

Unified Government of Athens-Clarke County, Georgia
Mayor and Commission
Tuesday, October 1, 2024
6:12 p.m.
City Hall

The Unified Government of Athens-Clarke County, Georgia met this date in a regular monthly session. Present: Mayor Girtz; Commissioners Davenport, Link, Taylor, Wright, Fisher, Houle, Culpepper, Myers Thornton, and Hamby. No one was absent.

A motion was made by Commissioner Davenport, seconded by Commissioner Taylor, to approve Minutes of meetings of Tuesday, September 3; Tuesday, September 10; Tuesday, September 17; and non-voting meetings of Tuesday, September 10; Thursday, Friday, and Saturday, September 19, 20, and 21; and Thursday, August 29, 2024.

The motion passed by unanimous vote.

Written communications

There were none.

Old business - Consent

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

Public input

1. Stephanie Johnson – opposed – Repair the Courthouse Inmate Elevator

A motion was made by Commissioner Hamby, seconded by Commissioner Houle, to consent to action on the following 22 items. The motion passed 9-1. Commissioner Thornton voted NO.

1. Adopt the following ordinance (#24-10-85) which was presented by title only and designate Woodlawn Avenue as an on-street parking permit-controlled street under the Residential Parking Permit Program, as shown in Attachment #1 as per agenda report dated August 15, 2024;

AN ORDINANCE FOR THE ESTABLISHMENT OF A CONTROLLED PARKING RESIDENTIAL AREA ON WOODLAWN AVENUE BETWEEN STANTON WAY AND SOUTH MILLEDGE AVENUE; AND FOR OTHER PURPOSES.

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

SECTION 1. Pursuant to Sections 3-3-47 and 3-3-48 of the Code of Athens-Clarke County, Georgia, there is hereby established a controlled parking residential area on Woodlawn Avenue between the intersection of Woodlawn Avenue and Stanton Way and the intersection of Woodlawn Avenue and South Milledge Avenue as shown on that certain map entitled "Woodlawn Avenue Proposed Residential Permit Parking," prepared August 9, 2024, and attached hereto as Attachment #1.

SECTION 2. Pursuant to Sections 3-3-47 and 3-3-48 of the Code of Athens-Clarke County, Georgia, a residential parking permit shall be required for the privilege of parking in the controlled parking residential area established herein. The establishment of this controlled parking residential area shall not affect current parking restrictions on Woodlawn Avenue as indicated by existing yellow curbing.

SECTION 3. The Athens-Clarke County Transportation & Public Works Department is hereby authorized to place residential parking permit signs and perform all other actions necessary and incidental to the establishment of the controlled parking residential area described herein.

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

2. Approve an amendment to the current Nuisance Abatement and Control demolition program scope of work to include the following activities that align with Athens-Clarke County Code of Ordinances Chapter 3-13 as per agenda report dated August 19, 2024;

a. Cleaning or removal of debris, trash, and other materials present and accumulated which create a health or safety hazard in or about any dwelling, building, or structure; and,

b. Any other corrective action adjudicated under the Nuisance Abatement Ordinance, as outlined in Athens-Clarke County Code of Ordinances Chapter 3-13.

3. a. Accept Local Maintenance Improvement Grant (LMIG) funds awarded from Georgia Department of Transportation (GDOT) in accordance with the Transportation and Investment Act as shown in Attachment #1 in the amount of \$150,000 as per agenda report dated August 12, 2024;

b. Adopt the following ordinance (#24-10-86) which was presented by title only, as shown in Attachment #2 to accept LMIG GDOT funds in the amount of \$150,000;

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

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING TO THE TRANSPORTATION & PUBLIC WORKS DEPARTMENT FROM THE GEORGIA DEPARTMENT OF TRANSPORTATION (GDOT) FY24 LOCAL MAINTENANCE IMPROVEMENT GRANT (LMIG) SAFETY ACTION PLAN (SAP); 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 to the Transportation & Public Works Department from the Georgia Department of Transportation (GDOT) FY24 Local Maintenance Improvement Grant (LMIG) Safety Action Plan (SAP) for guardrail repair; and for other purposes.

Said Operating and Capital budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:

Increase:

LMIG SAP Grant

\$150,000

Expenditures:

Increase:

Transportation & Public Works Department: Capital Expenses

\$150,000

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

4. a. Authorize the submission of a grant application for up to \$7,000,000 in HUD FY24 PRO Housing Grant funds, as per agenda report dated September 4, 2024;

b. Accept the grant funds, if awarded;

c. Adopt the following ordinance (#24-10-87) which was presented by title only;

d. Authorize the creation of one full time position to function as the PRO Housing program manager; and,

e. Authorize the Mayor and appropriate ACCGov staff to execute all related grant agreements, contracts, and documents.

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, TO THE HOUSING AND COMMUNITY DEVELOPMENT (HCD) DEPARTMENT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THRU THE PATHWAYS TO REMOVING OBSTACLES (PRO) TO HOUSING PROGRAM FOR SUPPORT OF AFFORDABLE HOUSING DEVELOPMENT, PRESERVATION, PLANNING AND POLICY ACTIVITIES AND FOR ONE ADDITIONAL FULLTIME POSITION; 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, to the Housing and Community Development Department (HCD) from the U.S. Department of HUD thru the PRO Housing Program to support affordable housing development, preservation, planning and policy activities and for one additional fulltime position; and for other purposes.

Said Operating and Capital Budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES: Increase:	
HUD PRO Housing Grant	\$7,000,000
Expenditures: Increase:	
Housing & Community Development (HCD) Department	
Personal Services	\$421,824
Operating Expense	<u>\$6,578,176</u>
	\$7,000,000

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

5. a. Approve the Superior Court’s Criminal Justice Coordinating Council (CJCC) application for, and if awarded, acceptance of COSSUP grant funds in the amount of up to \$896,710 to fund the program beginning October 1, 2024 as per agenda report dated August 19, 2024;
- b. Adopt the following ordinance (#24-10-88) which was presented by title only (Attachment #1) for the CJCC Grant; and
- c. Authorize the Mayor and appropriate staff to execute all related documents.

AN ORDINANCE TO AMEND THE FY2025 OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, FROM THE BUREAU OF JUSTICE ASSISTANCE FOR EXPENSES RELATED TO THE COMPREHENSIVE OPIOID, STIMULANT AND SUBSTANCE ABUSE SITE-BASED PROGRAM (COSSUP) GRANT PROGRAM; 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 Bureau of Justice Assistance for expenses related to the Comprehensive Opioid, Stimulant and Substance Abuse Site-Based Program grant program.

Said Operating budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:	
Increase:	
Bureau of Justice Assistance COSSUP Grant	\$1,300,000
EXPENDITURES:	
Increase: Superior Court	
Operating Expenses	\$1,300,000

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

6. a. Approve the proposed transfer of funds in the amount of \$194,144 from the Airport's Unrestricted Net Position to the Airport's Operating Fund to finance the approved Airport Capital Improvement Proposed Project Concept, Airport Parking Lot Project, as described in Facts & Issues #4 as per agenda report dated August 14, 2024;
- b. Adopt the following ordinance (#24-10-89) which was presented by title only;
- c. Authorize staff to amend the Airport Operating Budget in the amount of \$194,144 to accommodate the transfer of funds from the Airport's Unrestricted Net Position; and
- d. Authorize the Mayor and appropriate staff to execute all related documents.

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, SO AS TO PROVIDE FUNDING FROM AIRPORT ENTERPRISE FUND UNRESTRICTED NET POSITION FOR AIRPORT CAPITAL IMPROVEMENT PARKING LOT PROJECT; AND FOR OTHER PURPOSES.

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the Airport Enterprise Fund to provide funding from Unrestricted Net Position from Airport Capital Improvement Parking Lot; and for other purposes

Said Operation & Capital budget is hereby amended as follows:

Airport Enterprise Fund:

NET POSITION:

Decrease:

Unrestricted Net Position	\$194,144
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EXPENDITURES:

Increase:

Airport - Capital Expenses	
Parking Lot Project	\$194,144

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

7. a. Approve the proposed transfer of funds in the amount of \$189,113 from the Airport's Unrestricted Net Position to the Airport's Operating Fund to finance the approved Airport Capital Improvement Proposed Project Concept, Taxiway B Pavement Rehabilitation and Lighting Project as described in Facts & Issues #3 as per agenda report dated August 16, 2024;
- b. Adopt the following ordinance (#24-10-90) which was presented by title only.
- c. Authorize staff to amend the Airport Operating Budget in the amount of \$189,113 to accommodate the transfer of funds from the Airport's Unrestricted Net Position; and
- d. Authorize the Mayor and appropriate staff to execute all related documents.

