

**CITY OF FOREST PARK
MAYOR & CITY COUNCIL AGENDA
REGULAR MEETING**

ANGELYNE BUTLER
MAYOR

Kimberly James
Ward 1

Dabouse Antoine
Ward 2

Sandra Bagley
Ward 3



Latresa Akins-Wells
Mayor Pro-Tem/Ward 4

Allan Mears
Ward 5

**City Hall Council Chambers May 7, 2018
745 Forest Parkway
Forest Park, GA 30297**

Work Session 6:00PM

- Call to Order
 - City Manager's Report
 - Presentation - Marijuana Penalty Ordinance
 - Discussion of change to the Work Session
 - Discussion of Rental Rate for 696 Main Street and 850 Main Street
 - Discussion of Appointments to Clayton County Land Bank
 - Adjournment
- Mayor Butler
Angela Redding
Mayor Ted Terry
Clarkston, GA

Regular Meeting 6:30PM

- I.** Call to Order – 6:30 p.m.
- II.** Invocation
- III.** Pledge of Allegiance
- IV.** Roll Call
- V.** Comment Period

VI. Approval of Minutes

1. Work Session of Mayor & Council of April 16, 2018
2. Regular Meeting of Mayor & Council of April 16, 2018

VII. Agenda Items

1. Recognition of Yard of the Month Recipient for Ward 4
2. Consider the Approval of Aerotropolis Investment and Appointment of Board Member
3. Consider the Approval of a Slogan and Logo Contest by Forest Park Students
4. Consider the Approval to add Comments by the Governing Body to the Minutes
5. Consideration of a monthly Friday Community Event
6. Consider an Ordinance Amending the Code of Ordinances, City of Forest Park, Georgia with respect to fees charged to city residents for utilizing certain Recreation Facilities; to repeal conflicting Ordinances; to provide an effective date; and for other purposes

SUMMARY AND BACKGROUND

It is proposed that residents not be charged to obtain activity cards in order to encourage more usage of the City's recreation facilities. Non-residents will continue to be charged. Current fees for activity cards for residents - \$20/Adult & \$10/child/Sr. Current fees per day for residents - \$5/Adult/child/Sr.

7. Consider an extension to the Federal Lobbyist Agreement pertaining to the Aviation Fuel Tax

SUMMARY AND BACKGROUND

It is proposed that the City's joint contract with Clayton County, each of its cities and the School board and their federal lobbyist be extended another four months. Forest Park's share of the cost would be \$338 per month.

8. Consider an Ordinance Amending the Code of Ordinances, City of Forest Park, Georgia with respect to public comments at City Council meetings; to repeal conflicting Ordinances; to provide an effective date; and for other purposes

SUMMARY AND BACKGROUND

It is proposed that the ordinance pertaining to public comments at council meetings be increased to allow more time for speakers. This ordinance contemplates increasing the total time allowed for public comments.

VIII. Executive Session for Personnel, Litigation, and Real Estate Matters

IX. Legal Matters

X. Comments by Governing Body

XI. Adjournment

"Exhibit A"

Fees for Rental of 850 Main Street & 696 Main Street

Reservations are accepted in four (4) hour segments. The cost of additional hours are: \$15 per hour for residents and \$25 per hour for non-residents.

850 Main Street

Monday -Friday

8:30am-4pm (4hrs)	Resident	\$175	Non-Resident	\$250
5pm- 9pm	Resident	\$250	Non-Resident	\$325

Saturday

9am-10pm (4hrs)	Resident	\$290	Non-Resident	\$390
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Sundays

12-5pm	Resident	\$290	Non-Resident	\$390
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696 Main Street

Monday-Friday

8:30am-4pm (4hrs)	Resident	\$250	Non-Resident	\$350
5pm-9pm	Resident	\$350	Non-Resident	\$450

Saturdays

9am-10pm	Resident	\$400	Non-Resident	\$500
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Sundays	Resident	\$400	Non-Resident	\$500
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Security Deposit of \$250 is required.

MINUTES

WORK SESSION OF MAYOR AND COUNCIL OF APRIL 16, 2018

Call to Order: The Work Session of Mayor and Council of April 16, 2018 was called to order by Mayor Angelyne Butler at 6:00 p.m.

Present: Mayor Angelyne Butler and Councilmembers Kimberly James, Dabouze Antoine, Sandra Bagley, Latresa Wells and Allan Mears.

