

Unified Government of Athens-Clarke County, Georgia
Mayor and Commission
Tuesday, September 2, 2025
6:00 p.m.
City Hall

The Unified Government of Athens-Clarke County, Georgia met this date in regular monthly session. Present: Mayor Girtz; Commissioners Davenport, Link, Taylor, Wright, Fisher, Johnson, Culpepper, Myers, Thornton, and Hamby. Commissioner Johnson arrived at 6:03 p.m.

A motion was made by Commissioner Taylor, seconded by Commissioner Fisher, to approve the Minutes of meeting of Tuesday, August 5 and non-voting meetings of Tuesday, August 12 and Tuesday, August 19, 2025. The motion passed by 9 YES votes. Commissioner Johnson was absent.

Written Communications

There were none.

A motion was made by Commissioner Wright, seconded by Commissioner Taylor, to add the Opioid Litigation Settlement Resolution to the agenda. The motion passed by 9 YES votes. Commissioner Johnson was absent.

Commissioner Johnson arrived at 6:03 p.m.

Old business – Consent

Items under this section were discussed at prior public meetings and were presented for consideration as a single item. Only one vote was taken.

Public Input

1. Tim Johnson supported the FY25 Community Energy Fund Franchise Fee Allocation
2. Aaron Joslin supported the FY25 Community Energy Fund Franchise Fee Allocation

A motion was made by Commissioner Thornton, seconded by Commissioner Myers, to consent to action on the following 12 items. The motion passed by unanimous vote.

1. a. Approve Fox Theatre Grant Program Application: Morton Theatre Proscenium Redesign submitted for consideration totaling \$100,000 as per agenda report dated July 20, 2025;
 - b. Accept the grant funds, if awarded;
 - c. Adopt the following ordinance (#25-09-84) which was presented by title only; and
 - d. Authorize the Mayor and appropriate ACCGov staff to execute all related grant documents, agreements, and contracts.

AN ORDINANCE TO AMEND THE FY2026 OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, FROM THE FOX THEATRE GRANT PROGRAM, FOR EXPENSES RELATED TO THE REDESIGN OF THE MORTON THEATRE'S PROSCENIUM; 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 Grants Special Revenue Fund to provide grant funding, if awarded, from the Fox Theatre Grant Program for expenses related to the redesign of the Morton Theatre's proscenium. Said Operating budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:

Increase:

Fox Theatre Grant Program	\$100,000
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EXPENDITURES:

 Increase:

Leisure Services	
Capital Expenses	\$100,000

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

2. a. Approve the Memorandum of Agreement, **Attachment #1**, with Georgia Department of Transportation (GDOT), formalizing the transfer of funds from the TSPLOST 2018 Project 13, W. Broad Area Pedestrian Improvements for the construction of the proposed improvements as per agenda report dated June 30, 2025;

b. Adopt the following ordinance (#25-09-85) which was presented by title only, in the amount of up to \$2,115,237 from the TSPLOST 2018 Unallocated Earned Interest to the TSPLOST 2018 Project 13, W. Broad Area Pedestrian Improvements;

c. Authorize the Mayor and appropriate staff to continue using the on-call designers, Alfred Benesch & Company (Benesch), to continue providing construction phase services as requested by ACCGov and GDOT, for an hourly not-to-exceed contract in the amount up to \$50,000;

d. Approve the Athens Cultural Affairs Commission (ACAC) recommendation that the TSPLOST 2018 Project 13, W. Broad Area Pedestrian Improvements Project is appropriate for Public Art, as noted in **Attachment #3**, with a proposed budget of \$26,000 and Public Art Type and Location, as shown in **Attachment #4**; and

e. Authorize Mayor and appropriate staff to execute all related documents

AN ORDINANCE TO AMEND THE TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX 2018 PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR PROJECT #13 W. BROAD AREA PEDESTRIAN 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 TSPLOST 2018 Capital Projects Fund to provide additional funding for the TSPLOST 2018 Project #13 W. Broad Area Pedestrian Improvements. Said Operating budget is hereby amended as follows:

TSPLOST 2018 Capital Projects Fund:

REVENUES:

 Increase:

Interest Earnings	up to \$2,115,237
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EXPENDITURES:

 Increase:

Project #13 - W. Broad Pedestrian Improvements	
Capital Expenses	up to \$2,115,237

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

3. Adopt the following ordinances (#25-09-86 and #25-09-87) which were presented by title only.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO **SCHEDULE OF FEES TO BE ADOPTED ANNUALLY; AND FOR OTHER PURPOSES.**

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

SECTION 1. Section 2-6-2 of the Code of Athens-Clarke County, Georgia, entitled "Schedule of

fees to be adopted annually," is hereby amended by amending the setup trash service fee from \$10.00 to \$25.00 so that the schedule of fees now reads as follows:

PUBLIC UTILITIES		
	Subject	Current Fee/Unit
	Water (& Sewer) Service Establishment Fees	
5	Set Up Trash Service (requires second step with Solid Waste)	\$25.00

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

AN ORDINANCE TO AMEND THE TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX AND THE SPECIAL PURPOSE LOCAL OPTION SALES TAX PROGRAM BUDGETS SO AS TO PROVIDE ADDITIONAL FUNDING FOR CAPITAL PROJECTS; 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 SPLOST 2011 Capital Projects Fund to provide additional funding for the SPLOST 2011 Project #16 Parks Facilities Improvements, the SPLOST 2020 Capital Projects Fund to provide additional funding for the SPLOST 2020 Project #01 Facilities Space Modernization Project, the TSPLOST 2018 Capital Projects Fund to provide additional funding for the TSPLOST 2018 Project #07 Pavement Rehabilitation, and the TSPLOST 2023 Capital Projects Fund to provide additional funding for the TSPLOST 2023 Project #21 Pavement & Bridge Maintenance Program and Project #30 Traffic Safety Improvements, and Project #31 Neighborhood Traffic Management Program. Said Operating and Capital budget is hereby amended as follows:

SPLOST 2011 Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earnings	\$1,000,000
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EXPENDITURES:

INCREASE:

Project #16 – Parks Facilities Improv.	\$1,000,000
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TSPLOST 2018 Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earnings	\$1,100,000
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EXPENDITURES:

INCREASE:

Project #07 – Pavement Rehabilitation	\$1,100,000
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SPLOST 2020 Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earnings	\$702,000
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EXPENDITURES:

INCREASE:

Project #01 – Facilities Space Mod. Project	\$702,000
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TSPLOST 2023 Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earnings	\$3,900,000
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EXPENDITURES:

INCREASE:

Project #21 – Pavement & Bridge Maint. Prog.	\$1,900,000
Project #30 – Traffic Safety Improvements	\$1,000,000
Project #31 – Neighborhood Traffic Mgmt. Prog.	\$1,000,000

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

4. a. Adopt a Resolution (**Attachment # 1**) authorizing the submission of an application to the Georgia Department of Transportation for FY 2027 Federal Transit Administration – 5307 operating assistance in the amount of \$3,843,626 as per agenda report dated July 29, 2025;

b. Authorize the acceptance of the grant at the currently projected level or alternative level, if awarded; and,

c. Authorize the Mayor and appropriate staff to execute all related documents.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, AND GEORGIA DEPARTMENT OF TRANSPORTATION, FOR A GRANT UNDER TITLE 49 U.S.C., SECTION 5307.

WHEREAS, the Federal Transit Administration and the Georgia Department of Transportation are authorized to make grants to non-urbanized (rural) areas for mass transportation projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon Applicant, including the provision of the local share of project costs; and

WHEREAS, it is required by the United States Department of Transportation and the Georgia Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Federal Transit Act, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the United States Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that Minority Business Enterprise (Disadvantaged Business Enterprise and Women's Business Enterprise) be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority business shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services.

5. a. Approve the Intergovernmental Agreement between the Tax Commissioner, the Unified Government of Athens-Clarke County, and the Town of Bogart for Collection of Municipal Ad Valorem Taxes (**Attachment #1**) as per agenda report dated July 30, 2025; and

b. Authorize the Mayor and other relevant officials to execute the necessary and related documentation.

6. a. Approve the Preliminary Plans for the TSPLOST 2023 Project 21, Pavement and Bridge Maintenance Program, sub-project #5, Fowler Mill Bridge Replacement over Little Bear Creek Project, as shown in **Attachment #1** as per agenda report dated July 30, 2025;

b. Authorize staff to advance the Fowler Mill Bridge Replacement Project to the right-of-way acquisition and final design phases following the Georgia Department of Transportation Plan Development Process for state funded projects;

c. Approve the Mayor and appropriate staff to utilize on-call design engineering consultant Arcadis U.S. Inc. to perform the right-of-way acquisition and final design phase services in the amount not to exceed \$404,437.50;

d. Approve the Mayor and appropriate staff and agents to negotiate for and acquire the property needed for this project by gift or sale following typical Plans Development Process and Procedures set by the Georgia Department of Transportation; and

e. Authorize the Mayor and appropriate staff to execute any and all other project related documents.

7. a. Approve the Proposed Project Concepts for SPLOST 2020 Project 20 – Parks and Facilities Improvement – SP #12– 15, as generally described in **Attachments #1 - #5** for SPLOST 2020 Project 20 as per revised agenda report dated August 19, 2025;

b. Authorize staff to advance SP #12-16 to the Bid and Award Phase in accordance with the approved Proposed Project Concepts for SPLOST 2020 Project 20 – Parks and Facilities Improvement – SP #12-15;

c. Declare that these SP #12-15 are not appropriate for public art, as described in Facts and Issues #4-5;

d. Authorize the increase of three vehicles to the ACCGov Fleet, as specified in Project Concept for SP #12, and subsequent inclusion in the Fleet Replacement Program; and

e. Authorize Mayor and appropriate staff to execute all related documents.

8. a. Approve the recommended Public Art Style, as generally shown on **Attachment #1**, as part of the SPLOST 2011 – Project 32, Costa Building Renovation as per revised agenda report dated August 21, 2025; and

b. Authorize the Mayor and appropriate staff to execute all related documents.

9. a. Approve the Proposed Project Concept for SPLOST 2020 Project 11 Renewable Energy Project SP #13 & 16 as described in Facts and Issues #2 and #5 as per revised agenda report dated August 19, 2025;

b. Award the on-call Solar Installation Services Contract to Solar Sun World for a Not-to- Exceed amount of \$375,000 to provide and install the SPLOST 2020 Project 11, Renewable Energy Project, SP #12 & #13 at Fire Station #8 and Dudley Park;

c. Direct the Manager to have any related rebates and credits channeled back to their original funding source or a clean energy lifecycle program (to be developed);

d. Approve the designation of SPLOST 2020 Project 11 SP #12 as not appropriate for Public Art; and

e. Authorize the Mayor and appropriate staff to execute all related documents.

10. Approve installation of traffic calming measures and pedestrian safety improvements at the intersection of Thomas Street at Washington Street, as shown in **Attachment #1** as per agenda report dated July 18, 2025.

11. a. Approve the TSPLOST 2011, Project No. 26, Road & Bridge Improvements – Subproject #12, Preliminary Construction Plans for the North Chase Street Corridor, from Oneta Street to Barber Street, as shown on **Attachment #1** as per agenda report dated July 31, 2025;

b. Authorize staff to advance the North Chase Street Corridor Concept as generally shown on **Attachment #1** to the Right of Way Acquisition and Final Design Phases following the Georgia Department of Transportation (GDOT) Plan Development Process for State Funded Projects;

c. Approve an Amendment to Multi-Phase Master Contract RFQ 01013 to provide Preliminary Engineering & Design Services on N. Chase Street Corridor Improvement Project in the amount of \$700,000, for a total new cost not to exceed \$3,200,000, and a time extension up to December 31, 2028, to Alfred Benesch & Company;

d. Approve the Mayor and appropriate staff to utilize on-call design engineering consultant to

perform the ROW acquisition phase services as required by GDOT, with hourly rate design services contract in the amount not to exceed \$258,170;

- e. Authorize the Mayor and appropriate staff and agents to negotiate for and acquire the property needed for this project by gift or sale, following typical Plan Development Process and Procedures set by the Georgia Department of Transportation; and
- f. Authorize the Mayor and appropriate staff to execute any and all other project related documents.

12. a. Accept the proposed Community Clean Energy Education Initiative (**Attachment #1**) and allocate \$150,000 from funds that are available in the Community Energy Fund Special Revenue Account for this purpose as per agenda report dated July 20, 2025;

b. Accept the proposed Resilience Hub/Clean Energy Infrastructure Reliability Initiative (**Attachment 1**) and allocate \$600,000 from funds that are available in the Community Energy Fund Special Revenue Account for this purpose;

c. Accept the concept for the proposed Green Business Economic Incentive (**Attachments #1 and #2**);

d. Accept the concept proposal to work with Athens Housing Authority to develop clean energy projects as outlined in **Attachment 1**; and

e. Authorize the Mayor and appropriate staff to execute all related documents.

Public hearing and deliberation on recommendations from the Athens-Clarke County Planning Commission

A public hearing was held on request of Frank Pittman / Pittman & Greer Engineering, Owners: Macon Highway Village, LLC., for Master Planned Development from RM-1 to RM-2 (PD) on 9.49 acres known as 1030, 1040, & 1060 Macon Highway & 100, 104, 110, 120, 140, & 150 Puritan Lane. Proposed use is Multi-Family Residential. Type II District 7

Planning Commission recommendation: Denial

Public input

1. Blake Underwood – supported
2. Jeff Coon – supported
3. Frank Pittman – supported
4. Nancy Flowers - supported

A motion was made by Commissioner Culpepper, seconded by Commissioner Hamby, to adopt the following ordinance (#25-09-88) which was presented by title only. The motion passed by roll call vote with Commissioners Culpepper, Myers, Thornton, Hamby, Davenport, Wright, and Johnson voting YES and Commissioners Link, Taylor and Fisher voting NO. (7 YES; 3 NO)

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO REZONING PARCELS OF LAND TOTALING APPROXIMATELY 9.49 ACRES LOCATED AT 1030, 1040, AND 1060 MACON HIGHWAY AND 100, 104, 110, 120, 140, AND 150 PURITAN LANE FROM RM-1 (MIXED DENSITY RESIDENTIAL) TO RM-2 (PD) (MIXED DENSITY RESIDENTIAL, PLANNED DEVELOPMENT); AND FOR OTHER PURPOSES.

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

SECTION 1. The map constituting the component part of the Zoning Ordinance of Athens-Clarke County, Georgia, by virtue of and in compliance with Section 9-3-3 and Section 9-3-6 thereof, is hereby amended by changing the zoning of nine parcels of land totaling approximately 9.49 acres located at 1030 Macon Highway, 1040 Macon Highway, and 1060 Macon Highway, Athens, Georgia, and 100 Puritan Lane, 104 Puritan Lane, 110 Puritan Lane, 120 Puritan Lane, 140 Puritan Lane, and 150 Puritan Lane from RM-1 (Mixed Density Residential) to RM-2 (PD) (Mixed Density Residential, Planned Development) as shown on Attachment A hereto. Said affected parcels of land being more fully described in that certain document entitled "Existing Site Conditions," said document having an issue date of June 27, 2025, prepared by Frank Pittman, registered professional engineer, of Pittman & Greer Engineering, P.C., designated in the lower

right-hand corner as "EX01," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The subject parcels comprise approximately 9.49 acres in total and are also known as parcel numbers 132D3 009 (1030 Macon Highway), 132D3 010 (1040 Macon Highway), 132D3 011 (1060 Macon Highway), 132D3 012 (100 Puritan Lane), 132D3 013 (104 Puritan Lane), 132D3 014 (110 Puritan Lane), 132D3 015 (120 Puritan Lane), 132D3 016 (140 Puritan Lane), and 132D3 017 (150 Puritan Lane) on the Athens-Clarke County tax maps, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.¹ The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A shall be noted on said Official Zoning Map in the office of the Clerk of Commission at 301 College Avenue, Athens, Georgia, and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding master site plan associated with this ordinance and incorporated herein by reference consists of seven sheets in total. Each sheet is titled, numbered, and dated in the lower right-hand corner as shown in the table below.

¹ The proposed planned development further includes a proposal to abandon approximately 0.61 acres of right-of-way, to be included in the 9.49 acres.

Sheet No.:	Title:	Date (most recent revision):
PD01	Master Planned Development Plan	June 27, 2025
N/A	Puritan Landing 1060 Macon Highway Clarke County, Georgia	N/A (cover page)
A201	Exterior Elevations Building 100	March 27, 2025
A202	Exterior Elevations Building 200	March 27, 2025
A203	Exterior Elevations Building 300	March 27, 2025
A204	Exterior Elevations Building 400	March 27, 2025
A205	Exterior Elevations Building 500	March 27, 2025
A206	Exterior Elevations Building 600	March 27, 2025
A207	Exterior Elevations Building 700	March 27, 2025
A208	Exterior Elevations Building 800	March 27, 2025
A209	Exterior Elevations Building 900	March 27, 2025
A210	Exterior Elevations Building 1000	March 27, 2025
A211	Exterior Elevations Building 1100	March 27, 2025
A212	Exterior Elevations Building 1200	March 27, 2025

Upon the adoption hereof, each sheet listed above shall be stamped "binding" and made available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of fourteen pages in total (inclusive of photographs), is entitled "Puritan Village Master Planned Development Report," and is labeled as "submitted JULY 2, 2025." Upon adoption hereof, the binding written report shall be stamped "binding" and made available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. The conditions of zoning associated with this ordinance are as follows:

1. The requirement in Section 9-26-3(O) of the Code of Athens-Clarke County, Georgia, for a maximum block area of three acres within the Mixed Density Residential (RM) zoning districts is waived to the extent indicated in the binding plans.
2. The applicant or developer must amend the plans for the proposed planned development to address the comments from the Athens-Clarke County Leisure Services Department as

reflected in the Staff Report for this proposed planned development, dated August 7, 2025, which shall be made available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia, and is incorporated herein by reference. No permits for development shall issue until the plans are amended as stated in this condition. Specifically, the applicant or developer must address the following comments summarized below.

