

Unified Government of Athens-Clarke County, Georgia
Tuesday, June 6, 2017
6:00 p.m.
City Hall

The Mayor and Commission of the Unified Government of Athens-Clarke County, Georgia met this date in regular session. Present: Mayor Denson; Commissioners Dickerson, Sims, Link, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby. Absent: Commissioner Herod. Commissioners Bailey and NeSmith came in at 6:02 p.m.

A motion was made by Commissioner Sims, seconded by Commissioner Dickerson, to approve Minutes of meetings of Tuesday, May 2; Thursday, May 4; Tuesday, May 9; and Tuesday, May 16, 2017. The motion passed by unanimous vote

Written communications

There were no written communications.

Recognitions

Solid Waste - Earlier this year, Keep Athens-Clarke County Beautiful traveled to Washington D. C. to receive a first place Keep America Beautiful 2016 National Community Improvement Award for the Loop 10 Daffodil Planting Project. Suki Janssen accepted on behalf of Executive Director Stacey Farrell who, at this same event, was awarded recognition for completing the Certified Community Environmental Professional Program.

Citizens Government Academy - For nine weeks, 23 Athens-Clarke County residents participated in the Unified Government's Inaugural Citizen Government Academy. On a weekly basis, these individuals consistently brought great questions and an open mind to class each week, which allowed our staff the opportunity to showcase their department and tell their story. As a result of their active participation and willingness to take a deeper dive into the inner workings of our organization, this program, by most accounts was a great success. Participants who were in the audience were asked to stand and be recognized. Mayor Denson commended Assistant Manager Justin Johnson and the employees in each department that participated in this program. She thanked them for effort and support.

Public hearing #3 on the proposed FY18 budget as required by the Taxpayer Bill of Rights passed by General Assembly in 1999.

Citizen input

The following citizen input was received.

1. Valerie Bell, Executive Director Athens-Clarke County Library and Julie Darnell, ACC Library Board Chair – supported increased funding for library.

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.

Citizen input

The following citizen input was received.

1. Elliott Caldwell, 470 Pine Needle Road – supported Georgia Department of Transportation grant.

A motion was made by Commissioner Dickerson, seconded by Commissioner Sims, to consent to action on the following eight items. The motion passed by unanimous vote.

1. ADOPT: The following ordinance (#17-06-29) which was presented by title only.

AN ORDINANCE WITH RESPECT TO ESTABLISHING A CONTROLLED PARKING RESIDENTIAL AREA FOR THE PULASKI STREET RESIDENTIAL PARKING DISTRICT TO INCLUDE THE 500 BLOCK OF PULASKI STREET; AND FOR OTHER PURPOSES.

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

SECTION 1. Pursuant to the provisions of Section 3-3-48 of the Code of Athens-Clarke County entitled, "Privileges and Restrictions on Residential Parking Permits," the following Pulaski Street Residential Parking District is hereby established:

"Pulaski Street Residential Parking District is that residential area that includes the 500 block of Pulaski Street beginning at a point northerly from the intersection of Pulaski Street with Dougherty Street and Prince Avenue to its intersection with Barrow Street, as more fully delineated on the drawing attached hereto, labeled Attachment 1, entitled "Pulaski St. Permit Parking" dated April 11, 2017, and incorporated herein by reference."

Said Residential Parking District shall be subject to the privileges and restrictions concerning parking set forth in Section 3-3-48 of the Code of Athens-Clarke County.

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

2. ADOPT: The following ordinance (#17-06-30) which was presented by title only as per agenda report dated May 11, 2017 which
 - a. Approves an appropriation from the FY17 Superior Court Operating Budget of \$18,000 to the FY17 Operating Budget for Municipal Court, Personal Services, Compensation Fulltime Regular;
 - b. Approves an appropriation from FY17 Superior Court Operating Budget of \$10,000 to the FY17 Operating Budget for Municipal Court, Operating Expenses;
 - c. Approves an appropriation from FY17 Superior Court Operating Budget of \$6,500 to the FY17 Operating Budget for Municipal Court, Indirect Expenses; and

AN ORDINANCE TO AMEND THE FY2017 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE FUNDING FOR OPERATING EXPENSES RELATED TO MUNICIPAL COURT; 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 Municipal Court Budget to provide funding for operating expenses. Said Operating and Capital budget is hereby amended as follows:

General Fund:

EXPENDITURES:

Decrease:

Superior Court (\$34,500)

Increase:

Municipal Court – Operating Expenses \$10,000

Municipal Court – Indirect Expenses	\$6,500
Municipal Court – Compensation – Fulltime	\$18,000
Total	\$34,500

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

3. APPROVE: Appointment of Mauldin & Jenkins, LLC as independent auditor, as required by Section 7-411(a) of the Unified Government of Athens-Clarke County Charter for FY17 - FY19 with contract extension options for FY20 and FY21 for \$388,350 (Unified Government) and \$42,575 (Classic Center) as per agenda report dated April 19, 2017; and authorize the Mayor and appropriate staff to execute all documents associated with the contract.

4. APPROVE: Selection of Jacobs Engineering Group, Inc., Hazen and Sawyer, Inc., and Armentrout Matheny Thurmond, P.C. to provide on-call engineering services for water and wastewater related projects for the Public Utilities Department (PUD) for a period of one-year with up to four annual renewals as per agenda report dated April 24, 2017; and authorize the Mayor and appropriate staff to execute all contract documents.

