



TO: Mayor and City Council

FROM: John F. McDonough, City Manager

DATE: For submission on the agenda of the June 7, 2016, City Council Meeting

ITEM: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN FULTON COUNTY AND ALL THE CITIES WITHIN IT (EXCEPTION OF CITY OF ATLANTA) FOR USE AND DISTRIBUTION OF PROCEEDS GENERATED BY THE 2016 TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX REFERENDUM; AUTHORIZING THE MAYOR OF SANDY SPRINGS TO EXECUTE THE INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY OF SANDY SPRINGS; REPEALING PRIOR RESOLUTIONS IN CONFLICT; AND FOR OTHER PURPOSES

Background and Discussion

During the 2015 legislative session, the Georgia General Assembly passed SB 369, amending, among other provisions, Article 5A of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the special district mass transportation sales and use tax; and further amended in 2016, to create separate tax districts for the City of Atlanta ("COA") and the other municipalities within Fulton County outside the COA, including the City of Alpharetta, the City of Chattahoochee Hills, the City of College Park, the City of East Point, the City of Fairburn, the City of Hapeville, the City of Johns Creek, the City of Milton, the City of Mountain Park, the City of Palmetto, the City of Roswell, the City of Sandy Springs and the City of Union City (collectively, "Cities"). Since January 2016, governmental officials representing the Cities, Fulton Co., MARTA and legislatures have been meeting publicly to formulate a Transportation Special Purpose Local Option Sales Tax (TSPLOST) program to propose as a referendum for public voting on November 8, 2016. During this period, each jurisdiction has been preparing a list of proposed projects meeting the criteria's outlined in SB 369 and per O.S.G.A. 48-8-260(5) and 48-8-121(b)(1).

The City staff has prepared a list of proposed projects that meet the criteria's of the TSPLOST program by utilizing the City Capital Improvement Program (CIP) as well as adopted Transportation and Subarea Plans, Transportation Master Plan, North Fulton Comprehensive Transportation Plan, Bicycle, Pedestrian and Trail Plan, Perimeter Livable Centers Initiative (LCI) Study, Regional Transportation Plan (RTP) and Transportation Improvement Program (TIP) (see attachment). These proposed projects were publicly vetted at City Council meetings, three public information meetings were held that allowed public feedback (voting by way of agree, disagree or neutral), and an online survey was provided for feedback through the City's webpage. From the public feedback received, the identified proposed project list received strong support.

SB 369 authorizes the imposition of a maximum tax rate of 0.75% within Fulton County outside the COA. If the referendum is approved by the public and a City/County that adopts the Intergovernmental Agreement (IGA) (see attachment), it is anticipated that Fulton County will approve and execute a resolution authorizing the TSPLOST to begin on April 1, 2017 and to conclude on March 31, 2022.



The generated revenue will be distributed based solely on jurisdictional population. Proceeds from the TSPLOST will be distributed directly to each jurisdiction by the Georgia Department of Revenue. Fulton County will be responsible for Administrative Functions of the TSPLOST, with support from Cities, including the Fulton Transportation Investment Citizens' Oversight Council. Any jurisdiction which fails to execute the IGA cannot legally receive funds from TSPLOST, since there is no way to assure compliance with provisions of state law as delineated in SB 369.

The 2016 timeline moving forward with getting the referendum out to public voting is as follows:

- June 8: Jurisdiction lists are due
- June 15: Complete Master List for County is sent to all jurisdictions
- July: Intergovernmental Agreement discussed and signed at formal meeting (with proper 10-day notice)
- Aug: Resolution signed by County and forwarded to Election Superintendent
- Aug-Nov: Voter information education
- Nov 8: VOTE by Citizens

Recommendation

The City Manager and staff recommend Council's approval of the resolution to adopt the proposed TSPLOST project list for the City and to sign the IGA. The Mayor would be authorized to execute the IGA on behalf of the City of Sandy Springs and to take such actions as shall be necessary to effectuate the intent of this resolution. The City Manager and City Attorney would be authorized to make minor revisions to the IGA as necessary to accomplish the purpose of this resolution.

Alternatives

The City could opt not to sign the IGA and not receive TSPLOST funding if the referendum is adopted.

Financial Impacts

The expected funds received from the TSPLOST over a 5-year period for the City of Sandy Springs utilizing the 2015 population as part of the formula distribution, is anticipated to be up to a maximum of \$119,341,000.00.

