

A RESOLUTION TO AUTHORIZE REIMBURSEMENT OF FEES AND EXPENSES IN CONNECTION WITH THE IMPLEMENTATION OF A STORMWATER UTILITY AND STORMWATER UTILITY ENTERPRISE FUND FOR THE CITY OF SANDY SPRINGS

WHEREAS, the City of Sandy Springs (the "City") is authorized by the Georgia Constitution of 1983, including, without limitation, Article IX, Section II, Paragraph III thereof and O.C.G.A. § 36-82-62 to provide stormwater management services throughout the City;

WHEREAS, the City is authorized pursuant to Article I, Section 1.03(b)(8) of its Charter to protect and preserve "the natural resources, environment and vital areas of the city, the region, and the state through the preservation and improvement of air quality, the restoration and maintenance of water resources, the control of erosion and sedimentation, the management of stormwater and establishment of a stormwater utility, the management of solid and hazardous waste, and other necessary actions for the protection of the environment";

WHEREAS, pursuant to the powers granted to the City and in furtherance of its duty to protect the public health, safety and welfare of the citizens of the City and the environment and to meet the regulatory obligations imposed on the City pursuant to applicable law, the City is contemplating proper stormwater management through the establishment and implementation of a stormwater utility and a stormwater utility enterprise fund within the geographic limits of the City and to institute funding methods associated therewith; and

WHEREAS, in order to proceed with a comprehensive review and evaluation of the need for, management of, and funding for, a stormwater utility and stormwater utility enterprise fund, the City will require the professional services of engineers and others and will incur certain fees and expenses related thereto; and

WHEREAS, prior to the establishment of the stormwater utility and the stormwater utility enterprise fund, the City expects to advance its own funds to pay such fees and expenses in an amount not to exceed \$800,000.00;

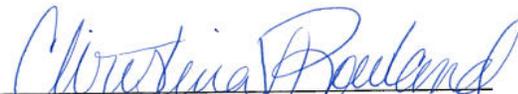
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, that, should the stormwater utility and stormwater utility enterprise fund be implemented as anticipated, and should the City advance its own funds to pay fees and expenses to utilize professionals or incur other fees and expenses in connection with a comprehensive review and evaluation of the need for, management of, and funding for, a stormwater utility and a stormwater utility enterprise fund, the City shall be reimbursed from the stormwater utility enterprise fund for fees and expenses so advanced in an amount not to exceed \$800,000.00, as a direct benefit to the stormwater utility.

APPROVED AND ADOPTED, this the 15th day of April, 2008.

Approved:


Eva Galambos, Mayor

Attest:


Christina V. Rowland, City Clerk
(Seal)

