



MAYOR

Richard E. Roquemore

CITY ADMINISTRATOR

Michael E. Parks

CITY COUNCIL

Robert L. Vogel III

Taylor J. Sisk

Jamie L. Bradley

Joshua Rowan

**CITY OF AUBURN
MAYOR and CITY COUNCIL**

Meeting

March 28, 2024

6:00 PM

Council Chambers

1 Auburn Way

Auburn, GA 30011

1. Council Reports and Announcements

PUBLIC HEARING

2. Amendment of Commercial Vehicle Ordinance, Section 17.100.050 – Jack Wilson

WORKSHOP

3. Police Department Firing Range - Chief Hodge
4. Parks Mill Park Dirt Donation - Michael Parks
5. Water Treatment Plant Operation - Michael Parks
6. Removal of Minerals in RWSP Pilot Study - Michael Parks
7. Georgia Cities Week Resolution - Michael Parks
8. Event Road Closure - Michael Parks
9. IGA for Sewer with Barrow County – Michael Parks
10. Commercial Vehicle Ordinance, Section 17.100.050 – Discussion- Jack Wilson
11. Discharge of Weapons City Code #9.20.020- Discussion Only- Chief Hodge

VOTING ITEMS

12. Ordinance to Amend Charter 3.17 and 3.21 - Jack Wilson
13. Citizen Comments on Agenda Items
14. Executive Session- Potential Litigation and Personnel

Agenda subject to change prior to meeting



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2. PUBLIC HEARING

TO: Mayor and Council

FM: Jack Wilson
City Attorney

DATE: March 28, 2024

PURPOSE: Commercial Vehicle Ordinance 17.100.050- for discussion

BACKGROUND: Section 17.100.050 of the Zoning Ordinance of the City of Auburn should be updated to give a clearer definition of what is considered a commercial vehicle.

RECOMMENDATION: To discuss suggested amendment to our Commercial Vehicle Parking ordinance 17.100.050.

FUNDING: N/A

ORDINANCE NO. __24-004__

AN ORDINANCE TO AMEND THE CITY OF AUBURN
CODE OF ORDINANCES

Chapter 17.100.050 Commercial Vehicle Parking

WHEREAS, the City of Auburn has a comprehensive Zoning Ordinance establishing provisions for uses in a variety of districts; and

WHEREAS, the City and its staff reviews the Ordinance as regularly to keep pace with trends and necessary changes; and

WHEREAS, the City has received inquiries regarding a number of permitted and prohibited uses related to parking commercial vehicles; and

WHEREAS, the City has conducted public hearing and meetings to gain input from citizens and affected persons; and

WHEREAS, the City's Planning staff, Planning Commission, and Elected Officials have provided comments and suggestions reflected in the amendment outlined in this Ordinance; and

WHEREAS, it is in the best interest of the health, safety and welfare of the citizens of the City to amend the City's Zoning Ordinance to modify permitted and prohibited uses related to parking commercial vehicles, and for other purposes;

NOW THEREFORE, THE COUNCIL OF THE CITY OF AUBURN HEREBY ORDAINS that the existing Chapter 17.100.050 is deleted, and the following Chapter 17.100.050 is substituted in its place:

17.100.050 Commercial vehicle parking.

- A. Commercial vehicle parking shall be allowed on property zoned and properly permitted for the business for which the commercial vehicle is to be used.
- B. One single commercial vehicle not exceeding two axles (one single front axle and one single back axle) and having a Gross Vehicle Weight Rating (GVWR) of Class 3 or below may be parked in the driveway or a properly permitted asphalt, gravel-or concrete parking area of a detached, single-family dwelling. ~~Unless otherwise provided for in this code section~~ No vehicles shall be parked in the yard of any residence. No other commercial vehicle shall be allowed to park in any AG, R-100, R-100CZP, R-MD, RM-8, PUD, and MH property so zoned or on the streets abutting such property.
- C. In all residential zoning districts, the parking of the following commercial vehicles is permitted:
 1. A standard sized automobile, pick-up truck, van, or SUV used to provide daily transportation to and from work.
 2. Any commercial vehicle that is parked temporarily in conjunction with a commercial service, sale, or delivery to the property where the vehicle is parked.
 3. Commercial vehicles may be parked on lots zoned for residential use if the vehicle is parked within a fully enclosed structure that meets all other criteria of the zoning district and development regulations.
 4. Commercial vehicles may park on lots zoned AG provided the vehicle is parked in the rear of the primary residential dwelling and the property contains five acres or more; but in no case may

the vehicle be located closer than one hundred feet from any property line of any dissimilar residential zoned property line.

5. For any commercial vehicle which does not meet the requirements of this section for use as a matter of right, an occupant may apply for a Special Use Permit, pursuant to Section 17.170.070, to allow such use.-

D. As used in this section, commercial vehicles specifically include the following:

- a. Any commercial vehicle over ~~20-22~~ feet in length and/or to include any vehicle for hire including but not limited to limousines, ~~taxis~~, box trucks, flatbed trucks, dump trucks, tow trucks, transport wreckers, tandem axle trucks, cab-on-chassis trucks, tractor trailers, wheeled attachments, pull behind cement mixers, bucket trucks, buses, earth moving or motorized construction machinery, semi-trailers, transport trailers, tanker type trucks (to include Septic pumping trucks), trucks with boom equipment, service trucks, and any vehicle the top of the highest sidewall more than three feet above the bed or taller than the roofline of the vehicle.

~~Any vehicle designed to haul more than one and one half tons.~~

- b. Any vehicle, other than a motor home, having more than two axles.
- c. Any motorized construction equipment, except when located on private property on which related construction is in progress.
- d. Any bus designed to carry more than fifteen passengers.
- e. Any vehicle displaying a DOT number (if the vehicle is engaged in commercial activity).
- f. Any vehicle carrying potentially hazardous materials, such as but not limited to pool chemicals, fertilizers, biohazards, and other similar materials.

E. Nothing in this section shall be construed to allow commercial vehicles to drive on any route not previously approved for commercial vehicle use.

Conflict

All ordinances or parts of ordinances which conflict with this ordinance and the applicable code are hereby repealed.

Effective Date

This ordinance and the authority granted by and through it shall become effective immediately upon its adoption by the Mayor and Council of the City of Auburn, Georgia.

Severability

If any portion of this ordinance is determined to be unconstitutional or invalid, the rest and remainder of the ordinance shall remain in full force and effect, as if enacted without the portion declared unconstitutional or invalid.

SO ORDAINED this ____ day of ~~March~~April, 2024.