5. APPROVE: Proposed schematic designs for the Fire Station #2 (SPLOST 2011 Project #03) and the Cooperative Extension Service Center (SPLOST 2011 Project #10) as shown in Attachment #1 of agenda report dated April 26, 2017; and authorize staff to advance the project to the bid and award phase in accordance with the approved schematic design.

6. APPROVE: Selection of DD Consulting & Management IT Solutions as the vendor offering the most responsive proposal to Request for Proposal (RFP) # 0822, Body Cameras and Management Storage System (Jail Expansion SPLOST 2011 Project #01) as per agenda report dated April 26, 2017; authorize staff to negotiate and finalize a contract for Body Cameras and Management Storage System with DD Consulting & Management IT Solutions for a not-to-exceed value of \$425,000.00; and authorize Mayor and appropriate staff to execute all related documents.

7. APPROVE: Selection of W. R. Toole Engineers, Inc., T.Y. Lin International, and ARCADIS U.S., Inc. to provide civil engineering services, for the period between July 1, 2017 and June 30, 2022, on an "on-call" basis for capital improvement projects as per agenda report dated April 24, 2017; and authorize the Mayor and appropriate staff to execute a master contract with each of the noted firms for such services.

8. APPROVE: A no cost transfer of five mobile data terminals and fifteen vehicle computer mounts as per agenda report dated April 21, 2017; and authorize appropriate staff to execute all documentation prudent to allow for the permanent transfer of such equipment to the custody of the Oglethorpe County Sheriff's Office.

Citizen input

There was no citizen input.

A motion was made by Commissioner Dickerson, seconded by Commissioner Sims, to update the septage disposal fees to recover costs as per agenda report dated April 24, 2017 with a review after one year; and adopt the following ordinance (#17-06-31) which was presented by title only. The motion passed by roll call vote with Commissioners Dickerson, Sims, Link, Wright, Nesmith, Bell, Girtz, and Hamby voting YES; and Commissioner Bailey voting NO. (8 YES; 1 NO)

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO PRETREATMENT OF WASTEWATER--HAULED WASTEWATER; AND FOR OTHER PURPOSES

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

SECTION 1. Paragraph (2) of Subsection (e) of Section 5-1-3 of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting the text of such Paragraph (2) and inserting the following text in lieu thereof:

“(2) The discharge of hauled industrial wastes as "industrial septage" requires prior approval and a wastewater discharge permit from Athens-Clarke County. Only industrial wastes generated within Athens-Clarke County will be accepted. All industrial septage accepted must be preapproved in writing and sampled by Athens-Clarke County staff prior to disposal. The public utilities director shall have authority to prohibit the disposal of such waste, if such disposal would interfere with the treatment plant operation. Waste haulers are subject to all other sections of this chapter. A manifest system will be utilized for each truckload of industrial septage to document where the septage was generated. The charge for emptying matter from an industrial septic tank into the Athens-Clarke County wastewater system shall be \$0.30 per gallon, plus any applicable surcharges as required by this Chapter.”

SECTION 2. Paragraph (3) of Subsection (e) of Section 5-1-3 of the Code of Athens-Clarke County, Georgia, is hereby amended by adding the following sentence at the end of such Paragraph (3):

“A hauler of industrial septage, residential septage or portable toilet waste who fails to comply with this Chapter may be suspended from Athens-Clarke County’s approved hauler list for up to one year and be subject to other remedies specified in this Chapter.”

SECTION 3. Paragraph (4) of Subsection (e) of Section 5-1-3 of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting such paragraph in its entirety and substituting the following Paragraph (4) in lieu thereof:

“(4) *Residential septage and portable toilets:* No person, firm or corporation shall discharge or empty any matter or contents of a septic tank or portable toilets into the wastewater system of Athens-Clarke County without paying the charge hereinafter imposed and discharging the same at the point hereinafter indicated. The public utilities director shall have the authority to limit or prohibit the disposal of wastes generated outside of Athens-Clarke County, if such disposal would interfere with the treatment plant operations. The charge for emptying matter from a residential septic tank and portable toilets or the contents thereof into the wastewater system of Athens-Clarke County shall be as follows:

- (i) \$0.10 per gallon for septage generated inside Athens-Clarke County;
- (ii) \$0.30 per gallon for septage generated outside of Athens-Clarke County;
- (iii) \$0.30 per gallon for portable toilet waste.

“The method of payment for utilizing this service shall be based on procedures as approved by the director of public utilities. The point of emptying of the same shall be at the Cedar Creek Water Reclamation Facility or as directed by the public utilities director. A manifest system will be utilized for each truckload of septage to document where the septage was generated.”

SECTION 4. This ordinance shall become effective on July 1, 2017.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A motion was made by Commissioner Dickerson, seconded by Commissioner Sims, to approve request for exception to Policy/Procedure Statement WS-011: Water and/or Sanitary Sewer Services to allow public sewer service to be provided to 136 Suddeth Street, Winterville, Georgia as per Attachment #1 of agenda report dated May 3, 2017 subject to the property owner meeting the following conditions:

Submittal of properly executed private service line easement conveyances in a form acceptable to the Unified Government of Athens-Clarke County Attorney and the Chief Plumbing Inspector; and

Payment of the appropriate fees as identified under Facts and Issues No. 6 for the property.

