STATE OF GEORGIA
CITY OF DUNWOODY **RESOLUTION 2009-07-42**

A RESOLUTION TO APPOINT AN INDEPENDENT BOARD AS THE CONVENTION & VISITORS BUREAU FOR THE CITY OF DUNWOODY, GEORGIA

WHEREAS, the City Charter gives the City the authority to provide for the structure, operation and management of the Dunwoody Convention and Visitors Bureau; and

WHEREAS, the Convention & Visitors Bureau for the City of Dunwoody shall serve as an autonomous Board and Non-profit organization pursuant to Section 501(c)(6) of the Internal Revenue Code which may expend Hotel/Motel Tax Funds as limited by state law and an Agreement between the City and the Board and other available resources; and

WHEREAS, the City Council of the City of Dunwoody is authorized with creating the nomination criteria for members of the Convention & Visitors Bureau of the City of Dunwoody, and is further authorized with appointments of some members of the Convention & Visitors Bureau of Dunwoody; and

WHEREAS, The City Council desire for the Convention & Visitors Bureau of Dunwoody to be a Board composed of nine (9) members, three (3) appointed by the City Council, one (1) member per each District and chosen by the two representatives of that District (the appointed member would not be required to be a resident of that District), and if the two district representatives are unable to agree on a person, the decision shall go to the Mayor; and

WHEREAS, The remaining six (6) members of the Board shall be appointed pursuant to this Resolution and the Bylaws of the Convention & Visitors Bureau of Dunwoody.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Dunwoody as follows:

SECTION 1. The City hereby appoints the Convention & Visitors Bureau of Dunwoody, Inc. ("CVBD"), a Georgia Non-Profit Corporation and organization tasked with organizing pursuant to Section 501(c)(6) of the Internal Revenue Code, as its designated Convention and Visitors Bureau, pursuant to the City Charter and O.C.G.A. § 48-13-50.

SECTION 2. Pursuant to an Agreement to be executed between the City and the CVBD, the CVBD is designated as the required private non-profit agency through which a portion of those funds collected as Hotel/Motel taxes by the City pursuant to its ordinances and State Law shall be expended for the purpose of promoting tourism, conventions and trade shows, and other activities authorized under State Law and the forthcoming Agreement.

SECTION 3. The CVBD shall be a Board composed of nine (9) members composed of as follows:

(a) The City Council hereby appoints three (3) members of the CVBD as follows:

1. Mallard Holiday (District 1 choice)
2. _____ (District 2 choice)
3. Bob Cottle (District 3 choice)

(b) Three (3) members shall be appointed from the hotel industry as follows: a single representative of each hotel located in the City of Dunwoody shall meet to select the three members who shall be associated with a hotel in the City of Dunwoody. If any member so chosen shall cease to be associated with a hotel located in the City of Dunwoody, such member's post will automatically become vacant and a replacement shall be chosen for the remainder of the member's term by representatives of the hotels located within the City, with each hotel having a single vote.

~~(b)~~(c) The remaining ~~six~~three (~~6~~3) members of the CVBD shall be appointed as follows:~~by the initial incorporator of the Convention & Visitors Bureau of Dunwoody, Inc., and thereafter by the Board itself, according to the following criteria: Three (3) members from the hotel industry, one (1) member from the retail or restaurant industry,~~ one (1) member from the Perimeter Center Improvement District chosen by the District, ~~and~~ one (1) member from the Dunwoody Chamber of Commerce chosen by the Chamber, and one (1) member from the retail or restaurant industry chosen by the sitting members of the Board at its first meeting through a nomination process established by the Board.

SECTION 4. The CVBD shall be responsible for adopting its own Bylaws but the City may suggest Bylaws, as well as a Mission Statement, for the consideration of the CVBD at its first meeting.

SO RESOLVED AND EFFECTIVE, this 10th day of August, 2009.

Approved:

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Ken Wright, Mayor

Attest:

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Sharon Lowery, City Clerk (SEAL)