Mayor Richard E. Roquemoire

Robert L Vogel, III Council Member

Taylor J. Sisk, Council Member

Jamie L. Bradley, Council Member

Joshua Rowan, Council Member

Attest:

City Clerk

DRAFT

GVWR CLASSES 1-8	GVWR DESCRIPTION	GVWR CLASS DESCRIPTION	VEHICLE EXAMPLES
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Light-duty vehicle

Passenger cars

Common passenger cars; no SUVs or CUVs

GVWR Class 1

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Light-duty vehicle

Medium-size pickup trucks, mini vans, SUVs and CUVs under 6,000 lbs. (2,722 kg)

Common "quarter ton" pickups, SUVs and crossover CUVs; GMC Canyon, Chevy Colorado, Ford Maverick

GVWR Class 2

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Light-duty vehicle

Mini vans, full-size pickups, step vans or cargo vans 6,001 lbs. to 10,000 lbs. (2,722-4,536 kg)

Common "half ton" pickups including Ram 1500, Ford F-150, Chevy Silverado

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GVWR Class 3

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permitted

Light-duty or medium-duty vehicle*

Heavy-duty pickups, box trucks, walk-in commercial vans 10,001 lbs. to 14,000 lbs. (4,536-6,350 kg)

"3/4 ton" pickups including Ram 3500, Ford F-250, Ford F-350, GMC Sierra 3500

GVWR Class 4

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not permitted

Medium-duty vehicle

Walk-in commercial vans, larger box trucks, city delivery trucks 14,001 lbs. to 16,000 lbs. (6,351-7,257 kg)

Ford E-450 van, Ford F-450 and Ram 4500





City of Auburn Police Department



A Community Oriented Law Enforcement Agency

Chris Hodge
Chief of Police

1361 Fourth Avenue Auburn, Georgia 30011
Telephone 770-513-8657 Fax 770-682-4428

Rick Roquemore
Mayor

Agenda Item No. 3

To: Mayor and Council
From: Chief Chris Hodge
Date: March 28th, 2024

Purpose

Consider granting approval for the construction of a new Police Department firing range on City property located behind Public Works

Background

During 2024 budget discussions, an area within the reservoir property was identified for the construction of a new police firing range. Over the last several months, inclement weather revealed that this area is prone to flooding, making it unsuitable for the identified purpose. The Department has identified a new parcel of land, currently owned by the City, which would facilitate the range needs of the department. Funds were included in the 2024 budget to begin building a new firing range in addition to monies pledged from the Confiscated Asset account.

Funding

No immediate funding necessary

Recommendation

Approving the construction and location of a new police firing range

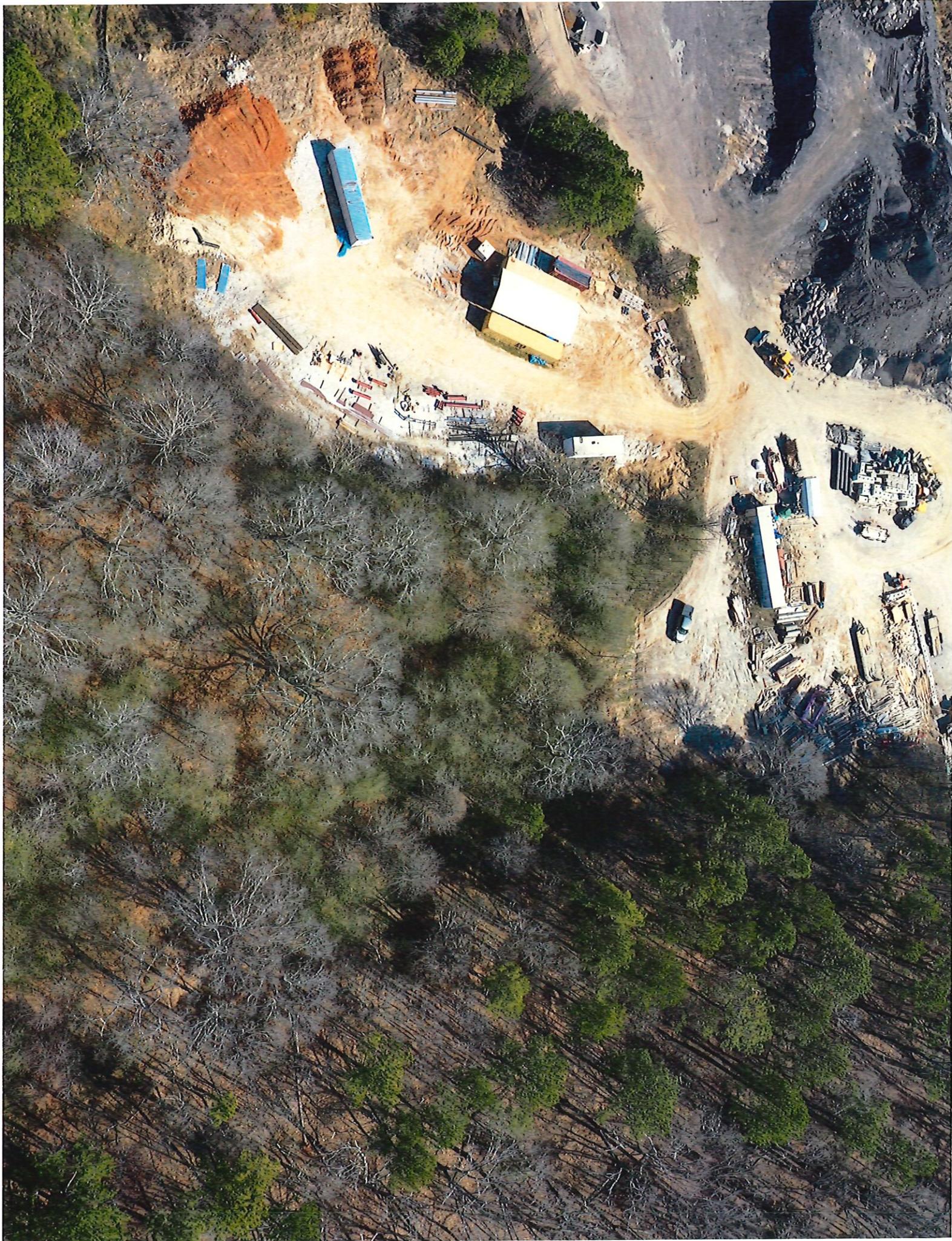
Attachments

1. A video presentation will be presented in addition to the attached documents
2. Ariel footage of the new range site



Proposed Auburn PD range plan.













MAYOR
Richard E. Roquemore

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Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

**CITY
ADMINISTRATOR**
Michael E. Parks

AGENDA ITEM NO: ___4___

TO: Mayor & Council

FROM: Michael Parks

DATE: March 28, 2024

PURPOSE: To consider the approval of a donation of approximately 50,000 cubic yards of dirt and services from J.A. Long Inc. to the Parks Mill Park.

BACKGROUND: J.A. Long is currently bidding on a development project and needs to remove dirt from the site. If they are awarded the bid, they would like to donate the dirt to fill the back ~3 acres of Parks Mill Park to create a usable space for future park development. Along with the dirt, J.A. Long would donate: a bulldozer to place the material, to grade the site level to a grade specified based on field condition, finish slopes and grass once complete, and always insure positive drainage to existing stormwater development in the park.

FUNDING: N/A

RECOMMENDATION: To approve the donation of the dirt and services from J.A. Long

Attachments:

Email from Brandon Bloomfield, a project manager with J.A. Long with the scope of services to be provided by J.A. Long after meeting with Josh Campbell and Joe Moravec on site at the Parks Mill Park, and an image of the park provided by Brandon highlighting the proposed area of fill.

Sent: Wednesday, February 7, 2024 6:40 AM

To: Josh Campbell <jcampbell@cityofauburn-ga.org>; Joe Moravec <jmoravec@cityofauburn-ga.org>

Subject: JA Long/City of Auburn Fill Site

I wanted to summarize our meeting today which included a discussion about the City of Auburn allowing JA Long to use the attached site as a proposed fill site for excess material on a project JA Long is pursuing. I have attached a drawing of the approximate area JA Long proposes to use as a fill site.

Here are some details discussed in our meeting today:

JA Long to use a bulldozer to place the material.

JA Long to grade the site level to a grade specified based on field conditions.

JA Long to finish slopes and grass once complete.

JA Long to always insure positive drainage.

City of Auburn to establish permitting.

Erosion control will be a joint effort.

