

**STATE OF GEORGIA
COUNTY OF DEKALB
CITY OF STONECREST**

RESOLUTION NO. ____ - _____

A RESOLUTION AUTHORIZING THE RECONSTITUTION OF THE ARABIA MOUNTAIN OVERLAY STEERING COMMITTEE OF THE CITY OF STONECREST, GEORGIA AND APPOINTING THE INITIAL MEMBERS.

WHEREAS, the City of Stonecrest (“City”) was created by Senate Bill 208, passed in the Georgia General Assembly during the 2016 Session and subsequently confirmed by referendum; and

WHEREAS, Senate Bill 208 provided a charter for the City of Stonecrest (the “City Charter”); and

WHEREAS, Senate Bill 21, passed in the Georgia General Assembly during the 2021 Session and subsequently signed into law on April 2, 2021; and

WHEREAS, Section 1.03(b)(42) of 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, Section 7 of Senate Bill 21 amended Section 2.11 to read as follows:
*(c)(1) The city council shall have the power by ordinance or resolution to establish oversight, policy, and standing committees of the council; and

WHEREAS, the City Council of the City of Stonecrest determined that it was in the best interest of the City and its citizens to establish the Arabia Mountain Overlay Steering Committee of the City of Stonecrest, Georgia, for the purpose of studying City matters related to the Arabia Mountain Overlay District; and

WHEREAS, the City desires to reconstitute the Arabia Mountain Overlay Steering Committee for 2023.

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

1. There is hereby established the Arabia Mountain Overlay District Steering Committee of the City of Stonecrest, Georgia (the “Arabia Mountain Committee”).
2. The city manager or a designee shall oversee the meetings of the Arabia Mountain Committee and shall be ex-officio, non-voting member of the Arabia Mountain Committee.

SECTION II: MISSION AND DUTIES

1. The Arabia Mountain Committee shall study, and research City matters of interest and import related to the Arabia Mountain Overlay District, and may, from time to time, offer written recommendations to the City Council after the conclusion of such study and research. Such duties shall specifically include the production of a recommended draft zoning code text and map for the proposed Arabia Mountain Overlay District.

SECTION III: MEMBERSHIP

The Arabia Mountain Committee shall be composed of ten (10) members, two (2) of which shall be Councilmembers appointed by the City Council to serve as members of the Committee. The City Council shall establish qualifications for members of the Arabia Mountain Committee except that each Arabia Mountain 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 appoints his/her replacement. Members must attend two-thirds (2/3) of the Arabia

Mountain Overlay Steering meetings in a calendar year. Failure to do so warrants removal from the Committee.

SECTION IV: TERMS

Each member shall serve until the succeeding end of the City's fiscal 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~~ for cause by the City Council.

SECTION V: COMPENSATION

Arabia Mountain Overlay Steering Committee members will serve without compensation. Reasonable expenses for travel may be reimbursed and Arabia Mountain Committee members may be compensated 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 Arabia Mountain Committee members establishes a quorum. Any action taken requires a majority of affirmative votes of the quorum present.

SECTION VII: GOVERNANCE

The Arabia Mountain Committee adopt its rules of procedure, which shall be substantially similar to the rules of procedure of the City Council. The Arabia Mountain Committee shall set its own meeting schedule and establish the meeting agendas. The date and time of each meeting as well as agenda items to be considered shall be publicized in the same manner as meetings of the City Council. All meetings shall be open to the public and all records maintained by the Arabia Mountain Committee shall be public records unless expressly exempted by a provision of the

Georgia Open Records Act. The Arabia Mountain 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 sent to the Mayor and each member of the City Council. At each meeting, the public shall be granted time for public comment. The Arabia Mountain 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 serve as the secretary.

SECTION VIII: MEMBERS

The current members of the Arabia Mountain Committee are as follows:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

The 2023 members of the Arabia Mountain Overlay Steering Committee are as follows:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

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 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.

SO RESOLVED, this _____ day of _____, _____.

[SIGNATURES CONTAINED ON NEXT PAGE]

CITY OF STONECREST, GEORGIA

Jazzmin Cobble, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney