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MEMORANDUM

To: Honorable Mayor and City Council
From: Billy Grogan, Acting City Manager
Date: November 10, 2014
Subject: Service Delivery Strategy Update approval

ITEM DESCRIPTION

This item is approval for an updated Service Delivery Strategy with DeKalb County and other municipalities.

BACKGROUND

HB 489, passed in 1998 by the Georgia General Assembly requires county and city governments to create a Service Delivery Strategy (SDS) for the purpose of avoiding duplication of services and double taxation. The last SDS agreement was approved December 14, 2010.

The City of Dunwoody received notice from the Georgia Department of Community Affairs that the DeKalb County SDS must be updated by December 17, 2014 due to the creation of the City of Brookhaven. A thorough review and update to the DeKalb County SDS will occur in the future.

The City of Dunwoody's charter explicitly requires the County to charge city residents \$0 for special tax districts created for the purposes of providing County police, roads and parks services to the incorporated areas of the County. Combined with existing intergovernmental agreements the City has executed since incorporation, there exists no issues outstanding that would prevent the City from entering into an updated SDS agreement with the County and other cities in DeKalb County.

Failure to approve this resolution will result in the City, the County and the other municipalities in DeKalb County losing our Qualified Local Government status with the State of Georgia. Failure to maintain this status will preclude the City from receiving state permits or competing for state grant awards.

RECOMMENDED ACTION

At this time, staff recommends the City Council approve this updated SDS and authorize the Mayor to sign all appropriate documents.



SERVICE DELIVERY STRATEGY
FORM 4: Certifications

Instructions:

This form must, at a minimum, be signed by an authorized representative of the following governments: 1) the county; 2) the city serving as the county seat; 3) all cities having a 2000 population of over 9,000 residing within the county; and 4) no less than 50% of all other cities with a 2000 population of between 500 and 9,000 residing within the county. Cities with a 2000 population below 500 and local authorities providing services under the strategy are not required to sign this form, but are encouraged to do so.

COUNTY: DEKALB

We, the undersigned authorized representatives of the jurisdictions listed below, certify that:

1. We have executed agreements for implementation of our service delivery strategy and the attached forms provide an accurate depiction of our agreed upon strategy (O.C.G.A 36-70-21);
2. Our service delivery strategy promotes the delivery of local government services in the most efficient, effective, and responsive manner (O.C.G.A. 36-70-24 (1));
3. Our service delivery strategy provides that water or sewer fees charged to customers located outside the geographic boundaries of a service provider are reasonable and are not arbitrarily higher than the fees charged to customers located within the geographic boundaries of the service provider (O.C.G.A. 36-70-24 (2)); and
4. Our service delivery strategy ensures that the cost of any services the county government provides (including those jointly funded by the county and one or more municipalities) primarily for the benefit of the unincorporated area of the county are borne by the unincorporated area residents, individuals, and property owners who receive such service (O.C.G.A. 36-70-24 (3)).

| JURISDICTION | TITLE | NAME | SIGNATURE | DATE |
|-------------------------|-------|------------------|-----------|------|
| <u>CITY OF DUNWOODY</u> | Mayor | Michael G. Davis | | |

A RESOLUTION TO RENEW THE SERVICE DELIVERY STRATEGY FOR DEKALB COUNTY, GEORGIA AND THE CITY OF DUNWOODY, AND FOR OTHER PURPOSES

WHEREAS: O.C.G.A. § 36-70-1, *et. seq.* requires counties and municipalities to adopt a local government service delivery strategy; and

WHEREAS: DeKalb County has worked with the Cities of Atlanta, Avondale Estates, Brookhaven, Chamblee, Doraville, Decatur, Dunwoody, Lithonia, Clarkston, Stone Mountain, and Pine Lake (the "Cities") to develop and revise a service delivery strategy; and

WHEREAS: O.C.G.A. § 36-70-25(b) provides that approval of a service delivery strategy shall be established by adoption of a resolution:

- (1) By the DeKalb County governing authority;
- (2) By the governing authority of municipalities within DeKalb County which have a population of 9,000 or greater within the County;
- (3) By the Municipality that serves as the DeKalb County site if not included in paragraph (2) of this subsection;
- (4) And by no less than 50% of the remaining municipalities within DeKalb County which contain at least 500 persons within the County if not included in paragraph (2) or (3) of this subsection; and

WHEREAS: a local government service delivery strategy between DeKalb County and the Cities was approved by DeKalb County on August 24, 1999 and renewed on October 25, 2005, October 24, 2006, August 28, 2007, October 23, 2007, October 31, 2008, April 30, 2009, October 31, 2009, April 27, 2010, and December 14, 2010; and

WHEREAS: DeKalb County and the Cities have reviewed and revised the previously adopted service delivery strategy and now seek to adopt the service delivery strategy attached hereto; and

WHEREAS, if a service delivery strategy is not adopted prior to expiration of the current strategy, which occurs on or about December 17, 2014, DeKalb County and the Cities will become ineligible for state administered financial assistance, grants, loans or permits until the first day of the month following verification of the updated strategy, pursuant to the terms of O.C.G.A. § 36-70-27.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council for the City of Dunwoody that the City of Dunwoody adopts as its service delivery

strategy the documents attached hereto and entitled as the "Service Delivery Strategy for DeKalb County." Such strategy shall remain in force and effect until October 31, 2016. The City Manager is authorized to execute all necessary documents so long as they substantially comply with this Resolution.

BE IT FURTHER RESOLVED, that any and all resolutions or any part thereof in conflict with this Resolution are hereby repealed. This Resolution shall be effective immediately upon its adoption.

SO RESOLVED AND EFFECTIVE, this 10th day of November, 2014.

Approved:

Michael G. Davis, Mayor

Attest:

Sharon Lowery, City Clerk (Seal)