

ORD-2022-09-01

STATE OF GEORGIA  
COUNTY OF DEKALB  
CITY OF BROOKHAVEN  
BA2022019

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**AN ORDINANCE TO CREATE THE SPECIAL SERVICE DISTRICT (SSD) FUND BUDGET FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 2022 AND ENDING DECEMBER 31, 2022 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING REVENUE IN THE AMOUNT OF \$6,000,000, APROPRIATING EXPENDITURES IN THE AMOUNT OF \$6,000,000 AS DOCUMENTED IN EXHIBIT A, ALLOWING FOR THE CREATION OF PROJECTS WITHIN THE FUND, ALLOWING FOR THE TRANSFER OF FUNDING TO REIMBURSE THE GENERAL FUND, 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 Council wishes to appropriate funding in the amount of \$6,000,000 for the initial operation of the Special Service District Fund; and

WHEREAS, the City Council wishes to create projects in the SSD fund for this related to this appropriation; and

WHEREAS, the City Council wishes to reimburse the General Fund for expenses incurred on behalf of the SSD; 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 FY 2022 budget in the SSD of the City of Brookhaven for appropriation of FY2022 revenue and expenditures in the amount of \$6,000,000 as documented in Exhibit A is hereby approved.
2. Funding for the appropriation will come from the SSD's annual revenue collection.
3. Projects will be created in the SSD Fund to account for certain capital related expenditures in accordance with Resolution 2022-08-02.

ORD-2022-09-01

4. The SSD will reimburse the General Fund upon receipt of the district's annual revenue collection during FY 2022.
5. The City Council authorizes the City Manager or their designee to ensure that any cashflow requirements are handled through interfund advances not to exceed \$6,000,000 until such time that annual SSD revenue is received.
6. The City Council authorizes the City Manager or their designee to take any action necessary to complete this ordinance.
7. 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 13<sup>th</sup> DAY OF SEPTEMBER 2022.**

DocuSigned by:

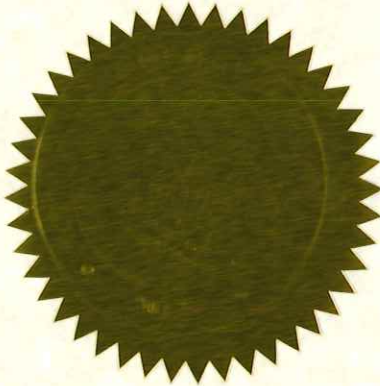
*John Arthur Ernst, Jr.*

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John A. Ernst, Jr., Mayor

Attest:

*Susan Hiott*  
Susan Hiott, City Clerk



Approved as to form:

DocuSigned by:

*Christopher D. Balch*

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Christopher D. Balch, City Attorney

**ORD-2022-09-01**

**EXHIBIT A**  
**Special Service District Fund**

<b>Revenue</b>	
Taxes	\$6,000,000
<b>Expenditures</b>	
Personnel	\$200,000
Operating Expenses	75,000
Professional services	725,000
Capital Outlay	2,500,000
Transfer to General Fund	<u>2,500,000</u>
Total	<u>\$6,000,000</u>