In the event JA Long is the successful low bidder on this project, JA Long and the City of Auburn can then move forward with a fully executed agreement related to the placing of this excess fill material. With the approval from the City of Auburn, JA Long will use this site in their current bid as a possible location to place the excess fill material.

I look forward to hearing back from you. Please feel free to reach out to me if you have any comments or questions regarding this.

Thank you,



Brandon Bloomfield

Project Manager at **J. A. Long, Inc**

M 706-566-9161 **E** bbloomfield@jalong.net

PO Box 1810, Fortson, GA 31808





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AGENDA ITEM: 5

TO: Mayor and Council

FROM: Michael Parks
City Administrator

Jim Aton

DATE: March 28, 2024

PURPOSE:

To approve the Operation & Maintenance Contract to Operate the New Drinking Water Treatment Plant made by the selection committee.

BACKGROUND:

The selection committee met on March 13, 2024 to interview the two candidates for licensed operator of the new Drinking Water Treatment Plant (DWTP) that is currently under construction. Three firms submitted proposals to operate the DWTP: ESG (now Inframark), Clear Water Solutions, and EOM. EOM declined their interview and withdrew. The selection criteria included qualifications, experience, licenses, and cost.

Criteria	ESG	CWS	EOM
Operations in Georgia	22	6	14
Operates Membrane Filtration Plant in GA	2	0	0
Employees	2,950	650	200
Annual Revenue	\$95M	\$63M	\$17M
Lead Operator License	Class 1	TBD	TBD
Lead Operator Experience	40 yrs	Unknown	Unknown
Operations 22 hrs/day, 1 yr, full capacity, staffing	\$922,332	\$739,672	\$1,500,000
Operations next year, 10 hrs/day, 1 yr, 750,000 gal/day	\$718,180	\$1	Withdrew
Interview	Excellent	Good	Withdrew

After the Interview the selection committee voted and unanimously recommended ESG for the Contract. The selection committee included Mayor Rick Roquemore, Michael Parks, Sunshine Palmer, Iris Akridge, Jim Aton (consulting Engineer).

RECOMMENDATION:

The committee therefore recommends that the City Council authorize the City Administrator to negotiate a contract with ESG/Inframark, the City Attorney to review and approve the contract as to form and authorize the mayor to sign the contract.

FUNDING:

Water Revenue



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AGENDA ITEM: 6

TO: Mayor and Council

FM: Michael Parks
City Administrator

Jim Aton

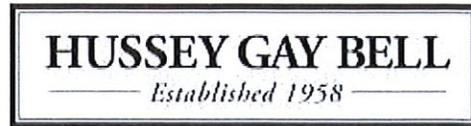
DATE: March 28, 2024

PURPOSE: To approve a pilot study for removal of certain minerals in stream water stored in the rock quarry that has been requested by the EPD.

BACKGROUND: The EPD wanted verification that the water in the RWSP was treatable to drinking water standards before the RWSP could be approved as a raw drinking water storage pond of source. In September 2022, the water in the RWSP was sampled and tested for all drinking water parameters in the regulations and was found to be, in the engineer's opinion, conventionally treatable including for certain dissolved minerals. The water in Rock Creek was sampled and tested for all drinking water parameters and was found to be treatable and certain minerals were below regulated concentrations or undetected. Based upon the information, EPD asked the professional engineers of record to provide treatability recommendations to assure that raw drinking water from RWSP source would meet drinking water standards after treatment. This pilot study is to demonstrate that treatability.

RECOMMENDATION: To approve the Pilot Study Removals in RWSP and Stream Water presented by staff.

FUNDING: GEFA



**AUTHORIZATION FOR PROFESSIONAL SERVICES
TASK ORDER**

CLIENT: City of Auburn
PO Box 1059
Auburn, GA 30011
Attn: Mr. Michael Parks, City Administrator

CONSULTANT: Hussey, Gay, Bell & DeYoung, Inc.,
Consulting Engineers
3100 Breckinridge Boulevard, Building 300
Duluth, GA 30096-4986

DATE: February 27, 2024

and

Carter & Sloop
1031 Stonebridge Parkway
Watkinsville, GA 30677

Page 1 of 8

RE: *Task Order 37*
Pilot Study Removal Minerals in RWSP and Stream Water
Auburn and Winder Water Supply and Storage Project
Hussey Gay Bell Project No.: 20-0004-WS

The CLIENTS herewith request and authorize the CONSULTANTS to perform Engineering, Planning, and/or Surveying Services described below and agree to the terms as follows.

Background

PILOT STUDY FOR REMOVAL OF CERTAIN MINERALS IN STREAM WATER
STORED IN 1.0-BILLION-GALLON GRANITE QUARRY
AUBURN, GEORGIA

Joint Project of Hussey Gay Bell and Carter & Sloop, Consulting Engineering Team.
11/17/2023
for the City of Auburn and City of Winder
Joint Project
Converting Exhausted Granite Quarry to Raw Water Storage Pond

In July 2022, Peter Nwogu of EPD wanted verification that the water in the RWSP was treatable to drinking water standards before the RWSP could be approved as a raw drinking water storage pond or source. On September 23, 2022, the water in the RWSP was sampled and tested for all drinking water parameters in the regulations and was found to be, in the engineer's opinion, conventionally treatable including for certain dissolved minerals. On September 27, 2022, the water in Rock Creek was sampled and tested for all drinking water parameters and was found to be treatable and certain minerals were below regulated concentrations or undetected. Based upon the above information, EPD asked the professional engineers of record to provide treatability recommendations to assure that raw drinking water from RWSP source would meet drinking water quality standards after treatment. This pilot study is to demonstrate that treatability.

History

In 2010, the water in the raw water storage pond was tested for dissolved minerals and results were less than the concentration detected in 2023. In 2010, the level of radioactivity was judged to be removable by a conventional flocculation, sedimentation, sand filter drinking water treatment plant.

Technology Review

The Cities of Auburn and Winder requested the engineers select a treatment method that is compatible with the existing and proposed drinking water infrastructure. Winder's conventional sand filter plant is about 30 years old and performing well. Auburn's ultrafiltration membrane plant is under construction. The following technologies are discussed in the order of easiest to implement.

- A. Blending and Dilution – The water in the RWSP can be mixed or blended with water from Rock Creek, Little Mulberry River, and Mulberry River to obtain raw water with low concentrations of certain minerals, certainly within the treatability range. Based upon anticipated use by Auburn and Winder mixtures of creek water and pond water should reduce concentration of minerals in the finished water. Filling the RWSP will have the result of diluting the pond water by 34.5 times.
- B. Remove Certain Minerals from the RWSP – The likely source of the minerals in the raw water is the granite. Certain minerals are dissolving (coming) from the granite bedrock and fines in the Martin Marietta process water total suspended solids (TSS). The fines have a much larger surface area for leaching certain minerals than the in-place granite bedrock (walls and bottom of pond). Reducing or eliminating the total suspended solids in Martin Marietta's process water will reduce the concentration of certain minerals in the raw water. Diverting Martin Marietta's process water away from the RWSP would reduce the concentration of TSS and thus, certain minerals in the RWSP water. The last day Martin Marietta will be using the RWSP for settling rock fines from the crushing operation was Dec. 31, 2023. This solution is therefore self-implementing.
- C. Precipitation – certain minerals can be oxidized by sodium permanganate or another oxidant to a non-soluble form which will precipitate. The sodium permanganate will also oxidize the existing iron and manganese in the raw water and cause them to precipitate. When alum (aluminum sulfate) is added to the water, the alum, iron, manganese, sodium permanganate, and certain minerals form a floc which can be removed from the water by a conventional flocculation,

sedimentation, sand filter drinking water treatment plant. According to technical literature, the certain minerals removal rate is greater than 70%. The membrane ultrafiltration plant under construction by Auburn will remove a higher percentage than the conventional plant.