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, SO AS TO PROVIDE FUNDING FROM AIRPORT ENTERPRISE FUND UNRESTRICTED NET POSITION FOR AIRPORT CAPITAL IMPROVEMENT TAXIWAY B PAVEMENT REHABILITATION AND LIGHTING PROJECT; 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 Airport Enterprise Fund to provide funding from Unrestricted Net Position for Airport Capital Improvement Taxiway B Pavement Rehabilitation and Lighting Project; and for other purposes

Said Operating & Capital budget is hereby amended as follows:

Airport Enterprise Fund:

NET POSITION:

Decrease:

Unrestricted Net Position \$189,113

EXPENDITURES:

Increase:

Airport - Capital Expenses
Taxiway B Pavement Rehabilitation Project \$189,113

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

8. a. Approve a grant application to the Department of Transportation/Federal Highway Administration 's Charging and Fueling Infrastructure Discretionary Grant program as per agenda report dated August 26, 2024;

b. Authorized the acceptance of a DOT/FHWA Charging and Fueling Infrastructure Discretionary Grant, if awarded;

c. Adopt the following ordinance (#24-10-91) which was presented by title only;

d. Allocate \$1,228,181 from the Community Energy Fund as the local match for the grant, if awarded;

e. Approve the use of the Community Energy Fund, to provide up to 4 Level-2 chargers to the public at no cost for a period of 3 years;

f. Direct the Manager to have any related rebates and credits channeled back to the Community Energy Fund; and,

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

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO PROVIDE GRANT FUNDING, IF AWARDED, TO THE SUSTAINABILITY DEPARTMENT FROM U. S. DEPARTMENT OF TRANSPORTATION THROUGH THE FEDERAL HIGHWAY ADMINISTRATION CHARGING AND FUELING INFRASTRUCTURE DISCRETIONARY GRANT PROGRAM FOR INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS; 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, to the Sustainability Department from the U. S. Department of Transportation through the Federal Highway Administration Charging and Fueling Infrastructure Discretionary Grant Program for installation of electric vehicle charging stations; and for other purposes.

Said Operating and Capital budget is hereby amended as follows:

Grants Special Revenue Fund:

REVENUES:

Increase:

U.S. DOT Charging Infrastructure Grant \$4,941,889

Expenditures:

Increase:

Sustainability Department:

Operating Expenses \$4,941,889

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

9. Adopt the following Resolution Approving Plan for Recapture of ARPA Funds:

A RESOLUTION OF THE COMMISSION OF ATHENS-CLARKE COUNTY, GEORGIA, TO APPROVE A PLAN FOR THE PERIODIC RECAPTURE OF UNSPENT ARPA FUNDS FOLLOWING THE ARPA OBLIGATION DEADLINE; AND FOR OTHER PURPOSES.

WHEREAS, on March 11, 2021, the American Rescue Plan Act (Public L. 117-2, hereinafter referred to as “ARPA”) was enacted, through which fifty-seven million, five hundred and eight-eight thousand, and eight-hundred and forty-three dollars and 00/100 cents (\$57,588,843.00) in funding (the “Prime Award”) was allocated to the Unified Government of Athens-Clarke County, Georgia, (“ACCGov”) to respond to the public health emergency with respect to the Coronavirus Disease 2019 or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality; and

WHEREAS, since ACCGov’s receipt of the Prime Award, the Mayor and Commission have authorized multiple contracts with subrecipients and vendors to utilize ARPA funds for various purposes authorized by law; and

WHEREAS, all ARPA funds must be obligated by December 31, 2024 (the “Obligation Deadline”), and must be expended by December 31, 2026 (the “Expenditure Deadline”) in order to avoid ACCGov having to return unobligated or unexpended ARPA funds to the U.S. Department of the Treasury; and

WHEREAS, there is reason to believe that some subrecipients and/or vendors may not currently be on track to expend the entire amount of ARPA funds obligated to them by the Expenditure Deadline; and

WHEREAS, to avoid having to return unexpended funds, ACCGov may recapture certain unexpended funds from subrecipients and/or vendors who appear unlikely to be able to use said funds by the Expenditure Deadline and then may re-obligate said funds following the Obligation Deadline under certain circumstances; and

WHEREAS, the Mayor and Commission wish to adopt a uniform and defined plan to authorize the periodic recapture of ARPA funds that are at risk for not being expended by the Expenditure Deadline;

NOW, THEREFORE, BE IT RESOLVED THAT the Commission does hereby adopt the ARPA Funding Recapture Plan, attached hereto as **Exhibit “A”** and incorporated herein by reference.

BE IT FURTHER RESOLVED the Commission hereby declares that the foregoing preamble and whereas provisions set forth hereinabove constitute, and shall be considered to be, substantive provisions of this Resolution and are hereby incorporated by reference into this Resolution; and,

BE IT FURTHER RESOLVED that in the event scrivener’s errors shall be discovered in this Resolution or in the Exhibit attached hereto after the adoption hereof, the Commission hereby authorizes and directs that each such scrivener’s error shall be corrected in all multiple counterparts of this Resolution; and,

BE IT FURTHER RESOLVED the Commission grants the Mayor and the County Attorney the authority to take any and all further actions necessary to carry out the intents and purposes of this Resolution; and,

BE IT FURTHER RESOLVED this Resolution shall become effective immediately upon its approval by the Mayor or upon its adoption into law without such approval.

10. a. Adopt a Resolution (Attachment # 1) authorizing the submission of an application to the Georgia Department of Transportation (GDOT) for FY 26 Federal Transit Administration (FTA) – 5307 operating assistance in the amount of \$3,616,944; as per agenda report dated August 28, 2024;

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

c. Authorize the Mayor and appropriate staff to execute the resulting contract between the Unified Government of Athens-Clarke County (ACCGov) and GDOT.

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

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

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

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

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

NOW THEREFORE, BE IT RESOLVED BY UNIFIED GOVERNMENT OF ATHENS-CLARKE COUNTY hereinafter referred to as the "Applicant",

1. That the Designated Official Kelly Girtz, Mayor, hereinafter referred to as the "Official, is authorized to execute and file an application on behalf of Unified government of Athens-Clarke County with the Georgia Department of Transportation, to aid in the purchase of bus transit vehicles and/or the planning, development, and construction of bus transit-related facilities pursuant to Section 5307 of the Federal Transit Act.
2. That the Official is authorized to execute and file such application and assurances, or any other document required by the U.S. Department of Transportation and the Georgia Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964.
3. That the Official is authorized to execute and file all other standard assurances, or any other document required by the Georgia Department of Transportation or the U.S. Department of Transportation in connection with the application for public transportation assistance.
4. That the Official is authorized to execute grant contract agreements on behalf of the Applicant with the Georgia Department of Transportation.
5. That the Official is authorized to set forth and execute Minority Business Enterprise, DBE (Disadvantaged Business Enterprise) and WBE (Women Business Enterprise) policies and procedures in connection with the project's procurement needs as applicable.
6. That the applicant while making application to or receiving grants from the Federal Transit Administration will comply with FTA Circular 9030.1E, FTA Certifications and Assurances for Federal Assistance 2024 as listed in this grant application and General Operating Guidelines as illustrated in the Georgia State Management Plan.
7. That the applicant has or will have available in the General Fund the required non-federal funds to meet local share requirements for this grant application.

11. a. Adopt a Resolution (Attachment #1) authorizing the submission of an application for and the acceptance of the annual Transit Planning Assistance Grant (Title 49 USC Section 5303) for FY26 (July 1, 2025 - June 30, 2026), if awarded, in the estimated maximum amount of \$98,919 in federal funding as per agenda report dated August 21, 2024; and,

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

AUTHORIZING RESOLUTION

Resolution authorized the execution of contracts between the Department of Transportation, United States of America, the Georgia Department of Transportation, and the Unified Government of Athens-Clarke County, for a grant under the title 49 U.S.C., Section 5303, for FY 2026 (July 1, 2025 - June 30, 2026)

WHEREAS, the Secretary of Transportation and the Commissioner of the Georgia Department of Transportation are authorized to make grants for mass transportation projects;

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

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

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

WHEREAS, the Federal government and the State of Georgia will provide at least \$98,919 of the funding for the Transit Planning (Section 5303) contract expenses incurred by the Unified Government subject to a maximum local match of \$24,730.