The motion passed by unanimous vote.

A motion was made by Commissioner Dickerson, seconded by Commissioner Sims, to approve request for exception to Policy/Procedure Statement WS-011: Water and/or Sanitary Sewer Services to allow public sewer service to be provided to 445 Hull Road as per Attachment #1 of agenda report dated May 3, 2017 subject to the property owner meeting the following conditions:

Submittal of properly executed private service line easement conveyances in a form acceptable to the Unified Government of Athens-Clarke County (ACCUG) Attorney and the Chief Plumbing Inspector; and

Payment of the appropriate fees as identified under Facts and Issues #6 for the property.

The motion passed by unanimous vote.

A motion was made by Commissioner NeSmith, seconded by Commissioner Wright, to authorize the Mayor and appropriate staff to apply for \$201,075 Multimodal Safety and Access Grant (MMSAG) funds that are anticipated to be available by Georgia Department of Transportation (GDOT) using the GDOT application shown in Attachment #1 of agenda report dated May 1, 2017; and authorize the Mayor and appropriate staff to sign all related applications, contracts, documents, and certifications associated with funding for these projects.

Citizen input

The following citizen input was received on application for special use for 930 South Milledge Avenue.

1. Brent Thurmond, 160 West Thompson Street, Bogart, representing petitioner - supported
2. David Matheny, 200 Mt. Vernon Place, architect for petitioner - supported
3. Doug Lenhardt, 206 Pine Valley Drive, fraternity alumni – supported

A motion was made by Commissioner Hamby, seconded by Commissioner NeSmith, to adopt the following ordinance (#17-06-32) 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 SPECIAL USE APPROVAL IN THE C-O (MAC) (COMMERCIAL-OFFICE, MILLEDGE AVENUE OVERLAY) DISTRICT ON 0.97 ACRE OF LAND LOCATED AT 930 SOUTH MILLEDGE AVENUE; AND FOR OTHER PURPOSES.

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

SECTION 1. The currently existing C-O (MAC) (Commercial-Office, Milledge Avenue Overlay) District on approximately 0.97 acre of land located at 930 South Milledge Avenue is hereby amended to provide for Special Use approval to permit an addition to an existing fraternity house building situate on the subject parcel for use as a fraternity. The subject parcel of land is more fully described as follows:

All that tract of land as described in drawing entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, Site Plan C100," dated February 23, 2017, prepared by Armentrout, Matheny, Thurmond, Michael Bret Thurmond, registered professional engineer, on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

Said property is also known as parcel number 124B2 G022 on the Athens-Clarke County tax map, being on file and available for inspection in the office of the Athens-Clarke County Planning Department, 120 W. 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 Clerk of Commission's Office and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding plans associated with this ordinance, incorporated herein by reference, consist of five sheets, Sheet 1 of which being entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, Site Plan C100" dated February 23, 2017, prepared by Armentrout, Matheny, Thurmond, Michael Bret Thurmond, registered professional engineer; Sheet 2 of which being entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, Conceptual Tree Management Plan C200" dated November 7, 2016, prepared by Armentrout, Matheny, Thurmond, Michael Bret Thurmond, registered professional engineer; Sheet 3 of which being entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, A100" dated November 8, 2016, prepared by Armentrout, Matheny, Thurmond, and being a floor plan; Sheet 4 of which being entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, A200" dated November 8, 2016, prepared by Armentrout, Matheny, Thurmond, and being building elevations; and Sheet 5 of which being entitled "Pi Kappa Phi Fraternity House Addition, 930 S. Milledge Ave., Athens, GA 30605, A201" dated November 8, 2016, prepared by Armentrout, Matheny, Thurmond, and being building elevations. All said sheets being stamped, "Binding- 04-11-17" and on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

The binding written report associated with this ordinance and incorporated herein by reference consists of 14 pages, being entitled "Report to Support the Special Use Application Pi Kappa Phi Fraternity, 930 S. Milledge Avenue, Athens, Georgia, Parcel #: 124B2 G022," dated September 30, 2016, last revised March 3, 2017, being stamped "Binding 4-11-17" and being on file and available for public inspection in the Office of the Athens-Clarke County Planning Department.

SECTION 3. The variances associated with this ordinance are as follows:

1. A variance from the requirements of section 9-10-3 of the Code of Athens-Clarke County to allow an increase in maximum lot coverage from 65% to 69.4% is hereby approved.
2. A variance from the requirements of section 9-30-2. D. 9 to reduce the required number of parking spaces from 138 to 46 (36 on-site and 10 off-site) is hereby approved.
3. Off-site parking agreements meeting the minimum off-site parking requirements of this ordinance and otherwise complying with Athens-Clarke County Code section 9-30-8 shall be approved by the Planning Director and County Attorney prior to of issuance of a certificate of occupancy.

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

The following citizen input was received in support of additional funding for the Classic Center and the Convention and Visitors Bureau.

