

RESOLUTION NO. 2019 - 038

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CERTIFICATE OF AGREEMENT FOR THE ALLOCATION AND DISTRIBUTION OF PROCEEDS FROM THE TITLE AD VALOREM TAX; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, beginning in tax year 2016 the Department of Revenue is required to evaluate the tax revenues from the prior year to determine the percentage of the title ad valorem tax that will be distributed to State and Local Governments, and based on the statutory calculation, for calendar year 2019, the percentage of TAVT that will go to the State will be 47.56% and the percentage that will go to Local Governments will be 52.44 %.

WHEREAS, pursuant to HB 329 of 2018, O.C.G.A. § 48-5C-1 was amended to change the manner of distribution of the proceeds of the alternative ad valorem tax on motor vehicles such that, effective July 1, 2019, and remaining in effect until amended by law, the Tax Commissioner shall distribute 35.0% of the TAVT funds collected to the State and 65.0% to the Local Governments;

WHEREAS, effective July 1, 2019, and remaining in effect until amended by law, the distribution of the Local Government's 65.0% percentage shall be made in accordance with O.C.G.A. § 48-5C-1(c)(3),

WHEREAS, due to the effective date of HB 329, while the distribution of the Local Governments' percentage of tax proceeds garnered from the TAVT shall be made in accordance with O.C.G.A. § 48-5C-1, certain assumptions vary for the period January to July 2019, and the period commencing July 1, 2019;

WHEREAS, the Department of Revenue bases its calculation on certain assumptions, which will continue to be effective until a new certification is made each year;

WHEREAS, the City of Powder Springs desires to accept the attached agreement for the allocation and distribution of proceeds from the title ad valorem tax;


BE IT THEREFORE RESOLVED by the Council for the City of Powder Springs that it accepts and approves the attached certification and authorizes the Mayor to execute said certification, subject to review and approval by the City Attorney. This resolution shall be effective immediately upon approval.

SO RESOLVED this 15th day of April, 2019

[Signature page follows]

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Albert Thurman, Mayor


Patrick Bordelon, Council Member


Doris Dawkins, Council Member


Patricia Wisdom, Council Member


Henry Lust, Council Member


Thelma C. Farmer, Council Member

ATTEST: 
Kelly Axt, City Clerk