



City of Hampton LEGISLATIVE SUMMARY

Type of Request

ITEM # 10A

RES.2025-22

Meeting Date:

April 8, 2025

Action Type:

☒ Action by City Council

☐ For informational/discussion purposes only

Presenter:

Alex S. Cohilas, City Manager

Department Requesting Agenda Item

City Manager

Exhibit Attachments s for Agenda Item:

1) RES.2025-22

2) _____

3) _____

4) _____

5) _____

6) _____

Agenda Item:

Agenda Item 10A: Action for Resolution 2025-22 TO APPROVE AN INTERGOVERNMENTAL AGREEMENT ("IGA") WITH THE HENRY COUNTY WATER AUTHORITY ("HCWA") FOR A WATER LINE RELOCATION.

Background/Summary:

The Henry County Water Authority (HCWA) and the City of Hampton desire to construct a waterline along US HWY 19/41. The location of each proposed waterline could cause potential construction and maintenance conflicts as both lines are desired to be constructed within the same corridor. To avoid conflicts, both Parties wish to enter into an intergovernmental agreement to reflect previously agreed upon terms, as described in Exhibit A of RES. 2025-22. Originally presented to Mayor and Council Jan. 2025 with errors, RES. 2025-22 corrects errors, as presented on April 8, 2025.

Financial Implications/Considerations

-Is project budgeted?	Y_____ Nn/a_____
-Will project require the use of Fund Balance?	Y_____ Nn/a_____
If yes, please state amount \$_____.	
-Will the project require funds?	Y_____ Nn/a_____
-Is project grant funded and will require a _____ % match	
and those funds are/are not budgeted.	Y_____ Nn/a_____
-Is this request a Capital Project and part of Capital Project List?	Y_____ Nn/a_____

Additional Comments/Recommendations

The Community Development Department staff approves the proposed ordinance amendment

**CITY OF HAMPTON
STATE OF GEORGIA**

RESOLUTION NO. 2025-22

**A RESOLUTION TO APPROVE AN
INTERGOVERNMENTAL AGREEMENT (“IGA”)
WITH THE HENRY COUNTY WATER
AUTHORITY (“HCWA”) FOR A WATER LINE
RELOCATION**

WHEREAS, the City of Hampton ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia whose governing authority is the Mayor and Council thereof; and

WHEREAS, the Henry County Water Authority (“HCWA”)

WHEREAS, HCWA desires to construct a 16-inch waterline along the west side of US Highway 19/41; and

WHEREAS, the City desires to construct a future waterline along the west side of the US Highway 19/41, in the similar corridor/location; and

WHEREAS, the location of each proposed waterline could cause potential construction and maintenance conflicts wherein both lines are being constructed in the same corridor; and

WHEREAS, to avoid any conflicts, the Parties wish to enter into an intergovernmental agreement (“IGA”) to reflect previously agreed upon terms; and

WHEREAS, said terms regarding the relocation and construction of the City and County’s waterlines is reflected in the attached at Exhibit “A”, incorporated by reference; and


WHEREAS, the City’s intention to adopt the attached IGA in January 2025 was inadvertently confused with the City’s water and sewer services agreement with HCWA.

NOW THEREFORE, IT IS RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF HAMPTON, GEORGIA, and by the authority thereof that the City of Hampton:

1. Corrects the adoption of the attached IGA with the instant Resolution; and
2. Adopts the attached Intergovernmental Agreement Pertaining to Water Line Relocation and Construction between the City of Hampton and the Henry County Water Authority.

SO RESOLVED, this 8th day of April, 2025.

CITY OF HAMPTON, GEORGIA


ANN N. TARPLEY, Mayor

ATTEST:


CARMEN BLOUNT, Interim City



APPROVED AS TO FORM:


L'ERIN BARNES WIGGINS, City Attorney

Exhibit “A”

STATE OF GEORGIA

COUNTY OF HENRY

INTERGOVERNMENTAL AGREEMENT

THIS INTERGOVERNMENTAL AGREEMENT, (hereinafter, "Agreement") is made and entered into this 8th day of April, 2025, by and between the **CITY OF HAMPTON** through its Mayor and Council (hereinafter, the "City") and the **HENRY COUNTY WATER AUTHORITY** by and through its Board (hereinafter, the "Authority").

WITNESSETH THAT:

WHEREAS, the City is a duly constituted public entity created under the laws of the State of Georgia; and

WHEREAS, the Authority is a duly constituted public authority created under the laws of the State of Georgia; and

WHEREAS, the Authority desires to construct a 16-inch waterline along the west side of US Highway 19/41; and

WHEREAS, the City desires to construct a future waterline along the west side of the US Highway 19/41, in the similar corridor/location; and

WHEREAS, the location of each proposed waterline is shown on Exhibit "A"; and

WHEREAS, to avoid potential construction and maintenance conflicts of both lines being in the same corridor; and

WHEREAS, the Authority has engineered, surveyed, obtained GDOT permits, and is in the process of acquiring the necessary easements and property rights to construct its waterline; and

WHEREAS, the City will be designing its waterline at a future date; and

WHEREAS, the City desires that the Authority's waterline not be in conflict with the City's proposed design and construction of its future waterline construction and maintenance; and

WHEREAS, the Authority has completed the design of its waterline and has spent \$30,070 in surveying, design, engineering, and legal fees; and

WHEREAS, the execution, delivery and performance of this Agreement by the Authority and the City has been authorized by resolutions duly adopted by the respective governing body of the City and Authority at a public meeting pursuant to the Open Meetings Act, O.C.G.A. §§ 50-14-1 *et seq.*

NOW THEREFORE, in consideration of mutual covenants and promises and the authority granted to these parties by the laws of Georgia, the undersigned hereby enter into and agree to be bound by the provisions set forth below and in the preamble of this Agreement as if fully set forth below.

1.

The Authority agrees to place on hold its plan to construct a 16-inch water main along the west side of US Highway 19/41, needed for redundancy, among other purposes, and instead construct its line along the east side of US Hwy 19/41 in order to avoid potential conflicts with the City's future water line provided the City complies with the terms of this Agreement.

2.

The Authority agrees to notify all affected property owners along the west side of US Highway 19/41 that were previously served condemnation notices that such notices are rescinded at this time. Approval of this Agreement by both parties hereto rescinds and releases said property owners from being subject to previously noticed condemnation actions but not any future condemnation actions.

3.

Within thirty (30) days of the last party to approve this Agreement, the Authority will provide the City with a pdf version of the water line drawings associated with the originally planned west side route at no charge to the City.

4.

The City agrees to reimburse the Authority for any and all additional costs, including but not limited to, materials, grading, surveying, engineering, legal services, appraisals, and easement acquisition, incurred by the Authority in excess of the estimated total project cost for the west side routing of \$991,000, if the east side routing costs more than the original planned west side route along US Hwy 19/41 ("Additional Costs"). The Authority shall notify the City of such Additional Costs in writing, and the City shall pay to the Authority the Additional Costs within thirty (30) days of receipt of said notice.

5.

This agreement may be signed in counterparts and shall be binding upon the undersigned and their successors in office.

IN WITNESS HEREOF, the undersigned hereby affix their hands and seals this _____ day of _____, 2025.

HENRY COUNTY WATER AUTHORITY

BY: _____
WARREN HOLDER, Chairman

Attest:

KAREN LAKE-THOMPSON, Clerk [SEAL]

CITY OF HAMPTON, GEORGIA


ANN N. TARPLEY, Mayor

ATTEST:


CARMEN BLOUNT, Interim City Clerk



EXHIBIT 'A'