Also present were City Manager Angela Redding, Director of IT Darren Duke, Director of Public Works Jeff Eady, Interim Director of Planning and Zoning David New, Director of Recreation and Leisure Services Elaine Corley, Chief Eddie Buckholts, Director of Support Services Christine Terrell, Major Chris Matson, Interim Finance Director Ken Thompson and City Attorney Mike Williams.

City Manager's Report: Ms. Redding gave the following report:

- The Swing into Spring Festival is May 5th, 2018 at Starr Park at 11:00am – 6pm and the rain date is May 12th, 2018.
- Northside Clean-up scheduled for Saturday. The group will meet at Paradise Church of God in Christ 8:00am – 12:00 noon.
- April 19th free Google workshop with free parking at the Impact Event Center in East Point from 9:00am – 11:00am
- Norfolk Southern will be closing several railroad crossings for maintenance work. Crossings will be closed for up to a week.
- 9th Annual BBQ Cook-off is scheduled for Saturday at Starr Park 10:00am – 10:00pm.
- Triad BBQ will be Friday at the Senior Center from 11:00am – 1:00pm.

- Tours scheduled for Fort Gillem Logistic Center and Kroger Distribution Center April 25th and April 26th starts at 9:00am and limit 50 people.

Aerotropolis
Presentation:

Kirsten Mote, Program Director, provided an update on the Aero ATL Greenway plan. The plan consists of having a regional multi-use trail network for the airport area. The City assisted with \$2500 for the local match for this plan. We have met since November 3 times. We anticipate a draft plan for this project in May and will submit that plan to Mayor and Council at that time for feedback and later will return to present the final report and request adoption. The study area for trail plans includes all of Forest Park including going out to Fort Gillem. During the stakeholders meetings they wanted multi-use trails around the airport, connect communities, emulate the beltline, and include priority areas like Main Streets downtown, the Flint River, Roosevelt Highway and Camp Creek Parkway. The local partners were asked to provide their top priorities and the City of Forest Park provided the Downtown Rail Trail connecting residents to downtown and to Fort Gillem and Starr Park. Typically funding strategies for trails are usually 70/30 split between public funding sources being 70 percent and private funding sources 30 percent. In addition to funding, they are looking at how to be context sensitive in the design and what type of policies need to be implemented by the cities in order to make the trails successful and safe.

Mr. Shannon James, presented information about the Aerotropolis Atlanta Alliance. The key objectives for the Organization is to:

- Market the assets within the airport area which will stimulate growth and help facilitate new development in and around the airport.
- Improve cross jurisdictional communication to create a positive environment to do business in the area.
- Strengthen the overall perception of the airport area.
- Enhance the quality of life.
- Establish ourselves as a true economic development resource engine.

The primary focus is partnership/collaboration.

Councilwoman James asked if the council decides to make that \$5000 investment, what are the benefits of the City to be on the board? Mr. James stated from a public Perspective, we really want our cities at the table and that Investment will secure you a seat at the table. In addition, it helps us think through opportunities as we are out in the market and we can build a true relationship between the City of Forest Park and Aerotropolis.

Discussion of Recreation Fees: Councilwoman James asked the council to consider the recreation fees for residents, not including the organized sports. Her goal is to get more youth involved in the recreational center. She suggests that all residents be given a recreational card at no charge with proof of residency. Ms. Corley explained the present annual fees for adults \$20, 17 and under and senior citizens \$10. Mayor Butler stated since the intent is to increase the usage of the facilities; do you foresee the need for additional staff? Ms. Corley states that we will have to address it at that time. Mayor Butler asked how much revenue is being generated from these fees from the residents. Ms. Corley stated she didn't have that information readily available.

Discussion of City Slogan: Councilwoman James suggested that we use creative minds of our students to come up with a slogan for the City. Councilwoman Bagley suggests that we open the contest up to all school levels. Mayor Butler asked what is the timeframe since school is getting out soon? Councilwoman James stated that if the governing body is in agreement with this suggestion, the contest could continue during the summer.

Discussion of Comment Period: Councilwoman James suggested the 15 minute public comment period be extended to 30 minutes. Councilwoman Wells agreed that more time should be given for citizens to speak. Councilwoman Bagley suggested that past minutes should be reviewed before a decision is made.

Discussion of Council Comments: Councilwoman James suggested Governing Body comments be added to the minutes of the meetings. She stated the council sometimes goes into Executive Session and there maybe some pertinent information shared by the Governing Body that citizens may never hear because they have already left for the day.