- The access easement must be updated to include enough area for the trail to follow a contour line as specified by the Leisure Services Department.
- The five parking spaces allocated for the adjacent Athens-Clarke County park must be standard—not compact—parking spaces.
- The applicant or developer must coordinate with the Park Planning Office of the Leisure Services Department to develop and install signs for the dedicated parking spaces referenced in the bullet point directly above.
- The applicant or developer must extend the pedestrian sidewalk connection to the proposed access easement for the adjacent Athens-Clarke County park. The proposed bicycle rack must be moved to accommodate this comment.
- The applicant or developer must include a six-foot wide curb cut to allow access for utility side-by-side vehicles for maintenance at the adjacent Athens-Clarke County park.

3. The applicant or developer shall design and install a pedestrian crossing across Macon Highway, which shall conform with the then-current standards of the Athens-Clarke County Transportation & Public Works Department at the time of installation.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A public hearing was held on request of Buck Bacon / W&A Engineering, Owner: 585 Vine Properties, LLC., for Planned Development Amendment to a C-N (PD) on 0.53 acres known as 585 Vine Street 1-5. Proposed use is Commercial/Retail & Community Garden. Type II District 3

Planning Commission recommendation: Approval

Public input

1. Buck Bacon – supported
2. Alfonzo Brown – opposed
3. Tammie Foote – opposed
4. Essie Bell – opposed
5. Willa Fambrough – opposed
6. Mara Zuniga – opposed
7. Dr. Diane Dunston – opposed
8. Isaiah Ellison – supported
9. Dr. Cshanyse Allen – opposed
10. Mildred Lumpkin-White – opposed
11. Lisa Walker – opposed
12. Barbara Daniel – opposed
13. Amy Casane - supported
14. Myesha Coggins – supported
15. Sutorius Neal – neutral
16. Melanie Willis – supported
17. Jennine Delane – supported
18. Rashe Malcolm - supported

A motion was made by Commissioner Taylor, seconded by Commissioner Wright, to approve the request of Buck Bacon / W&A Engineering, Owner: 585 Vine Properties, LLC., for Planned Development Amendment to a C-N (PD) on 0.53 acres known as 585 Vine Street 1-5.

A substitute motion was made by Commissioner Thornton, seconded by Commissioner Fisher, to HOLD until October 7, 2025, the request of Buck Bacon / W&A Engineering, Owner: 585 Vine Properties, LLC., for Planned Development Amendment to a C-N (PD) on 0.53 acres known as 585 Vine Street 1-5.

There was a tie roll call vote with Commissioners Thornton, Fisher, Johnson, Culpepper, and Myers voting YES and Commissioners Hamby, Davenport, Link, Taylor, and Wright voting NO. (5 YES; 5 NO) Mayor Girtz broke the tie voting NO.

The original motion passed by roll call vote with Commissioners Taylor, Wright, Culpepper, Myers, Hamby, Davenport, and Link voting YES and Commissioners Fisher, Johnson, and Thornton voting NO. (7 YES; 3 NO)

The following ordinance (#25-09-89) which was presented by title only was officially adopted.

**AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA
WITH RESPECT TO AMENDING A PLANNED DEVELOPMENT LOCATED AT 585 VINE STREET 1-5
IN THE C-N (P-D) (COMMERCIAL-NEIGHBORHOOD, PLANNED DEVELOPMENT) DISTRICT; AND
FOR OTHER PURPOSES.**

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

SECTION 1. The map constituting the component part of the Zoning Ordinance of Athens-Clarke County, Georgia, by virtue of and in compliance with Section 9-3-3 and Section 9-3-6 thereof, is hereby amended by changing the zoning of five parcels of land comprising approximately 0.53 acres located at 585 Vine Street 1-5, Athens, Georgia, and shown on Attachment A hereto. Said affected parcels are more fully described in that certain document entitled "PD Site Plan," designated in the lower right-hand corner as "PD01," having an initial submittal date of November 14, 2022, being issued on June 25, 2025, prepared by Stephen H. Kesler, registered professional landscape architect, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The subject parcels comprising approximately 0.53 acres are also known as tax parcel numbers 172A4 A001 (585 Vine Street 1), 172A4 A001A (585 Vine Street 2), 172A4 A100B (585 Vine Street 3), 172A4 A001C (585 Vine Street 4), and 172A4 A001D (585 Vine Street 5) on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference is comprised of one sheet in total, with said sheet being entitled "PD Site Plan," designated in the lower right-hand corner as "PD01," having an initial submittal date of November 14, 2022, being issued on June 25, 2025, and prepared by Stephen H. Kesler, registered professional landscape architect. Upon adoption hereof, said sheet shall be stamped "binding" and made available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of nine pages in total, is entitled "East Athens Wellness Experience – Farm to Neighborhood 585 Vine Street," and is dated July 3, 2025. Upon adoption hereof, the binding written report shall be stamped "binding" and made available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Old and new business – Discussion

Public input

1. Emily Alger referenced Fire Station 5 Replacement, Property Acquisition
2. Wendy Kraby - opposed Fire Station 5 Replacement, Property Acquisition
3. Kathy Rodriguez-Feo – opposed Fire Station 5 Replacement, Property Acquisition
4. Laura Carter – supported Fire Station 5 Replacement, Property Acquisition
5. Carli Rodriguez-Feo – opposed Fire Station 5 Replacement, Property Acquisition
6. Susan Mattern – supported Fire Station 5 Replacement, Property Acquisition

7. Elizabeth Lutz – opposed Fire Station 5 Replacement, Property Acquisition
8. Perry Bugg – opposed Fire Station 5 Replacement, Property Acquisition
9. James Ward – opposed Fire Station 5 Replacement, Property Acquisition
10. Carla Murphy – opposed Fire Station 5 Replacement, Property Acquisition
11. Adam Killgo – supports commercial short-term rental for 159 Marlin Street
12. Bryce Hix – supports rezoning for 360 Hawthorne Avenue

A motion was made by Commissioner Link, seconded by Commissioner Thornton, to adopt the following ordinance (#25-09-90) which was presented by title only. The motion passed by unanimous vote.

**AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA
WITH RESPECT TO REZONING ONE PARCEL OF LAND COMPRISING
APPROXIMATELY 0.9 ACRES LOCATED AT 360 HAWTHORNE EXTENSTION FROM C-G
(COMMERCIAL-GENERAL) TO RM-2 (MIXED-DENSITY RESIDENTIAL); AND FOR OTHER
PURPOSES.**

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

SECTION 1. The map constituting the component part of the Zoning Ordinance of Athens-Clarke County, Georgia, by virtue of and in compliance with Sections 9-3-3 and 9-3-6 thereof, is hereby amended by changing the zoning of one parcel of land comprising approximately 0.9 acres and located at 360 Hawthorne Extension from C-G (Commercial-General) to RM-2 (Mixed-Density Residential) as shown on Attachment A hereto.

The affected parcel of land is more particularly described in that certain document entitled "Zoning Exhibit For: Sean Tran, 360 Hawthorne Extension, Athens, Georgia 30606, Athens- Clarke County, 216th G.M.D.," designated in the lower right-hand corner as "Sheet 1 of 1," prepared by W&A Engineering, dated May 27, 2025, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The affected parcel is also known as Tax Parcel Number 121B2 H002A on the Athens-Clarke County tax maps being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment on the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission, 301 College Avenue, Athens, Georgia, and duly noted in the minutes of the Commission meeting.

SECTION 2. In accordance with the general regulations of the RS (Single-Family Residential) Zoning District provided for in Section 9-7-3 of the Code of Athens-Clarke County, the following conditions of zoning shall be associated with this ordinance:

1. The applicant/architect shall be limited to three (3) bedrooms per dwelling unit.
2. The applicant/architect shall provide a minimum side yard building separation between primary residential structures on adjacent lots of at least twelve (12) feet.
3. The applicant/architect shall be allowed a maximum lot coverage of fifty (50) percent.
4. The applicant/architect shall be allowed a maximum overall building height of thirty (30) feet.

SECTION 3. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

A motion was made by Commissioner Thornton, seconded by Commission Myers, to adopt the following ordinance (#25-09-91) which was presented by title only. The motion passed by roll call vote with Commissioners Thornton, Davenport, Link, Johnson, Culpepper and Myers voting YES; Commissioners Hamby and Taylor voting NO; Commissioner Wright abstained; and Commissioner Fisher recused. (6 YES; 2 NO; 1 ABSTAINED, 1 RECUSAL)

**AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA
WITH RESPECT TO SPECIAL USE APPROVAL IN THE RM-1 (MIXED-DENSITY RESIDENTIAL)
DISTRICT FOR ONE PARCEL OF LAND LOCATED AT 159 MARLIN STREET; AND FOR OTHER
PURPOSES.**

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

SECTION 1. The current RM-1 (Mixed-Density Residential) District is hereby amended to provide for special use approval of a Commercial Short-Term Rental. The subject parcel of land is approximately 0.16 acres, is located at 159 Marlin Street, and is known as Tax Parcel Number 163D1 D018 on the Athens-Clarke County Tax maps, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map as shown by Attachment A hereto shall be noted on the Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

The subject parcel of land is more particularly described in that certain document entitled "Residential Site Plan," prepared by Adam Kilgo, and which is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of five (5) pages in total. Each page is described in the table below.

Sheet No.:	Title/Description	Date:
N/A	Residential Site Plan	N/A
N/A	Photo depicting the front of the dwelling unit (East facing)	N/A
N/A	Photo depicting the left side of the dwelling unit (South facing)	N/A
N/A	Photo depicting the rear of the dwelling unit (West facing)	N/A
N/A	Photo depicting the right side of the dwelling unit (North facing)	N/A

Each sheet listed above is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written plan associated with this ordinance and incorporated herein by reference consist of three (3) pages in total, is entitled "Application Report, 159 Marlin Street, Athens, GA 30601," and is available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. All ordinances or parts of ordinances in conflict therewith are hereby repealed.

A motion was made by Commissioner Davenport, seconded by Commissioner Myers, to HOLD until October 7, 2025 the SPLOST 2020 Project 06, Fire Station 5 Replacement, Property Acquisition with the option of staff reaching out to extend the option agreement. If we are unable to obtain that extension, that would constitute a denial of the option to purchase. The motion passed by unanimous vote.

A motion was made by Commissioner Hamby, seconded by Commissioner Link, to

- a. Authorize the Mayor to accept the Option Purchase Agreement (**Attachment #1**) in the amount of \$600,000 for the property known a 4 Beech Haven Drive (Tax Parcel 121 005), for the SPLOST 2020 Project 17, Beech Haven Park Improvements Project as per agenda report dated June 6, 2025;
- b. Approve an additional allocation of \$150,000 from SPLOST 2020 Project 17 to provide for capital improvements for 4 Beech Haven Drive;
- c. Approve the recommendation of the Athens Cultural Affairs Commission, as noted in **Attachment #2**, for SPLOST 2020 Project 17 Beech Haven Park Improvements Project to be designated appropriate for public art with the budget of \$19,000; and
- d. Authorize the Mayor and appropriate staff to execute all related documents.

