

12-0-0200
 (Do Not Write Above This Line)

AN ORDINANCE BY
 FINANCE/EXECUTIVE COMMITTEE

AN ORDINANCE AUTHORIZING
 THE CHIEF FINANCIAL OFFICER
 TO REMIT FUNDS COLLECTED
 FROM THE HOTEL/MOTEL TAX IN
 AN AMOUNT NOT TO EXCEED ONE
 HUNDRED THOUSAND DOLLARS
 AND NO CENTS (\$100,000.00) TO BE
 USED TO FUND THE ATLANTA
 JAZZ FESTIVAL; AND FOR OTHER
 PURPOSES.

substitute

ADOPTED BY

MAR 05 2012

COUNCIL

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

Date Referred 2/20/12

Referred To: Finance/Exec

Date Referred _____

Referred To: _____

Date Referred _____

Referred To: _____

First Reading
 Committee Finance/Executive
 Date 2/29/2012
 Chair Patricia D. Moore
 Referred To Finance/Executive

Committee Finance/Executive
 Date _____

Chair Patricia D. Moore

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 _____

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

CERTIFIED

CERTIFIED
 MAR 05 2012
 COUNCIL PRESIDENT PROTTEM

CERTIFIED
 MAR 05 2012
Paula Dunlap Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

MAR 14 2012

WITHOUT SIGNATURE
 BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

**A SUBSTITUTE ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

12-O-0200

A SUBSTITUTE ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO TRANSFER FUNDS COLLECTED FROM THE CITY'S CAR RENTAL TAX IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00) TO BE USED TO FUND THE ATLANTA JAZZ FESTIVAL; AND FOR OTHER PURPOSES.

WHEREAS, O.C.G.A. § 48-13-93 (a)(1) authorizes that the governing authority of each municipality in this state may levy and collect an excise tax upon the rental charge collected by a rental motor vehicle concern when such charge constitutes a taxable event for the purposes of sales and use tax; and

WHEREAS, O.C.G.A. § 48-13-93 (a)(2) authorizes a county or municipality levying such a tax shall only levy such tax by ordinance which shall specify with particularity the authorized projects or purposes, or both, for which proceeds of the tax are to be expended and shall apply in each fiscal year during which the tax is collected such tax proceeds, in part, for the purpose of promoting industry, trade, commerce, and tourism; and

WHEREAS, pursuant to Section 146-114 of the Charter of the City of Atlanta ("City"), the City is authorized to utilize funds from its rental motor vehicle excise tax for the purpose of promoting industry, trade, commerce and tourism in the City; and

WHEREAS, the City of Atlanta ("City") produces the Atlanta Jazz Festival ("Jazz Festival") each year for the benefit of its citizens and visitors; and

WHEREAS, the 2012 Jazz Festival will commemorate the 35th anniversary of the Festival; and

WHEREAS, the Jazz Festival is held throughout the month of May, and includes approximately one hundred free events and approximately five events for which an admission price is charged. Jazz Festival events annually attracts over 300,000 visitors to the City; and

WHEREAS, the City pays for the Jazz Festival from sponsors, vendors, and from revenues generated by Jazz Festival concerts that charge an admission price; and

WHEREAS, due to a downturn in the economy, the amount of revenue generated from sponsorship has decreased significantly; and

WHEREAS, the Commissioner of the Department of Parks, Recreation and Cultural Affairs desires that funds generated from the City's car rental tax in an amount not to exceed One Hundred Thousand Dollars and No Cents (\$100,000.00) be used for the purpose of supporting projected expenses of the Atlanta Jazz Festival.



THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS, as follows:

SECTION 1: That the Chief Operating Officer is hereby authorized to transfer funds in an amount not to exceed One Hundred Thousand Dollars and No Cents (\$100,000.00) to support projected expenses of the Atlanta Jazz Festival, the details of which are set forth at in Exhibit A hereto.

SECTION 2: That the FY 2012 (Trust Fund) Budget is hereby amended as follows:

TRANSFER FROM APPROPRIATIONS

The amount of: \$100,000.00

Fund	7701	Trust
Department	100405	DOF Director of Billing A
Account	5730012	Refunds
Function/Activity	1515000	Treasury
Project	600115	Car Rental Tax- Philips A
Funding Source	69999	Funding Source for Non CA

TRANSFER TO APPROPRIATIONS

The amount of: \$100,000.00

Fund	7701	Trust
Department	140401	PRC Cultural Affairs Admin
Account	5212001	Consulting/Professional
Function/Activity	6110000	Cultural/Recreation Admin.
Project	600346	Jazz Festival
Funding Source	69999	Funding Source for Non CA

SECTION 3: All ordinances and resolutions in conflict herewith are hereby repealed for purposes of this Ordinance only, and only to the extent of the conflict.

A true copy,

 Deputy Clerk

ADOPTED by the Atlanta City Council
 APPROVED as per City Charter Section 2-403

MAR 05, 2012
 MAR 14, 2012

RCS# 1788
3/05/12
2:52 PM

Atlanta City Council

12-O-0200

TRANSFER FUNDS FROM CITY CAR RENTAL TAX
TO FUND ATLANTA JAZZ FESTIVAL; 100,000
ADOPT ON SUB

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 0
EXCUSED: 0
ABSENT 5

Y Smith	Y Archibong	Y Moore	Y Bond
Y Hall	Y Wan	Y Martin	B Watson
Y Young	B Shook	B Bottoms	Y Willis
Y Winslow	Y Adrean	B Sheperd	B Mitchell

12-O-0200