Discussion of
Fridays Night
Community
Event:

Councilwoman Wells suggested that once a month on Friday night the city sponsors an event for the citizens. Mayor Butler asked is that something that the City would plan or is there going to be an outside entity plan these events? Councilwoman Wells stated that the City can plan it or there could be sponsors.

Adjournment:

Councilman Mears made a motion to adjourn the work session. Seconded by Councilwoman Bagley. Voting for the motion was unanimous.

MINUTES

REGULAR MEETING OF MAYOR AND COUNCIL OF APRIL 16, 2018

Call to Order: The Regular Meeting of Mayor and Council of April 16, 2018 was called to order by Mayor Angelyne Butler at 6:57 p.m.

Invocation: The invocation was given by Dr. Beeler followed by the Pledge of Allegiance to the American Flag.

Roll Call: Present were: Mayor Angelyne Butler and Councilmembers Kimberly James, Dabouze Antoine, Sandra Bagley, Latresa Wells and Allan Mears.

Also present were City Manager Angela Redding, Director of IT Darren Duke, Director of Public Works Jeff Eady, Interim Director of Planning and Zoning David New, Director of Recreation and Leisure Services Elaine Corley, Chief Eddie Buckholts, Director of Support Services Christine Terrell, Major Matson, Interim Finance Director Ken Thompson and City Attorney Mike Williams.

Comment Period: Mr. Parker – thanked everyone for allowing him to voice his concerns and he has already had some results. He also wanted to talk about the protection and looking out for tenants in the city. Just want to help tenants and offer resources to help them deal with the landlord rather than finding a new residence. He also wanted to express that 30 minutes is a long time however, 3 minutes is not long enough.

Ms. Lancaster – Ms. Theresa Lancaster introduced her 17 year old son Deivon, who is a student athlete at Forest Park High School. She wanted to make the public aware of an incident that occurred about a week ago that involved a Forest Park Police Officer. She states that her son was pulled over for what supposed to be a routine traffic stop, however there were K9 dogs pulled out, 3 officers on site when she arrived just for a traffic stop. She wants everyone to know that there is a lot of harassment that goes on in Forest Park as well as profiling. She states that she has spoken to Mrs. Redding about the situation, which is still currently under investigation.

Dr. Beeler – Dr. Beeler wanted to share some events that will be taking place in Forest Park. The main event is the clean-up which is done yearly and has been done for the past several years. This clean-up will take place on the Northside of the city. The date is Saturday, April 21st at 8am – 12 noon. The meeting place will be The Paradise Church of God in Christ located at 4234 Hendrix Drive and we will be meeting in the gym. The concept is to bring the city together to clean up the streets. Mr. Beeler states that not only will you clean-up there will be prayer as well. There will be another event in a couple months on the Southside. Breakfast and lunch will be provided. Mr. Beeler also thanked staff members and police for their assistance during these events. The next event will be the National Day of Prayer on May 3rd.

Approval of Minutes:

Mayor Butler asked were there any corrections that need to be made for the Work Session or Regular meeting on April 2, 2018. Councilwoman James states that on the Work Session Minutes under the Agenda Item, “Ms. James asked Chief Hobbs what the minimum/maximum fines were?” Ms. James wanted to make a note that information wasn’t readily available at the time. Ms. James states that she never got the answer to the question and she wants it noted in the minutes. Councilwoman Bagley states that she had a correction also on the Work Session April 2nd 3 pages into the Agenda items 2nd paragraph it should be “deter the habit” not “detour the habit”.

Councilwoman James made a motion to combine the minutes and approve them with the recommended changes. Councilwoman Bagley seconded. Voting for the motion was unanimous.

Councilman Antoine made a motion to recess the regular meeting and open the public hearing on the rezoning request. It was seconded by Councilwoman James. Voting was unanimous.

Public Hearing:

Mayor Butler opened the public hearing and asked for comments on the rezoning request of 4423 Jonesboro Road from R-80 (Residential) to C-1 (General Commercial).

Mr. Archie Wanamaker states that he is there on behalf of Jim Matheson, who is the owner of the property located at 4423 Jonesboro Road. Mr. Wanamaker states that he is

requesting R-80 to C-1 to allow for a retail building to be constructed. It will be 4 sided brick with awnings. A 50ft buffer has been added alongside of the church. Asking for full access off of College Street and proposing 150ft decel lane with a 50ft taper to give enough distance from Jonesboro Road to have better and safe access. Mr. Wanamaker states that the property is no longer suitable for residential and feel it's consistent with the other commercial properties in the area. Mr. Wanamaker states that their hope is that they land a tenant that will serve the daily needs of the community and provide jobs.

Councilwoman James asked Mr. Wanamaker did he already have a tenant. Mr. Wanamaker stated "not at this time."

Councilman Mears asked is this the first time submitting an application for zoning changes. Mr. Wanamaker states that it is.

Mayor Butler asked Mr. Wanamaker was he aware of the restrictions on the re-zoning? Mr. Wanamaker states that he is aware and he actually put them in there.

Councilwoman Bagley asked has GDOT or the County been consulted as far as the impact, such as traffic count and will that be required? Mr. Wanamaker answered no since College Street is a city road.

Councilwoman Bagley stated that her only other concern would be Marta stops and bus stops and she wanted to make sure that all of those concerns were addressed. Mr. Wanamaker states that the Memorial that was mentioned would be preserved and worked around.

Councilman Antoine asked what type of jobs they were thinking about bringing to the city. Mr. Wanamaker states retail, cashiers, stockers, managers, etc.

Mayor Butler asked if there was anyone that would like to speak in favor of the re-zoning. No response. Mayor Butler asked if there was anyone that would like to speak against the re-zoning.

LaWanda Folami stated that she has a concern about the survey of the property and it is already very congested. She states that she is against it until it can be proved that they

can have a turnaround properly without hurting the pedestrians because there are a lot of people walking in that area. Mr. Wanamaker responded by saying that there is a survey in the re-zoning and the concerns have already been taken into consideration. Councilwoman Bagley asked have they been given the opportunity to speak with public safety to take a look at any intersections or any accidents to make sure safety for the pedestrians because she is concerned since there has already been a fatality on Jonesboro Road. Mr. Wanamaker responded that they are not doing anything on Jonesboro Road and that is why the driveway was pulled down to College Street. Ms. Folami stated that before anything takes place regarding this property, please put out a public notice in front of the property, to give the citizens a chance to come back before it's reviewed.

Councilman Antoine made a motion to close the public hearing and reconvene the regular meeting. It was seconded by Councilwoman Bagley. Voting was unanimous.

Agenda Items: Request was made to consider the re-zoning request for 4423
Re-zoning Jonesboro Road from Residential (R-80) to Commercial (C-1).
Request

Councilwoman Wells made a motion to consider the re-zoning request for 4423 Jonesboro Road from R-80 to C-1 with the conditions that were proffered. Seconded by Councilwoman Bagley.

Councilwoman Bagley asked Mr. New to explain the differences pertaining to the property going from R-80 to C-1 and how would that affect the property. Mr. New states since the property has been vacant for over 15-18 years that would not be the best use to allow a piece of residential property to sit that long. There should not be any effect to Jonesboro Road. He thinks that it would be an asset to the community.

Councilman Allan Mears asked Mr. Wanamaker is the building going to be in the center or moved to the back of the property. Mr. Wanamaker states it's roughly in the middle of the property.

Councilman Antoine asked Mr. Wanamaker about the landscaping of the property. Mr. Wanamaker states that the landscaping of this property will be maintained.

Councilwoman Bagley asked Mr. Wanamaker to clarify that in his plans that he was going to keep some of the older trees. Councilwoman Bagley referenced page 5 “what environmental impacts would the proposed project have?” Mr. Wanamaker states that he will be preserving some of the larger trees on the property.

Voting for the motion was unanimous.

Ethics Board
Decision:

Request was made to consider an appeal by LaWanda Folami of the Ethics Board decision on the March 21, 2018.

The City Attorney explained the Ethics Board met on March 21, 2018 regarding a complaint against Frank Brandon and they made a decision. Per section 2-1-47 (c)(3) the complainant has the right to appeal the decision of the Ethics Board to the Mayor and Council. Essentially you will either approve or deny the decision of the Ethics Board.

Councilman Antoine made a motion to approve the decision made by the Ethics Board. It was seconded by Councilman Mears.

Councilwoman Wells stated she didn't see how you can approve the decision when you weren't there to hear what was going on. Councilman Mears stated since the Governing Body appointed the Ethics Board Members we should uphold their decision.

Voting for the motion were Councilman Mears, Councilwoman James and Councilwoman Bagley. Voting against the motion were Councilwoman Wells and Councilman Antoine. The motion carried.

Executive
Session:

Councilwoman Bagley made a motion to recess the Regular Meeting and enter into Executive Session to discuss personnel, litigation and real estate matters. It was seconded by Councilwoman James. Voting for the motion was unanimous.

The Governing Body entered into Executive Session at 7:35p.m.

Councilwoman Bagley made a motion to adjourn the Executive Session at 8:24 p.m. and reconvene the Regular meeting. It was seconded by Councilwoman James. Voting was unanimous.

Adjournment: Councilwoman Wells made a motion to adjourn. It was seconded by Councilwoman James. Voting was unanimous.

RECREATION FEES

July 2016-June 2017			July 2017 - March 2018		
Activity Cards		Revenue	Activity Cards		Revenue
Residents (\$20)	321	\$6,420	Residents (\$20)	231	\$4,620
Daily Fee (\$5)	252	\$1,260	Daily Fee (\$5)	83	\$415
Total		\$7,680	Total		\$5,035
Nonresidents (\$40)	193	\$7,720	Nonresidents (\$40)	140	\$5,600
Daily Fee (\$7)	90	\$630	Daily Fee (\$7)	29	\$209
Total		\$8,350	Total		\$5,809

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF FOREST PARK, GEORGIA WITH RESPECT TO FEES CHARGED TO CITY RESIDENTS FOR UTILIZING CERTAIN RECREATION FACILITIES; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WITNESSETH:

Be it ordained by the Governing Body of the City of Forest Park, Georgia as follows:

SECTION 1. That Section Sec. 3-7-3 of the Code of Ordinances, City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and inserting in lieu thereof the following:

“Sec. 3-7-3. - Fees and charges, department of parks, recreation and cultural affairs.

That certain document entitled "Department of Parks, Recreation, and Cultural Affairs," identified as Addendum B, and attached hereto, is hereby incorporated herein by reference, and each of the fees, charges and penalties is hereby adopted and approved by the governing body.”

SECTION 2. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Forest Park, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 3. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Codification and Severability.

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

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

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

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance 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 City 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 sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 6. Repeal of Conflicting Provisions. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Forest Park as provided in the City Charter.

SO ORDAINED this _____ day of _____, 2018.

Mayor Angelyne Butler

Council Member Kimberly James, Ward 1

Council Member Dabouze Antoine, Ward 2

Council Member Sandra Bagley, Ward 3

Council Member Latresa Wells, Ward 4

Council Member Allan Mears, Ward 5

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

RECREATION AND LEISURE SERVICES

FEE

Aquatics

Swimming Pool

Private parties rentals	\$30.00/hr
Shed Rental	\$1.00/person
Resident/children/seniors	\$2.00/person
Resident/Adults	\$1.00/each
Non residents/children/seniors	\$2.00/each
Non resident/adult	\$2.00/each
Pool Passes	\$3.00/each
Resident individual	\$30.00/each
Resident family 3 or less	\$55.00/\$10 add
Non Resident individual	\$40.00/each
Non resident family 3 or less	\$65.00/\$15 add.

High School/Middle School

	\$10/per lane
	\$25/half pool
	\$40/entire pool
	\$4000-\$7500 yr.
	\$15.00/hr.

Local Association (based on hours)

Therapeutic Groups

Gymnasium

Resident restricted/limited use	\$50/hr 2 hr. min.
	\$300/day
Resident non profit group	\$75/hr 2 hr. min.
Non-resident	\$25/each add. Hr.
	\$100/hr 2 hr. min
	\$40/each add. Hr.
Organization – no admission fee	\$100.00/first 2 hrs
Organization – admission fee	\$200.00/first 2 hrs
Restricted/limited use	\$10.00/each add. hr.
	\$50.00/per hour

RECREATION AND LEISURE SERVICES

	<u>FEE</u>
Indoor Facilities - Dining Room	
Residents/Civic Groups, Church, Business	4 hrs. \$50
	6 hrs. \$75
	8 hrs. \$100
Non-Resident	4 hrs. \$75
	6 hrs. \$100
	8 hrs. \$125
Pavilions/picnic sheds	
Resident	9 -1 \$50
	3-9 \$75
Non-Resident	9-9 \$100
	9-1 \$75
	3-9 \$100
	9-9 \$125
Entertainment Facility	
Resident	\$20/hr 4 hr. min.
Non Resident	\$10.00 each add. Hr.
	\$30/hr 4 hr. min.
	\$10.00/each add. hr
Optimist House	
Resident	4 hrs. \$50
	6 hrs. \$75
	8 hrs. \$100
Non-Resident	4 hrs. \$75
	6 hrs. \$100
	8 hrs. \$125
Athletic Facilities	
Kiwanis/Hartupce Football Field	
Semi Pro Football	\$200/game
Special Event non-profit	\$150/game

