

STATE OF GEORGIA
COUNTY OF DEKALB
CITY OF STONECREST

RESOLUTION NO. 2021-06-07

A RESOLUTION TO ESTABLISH THE STANDING SPLOST OVERSIGHT COMMITTEE OF THE CITY OF STONECREST, GEORGIA.

WHEREAS, the City of Stonecrest was created by Senate Bill 208, passed in the Georgia General Assembly during the 2016 Session and subsequently confirmed by referendum; and

WHEREAS, Senate Bill 208 provided a charter for the City of Stonecrest (the “City Charter”); and

WHEREAS, Senate Bill 21, passed in the Georgia General Assembly during the 2021 Session and subsequently signed into law on April 2, 2021; and

WHEREAS, Section 1.03(b)(42) of the City Charter grants the City the power to exercise and enjoy all other powers, functions and rights necessary or desirable to promote the general welfare of the City and its inhabitants; and

WHEREAS, Section 7 of Senate Bill 21 amended Section 2.11 to read as follows: *(c)(1) The city council shall have the power by ordinance or resolution to establish oversight, policy, and standing committees of the council; and

WHEREAS, the citizens of DeKalb County voted on November 7, 2017, to impose a Special Purpose Local Option Sales Tax (SPLOST) to be spent on capital improvements for the use and benefit of DeKalb County and qualified municipalities within DeKalb County; and

WHEREAS, the City Council of the City of Stonecrest has determined that it is in the best interest of the City and its citizens to establish an oversight committee known as the SPLOST Oversight Committee of the City of Stonecrest, Georgia, for the purpose of providing transparency and accountability to the citizens of the City of Stonecrest concerning the use of SPLOST funds.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF STONECREST, GEORGIA, as follows:

SECTION I

ESTABLISHMENT OF THE SPLOST OVERSIGHT COMMITTEE AND AUTHORIZATION

The Mayor and City Council of the City of Stonecrest affirm that the Special Purpose Local Option Sales Tax is the City's opportunity to affect substantive improvements that connect our citizens and starts to form our City into one defined by the collective pursuit of a high quality of life for all residents. To further help accomplish this vision, there is hereby established the SPLOST Oversight Committee of the City of Stonecrest, Georgia (hereinafter referred to as the "SPLOST Committee").

SECTION II

MISSION AND DUTIES

The mission of the SPLOST Committee is to provide transparency and accountability to the citizens of the City of Stonecrest from the 2017 SPLOST. The purpose of the SPLOST Committee is to: provide as necessary and appropriate advice, reviews, reports, and recommendations to City Council on SPLOST projects. Members must attend two-thirds of the SPLOST Committee meetings in a calendar year. Failure to do so warrants removal from the SPLOST Committee.

SECTION III

MEMBERSHIP

Each committee person shall be nominated and approved by the City Council. The City Council shall establish all other qualifications for members of the SPLOST Committee except that each SPLOST Committee member must be either a resident of the City, or a member of the City Council. Should the SPLOST Oversight Committee member move out of the City, he/she may remain active until the City Council appoint his/her replacement.

SECTION IV

TERMS

Each SPLOST Committee member shall serve until the succeeding end of the City's fiscal year. Consecutive terms are permissible. Members filling vacancies shall serve the remainder of the term to which they were appointed. A consecutive appointment is permissible. Members whose terms expire shall continue to serve until a replacement is appointed or a consecutive appointment is made. Any member may be removed with or without cause by the City Council.

SECTION V

COMPENSATION

Stonecrest SPLOST Committee members will serve without compensation.

SECTION VI

QUORUM

A majority of the actual number of SPLOST Committee members shall establish a quorum at the initial meeting. The number of members to establish a quorum may thereafter be specified by that Committee's rules of procedure. Any action taken requires a majority of affirmative votes of the quorum present.

SECTION VII

GOVERNANCE

The SPLOST Committee shall determine its time of meeting and adopt its rules of procedure, which shall be substantially similar to the rules of procedure of the City Council. The date and time of each meeting as well as agenda items to be considered shall be publicized in the same manner as meetings of the Mayor and Council.

All meetings at which official action is taken shall be open to the public and all records maintained by the SPLOST Committee shall be public records unless expressly exempted by a provision of the Georgia Open Records Act. The SPLOST Committee shall keep minutes of its proceedings, showing the vote of each member upon each question, and shall maintain records of its examinations and other official actions, all of which shall be filed in the office of the City Clerk. Copies of the minutes shall be sent to the Mayor and each member of the City Council. The minutes of the proceedings shall be a public record. This section shall not be construed as prohibiting closed sessions when permitted by the Georgia Open Meetings and Open Records Acts.

Expenditures of the SPLOST Committee, if any, shall be within the amounts appropriated for the purposes intended by the Mayor and City Council during the annual budgeting process.

SECTION VIII

INITIAL MEMBERS

The initial members of the SPLOST Committee shall be as follows:

1. Member - Darrell Taylor
2. Member - Elijah Ajaey
3. Member - Stephanie Shine
4. Member - Pat Smith
5. Member - Avena Louie
6. Member - Donna Priest-Brown
7. Member - Jeff Martin
8. Councilmember - Tammy Grimes
9. Councilmember - Rob Turner

SECTION IX

ENFORCEMENT AND SEVERABILITY

(a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Resolution shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION X

REPEAL OF CONFLICTING RESOLUTIONS

All resolutions and parts of resolutions in conflict herewith are hereby expressly repealed.

SECTION XI

EFFECTIVE DATE OF RESOLUTION

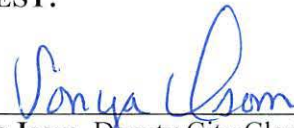
This Resolution shall become effective upon the date of approval and execution by the Mayor and Council of the City of Stonecrest, Georgia.

SO RESOLVED, this 28 day of June, 2021.

CITY OF STONECREST, GEORGIA


George Turner, Mayor Pro Tempore

ATTEST:


Sonya Isom, Deputy City Clerk



APPROVED AS TO FORM:


City Attorney