

Unified Government of Athens-Clarke County, Georgia  
Mayor and Commission  
Special Called Session  
Tuesday, June 5, 2018  
6:00 p.m.  
City Hall

A special called session of the Mayor and Commission was held this date.

Probate Judge Susan Tate administered the oath of office to newly elected District 2 Commissioner Mariah Parker.

Roll call was held. Present: Mayor Denson; Commissioners Dickerson, Parker, Link, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby. Absent: Commissioner Herod.

The purpose of the meeting was: As provided for in Charter Section 2-104(e). Commissioners Link, NeSmith, Girtz, Bailey, and Wright called a Special Meeting of the Mayor and Commission of the Unified Government of Athens-Clarke County for Tuesday, May 15, 2018, at 6:00 p.m., provided, however, that if the May 15, 2018 Special Called Session and Agenda Setting Session had not concluded by that time, then such Special Called Meeting should occur immediately following the conclusion of such Special Called Meeting and Agenda Setting Session. The purpose of this Special Called Meeting was to consider the extension of the existing moratorium on acceptance of applications for certain demolition permits on certain parcels of land within the area described as the West Hancock Avenue National Register District and to revise the boundaries of such area. There was not a quorum; therefore, June 5, 2018, 6:00 p.m. was fixed as the continuation time.

#### Citizen input

The following citizen input was received.

1. Claire Bolton – supported
2. Julie Nolton – supported

A motion was made by Commissioner Link, seconded by Commissioner Parker, to adopt a resolution reestablishing a 12 month temporary moratorium on the acceptance of applications for certain demolition permits on certain parcels of land within the area described as the revised Reese Street moratorium area.

Commissioner Link amended her motion to change 12 months to eight months. Commissioner Parker accepted the amendment.

A substitute motion was made by Commissioner Hamby, seconded by Commissioner Wright, to adopt the proposed resolution for a five month period of time.

The substitute motion passed by roll call vote with Commissioners Dickerson, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby voting YES; Commissioner Parker voting NO; and Commissioner Link abstaining. (7 YES, 1 NO; 1 ABSTENSION).

The following resolution was declared adopted.

#### RESOLUTION REESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR CERTAIN DEMOLITION PERMITS ON CERTAIN PARCELS OF LAND WITHIN THE AREA DESCRIBED AS THE REVISED REESE STREET MORATORIUM AREA

Whereas, on May 16, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County adopted a moratorium resolution (the "Original Moratorium Resolution") on the acceptance of applications for demolition permits regarding certain parcels of land identified in the resolution and on a map entitled "Boundary/Sketch Map, West Hancock Avenue Historic District, Athens, Clarke Co., Georgia," (such area being defined in the Original Moratorium Resolution as the "Moratorium Area"); and

Whereas, the period for the Moratorium was for twelve months following adoption of the Original Moratorium Resolution, and the purpose of the Original Moratorium Resolution was to review the report of a feasibility study of the West Broad Community area conducted by Lord, Aeck & Sargent, Inc., of which the Moratorium Area was a part (the "Feasibility Study") and to allow time for the Athens-Clarke County Planning Department, the Commission, and others as deemed appropriate to review and react to the Feasibility Study and to conduct all appropriate surveys and studies deemed necessary to address

appropriate zoning, design guidelines, and policies or programs to preserve the historic character, culture, and affordability of this traditional working-class neighborhood, and possibly to develop and propose amendments to the Official Future Development Map, the Zoning Ordinance of Athens-Clarke County or the Historic Preservation Ordinance of Athens-Clarke County; and

Whereas, the Moratorium established in the Original Moratorium Resolution expired on May 16, 2018; and

Whereas, the Mayor and Commission have found that an area along the Reese Street corridor within the originally described Moratorium Area warrants further study and analysis and possible development of ordinance amendments as hereinabove described; and

Whereas, the Mayor and Commission desire to revise the Moratorium Area as described Original Moratorium Resolution to apply only to those properties having street frontage on both sides of that portion of Reese Street lying west of Franklin Street and extending to its terminus at North Rocksprings Street, together with certain adjacent properties having street frontage on Franklin Street, North Chase Street, North Billups Street and North Rocksprings Street, such properties being more particularly described as those properties situate within areas bounded by dashed lines as shown on map entitled "Athens-Clarke County Reese Street Corridor," prepared by the Athens-Clarke County Planning Department, GIS Division, a copy of such map being attached hereto as Exhibit A and incorporated herein by reference (the "Revised Map"), and the revised Moratorium Area as shown on such map being hereinafter referred to as the "Revised Reese Street Moratorium Area;" and

Whereas, the Mayor and Commission are aware of the need to allow time for the Athens-Clarke County Planning Department, the Commission, and others as deemed appropriate to conduct all appropriate surveys and studies deemed necessary to address appropriate zoning, design guidelines, and policies or programs to preserve the historic character, culture, and affordability of this traditional working-class neighborhood, and possibly to develop and propose amendments to the Official Future Development Map, the Zoning Ordinance of Athens-Clarke County or the Historic Preservation Ordinance of Athens-Clarke County; and

Whereas, in order to promote and protect the public health, safety and welfare of the citizens of Athens-Clarke County, to protect the sustainability, livability and affordability of the properties within the Revised Reese Street Moratorium Area, and to provide for the orderly and proper development within such area, the Mayor and Commission desire to reestablish a Moratorium within the Revised Reese Street Moratorium Area; and

Now therefore the Commission of Athens-Clarke County, Georgia hereby resolves as follows:

1. The Commission hereby declares that the boundaries of the area for the purposes of protecting the status quo within said area during the period of this Moratorium (the "Revised Reese Street Moratorium Area") shall be as shown the Revised Map, which is attached hereto as Exhibit A and incorporated herein by reference.
2. The Commission further declares and establishes for the five-month period beginning with the date hereof, a moratorium on the acceptance of new applications for or issuance of demolition permits proposing complete or partial demolition of any residential structure within the Revised Reese Street Moratorium Area as shown on the Revised Map. Provided, however, that applications for partial demolitions of any of the above-described structures necessary to construct rear additions to such structures having a footprint of less than 800 square feet shall not be subject to the Moratorium.
3. The provisions of this Resolution are severable, and should any part of this Resolution be deemed by a court of competent jurisdiction to be invalid, such invalidity shall not affect the validity of the Resolution as a whole, or any part thereof other than the part declared to be invalid.
4. If after inspection the Chief Building Official finds that a building subject to this Moratorium poses an immediate threat to public health or safety due to its deteriorated condition and that there is no reasonable alternative to the immediate demolition of the building or structure, then the Chief Building Official may issue an emergency demolition permit to the owner of said building or structure. The Chief Building Official shall then prepare a report explaining the condition of the building and the basis for the decision, which report shall be forwarded to the Mayor and Commission.

The meeting adjourned at 6:26 p.m.

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Clerk of Commission

Unified Government of Athens-Clarke County, Georgia  
Mayor and Commission  
Tuesday, June 5, 2018  
6:26 p.m.  
City Hall

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

A motion was made by Commissioner Bailey, seconded by Commissioner Bell, to approve Minutes of meetings of Tuesday, May 1; Tuesday, May 8; and Tuesday, May 15, 2018. The motion passed by unanimous vote.

Public hearing #3 on the proposed FY19 budget as required by the Taxpayer Bill of Rights passed by the Georgia General Assembly in 1999 was conducted.

The following citizens spoke against a property tax increase.

1. John Elliott
2. April Brown
3. William Wright
4. Karen Schwinn
5. Adam Lassila – prioritize spending

#### RECOGNITIONS

Mayor Denson recognized individuals who recently participated in the Citizens Government Academy.

Mayor Denson recognized several elected officials from LOGODI which is the official training institute for local government officials (including Seoul and Busan Metropolitan Government) in South Korea under the Ministry of Interior and Safety.

#### Public hearing on the proposed public roadway abandonment of Strong Street between College Avenue and Jackson Street

##### Citizen input

There was no citizen input.