RECREATION AND LEISURE SERVICES

FEE

<u>Special Event profit</u>	\$300 /day
<u>Local Associations/org.</u>	\$75-\$150/day

Baseball/Softball field rentals

<u>Resident/dept. participant</u>	\$15/no lights
<u>Youth teams/non City of Forest Park</u>	\$25/with lights
<u>Athletic Associations</u>	\$20/no lights
<u>Tournaments/league teams</u>	\$30 with lights
<u>Semi Pro</u>	\$15/game
<u>Concession Stands</u>	\$25/per team
<u>Kiwanis Stadium/Hartupee Field</u>	\$30/game

Concession Stands

Kiwanis Stadium/Hartupee Field

<u>Semi Pro</u>	\$75/per game
<u>Middle Schools/JV Teams</u>	\$50/per game
<u>Special Event Non Profit</u>	\$75/per day
<u>Local Association</u>	\$50/per day
<u>Special Event (Profit)</u>	\$125/per day

Activity Cards

<u>Resident</u>	NO FEE/Adult
<u>Resident Adult</u>	NO FEE/child/Sr.
<u>Non Resident</u>	NO FEE/DAY
<u>Non Resident</u>	NO FEE/child/Sr.
<u>Non Resident</u>	\$40/Adult
<u>Non Resident</u>	\$20/child/Sr.
<u>Non Resident</u>	\$7/day



TO: Steven Fincher and Marshal Mitchell
FROM: Steve Palmer and Channon Hanna
DATE: April 17, 2018
SUBJECT: Proposal: 2018 Legislative Strategy for Clayton County Entities on Aviation Fuels Sales Tax

Thank you for the opportunity for Van Scoyoc Associates (VSA) to submit this proposed statement of work and fee structure to continue working in support of the Clayton County Entities (CCE) on the issue of restoring the ability of the CCE and other local governments to retain the revenues from sales taxes on aviation fuels. After review of this brief document, we would welcome the opportunity to talk further with you. As we proposed last year, we would be happy to travel to Clayton County to discuss this proposal and our legislative strategies.

For the remainder of 2018, Congress will continue to face a number of challenges, some of which present opportunities to seek a legislative solution to the aviation sales tax issue. Outlined below is a legislative strategy for the CCE, as we seek to use Congress to change the FAA's interpretation of general sales taxes on aviation fuel as CCE continues to pursue a ruling from the courts.

Possible Legislative Vehicles

There are at least three legislative opportunities for the CCE to work on our own and in coordination with other entities aggrieved by the FAA interpretation. In every situation, we will continue to work with Representative David Scott and Representative John Lewis, but our highest priority remains securing a Republican sponsor for a legislative solution. We believe that Senators Isakson and Perdue, along with Representative Drew Ferguson and Representative Rob Woodall remain candidates to step forward. Likewise, we will continue to coordinate with the lobbyists from California to target a Republican member of that State's delegation.

1. FAA Reauthorization Legislation

The current FAA authorization expires on September 30, 2018. During the House Transportation and Infrastructure Committee consideration of H.R. 2997, the 21st Century Aviation Innovation, Reform, and Reauthorization (AIRR) Act, we were successful in having Representative Alan Lowenthal (D-CA) and Representative Grace Napolitano (D-CA) to file an amendment that would have exempted all state and local generally applicable sales taxes to the FAA policy on fuel taxes. While the amendment was ultimately withdrawn due to the lack of support by the Chairman, Representatives Lowenthal and Napolitano were successful in getting the Chairman to commit to trying to find a solution that helps state and local governments. To date, H.R. 2997 was not given floor time due to a controversial proposal included in the bill by

Transportation and Infrastructure Chairman Bill Shuster which would privatize air traffic control. Earlier this month, Chairman Shuster announced his willingness to drop his controversial provision in order to move a new, bipartisan bill, H.R. 4.

