

Unified Government of Athens-Clarke County, Georgia  
Mayor and Commission  
Tuesday, October 3, 2017  
6:00 P.M.  
City Hall

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

A motion was made by Commissioner NeSmith, seconded by Commissioner Sims, to approve Minutes of meetings of Tuesday, September 5 and Tuesday, September 19, 2017. The motion passed by unanimous vote.

#### RECOGNITIONS

On August 23, employees of the Solid Waste Department travelled to Columbus, Georgia after nomination by the Athens Downtown Development Authority to receive the Downtown Excellence Award from the Georgia Downtown Association. The ADDA nominated the Department for their strategic program that maintains the safe and positive physical appearance and atmosphere that is essential for economic development in the Central Business District. Charles Bush, Collections Supervisor, and Philigon Mosely, Driver I, accepted the award.

On September 19, the Center for Hard to Recycle Materials (CHaRM) located at 1005 College Avenue received the Spirit of Green Innovation Award from the Georgia Recycling Coalition for the successful first year of CHaRM operation during 2017. Joe Dunlop, Waste Reduction Administrator, accepted the award.

#### Written communications

There were no written communications.

#### 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

There was no citizen input.

A motion was made by Commissioner Sims, seconded by Commissioner Bailey, to consent to action on the following 10 items. The motion passed by unanimous vote.

1. ADOPT: The following ordinance (#17-10-63) which was presented by title only.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO DROUGHT AND WATER SHORTAGE MANGEMENT PLAN (DWSMP); AND FOR OTHER PURPOSES.

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

SECTION 1. Section 5-3-94 entitled "*Purpose and intent*" of the Code of Athens-Clarke County, Georgia is hereby deleted in its entirety and the following new section is inserted in lieu thereof:

#### **"Sec. 5-3-94. – Purpose and intent.**

The purpose of this article shall be to implement emergency measures and procedures in accordance with applicable law to prevent threats to public health, safety and welfare arising from periods of water shortage and drought and to prevent acts that cause, or can be reasonably expected to cause,

harm to limited water resources. It is the intent of this article to adopt regulations that allow uses of potable water drawn from the Athens-Clarke County department of public utilities water system during periods of drought or water shortage.”

SECTION 2. Section 5-3-95 entitled “*Definitions*” of the Code of Athens-Clarke County, Georgia, is hereby amended by adding thereto the following definitions:

**“Sec. 5-3-95. – Definitions.**

“*Emergency Drought and Water Shortage Management Plan (EDWSMP)* means a severe-drought response plan adopted by the Athens-Clarke County Unified Government to protect the water supply and which is developed according to the general purposes and intent of this chapter as set forth in section 5-3-94 and as may be required by the State of Georgia pursuant to EPD Rule 391-3-30-.07(4)(e) or other applicable law or regulation.”

“*EPD Rule* means an official rule or regulation promulgated by the Georgia Department of Natural Resources Environmental Protection Division.”

SECTION 3. Section 5-3-95 entitled “*Definitions*” of the Code of Athens-Clarke County, Georgia, is hereby amending by deleting in their entirety the following definitions:

**“Sec. 5-3-95. – Definitions.**

“*7Q10*: Seven day, consecutive low flow with a ten-year return frequency; the lowest stream flow for seven consecutive days that would be expected to occur once in ten years. The ten-year return frequency is calculated with generally accepted statistical approaches by the United States Geologic Survey (USGS). The average streamflow that occurs over seven consecutive days and has a ten-year recurrence interval period, or a one in ten chance of occurring in any one year. Daily streamflows in the 7Q10 range general indicators of prevalent drought conditions which normally cover large areas. 7Q10 values are also used by the State of Georgia for regulating water withdrawals and discharges into streams.”

“*80/60/50 percent AAD*: ADD refers to average annual discharge of the stream. For each month this rate will be multiplied by a specific percentage to obtain monthly streamflow. AAD is the annual average discharge calculated from the USGS daily discharge data at the Middle Oconee near Arcade gage 02217475. (80 percent – January, February, March, April; 60 percent – May, June, December; 50 percent – July, August, September, October, November.”

“*Delta* refers to the difference between the monthly streamflow (80/60/50 percent AAD) and the 7Q10 streamflow.”

“*Even/odd* means that even numbered addresses (those ending in zero, two, four, six, and eight) can water on Monday, Wednesday, or Saturday. Odd numbered addresses (those ending in one, three, five, seven, or nine) can water on Tuesday, Thursday, or Sunday. Days and hours can be limited during different steps of the limitations to achieve water use reduction (Table1A).”

“*Low pressure* means less than 20 pounds per square inch (psi).”

“*Non-essential water use* means categories of water use, other than essential water use, which may be curtailed during times of drought/water shortage.”

“*Palmer Index*: The Palmer Hydrologic Drought Index (PHDI) measures the intensity and duration of long term, drought inducing, circulation patterns (meteorological) and represents the moisture departure for a region using a simple supply and demand model for a water balance equation. Its value reflects how the current soil moisture compares with normal conditions and is a combination of the current conditions and the previous PHDI, so the value reflects a progression of trends. Values are derived from measurements of precipitation, air temperature, local soil moisture, streamflow, groundwater, and reservoir levels (hydrologic) along with prior values of these measures. Values range from -4.0 (extreme drought) to 4.0 (extremely moist) and are standardized to compare region to region. The PHDI is determined by the Drought Monitor, National Drought Mitigation Center, University of Nebraska-Lincoln. The Palmer Index is published at: <http://drought.unl.edu/dm/index.html>.”

SECTION 4. Section 5-3-95 entitled “*Definitions*” of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting the definition for “*the maximum allowed usage volume*” in its entirety and the following new definition is inserted in lieu thereof:

**“Sec. 5-3-95. Definitions.**

“*Maximum allowed usage volume* is calculated based on either the winter average daily use or annual average daily use multiplied by the numbers of days in the applicable billing period or enforcement schedule multiplied by the maximum allowance under an EDWSMP.”

