

RESOLUTION NO. R18-975

**RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO SIGN REQUEST FOR EXTENSION OF TIME TO NEGOTIATE SERVICE DELIVERY ACT AGREEMENT; PROVIDING FOR SEVERABILITY, REPEALING INCONSISTENT RESOLUTIONS, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.**

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City;

WHEREAS, pursuant to the Georgia Service Delivery Act, the current Service Delivery Strategy Agreement ("SDS Agreement") between Henry County ("County") and the municipalities within its jurisdiction must be revised and a new agreement entered by the County and all municipalities located within the County;

WHEREAS, although the City has been in negotiations with the County, as well as all the other municipalities within the County for months, at the present time no revised Service Delivery Strategy Act agreement has been negotiated - and the deadline for reaching such a compromise is nearing;

WHEREAS, the City (as well as the County and the other County municipalities) believes it prudent to request that the existing SDS Agreement continue in effect until such time as a new Agreement is negotiated by and between the parties;

WHEREAS, the City believes this appropriate in order to ensure that the City remains entitled to receive of any and all grants or funding that may otherwise be available by the State;

WHEREAS, the City wishes to extend the existing SDS Agreement for only that period of time authorized by the Georgia Department of Community Affairs, or until another new such Agreement is enacted, whichever period is shorter;

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES AS FOLLOWS;

**Section 1. Authorization of Request for Extension.** – The Mayor and/or City Manager is authorized to execute the Service Delivery Strategy Act Extension Document attached hereto as Exhibit A. This request for extension shall only seek to extend the existing SDS Agreement from the date of adoption for the period of time authorized by the Georgia Department of Community Affairs, or until such time as another Service Delivery Agreement is approved, whichever period is shorter.

**Section 2. Approval of Execution** - The Mayor is hereby authorized to sign all documents and to perform all other acts necessary to effectuate this Resolution on behalf of the City of

Stockbridge. The City Clerk is authorized to execute, attest to, and seal any document which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

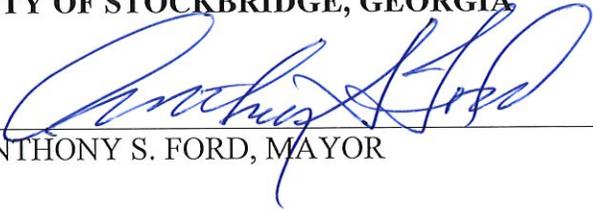
Section 3. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

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

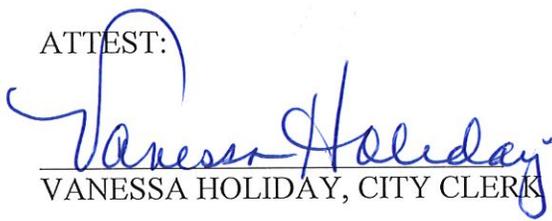
Section 5. **Effective Date** - This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

SO RESOLVED, this the 25<sup>th</sup> day of September, 2018.

**CITY OF STOCKBRIDGE, GEORGIA**

  
\_\_\_\_\_  
ANTHONY S. FORD, MAYOR

ATTEST:

  
\_\_\_\_\_  
VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:

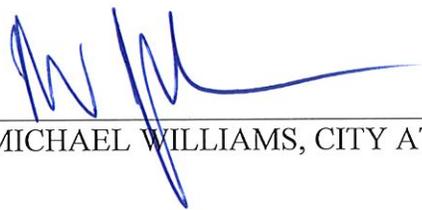
  
\_\_\_\_\_  
MICHAEL WILLIAMS, CITY ATTORNEY

Exhibit A



**SERVICE DELIVERY STRATEGY**

**FORM 5: Certifications for Extension of Existing SDS**

**Instructions:** This two page form must, at a minimum, be signed by an authorized representative of the following governments: 1) the county; 2) the city serving as the county seat; 3) all cities having a 2010 population of over 9,000 residing within the county; and 4) no less than 50% of all other cities with a 2010 population of between 500 and 9,000 residing within the county. Cities with a 2010 population below 500 and local authorities providing services under the strategy are not required to sign this form, but are encouraged to do so.

If the strategy for providing **ANY** local service is being revised, FORM 5 CANNOT be used. When revisions are necessary, a submittal MUST include updates to FORM 1, FORM 2, and FORM 4 that cover ALL local services.

**COUNTY: TYPE COUNTY NAME HERE**

We, the undersigned authorized representatives of the jurisdictions listed below, certify that:

1. We have reviewed our existing Service Delivery Strategy (SDS) and have determined that it continues to accurately reflect our preferred arrangements for providing **ALL** local services throughout our county and no changes in our Strategy are needed at this time. We authorize its extension until:

Select <u>1</u> box, below	Type End-Year Below
<input type="checkbox"/> <b>February 28,</b>	<b>YEAR</b>
<input type="checkbox"/> <b>June 30,</b>	
<input type="checkbox"/> <b>October 31,</b>	

2. Each of our governing bodies (County Commission and City Councils) that are a party to this strategy have adopted resolutions agreeing to the Service Delivery arrangements identified in our strategy and have executed agreements for implementation of our service delivery strategy (O.C.G.A. 36-70-21);
3. Our service delivery strategy continues to promote the delivery of local government services in the most efficient, effective, and responsive manner for all residents, individuals and property owners throughout the county (O.C.G.A. 36-70-24(1));
4. Our service delivery strategy continues to provide that water or sewer fees charged to customers located outside the geographic boundaries of a service provider are reasonable and are not arbitrarily higher than the fees charged to customers located within the geographic boundaries of the service provider (O.C.G.A. 36-70-24 (2));
5. Our service delivery strategy continues to ensure that the cost of any services the county government provides (including those jointly funded by the county and one or more municipalities) primarily for the benefit of the unincorporated area of the county are borne by the unincorporated area residents, individuals, and property owners who receive such service (O.C.G.A. 36-70-24 (3));
6. Our Service Delivery Strategy continues to ensure that the officially adopted County and City land use plans of all local governments located in the County are compatible and nonconflicting (O.C.G.A. 36-70-24 (4)(A));
7. Our Service Delivery Strategy continues to ensure that the provision of extraterritorial water and sewer services by any jurisdiction is consistent with all County and City land use plans and ordinances (O.C.G.A. 36-70-24 (4)(B)); and
8. DCA has been provided a copy of this certification and copies of all forms, maps and supporting agreements needed to accurately depict our agreed upon strategy (O.C.G.A. 36-70-27).