

A RESOLUTION BY**FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MUNICIPAL CLERK TO PLACE A PUBLIC ADVERTISEMENT IN A NEWSPAPER OF GENERAL CIRCULATION, DEPICTING THE TAX DIGEST MILLAGE RATE, TAX LEVY AND OTHER INFORMATION REQUIRED PURSUANT TO SECTIONS 48-5-32 AND 48-5-32.1 OF THE OFFICIAL CODE OF GEORGIA; AND FOR OTHER PURPOSES.

WHEREAS, Chapter 3, Section 6-302 of the City Charter requires the governing body of the City to adopt by ordinance an annual budget for the ensuing fiscal year, not later than the second regular meeting in the second month of each fiscal year; and

WHEREAS, Chapter 3 Section 6-302 of the City Charter and the 1937 Budget Law, as amended, requires that the total appropriation for any fund shall not exceed the estimated fund balance, reserves and revenues constituting the fund availability of such fund; and

WHEREAS, Chapter 3 Section 6-301 of the City requires the Budget Commission to annually prepare and file with the governing body for submission, to the Mayor, the budget revenue anticipations for the City; and

WHEREAS, the budget revenue and anticipations submitted by the Budget Commission cannot be altered or changed by the governing body; and

WHEREAS, the governing body of the City must adopt a millage rate ordinance levying ad valorem taxes on all taxable property within the City, consistent with the Budget Commission budget revenue anticipations, such that an annual balanced budget can be adopted; and

WHEREAS, Section 48-5-32 of the Official Code of Georgia Annotated (“O.C.G.A”) requires that a report be published in a newspaper of general circulation throughout the County at least two weeks prior to the establishment by each levying authority of the millage rates for ad valorem taxes for the current calendar year; and

WHEREAS, Section 48-5-32.1(b)(2) further provides that when the levying authority proposes to establish any millage rate that would require increases beyond the roll-back rate, the levying authority must advertise its intent to do so; and

WHEREAS, the City will prepare a public advertisement, based on the current Tax Digest information received, to be advertised in a paper of general circulation and will prepare millage rate ordinances to be adopted by Council in accordance with the provisions of O.C.G.A §48-5-32 and 48-5-32.1(b)(2).

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA that the Municipal Clerk be and is hereby authorized and directed to place a public advertisement in a paper or papers of general circulation, depicting the tax digest, millage rate, ad valorem taxes and other information as required by O.C.G.A §48-5-32 and 48-5-32.1(b)(2).

BE IT FURTHER RESOLVED that the public advertisement shall be in a prominent location in such newspaper and shall not be included with legal advertisements.

BE IT FURTHER RESOLVED that the above mentioned information shall be broadcast on City Cable TV Channel.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive Committee

Chief of Staff Deadline: April 15, 2009

Anticipated Committee Meeting Date(s): April 28-29, 2009

Anticipated Full Council Date: May 4, 2009

Legislative Counsel's Signature: [Signature]

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: _____

CAPTION

A RESOLUTION AUTHORIZING THE MUNICIPAL CLERK TO PLACE A PUBLIC ADVERTISEMENT IN A NEWSPAPER OF GENERAL CIRCULATION, DEPICTING THE TAX DIGEST MILLAGE RATE, TAX LEVY AND OTHER INFORMATION REQUIRED PURSUANT TO SECTIONS 48-5-32 AND 48-5-32.1 OF THE OFFICIAL CODE OF GEORGIA; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 4/15/09 Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)