- D. Separate the Certain Minerals Source from the RWSP Water – Coating or lining the bottom and walls of the RWSP to prevent the raw water from freely contacting the granite rock would prevent the dissolution of certain minerals into the raw water. This concept is a similar idea to lining a lagoon to prevent water from migrating into the groundwater. The coating of the RWSP with sediment from Rock Creek, Little Mulberry River and the Mulberry River will be a naturally occurring and ongoing process once the RWSP is put in service. This process could be accelerated by mixing clay soil in the water column and allowing it to settle out as part of the original filling operation. This process could be simulated by placing granite fines in the bottom of a container followed with a layer of Georgia red clay soil and then filling the container with Rock Creek raw water. Allow the raw water to set for a matter of months and test the level of certain minerals in the water over time.
- E. Reverse Osmosis – The raw water is split into two water streams. A portion of the water is treated by reverse osmosis (RO) which removes more than 95% of the minerals. The second portion of the water is treated by a conventional plant. The filtrate from the RO is blended with the finished water from the conventional plant to produce a finished water that meets drinking water standards. This process is very expensive and requires the disposal of concentrate water (aka salt water) from the RO process. The concentrate is usually disposed of in a sanitary sewer, but sewer is not available within 10,000 feet (2 miles) of the proposed Auburn Water Plant.
- F. Ion Exchange – The literature about reducing certain minerals concentrations in raw water reports minerals can be reduced by the ion exchange methods. The issue with this approach, aside from cost, is that the ion exchange media becomes contaminated and must be disposed of as a hazardous waste. The disposal of this media or sludge from ion exchange media regeneration is, therefore, expensive.

Engineering and Surveying Services

Pilot Bench Scale Process Demonstrations

The engineering team proposes to conduct the following pilot process demonstrations (bench scale) to reduce the concentration of minerals in the drinking water produced from the use of the RWSP's stored water.

- A. Document Background Conditions – Collect water samples from Rock Creek at Parks Mill Road, Little Mulberry River at Old Thompson Mill Road Bridge and Mulberry River at Covered Bridge Road. All these locations are near proposed withdrawal structures. Also collect water samples from each of the two pools in the RWSP: Auburn Pool (A-Pool) and Martin Marietta Process Water Pool (MM-Pool). Also collect samples from inflow to Martin Marietta's first and second settling pond on Auburn's Property. Analyze all seven samples for certain mineral and Total Suspended

Solids (TSS). TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.

B. Demonstrate Blending and Dilution of Raw Waters – Demonstrate contaminant levels in mixtures of stream water and RWSP water.

- (1) Winder's Mixed Water Sample: Mix 1.8 pints of Mulberry River water with 6.2 pints of RWSP A-Pool water (22.5%-77.5%).
- (2) Auburn's Mixed Water Sample: Mix 2.64 pints Rock Creek water with 5.36 pints of RWSP A-Pool water (33%-64%).
- (3) Worst Case Sample: Mix 4 pints of MM-Pool water with 4 pints of Rock Creek water (50%-50%).
- (4) To document the results of dilution, mix 3.7 ounces of RWSP water with 124.3 ounces of Rock Creek water (2.89%-97.11%).

Analyze all **four** samples for certain minerals and Total Suspended Solids (TSS). TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.

C. Precipitation of certain minerals – A drinking water treatment plant laboratory will perform the following laboratory tests. The certain mineral testing will be performed by a licensed laboratory under subcontract with Hussey Gay Bell.

- (1) Winder's Drought Case. Mix 1.80 pints Mulberry River water with 6.20 pints of RWSP A-Pool water (22.5%-77.5%). Treat mixture with sodium (or potassium) permanganate in a jar test to form a precipitate, then flocculate with Alum and filter with ~2 microns filter media. Analyze both filtrate and TSS. TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.
- (2) Auburn's Good Drought Water Case. Mix 2.64 pints Rock Creek water with 5.36 pints of RWSP A-Pool water (33%-67%). Treat mixture with sodium (or potassium) permanganate in a jar test to form a precipitate, then flocculate with Alum and filter with ~2 microns filter media. Analyze both filtrate and TSS for minerals. TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.
- (3) Auburn's Worst Water Case. Mix 2.64 pints Rock Creek water with 5.36 pints of RWSP MM-Pool water (33%-67%). Treat mixture with sodium (or potassium) permanganate in a jar test to form a precipitate, then flocculate with Alum and filter with ~2 microns filter media. Analyze both filtrate and TSS for minerals. TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.
- (4) Dilution Case. Mix 3.70 ounces of RWSP water with 124.3 ounces of Mulberry River Water. Treat mixture with sodium (or potassium) permanganate in a jar test to form a precipitate, then flocculate with Alum and filter with ~2 microns filter media. Analyze both filtrate and TSS for minerals. TSS shall be determined by vacuum evaporation or air drying of water instead of oven drying.

Analyze **four** samples for minerals and Total Suspended Solids (TSS).

- D. Separate the Source of certain minerals from the Raw Water in the RWSP – Sediment Lining of RWSP (simulation) – Collect sample of the granite fines from Martin Marietta’s existing sediment ponds and place it in the bottom 0.5 inches of two 5-gallon containers. Then place 0.5 inches of Georgia red clay mud (thick but flowable) on top of the fines without mixing the two layers. Carefully and gently fill the remainder of the five-gallon containers with Rock Creek Raw Water. Cover the sample containers to simulate low light deep water conditions and store at office temperatures. Withdraw one-gallon samples from the containers now and at 1 week, 1 month, 6 months, 1 year, and 2 years. Take the samples from the top few inches of the containers so as to not disturb the sediments. Test the **six** settled raw water samples for minerals.

- E. Literature Review – Literature review of removal of certain minerals from Drinking Water Source Waters by Reverse Osmosis, Ion Exchange and Precipitation/Filtration. The engineers will identify seven sources of technical papers concerning the removal of minerals for source water being treated for drinking water. The deliverable will be a technical report of about 7 to 35 pages on the subject.

- F. Report Results – Prepare brief report on the success of reducing concentrations of minerals from raw source water using drinking water treatment process technologies.

TESTING MATRIX
 Number, Samples or Laboratory Tasks

No.	Task	Dissolved Minerals Water	Filter Sample	Mineral TSS	Jar Test Flocculate	Dissolved Minerals Water	Filter Sample	Mineral TSS
A)	Document Background Conditions	7	7	7				
B)	Demonstrate Blending & Dilution of Raw Waters	4	4	4				
C)	Precipitation of certain minerals	4	4	4	4	4	4	4
D)	Sediment Lining of RWSP (simulation)	6	0	0				
	TOTAL	21	15	15	4	4	4	4

Schedule

Estimated time from notice to proceed:

Collect and Transport Water Samples to Laboratories	2 Weeks
Laboratory Analysis	6 Weeks
Review Results	2 Weeks
Draft Final Report	2 Weeks
EPD Review (estimate)	<u>4 Weeks</u>
Total Time	16 Weeks

Please sign in the space provided and return one original copy to our office. We appreciate the opportunity to provide the City of Auburn this service and look forward to working with you on this project.

