

MAYOR
Shirley Sessions

CITY COUNCIL
Barry Brown, Mayor Pro Tem
Brian West
Jay Burke
Nancy DeVetter
Spec Hosti
Monty Parks



CITY MANAGER
Dr. Shawn Gillen

CLERK OF COUNCIL
Jan LeViner

CITY ATTORNEY
Edward M. Hughes

CITY OF TYBEE ISLAND

AGENDA SPECIAL MEETING OF TYBEE ISLAND CITY COUNCIL December 21, 2022 at 3:30 PM

Please silence all cell phones during Council Meetings

Opening Ceremonies
Call to Order

Consideration of Bids, Contracts, Agreements and Expenditures
1. Certification of Distribution

Consideration of Resolutions
2. Resolution for LOST Proceeds

Adjournment

Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of the meeting or the facilities are required to contact Jan LeViner at 912.472.5080 promptly to allow the City to make reasonable accommodations for those persons.

***PLEASE NOTE:** Citizens wishing to speak on items listed on the agenda, other than public hearings, should do so during the citizens to be heard section. Citizens wishing to place items on the council meeting agenda must submit an agenda request form to the City Clerk's office by Thursday at 5:00PM prior to the next scheduled meeting. Agenda request forms are available outside the Clerk's office at City Hall and at www.cityoftybee.org.



THE VISION OF THE CITY OF TYBEE ISLAND

"is to make Tybee Island the premier beach community in which to live, work, and play."



THE MISSION OF THE CITY OF TYBEE ISLAND

"is to provide a safe, secure and sustainable environment by delivering superior services through responsible planning, preservation of our natural and historic resources, and partnership with our community to ensure economic opportunity, a vibrant quality of life, and a thriving future."

**P.O. Box 2749 – 403 Butler Avenue, Tybee Island, Georgia 31328-2749
(866) 786-4573 – FAX (866) 786-5737
www.cityoftybee.org**



File Attachments for Item:

1. Certification of Distribution

CERTIFICATE OF DISTRIBUTION

TO: STATE REVENUE COMMISSIONER

Pursuant to an Act of the Georgia General Assembly, effective January 1, 1980, relating to Local Sales & Use Taxes, the governing authorities for the qualifying municipalities and the County located within the special district coterminous with the boundaries of Chatham County hereby certify that the proceeds of the combination city/county local sales and use tax generated in such district shall be distributed by the State Revenue Commissioner as follows:

Jurisdiction	2023	2024	2025	2026	2027	2028 - 2032
Chatham County	25.00%	26.00%	28.00%	31.00%	31.00%	31.00%
Bloomington	1.1104%	1.0441%	0.9863%	0.9455%	0.9465%	0.9471%
Garden City	3.7748%	3.7333%	3.6371%	3.4868%	3.4904%	3.4928%
Pooler	9.4328%	9.3290%	9.0887%	8.7131%	8.7221%	8.7282%
Port Wentworth	3.9909%	3.9470%	3.8453%	3.6864%	3.6902%	3.6928%
Savannah	54.2173%	53.6205%	52.2398%	50.0803%	50.1324%	50.1671%
Thunderbolt	1.0042%	0.9443%	0.9035%	0.8662%	0.8671%	0.8677%
Tybee Island	1.4124%	1.3281%	1.2488%	1.1742%	1.1041%	1.0571%
Vernonburg	0.0572%	0.0537%	0.0505%	0.0475%	0.0472%	0.0472%
Totals	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%

This certificate shall continue in effect until such time as a new certificate has been executed as provided in said Act.

By executing this Certificate, the County and Cities of Savannah, Bloomington, Vernonburg, Thunderbolt, Tybee Island, Port Wentworth, Pooler, and Garden City, acting through their respective officers, represent that all municipalities lying wholly or partly in the tax jurisdiction have been given an opportunity to show that they are 'qualified municipalities,' as that term is used in the Act, and that all municipalities listed herein as recipients are 'qualified' and so may receive distribution from the proceeds of the tax.

In consideration of this agreement, Chatham County agrees to accept and be responsible for all costs for the incarceration and housing at the Chatham County Detention Center of those persons arrested by officers or officials of Savannah, Bloomington, Vernonburg, Thunderbolt, Tybee Island, Port Wentworth, Pooler, and Garden City. Said Cities shall not be responsible for the payment of any per diem fees, booking or other fees for the life of this Certificate.

Executed on behalf of the governing authorities of the qualifying municipalities and the governing authority of this County, this _____ day of December, 2022.