Attachments

Resolution
Intergovernmental Agreement
List of TSPLOST projects for the City

CITY MANAGER

**STATE OF GEORGIA
COUNTY OF FULTON**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN FULTON COUNTY AND THE CITY OF ALPHARETTA, THE CITY OF CHATTAHOOCHEE HILLS, THE CITY OF COLLEGE PARK, THE CITY OF EAST POINT, THE CITY OF FAIRBURN, THE CITY OF HAPEVILLE, THE CITY OF JOHNS CREEK, THE CITY OF MILTON, THE CITY OF MOUNTAIN PARK, THE CITY OF PALMETTO, THE CITY OF ROSWELL, THE CITY OF SANDY SPRINGS AND THE CITY OF UNION CITY, FOR USE AND DISTRIBUTION OF PROCEEDS GENERATED BY THE 2016 TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX REFERENDUM; AUTHORIZING THE MAYOR OF SANDY SPRINGS TO EXECUTE THE INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY OF SANDY SPRINGS; REPEALING PRIOR RESOLUTIONS IN CONFLICT; AND FOR OTHER PURPOSES

WHEREAS, during the 2015 legislative session, the Georgia General Assembly passed SB 369, amending, among other provisions, Article 5A of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the special district mass transportation sales and use tax; and

WHEREAS, SB 369, as amended in 2016, creates separate tax districts for the City of Atlanta (“COA”) and the other municipalities within Fulton County outside the COA, including the City of Alpharetta, the City of Chattahoochee Hills, the City of College Park, the City of East Point, the City of Fairburn, the City of Hapeville, the City of Johns Creek, the City of Milton, the City of Mountain Park, the City of Palmetto, the City of Roswell, the City of Sandy Springs and the City of Union City (collectively, “Cities”); and

WHEREAS, SB 369 authorizes the imposition of a maximum tax rate of 0.75% within Fulton County outside the COA upon referendum; and

WHEREAS, the Cities anticipate that Fulton County will approve and execute a resolution authorizing the Fulton County Board of Registrations and Elections to call a referendum on the issue of the imposition of a 0.75% transportation special purpose local option sales tax (“TSPLOST” or “Tax”) to begin on April 1, 2017 and to conclude on March 31, 2022 as to the Cities; and

WHEREAS, assuming the maximum TSPLOST rate of 0.75% is leveraged for five (5) years, the area of Fulton County outside the COA will generate approximately \$655,000,000.00 from imposition to conclusion; and

WHEREAS, the City of Sandy Springs will receive an 18.22% allocation of collected TSPLOST proceeds; and

WHEREAS, it is anticipated the City of Sandy Springs will receive up to a maximum of \$119,341,000.00 during the five (5) year period during which the Tax will be imposed and collected; and

WHEREAS, Fulton County, the City of Sandy Springs, and the other Cities desire to utilize the proceeds of the Tax for the one or more of the purposes authorized under O.C.G.A. § 48-8-260(5) and O.C.G.A. § 48-8-121; and

WHEREAS, the City Council desires to enter into an intergovernmental agreement (“IGA”) with Fulton County and the Cities, a copy of which is attached hereto as Exhibit “A”, to control the distribution and use of TSPLOST proceeds, and to authorize the Mayor to execute the same; and

WHEREAS, City Council desires to use the proceeds it receives from the Tax for the transportation purposes identified in Exhibit “B” attached hereto, in accordance with the provisions of O.C.G.A. § 48-8-260(5) and O.C.G.A. § 48-8-121;

NOW, THEREFORE, BE IT RESOLVED by Council of the City of Sandy Springs at its meeting on May 3, 2016, as follows:

1. The attached IGA addressing the distribution and use of TSPLOST proceeds and other related matters is hereby approved.
2. The Mayor is hereby authorized to execute the IGA on behalf of the City of Sandy Springs and to take such actions as shall be necessary to effectuate the intent of this resolution.
3. The City Manager and City Attorney are hereby authorized to makes such minor revisions to the IGA as shall be necessary to accomplish the purpose of this resolution.
4. All resolutions, or parts of resolutions, in conflict herewith are repealed.

RESOLVED, this the _____ day of June, 2016.

