

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2012 – 251

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO PROVIDE THE CITY OF LOVEJOY WITH NOTICE OF THE TERMINATION OF THE INTERGOVERNMENTAL AGREEMENT FOR THE PROVISION OF FIRE SERVICES; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY DOCUMENTS AS MAY BE NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE FINANCE DIRECTOR TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, on or about August 31, 2004, Clayton County entered into a “Provision of Fire Services Agreement” (the “Agreement”) with the City of Lovejoy which provided for the terms and conditions under which fire suppression, protection, prevention, rescue and emergency medical assistance services (collectively “Fire Services”) would be rendered to the citizens of the City of Lovejoy; and

WHEREAS, during recent negotiations of Clayton County’s Service Delivery Strategy, the municipalities have contended that the funds collected from the Fire District tax are insufficient to provide the Fire Services and that the County is using funds from the General Fund to subsidize the Fire Services; and

WHEREAS, the Fire District tax collected within the City of Lovejoy is insufficient to provide Fire Services to the citizens of the City; and

WHEREAS, in order to resolve this issue, the County finds it necessary to terminate the Agreement and attempt to negotiate the terms of a new agreement; and

WHEREAS, the Board of Commissioners deems it is in the best interest of the County and the County will best be served by authorizing the County to provide the City of Lovejoy with notice of the termination of the Agreement for the stated reasons.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF  
CLAYTON COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to provide the City of Lovejoy with notice of the termination of the 2004 "Provision of Fire Services Agreement". The Board authorizes the Chairman to execute any documents as may be necessary to accomplish the intent of this Resolution. The Board also authorizes the Finance Director to amend the budget where necessary to reflect an appropriate revenue source and expense, all as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED this, the 14<sup>th</sup> day of December, 2012.

CLAYTON COUNTY BOARD OF COMMISSIONERS

Eldrin Bell  
ELDRIN BELL, CHAIRMAN

W Ralph  
WOLE RALPH, VICE-CHAIRMAN

GB Hambrick  
GAIL B. HAMBRICK, COMMISSIONER

Sonna Singleton  
SONNA SINGLETON, COMMISSIONER

(Absent)  
MICHAEL EDMONDSON, COMMISSIONER

ATTEST:

Shelby D. Haywood  
SHELBY D. HAYWOOD, CLERK