SPLOST INTERGOVERNMENTAL AGREEMENT

This Intergovernmental Agreement entered into this the __29__ day of November, 2011 by and between Thomas County, Georgia and the cities of Thomasville, Meigs, Pavo, Barwick, Boston, Ochlocknee, and Coolidge (hereinafter sometimes referred to as the "Governmental Entities") for the purpose of implementing the provisions of the Official Code of Georgia as they relate to implementation of a County Special Purpose Local Option Sales Tax (SPLOST).

WHEREAS, the Governmental Entities desire to outline the county wide projects to be funded by a SPLOST, provide a formula for distribution of funds not required by county wide projects to the Governmental Entities located in the Special Taxing District, and provide an agreement to meet the requirements of O.C.G.A. §48-8-115; and

WHEREAS, the projected revenue to be generated in the 24 quarters that the SPLOST will be in existence is $42 million dollars but may exceed this amount, and the parties wish to provide for the allocation of any and all revenues received; and

WHEREAS, a meeting was conducted on October 25, 2011, pursuant to the provisions of O.C.G.A. §48-8-111 to outline capital outlay projects (county wide and non-county wide) to be funded by the SPLOST and approved by referendum; and

WHEREAS, Thomas County has requested that the cities of Thomasville, Meigs, Pavo, Barwick, Boston, Ochlocknee, and Coolidge enter into an Intergovernmental Agreement to determine the amount, duration and distribution of the SPLOST for all approved capital outlay projects;

NOW, THEREFORE, the parties agree as follows:

SECTION ONE

County Wide Capital Outlay Projects

The county wide capital outlay projects to be funded from the proceeds of the SPLOST

and the maximum amount of funding for each project from the first $42 million dollars of SPLOST revenue are as follows:

Level One Projects

There will be no Level One Projects

Level Two Projects

Red Hills Business Park Development	3.0 million	(Thomasville)
Recreation facilities improvements	2.0 million	(Thomasville)
Jail-Justice Center Expansion	2.0 million	(Thomas County)
Total Level Two Projects	7.0 million	
Grand Total County Wide Projects	**7.0 million**	

SECTION TWO

Fund Allocation for Non County Wide Capital Outlay Projects

In addition to the project funding listed in SECTION ONE, the expected funds for non county wide capital outlay projects to be used for the construction of roads, bridges, streets, water systems, sewer systems, storm water systems and the construction of public safety facilities and the purchase of public safety equipment as provided in O.C.G.A. §48-8-111 are projected to be $35.0 million dollars and will be allocated by percentages and estimated amounts as follows, up to the first $42 million dollars in SPLOST revenue collected:

Thomas County	48.6%	$17,010,000
Thomasville	41.2%	$14,420,000
Boston	2.9%	$ 1,015,000
Meigs	2.3%	$ 805,000
Ochlocknee	1.5%	$ 525,000
Coolidge	1.2%	$ 420,000

Pavo	1.4%	$ 490,000
Barwick	0.9%	$ 315,000
	100.0%	$ 35,000,000

SECTION THREE

Excess Fund Allocation For Funds Exceeding $42 Million Dollars

The purpose of this section is to provide for a method of distributing any funds generated by the SPLOST in excess of the amount designated for county wide and non county wide capital outlay projects. This amount is projected to be $42 million dollars, which represents the sum of $7.0 million dollars budgeted for all county wide capital outlay projects as set forth in Section One, above, when added to the sum of $35.0 million dollars budgeted for non county wide capital outlay projects as set forth in Section Two, above (hereinafter "Excess Funds").

Once both the county wide and non county wide capital outlay projects shown in SECTION ONE and SECTION TWO are fully funded and the total SPLOST revenue exceeds $42.0 million dollars, then the Governmental Entities located in the Special Taxing District shall receive the Excess Funds in the following manner:

(a) All remaining Excess Funds shall be allocated to the Governmental Entities according to the percentages set forth in SECTION TWO and used for the projects shown in Section One and Section Two.