Approved:

Russell K. Paul, Mayor

Attest:

Michael Casey, City Clerk

(SEAL)

STATE OF GEORGIA
COUNTY OF FULTON

**INTERGOVERNMENTAL AGREEMENT FOR USE AND DISTRIBUTION OF
PROCEEDS GENERATED BY THE 2016 TRANSPORTATION SPECIAL
PURPOSE LOCAL OPTION SALES TAX REFERENDUM**

THIS INTERGOVERNMENTAL AGREEMENT (“IGA” or “Agreement”) is made and entered into this _____ day of July, 2016 by and between **FULTON COUNTY, GEORGIA**, a political subdivision of the State of Georgia (hereinafter referred to as “**Fulton County**” or “**County**”); the **CITY of ALPHARETTA**; the **CITY OF CHATTAHOOCHEE HILLS**; the **CITY OF COLLEGE PARK**, the **CITY OF EAST POINT**; the **CITY OF FAIRBURN**; the **CITY OF HAPEVILLE**; the **CITY OF JOHNS CREEK**; the **CITY OF MILTON**; the **CITY OF MOUNTAIN PARK**; the **CITY OF PALMETTO**; the **CITY OF ROSWELL**; the **CITY OF SANDY SPRINGS**; and the **CITY OF UNION CITY** (hereinafter collectively referred to as the “**Cities**”).

WITNESSETH

WHEREAS, the parties to this Agreement consist of Fulton County and all qualifying municipalities (hereinafter referred to as Cities) located outside the city limits of the City of Atlanta, and located wholly or partially within Fulton County, Georgia; and

WHEREAS, the parties anticipate that Fulton County will approve and sign a Resolution authorizing the Fulton County Board of Registrations and Elections to call a Referendum on the issue of the imposition of a 0.75 percent Transportation Special Purpose Local Option Sales Tax (“TSPLOST” or “Tax”) to begin on April 1, 2017 and to conclude on March 31, 2022 as to the Cities; and

WHEREAS, the law authorizing a Referendum on the issue of the imposition of the TSPLOST was amended during the 2016 Legislative Session of the Georgia General Assembly; and

WHEREAS, the parties desire to execute an Intergovernmental Agreement to control the distribution and use of TSPLOST proceeds received solely by Fulton County and one or more Cities located within Fulton County containing a combined total of not less than sixty percent of the aggregate population located within the County outside the City of Atlanta; and

WHEREAS, the distribution of proceeds for the April 1, 2017 through March 31, 2022 TSPLOST, the Special District shall be known as the boundaries of Fulton County outside the city limits of the City of Atlanta; and

WHEREAS, the thirteen Cities located wholly or partially within Fulton County and outside the city limits of the City of Atlanta have certified they are qualified municipalities and are eligible to receive distributions of the 0.75 percent TSPLOST Proceeds; and

WHEREAS, the parties hereto are interested in serving the needs of the residents of Fulton County by planning and performing transportation projects within the County and Cities which are parties to this Agreement; and

WHEREAS, the parties intend that the transportation projects which are the subject of this Agreement shall benefit residents of Fulton County and its Cities; and

WHEREAS, the County, the Cities located within Fulton County are committed to continue to work together to improve the County's transportation infrastructure; and

WHEREAS, the County and all its Cities have identified transportation needs that are important to the current and future well-being of their residents and have determined that proceeds from the TSPLOST should be used to address a portion of these needs.

NOW, THEREFORE, in consideration of the mutual promises and understandings herein made and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto do consent and agree as follows:

1.

This Intergovernmental Agreement is conditioned upon a Referendum to be approved by a majority of the voters of Fulton County to impose a TSPLOST of 0.75 percent which shall commence on April 1, 2017 and continue to, through and including March 31, 2022.

2.

Pursuant to O.C.G.A. § 48-8-269.94, one percent (1.0%) of the amount of TSPLOST proceeds collected beginning April 1, 2017 shall be paid into the General Fund of the State of Georgia ("State") treasury in order to defray the costs of administration of the Georgia Department of Revenue.

3.

One-half of one percent (0.5%) of the net tax proceeds shall be allocated to the County to provide for any costs associated with the administration of the TSPLOST Program. Such cost shall include the support, maintenance and operation of the Fulton Transportation Investment Citizen's Oversight Council, the annual audit and the overall program administration, at a minimum. Any funds that remain from these proceeds after

the final audit at the end of the tax shall be redistributed based on the percentages provided under this section. The remaining ninety-eight and one-half percent (98.5%) of the amount collected from the TSPLOST Tax proceeds (hereinafter known as the net proceeds) collected beginning April 1, 2017 and ending March 31, 2022, shall be distributed by the State of Georgia to all qualified Cities outside of the city limits of the City of Atlanta, and shall be allocated to each jurisdiction based on the percentages shown in the table below.

