

**INTERGOVERNMENTAL AGREEMENT BETWEEN  
WHITFIELD COUNTY AND THE CITY OF DALTON  
REGARDING JOINTLY-FUNDED SERVICES SPECIAL TAX DISTRICT**

This Intergovernmental Agreement (“Agreement”) is entered into and effective the \_\_\_\_ day of March, 2022, by and between Whitfield County, Georgia (the “County,”) a subdivision of the State of Georgia, and the City of Dalton, Georgia (“Dalton,”) a municipal corporation created pursuant to Georgia law.

WHEREAS, as a part of the 2012 Local Option Sales Tax (“LOST”) negotiations between the County and Dalton following the 2010 decennial Census, at the request of Dalton, the County agreed to create one or more special tax districts comprising all areas of Whitfield County exclusive of the limits of the City of Dalton for certain County expenditures; and

WHEREAS, as agreed, the County established such Special Tax District in 2013 for purposes of paying the County’s share of jointly-funded services with Dalton, including the Dalton-Whitfield County Library (the “Library,”) the Dalton-Whitfield County Joint Development Authority (“JDA,”) and the Dalton/Whitfield Senior Center (the “Senior Center;”) and

WHEREAS, in order to provide more flexibility in the funding for the Library, the County and Dalton now believe that removing the Library from the jointly-funded services Special Tax District would likely enhance services and increase efficiency.

NOW, THEREFORE, in consideration of mutual promises and agreements set forth, the County and Dalton hereby agree as follows:

**I. Duties of Whitfield County**

1. The Whitfield County Board of Commissioners will remove the Library from the jointly-funded services Special Tax District immediately.
2. The County will transfer, via accounting journal entry, all unused 2022 budget allocation for the Library from the Special Tax District to the General Fund once the Library is removed from the Special Tax District.
3. All County appropriations for budget years 2023 and thereafter for the Library shall come either from approved ARPA funds, other grant funds, or the County’s General Fund.

## **II. Duties of Dalton**

1. Dalton consents to the removal of the Library from the jointly-funded services Special Tax District immediately.
2. Dalton agrees to consider the dissolution of the jointly-funded services Special Tax District in its entirety during calendar year 2022.

## **III. General Terms & Conditions**

1. Nothing herein is meant to impact, influence, or limit any other funding source for the Library or Senior Center, including, but not limited to, any federal, state, city, or grant funding. This IGA merely provides that the County may provide its portion of such funding through its General Fund.
2. This Agreement shall be effective as of its execution and shall continue in full force and effect until December 31, 2024, unless such period is extended by mutual agreement of the parties in writing.
3. Any notice under this Agreement shall be deemed duly given if delivered by hand or if sent by registered or certified mail – return receipt requested, to the respective County Administrator and/or City of Dalton Administrator.
4. This Agreement is executed in the State of Georgia and all matters pertaining to the validity, construction, interpretation, and effect of this Agreement shall be governed by the laws of the State of Georgia.
5. This Agreement may be executed in multiple counterparts, each of which shall be an original but all of which shall constitute one agreement. No party shall be bound by this Agreement until all parties have executed the Agreement.
6. This Agreement constitutes the entire agreement and understanding between the parties hereto and replaces, cancels and supersedes any prior agreements and understandings relating to the subject matter hereof; and all prior representations, agreements, and undertakings between the parties hereto with respect to the subject matter hereof are merged herein.

**IN WITNESS WHEREOF**, the parties have caused the authorized representatives of each to execute this Agreement.

**WHITFIELD COUNTY**

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**Jevin S. Jensen, Chairman  
For the Board of Commissioners**

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**Date**

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**Blanca Cardona, County Clerk  
SEAL**

**CITY OF DALTON**

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**David E. Pennington, III, Mayor  
For the Mayor and Aldermen**

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**Date**

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**Bernadette Chattan, City Clerk  
SEAL**