

STATE OF GEORGIA  
COUNTY OF DEKALB  
CITY OF BROOKHAVEN  
BA2021004

ORD-2021-03-05

**AN ORDINANCE TO ESTABLISH A NEW PROJECT AND AMEND THE GENERAL AND CIP FUND BUDGETS FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING AN AMOUNT OF \$83,000 FROM THE GENERAL FUND SIDEWALK BANK ASSIGNED FUND BALANCE TO THE CIP FUND INFRASTRUCTURE EXPENDITURE ACCOUNT FOR FUNDING THE DESIGN OF ASHFORD DUNWOODY/PERIMETER SUMMIT PARKWAY IMPROVEMENTS (MT-05) PROJECT, 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 Council has adopted Ashford Dunwoody Corridor Study on April 25, 2017; and

**WHEREAS**, the adopted Study recommended ten short term projects, six mid-term projects and one long term project; and

**WHEREAS**, the City of Brookhaven has completed nine short term projects, one mid-term project and working on one short-term project and two mid-term projects; and

**WHEREAS**, the Perimeter Community Improvement District (PCID) has undertaken the engineering design of Ashford Dunwoody/Perimeter Summit Parkway improvements (MT-05) and funded \$150,000 for the engineering design; and

**WHEREAS**, the Mayor and City Council of the City of Brookhaven approved resolution RES 2020-08-01 to extend the project limits from Perimeter Summit Parkway to Oconee Pass to match the northern project limits of Ashford Dunwoody/Montgomery Elementary project limit (MT-02); and

**WHEREAS**, the additional cost to complete the concept design, preliminary plans, rights-of-way plan and final plan for this section is \$83,000; and

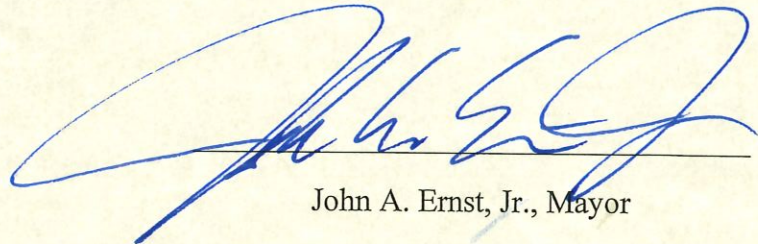
**WHEREAS**, the Mayor and City Council of the City of Brookhaven wishes to allocate \$83,000 to complete the final design for this additional section; and

**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 2021 budget of the City of Brookhaven for appropriation of General Fund Sidewalk Bank assigned fund balance and the CIP fund expenditures in the amount of \$83,000 is hereby approved.
2. The project established by this ordinance is Ashford Dunwoody/Perimeter Summit Parkway Improvements (MT-05).
3. The City Council authorizes the City Manager or his designee to take any action necessary to complete this ordinance.
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 16<sup>th</sup> DAY OF MARCH 2021.**

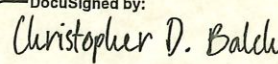


John A. Ernst, Jr., Mayor

Attest:   
Susan Hiott, City Clerk



Approved as to form:

DocuSigned by:  
  
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Christopher D. Balch, City Attorney