**HUSSEY GAY BELL & DEYOUNG, INC.,
CONSULTING ENGINEERS**

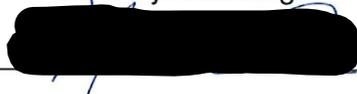
CITY OF AUBURN

By: 

By: _____

Name/Title: James B. Aton, PE
Sr. Project Manager

Name/Title: _____

By: 

Attest: _____

Name/Title: Mark Bond, PE
President, Atlanta

Name/Title: _____

Date: February 27, 2024

Date: _____

JBA/sms

Concurs in the need and scope of this Joint Auburn-Winder Project

Carter & Sloope, Inc.

By: _____

Date: _____

Name/Title: Marty Boyd, PE
President

Attachment Fee Estimate

ATTACHMENT II

**FEEES FOR PLANNING, SURVEYING
 AND ENGINEERING SERVICES**

<u>Item</u>	<u>Fee</u>	<u>Type</u>
A. Document Background Conditions	\$ 15,901.00	
B. Demonstrate Blending and Dilution of Raw Waters	\$ 8,436.00	
C. Precipitation of CERTAIN MINERALS	\$ 12,796.00	
C.1. City of Monroe Water Laboratory Work Estimate	\$ 12,480.00	
D. Sediment Lining of RWSP (Simulation)	\$ 8,294.00	
E. Literature Review	\$ 14,190.00	
F. Report Results	\$ 5,240.00	
TOTAL	\$ 77,337.00	
Auburn Share, 33.34%	\$ 25,784.00	
Winder Share, 66.66%	\$ 51,553.00	



MAYOR
Rick E. Roquemore

CITY ADMINISTRATOR
Michael E. Parks

CITY COUNCIL
Robert L. Vogel III
Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

AGENDA ITEM: 7

TO: Mayor and Council

FROM: Michael Parks
City Administrator

DATE: March 28, 2024

PURPOSE: For the City of Auburn to recognize Georgia Cities Week April 21-27, 2024, and encourage all residents to support the celebrations and activities within the city.

BACKGROUND: Each year cities across Georgia celebrate in GMA's Georgia Cities Week showcasing and celebrate the cities and many services they provide. At this time, the city government officials and employees will share their department services and benefits to the residents of Auburn. We will end the week with the ribbon cutting of the new Auburn Municipal Complex

RECOMMENDATION:

To approve Resolution 04-024 as Georgia Cities Week in the City of Auburn for the week of April 21 – 27, 2024.

FUNDING:

N/A

GEORGIA CITIES WEEK

APRIL 21-27, 2024

A RESOLUTION 04-024 OF THE CITY OF AUBURN RECOGNIZING GEORGIA CITIES WEEK, APRIL 21-27, 2024, AND ENCOURAGING ALL RESIDENTS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

WHEREAS, city government is the closest to most citizens, and the one with the most direct daily impact upon its residents; and

WHEREAS, city government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and

WHEREAS, city government officials and employees share the responsibility to pass along their understanding of public services and their benefits; and

WHEREAS, Georgia Cities Week is a very important time to recognize the important role played by city government in our lives; and

WHEREAS, this week offers an important opportunity to spread the word to all the citizens of Georgia that they can shape and influence this branch of government which is closest to the people; and

WHEREAS, the Georgia Municipal Association and its member cities have joined together to teach students and other citizens about municipal government through a variety of different projects and information; and

WHEREAS, Georgia Cities Week offers an important opportunity to convey to all the citizens of Georgia that they can shape and influence government through their civic involvement.

NOW, THEREFORE BE IT RESOLVED THAT THE CITY OF AUBURN DECLARES APRIL 21-27, 2024 AS GEORGIA CITIES WEEK.

BE IT FURTHER RESOLVED THAT THE CITY OF AUBURN ENCOURAGES ALL CITIZENS, CITY GOVERNMENT OFFICIALS AND EMPLOYEES TO DO EVERYTHING POSSIBLE TO ENSURE THAT THIS WEEK IS RECOGNIZED AND CELEBRATED ACCORDINGLY.

PASSED AND ADOPTED by the City of Auburn, Georgia.

Rick Roquemore, Mayor

Robert L. Vogel III, Council Member

Taylor Sisk, Council Member

Jamie Bradley, Council Member

Josh Rowan, Council Member



MAYOR
Rick E. Roquemore

CITY ADMINISTRATOR
Michael E. Parks

CITY COUNCIL
Robert L. Vogel III
Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

AGENDA ITEM: 8

TO: Mayor and Council

FROM: Michael Parks
City Administrator

DATE: March 28, 2024

PURPOSE: To consider closing 4th Avenue on July 20, 2024, from 3:00pm-9:30pm for a Jeep Show in the City of Auburn.

BACKGROUND: Our Main Street Coordinator brings several events to the city for the citizens of Auburn to enjoy throughout. The local Jeep Club would like to host their first annual “Jeep Show” in the City of Auburn. A donation will be made to the Auburn Police Foundation and Barrow County Fire Foundation with funds that are raised from this event.

RECOMMENDATION:

To allow the road closure on 4th Avenue from Mount Moriah to the Police Station on Saturday, July 20, 2024.

FUNDING:

N/A



MAYOR
Rick E. Roquemore

CITY ADMINISTRATOR
Michael E. Parks

CITY COUNCIL
Robert L. Vogel III
Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

AGENDA ITEM: 9

TO: Mayor and Council

FROM: Michael Parks
City Administrator

DATE: March 28, 2024

PURPOSE: To update the existing IGA between Barrow County and the City of Auburn regarding the payment requests for sewer services.

BACKGROUND: On November 11, 2008, the parties entered into the 2008 IGA to address multiple matters including sewer services, capacity fees, monthly sewer fees, and certain sewer system related infrastructure improvements and conveyances between the two parties.

RECOMMENDATION: To approve updating the existing IGA regarding sewer services presented by staff.

FUNDING:
N/A

**STATE OF GEORGIA
COUNTY OF BARROW**

**ADDENDUM TO INTERGOVERNMENTAL AGREEMENTS
BY AND BETWEEN BARROW COUNTY AND THE CITY OF AUBURN
REGARDING SEWER SERVICES**

This Addendum is made and entered into this _____ day of _____, 2024 (the “Effective Date”), to provide supplemental provisions to that certain Intergovernmental Agreement dated November 11, 2008 (the “2008 IGA”), and to that certain Intergovernmental Agreement dated March 20, 2020 (the “2020 IGA”), by and between the Parties to said Agreements, to wit: **BARROW COUNTY, GEORGIA**, a political subdivision of the State of Georgia (the “County”), and the **CITY OF AUBURN, GEORGIA**, a municipal corporation (the “City”), collectively referred to herein as the “Parties.”

WITNESSETH:

WHEREAS, on November 11, 2008, the Parties entered into the 2008 IGA to address multiple matters including sewer service, capacity fees, monthly sewer fees, and certain sewer system-related infrastructure improvements and conveyances between the Parties; and

WHEREAS, the 2008 IGA provides, at Section 8.5 therein, that the County will provide sanitary sewer service under the terms and conditions thereof within the municipal boundaries of the City for a minimum of twenty (20) years from the date of execution of the agreement, or until at least November 11, 2028; and

WHEREAS, on or about March 20, 2020, the Parties entered into the 2020 IGA to address changes to the calculation of the City’s administrative fee and to prohibit connections to the County’s sewer system without the payment of sewer capacity fees; and

WHEREAS, the 2020 IGA provides, at Section 3.A., that the term of that agreement shall last for ten years from the effective date, or until March 20, 2030, with successive 10-year renewal terms thereafter; and

WHEREAS, the Parties desire to supplement the 2008 IGA and the 2020 IGA with supplemental provisions regarding processes related to the County’s notification to the City of annual rate changes, processes related to identifying how capacity and connection fees will be identified and paid from the City to the County, and processes related to the City’s notification and regular reporting to the County of City sewer customers, volume usage, and charges.