DISTRIBUTION PERCENTAGES

City of Alpharetta	11.02%
City of Chattahoochee Hills	0.47%
City of College Park	2.29%
City of East Point	6.13%
City of Fairburn	2.42%
City of Hapeville	1.15%
City of Johns Creek	14.41%
City of Milton	6.49%
City of Mountain Park	0.10%
City of Palmetto	0.76%
City of Roswell	16.34%
City of Sandy Springs	18.22%
City of Union City	3.60%
Fulton County	16.60%
Total	100.00%

(A) To facilitate the distribution of net proceeds, the parties agree that the sum of Six Hundred Fifty Million and 00/100 Dollars (\$655,000,000.00) shall represent an

estimate of the maximum proceeds to be derived from the subject TSPLOST during its five year term.

(B) The parties agree that the aggregate total distribution received by the Cities shall amount to eighty-three and thirty eight one hundredths percent (83.38%) of the net proceeds distributed by the State, with the remaining sixteen and sixty-two one hundredths percent (16.60%) of the net proceeds distributed by the State to be received by the County.

(C) The percentage of total net proceeds calculated for each City based on the above distribution shall be adjusted proportionally, if necessary, to ensure that the Cities on an aggregate basis receive the full eighty-three and thirty eight one hundredths percent (83.40%) of net proceeds distributed by the State, as agreed to by the parties.

(D) The parties agree that no project will be given preference in the funding and distribution process in such a way that the monthly distribution formula is affected.

(F) Should any jurisdiction choose not to be a party to this agreement, said jurisdiction's allocation of the proceeds shall be 0%. Such City's share of the proceeds shall be paid to the remaining Cities and Fulton County based on the above percentages adjusted for the removal of any City not signing agreement.

4.

In recognition of the need for transportation improvements across the County and its Cities, the parties agree that the total net proceeds shall be utilized for transportation purposes, as defined in O.C.G.A. § 48-8-260(5) and § 48-8-121.

5.

The projects and purposes ("Transportation Projects and Purposes") to be funded from the proceeds of the TSPLOST pursuant to this Agreement, the estimated dollar amounts allocated for each transportation purpose, and the schedule for distribution of funds are contained in Exhibit "A" which is attached hereto, incorporated herein by this reference, and made a part of this Agreement. The parties acknowledge and agree that 30% of the estimate revenues are being expended on projects that are consistent with the Statewide Strategic Transportation Plan as defined in O.C.G.A. § 32-2-22. The priority and order in which the TSPLOST proceeds will be fully or partially funded is shown in Exhibit A.

6.

Except as otherwise provided herein, the TSPLOST which is the subject of the November 8, 2016 Referendum shall continue for a period of five years from April 1, 2017 until March 31, 2022.

7.

All Transportation Projects included in this Agreement shall be funded in whole or in part from proceeds from the TSPLOST authorized by law except as otherwise agreed in writing by the parties.

8.

The net proceeds from the TSPLOST shall be maintained in the parties' separate accounts and utilized exclusively for the purposes specified in this Agreement. The parties acknowledge that TSPLOST proceeds are not guaranteed. Proceeds received under the amount estimated in the Referendum question shall be allocated in accordance with the percentages set forth in this Agreement and shall be used on the Transportation projects as outlined in Exhibit A to this Agreement.

9.

Proceeds over and above the amount estimated in Section 3(A) of this agreement during the quarter during which this amount is reached shall be allocated in accordance with the percentages set forth in this Agreement and shall be used solely for the transportation purposes listed herein. Each party shall expend its portion of the excess proceeds from the 2017 TSPLOST Program on the Transportation Projects as outlined in Exhibit A to this Agreement.

10.

At the end of each party's fiscal year wherein proceeds from the TSPLOST are distributed, each party shall cause an audit of the distribution and use of its portion of the net proceeds from the TSPLOST to be completed. Each party to this Agreement shall pay the cost of each such annual audit that it conducts. Each party shall publish each of its annual audits as required by law.

11.