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

That the Mayor is authorized to execute and file an application on behalf of the Unified Government of Athens-Clarke County with the Georgia Department of Transportation to aid in the financing of a technical study grant pursuant to Section 5303 of the Federal Transit Act to implement specific items of the FY 2026 Madison Athens-Clarke Oconee Regional Transportation Study (MACORTS) Unified Planning Work Program.

That the Mayor is authorized to execute and file with such application an assurance or any other document required by the U.S. Department of Transportation and Georgia Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964 ;

That the Planning Director of Athens-Clarke County is authorized to furnish such additional information as the U.S. Department of Transportation and the Georgia Department of Transportation may require in connection with the application or the project;

That the Mayor is authorized to set forth and execute Minority Business Enterprise, DBE (Disadvantaged Business Enterprise,) and WBE (Women Business Enterprise) policies and procedures in connection with the projects procurement needs.

That the Mayor and appropriate staff is authorized to apply for a grant, accept such grant, if awarded, and execute these grant agreements on behalf of the Unified Government of Athens-Clarke County with the Georgia Department of Transportation to aid in the financing of a technical study grant to implement specific items of the MACORTS Unified Planning Work Program.

That the Unified Government of Athens-Clarke government while making application to or receiving grants from the Federal Transit Administration will comply with FTA Circular 8100.1D, FTA Certifications and Assurances for Federal Assistance 2021 as listed in this grant application and General Operating Guidelines as illustrated in the Georgia State Management Plan.

That the Unified Government of Athens-Clarke government has or will have available in the General Fund the required non-federal funds to meet local share requirements for this grant application.

12. a. Adopt a resolution (Attachment #1) authorizing the application for and acceptance of the Federal Planning (PL) contract amount associated with the annual Metropolitan Transportation Planning Grant for FY26 (July 1, 2025 - June 30, 2026) as per agenda report dated August 21, 2024; and,
- b. Authorize the Mayor and appropriate staff to execute all related documents.

AUTHORIZING RESOLUTION

Resolution authorizing the execution of contracts between the Department of Transportation, United States of America, the Georgia Department of Transportation, and the Unified Government of Athens-Clarke County for the FY 2026 (July 1, 2025 - June 30, 2026) Planning (PL) Contract, if awarded.

WHEREAS, the Federal Government requires that Urbanized Areas such as Athens have a formal planning process as it relates to the planning of transportation projects; and

WHEREAS, the Federal Government will not authorize the expenditure of funds for said transportation projects unless they come out of this formal transportation planning process; and

WHEREAS, the formal transportation planning process is organized around what is commonly known as the Madison Athens-Clarke Oconee Regional Transportation Study (MACORTS);

WHEREAS, the staff of the Unified Government of Athens-Clarke County Planning Department provides support for MACORTS planning efforts;

WHEREAS, the Federal Government will provide up to an estimated amount of \$265,000 of the funding for the transportation planning (PL) contract expenses incurred by the Unified Government of Athens-Clarke County subject to a 20% local match of the funded amount (estimated to be a maximum of \$54,000), if awarded;

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

That the Mayor and appropriate staff are authorized to apply for a grant, accept such grant if awarded, and execute an associated contracts with the Georgia Department of Transportation (GDOT) for the FY 2026 Transportation Planning (PL) Contract Funds, if awarded.

13. a. Authorize the submission of a grant application for up to \$457,250 in Continuum of Care Homeless Assistance Grant funds for HUD program year 2024, and acceptance, if awarded as per agenda report dated August 26, 2024;
- b. Acceptance of Grant funds for HUD program year 2025, if awarded; and
- c. Authorize the Mayor and ACCGov staff to execute all related contracts, grant agreements, and related documents.

14. a. Approve the designation of Garver, LLC, as the most apparent qualified firm to enter negotiation for the preliminary design of the TSPLOST2023, Project 11 – East Athens MLK Oconee River Greenway Trail as per agenda report dated August 19, 2024;
- b. Authorize appropriate staff to negotiate a Multi-Phase Master Contract to Garver, LLC, to provide Preliminary Engineering & Design Services for the TSPLOST 2023, Project 11 – East Athens MLK Oconee River Greenway Trail for a cost not to exceed \$500,000 to Garver, LLC;
- c. Award a Multi-Phase Master Contract to Garver, LLC, to provide Preliminary Engineering & Design Services for the TSPLOST 2023, Project 11 – East Athens MLK Oconee River Greenway Trail for a cost not to exceed \$500,000 upon satisfactory completion of contract negotiations; and,
- d. Authorize the Mayor and appropriate staff to execute any and all other project related

document to facilitate the preliminary engineering & design phase following GDOT Plans Development Process and FHWA guidelines.

15. Approve the Sterling Woods Subdivision request for registration in the Neighborhood Notification Initiative (NNI) program with associated boundaries as identified in Attachment #1 as per agenda report dated August 21, 2024.

16.
 - a. Approve abandonment and the disposal of portion of Bedgood Road and its associated excess right of way as outlined within the attached Disposition Agreement (Attachment #1), and as outlined in the approved resolution (Attachment #2) and in compliance with Section 32-7-4 of the Official Code of Georgia Annotated and Section 7-502 of the Charter of the Unified Government of Athens-Clarke County, or as otherwise authorized by applicable laws for such disposition as per agenda report dated August 23, 2024; and
 - b. Authorize the Mayor and appropriate staff to execute all related documents.

17.
 - a. Ratify the award of a Total Unit Price Purchase Order under emergency authorization for the modernization of the Inmate Elevator as well as the Pedestrian Elevators at the Courthouse to Premier Elevator for a cost not to exceed \$600,000 as of agenda report dated August 14, 2024; and
 - b. Authorize the Mayor and appropriate staff to execute all related documents.

18.
 - a. Approve the Athens Cultural Affairs Commission's (ACAC) recommended Public Art Type and Location, as shown in Attachment #1, as part of the SPLOST 2011 – Project 32, Costa Building Renovation as per agenda report dated August 8, 2024; and,
 - b. Authorize the Mayor and appropriate staff to execute all related documents.

19.
 - a. Approve the selection of the WH Platts Company as the most responsive proposal for the Video Conferencing and Information Display Systems for the Jail and Courthouse (ARPA-funded project) as per agenda report dated August 19, 2024;
 - b. Authorize appropriate staff to negotiate the contract amount and annual maintenance fees; and
 - c. Authorize the Mayor and appropriate staff to execute the appropriate documentation to award the contract for software and professional services to the WH Platts Company for an amount not to exceed \$646,000.

20.
 - a. Approve Honey Tree Drive paving repairs and maintenance activities as shown on Attachment #1 as per agenda report dated September 4, 2024;
 - b. Approve a change order in the amount of \$152,152.20 to the CY24 PMP unit price contract to cover the cost of Honey Tree Drive repairs and associated maintenance activities; and
 - c. Authorize Mayor and appropriate staff to execute all related documents.

21. a. Ratify the award of a plumbing contract under emergency authorization to Seay Plumbing & Drain Service, Inc. in the amount of \$60,000 to connect 10 houses along Pittard Road and Star Road to the Athens-Clarke County public water system as per agenda report dated September 12, 2024; and

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

22. APPROVE: Appointment to the Community Tree Council

Gary Crider

Term will expire 12/31/2026

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

A public hearing was held on the request of Carter Engineering Consultants Inc., owner: Waseca Learning Environment Inc., for special use in RS-15 on 5.07 acres known as 615 Tallassee Road. Proposed use is day care/school. Type II District 5

Planning Commission recommendation: Approval w/condition

Public input

1. Jeff Carter – supported
2. Sarah Cox – supported

A motion was made by Commissioner Fisher, seconded by Commissioner Houle, to adopt the following ordinance (#24-10-92) 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 ONE PARCEL OF LAND LOCATED AT 615 TALLASSEE ROAD; 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 is hereby amended to provide for special use approval for the expansion of an existing conditional use approval from 1988 of a Day Care, Kindergarten, Elementary, Middle, and High School use. The affected parcel of land comprises approximately 5.07 acres, is located at 615 Tallassee Road, and is known as tax parcel number 064 056 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 as shown by Attachment A hereto shall be noted on the Official Zoning Map in the office of the Clerk of Commission and duly noted in the minutes of the Commission meeting.

The subject parcel is further described in that certain document entitled “Special Use Site Plan,” prepared by James J. Carter, registered professional engineer, designated in the lower right-hand corner as sheet number “SUP 1.0,” dated August 2, 2024, and which is on file for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of two pages in total. Each sheet is numbered, titled, and dated as shown in the table below.

Sheet No.:	Title	Date:
SUP 1.0	Special Use Site Plan	August 2, 2024
BB1	Building Elevations	July 30, 2024

Each sheet listed above is stamped “Binding 9-11-24” and is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written plan associated with this ordinance and incorporated herein by reference consists of ten pages in total, entitled “Waseca Learning Expansion, Project Narrative & Written Report,” prepared by Carter Engineering, is dated July 10, 2024, stamped “Binding 9-11-24,” and is on file for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. The following condition of zoning shall be associated with the special use approved herein:

1. The Applicant shall retain sufficient right-of-way for the completion of the multi-use path moving through the site in conjunction with SPLOST 2020 Project #32 – Tallassee Road Connector.

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

A public hearing was held at the request of Frank Pittman / Pittman & Greer Engineering, Owner: RBCB Holdings LLC, for rezoning from C-G (commercial-general) to RM-2 (mixed density residential) on 2.45 acres known as 204 Old Hull Road. Proposed use is residential multi-family. This will require an amendment to the future land use from general business to mixed density residential. Type I District 2

Planning Commission recommendation:

Future Land Use: Approval (unanimous)
Rezoning: Approval (unanimous)

Public input

1. Frank Pittman – supported

A motion was made by Commissioner Link, seconded by Commissioner Thornton, to adopt the following ordinance (#24-10-93) 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 FUTURE LAND USE MAP OF ATHENS-CLARKE COUNTY BY CHANGING THE DESIGNATION OF APPROXIMATELY 2.45 ACRES LOCATED AT 204 OLD HULL ROAD FROM “GENERAL BUSINESS” TO “MIXED DENSITY RESIDENTIAL;” AND FOR OTHER PURPOSES.

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

SECTION 1. The Official Land Use 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 land use designation on approximately 2.45 acres of land located at 204 Old Hull Road, Athens-Clarke County tax parcel number 164 011, from “General Business” to “Mixed Density Residential,” as more fully shown on Exhibit A, attached hereto and incorporated herein by reference.

The date of this amendment to the Official Land Use Map of Athens-Clarke County as shown by Exhibit A shall be duly noted in the minutes of the Commission meeting. The Official Land Use Map and Exhibit A hereto are available for public inspection in said Clerk’s Office, 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 Link, seconded by Commissioner Thornton, to adopt the following ordinance (#24-10-94) which was presented by title only.

The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO REZONING ONE PARCEL OF LAND COMPRISING APPROXIMATELY 2.45 ACRES LOCATED AT 204 OLD HULL ROAD FROM C-G (COMMERCIAL-GENERAL) TO RM-2 (MIXED DENSITY RESIDENTIAL); AND FOR OTHER PURPOSES.

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

SECTION 1. The map constituting the component part of the Zoning Ordinance of Athens-Clarke County, Georgia, by virtue of and in compliance with Sections 9-3-3 and 9-3-6 thereof, is hereby amended by changing the zoning of one parcel of land comprising approximately 2.45 acres and located at 204 Old Hull Road from C-G (Commercial-General) to RM-2 (Mixed Density Residential) as shown on Attachment A hereto.

The affected parcel of land is more particularly described in that certain document entitled “Rezone Concept Plan,” designated in the lower right-hand corner as “01,” prepared by B. Frank Pittman, registered professional engineer, dated May 21, 2024, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The affected parcel is also known as Tax Parcel No. 164 011 on the Athens-Clarke County tax maps being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment on the Official Zoning Map of Athens-Clarke County as shown by Attachment A 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 other ordinances or parts of ordinances in conflict herewith are hereby repealed.

A public hearing was held on the request of Jeff Carter, Carter Engineering, owner Charles Jordan and Frances Colley, for special use in C-G and RM-1 (commercial-general (airport overlay) and mixed density residential on 9.42 acres known as 1825, 1885, and 1889 Lexington Road. Proposed use is residential multi-family. Type II District 3

Planning Commission recommendation: Approval w/condition (unanimous)

Public input

1. Jeff Carter – supported
2. Sam Rogers – supported

A motion was made by Commissioner Taylor, seconded Commissioner Thornton, to adopt the following ordinance (#24-10-95) 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 OF MULTI-FAMILY DWELLINGS AND GROUND-FLOOR RESIDENTIAL IN THE C-G (A) (COMMERCIAL-GENERAL, AIRPORT OVERLAY) AND RM-1 (MULTI-FAMILY RESIDENTIAL) DISTRICTS FOR THREE PARCELS OF LAND AT 1825, 1885, AND 1889 LEXINGTON TOTALING APPROXIMATELY 9.42 ACRES; AND FOR OTHER PURPOSES.

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

SECTION 1. The current C-G (A) (Commercial General, Airport Overlay) and RM-1 (Multi-Family Residential) Districts are hereby amended to provide for special use approval of multi-family dwellings and ground floor residential in the Airport Overlay (A) Zone. The affected parcels of land comprise approximately 9.42 acres in total, are located at 1825, 1885, and 1889 Lexington Road, Athens, Georgia, and are known as tax parcel numbers 172D 014 (1825 Lexington Road), 172D4 A001 (1885 Lexington Road), and 172D4 A012 (1889 Lexington Road) 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.

The subject parcels are further described in that certain document entitled “Special Use Site Plan,” prepared by James J. Carter, Georgia registered professional engineer, and designated in the lower right-hand corner as sheet number SUP 1.0, which is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 2. The binding site plan associated with this ordinance and incorporated herein by reference consists of six pages in total. The respective number, title, and date of each sheet is listed below.

Sheet No.:	Title:	Date:
SUP 1.0	Special Use Site Plan	N/A
N/A	Exterior Elevation Concept 1	June 3, 2024
N/A	Exterior Elevation Concept 2	June 3, 2024
N/A	Exterior Elevation Concept 3	June 3, 2024

N/A	Exterior Elevation Concept 4	June 3, 2024
N/A	Exterior Elevation Concept – Clubhouse	May 23, 2024

Each sheet listed above is stamped “Binding 9-11-24” and is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

The binding written report associated with this ordinance and incorporated herein by reference consists of twelve pages in total, entitled “Lexington Flats Project Narrative & Written Report,” prepared by Carter Engineering, dated May 24, 2024, stamped “Binding 9-11-24,” and is on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia.

SECTION 3. The following conditions shall be associated with the special use approved herein:

1. Prior to the approval or issuance of any permits, the owner/applicant must comply with Section 9-13-3(B) of the Code of Athens-Clarke County, Georgia, by entering into an airport noise agreement with the Unified Government of Athens-Clarke County, Georgia, and recording the required affidavit in the real estate records maintained by the Clerk of the Superior Court of Athens-Clarke County. Additionally, any deeds transferring the parcels at issue must contain the language described in Section 9-13-3(B)(2) of the Code of Athens-Clarke County, Georgia.
2. The owner/applicant must provide an easement for a future multi-use trail as proposed in the Oconee Rivers Greenway Network Plan, and must coordinate with the Athens-Clarke County Leisure Services Department regarding the same.
3. The owner/applicant must amend its application report and plans to comply with the information presented in that certain exhibit tendered into the record during the meeting of the Athens-Clarke County Planning Commission on September 5, 2024, and called “Exhibit 1” during said meeting.
4. The owner/applicant shall be permitted to amend the site plan and written report, described in Section 2 above, to allow for an increase in bedrooms from 228 to 240, with 24 three-bedroom dwelling units. In order to achieve this increase in bedrooms, the owner/applicant must comply with Chapter 9-27 of the Code of Athens-Clarke County, Georgia, entitled “Inclusionary Zoning–Rentals.”

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

A public hearing was held on the request of Joshua Hall, owner Board of Regents of the University System of Georgia, for rezoning from G (government) to C-DF (commercial-downtown west end design area) on 1.72 acres known as 290 S. Lumpkin Street. Proposed use is residential and commercial mixed. This will require an amendment to the future land use from government to downtown. Type I District 4

Planning Commission recommendation:

Future Land Use: Approval (unanimous)

Rezoning: Approval (unanimous)

Public input

1. Jeff Warwick - supported

A motion was made by Commissioner Wright, seconded Commissioner Thornton, to adopt the following ordinance (#24-10-96) 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 FUTURE LAND USE MAP OF ATHENS-CLARKE COUNTY BY CHANGING THE DESIGNATION OF 1.72 ACRES LOCATED AT 290 S. LUMPKIN STREET FROM “GOVERNMENT” TO “DOWNTOWN;” AND FOR OTHER PURPOSES.