SECTION 5. Section 5-3-95 entitled “*Definitions*” of the Code of Athens-Clarke County, Georgia, is hereby amended by deleting the definition for “*Upper Oconee Basin Water Authority (UOBWA)*” in its entirety and the following new definition is inserted in lieu thereof:

**“Sec. 5-3-95. Definitions.**

“*Upper Oconee Basin Water Authority (UOBWA)* is a public authority created by Georgia Laws 1994, page 5123 (entitled “Upper Oconee Basin Water Authority – Creation”) made up of Athens-Clarke, Barrow, Jackson, and Oconee Counties with the general purpose of acquiring and developing adequate sources of water supply, including but not limited to the construction of reservoirs, treatment of such water, and the transmission of water within the Upper Oconee Basin Area, and to the various counties, municipalities, and public authorities located therein; and other objectives as set forth in the 1994 Act.”

SECTION 6. Section 5-3-96 entitled “*Drought/water shortage management measures for water usage*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following new section is inserted in lieu thereof:

**“Sec. 5-3-96. – Drought and water shortage management measures for water usage.**

Limitations on water use by all customers of the Athens-Clarke County department of public utilities water system during drought or anticipated drought or other periods of water shortage shall be enforced according to the provisions set forth below. These provisions are intended to be consistent with EPD Rule Section 391-3-30. In the event of a conflict between the EPD Rules and the Athens-Clarke County DWSMP the EPD Rules shall govern.

Mandatory drought and water shortage measures shall be implemented as denoted in this section. These levels are progressive and cumulative unless stated otherwise.

These measures shall be implemented according to the provisions of this section upon written recommendation by the director of public utilities and the manager and approved or modified by the Mayor, and ratified or modified by the Commission at its next business meeting or at a special called meeting. The approved water use restrictions within the steps and the associated outdoor use permits provided for in section 5-3-99 may be modified upon written recommendation by the director of public utilities and the manager and approved or modified by the Mayor, and ratified or modified by the Commission at its next business meeting or at a special called meeting. Any such modifications shall be in writing and available for public inspection in the administration offices of the Public Utilities Department located at 124 East Hancock Avenue, Athens, Georgia and the Clerk of Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia.

**Level 1:** Level 1 initiates an enhanced conservation outreach program. The public shall be notified through a public information campaign that shall include, at a minimum, public notice regarding drought conditions and drought specific public-service messages in one or more of the following ways: newspaper advertisements, bill inserts, website homepage, social media, and notices in public libraries. All of the water conservation provisions of Article 7 WATER CONSERVATION remain in effect during level 1.

**Level 2:** Level 2 curtails water usage, including certain day and hour limitations as set forth below.

*Spray irrigation*, including lawn sprinkling, is permitted only two days per week on an even-odd schedule. Hand watering and drip irrigation is allowed any day at any time.

- Even numbered addresses ending with the number 0, 2, 4, 6 or 8 may spray irrigate on Wednesday and Saturday each day between the morning hours immediately after midnight to 10:00 a.m., and between the evening hours from 4:00 p.m. to midnight.
- Odd numbered addresses ending with the number 1, 3, 5, 7 or 9 may spray irrigate on Thursday and Sunday each day between the morning hours immediately after midnight to 10:00 a.m., and between the evening hours from 4:00 p.m. to midnight.
- Sites without an address shall follow the even-number schedule.

The following outdoor uses are not allowed during level 2 unless necessary for health, safety, fire protection, or construction:

- Non-commercial washing of hard surfaces such as streets, gutters, sidewalks and driveways;
- Using water for ornamental purposes, such as fountains, reflecting pools, and waterfalls;
- Use of fire hydrants;
- Non-commercial washing of vehicles, boats, trailers, motorbikes, airplanes, or golf carts;
- Non-commercial washing or pressure washing of buildings or structures;
- Charity or non-commercial fund-raiser car washes.

Restaurants may serve water only upon request by a customer.

**Level 3:** Level 3 further curtails water usage and includes the restrictions of level 2 unless modified below.

*Spray irrigation*, including law sprinkling, is prohibited except as permitted in the following paragraph. The outdoor water uses listed in EPD Rule 391-3-30-.03(1)(b) are allowed subject to the following additional requirements:

- Spray irrigation of personal food gardens may be conducted between the hours of 4:00 p.m. and 10:00 a.m. Irrigation of personal food gardens using drip irrigation or soaker hoses may be done at any time of the day.
- Hand watering with a hose with automatic cutoff or handheld container may be conducted between the hours of 4:00 p.m. and 10:00 a.m.
- Irrigation of athletic fields or public turf grass recreational areas may be conducted between the hours of 4:00 p.m. and 10:00 a.m., subject to the two-days a week even-odd schedule described in level 2.
- Irrigation of golf courses shall be conducted in accordance with EPD Rule 391-3-30-.07(4)(b)4.
- Use of reclaimed waste water by a designated user from a system permitted by the Georgia Department of Natural Resources, Environmental Protection Division to provide reclaimed waste water shall not be allowed for general outdoor watering as described in EPD Rule 391-3-30-.03(1)(a). It shall be allowed for any use described in EPD Rule 391-3-30-.03(1)(b) subject to limitations in EPD Rule 391-3-30-.07(4)(b).
- Installation, maintenance, or calibration of irrigation of systems is allowed, provided that it is done by professional landscapers or golf course superintendents.
- Watering to maintain the level of water in swimming pools shall occur only when necessary. Draining of pools or refilling shall be done only for health or safety reasons. In general, pools shall be covered during level 3.

**Commercial exceptions:** In accordance with the Georgia Drought Management Rule the following commercial outdoor water uses are exempt from outdoor water use restrictions:

- Pressure washing;
- Permanent car wash facility, provided that it is connected to a sanitary sewer system of a political subdivision or local government authority or recycles used wash water;
- Construction site water usage;
- Watering-in of pesticides and herbicides on turf;
- Other activities essential to daily business.

**Emergency Drought and Water Shortage Management Plan (EDWSMP).** Athens-Clarke County Unified Government may seek targeted reductions in water usage through an EDWSMP in addition to reductions resulting from implementation of levels 1 through 3, inclusive. The director of public utilities and the manager may recommend a required reduction of water usage by some or all of the categories of water users in the following order of priority, as listed in the order given below from the highest priority of use to the lowest priority of use:

1<sup>st</sup> Medical and emergency facilities and emergency purposes such as fire suppression, and the use of water to satisfy federal, state, and local public health and safety requirements;

2<sup>nd</sup> Domestic and personal uses including drinking, cooking, washing, sanitary and health related uses and uses necessary to sustain domestic and livestock animals and personal food gardens;

3<sup>rd</sup> Commercial, industrial, and institutional uses;

4<sup>th</sup> Refilling of ponds which existed prior to the declared drought, and only to the level necessary to maintain aquatic life within the pond prior to the declared drought. Also, hand watering of non-lawn turf landscape plants and watering of golf course tee boxes and putting greens;

5<sup>th</sup> Uses such as lawn sprinkling (spray irrigation), irrigation of recreational/athletic fields and golf course fairways;

6<sup>th</sup> Uses that do not sustain plant, animal, or human life, health or well being and/or directly support established ongoing commercial, industrial, or institutional activities. Such uses include non-commercial and fund-raising car washing, filling of decorative water features, public fountains, water slides, wading pools, and topping off public and private swimming pools.

The targeted reductions may differ across the categories. An EDWSMP may state a maximum allowed usage volume and implementation schedule if such is consistent with the State of Georgia's numeric water usage reduction requirements per EPD Rule 391-3-30-.07(4)(e) or if included in a variance issued

by the State of Georgia. The EDWSMP may then be approved by the Mayor to take immediate effect and ratified or modified by the Commission at its next regular business meeting or at a special called meeting.

In implementing the levels described in this section or a EDWSMP, the director of public utilities and the manager shall have the authority from time to time to submit applications to the Georgia Department of Natural Resources Environmental Protection Division for approval of variances for either more or less strict drought response measures or use reductions than required under EPD Rule 391-3-30. Variance requests may be submitted in accordance with EPD Rule 391-3-30-.08 as necessary to implement any of the provisions of this article or to conform to UOBWA drought management guidance.”

SECTION 7. Section 5-3-97 entitled “*Drought/water shortage indicators and triggers*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following new section is inserted in lieu thereof:

**“Sec. 5-3-97. – Drought and water shortage emergencies.**

The director of public utilities shall recommend emergency measures and procedures pursuant to this Article to address periods of water shortages and drought or other events that may have an adverse impact on Athens-Clarke County’s potable water supply, and in making any recommendations the director of public utilities shall consider: (i) applicable law and regulation and mandatory directives from the State of Georgia, including the State’s exercise of EPD Rule 391-3-30; (ii) Athens-Clarke County’s responsibilities as a member of UOBWA and data and recommendations therefrom; and (iii) such other relevant sources of data that reasonably indicate and predict potential shortages of water and drought, including without limitation any factors that impair treatment capacity, low pressure in the distribution system or loss of service at the J.G. Beacham Water Treatment Plant. Any recommendation shall address compliance with applicable law and contractual obligations, the reasonable needs of customers of the system, and the responsibility to protect all resources, equipment and assets of the system.”

SECTION 8. Section 5-3-98 entitled “*Special outdoor use permits with respect to the drought/water shortage limitations*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following new section, entitled “*Enforcement*” is inserted in lieu thereof:

**“Sec. 5-3-98. – Enforcement.**

Persons shall not violate the limitations on water usage provided for under levels 1 through 3 or an EDWSMP, as provided for in this article. Enforcement shall be as provided below:

(a) *For violating level 1.* During a Level 1 drought the requirements of Article 7 WATER CONSERVATION apply and shall be enforced according to this paragraph. Water consumers shall be given written notice of a first violation by the department of public utilities. After having been given the first notice of violation and upon a second violation, water consumers shall pay a Drought and Water Shortage Management Plan (DWSMP) surcharge of \$200.00 and/or have the water supply terminated. Water supply shall not be restored until payment of the surcharge and a reconnection charge of not less than ten dollars, plus any expense incurred to restore service.

(b) *For violating level 2.* Water consumers shall be given written notice of a first violation by the department of public utilities. After having been given the first notice and upon a second violation, water consumers shall pay a surcharge of \$400.00 and/or have the water supply terminated. Water supply shall not be restored until payment of the DWSMP surcharge and a reconnection charge of not less than ten dollars, plus any expense incurred to restore service.

(c) *For violating level 3.* Water consumers shall be given written notice of the violation of the outdoor water usage ban by the department of public utilities. After the first notice upon a second violation, water consumers shall pay a surcharge of \$1,000.00 and/or have their water supply terminated. Water supply shall not be restored until payment of the DWSMP surcharge and a reconnection charge of not less than ten dollars, plus any expense incurred to restore service.

(d) *For violating an EDWSMP.*

(1) First violation. Water consumers shall be given written notice of the first violation by the department of public utilities, plus shall be charged ten times the existing unit charge for volumes in excess of the maximum allowed usage volume.

(2) Second violation. After the first notice and upon second violation, water consumers shall be charged ten times the existing unit charge for volumes in excess of the maximum allowed usage volume and shall pay a surcharge of \$1,000.00.

(3) Third violation. Upon third violation water consumers shall be charged ten times the existing unit charge for volumes in excess of the maximum allowed usage volume and shall pay a surcharge

of \$1,000.00, and have their water supply terminated. Water supply shall not be restored until payment of the EDWSMP excess use unit price and surcharge and a reconnection charge of not less than ten dollars, plus any expense incurred to restore service.

(4) Enforcement Schedule. Water meters will be read for each category of water user in Section 5-3-95 and will be subject to enforcement action based on the following schedule:

- a. Residential: Monthly
- b. Industrial: Weekly
- c. Health and Safety: Monthly
- d. Commercial: Monthly

e. Institutional: Every two weeks

(e) *Enforcement Procedures.*

(1) Authority to enforce this article is hereby granted to any Athens-Clarke County department of public utilities personnel, the code enforcement division, the marshal, deputy marshal, code enforcement officer, or police officer. Enforcement may consist of administrative warnings, administratively increased unit charges for volume of water used, administrative surcharges and/or administrative discontinuance of water service and payment of water reconnection fee or any combination of the foregoing. All administrative notices issued for violation of this article may be issued by personnel of the public utilities department, the Marshal, Deputy Marshal, code enforcement officer or Athens-Clarke County police officer.

(2) The director of public utilities shall have the authority to enforce the provisions of this article by charging ten times the existing unit charge for volumes in excess of the maximum allowed usage volume, by levying an administrative surcharge or by discontinuance of water service in the event any person violates the provisions of this article after receiving oral or written notice of the violation from personnel of the public utilities department, the Marshal or Deputy Marshal, code enforcement officer or police.

(3) Any person aggrieved by the levying of the additional unit charge for volumes in excess of the maximum allowed usage volume, the levying of an administrative surcharge as provided for above or by having the water supply terminated by the director of public utilities shall have the right to appeal to the public utilities director within three business days of the date of the administrative action or the termination of water service. The decision of the public utilities director may be appealed to the Administrative Hearing Officer pursuant to section 1-5-1 of the Code of Athens-Clarke County within three business days from the date of the decision of the public utilities director.”

SECTION 9. Section 5-3-99 entitled “*Enforcement*” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety and the following new section entitled “*Adjustments with Respect to Emergency Drought and Water Shortage Management Plan*” is inserted in lieu thereof:

**“Sec. 5-3-99. – Adjustments with Respect to Emergency Drought and Water Shortage Management Plan.**

A person may apply for an adjustment to an individual account EDWSMP average day allowed consumption volume upon a showing of a change in circumstances requiring the need for such adjustment or for a residential water user upon a showing of extraordinary hardship based on the impact of the required reduction on the health or safety of individuals living in the residence. Such adjustment requests shall be submitted in writing to the WCO. The request for an adjustment must be filed within 30 days of the special circumstances or within 30 days of the implementation of the reduction percentage established by the director of public utilities and the manager. The following procedures shall apply to the submission of such a request:

(a) The request shall include the following information:

(1) A detailed statement of the change in circumstances requiring the need for adjustment from the requirements of the EDWSMP for an individual account (for example, new child, marriage, new business, etc.) or

(2) A detailed statement explaining the adverse impact of the water reduction requirements on the health or safety of individuals living in a residence based on past maximization of the household water conservation efforts; and

(3) A declaration of the amount of the adjustment needed; and

(4) Any additional information necessary for the WCO to evaluate the request based on the standards set forth in (b).

(b) The WCO shall apply the following considerations in granting adjustments to the EDWSMP:

(1) Extent, amount and type of hardship caused or the extent, amount and type of change in circumstances;

- (2) Impact on essential water uses; and
- (3) The amount of adjustment requested.
- (c) The WCO shall notify the applicant of its decision within ten business days. The WCO may grant the request, grant the request with conditions, or deny the request.
- (d) The applicant may appeal the decision of the WCO within ten business days of the date of the WCO's decision to the Administrative Hearing Officer pursuant to section 1-5-1."

SECTION 10. Section 5-3-100 entitled "*Adjustments with Respect to Emergency Drought/Water Shortage Management Plan*" of the Code of Athens-Clarke County, Georgia is hereby deleted in its entirety and reserved for future use.

SECTION 11. Section 5-3-122 entitled "*Outdoor watering schedule when using a public water system*" of the Code of Athens-Clarke County, Georgia, subsection (c) is hereby amended by deleting from said section a forward slash and adding the word "and" so that said subsection is:

**"Sec. 5-3-122. – Outdoor watering schedule when using a public water system.**

- (c) During drought conditions determined in accordance with Chapter 5-3, Article 6 (Drought and Water Shortage Management Plan) of the Code of Athens-Clarke County or by the Georgia Environmental Protection Division and upon approval of the Georgia Environmental Protection Division, other schedules and/or limitations may be implemented."

SECTION 12. Section 5-3-122 entitled "*Outdoor watering schedule when using a public water system*" of the Code of Athens-Clarke County, Georgia, subsection (d) is hereby deleted in its entirety.

SECTION 13. Section 5-3-123 entitled "*Prevention of water wasting*" of the Code of Athens-Clarke County, Georgia is hereby amended by deleting the numbering of the subsections and renumbering them as follows:

**Sec. 5-3-123. – Prevention of water wasting.**

The following uses of water are defined as "wasting water" and are prohibited at all times:

- (a) Failure to repair or to isolate and by-pass a leak, including a broken sprinkler head or emitter, a leaking valve, faucet, pipe or toilet;
- (b) Use of irrigation systems or watering methods that allow potable water to flow into the public rights-of-way such as alleys, streets, gutters, or storm water drainage system or onto any other person's property;
- (c) Operation of an irrigation system:
  - (1) With a broken head or emitter,
  - (2) With a head directing spray onto an impermeable surface, or
  - (3) Operating an irrigation system during a rain event exceeding one-quarter inch.
- (d) The use of water to wash down impermeable driveways, parking areas and sidewalks by direct hosing, except as permitted as follows:
  - (1) By use of a hose or pressure washer equipped with a positive action quick release shutoff valve or nozzle no more than twice a year; or
  - (2) When required properly to prevent or eliminate materials or conditions dangerous to the public health and safety.
- (e) The use of water to wash any vehicle including, but not limited to, any automobile, truck, van, bus, motorcycle, boat or trailer, whether motorized or not, except by the use of a hand-held bucket or similar container, or a hose or pressure washer equipped with a positive action quick release shutoff valve or nozzle.

SECTION 14. Section 5-3-125 entitled "*Enforcement; civil surcharges; penalties*" of the Code of Athens-Clarke County, Georgia, subsection (a) is hereby amended by adding to said section the words "during non-drought periods. During times of drought as determined by Article 6 Sec 5-3-97 enforcement this section will be applied pursuant to Article 6 5-3-98" so that said subsection is:

**"Sec. 5-3-125. – Enforcement; civil surcharges; penalties.**

- (a) A customer of the Athens-Clarke County Public Water Utilities system shall be responsible for all violations of the provisions of this article that occur in connection with water that passes through the meter for which the customer is billed by the utility during non-drought periods. During times of drought as determined by Article 6 Sec 5-3-97 enforcement this section will be applied pursuant to Article 6 5-3-98."

SECTION 15. Section 5-3-125 entitled "*Enforcement; civil surcharges; penalties*" of the Code of Athens-Clarke County, Georgia, subsection (b) is hereby amended by replacing the words "Public Utilities" with the words "public utilities," so that said subsection is:

**"Sec. 5-3-125. – Enforcement; civil surcharges; penalties.**

(b) Authority to enforce this article is hereby granted to Athens-Clarke County department of public utilities personnel, as designated by the director of public utilities, police officers, marshals, deputy marshals or code enforcement officers.