NOW THEREFORE, in consideration of the mutual covenants and promises contained herein, the sufficiency of which are acknowledged by both Parties, the Parties agree to the above recitals and as follows:

1. The Parties agree to the following supplemental provisions to the 2008 IGA and the 2020 IGA regarding the County’s provision of sewer services in the City:

- a. The County will provide notice of annual rate changes to the City within the first week of July following County BOC approval of the annual fee schedules as established through the County's budgeting process. This will allow the City to establish correct fee charges within the City's billing system and timely update the rates to correspond with the changes approved by the County and effective on August 1 of each fiscal year.
 - b. To ensure proper communication and accounting for sewer service, the parties agree to the following the process to identify capacity fees and connection fees for new sewer customers within the City's jurisdiction are identified and paid from the City to the County:
 - i. Developer/Owner completes a Sewer Capacity Application and returns it to the Barrow County Utilities Department with application fee.
 - ii. If capacity application is approved, Developer/Owner will receive a Letter of Availability and the City will be notified of the potential new project.
 - iii. Plans shall be submitted and reviewed by the County for approval.
 - iv. All capacity fees shall be paid in full.
 - v. Barrow County Utilities will provide a letter stating the approval of the plans and payment confirmation of capacity fees. This letter can then be used to obtain an LDP from the City, provided all City Code requirements are satisfied.
 - vi. After site work has been completed, As-Builts shall be submitted and verified and final inspections shall take place by the Barrow County Utilities Inspector.
 - vii. Sewer Asset Donation forms shall be submitted by the Developer/Owner.
 - viii. An Asset Acceptance Letter will be given to the Developer/Owner by the Barrow County Utilities Department.
 - ix. All connection fees shall be paid at this time and a payment voucher will be provided to the Developer/Owner by the Barrow County Utilities Department.
 - x. The Final Plat shall be submitted after recording.
 - c. The City shall provide the County's Utility Department with a monthly detailed report of the sewer customers within the City's jurisdiction which report shall include, at a minimum, sewer customer names, service addresses, volume of each customer's usage, and sewer service charges billed and collected.
2. The basis for the 2008 IGA was settlement of litigation between the County and the City (Civil Action File No. 06-CV-2266-A) and there are provisions in that agreement that have been completed and are no longer operative, to wit: the provisions in Section 2 (Pump Station at James Shackelford Park), Section 3 (Sixth Street Pump Station), Section 4 (Downtown Auburn Lines and Pump Station), Section 5 (Hickory Ridge Trail Pump Station), and Section

6 (Conveyances of City Infrastructure and Easements) relate to projects that have either been completed or have been superseded by subsequent agreement between the Parties and, therefore, are no longer operative. The lines and pump stations described in this subsection have been dedicated to and accepted by the County.

3. In the 2008 IGA, Section 8 (Sewer Service and Capacity Fees) provides that the County will provide sanitary sewer service inside the City's boundaries, subject to available sewer capacity, for a minimum period of twenty (20) years, or until November 11, 2028. The Parties hereby agree to further extend the County's provision of sanitary sewer service within the City's jurisdiction for an additional twenty (20) years, or until November 11, 2048.
4. Except as provided herein, the 2008 IGA and the 2020 IGA shall continue in full force and effect.
5. This Addendum may be executed in counterparts, and each counterpart shall constitute an original and taken together shall constitute but one document.
6. Each of the individuals executing this Addendum on behalf of his or her respective Party agrees and represents to the other Party that he or she is authorized to do so.

WHEREFORE, the Parties have caused this Addendum to be executed in their respective names and caused their respective seals to be affixed effective as of the date first stated above, which shall be the date the last party below executes this Addendum.

COUNTY:

BARROW COUNTY, GEORGIA, by
and through its Board of Commissioners

By: _____
Pat Graham, Chairman

ATTEST:

County Clerk

[COUNTY SEAL]

CITY:

CITY OF AUBURN, GEORGIA, by
and through its City Council

By: _____
Rick Roquemore, Mayor

ATTEST:

City Clerk

[CITY SEAL]



MAYOR
Rick E. Roquemore

CITY ADMINISTRATOR
Michael E. Parks

CITY COUNCIL
Robert L. Vogel III
Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

AGENDA ITEM: 10

TO: Mayor and Council

FM: Jack Wilson
City Attorney

DATE: March 28, 2024

PURPOSE: Commercial Vehicle Ordinance 17.100.050- for discussion

BACKGROUND: Section 17.100.050 of the Zoning Ordinance of the City of Auburn should be updated to give a clearer definition of what is considered a commercial vehicle.

RECOMMENDATION: To discuss suggested amendment to our Commercial Vehicle Parking ordinance 17.100.050.

FUNDING: N/A

ORDINANCE NO. __24-004__

AN ORDINANCE TO AMEND THE CITY OF AUBURN
CODE OF ORDINANCES

Chapter 17.100.050 Commercial Vehicle Parking

WHEREAS, the City of Auburn has a comprehensive Zoning Ordinance establishing provisions for uses in a variety of districts; and

WHEREAS, the City and its staff reviews the Ordinance as regularly to keep pace with trends and necessary changes; and

WHEREAS, the City has received inquiries regarding a number of permitted and prohibited uses related to parking commercial vehicles; and

WHEREAS, the City has conducted public hearing and meetings to gain input from citizens and affected persons; and

WHEREAS, the City's Planning staff, Planning Commission, and Elected Officials have provided comments and suggestions reflected in the amendment outlined in this Ordinance; and

WHEREAS, it is in the best interest of the health, safety and welfare of the citizens of the City to amend the City's Zoning Ordinance to modify permitted and prohibited uses related to parking commercial vehicles, and for other purposes;

NOW THEREFORE, THE COUNCIL OF THE CITY OF AUBURN HEREBY ORDAINS that the existing Chapter 17.100.050 is deleted, and the following Chapter 17.100.050 is substituted in its place:

17.100.050 Commercial vehicle parking.

- A. Commercial vehicle parking shall be allowed on property zoned and properly permitted for the business for which the commercial vehicle is to be used.
- B. One single commercial vehicle not exceeding two axles (one single front axle and one single back axle) and having a Gross Vehicle Weight Rating (GVWR) of Class 3 or below may be parked in the driveway or a properly permitted asphalt, gravel-or concrete parking area of a detached, single-family dwelling. ~~Unless otherwise provided for in this code section~~ No vehicles shall be parked in the yard of any residence. No other commercial vehicle shall be allowed to park in any AG, R-100, R-100CZP, R-MD, RM-8, PUD, and MH property so zoned or on the streets abutting such property.
- C. In all residential zoning districts, the parking of the following commercial vehicles is permitted:
 1. A standard sized automobile, pick-up truck, van, or SUV used to provide daily transportation to and from work.
 2. Any commercial vehicle that is parked temporarily in conjunction with a commercial service, sale, or delivery to the property where the vehicle is parked.
 3. Commercial vehicles may be parked on lots zoned for residential use if the vehicle is parked within a fully enclosed structure that meets all other criteria of the zoning district and development regulations.
 4. Commercial vehicles may park on lots zoned AG provided the vehicle is parked in the rear of the primary residential dwelling and the property contains five acres or more; but in no case may

the vehicle be located closer than one hundred feet from any property line of any dissimilar residential zoned property line.