SECTION FOUR

Procedures for Distributing Proceeds to Qualified Governmental Entities

First $42 million Dollars

From the funds received each month, Thomas County will retain 45.262% of the funds to be allocated to complete the county wide capital outlay projects which are to be administered by

Thomas County. The county wide capital outlay projects shall include the following: expansion of the Jail Justice Center located at 944 Smith Avenue to provide needed space for Thomasville Police, Thomas County Sheriff and Magistrate Court function ($2.0 million) and construction of roads, streets and bridges. The City of Thomasville shall receive 46.238% of the funds received each month for the purpose of funding development of the Red Hills Business Park located on US Highway 319 North administered through the Payroll Development Authority ($3.0 million), for county wide recreation facilities improvements ($2.0 million), and for capital outlay projects to construct roads, bridges, streets, water systems, sewer systems, storm water systems and the purchase of public safety equipment as provided in O.C.G.A. §48-8-111. The remaining cities in Thomas County shall receive the monthly percentages shown below for the purpose of capital outlay projects to construct roads, bridges, streets, water systems, sewer systems, storm water systems and the purchase of public safety equipment as provided in O.C.G.A. §48-8-111 within the boundaries of their respective cities, as follows:

Boston	2.417%
Meigs	1.917%
Ochlocknee	1.250%
Coolidge	1.000%
Pavo	1.167%
Barwick	0.750%

<u>Excess Funds over $42 Million Dollars</u>

Any funds received in excess of $42 million dollars shall be distributed as provided in SECTION THREE.

All funds received by each Governmental Entity shall be maintained in a discrete account for each project, and upon receipt, funds will be distributed pro rata among the project accounts. Regardless of the total revenues collected, the Thomas County cities shall be paid their respective percentages from the first $42 million dollars as set out in SECTION TWO.

SECTION FIVE

Schedule and Priority of Funding

All funds received by Thomas County which are to be distributed to the cities shall be distributed within 10 business days after the end of the month in which the funds are received. All funds received by each Governmental Entity participating in this Intergovernmental Agreement shall be maintained in discrete accounts and accounted for as separate and discrete funds.

SECTION SIX

Fund Accounting, Record Keeping and Audit

All funds received by each Governmental Entity which is a party to this Intergovernmental Agreement shall be maintained in a separate designated fund and shall not be intermingled with any other funds maintained by the Governmental Entity. All records shall be kept by fund so that the records may be audited by each Governmental Entity's designated auditor, and a complete audit of all funds generated by the SPLOST shall be completed annually and made a part of each annual audit performed by the Governmental Entity. No funds generated by the SPLOST shall be expended for any project unless the project meets the criteria shown in O.C.G.A. §48-8-111. All funds received and expended shall be subject to the procedures outlined in O.C.G.A. §48-8-122.

SECTION SEVEN

Agreement

All capital outlay projects outlined above shall be funded as provided and the funds shall be expended as shown unless otherwise agreed by the parties to this Intergovernmental Agreement. If approved by referendum, the SPLOST shall terminate after six years, on December 31, 2018.

SECTION EIGHT

Severability and Completeness

If any law, regulation or court decision shall cause any provision of this Intergovernmental Agreement to be rendered invalid, the remaining provisions of this Intergovernmental Agreement shall remain in full force and effect. This Intergovernmental Agreement reflects the entire understanding between the parties and may not be modified except in writing by the authorized representatives of the parties.

SECTION NINE

Ballot Language

The ballot for the question of imposing the SPLOST shall read as follows:

( ) YES
( ) NO

Shall a special 1 percent sales and use tax be imposed in the special district of Thomas County for a period of time not to exceed 24 calendar quarters and for the raising of an estimated amount of $42 million for the purpose of capital outlay projects in Barwick, Boston, Coolidge, Meigs, Ochlocknee, Pavo, Thomasville and Thomas County, Georgia, including road, street, and bridge improvements; the construction of water, sewer, and/or storm water capital outlay projects to be owned and operated by qualified municipalities within the special district; the construction of public safety facilities and the purchase of public safety

equipment; the expansion of the Jail Justice Center; the construction of cultural and recreational facilities; and the development of the Red Hills Business Park.

IN WITNESS WHEREOF the authorized representatives of the parties have hereunto set their hands and affixed the seals of the respective Governmental Entities as of the date above first written.

THOMAS COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman

Attest: _____
Clerk

THE CITY OF THOMASVILLE

By: _____
Mayor

Attest: _____
Clerk

THE CITY OF BARWICK

By: _____
Mayor

Attest: _____
Clerk

THE CITY OF BOSTON

By: _____
Mayor

Attest: _____
Clerk

THE CITY OF COOLIDGE

By: _____
Mayor

Attest: _____
Clerk

THE CITY OF MEIGS

By: _____
Mayor

Attest: _____
Clerk

[Signatures continued on next page]

THE CITY OF OCHLOCKNEE

By: _____
Mayor

Attest: _____
Clerk

THE CITY OF PAVO

By: _____
Mayor

Attest: _____
ACTING Clerk