SECTION 16. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

2. ADOPT: The following ordinance (#17-10-64) which was presented by title only; approve the submission of an application by the Athens-Clarke County Police Department for the 2017 Justice Assistance Grant (JAG); accept the grant funds, if awarded; and authorize the Mayor and appropriate staff to execute all documents associated with the grant.

AN ORDINANCE TO AMEND THE FY2018 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, FROM THE FEDERAL JUSTICE ASSISTANCE GRANT PROGRAM FOR TACTICAL SUPPLIES 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 Federal Justice Assistance Grant Program towards the purchase tactical supplies. Said Operating and Capital budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:

Increase:	
Federal Justice Assistance Grant	\$37,517

Expenditures:

Increase:	
Police Department - Equipment	\$37,517

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

3. ADOPT: The following resolution conveying Athens Technical College Water Tank and Other Equipment and Facilities to the State of Georgia as per agenda report dated August 29, 2017; and authorize the Mayor and appropriate staff to execute all related documents.

RESOLUTION

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

Whereas, Clarke County School District ("CCSD"), predecessor in title to the State of Georgia for the use of the Technical College System of Georgia ("State of Georgia"), entered into an agreement with The Mayor and Council of the City of Athens ("City"), predecessor to the Unified Government of Athens-Clarke County ("Unified Government"), dated April 1, 1965, and recorded in Deed Book 244, page 315, in the Office of the Clerk of the Superior Court of Athens-Clarke County, Georgia, in which the State of Georgia granted an easement to the City for the purpose of constructing and maintaining an elevated water tank and a 16-inch water line upon and across property of City, as described therein (the "1965 Easement"), and

Whereas, CCSD executed an indenture in favor of the City, dated February 14, 1980, and recorded in Deed Book 417, page 975, in said Clerk's office, in which CCSD granted an easement for underground drainage lines to serve the elevated water tank described in the 1965 Easement (the "1980 Easement"), and



Whereas, the State of Georgia, by and through the State Properties Commission, entered into an agreement with the Unified Government, dated December 8, 1998, and recorded in Deed Book 1768, page 176, in said Clerk's office, in which the State of Georgia granted a non-exclusive easement to the Unified Government to construct, operate and maintain radio transmitting equipment and facilities upon and across the State of Georgia's property, such equipment and facilities being adjacent to the elevated water tank described in the 1965 Easement (the "1998 Easement"), and

Whereas, with one exception and reservation described hereinafter, the Unified Government no longer has a need or public purpose for any of the facilities or structures constructed pursuant to the 1965 Easement, the 1980 Easement, and the 1998 Easement, and the Unified Government desires to relinquish, abandon, donate, and convey to the State of Georgia such easements and all equipment and facilities constructed or installed pursuant thereto, except as described and reserved hereinafter, including without limitation any personal property included therewith (the "Equipment and Facilities" in as-is condition), and

Whereas, a portion of the 16-inch water line situate within the easement described in the 1965 Easement is a functional component of the Unified Government's public water system, and the Unified Government shall retain and reserve an easement to accommodate such water line, and

NOW, THEREFORE, BE IT RESOLVED that the Commission does hereby resolve to relinquish, abandon, donate and convey to the State of Georgia the Equipment and Facilities, subject to the reservation as described hereinabove, and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any and all instruments necessary to accomplish such purpose, including without limitation, an Option to Donate to the State of Georgia and any related deeds.

4. ADOPT: The following resolution amending the Clarke County Revolving Loan Fund as per agenda report dated August 30, 2017.

#### RESOLUTION CREATING ATHENS-CLARKE COUNTY REVOLVING LOAN FUND

Whereas: The primary objective of Title I of the Housing and Community Development Act of 1974, as amended, is the development of viable communities through the improvement of living conditions and expansion of economic opportunities in cities and counties, principally for persons of low and moderate income; and,

Whereas: It is the goal of the Employment Incentive Program (EIP), which is governed by Title I of the Housing and Community Development Act of 1974, to create and/or retain jobs for persons of low and moderate income; and,

Whereas: All program income received by Athens-Clarke County from a grant received through the Employment Incentive Program (EIP) shall be placed in a Revolving Loan Fund (RLF) for Athens-Clarke County.

Be It Resolved: That Athens-Clarke County shall establish a revolving loan fund with all revenues and collateral obtained from the 90Q4-y-029-000-008 EIP grant and any subsequent EIP/CDBG grants; and,

Be It Further Resolved: That this revolving loan fund shall be used for the express purpose of creating and/or retaining jobs primarily for low to moderate income persons by providing financial assistance to eligible businesses where Athens-Clarke County's involvement is necessary and appropriate for the project's viability; and,

Be It Finally Resolved: That the said revolving loan fund created by this resolution dated October 3, 2017 is in accordance with the guidelines of the underwriting policy hereto attached.

5. APPROVE: Request for exception to Policy/Procedure Statement WS-011: Water and/or Sanitary Sewer Services to allow public water service to be provided to 938 Boulevard Avenue, Athens, Georgia as per Attachment #1 of agenda report dated August 29, 2017, subject to the property owner meeting the following conditions:

- A. Submittal of properly executed private service line affidavit in a form acceptable to the Unified Government of Athens-Clarke County Attorney and the Chief Plumbing Inspector; and
- B. Payment of the appropriate fees as identified under Facts and Issues #5 for the property.

6. APPROVE: Acceptance of the U. S. Department of Housing and Urban Development (HUD) Continuum of Care (CoC) Homeless Assistance Grant for the 2017-2018 program year, if awarded, as per agenda report dated August 29, 2017; authorize appropriate amendments to agency grants based upon the amount of the actual grant award; and authorize the Mayor and appropriate staff to execute the HUD grant agreements and all related documents.
  
7. APPROVE: Estimated capital expenditure of up to \$24,850 to Georgia Power for the relocation of power poles on Barnett Shoals Road and Whitehall Road as per Attachment #1 of agenda report dated August 29, 2017 and authorize the Mayor to sign the utility relocation agreement with Georgia Power as per Attachment #2 of said agenda report.
  
8. APPROVE: Selection of S&L Integrated as the most responsive proposal for the development and implementation of Video Conferencing and Information Display Systems for the Jail and Courthouse (SPLOST 2011 Project #1) as per agenda report dated August 30, 2017; authorize appropriate staff to negotiate the contract amount and annual maintenance fees; and authorize the Mayor and appropriate staff to execute the appropriate documentation to award the contract for software and professional services to S&L Integrated for an amount not to exceed \$371,868.
  
9. APPROVE: Award of a construction services contract to JOC Construction, LLC for an amount not to exceed \$430,000 for SPLOST 2011 Project #16, Sub-Project #5 – WOW Playground Parking Lot Expansion as per agenda report revised September 25, 2017; and authorize the Mayor and appropriate staff to execute all related documents.
  
10. APPROVE: Boards, Authorities and Commissions procedure as recommended by the Government Operations Committee as per report dated August 30, 2017.
  - The Clerk of Commission will verify applicants are qualified to serve, i.e. residency, voter registration status, etc.
  - All Commissioners will receive the packets of qualified applicants and each Commissioner will rank the top five applicants for each board, authority, and commission.
  - Based on the rankings, Commissioners will interview a maximum of five applicants per board, authority and commission.

#### Old and new business – Discussion

#### Citizen input

There was no citizen input.

A motion was made by Commissioner Link, seconded by Commissioner Girtz, to adopt the following ordinance (#17-10-65) 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 PARTIAL REMOVAL OF PARKING RESTRICTIONS ON GLENHAVEN AVENUE; AND FOR OTHER PURPOSES.

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

SECTION 1. Pursuant to Section 3-3-50 of the Code of Athens-Clarke County, Georgia, the previously designated no parking zone on the northern side of Glenhaven Avenue beginning at the southeastern corner of 300 Glenhaven Avenue and extending therefrom in a northeasterly direction a

distance of 59 feet, as further shown on Attachment 1, incorporated herein by reference, is hereby repealed.

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

A motion was made by Commissioner NeSmith, seconded by Commissioner Dickerson, to approve the selection of Kimley-Horn as the vendor offering the most responsive proposal to Request for Proposal (RFP) #00839, Lexington Road and Atlanta Highway Corridor Studies as per agenda report revised October 2, 2017; authorize staff to negotiate and finalize a contract for both the Lexington Road and Atlanta Highway corridor studies with Kimley-Horn for a not-to-exceed value of \$400,000; and authorize the Mayor and appropriate staff to execute all related documents. The motion passed by unanimous vote.

A motion was made by Commissioner Wright, seconded by Commissioner Sims, to approve one-year unit-price contracts with up to four annual renewals with RDJE, Inc. and Site Engineering, Inc. for the program to rehabilitate and replace water lines as per agenda report dated August 31, 2017; and authorize the Mayor and appropriate staff to sign all documents related to the contracts. The motion passed by unanimous vote.

A motion was made by Commissioner Sims, seconded by Commissioner Bailey, to approve one-year unit-price contracts with up to four annual renewals with RDJE, Inc. and Site Engineering, Inc. for the program to rehabilitate and replace sanitary sewers as per agenda report dated August 29, 2017; and authorize the Mayor and appropriate staff to sign all documents related to the contracts. The motion passed by unanimous vote.

A motion was made by Commissioner Sims, seconded by Commissioner Girtz, to award a contract to purchase a fire engine, ladder truck and associated equipment to Fireline, Inc. for \$1,710,199 as per agenda report revised September 28, 2017 and declare the 1994 Ferrara fire engine and the 1989 Grumman 100-foot ladder truck surplus, authorize their disposal consistent with Unified Government of Athens-Clarke County policies, and authorize the Mayor and appropriate staff to execute all related documents. The motion passed by unanimous vote.

A motion was made by Commissioner NeSmith, seconded by Commissioner Dickerson, to approve the master right of way license agreement with Mobiltie, as shown in Attachment #1 of agenda report dated September 15, 2017 authorizing the Unified Government of Athens-Clarke County to permit Mobiltie to install, maintain, and operate small cell communications facilities within the right of way.

After discussion the motion and second were withdrawn.

A motion was made by Commissioner NeSmith, seconded by Commissioner Dickerson, to HOLD for 30 days: Master right of way agreement with Mobiltie. The motion passed by unanimous vote.

A motion was made by Commissioner Wright, seconded by Commissioner NeSmith, to adopt the following ordinance (#17-10-66) 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 ALCOHOLIC BEVERAGES; AND FOR OTHER PURPOSES.**

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

SECTION 1. Paragraph (5) of sub-section (i) of section 6-3-5 entitled “*General Regulations Pertaining to All Licensees*,” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety, and the following new paragraph (5) is inserted in lieu thereof:

**“Sec. 6-3-5. – General Regulations Pertaining to All Licensees.**

“(5) Class D, E, and F licenses for alcoholic beverages that also have a valid Sunday sales permit when New Year's Eve is on Sunday shall be authorized to sell, offer for sale, serve and/or permit the consumption of alcoholic beverages upon the licensed premises between the hours of 12:00 a.m. (midnight) and 2:30 a.m. on New Year's Day;”

SECTION 2. Paragraph (9) of sub-section (i) of section 6-3-5 entitled *General Regulations Pertaining to All Licensees*,” of the Code of Athens-Clarke County, Georgia, is hereby deleted in its entirety, and the following paragraph (9) is inserted in lieu thereof:

**“Sec. 6-3-5. – General Regulations Pertaining to All Licensees.**

“(9) Notwithstanding subparagraphs (3), (4) and (6) above, the sale of alcoholic beverages by Class D, E, or F licensees shall be lawful from 12:30 p.m. until 12:00 midnight on one Sunday during each calendar year that shall be designated by the Commission by resolution. On such designated Sunday, Class D, E, and F licenses for alcoholic beverages shall be authorized to sell, offer for sale, serve and/or permit the consumption of alcoholic beverages upon the licensed premises between the hours of 12:00 a.m. (midnight) and 2:30 a.m. on the following Monday.”