5. For any commercial vehicle which does not meet the requirements of this section for use as a matter of right, an occupant may apply for a Special Use Permit, pursuant to Section 17.170.070, to allow such use.-

D. As used in this section, commercial vehicles specifically include the following:

- a. Any commercial vehicle over ~~20-22~~ feet in length and/or to include any vehicle for hire including but not limited to limousines, ~~taxis~~, box trucks, flatbed trucks, dump trucks, tow trucks, transport wreckers, tandem axle trucks, cab-on-chassis trucks, tractor trailers, wheeled attachments, pull behind cement mixers, bucket trucks, buses, earth moving or motorized construction machinery, semi-trailers, transport trailers, tanker type trucks (to include Septic pumping trucks), trucks with boom equipment, service trucks, and any vehicle the top of the highest sidewall more than three feet above the bed or taller than the roofline of the vehicle.

~~Any vehicle designed to haul more than one and one half tons.~~

- b. Any vehicle, other than a motor home, having more than two axles.
- c. Any motorized construction equipment, except when located on private property on which related construction is in progress.
- d. Any bus designed to carry more than fifteen passengers.
- e. Any vehicle displaying a DOT number (if the vehicle is engaged in commercial activity).
- f. Any vehicle carrying potentially hazardous materials, such as but not limited to pool chemicals, fertilizers, biohazards, and other similar materials.

E. Nothing in this section shall be construed to allow commercial vehicles to drive on any route not previously approved for commercial vehicle use.

Conflict

All ordinances or parts of ordinances which conflict with this ordinance and the applicable code are hereby repealed.

Effective Date

This ordinance and the authority granted by and through it shall become effective immediately upon its adoption by the Mayor and Council of the City of Auburn, Georgia.

Severability

If any portion of this ordinance is determined to be unconstitutional or invalid, the rest and remainder of the ordinance shall remain in full force and effect, as if enacted without the portion declared unconstitutional or invalid.

SO ORDAINED this ____ day of ~~March~~April, 2024.

Mayor Richard E. Roquemoire

Robert L Vogel, III Council Member

Taylor J. Sisk, Council Member

Jamie L. Bradley, Council Member

Joshua Rowan, Council Member

Attest:

City Clerk

DRAFT

GVWR CLASSES 1-8	GVWR DESCRIPTION	GVWR CLASS DESCRIPTION	VEHICLE EXAMPLES
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blank or null

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Light-duty vehicle

Passenger cars

Common passenger cars; no SUVs or CUVs

GVWR Class 1

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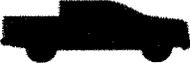
1px;">  <="" data-bbox="301 543 334 557"/>
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Light-duty vehicle

Medium-size pickup trucks, mini vans, SUVs and CUVs under 6,000 lbs. (2,722 kg)

Common "quarter ton" pickups, SUVs and crossover CUVs; GMC Canyon, Chevy Colorado, Ford Maverick

GVWR Class 2

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 min-height:

Light-duty vehicle

Mini vans, full-size pickups, step vans or cargo vans 6,001 lbs. to 10,000 lbs. (2,722-4,536 kg)

Common "half ton" pickups including Ram 1500, Ford F-150, Chevy Silverado

1px;">  <="" data-was-processed="true" style="box-sizing: border-box; margin: 0px; padding: 0px; border: none rgb(255, 255, 255); font: inherit; vertical-align: baseline; display: inline-block; max-width: 100%; height: auto; min-height: 1px;">

GVWR Class 3

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permitted

Light-duty or medium-duty vehicle*

Heavy-duty pickups, box trucks, walk-in commercial vans 10,001 lbs. to 14,000 lbs. (4,536-6,350 kg)

"3/4 ton" pickups including Ram 3500, Ford F-250, Ford F-350, GMC Sierra 3500

GVWR Class 4

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not permitted

Medium-duty vehicle

Walk-in commercial vans, larger box trucks, city delivery trucks 14,001 lbs. to 16,000 lbs. (6,351-7,257 kg)

Ford E-450 van, Ford F-450 and Ram 4500





City of Auburn Police Department



A Community Oriented Law Enforcement Agency

Chris Hodge
Chief of Police

1361 Fourth Avenue Auburn, Georgia 30011
Telephone 770-513-8657 Fax 770-682-4428

Rick Roquemore
Mayor

Agenda Item No. 11 _____

To: Mayor and Council
From: Chief Chris Hodge
Date: March 28th, 2024

Purpose

To discuss the current ordinance dealing with the discharge of firearms within the city limits of Auburn (discussion only).

Background

In October of 2015, the City Council of Auburn voted to amend City Code #9.20.020 (Discharge of Weapons) making the discharge of firearms within the city limits lawful, as long as the activity does not conflict with Georgia Law (O.C.G.A. 16-11-103). A request was made by a member of Council to revisit this ordinance in light of recent calls where individuals were discharging firearms in a subdivision setting.

Funding

No funding necessary

Recommendation

Generate discussion regarding lawful activity and possible additions to City Code

Attachments

1. O.C.G.A. 16-11-103 titles, "Discharge of Gun or Pistol Near Public Highway"
2. Ordinance revision dated October 15th, 2015



MAYOR
Linda Blechinger

CITY CLERK
Joyce Brown

CITY COUNCIL
Peggy J. Langley
Robert L. Vogel III
Bill Ackworth
Jay L. Riemenschneider

AGENDA ITEM _____

TO: Ron Griffith
City Administrator

FM: Alex Mitchem
City Planner

DATE: October 15, 2015

PURPOSE:

Approve Ordinance Revision for Firearms.

BACKGROUND:

Recent inquiries have prompted staff to research the use of firearms within the city limits. These inquiries have been made by property owners who own tracts of land 5 acres and greater. Section 9.20.020 of the City Code was amended to state that it is *"unlawful for any person to shoot any air gun, air pistol, slingshot or like instrument or weapon within the limits of the city."*

O.C.G.A. Sec. 16-11-173(e) allows municipalities to keep regulations regarding discharging weapons within City limits.

Properties located with unincorporated Barrow County abide by the State of Georgia's regulations concerning the discharge of firearms.

O.C.G.A. Sec. 16-11-103. Allows discharging a firearm on or within 50 yards of a public highway; when section not applicable

(a) As used in this Code section, the term:

(1) "Firearm" means any handgun, rifle, or shotgun.

(2) "Public highway" means every public street, road, and highway in this state.

(3) "Sport shooting range" means an area designated and operated by a person or entity for the sport shooting of firearms, target practice, trapshooting, skeet shooting, or shooting sporting clays and not available for such use by the general public without payment of a fee, membership contribution, or dues or without the invitation of an authorized person, or any area so designated and operated by a unit of government, regardless of the terms of admission thereto.

(4) "Unit of government" means any of the departments, agencies, authorities, or political subdivisions of the state, cities, municipal corporations, townships, or villages and any of their respective departments, agencies, or authorities.

(b) Except as provided in subsection (c) of this Code section, it shall be unlawful for any person, without legal justification, to discharge a firearm on or within 50 yards of a public highway.

(c) This Code section shall not apply to a discharge of a firearm which occurs within 50 yards of a public highway if such discharge is shielded from the view of a traveler on the public highway and occurs at:

(1) An indoor or outdoor sport shooting range;

(2) Facilities used for firearm or hunting safety courses sponsored by a unit of government, nonprofit corporation, or commercial enterprise; or

(3) The business location of any person, firm, retail dealer, wholesale dealer, pawnbroker, or corporation licensed as a firearm dealer pursuant to Chapter 16 of Title 43.