1. Mike Waldrip, 359 West Cloverhurst Avenue, President Athens Area Hotel Association
2. Sean Butcher, 164 Magnolia Blossom Way, General Manager Porterhouse Grill, President of the Downtown Athens Business Association
3. Evelyn Reece, 118 East Church Street, Lexington
4. Adam Hebbard, 260 Providence Road
5. David Matheny, 200 Mt. Vernon Place
6. Angela Smith, Winder, general manager of Hyatt Place
7. Dianne Morrison, 175 Fox Trace
8. Doc Eldridge 340 Westlake Drive, President Athens Area Chamber of Commerce
9. Kathy Hoard, 248 Springdale Street, Chairman of Convention and Visitors (CVB) Advisory Board
10. Robert Small, 270 Barrow Street, developer of Hyatt Place
11. David Dukes, 145 Mt. Vernon Place, hotel owner
12. Richard Boone, 430 Riverbottom Road, Classic Center Authority
13. Chuck Jones, 189 Canterbury Drive, CVB Director
14. Jeremy Cook, 116 Cross Creek Place, CVB Coordinator
15. Marilyn Wolf-Ragatz, 345 Beechwood Drive
16. Shannon McCullough, 260 Ponderosa Drive, Classic Center employee
17. Maureen Baker, 605 Kings Road, Director of Sales Classic Center
18. Jen Karue, 130 Greencrest Drive, general manager Hampton Inn
19. Beth Elzea, 121 Alice Walker Drive, sales Courtyard Marriott
20. Ashley Nah, 270 Cobb Street – supported the budget and living wage
21. Paul Cramer, 431 Greystone Terrace, Director of Classic Center
22. Charlie Maddox, 115 Avalon Drive, Chairman of Classic Center Authority

A motion was made by Commissioner Sims, seconded by Commissioner Bell, to amend the final draft of the mayor's proposed budget as follows:

Fund the Classic Center and the Athens CVB based upon their historic percentages of actual collections-54.29% to the Classic Center and 31.42% to the Athens CVB for total of \$.06 of \$.07 cents. We will not change the distribution in the contract with the authority, but propose a review at the end of the FY18 fiscal year;

additionally, accept the \$200,000 funding for the airport to help recruit and secure air services, which is currently funded from the general fund balance.

A substitute motion was made by Commissioner NeSmith, seconded by Commissioner Wright, to:

- a. Adopt an ordinance per Attachment #1 of agenda report dated May 22, 2017 that will accomplish the below listed actions:
 - (1) Establish the Operating and Capital Budgets for the Fiscal Year beginning July 1, 2017 and ending June 30, 2018 (FY18) and set the 2017 property tax (millage) rate for Unified Government of Athens-Clarke County (ACCUG) at 13.95 mills and the Athens Downtown Development Authority at 1.0 mill;
 - (2) Establish the annual compensation for the Manager, Attorney, and Internal Auditor as set by the Mayor and Commission in the adopted FY18 Budget and noted in the attached ordinance;
 - (3) Establish the rates and structure of the FY18 Health Insurance Program for Employees and Retirees; and

- b. Adopt amendments to Section 5-3-77 and Section 5-3-80 of the Athens-Clarke County Code of Ordinances as per Attachment #2 of said agenda report to establish water and sewer rates effective for the year beginning July 1, 2017; and
- c. Approve the renewal of and authorization for the Mayor and appropriate staff to execute all required documents associated with the annual contract with the Georgia Public Defender Standards Council (GPDSC) to provide indigent defense services in specified courts of the Unified Government of Athens-Clarke County in the estimated amount of \$1,634,122 for FY18 (July 1, 2017 through June 30, 2018).

The substitute motion passed by roll call vote with Commissioners Dickerson, Link, Wright, Bailey, NeSmith, Girtz, and Hamby voting YES; and Commissioners Sims and Bell voting NO. (7 YES; 2 NO). The following two ordinances (#17-06-33 and #17-06-34) which were presented by title only were declared adopted.

AN ORDINANCE TO PROVIDE FOR THE RAISING OF REVENUES AND THE APPROPRIATION OF FUNDS FOR ATHENS-CLARKE COUNTY, GEORGIA, FOR THE FISCAL YEAR 2018 BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018 TO PROVIDE FOR THE OPERATIONS OF GOVERNMENT DEPARTMENTS, BOARDS, AGENCIES, ELECTED OFFICES, AND OTHER GOVERNMENTAL ACTIVITIES; TO PROVIDE FOR THE LEVEL OF PERSONNEL AUTHORIZED FOR THE VARIOUS DEPARTMENTS AND AGENCIES; TO PROVIDE FOR A CAPITAL BUDGET; TO ESTABLISH 2016 PROPERTY TAX RATES; TO ESTABLISH COMPENSATION FOR THE CHARTER OFFICERS; TO ESTABLISH RATES AND STRUCTURE OF FISCAL YEAR 2017 HEALTH INSURANCE PROGRAMS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE EFFECTIVE DATES; AND FOR OTHER PURPOSES.

THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Pursuant to Section 7-405 of the Charter, the sums of money as summarized in Exhibit A attached hereto and made a part of this Ordinance, shall be and are hereby adopted as the Operating Budget and the Capital Budget for Athens-Clarke County for Fiscal Year 2018 (FY18), beginning July 1, 2017 and ending June 30, 2018.

SECTION 2. The appropriation of funds for all departments and agencies shall be as provided for in Exhibit A and supporting schedules.

SECTION 3. Each of the Enterprise and Internal Service Funds shall be operated in accordance with Proprietary Fund accounting standards and procedures and shall not be governed by the Governmental Fund budgetary accounting principles; however, the budgetary estimates upon which such budgets are adopted shall be retained in memorandum form for budget control purposes and utilized in the preparation of comparative operating statements.

SECTION 4. The personnel levels provided for in the Personnel Authorization Schedule for all departments and agencies, as provided in the budget document entitled "The Unified Government of Athens-Clarke County FY2018 Annual Operating and Capital Budget July 1, 2017–June 30, 2018" are hereby adopted as the maximum employment levels for such departments and agencies and shall not be increased without the approval of the Mayor and Commission.

SECTION 5. All financial operations shall be accounted for in accordance with Generally Accepted Accounting Principles and Standards.

SECTION 6. In accordance with the Official Code of Georgia Annotated Section 33-8-8, the proceeds from the tax on insurance premiums estimated to be \$7,500,000 for FY18, shall be used for the provision of services to all residents of Athens-Clarke County.

SECTION 7. In accordance with the Official Code of Georgia Annotated Section 46-5-134, the monthly "9-1-1 charge" of \$1.50 per exchange access facility, the \$1.50 per month "wireless enhanced 9-1-1 charge", and the \$0.75 per retail transaction for the "pre-paid wireless charge" are reaffirmed for the period July 1, 2017 – June 30, 2018.

SECTION 8. The Manager is further authorized to transfer sums up to \$15,000 from the General Fund Contingency to meet unbudgeted obligations of the Government. The Manager is required to notify the Mayor and Commission of each of these transfers

from Contingency at the next scheduled regular meeting under the provisions of Section 7-408 of the Charter of the Unified Government of Athens-Clarke County, Georgia.

SECTION 9. The Manager is further authorized to transfer sums within each fund's capital budget among projects and accounts up to \$100,000 to meet project obligations of the government. The Manager is required to notify the Mayor and Commission of each of these transfers at the next scheduled regular meeting under the provisions of Section 7-408 of the Charter of the Unified Government of Athens-Clarke County, Georgia.

SECTION 10. The Manager is further authorized to approve the application for grants and accept grants on behalf of ACCUG up to \$50,000 and to amend the Operating or Capital Budget for the grants as needed. This authority is permitted if the grant meets all of the following conditions: (1) matching funds are appropriated or the grant does not require matching funds; (2) ACCUG will not be required to otherwise commit resources or maintain any services after the end of the grant period; (3) no positions will be added with the grant; and (4) no vehicles will be added to the ACCUG Fleet Replacement Program as a result of acceptance of the grant.

The Manager is required to notify the Mayor and Commission of approval or acceptance of each grant at the next scheduled regular meeting under the provisions of Section 7-400 of the Charter of the Unified Government of Athens-Clarke County, Georgia. The Manager and appropriate staff are authorized to execute all required documents associated with grants accepted under this provision.

SECTION 11. The budget document, entitled "The Unified Government of Athens-Clarke County FY2018 Annual Operating and Capital Budget July 1, 2017–June 30, 2018" shall be maintained on file in the Office of the Clerk of Commission.

SECTION 12. The ad valorem tax rate for Athens-Clarke County is hereby levied for the year 2017 upon all real and personal property within the government not exempt from taxation under law as follows:

Maintenance and Operations (General Fund)	13.95 mills
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SECTION 13. Under authority of the Act creating the Downtown Athens Development Authority (Georgia Laws 1977 Session, 3533) there is hereby levied and assessed for the year 2017 on the real property in the downtown Athens area as defined in said Act a tax of one (1) mill upon the value of said real estate as fixed by the Tax Digest of Athens-Clarke County.

SECTION 14. Pursuant to Sections 4-101, 4-103, and 4-104 of the Charter of the Unified Government of Athens-Clarke County, the annual compensation of the charter officers, as provided for by ordinance and contract for FY18, shall be \$174,442 for the Manager, \$168,773 for the Attorney, and \$82,916 for the Internal Auditor.

SECTION 15. Pursuant to Official Code of Georgia Annotated Section 48-13-93(a) (2), the proceeds of the excise tax on the rental charge for motor vehicles, projected to be \$200,000 during FY18, shall be used for promoting industry, trade, commerce, and tourism. The proceeds from this tax in FY18 shall be used to support the Athens-Clarke County Economic Development Department, with an estimated budget of \$613,000.

SECTION 16. Pursuant to Section 1-9-19 of the Code of Ordinances of the Unified Government of Athens-Clarke County, the Benefits Summary of the Health Insurance and Health Benefits Program and the premiums or contributions for employees and retirees, as applicable, shall be as follows:

(a) Pursuant to Athens-Clarke County Code Section 1-9-19(a), the government shall provide as an option to employees the plans of health insurance coverage as described in the Summary Plan Document entitled "Consumer Healthy Solutions (CHS) Plan with a Health Savings Account (HSA) Medical Benefit Booklet for the Unified Government of Athens-Clarke County," effective July 1, 2017, and prepared by Anthem for the Unified Government of Athens-Clarke County. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(b) During the first open enrollment period, employees have the option to select from among the following health insurance coverage: the option described in the preceding paragraph or the plans of health insurance coverage as described in the

Summary Plan Document entitled "BlueChoice Option Point of Service Open Access dated July 1, 2017 –Conventional Plan Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross BlueShield Healthcare Plan of Georgia, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(c) Pursuant to Athens-Clarke County Code Section 1-9-19(b), the Designated Plan for retirees not yet 65 years of age and the Designated Dependent Plan for spouses of retirees not yet 65 years of age, and eligible dependent children, shall be that plan described as the BlueChoice Point of Service (POS) Open Access Plan of health insurance coverage as further described in the Summary Plan Document entitled "BlueChoice Option Point of Service Open Access dated July 1, 2017 – Traditional Plan Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross BlueShield Healthcare Plan of Georgia, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia. The plan options for retirees and for retiree dependent coverage shall be any other health insurance coverage plans offered to employees in (a) and (b) above.

(d) Those retirees not yet 65 years of age who are eligible for PPO shall be provided the plan of health insurance coverage as described in the Summary Plan Document entitled "Blue Choice PPO Benefit Booklet for the Unified Government of Athens-Clarke County," Administered by BlueCross Blue Shield of Georgia, dated July 1, 2017, incorporated herein by reference. This booklet is on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(e) The premiums to be paid for the programs of health insurance for employees are set forth in the document entitled "The Unified Government of Athens-Clarke County FY18 Benefits Enrollment Guide," dated June 2017, incorporated herein by reference and on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(f) The premiums to be paid for the programs of health insurance for those retirees, under age 65, subject to such insurance as described in paragraphs (c) and (d) hereof are set forth in the document entitled "The Unified Government of Athens-Clarke County FY18 Retiree Benefits Enrollment Guide" dated June 2017, incorporated herein by reference and on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

(g) Pursuant to Athens-Clarke County Code Section 1-9-19(c) the government shall provide to retirees who are age 65 or older those health benefits as described in the "Your 2017 Enrollment Guide: Complete Your Medicare Insurance Enrollment for Coverage in 2017," and "Your Funding and Reimbursement Guide," and incorporated herein by reference. Such documents are on file and available for public inspection in the office of the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia and on file and available for public inspection in the office of the Human Resources Department, 375 Satula Ave., Athens, Georgia.

SECTION 17. The effective date of this ordinance shall be July 1, 2017.

SECTION 18. All Ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

EXHIBIT A**GENERAL FUND****SUMMARY FY18 ANNUAL OPERATING AND CAPITAL BUDGET
FOR THE YEAR ENDING JUNE 30, 2018
COMMISSION APPROVED**

	FY18 Operating Budget	FY18 Capital Current Services and Additions & Improv. Budget	FY18 Total Budget
REVENUES:			
PROPERTY TAXES	\$55,260,000	-	\$55,260,000
SALES TAX	\$22,400,000	-	\$22,400,000
OTHER TAXES	\$23,215,000	-	\$23,215,000
LICENSES & PERMITS	\$1,715,100	-	\$1,715,100
INTERGOVERNMENTAL REVENUES	\$987,000	-	\$987,000
CHARGES FOR SERVICES	\$13,088,125	-	\$13,088,125
FINES & FORFEITURES	\$3,020,000	-	\$3,020,000
OTHER REVENUES	<u>\$793,174</u>	-	<u>\$793,174</u>
TOTAL REVENUES	\$120,478,399	-	\$120,478,399
OTHER FINANCING SOURCES	\$3,026,855	-	\$3,026,855
PRIOR YEAR FUND BALANCE - OPER	\$850,000		\$850,000
PRIOR YEAR FUND BALANCE ONE-TIME	<u>\$500,000</u>	<u>\$5,580,600</u>	<u>\$6,080,600</u>
TOTAL REVENUES & OTHER SOURCES	<u>\$124,855,254</u>	<u>\$5,580,600</u>	<u>\$130,435,854</u>
EXPENDITURES:			
GENERAL GOVERNMENT	\$21,613,887	-	\$21,613,887
JUDICIAL	\$27,571,655	-	\$27,571,655
PUBLIC SAFETY	\$39,416,447	-	\$39,416,447
PUBLIC WORKS	\$15,259,326	-	\$15,259,326
CULTURAL AND RECREATION	\$7,794,126	-	\$7,794,126
HOUSING AND DEVELOPMENT	\$3,181,635	-	\$3,181,635
INDEPENDENT AGENCIES	\$5,318,800	-	\$5,318,800
DEBT SERVICE	<u>\$1,057,249</u>	-	<u>\$1,057,249</u>
TOTAL EXPENDITURES	\$121,213,125	-	\$121,213,125
OTHER FINANCING USES	<u>\$3,642,129</u>	<u>\$5,580,600</u>	<u>\$9,222,729</u>
TOTAL EXPENDITURES & OTHER USES	<u>\$124,855,254</u>	<u>\$5,580,600</u>	<u>\$130,435,854</u>

EXHIBIT A

ALL FUNDS

**SUMMARY FY18 ANNUAL OPERATING AND CAPITAL BUDGET
FOR THE YEAR ENDING JUNE 30, 2018
COMMISSION APPROVED**

	FY18 Operating Budget	FY18 Capital Current Services and Additions & Improv. Budget	FY18 Total Budget
REVENUES:			
PROPERTY TAXES	\$55,260,000	-	\$55,260,000
SALES TAX	\$22,400,000	-	\$22,400,000
OTHER TAXES	\$26,285,000	\$30,000	\$26,315,000
LICENSES & PERMITS	\$2,690,100	-	\$2,690,100
INTERGOVERNMENTAL REVENUES	\$6,374,139	-	\$6,374,139
CHARGES FOR SERVICES	\$97,711,158	\$10,109,911	\$107,821,069
FINES & FORFEITURES	\$3,803,200	-	\$3,803,200
OTHER REVENUES	<u>\$1,215,990</u>	-	<u>\$1,215,990</u>
TOTAL REVENUES	\$215,739,587	\$10,139,911	\$225,879,498
OTHER FINANCING SOURCES	\$6,803,984	\$5,580,600	\$12,384,584
PRIOR YEAR FUND BALANCE - OPER	\$1,324,584	-	\$1,324,584
PRIOR YEAR FUND BALANCE ONE-TIME	\$500,000	\$5,885,600	\$6,385,600
UNRESTRICTED NET POSITION	<u>\$2,247,370</u>	<u>\$21,009,289</u>	<u>\$23,256,659</u>
TOTAL REVENUES & OTHER SOURCES	\$226,615,525	\$42,615,400	\$269,230,925
LESS INTERFUND TRANSFERS	<u>(\$28,201,078)</u>	<u>(\$5,580,600)</u>	<u>(\$33,781,678)</u>
TOTAL REVENUES	<u>\$198,414,447</u>	<u>\$37,034,800</u>	<u>\$235,449,247</u>
EXPENDITURES:			
GENERAL GOVERNMENT	\$57,787,415	\$870,000	\$58,657,415
JUDICIAL	\$29,103,892	\$283,500	\$29,387,392
PUBLIC SAFETY	\$42,721,774	\$731,200	\$43,452,974
PUBLIC WORKS	\$54,963,326	\$34,219,200	\$89,182,526
CULTURAL AND RECREATION	\$7,794,126	\$585,900	\$8,380,026
HOUSING AND DEVELOPMENT	\$6,874,236	\$345,000	\$7,219,236
INDEPENDENT AGENCIES	\$8,001,810	-	\$8,001,810
DEBT SERVICE	<u>\$12,090,689</u>	-	<u>\$12,090,689</u>
TOTAL EXPENDITURES	\$219,337,268	\$37,034,800	\$256,372,068
OTHER FINANCING USES	<u>\$6,700,990</u>	<u>\$5,683,594</u>	<u>\$12,384,584</u>
TOTAL EXPENDITURES & OTHER USES	\$226,038,258	\$42,718,394	\$268,756,652
LESS INTERFUND TRANSFERS	<u>(\$28,201,078)</u>	<u>(\$5,683,594)</u>	<u>(\$33,884,672)</u>
TOTAL EXPENDITURES	\$197,837,180	\$37,034,800	\$234,871,980
DESIGNATED FOR FUTURE CAPITAL IMPROVEMENTS & DEBT SERVICE REQUIREMENTS	<u>\$577,267</u>	-	<u>\$577,267</u>
TOTAL EXPENDITURES & DESIGNATIONS	<u>\$198,414,447</u>	<u>\$37,034,800</u>	<u>\$235,449,247</u>

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO WATER AND SEWER RATES; AND FOR OTHER PURPOSES.

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

SECTION 1. Section 5-3-77 of the Code of Athens-Clarke County, entitled "*Water Rates*," is hereby amended by deleting subsection (a) therein entitled "*Residential rates for water consumed*," and subsection (b) therein entitled "*Nonresidential rates for water consumed*," in their entirety and substituting the following in lieu thereof:

"(a) *Residential rates for water consumed*. Rates to be charged for the sale of water to consumers whose property is within the definition of residential user as defined in section 5-3-1 of this chapter shall pay a monthly customer service fee in accordance with subsection (d) herein and a base rate of \$5.40 per 1000 gallons."

“(b) *Nonresidential rates for water consumed.* Rates to be charged for the sale of water to consumers whose property is not within the definition of residential user, as defined in section 5-3-1 of this chapter, shall pay a monthly customer service fee in accordance with subsection (d) herein and a base rate of \$5.40 per 1000 gallons.”

SECTION 2. Section 5-3-80 of the Code of Athens-Clarke County, entitled “*Sewer Rates,*” is hereby amended by deleting subsection (a) therein entitled “*Residential rates for wastewater discharged,*” and subsection (b) therein entitled “*Nonresidential rates for wastewater discharged,*” in their entirety and substituting the following in lieu thereof:

“(a) *Residential rates for wastewater discharged.* Rates to be charged for wastewater discharged by customers of the Athens-Clarke County sewer system whose property is within the definition of residential user, as defined in section 5-1-32 of this chapter, shall be as follows:

Monthly Customer Service Fee . . . \$8.30
Base Rate per 1000 gallons \$6.13”

“(b) *Nonresidential rates for wastewater discharged.* Rates to be charged for wastewater discharged by customers of the Athens-Clarke County sewer system whose property does not fall within the definition of residential user, as defined in section 5-1-32 of this chapter, shall be as follows:

Monthly Customer Service Fee . . . \$8.30
Base Rate per 1000 gallons \$6.13”

SECTION 3. The effective date of this ordinance shall be July 1, 2017.

SECTION 4. 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 Sims, seconded by Commissioner Bailey, to suspend Rules of Commission for one item of new business. The motion passed by unanimous vote.

A motion was made by Commissioner Wright, seconded by Commissioner Sims, to adopt the following ordinance (#17-06-35) as requested by the Clarke County School District which was presented by title only. The motion passed by unanimous vote.

AN ORDINANCE TO LEVY AND ASSESS TAXES FOR THE CLARKE COUNTY BOARD OF EDUCATION FOR THE CLARKE COUNTY SCHOOL DISTRICT, ATHENS-CLARKE COUNTY, GEORGIA, FOR THE YEAR 2017.

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

SECTION 1. The following tax, as authorized by the Georgia Constitution, Article VIII, Section VI, Paragraph I, is hereby levied and assessed for the year 2017; and the following described property shall be subject to the tax hereinafter prescribed.

SECTION 2. There is hereby levied and assessed for the year 2017 on all of the taxable property in Athens-Clarke County, Georgia, ad valorem taxes for school purposes for maintenance and operation at the rate of 20.00 mills, as certified by the Clarke County Board of Education, upon the value of said property as fixed by the Tax Digest of Athens-Clarke County.

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

Citizen input on items other than those listed on this agenda

The following citizen input was received in support of anti-discrimination ordinance.

1. Tim Denson, 483 Quailwood Drive
2. Richard Banton, 185 S. Finley Street
3. Barbara Benson, 235 Dubose Avenue
4. Noel Johnson, 651 Lakeland Way
5. Erin Spencer, 125 Childs Street
6. Ryan Heron, 145 Kenwood Drive
7. Emily Elbert, 530 Hampton Court
8. Jasmine Moch Johnson, 651 Lakeland Way
9. Eleanor Davis, 117 Lenoir Avenue
10. Emma Blackwell, 268 Wilde Trail
11. Tommy Valentine, 395 Cleveland Avenue
12. Charlie Maddox, 115 Avalon Drive

The following persons voiced concerns about greenhouse gas emissions and/or climate change.

1. Cary Ritzler, 325 Annes Court
2. Aaron Johnson, 305 Willow
3. Kathy Fowler, 109 Crestview Circle
4. Patricia Yager, 965 Riverbend Parkway

FROM MAYOR DENSON:

Mayor Denson nominated Blaine H. Williams as Manager for a two-year term effective July 1, 2017.

A motion was made by Commissioner Dickerson, seconded by Commissioner Sims, to approve said nomination. The motion passed by unanimous vote.

Mayor Denson nominated William C. Berryman, Jr. as Attorney for a two-year term effective July 1, 2017.

A motion was made by Commissioner Sims, seconded by Commissioner Dickerson, to approve said nomination. The motion passed by unanimous vote.

Mayor Denson nominated Stephanie R. Maddox as Auditor for a two-year term effective July 1, 2017.

A motion was made by Commissioner Bell, seconded by Commissioner Sims, to approve said recommendation. The motion passed by roll call vote with Commissioners Dickerson, Sims, Link, Bailey, Bell, Girtz, and Hamby voting YES; and Commissioners Wright and NeSmith voting NO. (7 YES; 2 NO)

Mayor Denson nominated Denny C. Galis as Personnel Hearing Officer for a two-year term effective July 1, 2017.

A motion was made by Commissioner Sims, seconded by Commissioner Dickerson, to approve said nomination. The motion passed by unanimous vote.

Mayor Denson recommended the following appointments to the Residential Care Facilities for the Elderly Authority of Athens-Clarke County, Georgia.

Johnny Fowler Partial term expiring 06-30-19

Richard Boone Partial term expiring 06-30-21
Kathy Hoard
Steve Martin

John Culpepper Six-year term expiring 06-30-23
Rob Trevena

A motion was made by Commissioner Sims, seconded by Commissioner Girtz, to approve said recommendations. The motion passed by unanimous vote.

Mayor Denson announced the following appointments to the Comprehensive Plan Steering Committee.

ACC Commission	Jared Bailey
Envision Athens	Sharyn Dickerson
Planning Commission	All members
Planning Department	Brad Griffin
Economic Development	Ryan Moore
Housing and Community Development	Deborah Lonon

FROM MANAGER WILLIAMS:

1. Received for information was a report of contracts in excess of \$10,000 for April 2017.

FROM AUDITOR MADDOX:

1. Expressed appreciation for reappointment.

FROM COMMISSIONER GIRTZ:

1. Concerned about discrimination and climate change.
2. Stated fireworks display is scheduled Saturday, July 1.

FROM COMMISSIONER SIMS:

1. Stated Piedmont College student Terrance Martin is shadowing him to learn about local government.

FROM COMMISSIONER DICKERSON:

1. Stated World of Wonder art will be unveiled July 4, 9-11:00 a.m.
2. Stated a new publication *Athens Tribune* is now online.
3. Stated she initially hired Keep Athens-Clarke County Beautiful Executive Director Stacey Ferrell.

FROM COMMISSIONER NESMITH:

1. Expressed appreciation to Transportation and Public Works staff for excellent service with solving of a difficult problem on Huntington Road.
2. Concerned about climate change and discrimination.

FROM COMMISSIONER BAILEY:

1. Stated quality of life issues affect economic development.

FROM COMMISSIONER WRIGHT:

1. Expressed appreciation for patience during FY18 budget review.
2. Stated the Athens-Clarke County DUI/Drug Court has been named by the National Highway Traffic Safety Administration as one of only four national academy courts in the United States.

FROM COMMISSIONER LINK:

1. Supported anti-discrimination ordinance, climate change, and sustainability.
2. Stated the Classic Center could make use of solar energy.

A motion was made by Commissioner Link, seconded by Commissioner Bailey, to enter into executive session for discussion of acquisition or disposal of real estate. The motion passed by unanimous vote.

The meeting adjourned at 9:00 p.m.

Clerk of Commission