects and repay same from SPLOST proceeds when they are collected; and

WHEREAS, the City intends to fund the currently needed capital improvement projects from its general fund and repay same if the SPLOST is approved by the voters; and

WHEREAS, in the event the SPLOST is not approved by the voters, then the projects will simply be funded from the general fund.

THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKBRIDGE, GEORGIA, AS FOLLOWS:

1. **Funding of SPLOST eligible projects from the general fund.** The City hereby approves the funding of the following SPLOST eligible capital improvement projects from its general fund:

   (1) Design and/or construction of regional road projects;
   (2) Land acquisition for water provision, major equipment acquisition and installation, major equipment inventory mechanisms, buildings, and facilities;
   (3) Sewerage construction, major equipment acquisition and installation, and facilities;
   (4) Public works land acquisition, buildings, facilities, roads, streets, bridges, sidewalks;
   (5) Recreation facilities and major equipment; and
   (6) Public safety major equipment, buildings, facilities, and vehicles.

2. **Repayment of the general fund from SPLOST proceeds.** The City will reimburse its general fund from the proceeds of the SPLOST if it is approved by the voters. If the SPLOST is not approved by the voters, the projects will be funded from the City's general fund.

3. **Ratification.** Any action heretofore taken that is in compliance with the terms of this Resolution are hereby ratified.

4. **Severability.** In the event any portion of this Resolution shall be declared or adjudged invalid or unconstitutional, it is the intention of the City Council that such adjudication shall in no manner affect the other sections, sentences, clauses or phrases of this Resolution which shall remain in full force and effect as if the invalid or unconstitutional section, sentence, clause or phrase were not originally part of the Resolution.

5. **Repeal of Inconsistent Provisions.** Except as otherwise provided herein, all resolutions or parts of resolutions in conflict with this resolution are hereby repealed.

6. **Effective Date.** This resolution shall become effective immediately upon its adoption by the City Council.

SO RESOLVED, this the 12th day of August, 2013.

CITY OF STOCKBRIDGE, GEORGIA

MARK A. ALARCON, MAYOR

ATTEST:

RHONDA A. BLACKMON, CITY CLERK

APPROVED AS TO FORM:

WILLIAM J. LINKOUS, III, CITY ATTORNEY