(d) Any person who violates subsection (b) of the Code section shall be guilty of a misdemeanor.

HISTORY: Ga. L. 1882-83, p. 131, §§ 1, 2; Penal Code 1895, § 508; Penal Code 1910, § 504; Code 1933, § 26-7301; Code 1933, § 26-2909, enacted by Ga. L. 1968, p. 1249, § 1; Ga. L. 2014, p. 200, § 1/ HB 773.

Should the City Council wish to allow the discharge of firearms with the city limits Code section 9.20.020 would need to be repealed with the same standards as in the County and state-wide.

FUNDING:

None

RECOMMENDATION:

Approve Ordinance Revision for Firearms.

ATTACHMENT:

ORDINANCE NO. 15-010

[Go to previous versions of this Section](#)



2022 Georgia Code

Title 16 - Crimes and Offenses

Chapter 11 - Offenses Against Public Order and Safety

Article 4 - Dangerous Instrumentalities and Practices

Part 1 - General Provisions

§ 16-11-103. Discharge of Gun or Pistol Near Public Highway; Penalty

Universal Citation: GA Code § 16-11-103 (2022)

a. As used in this Code section, the term:

1. “Firearm” means any handgun, rifle, or shotgun.
2. “Public highway” means every public street, road, and highway in this state.
3. “Sport shooting range” means an area designated and operated by a person or entity for the sport shooting of firearms, target practice, trapshooting, skeet shooting, or shooting sporting clays and not available for such use by the general public without payment of a fee, membership contribution, or dues or without the invitation of an authorized person, or any area so designated and operated by a unit of government, regardless of the terms of admission thereto.
4. “Unit of government” means any of the departments, agencies, authorities, or political subdivisions of the state, cities, municipal corporations, townships, or villages and any of their respective departments, agencies, or authorities.

- b. Except as provided in subsection (c) of this Code section, it shall be unlawful for any person, without legal justification, to discharge a firearm on or within 50 yards of a public highway.
- c. This Code section shall not apply to a discharge of a firearm which occurs within 50 yards of a public highway if such discharge is shielded from the view of a traveler on the public highway and occurs at:
 - 1. An indoor or outdoor sport shooting range;
 - 2. Facilities used for firearm or hunting safety courses sponsored by a unit of government, nonprofit corporation, or commercial enterprise; or
 - 3. The business location of any person, firm, retail dealer, wholesale dealer, pawnbroker, or corporation licensed as a firearm dealer.
- d. Any person who violates subsection (b) of the Code section shall be guilty of a misdemeanor.

History. Ga. L. 1882-83, p. 131, §§ 1, 2; Penal Code 1895, § 508; Penal Code 1910, § 504; Code 1933, § 26-7301; Code 1933, § 26-2909, enacted by Ga. L. 1968, p. 1249, § 1; Ga. L. 2014, p. 200, § 1/HB 773; Ga. L. 2017, p. 774, § 16/HB 323.

The 2017 amendment, effective May 9, 2017, part of an Act to revise, modernize, and correct the Code, deleted “pursuant to Chapter 16 of Title 43” following “dealer” at the end of paragraph (c)(3).

Cross references.

Prohibition against discharging weapon across public road while hunting, § 27-3-10 .

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MAYOR
Rick E. Roquemore

CITY ADMINISTRATOR
Michael E. Parks

CITY COUNCIL
Robert L. Vogel III
Taylor J. Sisk
Jamie L. Bradley
Joshua Rowan

AGENDA ITEM: 12

TO: Mayor and Council

FM: Jack Wilson
City Attorney

DATE: March 28, 2024

PURPOSE: Ordinance 24-003 to amend the City Charter- Section 3.17 and Section 3.21 regarding the City Clerk and Parks and Leisure position.

BACKGROUND:

The City Clerk shall be appointed by the City Administrator. The City Clerk shall be custodian of the official City Seal and City records; maintain Council records as required by this Charter; and perform such other duties as may be assigned by the City Administrator. The City Clerk shall not be subject to annual reappointments. The City Clerk shall not be a department head; shall report to the City Administrator; and may be terminated at will.

The Parks and Leisure Coordinator shall be appointed by the City Administrator. The Parks and Leisure Coordinator shall oversee and carry out the City's Parks and Leisure programs; serve as the primary City staff liaison to the City's Parks and Leisure Commission; and perform such other duties as may be assigned by the City Administrator. The Parks and Leisure Coordinator shall not be subject to annual reappointments. The Parks and Leisure Coordinator shall not be a department head; shall report to the City Administrator; and may be terminated at will.

RECOMMENDATION: To approve amending the City Charter- Section 3.17 and 3.21.

FUNDING: N/A

ORDINANCE NO. 24-003

**AN ORDINANCE TO AMEND
THE CITY OF AUBURN CHARTER
SECTION 3.17 and SECTION 3.21**

**AN ORDINANCE TO AMEND THE CITY OF AUBURN CHARTER
ORIGINALLY APPROVED MARCH 14, 1949 (GA.L 1949, P. 807) AS AMENDED,
TO REPEAL CONFLICTING LAWS AND FOR OTHER PURPOSES**

WHEREAS, the City has reviewed its Charter provisions relating to the work of the City Clerk and the Parks and Leisure Director as it is in the best interest of the health, safety and welfare of the citizens of the City of Auburn to amend the Charter to revise its description of the work of the City Clerk and Parks and Leisure Director; and

WHEREAS, it is further in the best interest of the citizens of the City and the efficient operation of City government to change the title of the Parks and Leisure Director to “Parks and Leisure Coordinator”;

NOW THEREFORE, THE COUNCIL OF THE CITY OF AUBURN HEREBY ORDAINS that the City Charter be amended as follows:

1.

The existing Section 3.17 of the City Charter is hereby deleted and the following is substituted in its place:

**SECTION 3.17
CITY CLERK**

The City Clerk shall be appointed by the City Administrator. The City Clerk shall be custodian of the official City Seal and City records; maintain Council records as required by this Charter; and perform such other duties as may be assigned by the City Administrator. The City Clerk shall not be subject to annual reappointments. The City Clerk shall not be a department head; shall report to the City Administrator; and may be terminated at will.

2.

The existing Section 3.21 of the City Charter is hereby deleted and the following is substituted in its place:

**SECTION 3.21
PARKS AND LEISURE COORDINATOR**

The Parks and Leisure Coordinator shall be appointed by the City Administrator. The Parks and Leisure Coordinator shall oversee and carry out the City's Parks and Leisure programs; serve as the primary City staff liaison to the City's Parks and Leisure Commission; and perform such other duties as may be assigned by the City Administrator. The Parks and Leisure Coordinator shall not be subject to annual reappointments. The Parks and Leisure Coordinator shall not be a department head; shall report to the City Administrator; and may be terminated at will.

3.

In the event any Court of competent jurisdiction determines that any of the foregoing amendments are unconstitutional or otherwise illegal, such rulings shall not impair the validity of the rest and remainder of this Charter.

4.

All laws and parts of laws in conflict with this Ordinance are hereby repealed.

5.

This Amendment has been adopted at two regular consecutive meetings, pursuant to O.C.G.A. § 36-35-3(b).

6.

This Amendment shall be effective immediately upon its adoption in the second consecutive meeting.

IT IS SO ORDAINED this ____ day of April , 2024.

Richard E. Roquemore, Mayor

Robert L. Vogel, III, Council Member

Jamie L. Bradley, Council Member

Taylor J. Sisk, Council Member

Joshua Rowan, Council Member

ATTEST:

Michael Parks, Acting City Clerk