

**AN ORDINANCE TO ESTABLISH THREE NEW PROJECTS AND AMEND THE SPECIAL TAX DISTRICT FUND AND CAPITAL IMPROVEMENT FUND BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING AN AMOUNT NOT TO EXCEED \$190,000 FROM THE SPECIAL TAX DISTRICT FUND BALANCE TO CAPITAL IMPROVEMENT FUND EXPENDITURE ACCOUNT, ALLOWING THE FINANCE DEPARTMENT TO MAKE TECHNICAL CHANGES AS NECESSARY, 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 of Brookhaven has entered into Community Service Agreements with Children's Health Care of Atlanta (CHOA) and Emory University as part of the major development of both campuses; and

**WHEREAS**, as part of the Community Service Agreement, City of Brookhaven, CHOA and Emory University are committed to improve traffic flow and travel time, reduce congestion, and provide alternate mode of transportation to the area; and

**WHEREAS**, the City of Brookhaven is in the process of initiating discussions with GDOT, CHOA and Emory University to develop concept, identify the appropriate location and take on two pedestrian bridge and one vehicular bridge major projects; and

**WHEREAS**, these three projects will be established, and purchase orders will be issued to several responsible and responsive Consultants to assist the City in concept development, design scope development, request for design proposal documents and manage the design and bidding process; and

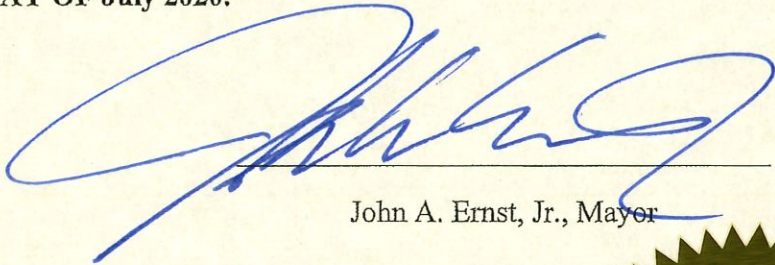
**WHEREAS**, the City of Brookhaven maintains balanced budgets, such that anticipated funding sources equal or exceed the proposed expenditures.

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

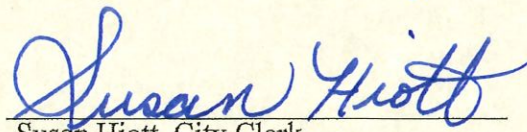
1. The amendment of the FY 2020 budget of the City of Brookhaven for the appropriation of Special Tax District Fund Balance and Capital Improvement Fund expenditures in the amount of 190,000 is hereby approved.

2. The City Council authorizes the City Manager or his designee to take any action necessary to complete this ordinance.
3. 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.
4. The Projects established by this Ordinance are:
  - a. Pedestrian Bridge over I-85 from Executive Park S to W. Druid Hills Drive/Peachtree Creek Phase II - \$54,000
  - b. Pedestrian Bridge over N. Druid Hills from Emory Campus to CHOA Campus - \$71,000
  - c. Vehicular Bridge connection over I-85 from Executive Park S to Buford Highway/SR 13 - \$65,000

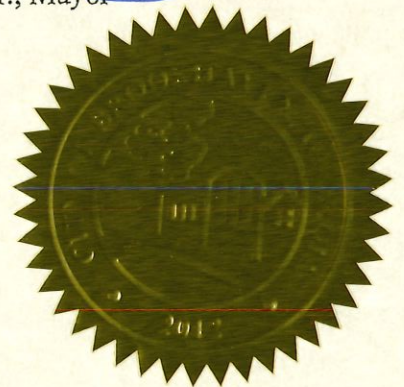
**SO, ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROOKHAVEN, THIS 28<sup>rd</sup> DAY OF July 2020.**



John A. Ernst, Jr., Mayor

Attest:   
Susan Hiott, City Clerk

{City Seal}



Approved as to form:



Christopher D. Balch, City Attorney