In addition to the audit required by paragraph 10 of this Agreement, at the end of each calendar year wherein proceeds from the Transportation Special Purpose Local Option Sales Tax are distributed, the Cities and the County shall participate in a joint annual audit of the entire TSPLOST program approved by the voters during the November 8, 2016 Referendum. The purpose of this joint annual audit is to ensure compliance with the Resolution that resulted in the call of the Transportation Special Purpose Local Option Sales Tax Referendum. Fulton County shall choose the auditor to conduct the annual audit. The cost of such joint annual audit shall be paid from proceeds collected by the County as described under paragraph 3 of this document.

12.

Pursuant to O.C.G.A. § 48-8-269.993, not later than December 31 of each year, the County, shall publish annually, in a newspaper of general circulation in the boundaries of each City and the County and in a prominent location on each City's and the County's website, a simple nontechnical report, or consolidated schedule of projects, which shows the following for each Transportation Project or purpose outlined in this Agreement:

- A. Original estimated cost;
- B. Current estimated cost if it is not the original estimated cost;
- C. Amounts expended in prior years;
- D. Amounts expended in the current year;
- E. Any excess proceeds which have not been expended for a project or purpose;
- F. Estimated completion date, and the actual completion cost of a project completed during the current year; and
- G. A statement of what corrective action the City or County intends to implement with respect to each project which is underfunded or behind schedule.

13.

Fulton County and the Cities will create a Fulton Transportation Investment Citizen's Oversight Council ("Oversight Council") within ninety (90) days of the November 8, 2016 referendum. The Oversight Council will oversee the progress and implementation of the program and shall furnish annual reports to the Board of Commissioners and each Mayor and City Council of the Cities within the County outside the City of Atlanta. The report shall also be published periodically. The Oversight Council shall consist of 14 total members with one appointee for each City and one member appointed by the Fulton County Board of Commissioners. The Annual Report shall include a complete list of projects and the progress of the projects. The Oversight Council shall meet at least twice per year. Any administrative costs associated with the Oversight Council shall be paid from the one-half of one percent of the net TSPLOST Tax proceeds. Fulton County shall provide staff support to the Oversight Council.

14.

This Agreement constitutes all of the understanding and agreements of whatsoever nature or kind existing between the Parties with respect to distribution and use of the proceeds from the TSPLOST and the Atlanta TSPLOST.

15.

This Agreement shall not be changed or modified except by agreement in writing executed by all Parties hereto.

16.

This Agreement shall be deemed to have been made and shall be construed and interpreted in accordance with the laws of the State of Georgia.

17.

It is agreed that the illegality or invalidity of any term or clause of this Agreement shall not affect the validity of the remainder of the Agreement, and the Agreement shall remain in full force and effect as if such illegal or invalid term or clause were not contained herein.

18.

Each party to this Agreement shall comply with all applicable local, State, and Federal statutes, ordinances, rules and regulations.

19.

No consent or waiver, express or implied, by any party to this Agreement to any breach of any covenant, condition or duty of another party shall be construed as a consent to or waiver of any future breach of the same.

20.

All notices, consents, waivers, directions, requests or other instruments or communications provided for under this Agreement shall be deemed properly given if, and only if, delivered personally or sent by registered or certified United States mail, postage prepaid, as follows:

a. If to the City of Alpharetta:

Mayor David Belle Isle
City of Alpharetta
2 Park Place
Alpharetta, GA 3009

b. If to the City of Chattahoochee Hills:

Mayor Tom Reed
City of Chattahoochee Hills
6505 Rico Rd
Chattahoochee Hills, GA 30268

- c. If to the City of College Park:
Mayor Jack P. Longino
City of College Park
3667 Main St.
College Park, GA 30337
- d. If to the City of East Point:
Mayor Jannquell Peters
City of East Point
2777 East Point St.
East Point, GA 30344
- e. If to the City of Fairburn:
Mayor Mario Avery
City of Fairburn
56 Malone St.
Fairburn, GA 30213
- f. If to the City of Hapeville:
Mayor Alan Hallman
City of Hapeville
3468 N. Fulton Ave.
Hapeville, GA 30354
- g. If to the City of Johns Creek:
Mayor Mike Bodker
City of Johns Creek
12000 Findley Road, Suite 400
Johns Creek, GA 30097
- h. If to the City of Milton:
Mayor Joe Lockwood
City of Milton
13000 Deerfield Parkway, Suite 107
Milton, GA 30004
- i. If to the City of Mountain Park:
Mayor Jim Still
City of Mountain Park
118 Lakeshore Dr.
Roswell, GA 30075
- j. If to the City of Palmetto:
Mayor J. Clark Boddie