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

SECTION 1. The Official Land Use 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 land use designation on approximately 1.72 acres of land located at 290 S. Lumpkin Street, Athens-Clarke County tax parcel number 171 001F, from “Government” to “Downtown,” as more fully shown on Exhibit A, attached hereto and incorporated herein by reference.

The date of this amendment to the Official Land Use Map of Athens-Clarke County as shown by Exhibit A shall be duly noted in the minutes of the Commission meeting. The Official Land Use Map and Exhibit A hereto are available for public inspection in said Clerk's Office, 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 Wright, seconded by Commissioner Thornton, to adopt the following ordinance (#24-10-97) which was presented by title only.

The motion passed by unanimous vote.

AN ORDINANCE TO AMEND THE CODE OF ATHENS-CLARKE COUNTY, GEORGIA WITH RESPECT TO REZONING ONE PARCEL OF LAND COMPRISING APPROXIMATELY 1.72 ACRES LOCATED AT 290 S. LUMPKIN STREET FROM G (GOVERNMENT) TO C-D (WE) (COMMERCIAL-DOWNTOWN (WEST END DESIGN AREA)); AND FOR OTHER PURPOSES.

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

SECTION 1. The map constituting the component part of the Zoning Ordinance of Athens-Clarke County, Georgia, by virtue of and in compliance with Sections 9-3-3 and 9-3-6 thereof, is hereby amended by changing the zoning of one parcel of land comprising approximately 1.72 acres and located at 290 S. Lumpkin Street from G (Government) to C-D (Commercial- Downtown (West End Design Area)) as shown on Attachment A hereto.

The affected parcel of land is more particularly described in that certain document entitled "ALTA/NSPS Land Title & Topographic Survey for: BCM Properties of UGA, LLC, a Georgia Limited Liability Company, CRE Impact BCM UGA Athens GA LLC, a Georgia Limited Liability Company, and Stewart Title Guaranty Company," designated in the lower right-hand corner as "1 of 1," prepared by Barron M. Dunn, professional land surveyor, dated October 13, 2023, and being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The affected parcel is also known as Tax Parcel No. 171 001F on the Athens-Clarke County tax maps being on file and available for public inspection in the office of the Athens-Clarke County Planning Department, 120 West Dougherty Street, Athens, Georgia. The date of this amendment on the Official Zoning Map of Athens-Clarke County as shown by Attachment A shall be noted on said Official Zoning Map in the office of the Clerk of the Commission, 301 College Avenue, Athens, Georgia, and duly noted in the minutes of the Commission meeting.

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

A public hearing was held on request of Athens-Clarke County Unified Government for text amendment to expand Code Section 9-27 Inclusionary zoning.

Planning Commission recommendation: Approval (unanimous)

Public input

There was none.

A motion was made by Commissioner Davenport, seconded by Commissioner Taylor, to adopt the following ordinance (#24-10-98) 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 INCLUSIONARY ZONING; AND FOR OTHER PURPOSES.

WHEREAS, on or about April 5, 2022, the Commission adopted an ordinance creating a new Chapter 9-27 in the Code of Athens-Clarke County, Georgia, entitled "INCLUSIONARY ZONING – RENTALS"; and

WHEREAS, the Commission desires to amend Chapter 9-27, as first created in 2022, to clarify certain provisions therein, to further align said Chapter 9-27 with phrases and terms-of-art commonly used by the United States Department of Housing and Urban Development, and to enhance the readability of Chapter 9-27;

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

SECTION 1. Section 9-27-1 of the Code of Athens-Clarke County, Georgia, entitled "*Purpose and Intent*," is hereby amended by deleting the phrase "low-income and moderate-income households" and replacing said phrase with "very-low and low-income households" in sub-section (A), paragraph (1) thereof so that said paragraph now reads as follows:

1. Incentivized to contain a defined percentage of housing affordable to very-low and low-income households; and

Said Section 9-27-1 is hereby further amended by deleting the phrase "low to moderate income households" and replacing said phrase with "very-low to low-income households" in sub-section (B), paragraph (2) thereof so that said paragraph now reads as follows:

2. Provide housing to meet the existing and anticipated future needs of very-low to low-income households;

SECTION 2. Section 9-27-2 of the Code of Athens-Clarke County, Georgia, entitled "*Definitions*," is hereby deleted in its entirety and replaced as follows:

Sec. 9-27-2. – Definitions.

The following definitions shall apply in the interpretation and enforcement of this chapter, unless the context clearly requires otherwise:

Affordable means rented at an affordable rent that accounts for a total of 30% or less of the respective area median income for a household of a variable size.

Affordable rent means the rent derived from the methodology outlined in section 9-27-4-f. In no case shall the maximum monthly rent exceed 1/12 of 30 percent of 80 percent area median income for low-income households or 60 percent area median income for very-low-income households, less a reasonable allowance for utilities.

Athens-Clarke County: The Unified Government of Athens-Clarke County.

Density bonus means a density increase over the otherwise maximum residential density as permitted by the Athens-Clarke County zoning ordinance and the comprehensive land use plan at the time of application.

Developer means any person, firm, partnership, association, joint venture, corporation, or any entity or combination of entities that seeks Athens-Clarke County's approval for all or part of a development project. The term "developer" includes the term "owner."

Dwelling Unit means a single unit of housing for a family or one or more persons, which includes the bedrooms and attached common areas. A single bedroom that connects to shared common areas such as a kitchen, living room, or den does not qualify as a standalone dwelling unit.

Household income means the combined adjusted gross income for all adult persons residing in a dwelling unit.

Household, low-income, means a household whose annual income does not exceed 80 percent of the area median income, adjusted for family size, as published and annually updated by the United States Department of Housing and Urban Development.

Household, very-low-income, means a household whose income does not exceed 60 percent of the area median income, adjusted for family size, as published and annually updated by the United States Department of Housing and Urban Development.

Housing fund means the fund created by Athens-Clarke County for the purposes of utilizing payments in lieu authorized by this chapter for the development of affordable housing within Athens-Clarke County.

Inclusionary housing agreement, development agreement, or agreement means the agreement between a developer and Athens-Clarke County setting forth the manner in which the inclusionary housing component will be met in the development project. This mechanism is used as a precursor to the Land Use Restriction Agreement when the entity submitting a project to plans review does not yet own the property in question.

Inclusionary housing component means the provision of the inclusionary housing units in a development project.

Inclusionary housing development means a development in which the developer has voluntarily agreed to comply with the inclusionary zoning requirements of this chapter in exchange for certain inclusionary incentives.

Inclusionary housing plan means a plan required at the time of Plan Review for a land disturbance permit or building permit that provides the details of proposed inclusionary units.

Inclusionary housing unit or *inclusionary unit* means a rental dwelling unit developed as a part of the inclusionary housing component of a development project as provided in this chapter.

Inclusionary incentives means the planning and building standards waivers or reductions, and regulatory incentives or concessions provided by Athens-Clarke County to a development project to assist in the provision of the inclusionary housing component.

Income, area median, means the annual median family income of a geographic area of the state, as annually estimated by the United States Department of Housing and Urban Development pursuant to section 8 of the Housing Act of 1937.

Land Use Restriction Agreement means legal restrictions by which the rents for rental inclusionary units will be controlled to ensure that rents remain affordable for a period of twenty (20) years or longer if determined to be legally permissible. This phrase is sometimes abbreviated as "LURA."

Market rate means rates not restricted to an affordable housing price or affordable rent.

Off-site unit means an inclusionary unit that is built separately or at a different location than the main development.

On-site unit means an inclusionary unit that will be built as a part of the main development.

Owner includes the person, partnership, joint venture, association, corporation, or public or private entity having proprietary interest in real property to commence, maintain, and operate a development project.

Residential project means a residential development project eligible for the opportunity to provide an inclusionary housing component as specified in this chapter.

Unit, for the purposes of this Chapter 9-27, is the equivalent of a bedroom as regulated by the Zoning Ordinance of Athens-Clarke County, Georgia. For purpose of clarity, this term is further described as any room other than a living room, family room, dining room, kitchen, bathroom, closet, or utility room.

