

**RESOLUTION
RES 2026-20**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL
DEFERRED REIMBURSEMENT AGREEMENT WITH THE
DOWNTOWN DEVELOPMENT AUTHORITY OF THE CITY OF
DALLAS, GEORGIA FOR CERTAIN SEWER/UTILITY WORK
RELATED TO THE SHILOH CHURCH PROPERTY EXCHANGE
AND DOWNTOWN REDEVELOPMENT PROJECT;
AUTHORIZING EXECUTION; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Dallas, Georgia is authorized to construct, extend, operate, and maintain sewer and utility facilities pursuant to applicable law, including O.C.G.A. § 36-34-5;

WHEREAS, the Downtown Development Authority of the City of Dallas, Georgia (“DDA”) is undertaking a downtown redevelopment project involving the acquisition of the existing Shiloh Church property and related land-exchange obligations;

WHEREAS, certain sewer and utility work is necessary or appropriate to facilitate the replacement church site and complete the property exchange required for the DDA’s downtown redevelopment purposes;

WHEREAS, the City and DDA desire to enter into an Intergovernmental Deferred Reimbursement Agreement, substantially in the form attached hereto as **Exhibit A**, under which the City will perform, assist with, or procure limited sewer/utility work and the DDA will reimburse the City for reimbursable costs over time;

WHEREAS, the Mayor and Council find that the Agreement serves a valid public purpose by facilitating downtown redevelopment, acquisition of property for redevelopment, and orderly extension of public utility infrastructure;

WHEREAS, the Mayor and Council further find that the deferred reimbursement structure, including the absence of an advance deposit, is supported by adequate public benefit and does not constitute a donation, gratuity, or forgiveness of debt; and

WHEREAS, the Mayor and Council intend that the Agreement be treated as an intergovernmental agreement authorized by Article IX, Section III, Paragraph I of the Georgia Constitution and other applicable law, and not as the DDA paying for a City public works project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Dallas, Georgia, that:

1. The Intergovernmental Deferred Reimbursement Agreement with the DDA, substantially in the form attached as **Exhibit A**, is hereby approved.
2. The Mayor, City Manager, or either of them, is authorized to execute the Agreement and any related documents necessary to carry out the intent of this Resolution, subject to approval as to form by the City Attorney.
3. The City Manager is authorized to administer the Agreement, approve nonmaterial changes, issue invoices, receive reimbursement payments, and

coordinate the sewer/utility work consistent with the Agreement and applicable law.

- 4. This Resolution does not waive any applicable utility fees, tap fees, capacity fees, permit fees, inspection requirements, procurement requirements, or acceptance standards unless separately approved by the Mayor and Council.
- 5. All resolutions or parts of resolutions in conflict with this Resolution are repealed to the extent of such conflict.

RESOLVED this _____ day of _____, 2026.

L. James Kelly, Mayor

James Henson, Councilmember

Christopher B. Carter, Councilmember

Nancy R. Arnold, Councilmember

Leah Alls, Councilmember

Cooper Cochran, Councilmember

Candace Callaway, Councilmember

Attest: _____
Tina Clark, City Clerk