A motion was made by Commissioner Hamby, seconded by Commissioner Bell, with reference to Athens Creative Development Campus - Proposed Abandonment of Public Roadway and Associated Public Infrastructure on Strong Street between College Avenue and Jackson Street.

- a) Authorize the abandonment of the public roadway and associated public infrastructure on Strong Street between College Avenue and Jackson Street, as shown in Attachment #1 of agenda report dated April 19, 2018;
- b) Approve the disposal of the public roadway on Strong Street between College Avenue and Jackson Street and other public infrastructure, as outlined within the below adopted resolution and in compliance with Sections 32-7-4 and 36-9-3 of the Official Code of Georgia, or as otherwise authorized by applicable law for such disposition; and
- c) Adopt the above referenced resolution and direct staff to record the Resolution in the official Mayor and Commission meeting minutes.

The motion passed by unanimous vote.

A RESOLUTION AUTHORIZING THE CLOSING, VACATING, AND ABANDONMENT OF STRONG STREET BETWEEN COLLEGE AVENUE AND JACKSON STREET AND ANY ASSOCIATED PUBLIC INFRASTRUCTURE.

WHEREAS, the Mayor and Commission of Athens-Clarke County, Georgia, after notice and public hearing on June 5th, 2018, have determined that the public road and any associated public infrastructure in Athens-Clarke County, Georgia, known as Strong Street, from College Avenue to Jackson Street, as more fully shown on the plat attached hereto as Exhibit A and incorporated herein by reference, by the redevelopment of 230 E. Strong Street (Tax Parcel 171B1 B001) will cease to be used by the public to the extent that no substantial public purpose is served thereby and therefore should be formally closed, vacated, and abandoned; and

WHEREAS, Athens-Clarke County has complied with all requirements of state law and the Charter of the Unified Government of Athens-Clarke County concerning the abandonment of roads that are part of the county road system; and

WHEREAS, Athens-Clarke County has determined that the abandoned said road and associated public infrastructure shall be disposed of pursuant to the requirements of O.C.G.A. Sections 32-7-2 and 32-7-4;

NOW THEREFORE, The Commission of Athens-Clarke County, Georgia hereby resolves as follows:

1. Strong Street between College Avenue and Jackson Street and any associated public infrastructure as described herein above and more fully shown on the attached plat shall be closed, vacated and abandoned effective upon the contemporaneous sale and conveyance of adjacent property known as 230 E. Strong Street (Tax Parcel 171B1 B001) owned by the Unified Government as part of the redevelopment described above and as more particularly described in a Resolution adopted by the Mayor and Commission on November 21, 2017. Thereafter said portion of Strong Street and any associated public infrastructure shall no longer be a part of the county road system, and the rights of the public in and to this road and associated public infrastructure as a public road shall cease; and

2. The Mayor and the Clerk of Commission may execute a quitclaim deed conveying said portion of Strong Street and any associated public infrastructure to the abutting property owners.

Consent agenda

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. Nat Kuykendall– supported Oconee Rivers Greenway.

A motion was made by Commissioner Wright, seconded by Commissioner Hamby, to consent to action on the following 11 items. The motion passed by unanimous vote.

1. ADOPT: The following ordinance (#18-06-17) which was presented by title only.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO PARKING RESTRICTIONS ON BRIARCLIFF ROAD; AND FOR OTHER PURPOSES.

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

SECTION 1. Pursuant to Section 3-3-50(a)(1)e. of the Code of Athens-Clarke County, Georgia, parking is hereby prohibited on the east side of Briarcliff Road from its intersection with West Broad Street and extending along the easterly side of said street south a distance of 184 feet to the existing limit of the no parking area on the eastern side of Briarcliff Road, as further shown on Attachment 1 incorporated herein by reference:

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

2. APPROVE: a) The Athens-Clarke County Police Department's (ACCPD) acceptance of a competitive grant award from the Criminal Justice Coordinating Council (CJCC) in the amount of \$50,643 to provide partial funding for four investigators in an effort to prevent and reduce crimes of violence against women as per agenda report dated April 24, 2018;
  - b) APPROVE continuation of four full-time authorized investigator positions through the remainder of CY18 at an annual cost of \$200,138;
  - c) ADOPT the following ordinance (#18-06-18) which was presented by title only; and
  - d) AUTHORIZE the Mayor and appropriate staff to execute all documents related to the grant.

AN ORDINANCE TO AMEND THE FY2018 OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, FROM THE GEORGIA CRIMINAL JUSTICE COORDINATING COUNCIL'S (CJCC) STOP VIOLENCE AGAINST WOMEN ACT (VAWA) COMPETITIVE GRANT PROGRAM FOR EXPENSES RELATED TO FOUR INVESTIGATOR POSITIONS DIRECTLY SUPPORTING EFFORTS TO PREVENT AND REDUCE CRIMES OF VIOLENCE AGAINST WOMEN; 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 Georgia Criminal Justice Coordinating Council's (CJCC) Stop Violence Against Women Act (VAWA) Competitive Grant Program for expenses related to four Investigator positions directly supporting efforts to prevent and reduce crimes of violence against women. Said Operating budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:

Increase:	
CJCC STOP VAWA Competitive Grant	\$50,643

EXPENDITURES:

Increase:	
Police Department:	
Personal Services	\$50,643

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

3. ADOPT: The following ordinance (#18-06-19) which was presented by title only reallocating a total of \$498,000 from SPLOST 2011 Project #01, Jail Expansion, to SPLOST 2011 Project #09, Oconee Rivers Greenway Network Connectors, for identified project budget shortfall as per agenda report dated April 25, 2018;

AWARD a Unit Price Construction Services Contract in the amount of \$3,158,888.00 to Astra Group, Inc. as the lowest responsive and responsible bidder for the Oconee Rivers Greenway Network Connectors (SPLOST 2011, Project #09) – East Campus Connector (Sub-Project #1) upon concurrence with the Georgia Department of Transportation;

APPROVE a Change Order to the Design Services Contract with Pond & Company for an amount of \$97,338 for additional services associated with the construction administration and inspection phase for the Oconee Rivers Greenway Network Connectors (SPLOST 2011, Project #09) – East Campus Connector (Sub-Project #1) project; and

AUTHORIZE the Mayor and appropriate staff to execute all related documents.

AN ORDINANCE TO AMEND THE SPECIAL PURPOSE LOCAL OPTION SALES TAX 2011 PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR THE SPECIAL PURPOSE LOCAL OPTION SALES TAX 2011 PROJECTS #09 OCONEE RIVERS GREENWAY NETWORK CONNECTORS; AND FOR OTHER PURPOSES.

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

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the SPLOST 2011 Capital Projects Fund to provide additional funding for the SPLOST 2011 project #09

Oconee Rivers Greenway Network Connectors. Said Operating and Capital budget is hereby amended as follows:

SPLOST 2011 Capital Projects Fund:

EXPENDITURES:

DECREASE:

Project #01 – Jail Expansion – up to a total amount of no more than: (\$498,000)

INCREASE:

Project #09 – Oconee Rivers Greenway Network Connectors up to an amount of: \$498,000

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

4. APPROVE the creation of one full-time Investigator position in the District Attorney’s Office as per agenda report dated April 27, 2018;

ADOPT the following ordinances (#18-06-20 and #18-06-21) which were presented by title only amending the FY18 and FY19 Budgets; and

AUTHORIZE the Mayor and appropriate staff to sign all necessary documents.

AN ORDINANCE TO AMEND THE FY2018 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE FUNDING FROM OCONEE COUNTY FOR ONE ADDITIONAL POSITION IN THE DISTRICT ATTORNEY’S OFFICE; 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 Special Programs Special Revenue Fund to provide funding from Oconee County for one additional position in the District Attorney’s Office. Said Operating and Capital budget is hereby amended as follows:

Special Programs Special Revenue Fund:

REVENUES:

Increase:

Payments from Oconee County (three months) \$16,800

EXPENDITURES:

Increase:

District Attorney’s Office  
Personal Services (three months) \$16,800

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

AN ORDINANCE TO AMEND THE FY2019 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE CONTINUED FUNDING FROM OCONEE COUNTY FOR ONE POSITION IN THE DISTRICT ATTORNEY’S OFFICE; 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 Special Programs Special Revenue Fund to provide continued funding from Oconee County for one position in the District Attorney’s Office. Said Operating and Capital budget is hereby amended as follows:

Special Programs Special Revenue Fund:

REVENUES:

Increase:

Payments from Oconee County (full year) \$67,108

EXPENDITURES:

Increase:

District Attorney’s Office  
Personal Services (full year) \$67,108

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

5. ADOPT: The following resolutions extending moratoriums on Milledge Circle and Castalia Avenue.

THIRD AMENDMENT TO RESOLUTION ESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR ALL: DEMOLITION REVIEW APPROVALS, DEMOLITION PERMITS, RELOCATION PERMITS OR BUILDING PERMITS FOR EXTERIOR CONSTRUCTION OR RENOVATION, SUBJECT TO LIMITED EXCEPTIONS, FOR STRUCTURES ON EVERY PARCEL OF LAND IDENTIFIED BY MAP KEY AS "PROPOSED MILLEDGE CIRCLE HISTORIC DISTRICT," ON MAP ENTITLED "DESIGNATION REPORT STUDY AREA—COMMISSION DEFINED OPTION 1," DESCRIBED IN AMENDED MAYOR AND COMMISSION RESOLUTION ADOPTED AUGUST 1, 2017.

**Whereas**, on May 16, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County adopted a moratorium resolution (the "Moratorium Resolution") on the acceptance of applications for demolition review approvals, demolition permits, relocation permits or building permits for exterior construction or renovation, subject to limited exceptions, for structures on certain parcels of land identified by map key as "Proposed Milledge Circle Historic District" on a map entitled "Milledge Circle Moratorium" (the "Original Map"); and

**Whereas**, on August 1, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County adopted a first amendment to the Moratorium Resolution adopting a revised map amending the Original Map and describing those properties that are subject to the Moratorium Resolution; and

**Whereas**, on December 5, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County adopted a second amendment to the Moratorium Resolution by revising numbered item (iii) of Paragraph 3 of the Moratorium Resolution regarding applicability thereof to certain elements of structures; and

**Whereas**, the Mayor and Commission desire to further amend the Moratorium Resolution by deleting Paragraph 4 of the Moratorium Resolution, as amended, in its entirety and substituting a new Paragraph 4 in lieu thereof, which extends the effective period originally established in the Moratorium Resolution;

**Now therefore the Commission of Athens-Clarke County, Georgia hereby resolves as follows:**

- I. The Commission hereby amends the Moratorium Resolution, as previously amended as described hereinabove, by deleting Paragraph 4 in its entirety and substituting the following Paragraph 4 in lieu thereof:

"4. This Resolution shall remain in effect until and including the first Tuesday in July, 2018, or until this Resolution is repealed, whichever date comes first, effective upon the adoption date of this Resolution."

- II. Except as amended hereby, all of the terms and conditions of the Moratorium Resolution, as previously amended, shall remain in full force and effect.

SECOND AMENDMENT TO RESOLUTION ESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR ALL: DEMOLITION REVIEW APPROVALS, DEMOLITION PERMITS, RELOCATION PERMITS OR BUILDING PERMITS FOR EXTERIOR CONSTRUCTION OR RENOVATION, SUBJECT TO LIMITED EXCEPTIONS, FOR STRUCTURES ON EVERY PARCEL OF LAND IDENTIFIED BY MAP KEY AS "PROPOSED CASTALIA AVENUE HISTORIC DISTRICT," ON MAP ENTITLED "CASTALIA AVENUE MORATORIUM," DESCRIBED IN MAYOR AND COMMISSION RESOLUTION ADOPTED MAY 16, 2017

**Whereas**, on May 16, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County adopted a moratorium resolution (the "Moratorium Resolution") on the acceptance of applications for demolition review approvals, demolition permits, relocation permits or building permits for exterior construction or renovation, subject to limited exceptions for structures on certain parcels of land identified by map key as "Proposed Castalia Avenue Historic District on a map entitled "Castalia Avenue Moratorium"; and

**Whereas**, on December 5, 2017, the Mayor and Commission of the Unified Government of Athens-Clarke County amended the Moratorium Resolution by revising numbered item (iii) of Paragraph 3 of the Moratorium Resolution regarding applicability thereof to certain elements of structures; and

**Whereas**, the Mayor and Commission desire to further amend the Moratorium Resolution by deleting Paragraph 4 of the Moratorium Resolution, as amended, in its entirety and substituting a new Paragraph 4 in lieu thereof, which extends the effective period originally established in the Moratorium Resolution;

**Now therefore the Commission of Athens-Clarke County, Georgia hereby resolves as follows:**

I. The Commission hereby amends the Moratorium Resolution, as previously amended as described hereinabove, by deleting Paragraph 4 in its entirety and substituting the following Paragraph 4 in lieu thereof:

“4. This Resolution shall remain in effect until and including the first Tuesday in July, 2018, or until this Resolution is repealed, whichever date comes first, effective upon the adoption date of this Resolution.”

II. Except as amended hereby, all of the terms and conditions of the Moratorium Resolution, as previously amended, shall remain in full force and effect.

6. ADOPT: The following resolution as recommended by the Legislative Review Committee

RESOLUTION

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

WHEREAS, the Unified Government of Athens-Clarke County (the “Unified Government”) by and through its Public Utilities Department (the “Department”) owns and operates a wastewater collection and reclamation system; and

WHEREAS, by ordinance and resolution adopted on December 5, 2017, the Mayor and Commission updated and revised septage and portable toilet fees for the purpose of moving toward a rate schedule that generates sufficient revenues to cover the cost of the septage and portable toilet receiving and treatment program; and

WHEREAS, Athens-Clarke County Code Section 5-1-3(e), as revised by the December 5, 2017 action, describes and delineates the conditions whereby hauled waste may be accepted and requires payment of fees for hauled waste delivered to an Athens-Clarke County Water Reclamation Facility; and

WHEREAS, the Mayor and Commission desire to amend and restate the resolution adopted on December 5, 2017 for the limited purpose of permitting the Department to accept domestic septage from locations outside of Athens-Clarke County and Jackson, County, Barrow County, Oconee County and Madison County so long as such domestic septage is delivered to the Department’s wastewater collection and reclamation system by an ACC-based business as hereinafter defined; and

NOW, THEREFORE, BE IT RESOLVED, and it is resolved, that the following amended and restated schedule of fees shall apply to hauled waste for the calendar years 2018 through 2023. All such fees are expressed as dollars per gallon.

	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Portable toilets	0.06	0.09	0.11	0.12	0.12	0.13
Holding tanks	0.06	0.09	0.11	0.12	0.12	0.13
Domestic septage from Athens-Clarke County (ACC)	0.06	0.09	0.11	0.12	0.12	0.13
Domestic septage from Jackson, Barrow, Oconee, Oglethorpe and Madison Counties (JBOOM)	0.15	0.23	0.28	0.30	0.31	0.33
Domestic septage from outside ACC and JBOOM, collected and delivered by an ACC-based business	0.15	0.23	0.28	0.30	0.31	0.33
Nonresidential waste from ACC	0.06	0.09	0.11	0.12	0.12	0.13



An ACC-based business is defined for the purposes of this resolution as a business entity that was in operation prior to January 1, 2018 and continues to operate without interruption a staffed, fixed, physical place of operations within Athens-Clarke County and satisfies the following requirements: (i) the business entity pays occupation tax to the Unified Government of Athens-Clarke County using the address of such physical place of operations as its location as required by the occupation tax ordinance, (ii) such place of operations is lawfully zoned for the business entity's use, and (iii) such place of operations is the headquarters of the business entity and at least 50 percent of its employees spend their working hours within Athens-Clarke County.

If the above-described fees are not further adjusted after December 31, 2023, the 2023 fees shall remain in effect.

IT IS FURTHER RESOLVED that the Unified Government finds that these fees are necessary to serve a public purpose, and in furtherance of that public purpose that the effective date for imposition of such fees is January 1, 2018.

7. APPROVE the selection of pre-qualified consultants, as listed in Facts and Issues #6 of agenda report dated April 23, 2018 to provide real estate appraisal and right of way/land acquisition services, for the period between July 1, 2018 and June 30, 2023 on an on-call basis for county-wide real estate appraisal and land acquisition projects; and; authorize the Mayor and appropriate staff to execute a master contract with each of the pre-qualified consultants.

8. APPROVE the conceptual plan for the Tallassee Road Bridge Replacement, as shown in Attachment #1 of agenda report revised May 22, 2018;

AUTHORIZE the Mayor to execute a Preliminary Engineering Agreement with CSX Transportation, Inc. (CSXT), as shown in Attachment #2 of said agenda report, and other related documents as necessary to facilitate CSXT coordination and oversight of the project for an estimated cost of \$17,600; and

APPROVE the Athens Cultural Affairs Commission (ACAC) recommendation that TSPLOST 2018 Project #08, Tallassee Road Bridge Replacement Project be designated as appropriate for public art as per Attachment #3 of said agenda report with budget amount of \$36,090 for public art (1% of the proposed construction budget).

9. AUTHORIZE the use of matching funds (\$75,000) in support of the Justice & Mental Health Collaboration Program (JMHCP) FY17 Implementation & Expansion Grant as per agenda report dated April 24, 2018; allow for execution of contracts/agreements with all named grant stakeholders consistent with the grant award; and authorize the Mayor and appropriate staff to execute all related documents.

10. APPROVE Project Concepts #14 through #16, as described in Facts and Issues #2 through #5 of agenda report revised May 22, 2018, of the Parks Facilities Improvements Project (SPLOST 2011 Project #16);

AUTHORIZE staff to advance Sub-Projects #14 through #16, to the Bid and Award Phase in accordance with the approved Project Concepts; and

DECLARE that these sub-projects are not appropriate for public art elements to be included as part of Project Concepts, described in Facts & Issues #2 through #5, of the Parks Facilities Improvements Project (SPLOST 2011 Project #16).

11. APPROVE: the application for and, if awarded, acceptance of the 2019 Georgia Department of Transportation Off-System Safety Funds in the amount of approximately \$699,333 to fund safety improvements within Athens-Clarke County, as shown in Attachment #1 of agenda report revised May 21, 2018; and authorize the Mayor and appropriate staff to execute all related documents.

Old/new business – Discussion

Citizen input

The following citizen input was received.

1. Jim Weck - supported cooperative extension project
2. Claire Bolton - supported cooperative extension project

A motion was made by Commissioner NeSmith, seconded by Commissioner Parker, to approve revisions to the Dudley Park Master Plan as shown on Attachment #1 of agenda report revised May 22, 2018;

Approve Project Concept for SPLOST 2011 Project #17, Dudley Park Improvements, as described in Attachment #2 of said agenda report;

Approve the Athens Cultural Affairs Commission (ACAC) recommendation that SPLOST 2011 Project #17, Dudley Park Improvements be designated as appropriate for public art (Attachment #3 of said agenda report) with a budget amount of \$6,700 (1% of the proposed construction budget); and,

Authorize staff to advance the project to the schematic design phase in accordance with the approved Project Concept for SPLOST 2011 Project #17.

The motion passed by unanimous vote.

A motion was made by Commissioner Girtz, seconded by Commissioner Wright, to approve the lease agreement with Athens-Clarke Heritage Foundation, Inc. as per Attachment #1 of agenda report dated April 25, 2018 for the property located at 489 Prince Avenue known as Fire Hall #2, and authorize the Mayor and appropriate staff to execute all necessary documents. The motion passed by unanimous vote.

A motion was made by Commissioner Dickerson, seconded by Commissioner Bell, to approve lease agreement with the Junior League of Athens, Inc. as per Attachment #1 revised of agenda report dated April 25, 2018 for the property located at 634 Prince Avenue known as the Taylor-Grady House, and authorize the Mayor and appropriate staff to execute all necessary documents. The motion passed by unanimous vote.

A motion was made by Commissioner Dickerson, seconded by Commissioner Wright, to approve the FY18 Pedestrian Improvement Projects, as shown in Attachment #1 of agenda report dated April 23, 2018 and authorize the Mayor to sign the Georgia Department of Transportation (GDOT) Traffic Signal Permit Application to install the rectangular rapid flashing beacons (RRFBs) on South Milledge Avenue at Milledge Terrace. The motion passed by unanimous vote.

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

- a) Approve the designation of Kevin Price General Contractors, Inc. as the apparent low responsive and responsible bidder for the construction of Fire Station No. 2 and Cooperative Extension Service Center as per agenda report revised May 9, 2018;
- b) Award a construction services contract in the lump sum amount of \$7,153,500.00 to Kevin Price General Contractors, Inc. as the lowest responsive and responsible bidder for the Fire Station No. 2 and Cooperative Extension Service Center (SPLOST 2011 Project #03 & #10);
- c) Adopt the following ordinance (#18-06-22) which was presented by title only reallocating a total of \$2,882,000 from the SPLOST 2011 Unallocated Earned Interest and SPLOST 2011 Projects #01 &

23 to the Fire Station No. 2 and Cooperative Extension Service Center (SPLOST 2011 Project #03 & #10) for identified budget shortfall and contingency; and,

- d) Authorize the Mayor and appropriate staff to execute all related documents.

The motion passed by roll call vote with Commissioners Dickerson, Parker, Wright, Bailey, Nesmith, Bell, Girtz and Hamby voting YES; and Commissioner Link voting NO. (8 YES; 1 NO)

AN ORDINANCE TO AMEND THE SPECIAL PURPOSE LOCAL OPTION SALES TAX 2011 PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR THE SPECIAL PURPOSE LOCAL OPTION SALES TAX 2011 PROJECTS #03 FIRE PROTECTION SERVICES & SAFETY EQUIPMENT AND SPLOST 2011 PROJECT #10 COOPERATIVE EXTENSION SERVICE CENTER; AND FOR OTHER PURPOSES.

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

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the SPLOST 2011 Capital Projects Fund to provide additional funding for the SPLOST 2011 projects #03 Fire Protection Services & Safety Equipment and SPLOST 2011 Project #10 Cooperative Extension Service Center. Said Operating and Capital budget is hereby amended as follows:

SPLOST 2011 Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earning	\$685,000
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EXPENDITURES:

DECREASE:

Project #23 – Energy Sustainability Program	(\$150,000)
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Project #01 – Jail Expansion – up to a total amount of no more than	(\$2,047,000)
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INCREASE:

Project #03 - Fire Protection Services & Safety Equipment up to an amount of:	\$1,458,013
Project #10 - Cooperative Extension Service Center up to an amount of:	\$1,423,987

Totaling up to a combined amount of no more than	\$2,882,000
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SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A motion was made by Commissioner Wright, seconded by Commissioner Dickerson, to approve the proposed Preliminary Plans – Phase 1 for the SPLOST 2005 Project #10 and TSPLOST 2018 Project #9, Sub-Project #1 - Clayton Street Infrastructure & Transportation Improvements as described and shown in Attachment #1 of agenda report dated May 2, 2018;

Authorize staff to advance the portions of the project to be built with Athens-Clarke County staff to the construction phase; and,

Authorize staff to advance the design efforts to complete the Preliminary Plans for Phase 2.

The motion passed by roll call vote with Commissioners Dickerson, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby voting YES; and Commissioners Parker and Link voting NO. (7 YES, 2 NO)

A motion was made by Commissioner Hamby, seconded by Commissioner Bell, to approve the Government Operations Committee recommendation for the proposed revisions to the Transit Advertising Policy and Regulations as per Attachment #1 of agenda report dated April 23, 2018. The motion passed by unanimous vote.

A motion was made by Commissioner NeSmith, seconded by Commissioner Bailey, to enter into an intergovernmental agreement with the University of Georgia to have the Carl Vinson Institute of Government proceed with the development of a West Hancock Neighborhood Study for an amount not to exceed \$15,000 as per agenda report revised June 5, 2018 and authorize staff to execute all related documents. The motion passed by roll call vote with Commissioners Dickerson, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby voting Yes; Commissioner Parker voting NO; and Commissioner Link abstaining. (7 YES; 1 NO, 1 ABSTENTION)

A motion was made by Commissioner Wright, seconded by Commissioner Dickerson to

- a) Adopt the following ordinance (#18-06-23) which was presented by title only that will accomplish the below listed actions:
  - (1) Establish the Operating and Capital Budgets for the Fiscal Year beginning July 1, 2018 and ending June 30, 2019 (FY19) and set the 2018 property tax (millage) rate for the Unified Government of Athens-Clarke County (ACCGOV) 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 FY19 Budget and noted in Section 14 of the attached ordinance; and
  - (3) Establish the rates and structure of the FY19 Health Insurance Program for Employees and Retirees;
- b) Adopt the following ordinance (#18-06-24) which was presented by title only amending Section 3-3-44 of the ACCGOV Code of Ordinances to increase the fine amount for parking zone violations beginning July 1, 2018;
- c) Adopt the following ordinance (#18-06-25) which was presented by title only amending Section 5-3-77 and Section 5-3-80 of the ACCGOV Code of Ordinances to establish water and sewer rates effective for the year beginning July 1, 2018;
- d) Approve a resolution committing the Payment in Lieu of Taxes (PILOT) revenue from the Athens Housing Authority to a new Affordable Housing Special Revenue Fund;
- e). Authorize the Manager to transfer budget amounts from Other General Administration pay adjustment budget account to Departmental Budgets to fund implementation of the Pay and Classification Study;
- f) Adopt the following ordinances (#18-06-26 and #18-06-27) which were presented by title only amending the SPLOST 2011 and TSPLOST program budgets; and
- g) Approve the renewal of and authorize 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 \$1,707,144 for FY19 (July 1, 2018 through June 30, 2019).

Commissioner Dickerson requested the motion be amended to add the following language to the resolution regarding payment in lieu of taxes from the Athens Housing Authority:

and (2) to direct all proceeds from fines or restitution imposed by the Municipal Court of Athens-Clarke County in connection with a sentencing or pre-trial diversion agreement resulting from citations or accusations issued by the Athens-Clarke County Code Enforcement Division or the Athens-Clarke County Attorney to owners, operators or managers of multifamily housing developments within Athens-Clarke County to such special revenue fund.

The amendment was accepted by Commissioner Wright.

The motion as amended passed by roll call vote with Commissioners Dickerson, Link, Wright, Bailey, NeSmith, Bell, Girtz, and Hamby voting YES; and Commissioner Parker voting NO. (8 YES, 1 NO).

AN ORDINANCE TO PROVIDE FOR THE RAISING OF REVENUES AND THE APPROPRIATION OF FUNDS FOR ATHENS-CLARKE COUNTY, GEORGIA, FOR THE FISCAL YEAR 2019 BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 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 2018 PROPERTY TAX RATES; TO ESTABLISH COMPENSATION FOR THE CHARTER OFFICERS; TO ESTABLISH RATES AND STRUCTURE OF FISCAL YEAR 2019 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 2019 (FY19), beginning July 1, 2018 and ending June 30, 2019.

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 FY2019 Annual Operating and Capital Budget July 1, 2018–June 30, 2019" 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 \$8,200,000 for FY19, 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, 2018 – June 30, 2019.

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 FY2019 Annual Operating and Capital Budget July 1, 2018–June 30, 2019" 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 2018 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

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 2018 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 FY19, shall be \$176,187 for the Manager, \$170,461 for the Attorney, and \$83,745 for the Internal Auditor. In addition, the Manager, Attorney and Internal Auditor each will receive a one-time payment in FY19 of \$200, similar to other full-time employees.

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 \$190,000 during FY19, shall be used for promoting industry, trade, commerce, and tourism. The proceeds from this tax in FY19 shall be used to support the Athens-Clarke County Economic Development Department, with an estimated budget of \$600,000.

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, 2018, 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, 2018 – 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, 2018 – 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, 2018, 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 FY19 Benefits Enrollment Guide," 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 FY19 Retiree Benefits Enrollment,"

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 "2018 Enrollment Guide: Enroll in Additional Medicare Coverage for 2018" and "Funding Guide to Reimbursement," 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, 2018.

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

EXHIBIT A

**GENERAL FUND**

**SUMMARY FY19 ANNUAL OPERATING AND CAPITAL BUDGET  
FOR THE YEAR ENDING JUNE 30, 2019  
COMMISSION APPROVED**

	<b><u>FY19 Operating Budget</u></b>	<b><u>FY19 Capital Current Services and Additions &amp; Improv. Budget</u></b>	<b><u>FY19 Total Budget</u></b>
<b>REVENUES:</b>			
PROPERTY TAXES	\$59,926,533	-	\$59,926,533
SALES TAX	\$23,700,000	-	\$23,700,000
OTHER TAXES	\$22,328,889	-	\$22,328,889
LICENSES & PERMITS	\$1,759,454	-	\$1,759,454
INTERGOVERNMENTAL REVENUES	\$1,189,663	-	\$1,189,663
CHARGES FOR SERVICES	\$13,071,260	-	\$13,071,260
FINES & FORFEITURES	\$3,389,770	-	\$3,389,770
OTHER REVENUES	<u>\$1,086,123</u>	-	<u>\$1,086,123</u>
TOTAL REVENUES	\$126,451,692	-	\$126,451,692
OTHER FINANCING SOURCES	\$3,520,086	-	\$3,520,086
PRIOR YEAR FUND BALANCE - OPER	\$871,444	-	\$871,444
PRIOR YEAR FUND BALANCE ONE-TIME	-	<u>\$3,451,600</u>	<u>\$3,451,600</u>
TOTAL REVENUES & OTHER SOURCES	<u>\$130,843,222</u>	<u>\$3,451,600</u>	<u>\$134,294,822</u>
<b>EXPENDITURES:</b>			
GENERAL GOVERNMENT	\$25,269,414	-	\$25,269,414
JUDICIAL	\$28,230,295	-	\$28,230,295
PUBLIC SAFETY	\$40,665,626	-	\$40,665,626
PUBLIC WORKS	\$15,592,744	-	\$15,592,744
CULTURAL AND RECREATION	\$7,902,488	-	\$7,902,488
HOUSING AND DEVELOPMENT	\$3,175,557	-	\$3,175,557
INDEPENDENT AGENCIES	\$5,497,269	-	\$5,497,269
DEBT SERVICE	<u>\$1,052,561</u>	-	<u>\$1,052,561</u>
TOTAL EXPENDITURES	\$127,385,954	-	\$127,385,954
OTHER FINANCING USES	<u>\$3,457,268</u>	<u>\$3,451,600</u>	<u>\$6,908,868</u>
TOTAL EXPENDITURES & OTHER USES	<u>\$130,843,222</u>	<u>\$3,451,600</u>	<u>\$134,294,822</u>

## EXHIBIT A

ALL FUNDS

**SUMMARY FY19 ANNUAL OPERATING AND CAPITAL BUDGET  
FOR THE YEAR ENDING JUNE 30, 2019  
COMMISSION APPROVED**

	<b>FY19 Operating Budget</b>	<b>FY19 Capital Current Services and Additions &amp; Improv. Budget</b>	<b>FY19 Total Budget</b>
<b>REVENUES:</b>			
PROPERTY TAXES	\$59,926,533	-	\$59,926,533
SALES TAX	\$23,700,000	-	\$23,700,000
OTHER TAXES	\$25,728,889	-	\$25,728,889
LICENSES & PERMITS	\$2,759,454	-	\$2,759,454
INTERGOVERNMENTAL REVENUES	\$7,078,599	-	\$7,078,599
CHARGES FOR SERVICES	\$99,030,982	\$11,252,518	\$110,283,500
FINES & FORFEITURES	\$4,342,470	-	\$4,342,470
OTHER REVENUES	<u>\$1,536,483</u>	-	<u>\$1,536,483</u>
 TOTAL REVENUES	 \$224,103,410	 \$11,252,518	 \$235,355,928
 OTHER FINANCING SOURCES	 \$7,112,344	 \$3,451,600	 \$10,563,944
PRIOR YEAR FUND BALANCE - OPER	\$1,397,268	-	\$1,397,268
PRIOR YEAR FUND BALANCE ONE-TIME	-	\$3,904,200	\$3,904,200
USE OF UNRESTRICTED NET POSITION	<u>\$1,756,403</u>	<u>\$22,753,682</u>	<u>\$24,510,085</u>
 TOTAL REVENUES & OTHER SOURCES	 \$234,369,425	 \$41,362,000	 \$275,731,425
 LESS INTERFUND TRANSFERS	 <u>(\$29,677,304)</u>	 <u>(\$3,451,600)</u>	 <u>(\$33,128,904)</u>
 TOTAL REVENUES	 <u>\$204,692,121</u>	 <u>\$37,910,400</u>	 <u>\$242,602,521</u>
<b>EXPENDITURES:</b>			
GENERAL GOVERNMENT	\$62,519,997	\$701,000	\$63,220,997
JUDICIAL	\$29,823,017	\$35,000	\$29,858,017
PUBLIC SAFETY	\$44,134,354	\$791,200	\$44,925,554
PUBLIC WORKS	\$55,880,990	\$36,261,200	\$92,142,190
CULTURAL AND RECREATION	\$7,902,488	\$102,000	\$8,004,488
HOUSING AND DEVELOPMENT	\$6,838,652	\$20,000	\$6,858,652
INDEPENDENT AGENCIES	\$8,437,409	-	\$8,437,409
DEBT SERVICE	<u>\$11,415,633</u>	-	<u>\$11,415,633</u>
 TOTAL EXPENDITURES	 \$226,952,540	 \$37,910,400	 \$264,862,940
 OTHER FINANCING USES	 <u>\$6,979,096</u>	 <u>\$3,451,600</u>	 <u>\$10,430,696</u>
 TOTAL EXPENDITURES & OTHER USES	 \$233,931,636	 \$41,362,000	 \$275,293,636
 LESS INTERFUND TRANSFERS	 <u>(\$29,677,304)</u>	 <u>(\$3,451,600)</u>	 <u>(\$33,128,904)</u>
 TOTAL EXPENDITURES	 \$204,254,332	 \$37,910,400	 \$242,164,732
 DESIGNATED FOR FUTURE CAPITAL IMPROVEMENTS & DEBT SERVICE REQUIREMENTS	 <u>\$437,789</u>	 -	 <u>\$437,789</u>
 TOTAL EXPENDITURES & DESIGNATIONS	 <u>\$204,692,121</u>	 <u>\$37,910,400</u>	 <u>\$242,602,521</u>



AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO LEGAL PARKING ZONE VIOLATIONS; AND FOR OTHER PURPOSES.

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

SECTION 1. Section 3-3-44 of the Code of Athens-Clarke County, entitled "*Legal parking zone violations*," is hereby amended by deleting subsection (b) therein entitled "*Legal parking zone violations*" in its entirety and substituting the following in lieu thereof:

"(b) *Legal parking zone violations*. The civil fine for the following legal parking zone violations shall be as follows:

- (1) Expired meter or expired pay-and-display parking ticket..... \$20.00
- (2) Overtime parking..... 25.00
- (3) Loading zones..... 50.00"

SECTION 2. The effective date of this ordinance shall be July 1, 2018.

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

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*," subsection (b) therein entitled "*Nonresidential rates for water consumed*," and subsection (d) therein entitled "*Monthly customer service fee based on size of water meter*" 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 \$5.56 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 \$5.56 per 1000 gallons."

"(d) *Monthly customer service fee based on size of water meter*. Provided, however, that the monthly customer service fee to each customer for the sale of water, as determined by the size of the water meter, shall be as follows:

Meter Size	Monthly Customer Service Fee
5/8 or 3/4 .....	\$8.90
1 .....	\$9.33
1 1/2 ....	\$11.02
2 .....	\$26.84
3 .....	\$34.64
4 .....	\$44.68
6 .....	\$97.56

There shall be no additional monthly service fee for residential customers with an outdoor water use meter.

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 . . . \$8.55

Base Rate per 1000 gallons . . . . \$6.44”

“(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 . . \$8.55  
Base Rate per 1000 gallons . . . . \$6.44”

SECTION 3. The effective date of this ordinance shall be July 1, 2018.

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

RESOLUTION TO COMMIT DESIGNATED REVENUE  
TO AFFORDABLE HOUSING PROGRAMS

**WHEREAS**, the Governmental Accounting Standards Board (GASB) is responsible for establishing the accounting principles and practices used by local governments in the United States, and Georgia law requires that local governments and their auditors comply with GASB standards; and

**WHEREAS**, the GASB has issued Statement No. 54 which clarifies the criteria for classification and use of specific revenues in special revenue funds, establishing that one or more specific restricted or committed revenues should be the foundation for a special revenue fund; and

**WHEREAS**, special revenue funds are used to account for and report the proceeds of specific revenue sources that are restricted or committed to expenditure for specified purposes; and

**WHEREAS**, the Mayor and Commission have determined that it is in the interest of the public health, safety and welfare to set aside revenues on a regular basis to fund programs and services to address affordable housing in the community; and

**WHEREAS**, the Mayor and Commission are the highest level of decision-making authority, and have the authority to commit revenues for specific purposes; and

**NOW, THEREFORE**, the Mayor and Commission of Athens-Clarke County do hereby resolve to: (1) commit payment in lieu of taxes revenue from the Athens Housing Authority specifically to a special revenue fund for affordable housing programs beginning July 1, 2018 and (2) to direct all proceeds from fines or restitution imposed by the Municipal Court of Athens-Clarke County in connection with a sentencing or pre-trial diversion agreement resulting from citations or accusations issued by the Athens-Clarke County Code Enforcement Division or the Athens-Clarke County Attorney to owners, operators or managers of multifamily housing developments within Athens-Clarke County to such special revenue fund.

AN ORDINANCE TO AMEND THE SPECIAL PURPOSE LOCAL OPTION SALES TAX 2011 PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR THE SPECIAL PURPOSE LOCAL OPTION SALES TAX (SPLOST) 2011 PROJECTS #03 FIRE PROTECTION SERVICES & SAFETY EQUIPMENT, #05 PUBLIC SAFETY COMMUNICATIONS IMPROVEMENTS, #12 PEDESTRIAN SAFETY AND SAFE ROUTES, #16 PARKS FACILITIES IMPROVEMENTS AND #26 ROAD AND BRIDGE IMPROVEMENT/REPLACEMENT; AND FOR OTHER PURPOSES.

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

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the SPLOST 2011 Capital Program Budget for projects #03 Fire Protection Services & Safety Equipment, #05 Public Safety Communications Improvements, #12 Pedestrian Safety and Safe Routes, #16 Parks Facilities Improvements and #26 Road and Bridge Improvement/Replacement. Said Operating and Capital budget is hereby amended as follows:

SPLOST 2011 Capital Projects Fund:

EXPENDITURES:

DECREASE:

Project #19 – Animal Shelter Expansion	(14,165)
Project #30 – Expansion Prop. & Evidence Fac.	(3,176)
Project #01 – Jail Expansion	<u>(2,515,072)</u>
Subtotal	<u>(\$2,532,413)</u>

INCREASE:

Project #03 – Fire Protection Serv & Equip.	90,000
Project #05 – Public Safety Comm Improv.	128,000
Project #12 – Ped. Safety & Safe Routes	30,000
Project #16 – Parks Facilities Improv.	864,413
Project #26 – Road and Bridge Imp./Replace.	<u>1,420,000</u>
Subtotal	\$2,532,413

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

AN ORDINANCE TO AMEND THE TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX (TSPLOST) PROGRAM BUDGET SO AS TO PROVIDE ADDITIONAL FUNDING FOR THE TRANSPORTATION SPECIAL PURPOSE LOCAL OPTION SALES TAX PROJECTS #01 AIRPORT CIP MATCHING FUNDS AND #02 TRANSIT VEHICLE EXPANSION AND REPLACEMENT; AND FOR OTHER PURPOSES.

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

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the TSPLOST Capital Program Budget for projects #01 Airport CIP Matching Funds and #02 Transit Vehicle Expansion and Replacement. Said Operating and Capital budget is hereby amended as follows:

TSPLOST Capital Projects Fund:

EXPENDITURES:

DECREASE:

Project #07 – Pavement Rehabilitation	(\$159,000)
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INCREASE:

Project #01 – Airport CIP Matching Funds	99,000
Project #02 – Transit Vehicle Exp. & Replace.	<u>60,000</u>
Subtotal	\$159,000

SECTION 2. Authorize the Manager to amend the TSPLOST Capital Program Budget to utilize the first \$159,000 of interest revenues in the program, once earned, for Project #07 – Pavement Rehabilitation. At that time the Operating and Capital Budget will be amended as follows:

TSPLOST Capital Projects Fund:

REVENUES:

INCREASE:

Interest Earnings	\$159,000
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EXPENDITURES:

INCREASE:

Project #07 – Pavement Rehabilitation	\$159,000
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SECTION 3. 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 Dickerson, seconded by Commissioner Girtz, to suspend Rules of Commission for consideration of one item of new business. The motion passed by unanimous vote.

A motion was made by Commissioner Girtz, seconded by Commissioner Dickerson, to approve the proposed acceptance of a stormwater detention facility on lot 134 which is located just off Old Princeton Road as per memorandum of May 29, 2018. The motion passed by unanimous vote.

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

A public hearing was held on request of W&A Engineering for Hope Haven of Northeast Georgia, Inc. for special use in RS-15 (Single-Family Residential) on 0.86 acres known as 140 Winchester Way. Proposed use is an individual personal care home. Type II

Planning Commission recommendation: Approve w/condition (unanimous)

Citizen input

The following citizen input was received,

1. Scott Haines, representing petitioner – supported.

A motion was made by Commissioner Bailey, seconded by Commissioner NeSmith, to adopt the following ordinance (#18-06-28) 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-15 (SINGLE-FAMILY RESIDENTIAL) DISTRICT FOR A PARCEL OF LAND COMPRISING APPROXIMATELY 0.86 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current RS-15 (Single-Family Residential) District, 140 Winchester Way, Athens, Georgia, is hereby amended to provide for special use approval of a personal care home. The subject parcel is more fully described as follows:

That certain parcel of land comprising approximately 0.86 acres as described by that certain document entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Said parcel comprising approximately 0.86 acres is also designated as tax parcel number 062B2 B019 on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet, entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of two pages in total, being entitled "Special Use Permit Narrative," dated March 2, 2018, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. The condition associated with this ordinance is as follows:

At the applicant's option, it may install any proposed fences or buffers in accordance with the Code of Athens-Clarke County, Georgia.

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

A public hearing was held on request of W&A Engineering for WDWF Partners, LLC for special use in RS-25 (Single-Family Residential) on 0.51 acres known as 30 Pine Valley Drive. Proposed use is an individual personal care home. Type II

Planning Commission recommendation: Approve w/condition (unanimous)

## Citizen input

The following citizen input was received,

1. Scott Haines, representing petitioner – supported.
2. Pat Thomas – supported.

A motion was made by Commissioner Hamby, seconded by Commissioner Dickerson, to adopt the following ordinance (#18-06-29) 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-25 (SINGLE-FAMILY RESIDENTIAL) DISTRICT FOR A PARCEL OF LAND COMPRISING APPROXIMATELY 0.51 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current RS-25 (Single-Family Residential) District, 30 Pine Valley Drive, Athens, Georgia, is hereby amended to provide for special use approval of a personal care home. The subject parcel is more fully described as follows:

That certain parcel of land comprising approximately 0.51 acres as described by that certain document entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Said parcel comprising approximately 0.51 acres is also designated as tax parcel number 124A1 B013 on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet, entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of two pages in total, being entitled "Special Use Permit Narrative," dated March 2, 2018, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

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

1. At the applicant's option, it may install any proposed fences or buffers in accordance with the Code of Athens-Clarke County, Georgia.
2. The operator of the personal care home at 30 Pine Valley Drive, Athens, Georgia shall, so long as this special use permit remains in effect, provide to the Director of the Athens-Clarke County Planning Department a copy of its most recent inspection report from the Georgia Department of Community Health within thirty (30) days of its receipt of such report, and such report shall be available for inspection Monday through Friday during the hours of 9:00 a.m. to 5:00 p.m.
3. The operator of the personal care home shall at all times be a non-profit institutional entity that regularly provides support services to adults with developmental disabilities and has all necessary permits or licenses from the Georgia Department of Community Health.

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

A public hearing was held on request of W&A Engineering for Huntington Apartment Homes II, LLC for special use in C-R (Commercial-Rural) on 0.83 acres known as 169 Oak Bluff Drive. Proposed use is an individual personal care home. Type II

Planning Commission recommendation: Approve (unanimous)

#### Citizen input

The following citizen input was received,

1. Scott Haines, representing petitioner – supported.

A motion was made by Commissioner Bailey, seconded by Commissioner Hamby, to adopt the following ordinance (#18-06-30) 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-R (COMMERCIAL-RURAL) DISTRICT FOR A PARCEL OF LAND COMPRISING APPROXIMATELY 0.83 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current C-R (Commercial-Rural) District, 169 Oak Bluff Drive, Athens, Georgia, is hereby amended to provide for special use approval of a personal care home. The subject parcel is more fully described as follows:

That certain parcel of land comprising approximately 0.83 acres as described by that certain document entitled "SUP," dated March 29, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Said parcel comprising approximately 0.83 acres is also designated as tax parcel number 153A2 A004 on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet, entitled "SUP," dated March 29, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of two pages in total, being entitled "Special Use Permit Narrative," dated March 2, 2018, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

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

A public hearing was held on request of W&A Engineering for Calvin and Linda Fleming for special use in RS-25 (Single-Family Residential) on 0.45 acres known as 250 Huntington Road. Proposed use is an individual personal care home. Type II

Planning Commission recommendation: Approve w/condition (unanimous)

#### Citizen input

The following citizen input was received,

1. Scott Haines, representing petitioner – supported.

A motion was made by Commissioner NeSmith, seconded by Commissioner Link, to adopt the following ordinance (#18-06-31) 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-25 (SINGLE-FAMILY RESIDENTIAL) DISTRICT FOR A PARCEL OF LAND COMPRISING APPROXIMATELY 0.45 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current RS-25 (Single-Family Residential) District, 250 Huntington Road, Athens, Georgia, is hereby amended to provide for special use approval of a personal care home. The subject parcel is more fully described as follows:

That certain parcel of land comprising approximately 0.45 acres as described by that certain document entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Said parcel comprising approximately 0.45 acres is also designated as tax parcel number 073B2 A003 on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet, entitled "SUP," dated March 29, 2018 and last revised May 7, 2018, prepared by Jon M. Williams, Georgia registered landscape architect, designated in the lower right-hand corner as page number "01," stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of two pages in total, being entitled "Special Use Permit Narrative," dated March 2, 2018, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

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

1. At the applicant's option, it may install any proposed fences or buffers in accordance with the Code of Athens-Clarke County, Georgia.
2. The operator of the personal care home at 250 Huntington Road, Athens, Georgia shall, so long as this special use permit remains in effect, provide to the Director of the Athens-Clarke County Planning Department a copy of its most recent inspection report from the Georgia Department of Community Health within thirty (30) days of its receipt of such report, and such report shall be available for inspection Monday through Friday during the hours of 9:00 a.m. to 5:00 p.m.
3. The operator of the personal care home shall at all times be a non-profit institutional entity that regularly provides support services to adults with developmental disabilities and has all necessary permits or licenses from the Georgia Department of Community Health.

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

A public hearing was held on request of Lutfur R. Khandaker for At-Tarabiyya, Inc. for special use in the RS-8 (Single-Family Residential) on 8.69 acres known as 445 Tallasse Road. Proposed use is a religious center. Type II

Planning Commission recommendation: Approve w/conditions (unanimous)

Citizen input

The following citizen input was received.

1. Emmanuel Abua, Concept Engineering – supported.

A motion was made by Commissioner NeSmith, seconded by Commissioner Girtz, to adopt the following ordinance (#18-06-32) 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 RS-8 (SINGLE-FAMILY RESIDENTIAL) DISTRICT FOR A PARCEL OF LAND COMPRISING APPROXIMATELY 8.69 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current RS-8 (Single-Family Residential) District, 445 Tallassee Road, Athens, Georgia, is hereby amended to provide for special use approval to permit the construction of a religious center. The subject parcel is more fully described as follows:

That certain parcel of land comprising approximately 8.69 acres as described by that certain document entitled "Site Plan," dated February 26, 2018, prepared by H. Leroy Lark, Georgia registered engineer, designated in the lower right-hand corner as being associated with Project No. CES-2018-001-S, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Said parcel comprises approximately 8.69 acres of a larger 13.88-acre tract of land located at 445 Tallassee Road, Athens, Georgia, designated as tax parcel number 064 034 on the Athens-Clarke County Tax Map, being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment to the Official Zoning Map of Athens-Clarke County as shown by Attachment A hereto shall be noted on said Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of one sheet, entitled "Site Plan," dated February 26, 2018, prepared by H. Leroy Lark, Georgia registered engineer, designated in the lower right-hand corner as being associated with Project No. CES-2018-001-S, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of seven pages in total, being entitled "Special Use Narrative," dated April 3, 2018, stamped "Binding 5-8-18," and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

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

1. Applicant shall install a street frontage sidewalk along Tallassee Road in accordance with Section 9-25-8(E) of the Code of Athens-Clarke County, Georgia.
2. Prior to permitting, Applicant shall revise its site plan to a standard engineering scale.
3. Prior to permitting, Applicant shall revise its site plan to meet any and all applicable buffer and screening standards of Section 9-15-3(A) of the Code of Athens-Clarke County, Georgia.
4. Prior to permitting, Applicant shall revise its application documents to include the proposed use of the house that will remain on the subject parcel.
5. Prior to permitting, stormwater management and the proposed driveway on the subject parcel shall comply in all aspects with the technical standards of the Transportation & Public Works Department of the Unified Government of Athens-Clarke County, Georgia.
6. The color temperature of lighting in the parking lot shall not exceed 3000K (correlated color temperature).

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

A public hearing was held on the Athens-Clarke County Comprehensive Plan.



Planning Commission recommendation: Approve (unanimous)

Citizen input

There was no citizen input.

A motion was made by Commissioner Dickerson, seconded by Commissioner Bell, to adopt the following resolution authorizing the adoption of the 2018 Athens-Clarke County Comprehensive Plan. The motion passed by unanimous vote.

RESOLUTION AUTHORIZING THE ADOPTION OF THE  
2018 ATHENS-CLARKE COUNTY COMPREHENSIVE PLAN

WHEREAS, in 1989, the Georgia General Assembly enacted The Georgia Planning Act, House Bill 215, 1989 Ga. Laws 1317-1391, requiring all local governments to prepare a comprehensive plan in accordance with Minimum Standards and Procedures for Local Comprehensive Planning promulgated by the Georgia Department of Community Affairs, as based on the authority per O.C.G.A. §§ 50-8-1, et seq; and

WHEREAS, the 2018 Athens-Clarke County Comprehensive Plan was prepared in accordance with the Minimum Standards and Procedures for Local Comprehensive Planning of the Rules of the Georgia Department of Community Affairs, Chapter 110-12-1 of the Official Compilation of the Rules and Regulations of the State of Georgia, following all requirements and procedures, and including all applicable plan elements there within.

NOW THEREFORE, the Commission of Athens-Clarke County hereby resolves as follows:

1. The Commission of Athens-Clarke County officially adopts the 2018 Athens-Clarke County Comprehensive Plan.
2. The signed original of said documents shall be maintained on file and available for inspection in the office of the Clerk of the Athens-Clarke County Commission, Room 204, City Hall, 301 College Avenue, Athens, Georgia, and in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

Citizen input on items other than those listed on this agenda

The following citizens spoke in support of Chief of Police Freeman.

1. Mocha Jasmine Johnson  
Commissioner Bailey was excused at 9:16 p.m.
2. Erin Stacir
3. Noah Johnson
4. Tabitha Johnson-Green
5. Flodene King
6. Barbara Benson
7. Debra Brenner
8. Jesse Houle
9. Imasculus Willis
10. Ashley Na
11. Imani Scott Blackwell

12. Ryan Heron
13. Broderick Flanagan
14. Jesse Evans

Input on other items

15. Kirrena Gallagher – supported Grand Slam Program.

FROM MAYOR DENSON:

1. Entered into the record appointments to the Atlanta Highway Corridor Study Committee.

Commissioner NeSmith  
Leslie Lawson  
Carla Braswell  
Oonagh Benson  
Marissa Chastain  
Dusty Gunn  
Pam Spahr  
Margaret Lightfoot  
John Aitkens  
Jim Scanlon  
Brian Waldner

2. Entered into the record appointments to the Lexington Road Study Sub-committee.

Commissioner Herod  
Commissioner Dickerson  
Carl Nichols  
David Spooner  
Maxine Easom  
Hank Joiner  
Diane Napier  
Michael Myers  
Christine Thornton  
Mike Tuggle  
Ryan Worsley  
Robert Miles

3. Referred to Government Operations Committee a review of booting policy.
4. Referred to Government Operations Committee a review of Boards, Authorities and Commissions (BAC) handbook.
5. Referred to Legislative Review Committee a review of LEED™ certification program.
6. Referred to Legislative Review Committee a review of electronic confinement system.

FROM COMMISSIONER NESMITH:

1. Supported Chief of Police Freeman.
2. Requested review of the lighting ordinance.
3. Requested consideration of a roundabout at Mitchell Bridge and Tallasse Road.
4. Requested review of public input process for the Planning Commission.

FROM COMMISSIONER WRIGHT:

1. Welcomed Commissioner Parker onboard.

FROM COMMISSIONER LINK:

1. Welcomed Commissioner Parker onboard.
2. Supported Chief of Police Freeman.
3. Supported parallel ordinance.

FROM COMMISSIONER GIRTZ:

1. Stated review of criminal justice system is needed.

FROM COMMISSIONER PARKER:

1. Stated she looks forward to service.
2. Supported Chief of Police Freeman.

FROM COMMISSIONER DICKERSON:

1. Supported review of electronic confinement system.
2. Requested update on WOW plaque moralizing citizen involvement in Southeast Clarke Park.
3. Stated citizen applications are being received for various boards, authorities, and commissions.
4. Reminded every one of the Star Spangled Classic 5:00 p.m. Saturday, June 30.

FROM COMMISSIONER HAMBY:

1. Requested police department policies on terminations.
2. Requested review of Alps Road crosswalk at the bus stop.
3. Requested review of speed limit on Timothy Road.
4. Requested review of public input process for the Planning Commission.
5. Welcomed Commissioner Parker on board.

A motion was made by Commissioner Wright, seconded by Commissioner Dickerson, to enter into executive session for discussion of real estate acquisition and/or disposal and an attorney/client conference to discuss threatened or pending litigation.

The meeting adjourned at 10:05 p.m.

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Clerk of Commission