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AGENDA

UNIFIED GOVERNMENT OF ATHENS-CLARKE COUNTY, GEORGIA

SPECIAL CALLED SESSION

TUESDAY, APRIL 11, 2023, 5:30 P.M.

CITY HALL

- A. Roll call
- B. Purpose of meeting: Consider nomination from Mayor for extension of appointment for Interim Municipal Court Judge and nomination from Mayor for extension of appointment for Interim Administrative Hearing Officer to fill vacancies created by Judge Hope's appointment as a State Court Judge; budget ordinance to provide funding for economic development site infrastructure improvements; and any other item in proper order.
- C. New Business- Consider under suspension of rules
 - 1. Receive nomination from Mayor for extension of appointment for Interim Municipal Court Judge pursuant to Athens-Clarke County Code of Ordinances Section 1-4-17(f) and nomination from Mayor for extension of appointment for Interim Administrative Hearing Officer pursuant to Athens-Clarke County Code of Ordinances Section 1-5-1(6) to fill vacancies created by Judge Ryan S. Hope's appointment as a State Court Judge
 - 2. Budget Ordinance to Provide Funding for Economic Development Site Infrastructure Improvements
- D. Consider any other item in proper order
- E. Adjourn

A qualified interpreter for the hearing impaired is available upon request at least 10 days in advance of this meeting. Please call (706) 613-3031 (TDD {706} 613-3115) to request an interpreter or for more information.

GEORGIA, ATHENS-CLARKE COUNTY.

NOMINATION OF MUNICIPAL COURT JUDGES PURSUANT TO ATHENS-CLARKE COUNTY CODE OF ORDINANCES § 1-4-17 (f) AND NOMINATION OF ADMINISTRATIVE HEARING OFFICERS PURSUANT TO ATHENS-CLARKE COUNTY CODE OF ORDINANCES § 1-5-1 (6)

The undersigned Mayor of Athens-Clarke County finds that Hon. Ryan S. Hope, Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer, previously submitted his resignation from both offices effective as of March 1, 2023, due to his appointment as an Athens-Clarke County State Court Judge and that upon the close of business of such date there became a vacancy in the office of Judge of the Municipal Court of Athens-Clarke County and a vacancy in the office of Administrative Hearing Officer. The undersigned is conducting a search for a candidate to nominate to the Commission to fill the remaining terms of the Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer, respectively, or for such other terms for such offices as may be determined by the Commission, and in the interim there is a need to nominate and appoint a Judge to serve pursuant to § 1-4-17 (f) of the Code of Athens-Clarke County, Georgia, and an Administrative Hearing Officer pursuant to § 1-5-1 (6) of the Code of Athens-Clarke County, Georgia. Pursuant to such authority, on March 7, 2023, the undersigned nominated State Court Judge Ryan S. Hope to serve as both the Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer in an interim capacity from March 8, 2023, through April 16, 2023. The Mayor and Commission of Athens-Clarke County, Georgia, passed a resolution on March 7, 2023, to confirm said nomination. As a new Municipal Court Judge and Administrative Hearing Officer has not yet been selected, the undersigned does hereby nominate State Court Judge Ryan S. Hope, a member of the State Bar of Georgia in good standing, to serve as Judge of the Municipal Court of Athens-Clarke County and as Administrative Hearing Officer and recommends an extension of the original term such that State Court Judge Ryan S. Hope would serve a term from March 8, 2023, through June 30, 2023, or until such time as a new Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer is appointed and sworn in, whichever occurs first, and requests that the Commission confirm said nominee by Resolution.

This ____ day of April, 2023.

Kelly Girtz, Mayor

RESOLUTION

BE IT RESOLVED BY THE MAYOR AND COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA:

WHEREAS, a vacancy in the office of the Judge of the Municipal Court of Athens-Clarke County occurred on March 1, 2023; and

WHEREAS, a vacancy in the office of Administrative Hearing Officer occurred on March 1, 2023; and

WHEREAS, pursuant to § 1-4-17 (f) of the Code of Athens-Clarke County, Georgia, Mayor Kelly Girtz previously nominated State Court Judge Ryan S. Hope to serve as both the Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer in an interim capacity from March 8, 2023, through April 16, 2023; and

WHEREAS, the Mayor and Commission passed a resolution on March 7, 2023, appointing State Court Judge Ryan S. Hope to serve as both the Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer in an interim capacity from March 8, 2023, through April 16, 2023; and

WHEREAS, a new full-time Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer has not yet been appointed and there still exists a need to fill both positions in an interim capacity until a new Judge of the Municipal Court of Athens-Clarke County and Administrative Hearing Officer can be appointed and sworn in; and

WHEREAS, pursuant to § 1-4-17 (f) of the Code of Athens-Clarke County, Georgia, Mayor Kelly Girtz has nominated State Court Judge Ryan S. Hope to serve as Judge of the Municipal Court of Athens-Clarke County for an extended term from March 8, 2023, through June 30, 2023, or until such time as a new Judge of the Municipal Court of Athens-Clarke County is appointed and sworn in, whichever occurs first; and

WHEREAS, pursuant to § 1-5-1 (6) of the Code of Athens-Clarke County, Georgia, Mayor Kelly Girtz has nominated State Court Judge Ryan S. Hope to serve as Administrative Hearing Officer for an extended term from March 8, 2023, through June 30, 2023, or until such time as a new Administrative Hearing Officer is appointed and sworn in, whichever occurs first; and

WHEREAS, the Mayor and Commission of Athens-Clarke County, Georgia, desire to appoint said nominee pursuant to the office of Judge of the Municipal Court of Athens-Clarke County, Georgia, for such term; and

WHEREAS, the Mayor and Commission of Athens-Clarke County, Georgia, desire to appoint said nominee pursuant to the office of Administrative Hearing Officer of Athens-Clarke County, Georgia, for such term.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commission of Athens-Clarke County, Georgia:

Section 1. Ryan S. Hope, a member in good standing of the State Bar of Georgia, is hereby confirmed and appointed as Judge of the Municipal Court of Athens-Clarke County, Georgia, to serve for an extended term beginning on March 8, 2023, and concluding on June 30, 2023, at midnight, or until such time as a new Judge of the Municipal Court of Athens-Clarke County is appointed and sworn in, whichever occurs first.

Section 2. The Judge so appointed shall have the authority under § 1-4-18 of the Code of Athens-Clarke County, Georgia, to appoint standby associate judges as they deem necessary.

Section 3. Ryan S. Hope, a member in good standing of the State Bar of Georgia, is hereby confirmed and appointed as Administrative Hearing Officer, to serve for an extended term beginning on March 8, 2023, and concluding on June 30, 2023, at midnight, or until such time as a new Administrative Hearing Officer is appointed and sworn in, whichever occurs first.

Section 4. The Administrative Hearing Officer so appointed shall have the authority under § 1-5-1 (5) of the Code of Athens-Clarke County, Georgia, to appoint hearing officers pro hac vice as they deem necessary.

Section 5. Ryan S. Hope has agreed that he shall be compensated for his services as Judge and Administrative Hearing Officer solely through his salary as a State Court Judge.

SO RESOLVED, this ____ day of April, 2023.

By: _____
Mayor

Attest: _____
Clerk of Commission

AN ORDINANCE TO AMEND THE FY2023 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE FUNDING FOR ECONOMIC DEVELOPMENT SITE INFRASTRUCTURE IMPROVEMENTS; AND FOR OTHER PURPOSES.

The Commission of Athens-Clarke County, Georgia hereby ordains as follows:

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the Economic Development Capital Projects Fund to add for economic development site infrastructure improvements. Said Operating and Capital budget is hereby amended as follows:

Economic Development Capital Projects Fund:

EXPENDITURES:

Decrease:

Fund Balance (\$96,120)

Increase:

Economic Development Capital Program \$96,120

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.