SECTION 3. Section 9-27-3 of the Code of Athens-Clarke County, Georgia, entitled "*Penalty*," is hereby amended by adding the phrase "or Land Use Restriction Agreement" in sub-sections (A) and (B) thereof, so that said sub-sections now read as follows:

A. No inclusionary incentives shall be issued without an approved development agreement or Land Use Restriction Agreement clearly identifying the voluntary affordable housing to be provided as authorized by this chapter.

B. If the developer violates this chapter or an executed inclusionary housing agreement or Land Use Restriction Agreement in any way, including not constructing the required affordable units, Athens-Clarke County may deny, suspend, or revoke any and all building or occupancy permits. Athens-Clarke County can also withhold any additional building permits until the affordable units are built.

SECTION 4. Section 9-27-4 of the Code of Athens-Clarke County, Georgia, entitled "*Standards*," is hereby deleted in its entirety and replaced as follows:

Sec. 9-27-4. – Standards.

A. *Minimum eligibility requirements.* Any development involving the construction, renovation, reconstruction, or change in use of multiple-family dwellings shall be eligible to apply to be considered as an inclusionary housing development, provided that one of the following minimum project sizes are applicable:

1. Any new development that creates at least five (5) multiple-family dwelling units;
2. Any renovation or reconstruction of existing multiple-family dwelling units that increases the number of dwelling units by at least five (5) dwelling units; or
3. Any change in use of all or part of an existing development of one or more buildings from a nonresidential use to a residential use that has at least five (5) dwelling units.

B. *Number of inclusionary units.* To calculate the number of inclusionary units, the total number of proposed units shall be multiplied by the associated percentage identified in Section 9-27-5. Additionally, the distribution of inclusionary dwelling units as it pertains to the number of bedrooms shall be in substantially the same proportion as the market rate dwelling units. If the dwelling unit product contains a fraction, it shall be rounded up to the next higher integer or the applicable percentage may be made as a payment in lieu for the fractional percentage of a dwelling unit.

1. *Location of inclusionary dwelling units.* The inclusionary dwelling units shall be located within the inclusionary housing development, except in accordance with the payment in lieu option as defined below in Section 9-27-7.

C. *Leased or rented inclusionary dwelling units.* Inclusionary dwelling units that will be leased or rented shall be:

1. Restricted to households having an income that does not exceed the designated percentage of the area median income for the family size having the same number of persons as the subject household for the Athens-Clarke County, Georgia, Metropolitan Statistical Area, as published by the U.S. Department of Housing and Urban Development as of the date of the household's application, and whose housing and utility costs do not exceed thirty percent (30%) of the household's annual gross income; and
2. Maintained as inclusionary dwelling units through a land use restriction agreement with Athens-Clarke County and/or its authorized designee for a period of 20 years or the longest period which is permissible under Georgia state law.
3. Multi-bedroom units may not utilize multiple lease agreements for each bedroom, but rather must be leased as a single dwelling unit.

D. *Timing of development.* The inclusionary housing plan and inclusionary housing agreement shall include a phasing plan, which provides for the timely development of the inclusionary dwelling units as the residential project is built out. The phasing plan shall provide for development of the inclusionary dwelling units concurrently with the market rate dwelling units; provided, however, that the phasing plan may be adjusted by the director of the Planning Department away from strict concurrency where necessary in order to account for the different financing and funding environments, economies of scale, and infrastructure needs applicable to development of the market rate and the inclusionary units.

E. *Design, appearance, and size.* Inclusionary dwelling units shall be:

1. Indistinguishable from the market rate dwelling units in infrastructure (including sewer, water and other utilities); construction quality; interior and exterior design; and all aspects of construction, design, and materials;
2. Designed to have a number of bedrooms and bathrooms with the intent of accommodating diverse family sizes by including a mix of studio, one, two, and three-bedroom units, all in substantially the same proportion as the market rate dwelling units, as applicable;
3. Interspersed among the market rate dwelling units within the development with access to the same communal areas, shared spaces, entrances, exits, elevators, and amenities, as well as the same share of parking spaces, as those that are enjoyed by and are accessible to the market rate dwelling units. Developments not meeting this criterion must be approved by the Athens Clarke County Planning Commission as a Type III action as defined in Section 9-4 of the Zoning Ordinance;
4. Designed to be indistinguishable in square footage, style, and quality with the market rate dwelling units in the development.

F. *Affordable Rents:* Maximum dwelling unit rental rates are derived from the HOME Rent Limits for Athens-Clarke County, published annually by the United States Department of Housing and Urban Development, as follows:

Dwelling Unit Configuration	OPTION A (households at 80% AMI or below)	OPTION B (households at 60% AMI or below)
Studio	100% of High HOME Rent Limit	85% of Low HOME Rent Limit
1 Bedroom	100% of High HOME Rent Limit	85% of Low HOME Rent Limit
2 Bedrooms	100% of High HOME Rent Limit	85% of Low HOME Rent Limit
3 Bedrooms	85% of High HOME Rent Limit	85% of Low HOME Rent Limit
4 Bedrooms	85% of High HOME Rent Limit	85% of Low HOME Rent Limit
5 Bedrooms	85% of High HOME Rent Limit	85% of Low HOME Rent Limit
6 Bedrooms	85% of High HOME Rent Limit	85% of Low HOME Rent Limit
7 or More Bedrooms	85% of High HOME Rent Limit as calculated for the maximum # of bedrooms	85% of Low HOME Rent Limit as calculated for the maximum # of bedrooms

1. Dwelling unit rental rates are established from the most recent HOME Rent Limits as published by the United States Department of Housing and Urban Development at the time the lease is originated.

2. Regardless of the duration of the lease, rents must be held constant as calculated for a period 12 months from the time the lease is originated and may only be updated on an annual basis.

3. In the event the United States Department of Housing and Urban Development ceases to publish annual HOME Rent Limits for Athens- Clarke County, maximum monthly dwelling unit rents shall not exceed 1/12 of 30 percent of 80 percent area median income for low-income households or 60 percent area median income for very-low-income households, less a reasonable allowance for utilities, as determined by the Department of Housing and Community Development.

SECTION 5. Section 9-27-5 of the Code of Athens-Clarke County, Georgia, entitled “*Inclusionary incentives*,” is hereby amended by deleting sub-section (B) thereof and replacing sub-section (B) with the following:

B. Density Bonus.

1. Athens-Clarke County shall make available to the residential project the following applicable density bonus and incentives:

Zoning District	Allowable Density Bonus	% Affordable Units Required	
		OPTION A	OPTION B
RM-1	50%	15% [*]	10% ^{**}
RM-2	50%	15% [*]	10% ^{**}
RM-3	50%	15% [*]	10% ^{**}
C-O	50%	15% [*]	10% ^{**}
CN	50%	15% [*]	10% ^{**}
CG	100%	20% [*]	15% ^{**}

CD	25%	10%*	5%**
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*Under Option A, affordable dwelling units must be rented to qualifying low-income residents at or below 80% AMI.

**Under Option B, affordable dwelling units must be rented to qualifying very-low-income residents at or below 60% AMI.

2. To calculate the density bonus for multi-family developments, the maximum number of units allowed in the applicable zoning district shall be multiplied by the applicable percentage in the chart above. If the product contains a fraction, a fraction of 0.5 or more shall be rounded up to the next higher integer, and fraction of less than 0.5 shall be rounded down to the next lower integer.

SECTION 6. Section 9-27-7 of the Code of Athens-Clarke County, Georgia, entitled "*Payment in lieu alternative*," is hereby amended by deleting sub-sections (A) and (B) of said code section and replacing sub-sections (A) and (B) as follows:

A. Under this option, qualifying projects in the CD (Commercial Downtown) zoning district may choose to make a payment in lieu of providing affordable dwelling units on-site. The payment in lieu amount shall be the product of: the number of affordable dwelling units required under option A above, arranged by dwelling unit types equivalent to the market rate dwelling unit mix of the proposed development and multiplied by a per-dwelling unit figure, which shall be determined from time to time by the Mayor and Commission, based on the estimated cost of constructing the mandated dwelling units.

B. In all applicable zoning districts, payments in lieu are available in lieu of any required fractional percentage of a required affordable dwelling unit, in place of rounding up to the next whole number. The per-dwelling unit payment amount set by the Mayor and Commission shall be located in its Schedule of Fees and Charges pursuant to Section 2-6-2 of the Code of Athens-Clarke County, Georgia. The county manager shall establish a housing fund for the receipt and management of in-lieu housing fees. Monies received into the fund shall be utilized solely for the construction or purchase and maintenance of affordable housing and for the costs of administering programs consistent with the purposes of this section.