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

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

A public hearing was held on request of Lawrence and Yongi Mull for rezoning from C-G\* (Commercial-General Zoning with Condition) on 1.568 acres known as 291, 293, and 299 Firefighter Court. Proposed use is single family dwelling. This will require an amendment to the Future Development Map from Corridor Business to Traditional Neighborhood. Type 1

Planning Commission recommendation:

Future Development Map:

Approve (unanimous)

Rezoning:

Approve (unanimous)

Citizen input

The following citizen input was received.

1. Yongi Mull, petitioner – supported.

A motion was made by Commissioner Bailey, seconded by Commissioner NeSmith, to adopt the following ordinance (#17-10-67) 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 AMENDING THE OFFICIAL FUTURE DEVELOPMENT MAP OF ATHENS-CLARKE COUNTY BY CHANGING THE DESIGNATION OF THREE PARCELS OF LAND COMPRISING APPROXIMATELY 1.568 ACRES LOCATED AT 291, 293, AND 299 FIREFIGHTER COURT FROM CORRIDOR BUSINESS TO TRADITIONAL NEIGHBORHOOD; AND FOR OTHER PURPOSES.

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

SECTION 1. The Official Future Development Map referred to in the Zoning Ordinance of Athens-Clarke County, Georgia, as specifically identified in Section 9-3-3(A)(2) thereof, is hereby amended by changing the future development map designation of the three parcels of land comprising approximately 1.568 acres located at 291, 293, and 299 Firefighter Court, Athens-Clarke County tax parcel numbers 111A 099Q, 111C6 B001, and 111C6 B002, from Corridor Business to Traditional Neighborhood, as more particularly shown on Exhibit A, which is attached hereto and incorporated herein by reference.

The date of this amendment to the Official Future Development Map of Athens-Clarke County as shown by Exhibit A shall be duly noted in the minutes of the Commission meeting. The Official Future Development Map and Exhibit A hereto are available for inspection in the office of the Clerk of Commission, 301 College Avenue, Athens, Georgia.

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

A motion was made by Commissioner Bailey, seconded by Commissioner NeSmith, to adopt the following ordinance (#17-10-68) 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 THREE PARCELS OF LAND COMPRISING APPROXIMATELY 1.568 ACRES LOCATED AT 291, 293, AND 299 FIREFIGHTER COURT FROM C-G\* (COMMERCIAL-GENERAL WITH CONDITIONS) TO RS-8 (SINGLE-FAMILY 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 three parcels of land comprising approximately 1.568 acres located at 291, 293, and 299 Firefighter Court from C-G\* (Commercial-General with Conditions) to RS-8 (Single-Family Residential) as shown on Attachment A hereto.

Said parcels are more particularly described according to that certain document entitled "Survey for Lawrence Mull" dated May 5, 2017, made by Ben McLeroy, Georgia registered land surveyor, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 W. Dougherty Street, Athens, Georgia. Said parcels are also known as parcel numbers 111A 099Q, 111C6 B001, and 111C6 B002 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 W. Dougherty Street, Athens, Georgia. 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, 301 College Avenue, Athens, Georgia, and duly noted in the minutes of the Commission meeting.

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

A public hearing was held on request of Bobbie Rena Ellis for Special Use in RS-8/RM-LTD (Single-Family Residential, Mixed Density Residential Limited Overlay) on 1.03 acres known as 164 Ramble Hills Drive. Proposed use is an individual personal care home. This will require an amendment to the Future Development Map from Rural Residential to Traditional Neighborhood. Type 1

Planning Commission recommendation:

Future Development Map:

Approve (unanimous)

Special use:

Approve w/condition (unanimous)

#### Citizen input

The following citizen input was received.

1. Bobbie Ellis, petitioner – supported.

A motion was made by Commissioner NeSmith, seconded by Commissioner Bailey, to adopt the following ordinance (#17-10-69) 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 AMENDING THE OFFICIAL FUTURE DEVELOPMENT MAP OF ATHENS-CLARKE COUNTY BY CHANGING THE DESIGNATION OF A PARCEL OF LAND COMPRISING APPROXIMATELY 1.03 ACRES LOCATED AT 164 RAMBLE HILLS DRIVE FROM RURAL RESIDENTIAL TO TRADITIONAL NEIGHBORHOOD; AND FOR OTHER PURPOSES.

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

SECTION 1. The Official Future Development Map referred to in the Zoning Ordinance of Athens-Clarke County, Georgia, as specifically identified in Section 9-3-3(A)(2) thereof, is hereby amended by changing the future development map designation of the parcel of land comprising approximately 1.03 acres located at 164 Ramble Hills Drive, Athens-Clarke County tax parcel number 063B1 C003, from Rural Residential to Traditional Neighborhood, as more particularly shown on Exhibit A, which is attached hereto and incorporated herein by reference.

The date of this amendment to the Official Future Development Map of Athens-Clarke County as shown by Exhibit A shall be duly noted in the minutes of the Commission meeting. The Official Future Development Map and Exhibit A hereto are available for inspection in the office of the Clerk of Commission, 301 College Avenue, Athens, Georgia.

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

A motion was made by Commissioner NeSmith, seconded by Commissioner Herod, to adopt the following ordinance (#17-10-70) 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 RS-8/RM-LTD (SINGLE-FAMILY RESIDENTIAL, MIXED DENSITY RESIDENTIAL LIMITED OVERLAY) DISTRICT ON A PARCEL OF LAND COMPRISED OF APPROXIMATELY 1.03 ACRES AND LOCATED AT 164 RAMBLE HILLS DRIVE; AND FOR OTHER PURPOSES.

