



CITY COUNCIL AGENDA ITEM

TO: Mayor & City Council **DATE:** February 10, 2014

FROM: John McDonough, City Manager

AGENDA ITEM: Proposed Resolution to Approve an Amendment to the Intergovernmental Agreement between the City of Sandy Springs and the City of Johns Creek ("IGA") for the Provision of 911 Communications Services through Chatcomm, to Provide for a Five (5) Year Term Extension Pursuant to Article 6 of the IGA

MEETING DATE: For Submission onto the February 18, 2014, City Council Regular Meeting Agenda

BACKGROUND INFORMATION: (Attach additional pages if necessary)

See attached:

Memorandum
Proposed Resolution

APPROVAL BY CITY MANAGER: JMM APPROVED

PLACED ON AGENDA FOR: 2/18/2014

CITY ATTORNEY APPROVAL REQUIRED: () YES () NO

CITY ATTORNEY APPROVAL: SM

REMARKS:



To: Honorable Mayor and City Council Members
From: Wendell K. Willard
Date: For submission onto the February 18, 2014 City Council Meeting Agenda
Agenda Item: Proposed Resolution to Approve an Amendment to the Intergovernmental Agreement between the City of Sandy Springs and the City of Johns Creek ("IGA") for the Provision of 911 Communications Services through Chatcomm, to Provide for a Five (5) Year Term Extension Pursuant to Article 6 of the IGA

City Attorney's Recommendation:

The City Attorney's Office recommends that the City Council adopt the attached resolution to extend the City's IGA with Johns Creek relating to operation of Chatcomm.

Background and Discussion:

The City entered into the IGA with Johns Creek in October, 2008 to activate, pursuant to the provisions of O.C.G.A. § 36-75-1, The Joint Public Safety and Judicial Facilities Authority for the Cities of Sandy Springs, Georgia and Johns Creek, Georgia (operating as "Chatcomm") for the provision of 911 communications services in the Cities of Sandy Springs and Johns Creek ("Agreement"). The IGA sets forth the terms, obligations and responsibilities of the parties in the operation of Chatcomm.

The IGA provides at Article 6 for an initial IGA term of five (5) years, commencing November 1, 2008 and ending on July 1, 2014, without right of cancellation by either party during the initial term. Article 6 of the IGA further provides that the term of the IGA may be renewed by the Participating Cities, as defined in the IGA, in additional terms of five (5) years each upon resolutions of the governing bodies of each city. Sandy Springs and Johns Creek are currently the only Participating Cities.

Sandy Springs and Johns Creek now desire to renew the IGA for an additional five (5) year period upon the same terms as the initial five (5) year period, with no right of cancellation by either party prior to the end of the five (5) year period, as provided in Article 6 of the IGA.

Alternative:

Not to extend the IGA.

Attachment:

Proposed Resolution

STATE OF GEORGIA
COUNTY OF FULTON

RESOLUTION TO APPROVE AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF SANDY SPRINGS AND THE CITY OF JOHNS CREEK (“IGA”) FOR THE PROVISION OF 911 COMMUNICATIONS SERVICES THROUGH CHATCOMM, TO PROVIDE FOR A FIVE (5) YEAR TERM EXTENSION PURSUANT TO ARTICLE 6 OF THE IGA

WHEREAS, the City of Sandy Springs (“COSS”) and the City of Johns Creek (“COJC”) have made and entered into that certain Intergovernmental Agreement for the Activation of The Joint Public Safety and Judicial Facilities Authority for the Cities of Sandy Springs, Georgia and Johns Creek, Georgia (operating as “Chatcomm”) for the provision of 911 communications services in the Cities of Sandy Springs and Johns Creek (“IGA”), dated October 27, 2008; and

WHEREAS, the IGA provides at Article 6 that the initial term of the IGA shall be five (5) years, commencing November 1, 2008 and ending on July 1, 2014; and

WHEREAS, Article 6 of the IGA further provides that the term of the IGA may be renewed by the Participating Cities (as defined in the IGA) in additional terms of five (5) years each upon resolutions of the governing bodies of each city; and

WHEREAS, COSS and COJC are currently the only Participating Cities under the IGA; and

WHEREAS, COSS and COJC now desire to renew the IGA for an additional five (5) year period upon the same terms as the initial five (5) year period, with no right of cancellation by either party prior to the end of the five (5) year period, as provided in Article 6 of the IGA;

NOW THEREFORE, BE IT RESOLVED by the City Council of Sandy Springs as follows:

1. The Mayor and City Council hereby approve renewal of the IGA for an additional five (5) year period upon the same terms as the initial five (5) year period, with no right of cancellation by either party prior to the end of the five (5) year period, as provided in Article 6 of the IGA; and

2. The City Manager and City Attorney are hereby authorized to take any and all actions deemed appropriate to effectuate the intent of this resolution.

APPROVED AND ADOPTED this _____ day of _____, 2014.

Approved:

Rusty Paul, Mayor

Attest:

Michael Casey, City Clerk
(Seal)