City of Palmetto
P.O Box 190
509 Toombs St.
Palmetto, GA 30268

- k. If to the City of Roswell:
Mayor Jere Wood
City of Roswell
38 Hill Street, Suite 115
Roswell, GA 30075

- l. If to the City of Sandy Springs:
Mayor Rusty Paul
City of Sandy Springs
7840 Roswell Rd.
Sandy Springs, GA 30350

- m. If to the City of Union City:
Mayor Vince Williams
City of Union City
5047 Union St.
Union City, GA 30329

- n. If to Fulton County:
Chairman, John, H. Eaves
Fulton County
141 Pryor St., 10th Floor
Atlanta, GA 30303

Any party may at any time change the address where notices are to be sent or the person to whom such notices should be directed by the delivery or mailing to the above persons a notice stating the change.

21.

This Agreement shall become effective on _____, 2016. If the November 8, 2016 Referendum concerning the imposition of the TSPLOST is not approved by a majority of the voters of Fulton County, this Agreement shall expire and shall be of no force and effect after November 8, 2016.

22.

Notwithstanding the parameters of paragraph 21, this Agreement shall continue in full force and effect until July 1st of the year following completion of the last project funded from the net proceeds from the 2017 TSPLOST Program.

23.

This Agreement shall be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties hereto acting through their duly authorized agents have caused this Agreement to be signed, sealed and delivered for final execution by Fulton County on the date indicated herein.

APPROVED AS TO FORM

FULTON COUNTY, GEORGIA:

County Attorney

By: _____
John Eaves, Chairman
Board of Commissioners

ATTEST:

Clerk

ADDITIONAL SIGNATURE PAGES FOLLOW)
(Executed in Counterparts for each City)

APPROVED AS TO FORM

CITY OF ALPHARETTA, GEORGIA:

C. Sam Thomas, City Attorney

By: _____
Mayor David Belle Isle

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF CHATTAHOOCHEE HILLS,
GEORGIA:

Richard P. Lindsey, City Attorney

By: _____
Mayor Tom Reed

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF COLLEGE PARK, GEORGIA:

Steven M. Fincher, City Attorney

By: _____
Mayor Jack P. Longino

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF EAST POINT, GEORGIA:

Brad A. Bowman, City Attorney

By: _____
Mayor Jannquell Peters

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF FAIRBURN, GEORGIA:

W. Randy Turner, City Attorney

By: _____
Mayor Mario Avery

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF HAPEVILLE, GEORGIA:

Steven M. Fincher, City Attorney

By: _____
Mayor Alan Hallman

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF JOHNS CREEK, GEORGIA:

Richard A. Carothers, City Attorney

By: _____
Mayor Mike Bodker

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF MILTON, GEORGIA:

Kenneth E. Jarrard, City Attorney

By: _____
Mayor Joe Lockwood

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF MOUNTAIN PARK,
GEORGIA:

Brandon L. Bowen, City Attorney

By: _____
Mayor Jim Still

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF PALMETTO, GEORGIA:

Dennis A. Davenport, City Attorney

By: _____
Mayor J. Clark Boddie

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF ROSWELL, GEORGIA:

David Davidson, City Attorney

By: _____
Mayor Jere Wood

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF SANDY SPRINGS, GEORGIA:

Wendell Willard, City Attorney

By: _____
Mayor Rusty Paul

ATTEST:

City Clerk

APPROVED AS TO FORM

CITY OF UNION CITY, GEORGIA:

Dennis A. Davenport, City Attorney

By: _____
Mayor Vince Williams

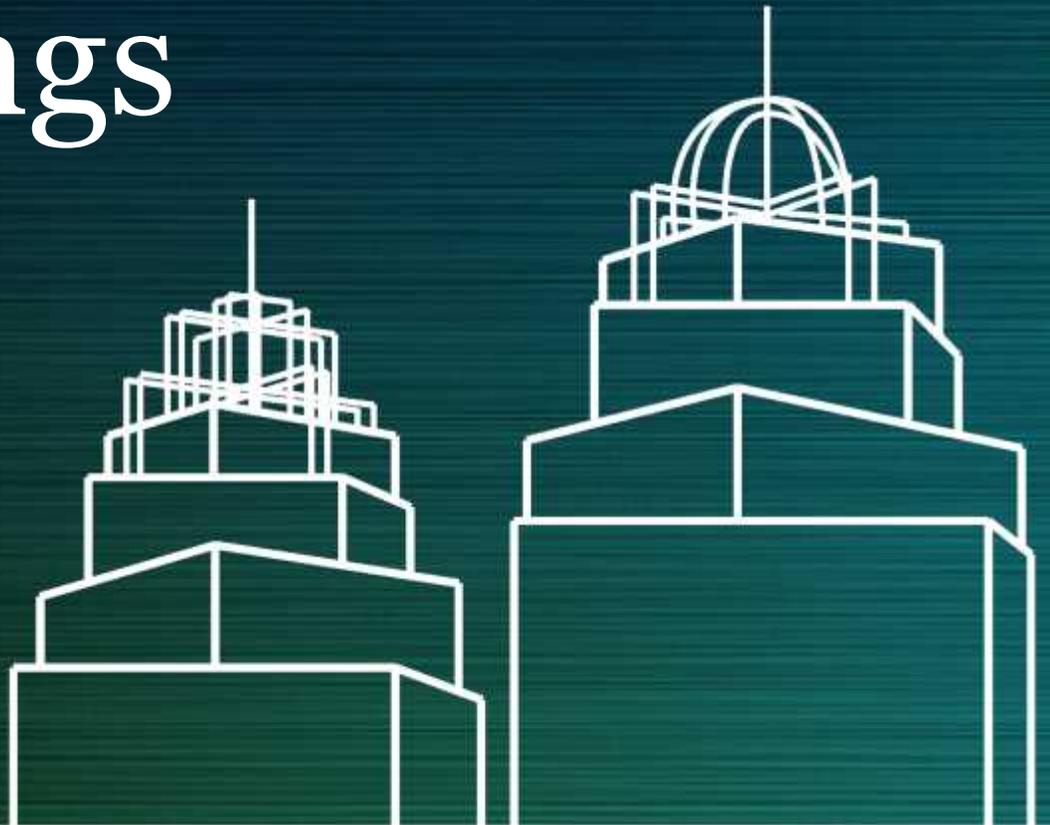
ATTEST:

City Clerk

EXHIBIT “A”

TSPLOST 2016 Sandy Springs

June 7, 2016



Background: Key Provisions of the Intergovernmental Agreement (IGA)

As agreed to on March 31, 2016:

- The TSPLOST rate will be 0.75%
- The TSPLOST will be levied for 5 years
- Population will be the sole factor for distribution of revenue
- Proceeds from the TSPLOST will be distributed directly to each jurisdiction by the Georgia Department of Revenue
- Fulton County will be responsible for Administrative Functions of the TSPLOST, including the Fulton Transportation Investment Citizens' Oversight Council
- Any jurisdiction which fails to execute the IGA cannot legally receive funds from TSPLOST, since there is no way to assure compliance with provisions of state law as delineated in SB 369

Mayor's Meeting: May 25, 2015

- Proposed Change to IGA
 - Add language under Section #3 concerning the 0.5% provided to Fulton County -
“Any funds that remain from these proceeds after the final audit at the end of the tax shall be redistributed based on the percentages provided under this section.”
 - *Change Max proceeds from \$650M to \$655M which is 115% of the estimate provided by GSU. (\$569,272,235)*

Timeline

- Feb-May: Jurisdictions developed their lists
- June 8: Jurisdiction lists due
- June 15: Complete Master List for County is sent to all jurisdictions
- July: Intergovernmental Agreement discussed and signed at formal meeting (with proper 10 day notice)
- Aug: Resolution signed by County and forwarded to Election Superintendent
- Aug-Nov: Voter information education
- Nov 8: VOTE by Citizens

Estimated “Fulton Outside City of Atlanta” Formula Allocations

Formula Factor (local Gov. Pop/Count Pop)

Jurisdiction Formula Amount = Formula Factor x Revenue Projection

FULTON T-SPLIST FORECASTS (BASED ON 2015 CENSUS)