Before any bill can be debated by the full House, it must be given a rule outlining which amendments are in order and can be offered. It is expected that possibly as early as April 23, , the House Rules Committee will consider amendments filed to the new bill, H.R. 4. We have been successful in getting Congressman Lewis to file an amendment to the FAA bill which would exempt non-airport sponsors from the FAA policy We have worked closely with Reps. Lowenthal and Napolitano on an amendment that would exempt voter-approved generally applicable sales taxes that were in effect prior to September 30, 2017 and would allow generally applicable sales taxes to be spent on surface transportation projects, as well as aviation purposes. After the Rules Committee determines which amendments will be in order, the bill will move to the House floor for consideration. We expect debate to begin as early as April 25th.

In the Senate, the FAA Reauthorization bill was a broadly bi-partisan process. However, during the markup, Commerce Committee Chairman Thune added a controversial amendment which would relax pilot training rules that were put into place after the 2009 Colgan Air crash. Due to the threat of a filibuster over that rule change, the Senate bill will likely not be brought to the full Senate for its consideration until that language is amended or removed. In addition, Senate Majority Leader Mitch McConnell has said that he plans to devote the majority of time on the Senate floor to nominations. It is unlikely a bill would move on the Senate floor before early summer.

With FAA's authority not slated to expire until September, it gives Congress time to work out issues with the FAA reauthorization bill, but it also presents us with an opportunity to continue to seek support for CCE's position.

- Continue to gather support among House Transportation and Infrastructure Republicans and among House Rules Committee members for the Lewis amendment and the Lowenthal/Napolitano/Scott/Lewis amendment.
- Work with Senator Isakson and Perdue on a possible amendment to the FAA Reauthorization bill.
- Work on building support with Republicans on the Senate Commerce Committee and Republicans on the Senate Commerce, Science, and Transportation Committee in preparation for conference negotiations, should the bills move forward.

2. FY 2019 Appropriations

In the FY 2018 Senate Transportation, Housing and Urban Affairs Appropriations bill, several California entities effected by this policy were successful in getting California Democratic Senator Dianne Feinstein to include language in the FY 2018 Senate Transportation, Housing and Urban Affairs (THUD) report, which ask DOT to delay enforcing the FAA's policy and work with local governments to develop a path forward to allow the use of local sales tax revenues generated on the sale of aviation fuel to be used in a manner consistent with their intended purpose. While DOT did not delay enforcement of the rule, it did announce that it

would consider individual requests for delays on a case-by-case basis. Along with the effected California entities, we pushed both the House and the Senate Appropriations Committees to reaffirm the Senate report language. We were successful in getting language in the report that accompanied the FY 2018 Omnibus bill that strengthened the Senate report language. The omnibus report language stated that any language included in either the House or the Senate reports should be complied with unless specifically address to the contrary.

At the beginning of every year, the House and Senate Appropriations Committee accept requests from every Member of Congress for program funding levels and legislative language that the Committee consider including in their respective bills. Earlier this year, we made requests to the Georgia House and Senate delegations that they support a request for language in the FY 2019 appropriations bill which would prohibit FAA from using any funds to enforce this FAA policy. This would prohibit FAA from enforcing the policy during FY 2019 and allow CCE continuing time to get a permanent legislative solution.

Due to our advocacy efforts, Reps. Scott and Lewis made requests to the House Appropriations Committee to include language prohibiting FAA from using funds to enforce the policy. While this would be a one-year delaying tactic, but would put Congress firmly on record as opposing what the FAA has done.

- Work with Representatives Scott and Lewis and coordinate with the member of the Georgia delegation on the Appropriations Committee again this year, Representative Sanford Bishop on working to get this language included. We will again reach out to Representative Bishop's office for support and put in a formal appropriations request.
- We will work directly with the THUD Subcommittee staff, asking for their support of a stronger delaying provision or one that would overturn the FAA interpretation.

3. Infrastructure package

President Trump sent a detailed infrastructure proposal to Congress in February. The proposal was much broader than aviation and transportation, possibly including energy, housing, and hospitals. While it is unlikely a bill will develop this year, House Republicans have expressed an interest in potentially doing working on a series of bills to address infrastructure. This would present another opportunity to work for inclusion of our legislative provision through the following actions.

- Work with Senator Isakson, who is a member of the Finance Committee, to urge that he include language in an infrastructure package.
- Work with Representative David Scott and Representative John Lewis, a member of the House Ways and Means Committee to do the same.
- Work with Members of the Georgia delegation on the House Transportation and Infrastructure Committee: Representatives Rob Woodall, Drew Ferguson, and Hank Johnson.

