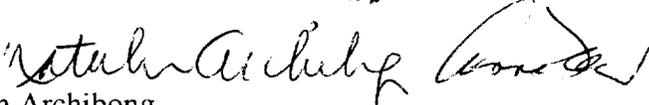


A RESOLUTION

Councilmember Natalyn Archibong


A Resolution directing the City's Law Department to seek clarification from the Dekalb County Attorney as to the relationship between the City of Atlanta And Dekalb County as it relates to the use of Dekalb County's HOST (Homestead Option Sales and use Tax) Revenues; and for other purposes

WHEREAS, the voters of Dekalb County, Georgia approved the collection of the Homestead Option Sales and use Tax for use in capital outlay projects and in funding services within the defined special district equal to the revenue lost to the homestead exemption; and

WHEREAS, the budgeting, appropriation and accounting of the expenditure of funds collected from HOST shall be made in accordance with the requirements of State law; and

WHEREAS, there were intergovernmental agreements that stipulated that Dekalb County would share the HOST revenue with municipalities within the County; and

WHEREAS, a portion of Atlanta lies in Dekalb County; and

WHEREAS, due to a contract breach by the City of Atlanta, the City has not received any funds since 1998, when it received \$1,111,000 as its pro rata share.

WHEREAS, the Dekalb County Code stipulates that "by March 1 of each year, the Chief Executive Officer shall specifically delineate in a separate section of the proposed executive annual budget to the board of commissioners, the amount of HOST funds to be allocated in the proposed executive annual budget for use in capital outlay projects and in funding services within the defined special district equal to the revenue lost to the homestead exemption"; and

WHEREAS, inclusive in that project list should be a list of capital projects benefiting the citizens of Atlanta in Dekalb; and

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That the Department of Law is hereby directed to glean clarification from the County Attorney of Dekalb County the status of the relationship between the City of Atlanta and Dekalb County as it relates to the Homestead Option Sales and Use Tax, and to make specific recommendations as to the remedial action to be taken.



Section 2: That the Law Department is directed to make a written report to the Finance/Executive Committee and the affected Councilmembers (representatives of Atlanta in Dekalb within ten (10) days after the adoption of this legislation.

Section 3: That all resolutions and parts of resolutions in conflict herewith are hereby waived.

A true copy,
Rhonda Daughtr Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

MAR 01, 2004

MAR 10, 2004

RCS# 5475
3/01/04
3:54 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I , EXCEPT: 04-O-0328,04-O-0047
04-O-0221,04-R-0309,04-O-0324,04-O-0216
ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

3-01-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT
<ol style="list-style-type: none"> 1. 04-O-0324 2. 04-O-0328 3. 04-O-0332 4. 04-O-0337 5. 04-O-0338 6. 04-O-0339 7. 04-O-0155 8. 04-O-0047 9. 04-O-0221 10. 04-O-0251 11. 04-R-0039 12. 04-R-0305 13. 04-R-0306 14. 04-R-0307 15. 04-R-0308 16. 04-R-0353 17. 04-R-0298 18. 04-R-0301 19. 04-R-0313 20. 04-R-0344 21. 04-R-0345 22. 04-R-0366 23. 04-R-0248 24. 04-R-0297 25. 04-R-0325 26. 04-R-0326 27. 04-R-0336 28. 04-R-0343 29. 04-R-0355 30. 04-R-0299 31. 04-R-0316 32. 04-R-0062 33. 04-R-0302 34. 04-R-0303 35. 04-R-0304 36. 04-R-0309 37. 04-R-0354 38. 04-R-0275 39. 04-R-0276 40. 04-R-0277 	<ol style="list-style-type: none"> 41. 04-R-0278 42. 04-R-0279 43. 04-R-0280 <p>ITEMS ADVERSED ON CONSENT</p> <ol style="list-style-type: none"> 44. 04-R-0281 45. 04-R-0282 46. 04-R-0283 47. 04-R-0284 48. 04-R-0285 49. 04-R-0286 50. 04-R-0287 51. 04-R-0288 52. 04-R-0289 53. 04-R-0290 54. 04-R-0291 55. 04-R-0292 56. 04-R-0293 57. 04-R-0294 58. 04-R-0295 59. 04-R-0296

04-R-0313
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ADOPTED BY
MAR 01 2004
COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/16/04
 Referred To: Finance / Executive
 Date Referred
 Referred To:
 Date Referred
 Referred To:

First Reading
 Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee FINANCE
 Date 2-25-04
 Chair Natalyn Archbong
 Action Refer
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action _____
 Fav, Adv, Hold (see rev. side)
 Other _____
 Members _____
 Refer To _____

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
 Consent V Vote RC Vote

MAR 01 2004

CERTIFIED
 MAR 01 2004
 Frank Douglas Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAR 10 2004

WITHOUT SIGNATURE
BY OPERATION OF LAW