SECTION 7. Section 9-27-8 of the Code of Athens-Clarke County, Georgia, entitled "*Occupancy requirement*," is hereby amended by adding the word "dwelling" before the word "unit" so that said code section now reads as follows:

Sec. 9-27-8. – Occupancy requirement.

Any person who occupies a rental inclusionary dwelling unit shall occupy that dwelling unit as his or her principal residence.

SECTION 8. Section 9-27-9 of the Code of Athens-Clarke County, Georgia, entitled "*Administration of the inclusionary housing program*," is hereby amended by deleting therefrom sub-sections (C) through (G) thereof and replacing said sub-sections with the following sub-sections (C) through (H):

C. *Proposed inclusionary housing plan.* At the time of and as part of the application for the inclusionary zoning, the developer of a development project shall present to the Planning Department a draft inclusionary housing plan, which shall contain, at a level of detail appropriate to the request, the number, dwelling unit mix, location, structure type, affordability, and phasing of inclusionary dwelling units.

D. *Action on inclusionary housing plan.* The Housing and Community Development Department shall review the proposed inclusionary housing plan. The elements of the inclusionary housing plan shall be incorporated into the terms and conditions of the applicable project-specific approvals.

E. *Inclusionary housing agreement.*

1. *Requirement.* An inclusionary housing agreement may be used as a precursor to the Land Use Restriction Agreement when the developer or plans review applicant is not yet the property owner. This document will be used to outline commitments of the Developer and Athens-Clarke County when the current property owner intends to sell or transfer the property prior to development. Development plans may not be approved without an executed inclusionary housing agreement executed by the developer and the director of the Housing and Community Development Department acting with the advice of the Planning Director. Athens-Clarke County may choose to record or publish this agreement at its sole discretion.

2. *Timing.* The inclusionary housing agreement shall be negotiated concurrently with the processing of an application for the earlier of a development agreement or the first project-specific approval.

3. *Contents.* The agreement shall be consistent with the inclusionary housing plan, and shall indicate: the number of very-low and low-income dwelling units, the developer of the inclusionary dwelling units, the phasing and construction scheduling of the dwelling units, commitments for inclusionary incentives, including commitments for local public subsidy, and any other information required by the Housing and Community Development Department relative to the inclusionary housing component.

4. *Information required from developer.* The developer of the development project shall provide

a. Plans, schematics, and details of phasing of the residential project as a whole including the inclusionary housing component;

b. The name and address of the entity which will develop the inclusionary housing component, if not the developer;

c. Any other information reasonably required by the Housing and Community Development Department in connection with the agreement.

5. *Incorporation into project-level approvals and recordation.* The developer's obligations and the inclusionary incentives in the agreement shall be incorporated into the project-specific approvals.

F. *Land use restriction agreement.*

1. *Requirement.* No construction permits may be issued for the project without a Land Use Restriction Agreement executed by the owner and the Mayor of Athens-Clarke County. Once executed, this agreement will be filed with the local courts.

2. *Timing.* The Land Use Restriction Agreement shall be negotiated concurrently with the processing of an application for the earlier of a development agreement or the first project-specific approval. When a prior executed inclusionary housing development agreement exists, the Land Use Restriction Agreement must be executed and recorded prior to the issuance of construction permits.

3. *Contents.* The agreement shall be consistent with the inclusionary housing plan or prior inclusionary housing agreement when one exists, and shall indicate: the number of very low and low income dwelling units, the developer of the inclusionary dwelling units, the phasing and construction scheduling of the dwelling units, commitments for inclusionary incentives, including commitments for local public subsidy, and any other information required by the Housing and Community Development Department relative to the inclusionary housing component.

4. *Information required from developer.* The developer of the development project shall provide

a. Plans, schematics, and details of phasing of the residential project as a whole including the inclusionary housing component;

b. The name and address of the entity which will develop the inclusionary housing component, if not the developer;

c. Any other information reasonably required by the Housing and Community Development Department in connection with the agreement.

5. *Incorporation into project-level approvals and recordation.* The developer's obligations and the inclusionary incentives in the agreement shall be incorporated into the project-specific approvals. The executed agreement shall be recorded as a covenant running with the land against the real property of the residential project.

G. *Administration of affordability for rental inclusionary housing.* The owner of rental inclusionary dwelling units shall be responsible for certifying the income of tenants to the Housing and Community Development Department at the time of initial rental and annually thereafter. The owner of rental inclusionary dwelling units shall apply the same rental terms and conditions (except rent levels, deposits and

income requirements) to tenants of inclusionary dwelling units as are applied to all other tenants, except as otherwise required to comply with government subsidy programs. Athens-Clarke County may periodically visit the property where the inclusionary dwelling units are located to verify their presence and condition and to review any documents related to ongoing compliance with this ordinance. Discrimination based on subsidies received by the prospective tenant is prohibited. The Housing and Community Development Department shall keep confidential the personal identifying information of the household members occupying an inclusionary dwelling unit.

H. *Guidelines.* The director of the Housing and Community Development Department and the director of the Planning Department may jointly develop, and either of them may adopt, additional guidelines as necessary for the implementation of this chapter consistent with the terms contained herein.

SECTION 9. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 10. The Clerk of Commission, in consultation with the County Attorney, is hereby authorized to correct any scrivener's errors found herein.

SECTION 11. The recitals to this Ordinance provide important background and are hereby incorporated herein.

Old and new business – Discussion

Public input

1. Tim Denson – opposed American Rescue Plan Act fund allocations
2. Russell Edwards – supported TSPLOST 2023 Project 28: College Square Pedestrian Plaza – Alternative project delivery concept
3. Willie Green – opposed American Rescue Plan Act fund allocations
4. Dylan Woolsey – supported TSPLOST 2023 Project 28: College Square Pedestrian Plaza – Alternative project delivery concept
5. District Attorney Deborah Gonzalez – opposed American Rescue Plan Act fund allocations
6. Alvin Sheats – opposed American Rescue Plan Act fund allocations and the North Oconee River Sanitary Interceptor Improvement – Phase I Design
7. Theresa Omanovic – opposed American Rescue Plan Act fund allocations
8. Broderick Flanigan – opposed American Rescue Plan Act fund allocations
9. Christine Buice – opposed American Rescue Plan Act fund allocations

A motion was made by Commissioner Houle, seconded by Commissioner Fisher, to adopt the following Resolution:

RESOLUTION – ATHENS-CLARKE COUNTY, GEORGIA ATHENS-CLARKE COUNTY HAZARD MITIGATION PLAN 2023-2028

WHEREAS, Athens-Clarke County and the City of Winterville recognize that it is threatened by several different types of natural and man-made hazards that can result in loss of life, property loss, economic hardship and threats to public health and safety; and

WHEREAS, the Federal Emergency Management Agency (FEMA) has required that every county and municipality have a pre-disaster mitigation plan in place, and requires the adoption of such plans in order to receive funding from the Hazard Mitigation Grant Program; and

WHEREAS, a Hazard Mitigation Plan is a community's plan for evaluating hazards, identifying resources and capabilities, selecting appropriate actions, and developing and implementing the preferred mitigation actions to eliminate or reduce future damage in order to protect the health, safety and welfare of the residents in the community; and

WHEREAS, the Athens-Clarke County 2023 Hazard Mitigation Plan has been prepared in accordance with FEMA requirements at 44 CFR 201.6; and

WHEREAS, the Plan will be updated every five years;

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Athens-Clarke County, Georgia, that:

- 1) Athens-Clarke County, Georgia, has adopted the Athens-Clarke County 2023 Hazard Mitigation Plan; and
- 2) It is intended that the Plan be a working document and is the first of many steps toward improving rational, long-range mitigation planning and budgeting for Athens-Clarke County and the City of Winterville; and
- 3) The Manager shall bring forth for consideration by the Mayor and Commission at the December 2024 voting meeting completed drafts of the ACCGov Coordinated Refuge Plan, which is also known as the Emergency Shelter Plan, and the ACCGov Emergency Operations Plan, which is also known as the Emergency Response Plan.

The motion passed by roll call vote with Commissioners Davenport, Link, Taylor, Fisher, Houle, Culpepper, Myers, Thornton and Hamby voting YES; and Commissioner Wright voting NO. (9 YES; 1 NO)

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

- a. Approve a commission-defined option to designate the remaining \$3,745,067 American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) as per agenda report revised September 10, 2024;
- b. Adopt the following ordinance (#24-10-99) which was presented by title only for the associated budget ordinance (Attachment #1); and
- c. Authorize the Mayor and appropriate staff to execute all contracts and related documents.

A substitute motion was made by Commissioner Link, seconded by Commissioner Myers, to HOLD until October 15, 2024 on approval of American Rescue Plan Act (ARPA) fund allocations.

The substitute motion failed by roll call vote with Commissioners Link and Myers voting YES; and Commissioners Taylor, Wright, Fisher, Houle, Culpepper, Thornton, Hamby, and Davenport voting NO. (2 YES; 8 NO)

The original motion passed by roll call vote with Commissioners Hamby, Davenport, Wright, Fisher, Houle, and Culpepper voting YES; and Commissioners Link, Taylor, Myers and Thornton voting NO. (6 YES; 4 NO)

AN ORDINANCE TO AMEND THE FY2025 ANNUAL OPERATING AND CAPITAL BUDGET FOR ATHENS-CLARKE COUNTY, GEORGIA SO AS TO DESIGNATE REMAINING AMERICN RESCUE PLAN ACT FUNDING TO VARIOUS PROJECTS; AND FOR OTHER PURPOSES.

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

SECTION 1. The Commission of Athens-Clarke County, Georgia desires to amend the American Rescue Plan (ARP) Coronavirus State and Local Fiscal Recovery Funds Special Revenue Fund to designate remaining funds to appropriate projects; and for other purposes.

Said Operating and Capital budget is hereby amended as follows:

American Rescue Plan – CSLFRF Special Revenue Fund:

EXPENDITURES

Decrease:

Youth Development – Violence Prevention	\$3,182,932
Business Development/Workforce Support	\$555,720
Contingency/Future Needs	<u>\$6,415</u>
Total	\$3,745,067

Increase:

Boys & Girls Club – Violence Prevention	\$300,000
CCSD – Youth Development & Strategies	\$165,000
Costa Building Interior	\$558,000
Dirt Road Paving	\$550,000
Library HVAC Replacement	\$750,000
Fleet Vehicle Replacement	\$797,067

Courthouse Elevator Repairs	\$600,000
Attorney Office Legal Services	<u>\$25,000</u>
	\$3,745,067

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

Commissioner Thornton exited the meeting at 7:42 p.m. and returned at 7:44 p.m.

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

- a. Approve a Task Order to Jacobs, in an amount not to exceed \$290,000 to design the North Oconee River Sanitary Sewer Interceptor Crossing-Phase I (River Crossing Design) and provide project management services during construction as per agenda report dated July 23, 2024; and
- b. Authorize the Mayor and appropriate staff to sign all documents related to the Task Order.

The motion passed by unanimous vote.

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

- a. Approve the proposed Cooperation Agreement [Payment in Lieu of Taxes (PILOT)] (in substantially the same form as **Attachment #1**) with the Athens Housing Authority (“AHA”) and Birge & Held Asset Management, LLC (“BH Athens”) for the Lexington Flats Project as per agenda report dated August 26, 2024;
- b. Exempt 30% of the water and wastewater connection fees at 1885 Lexington Road (“Project”) based on BH Athens, Tapestry Development Group and the AHA providing additional affordable housing resources of substantial benefit to the Athens-Clarke County community; and
- c. Authorize the Mayor and appropriate staff to execute all necessary documents and agreements.

The motion passed by unanimous vote.

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

- a. Accept the Comprehensive Performance Audit of Employee Recruitment, Hiring, & Orientation as recommended by the Audit Committee (Attachment A) as per agenda report dated August 12, 2024; and,
- b. Authorize the Mayor and appropriate staff to execute all necessary documents.

The motion passed by unanimous vote.

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

- a. Approve the Proposed Project Concept for College Square Pedestrian Plaza (TSPLOST 2023 Project 28), as shown in Attachment #1 as per agenda report dated September 9, 2024;
- b. Authorize staff to develop an IGA in conjunction with the ADDA for the ADDA to obtain funding for the Final Design and Construction of College Square Pedestrian Plaza (TSPLOST 2023 Project 28); and,
- c. Authorize the Mayor and appropriate staff to execute all related documents.

The motion passed by unanimous vote.

New business – Consider suspension of Rules

There was none.

Commissioner Thornton left the meeting at 7:53 p.m.

Public input on items other than those listed on the agenda

1. Chinmay Joshi – GED Program for the incarcerated
2. Jack Jarashow – GED Program for the incarcerated
3. Theresa Omanovic – Thanked commissioners for taking ownership on ARPA funds allocations
4. Benny Coleman – No more retreats outside of Athens-Clarke County to save money on travel
5. Dylan Woolsey – Student housing
6. Christine Buice – Future Foundations Program to build little free libraries initiative

FROM MAYOR GIRTZ:

1. October 7, 2024 is the last day to register to vote.
2. Announced a proclamation will be issued to Delta Kappa Epsilon recognizing participation in the Adopt Athens Program.

FROM ACTING MANAGER NIKI JONES:

1. Notified Commission that \$8,250 in contingency funds were used to treat the Courthouse for bedbugs.
2. Thank you to all of those who worked during the hurricane.

FROM COMMISSIONER FISHER:

1. Thanked colleagues for reaching out to him during his surgery.

FROM COMMISSIONER WRIGHT:

1. Thank you to staff for work done during storm including website updates.
2. For those looking for funding, the Clarke County School District has money also.

FROM COMMISSIONER TAYLOR:

1. Thank you to staff for work done during storm and prayers to all of those affected.
2. Expressed thanks to colleagues for heavy conversation on community concerns.

FROM COMMISSIONER LINK:

1. Thank you to staff for work done during storm including website updates.
2. Thank you to the young men who spoke about the GED Program for the incarcerated.

FROM COMMISSIONER DAVENPORT:

1. Thank you to staff who worked during storm and prayers to all of those affected.
2. Early voting begins on October 15, 2024 – please vote.
3. The Police Department and Sheriff's Office have upcoming Halloween events – please bring kids out.
4. Expressed thanks for being done with ARPA funds.

FROM COMMISSIONER HAMBY:

1. Thank you to staff for work done during storm including website updates.

FROM COMMISSIONER MYERS:

1. Thank you to staff for work done during storm including website updates.
2. Thanks to everyone who spoke at public input, especially Mr. Joshi and Mr. Jarahow in support of the prison tutorial program. She will follow up to see what we need to do to get that program back up and running.
3. Firehouse public input session #2 has been rescheduled due to the storm for this Thursday at Hilsman Middle School from 5:00 p.m. to 7:00 p.m. The online survey has been extended through Sunday, October 6.
4. Thanks to the Police Department, Code Enforcement, Boys & Girls Club staff and their Delinquency Prevention initiative and Youth Force Innovation hub, Clarke County management and grounds staff for participating in a Safety and Engagement meeting last Wednesday. A special thanks to Neighborhood Leader, Stacey Dean for organizing.
5. Thanks to the Managers Office, Clerk of Commission, Code Enforcement, and Police Department in their efforts in helping respond to concerns in Clarke Gardens.
6. Expressed thanks for Adopt-a-Highway proclamation for Carriage Lane between Barnett Shoals Road and Thumpa Avenue sponsored by Delta Kappa Epsilon.

FROM COMMISSIONER CULPEPPER:

1. Thank you to staff for work done during storm and urges everyone to donate to help those affected.
2. When looking at the Hazard Mitigation Plan, a recommendation would be considering cell phone service through satellite as a contingency plan so people can reach their loved ones in the time of disaster,

FROM COMMISSIONER HOULE:

1. Thank you to staff for work done during storm.
2. Retreat in Greenville, South Carolina offered value and they learned a lot from Greenville that could serve us in the future. Special thanks to Sarah George for organizing.
3. Request examining single-family regulations in our code to exempt homestead properties and/or increase the number of unrelated people allowed, remove gas stations from our code from being allowed by right, revise the code in regards to halfway houses to simplify the process for approval and align our code with state law.
4. Urges colleagues to adopt a Cease Fire Resolution.

A motion was made by Commissioner Houle, seconded by Commissioner Fisher, to adjourn. The motion passed by unanimous vote. The meeting adjourned at 8:15 p.m.

Deputy Clerk of Commission