

**STATE OF GEORGIA
COUNTY OF DEKALB
CITY OF BROOKHAVEN
BA2020001**

ORD-2019-12-04

AN ORDINANCE TO AMEND THE 2020 STORMWATER FUND BUDGET IN THE AMOUNT OF \$3,667,800.00; ACCEPTING FUNDING IN THE AMOUNT OF \$2,750,850 PROVIDED BY THE U.S. FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND \$366,780.00 PROVIDED BY THE GEORGIA EMERGENCY MANAGEMENT AGENCY AND HOMELAND SECURITY AGENCY (GEMA/HS); ALLOCATING \$550,170 FROM THE STORMWATER FUND BALANCE; APPROVAL TO PURCHASE CERTAIN PROPERTIES THROUGH THE HAZARD MITIGATION GRANT PROGRAM (HMGP) 4284-0051; APPROVING ALL TERMS SET FORTH IN THE HMGP RECIPIENT-SUBRECIPIENT AGREEMENT AND PROHIBITING EXPENDITURES FROM EXCEEDING ACTUAL FUNDING SOURCES, AND FOR OTHER PURPOSES

WHEREAS, the Official Code of Georgia Annotated, Chapter 36, Section 81, Subsection 3, requires that each local government adopt a balanced budget for all required funds; and

WHEREAS, the Official Code of Georgia Annotated, Chapter 36, Section 81, Subsection 3, Paragraph (d) allows a local government to amend its budget to adapt to changing governmental needs during the budget period; and

WHEREAS, the City maintains a stormwater budget for purposes of enhancing the safety and protection of all within the municipal borders of the City; and

WHEREAS, certain properties have been designated by FEMA following a recommendation by GEMA/HS as being at high risk for hazardous funding; and

WHEREAS, FEMA and GEMA/HS have awarded funds to the City per HMGP 4284-0051 for the acquisition of those properties and desires to enter into an agreement with the City to purchase said properties should the owners desire to participate in the voluntary program; and

WHEREAS, the City of Brookhaven maintains balanced budgets, such that anticipated funding sources equal or exceed the proposed expenditures.

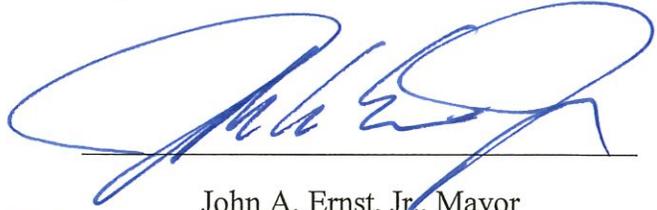
NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BROOKHAVEN HEREBY ORDAINS, AS FOLLOWS:

1. The City Council authorizes the Mayor to sign the Recipient-Subrecipient Agreement with FEMA and GEMA/HS accepting funds and all terms therein.
2. The City Manager and any designee thereof may promulgate all necessary internal rules and controls, regulations and policies to ensure that this budget ordinance is followed.
- 3.

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4. Should any section of this ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the resolution as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

SO ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROOKHAVEN, THIS 10th DAY OF DECEMBER, 2019.

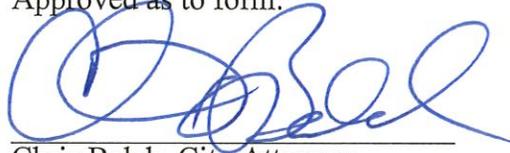


John A. Ernst, Jr., Mayor

Attest: 
Susan Hiott, City Clerk



Approved as to form:


Chris Balch, City Attorney