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

SECTION 1. The current RS-8/RM-LTD (Single-Family Residential, Mixed Density Residential Limited Overlay) District in which is located a parcel of land comprised of approximately 1.03 acres at 164 Ramble Hills Drive, Athens, Georgia, is hereby amended to provide for Special Use approval to permit the conversion of a single-family dwelling into a personal care home. The subject parcel is more fully described as follows:

All that parcel of land comprised of approximately 1.03 acres as described in that certain survey entitled "Survey for Bobbie Ellis," dated June 2, 2017, prepared by John Mark Dunlap, Georgia registered land surveyor, stamped "Binding 9-11-17," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 W. Dougherty Street, Athens, Georgia. Said parcel is designated as tax parcel number 063B1 C003 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 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 office of the Clerk of Commission, 301 College Avenue, Athens, Georgia and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding documents associated with this ordinance and incorporated herein by reference consist of four sheets, the first sheet of which is a letter from Ms. Bobbie Ellis to the Athens-Clarke County Planning Department dated June 1, 2017; the second sheet of which consists of photographs of the building at 164 Ramble Hills Drive, the top photograph described as "view of the front face of the home with the manager's entrance and front yard area" and the bottom photograph described as "driveway and parking area to the left of the house and the exit to the back entrance of the house"; the third sheet of which consists of two photographs, the top photograph described as "the back side of the personal care home" and the bottom photograph described as "the side of the home near the front entrance"; and the fourth sheet of which is labeled as "Existing On-site Sewage Management System Performance Evaluation Report Form" and dated May 31, 2017. These binding documents are stamped "Binding 9-11-17" and are available for public inspection in the office of the Athens Clarke County Planning Department, 120 W. Dougherty Street, Athens, Georgia.

The binding survey associated with this ordinance and incorporated herein by reference is entitled "Survey for Bobbie Ellis," dated June 2, 2017, and prepared by John Mark Dunlap, Georgia registered land surveyor. Said survey is stamped "Binding 9-11-17" and is available for public inspection in the office of the Athens Clarke County Planning Department, 120 W. Dougherty Street, Athens, Georgia.

SECTION 3: A condition associated with this ordinance is as follows:

1. The driveway apron upon Ramble Hills Drive shall comply with current code and standards.
2. The driveway from the apron to its end will be improved either by pavement or a gravel surface with permanent edging.

SECTION 4. 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.

1. Morgan King, 86 North Avenue – supported parallel ordinance
2. Scott Nelson, 360 Stanton Way – supported removal of Broad Street monument
3. Noah Johnson, 651 Lakeland Way – supported removal of Broad Street monument
4. Mocha Johnson, 651 Lakeland Way – supported removal of Broad Street monument
5. Kate Dalstar, 247 Holman Avenue - supported removal of Broad Street monument
6. Leah Goshen, 59 McKinley Drive - supported removal of Broad Street monument
7. Lena Swinski, 730 Whitehall Road - supported removal of Broad Street monument
8. Jocelyn Linbald, 730 Whitehall Road - supported removal of Broad Street monument
9. Richard Benton, 580 East Broad Street - supported removal of Broad Street monument
10. Guy Wagstaff, 229 Colima Avenue - supported removal of Broad Street monument
11. Walter Swanson, 200 Springtree Road - supported removal of Broad Street monument
12. Rachel Freeman, 425 Riverbend Parkway – supported parallel ordinance
13. Nathan Wasserman, 200 Old Princeton Road – supported parallel ordinance
14. James Stewart, 535 Springdale Street - supported removal of Broad Street monument
15. Tim Denson, 483 Quailwood Drive - supported removal of Broad Street monument
16. William Lowe, 229 North Avenue - supported removal of Broad Street monument
17. Gordon Rhoden, 340 Heather Cove – announced first responders recognition October 30
18. Katie Orden, 145 Mell Street - supported removal of Broad Street monument
19. Charlie Maddox, 125 Avalon Drive – community should work together
20. Jacob Collins, 425 Riverbend Parkway – keep monument on Broad Street
21. Laura Gordon, 550 Willow Street - supported removal of Broad Street monument
22. Russell Edwards, 400 Duncan Springs Road – supported removal of monument on Broad Street
23. Adam Lasslia, 188 Northview – supported removal of monument on Broad Street

FROM MAYOR DENSON:

1. Stated this is National Mental Health Week. She thanked Commissioner NeSmith for his representative roll to Advantage Behavioral.
2. Congratulated Jamie Boswell for his election as Chair of the State Transportation Board.
3. Stated she was pleased to stand with recently appointed Superior Court Judge Regina Quick at her swearing-in ceremony in Atlanta. Ms. Quick is the first female judge in the Western Judicial Circuit.
4. Announced a proclamation will be issued to Alpha Kappa Alpha recognizing participation in the Adopt-A-Highway Program.

FROM MANAGER WILLIAMS:

- 1, Received for information was a report of contract awards in excess of \$10,000 for August 2017.
2. Received for information was a report of manager transfer for August 2017.

FROM COMMISSISONER BAILEY:

1. Expressed appreciation to the hundreds who participated in the recent Rivers Alive clean up.

FROM COMMISSIONER WRIGHT:

1. Stated recent litter workshop was both educational and provided new ideas.
2. Stated distribution of unwanted advertising circulars causing litter continues to be a problem.

FROM COMMISSIONER LINK:

1. Supported removal of monument on Broad Street.
2. Stated City of Atlanta recently adopted a parallel ordinance.

FROM COMMISSIONER GIRTZ:

1. Stated if littering from a vehicle is noted, record the tag number and through the Keep Athens-Clarke County Beautiful, the Sheriff's Office will send a letter.
2. Stated the City of Atlanta did not decriminalize pot possession but provided for a reduced penalty.

FROM COMMISSIONER SIMS:

1. Requested local legislative delegation review law with regard to relocation of monuments.
2. Requested restriping of crosswalk at the triangle.
3. Expressed appreciation to Solid Waste leaf and limb crew for prompt removal of recent storm debris.

FROM COMMISSIONER FRICKERSON:

1. Expressed appreciation to ACC staff, AT&T, Georgia Power, Jackson EMC and Walton EMC for excellent cooperation for emergency services during the recent storm.
2. Thanked Angela Dalton, David Fluck, Derek Doster, and Keith Sanders for their part in the recent dedication of the Athens-Ben Epps Airport commercial terminal.
3. Stated over 1,100 citizens provided input into Envision Athens.
4. Stated kickoff for the upcoming comprehensive plan is upcoming.

FROM COMMISSIONER HEROD:

1. Stated 613-3506 is the number to report litter offenders.
2. Stated citizens in the general services district have the option of disposing of trash at the landfill.
3. Inquired as to whether or not the Broad Street monument could be moved to Oconee Hills Cemetery. Attorney Berryman advised the cemetery would need to voluntarily agree to the relocation.

FROM COMMISSIONER BELL:

1. Stated Athens-Clarke County recently hosted the Georgia Initiative for Community Housing (GHIC) with 144 attendees.

The meeting adjourned at 10:00 p.m.