Jurisdiction	2014 Total Population (Outside Atlanta)	2015 Total Population (Outside Atlanta)	2014 % of County Population (Outside Atlanta)	2015 % of County Population (Outside Atlanta)	2014 Tier 1 & 2 Revenues (100% of Forecast)	2015 Tier 1 & 2 Revenues (100% of Forecast)	Change due to Census
ALPHARETTA	63,038	63,693	11.04%	11.02%	\$62,736,751	\$62,710,191	\$-26,559.92
CHATTAHOOCHEE HILLS	2,610	2,690	0.46%	0.47%	\$2,597,527	\$2,648,492	\$50,965.00
COLLEGE PARK	13,290	13,264	2.33%	2.29%	\$13,226,489	\$13,059,331	\$-167,158.03
EAST POINT	35,488	35,467	6.22%	6.13%	\$35,318,408	\$34,919,730	\$-398,678.50
FAIRBURN	13,696	13,967	2.40%	2.42%	\$13,630,549	\$13,751,484	\$120,934.60
HAPEVILLE	6,669	6,650	1.17%	1.15%	\$6,637,130	\$6,547,388	\$-89,742.07
JOHNS CREEK	83,102	83,335	14.56%	14.41%	\$82,704,869	\$82,049,108	\$-655,761.18
MILTON	36,662	37,547	6.42%	6.49%	\$36,486,798	\$36,967,635	\$480,836.62
MOUNTAIN PARK	557	556	0.10%	0.10%	\$554,338	\$547,421	\$-6,917.49
PALMETTO	4,437	4,421	0.78%	0.76%	\$4,415,796	\$4,352,782	\$-63,014.08
ROSWELL	94,089	94,501	16.48%	16.34%	\$93,639,364	\$93,042,812	\$-596,551.90
SANDY SPRINGS	101,908	105,330	17.85%	18.22%	\$101,420,998	\$103,704,716	\$2,283,718.05
UNION CITY	20,427	20,805	3.58%	3.60%	\$20,329,383	\$20,483,971	\$154,587.90
FULTON (UNINCORPORATED)	94,888	95,968	16.62%	16.60%	\$94,434,545	\$94,487,175	\$52,630.00
Totals	570,861	578,194	100.00%	100.00%	\$568,132,946	\$569,272,235	\$1,139,289.00

Community Engagement

- Three (3) Community Forums were held
 - May 10 (HOA leadership)
 - May 11
 - May 12
- 90 attended
- An additional 45 provided input through an online survey (www.sandyspringsga.gov/tsplost)



Project Name/ Title	Project Description	TSPLOST Budget
TIER ONE		
Traffic Efficiency Improvements	Provide for local intersection and traffic efficiency upgrades throughout the city	\$18,000,000
Perimeter Transit Last Mile Connectivity	Construct Perimeter Trails and acquire right-of-way for future high capacity transit linking the Perimeter CID and other alternative transportation options	\$8,000,000
Sidewalk Program	Continue filling sidewalk gaps throughout Sandy Springs	\$11,000,000
Johnson Ferry/Mt Vernon Efficiency Improvements	Construct dual roundabouts at Johnson Ferry Road and Mt. Vernon Hwy intersections, sidewalks, and will return streets to two-way traffic operations.	\$26,000,000
Mt. Vernon Multiuse Path	City Springs to Sandy Springs MARTA	\$11,000,000
Hammond Drive, Phase 1 Efficiency Improvements	Phase 1: Complete design for Hammond Drive to include 4 lanes with sidewalks, bicycle lanes, and transit lanes and acquire right-of-way.	\$16,000,000
	Tier 1 Sub-Total	\$90,000,000
	Fulton County/State Administration Fee (approx)	\$1,555,571
TIER TWO		
SR 400 Trail System	Connect Path400 Trail from terminus at Loridans Drive to I-285/SR 400 interchange trail	\$5,500,000
Roberts Drive Multiuse Path	Roswell Road to Island Ford Park	\$5,500,000
TIER THREE		
Roadway Maintenance and Paving	Provide for paving and roadway maintenance throughout the city	\$16,785,429
	TOTAL ALL TIERS	\$119,341,000

City Next Steps

- Council approve transmittal of project list and Mayor to sign IGA - June 7
- Submit Project List to Fulton County - June 8
- Intergovernmental Agreement discussed and signed at formal meeting – July
- Resolution signed by County and forwarded to Election Superintendent – Aug
- Voter Information Education – Aug – Nov
- Vote by Citizens – Nov 8

Questions