Proposed Fee

As we have over the past year and a half, Van Scoyoc Associates proposes to work with CCE on a monthly retainer, rather than by the hour. Given the amount of work that we believe will be needed in the coming months, we believe continuation of the current monthly retainer provides a cost-effective approach and is commensurate with the expected workload. Accordingly, we propose keeping the monthly retainer of \$6,000, which would cover all expenses, except any pre-approved long-distance travel.

We propose that the consulting agreement run for five months, through the end of September 2018, with the contract extending from the current expiration date of April 30 and continuing through September 30, 2018, when the FAA authorization expires and the FY 2018 fiscal year ends. This will enable VSA and the CCE team to aggressively push all three of the legislative vehicles discussed above and set the stage for a possible long-term solution.

We believe that significant progress has been made on the legislative front and look forward to continuing our relationship with the CCE and the entire CCE team. We are happy to address any questions or issues that team members may have about this proposal or our lobbying efforts for the new year,

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ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF FOREST PARK, GEORGIA WITH RESPECT TO PUBLIC COMMENTS AT CITY COUNCIL MEETINGS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WITNESSETH:

Be it ordained by the Governing Body of the City of Forest Park, Georgia as follows:

SECTION 1. That Section 2-1-7(5) the Code of Ordinances, City of Forest Park, Georgia is hereby amended by deleting said section in its entirety and inserting in lieu thereof the following:

“(a) Public comments will be allowed only during the "public comments" period of each regular meeting of the governing body at the time shown on the agenda. Members of the public are not allowed to participate in any debate or discussion being conducted by the members of the governing body.

(b) Public comments will be limited in time to a total of _____ minutes per speaker, and a total time limit at any one meeting of _____ minutes. If more than _____ potential speakers sign up to make public comments, then the total amount of time permitted for each individual speaker will be reduced by an announcement of the presiding officer, so as to limit the total time to _____ minutes. The governing body, by majority vote, may allow extensions of time for individuals in order to allow such individuals to finish their comments.

(c) No person may sign up more than once in an effort to gain more time for a public comment.

(d) Public comments during a meeting of the city governing body will only be allowed to residents of the City of Forest Park or to owners of businesses maintaining a business site physically situated within the corporate limits of the City of Forest Park.

(e) Persons not residing within the City of Forest Park who do not own a business as specified in subsection (d) above who wish to address the governing body during any regular meeting must first request that they be placed on the agenda for the upcoming regular meeting, such request to be made in writing by close of business at city hall on the Wednesday immediately preceding the regular meeting at which they wish to speak.

(f) All public comments must be limited to matters on the agenda or over which the governing body has jurisdiction.

(g) Nonresidents who do not own a business as specified in subsection (d) above will also be limited to three (3) minutes per speaker, and a total of fifteen (15) minutes for an entire group of speakers at any single meeting, whether they are speaking on the same topic or not. If more than five (5) potential nonresident speakers are placed on the agenda in order to address the governing body, the time permitted for each individual speaker shall be reduced so as to limit the total time for speaking for such nonresidents to fifteen (15) minutes at any one (1) meeting.”

SECTION 2. Intention of the Governing Body. It is the intention of the governing body, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Forest Park, Georgia, and the sections of the ordinance may be renumbered to accomplish such intention.

SECTION 3. Approval of Execution. The Mayor is hereby authorized to sign all documents necessary to effectuate this Ordinance.

SECTION 4. Attestation. The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this ordinance, subject to approval as to form by the City Attorney.

SECTION 5. Codification and Severability.

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

(b) It is hereby declared to be the intention of the City Council that to the greatest extent allowed by law each and every section, paragraph, sentence, clause or phrase of this ordinance is severable from every other section, paragraph, sentence, clause or phrase of this ordinance. It is hereby further declared to be the intention of the City Council that to the greatest extent allowed by law no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

(c) In the event that any section, paragraph, sentence, clause or phrase of this ordinance 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 City 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 sections, paragraphs, sentences, clauses, or phrases of the ordinance and that to the greatest extent allowed by law all remaining Sections, paragraphs, sentences, clauses, or phrases of the ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION 6. Repeal of Conflicting Provisions. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 7. Effective Date. This ordinance shall become effective immediately upon its adoption by the Mayor and City Council of the City of Forest Park as provided in the City Charter.

SO ORDAINED this _____ day of _____, 2018.

Mayor Angelyne Butler

Council Member Kimberly James, Ward 1

Council Member Dabouze Antoine, Ward 2

Council Member Sandra Bagley, Ward 3

Council Member Latresa Wells, Ward 4

Council Member Allan Mears, Ward 5

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney