

RESOLUTION NO. 2021-08-01

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE STONECREST COMMUNITY IMPROVEMENT DISTRICT (CID) ADVISORY COMMITTEE OF THE CITY OF STONECREST, GEORGIA AND APPOINTING THE INITIAL MEMBERS; TO REPEAL CONFLICTING RESOLUTIONS; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the governing authority of the City is authorized by O.C.G.A. § 36-35-3 to adopt ordinances and resolutions relating to its property, affairs, and local government; and

WHEREAS, Mayor and Council for the City of Stonecrest is the governing authority of the City; and

WHEREAS, Mayor and City Council are authorized by the City Charter, as amended by Senate Bill 21, adopted April 1, 2021, to adopt ordinances and resolutions for the administration of the City and to create and appoint members to Committees, commissions, and committees concerning the affairs of the City; and

WHEREAS, the City Charter grants the City the power to exercise and enjoy all other powers, functions and rights necessary or desirable to promote the general welfare of the City and its inhabitants; and

WHEREAS, the city council shall have the power by ordinance or resolution to establish oversight, policy, and standing committees of the council; and

WHEREAS, the governing authority of the City has determined that it is in the best interest of the City and its citizens to establish an advisory committee known as the Stonecrest CID Advisory Committee of the City of Stonecrest, Georgia; and

WHEREAS, it is the governing authority's desire that the CID Advisory Committee provide a forum for discussing best practices and to advise the Mayor and City Council regarding best practices with respect to strategies for interaction with the existing East Metro CID jurisdiction and the proposed formation of the Stonecrest Lithonia Industrial Park Community Improvement District (SLIPCID) or other such Districts within the City.

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NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF STONECREST, GEORGIA, as follows:

SECTION I

ESTABLISHMENT OF THE STONECREST CID ADVISORY COMMITTEE AND AUTHORIZATION

In response to the City of Stonecrest's community values and changing needs of the City's population, Mayor and Council hereby create a CID Advisory Committee to advise and engage with the business and industrial community for such duration as Mayor and Council may desire (hereinafter referred to as the "CID Committee"). Creating this Committee is an opportunity for the City to affect substantive improvements to the City's commercial areas and to transform our City into one defined by the collective pursuit of a high quality of life for all residents.

SECTION II

MISSION AND DUTIES

- (a) The mission of the CID Advisory Committee is to include the citizens of the City of Stonecrest to address the need of improving and sustaining the City's commercial areas.
- (b) The CID Advisory Committee is a recommending body whose purpose is to meet on a regular basis to investigate, listen, and contribute ideas from City residents, business owners, conservation groups, and others with an interest in the industrial and commercial facilities within the City.
- (c) It is intended that the meetings of the CID Advisory Committee shall provide a forum for the discussion of the subjects that are pertinent for the time and result in ideas to maintain a well-rounded and established commercial property ecosystem within the City. The CID Advisory Committee members, individually and collectively, are expected to:

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1. Express the ideas, concerns, and interests of the residents and other entities with an interest in the City's industrial parks and commercial areas regularly to the City Council.
 2. Enhance discussion by researching innovative ideas applicable to revitalization, community longevity and sustainable principals.
 3. Promote an atmosphere of respect and fairness.
 4. Strive to reach consensus within the Committee.
 5. To provide as necessary and appropriate advice, reviews, reports and recommendations to the City Council.
- (d) Further, this committee will assist City Council in identifying an appropriate member to serve on the East Metro CID board, or to engage with the member so named, in order to:
1. Finalize an intergovernmental agreement with the East Metro CID for City Council Consideration.
 2. Maintain and improve quality of life for the community through shared benefits with the East Metro CID.

SECTION III

MEMBERSHIP

The CID Advisory Committee shall be composed of seven (7) members, two (2) of which shall be Councilmembers appointed by the City Council. The City Council shall establish qualifications for members of the CID Advisory Committee except that each CID Advisory Committee member must be either a resident of the City or an owner or officer of a business domiciled in the City. Each Committee person shall be nominated and approved by the City Council. Should the Committee member move out of the City or no longer be an owner or an officer of a business domiciled in the City, he/she may remain active until the City Council appoint his/her replacement. Members must attend two-thirds (2/3) of the CID Advisory Committee meetings in a calendar year.

Failure to do so warrants removal from the Committee.

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SECTION IV

TERMS

Each member shall serve for a term of one (1) year. Members filling vacancies shall serve the remainder of the term to which they were appointed. A consecutive appointment is permissible. Members whose terms expire shall continue to serve until a replacement is appointed or a consecutive appointment is made. Any member may be removed with or without cause by the City Council.

SECTION V

COMPENSATION

CID Advisory Committee members will serve without compensation. Reasonable expenses for travel and Committee related expenses may be reimbursed pursuant to a policy to be established by the City Manager and approved by the City Council.

SECTION VI

QUORUM

A majority of the actual number of CID Advisory Committee members establishes a quorum. Any action taken requires a majority of affirmative votes of the quorum present.

SECTION VII

GOVERNANCE

The CID Advisory Committee may create bylaws for the governance of the Committee. The CID Advisory Committee shall set its own meeting schedule and establish the meeting agendas. Meetings shall be governed in accordance with the Open Meetings Act found within the Official Code of Georgia Annotated. The CID Advisory Committee shall meet at least four times annually, having one meeting in each quarter of a calendar year.

All meetings shall be open to the public and all records maintained by the CID Advisory Committee shall be public records unless expressly exempted by a provision of the Georgia Open Records Act. The CID Advisory Committee shall keep minutes of its proceedings, showing the vote of each member upon each question, and shall maintain records of its examinations and other official actions all of which shall be filed in the office of the City Clerk. Copies of the minutes shall be

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sent to the Mayor and each member of the City Council. At each meeting, the public shall be granted time for public comment.

The CID Advisory Committee shall elect a chairman to conduct meetings and a vice chairman to conduct meetings in the absence of the chairman. Elections shall be held at the first regular meeting of the calendar year. The chairman shall serve for one (1) year or until re-elected or a successor is elected. The vice chairman shall serve for one (1) year or until re-elected or a successor is elected. The Committee shall select one of its members to be the secretary.

SECTION VIII

INITIAL MEMBERS

The initial members of the CID Advisory Committee shall be as follows:

1. Jim Kelly
2. Cornell McBride
3. Michael McClinton
4. Matthew Hampton
5. Bernard Night
6. Councilman Jimmy Clanton D1
7. Councilman Rob Turner D2

Ex Officio (non-voting) Members:

1. City of Stonecrest Economic Development Director
2. Executive Director of the East Metro Dekalb CID

SECTION IX

ENFORCEMENT AND SEVERABILITY

(a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. It is

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hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Resolution and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Resolution shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION X

REPEAL OF CONFLICTING RESOLUTIONS

All resolutions and parts of resolutions in conflict herewith are hereby expressly repealed.

SECTION XI

EFFECTIVE DATE OF RESOLUTION

This Resolution shall become effective upon the date of approval and execution by the Mayor and Council of the City of Stonecrest, Georgia.

STATE OF GEORGIA
COUNTY OF DEKALB
CITY OF STONECREST

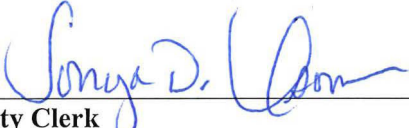
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SO RESOLVED, this 09 day of August, 2021.

CITY OF STONECREST, GEORGIA

Jason Lary, Sr., Mayor

ATTEST:


City Clerk

APPROVED AS TO FORM:

 City
Attorney