Mayor of the City of Bloomingdale

Mayor of the City of Garden City

Mayor of the City of Pooler

Mayor of the City of Port Wentworth

Mayor of the City of Savannah

Mayor of the Town of Thunderbolt

Mayor of the City of Tybee Island

Mayor of the City of Vernonburg

Chairman of the Board of Commissioners
of Chatham County

File Attachments for Item:

2. Resolution for LOST Proceeds

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF TYBEE ISLAND, GEORGIA, TO APPROVE A DISTRIBUTION OF LOCAL OPTION SALES TAX (LOST) PROCEEDS, TO AUTHORIZE THE MAYOR TO EXECUTE A CERTIFICATE OF DISTRIBUTION FOR SUBMISSION TO THE COMMISSIONER OF THE DEPARTMENT OF REVENUE, TO PRESERVE RIGHTS, AND FOR OTHER PURPOSES.

WHEREAS, the City Manager of Tybee Island, Georgia, and other representatives of the City have been in negotiations with Chatham County regarding the distribution of LOST proceeds as between Chatham County and the Cities of Chatham County (the "Chatham Cities"); and,

WHEREAS, Tybee Island has been informed that those parties to the LOST renegotiations have reached a tentative agreement to approve or recommend approval of a proposed distribution of the LOST proceeds to Chatham County and the Chatham Cities based on the percentage amounts specified in the table attached hereto as Exhibit "A" and incorporated herein by reference as the "LOST Distribution Percentage"; and,

WHEREAS, O.C.G.A. § 48-8-89 contemplates that when a LOST distribution agreement is reached between a county and its municipalities, a new distribution certificate ("Certificate") shall be prepared, executed, and submitted to the State Revenue Commissioner; and,

WHEREAS, subject to Chatham County and all the Chatham Cities approving the LOST Distribution Percentages and signing a Certificate consistent with the LOST Distribution Percentages in Exhibit "A", the Mayor and Council of Tybee Island likewise approve the LOST Distribution Percentages and authorize the Mayor to execute a Certificate consistent with Exhibit "A"; and,

WHEREAS, the Mayor and Council believe adoption of this Resolution to be in the best interest of its citizens and taxpayers of Tybee Island; and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Tybee Island, Georgia, that the preamble set forth above is hereby adopted and incorporated herein as if fully restated; and,

BE IT FURTHER RESOLVED, that the Mayor and Council hereby approve the LOST Distribution Percentages attached hereto as Exhibit "A" as the percentage of LOST distributions to be remitted to the City of Tybee Island over the next decade provided that all other Chatham Cities likewise approve their respective percentages as reflected in the LOST Distribution Percentages.

BE IT FURTHER RESOLVED, that the Mayor and Council of the City of Tybee Island authorize the Mayor to sign the Certificate containing those distribution percentages set forth in Exhibit "A", provided that all other Chatham Cities approve their respective percentage of LOST distributions consistent with the LOST Distribution Percentages and such percentages are correctly

reflected on the Certificate and the person signing on behalf of the other Cities is duly authorized to sign such Certificate on behalf of that person's respective City.

IT IS FURTHER RESOLVED, that if the Certificate contemplated by this Resolution has not been executed and submitted to the Commissioner of the Department of Revenue on or before December 30, 2022, this Resolution shall be null and void on December 31, 2022.

IT IS FURTHER RESOLVED, that this Resolution be certified by the Clerk of Council and entered and maintained in the City records.

SO RESOLVED, this _____ day of December, 2022.

CITY OF TYBEE ISLAND, GEORGIA

By: _____
Shirley Sessions, Mayor

ATTEST:

By: _____
Jane LeViner, CMC
Clerk of Council

EXHIBIT "A"

LOST DISTRIBUTION PERCENTAGES

County Allocation Cities' Allocation	Projected 2023	Projected 2024	Projected 2025	Projected 2026	Projected 2027	Projected 2028	Projected 2029	Projected 2030	Projected 2031	Projected 2032
Net Certificate Percentages										
Bloomington	1.11%	1.04%	0.99%	0.95%	0.95%	0.95%	0.95%	0.95%	0.95%	0.95%
Garden City	3.77%	3.73%	3.64%	3.49%	3.49%	3.49%	3.49%	3.49%	3.49%	3.49%
Pooler	9.43%	9.33%	9.09%	8.71%	8.72%	8.73%	8.73%	8.73%	8.73%	8.73%
Port Wentworth	3.99%	3.95%	3.85%	3.69%	3.69%	3.69%	3.69%	3.69%	3.69%	3.69%
Savannah	54.22%	53.62%	52.24%	50.08%	50.13%	50.17%	50.17%	50.17%	50.17%	50.17%
Thunderbolt	1.00%	0.94%	0.90%	0.87%	0.87%	0.87%	0.87%	0.87%	0.87%	0.87%
Tybee Island	1.41%	1.33%	1.25%	1.17%	1.10%	1.06%	1.06%	1.06%	1.06%	1.06%
Vernonburg	0.06%	0.05%	0.05%	0.05%	0.05%	0.05%	0.05%	0.05%	0.05%	0.05%