The motion passed by unanimous vote.

A motion was made by Commissioner Link, seconded by Commissioner Thornton, to HOLD until October 7, 2025 the TSPLOST 2023 Project 26, W. Broad and Hancock Neighborhood Pedestrian Improvements Program – Proposed Project Concept. The motion passed by unanimous vote.

A motion was made by Commissioner Hamby, seconded by Commissioner Thornton, to

Approve the list of events shown in **Attachment #1** for the Athens Downtown Development Authority's FY26 Community Events Program as per agenda report dated July 18, 2025.

The motion passed by unanimous vote.

A motion was made by Commissioner Fisher, seconded by Commissioner Taylor, to HOLD until October 7, 2025 the Hawthorne Avenue and Oglethorpe Avenue Intersection Improvement Project - ROW Acquisition and Eminent Domain Resolution. The motion passed by unanimous vote.

A motion was made by Commissioner Hamby, seconded by Commissioner Myers, to

a. Accept the recommendation to not recapture up to \$4,032,445.71 of ARPA funding previously contracted to the following agencies and in so doing, accept their Action Plans to meet next expenditure deadline (**Attachment #1**) as per revised agenda report dated August 25, 2025:

- i. ACC High School Completion Initiative: Education Matters program
- ii. Athens Homeless Coalition: various programs
- iii. First American Bank and Trust: down payment assistance
- iv. Athens Area Chamber of Commerce (includes request to change payment structure from reimbursement to advanced payments): various programs
- v. Quality Care for Children: support for owners of childcare businesses
- vi. Joint Development Authority of Athens-Clarke County Unified Government and the City of Winterville: small business grants
- vii. Georgia Cooperative Development Center: co-op business support

b. Approve recapture of \$150,000.00 of ARPA funding previously contracted to the Economic Justice Coalition for their Workforce Support contract (**Attachments #1 and #3**);

c. Approve recapture of up to \$280,555.42 of ARPA funding previously contracted to the Economic Justice Coalition for their Homelessness CNA Training contract (**Attachments #1 and #3**);

d. Authorize a contract amendment to change the payment method of the Athens Area Chamber of Commerce contract from reimbursement to monthly equal installment payments for the remainder of their program period, starting in September 2025, as requested in the agency's Action Plan (part of **Attachment #2**);

e. Amend the intergovernmental agreement (**Attachment #7**) with the Classic Center Authority to provide \$140,000 in recaptured ARPA funds for the Center for Racial Justice and Black Futures;

f. Reallocate up to \$290,555.42 of the recaptured ARPA SLFRF funding using Strategy 3 as outlined in Facts and Issues #18; and,

g. Adopt the following ordinance (#25-09-92) which was presented by title only; and,

h. Authorize Mayor and staff to execute all related documents.

The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE AMERICAN RESCUE PLAN ACT (ARPA) PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR THE CENTER FOR RACIAL JUSTICE AND BLACK FUTURES AND FOR AFFORDABLE HOUSING; 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 American Rescue Plan (ARP) Coronavirus State and Local Fiscal Recovery Funds Special Revenue Fund to provide additional funding for the Center for Racial Justice and Black Futures and for Affordable Housing; and for other purposes.

Said Operating and Capital budget is hereby amended as follows:

American Rescue Plan – CSLFRF Special Revenue Fund:

EXPENDITURES

Decrease:

Economic Justice Coalition (EJC)	
- Workforce Support	\$150,000
EJC – Homeless CAN Training	Up to <u>\$280,556</u>
Total	Up to \$430,556

Increase:

Center for Racial Justice and Black Futures	\$140,000
Affordable Housing	Up to <u>\$290,556</u>
Total	Up to \$430,556

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

New business – Consider under suspension of Rules

A motion was made by Commissioner Hamby, seconded by Commissioner Taylor, to suspend Rules of Commission for consideration of two new business items. The motion passed by unanimous vote.

A motion was made by Commissioner Hamby, seconded by Commissioner Wright, to adopt the following Resolution. The motion passed by unanimous vote.

A RESOLUTION OF THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA, TO APPROVE AND APPOINT THE MANAGER OF THE UNIFIED GOVERNMENT OF ATHENS-CLARKE COUNTY, GEORGIA, AS THE AUTHORIZED REPRESENTATIVE OF THE UNIFIED GOVERNMENT WITH RESPECT TO THE SERIES 2022 AND THE SERIES 2023 CLASSIC CENTER ARENA PROJECT BONDS AND USE OF THE PROCEEDS THEREOF; AND FOR OTHER PURPOSES.

WHEREAS, the Classic Center Authority for Clarke County (the “Authority”) has been created pursuant to 1988 Ga. Laws p. 3799 *et seq.*, as amended by 1989 Ga. Laws p. 4867 *et seq.* and 2002 Ga. Laws p. 5665 *et seq.* (the “Act”); and

WHEREAS, under the Act, the Authority is empowered (i) to construct, reconstruct, acquire, equip, own, alter, repair, maintain, add to, extend, improve, operate, and manage public projects, including the erection of a building or buildings in Clarke County, Georgia, to be used for amusement, recreation, civic, cultural, commercial, hotel, parking, and educational purposes or a combination thereof, including fairs, expositions, exhibits, conventions, conferences, public meetings or gatherings, concerts, theater, and such other activities as are designed and intended to promote education, culture, tourism, and the arts, and (ii) with the approval of the Unified Government of Athens-Clarke County, Georgia (the “Unified Government”), to borrow and issue revenue bonds for the purpose of paying, in whole or in part, the costs of such projects; and

WHEREAS, the Authority has previously issued, with the approval of the Unified Government, its Revenue Bonds (Classic Center Arena Project), Series 2021, in the aggregate principal amount of \$48,880,000 (the “Series 2021 Bonds”), for the purpose of paying (i) a portion of the cost of acquiring, constructing, installing and equipping of an approximately 7,000-seat multi-purpose arena facility, parking facilities and related property and facilities in the City of Athens, Clarke County, Georgia (as such facility is more fully described herein, the “Project”), (ii) capitalized interest on the Bonds, and (iii) the cost of issuing the Series 2021 Bonds; and

WHEREAS, on or about February 1, 2022, the Commission of Athens-Clarke County, Georgia (the “Commission”) approved a Resolution appointing the Manager of the Unified Government of Athens-Clarke County, Georgia (the “Manager”) as the authorized representative of the Unified Government with respect to the Series 2021 Bonds and the use of the proceeds thereof, with full authority to approve and sign requisitions, draw requests and other documentation related to the use of the proceeds of the Series 2021 Bonds on behalf of the Unified Government;

WHEREAS, the Authority has subsequently issued, with the approval of the Unified Government, its Revenue Bonds (Classic Center Arena Project), Series 2022, in the aggregate principal amount of \$37,440,000 (the “Series 2022 Bonds”), for the purpose of paying: (i) an additional portion of the cost of acquiring, constructing, installing and equipping the Project, (ii) capitalized interest on the Series 2022 Bonds, and (iii) the cost of issuing the Series 2022 Bonds;

WHEREAS, the Authority has also subsequently issued, with the approval of the Unified Government, its Revenue Bonds (Classic Center Arena Project), Series 2023, in the aggregate principal amount of \$28,085,000 (the “Series 2023 Bonds”), for the purpose of paying: (i) an additional portion of the cost of acquiring, constructing, installing and equipping the Project, (ii) capitalized interest on the Series 2023 Bonds, and (iii) the cost of issuing the Series 2023 Bonds;

WHEREAS, on or about November 7, 2023, the Commission approved a Resolution appointing the Manager of the Unified Government of Athens-Clarke County, Georgia, as the authorized representative of the Unified Government with respect to the Series 2022 Bonds and the Series 2023 Bonds and the use of the proceeds thereof, with full authority to approve and sign requisitions, draw requests and other documentation related to the use of the proceeds of such Series 2022 Bonds and Series 2023 Bonds on behalf of the Unified Government;

WHEREAS, the position of Manager of the Unified Government of Athens-Clarke County, Georgia, became vacant as of July 13, 2024, and several Acting Managers were been appointed to fill the role in an interim capacity; and

WHEREAS, each Acting Manager was appointed as the authorized representative to approve and sign requisitions, draw requests, and other documentation related to the use of the proceeds of the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds on behalf of the Unified Government; and

WHEREAS, Robert S. "Bob" Cowell, Jr. was appointed as the Manager of the Unified Government of Athens-Clarke County, Georgia, effective July 28, 2025 at 8:00 a.m.; and

WHEREAS, the Commission finds it to be in the best interests of the Unified Government to approve and appoint Robert S. "Bob" Cowell, Jr., in his capacity as the Manager of the Unified Government of Athens-Clarke County, Georgia, as the authorized representative of the Unified Government with respect to the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds and the use of the proceeds thereof, with full authority to approve and sign requisitions, draw requests, and other documentation related to the use of the proceeds of the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds on behalf of the Unified Government;

NOW, THEREFORE, BE IT RESOLVED by the Commission of Athens-Clarke County, Georgia and it is hereby so resolved by the authority of same as follows:

SECTION 1.

The Commission hereby approves and appoints Robert S. "Bob" Cowell, Jr., in his capacity as the Manager of the Unified Government of Athens-Clarke County, Georgia, as the authorized representative of the Unified Government with respect to the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds and the use of the proceeds thereof, with full authority to approve and sign requisitions, draw requests, and other documentation related to the use of the proceeds of the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds on behalf of the Unified Government.

SECTION 2.

The Commission hereby authorizes the Mayor to execute the Appointment of Authorized Representative(s) form provided by U.S. Bank designating the Manager as the Unified Government's authorized representative with respect to the Series 2022 Bonds and the Series 2023 Bonds and the use of the proceeds thereof, with full authority to approve and sign requisitions, draw requests, and other documentation related to the use of the proceeds of the Series 2021 Bonds, the Series 2022 Bonds and the Series 2023 Bonds on behalf of the Unified Government, in substantially the same form as Exhibit "A" attached hereto and incorporated herein by reference.

This Resolution shall become effective immediately upon its approval by the Mayor or upon its adoption without such approval.

A motion was made by Commissioner Hamby, seconded by Commissioner Link, to adopt the following Resolution. The motion passed by unanimous vote.

A RESOLUTION OF THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA ("COUNTY") AGREEING TO PARTICIPATE IN THE SANDOZ SUBDIVISION SETTLEMENT, PURDUE DIRECT SETTLEMENT, AND THE THIRD WAVE MANUFACTURERS SETTLEMENTS AND AGREEING TO BE BOUND CORRESPONDING MEMORANDUMS OF UNDERSTANDING BETWEEN THE STATE OF GEORGIA AND GEORGIA SUBDIVISIONS REGARDING THE SANDOZ SUBDIVISION SETTLEMENT, PURDUE DIRECT SETTLEMENT, AND THE THIRD WAVE MANUFACTURERS SETTLEMENTS

WHEREAS, the County initiated litigation against certain manufacturers and distributors of prescription opioids in *In re: National Prescription Opiate Litigation*, MDL 2804, to hold them accountable for the opioid epidemic and to seek equitable and monetary relief;

WHEREAS, Defendant Sandoz, Inc. has reached a national settlement framework (referred to as the "Sandoz Subdivision Settlement") with certain states, including the State of Georgia, and certain subdivisions, and Georgia subdivisions now have the option to join;

WHEREAS, Defendant Purdue Pharma, L.P. has reached a national settlement framework (referred to as the "Purdue Direct Settlement") with certain states, including the State of Georgia, and certain subdivisions, and Georgia subdivisions now have the option to join;

WHEREAS, Defendants Alvogen, Inc., Amneal Pharmaceuticals LLC, Apotex Corp., Hikma Pharmaceuticals USA Inc., Indivior Inc., Viatris Inc., Sun Pharmaceutical Industries, Inc., and Zydus Pharmaceuticals (USA) Inc. have reached a national settlement framework (collectively referred to as the "Third Wave Manufacturers Settlements") with certain states, including the State of Georgia, and certain subdivisions, and Georgia subdivisions now have the option to join;

WHEREAS, the State of Georgia and certain Georgia subdivisions have reached Memorandums of Understanding regarding the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements, the purpose of which is to maximize funds

available under the settlements and control how funds from the settlements are allocated between the State of Georgia and Georgia subdivisions, and the form of which is identical in all material respects to the Memorandums of Understanding previously agreed to by the County with respect to the national opioid litigation; and

WHEREAS, the County desires to participate in the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements and intends to agree to be bound by the corresponding Memorandums of Understanding with the State of Georgia regarding the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA, AS FOLLOWS:

Section 1. The Commission of Athens-Clarke County, Georgia, as the governing body of the County, hereby agrees to participate in the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements.

Section 2. The Commission of Athens-Clarke County, Georgia, as the governing body of the County, hereby agrees to be bound by the Memorandums of Understanding with the State of Georgia regarding the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements.

Section 3. The Commission of Athens-Clarke County, Georgia, hereby appoints Mayor Kelly Girtz as the duly-appointed representative of the County for the purposes of participating in the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements and agreeing to be bound by the Memorandums of Understanding with the State of Georgia regarding the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements.

Section 4. The Commission of Athens-Clarke County, Georgia, directs the duly-appointed representative of the County to execute any document necessary to demonstrate the County's agreement to be bound by the Memorandums of Understanding.

Section 5. The Commission of Athens-Clarke County, Georgia, directs the duly-appointed representative of the County to execute the requisite Participation Forms for the Sandoz Subdivision Settlement, the Purdue Direct Settlement, and the Third Wave Manufacturers Settlements, which can be executed via DocuSign (the preferred method).

Section 6. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. This Resolution shall be in full force and effect from and after its adoption as provided by law.

Public input on items other than those listed on the agenda

1. Bennie Coleman – Announced his candidacy for Commission District 7

FROM MAYOR GIRTZ:

1. Thank you to Scout Troop 44 and Troop 5344 who adopted Moss Road between Spring Valley Road and Athens Road .04 mile for the Adopt-a-Highway Proclamation
2. Announced the following Ad Hoc Committee (Davenport, Fisher, Myers) assignment:

Work with the ACC Attorney and Manager to bring forward to the full Mayor and Commission no later than the November Voting Meeting:

Ordinance language updates clarifying the definition of "Public Right-of-Way" and allowable uses thereof in a manner that provides common understanding for ACC staff and the public about that definition such that:

- a. The entire breadth of public right-of-way is considered (e.g. vehicular lanes, sidewalks, bike lanes, etc.)
- b. The danger in laying upon or sitting upon the right-of-way is reduced or eliminated for the public safety of pedestrians, cyclists, and motorists alike.
- c. Similarly, debris and material storage upon public rights-of-way is reduced or eliminated.

- d. First amendment rights and the operation of Special Events is considered.
- e. Any related operational and fiscal needs are considered.

ATTORNEY DRAKE:

- 1. Announced Austin Jackson was selected as the new Deputy Chief Attorney.

COMMISSIONER JOHNSON:

- 1. Thanked the Athens Area Chamber of Commerce for invitation to visit Gainesville, FL to learn about their college town approach to Workforce Development.
- 2. Thanked residents of Stonehenge Community for completing survey and submitting recommendations.

COMMISSIONER CULPEPPER:

- 1. Thanked Manager Cowell for the fabulous job he has done so far and his quick response to concerning issues.

COMMISSIONER MYERS:

- 1. Appreciative of Athens Area Chamber of Commerce trip to Gainesville, FL to learn about their community and looking forward to retreat with Commission for bonding and discussion.

COMMISSIONER THORNTON:

- 1. Appreciative of Athens Area Chamber of Commerce trip to Gainesville, FL to learn about their community and looking forward to retreat with Commission for bonding and discussion.
- 2. Thanked Manager Cowell for quick follow up and objective input.
- 3. Thankful for the reorganization of the GICH Committee and hopes to improve housing situations.
- 4. Thanked Interim Manager Saunders for his assistance on the Millhouses.

COMMISSIONER HAMBY:

- 1. Looking forward to Commission retreat.

COMMISSIONER LINK:

- 1. Thanked Manager Cowell for meeting and looking forward to working together.
- 2. Organizing a neighborhood meeting to discuss proposed pedestrian traffic calming projects for the area around W. Hancock Avenue, Rocksprings Street, and W. Broad Street, which will be voted on at the next meeting.

COMMISSIONER TAYLOR:

- 1. Thanked Manager Cowell for his efforts.
- 2. Expressed support for the community garden project located at 585 Vine Street, highlighting her leadership style and personal connection to growing up in inner East Athens.

COMMISSIONER WRIGHT:

- 1. Attended Georgia Downtown Association Conference in Gainesville, GA and gained valuable insight.

COMMISSIONER FISHER:

- 1. Thanked Manager Cowell and staff for all of their efforts.
- 2. Appreciative to the Athens Area Chamber of Commerce for the trip to Gainesville, FL to learn about a community very similar to our own.

3. Invited district 5 residents to come to the Planning Commission meeting where developers will be presenting the Homewood Village Shopping Center plans.

A motion was made by Commissioner Fisher, seconded by Commissioner Wright, to adjourn. The motion passed by unanimous vote. The meeting adjourned at 9:15 p.m.

Deputy Clerk of Commission