

STATE OF GEORGIA  
COUNTY OF HENRY  
CITY OF STOCKBRIDGE

RESOLUTION NO. B13-565

A RESOLUTION CONSOLIDATING THE STOCKBRIDGE URBAN REDEVELOPMENT AGENCY WITH THE CITY'S DOWNTOWN DEVELOPMENT AUTHORITY PURSUANT TO O.C.G.A. SECTIONS 36-61-1 ET SEQ. AND 36-42-1 ET SEQ.; DECLARING THE NEED FOR AN URBAN REDEVELOPMENT AGENCY PURSUANT TO O.C.G.A. SECTION 36-61-5; APPOINTING THE COMMISSIONERS TO THE URBAN REDEVELOPMENT AGENCY AND THEIR TERMS OF OFFICE; NAMING THE CHAIRMAN AND VICE CHAIRMAN OF THE URBAN REDEVELOPMENT AGENCY; PROVIDING FOR FILING OF A CERTIFIED COPY OF THIS RESOLUTION WITH THE SECRETARY OF STATE AND THE GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS; AUTHORIZING THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE CITY, AS NECESSARY; PROVIDING FOR SEVERABILITY; REPEALING INCONSISTENT RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City; and

WHEREAS, the City has a currently operating Urban Redevelopment Agency created pursuant to O.C.G.A. § 36-61-1 et seq.; and

WHEREAS, the City also has a currently operating Downtown Development Authority created pursuant to O.C.G.A. § 36-42-1 et seq.; and

WHEREAS, the City desires to consolidate the two bodies so as to give the currently operating Downtown Development Authority the full slate of urban redevelopment powers found in O.C.G.A. § 36-61-1 et seq.; and

WHEREAS, the Mayor and City Council believe that consolidating the City's Downtown Development Authority and its Urban Redevelopment Agency will promote efficiency in government, will allow the members of the resulting body the opportunity to fully serve the needs of the City in fulfillment of the purposes of the Authority and the Agency, and promote the welfare of the citizens and businesses in the City; and

WHEREAS, O.C.G.A. § 36-61-17 specifically permits the City to designate its Downtown Development Authority as its Urban Redevelopment Agency; and

WHEREAS, O.C.G.A. § 36-61-18 (b) specifically permits the City to appoint the commissioners of its Urban Redevelopment Agency in the manner prescribed by O.C.G.A. § 36-42-4.

WHEREAS, the City has specifically found in the past, and currently finds that one or more slum areas exist within the City and the rehabilitation, conservation, or redevelopment, or a combination thereof, of the slum area or areas is necessary in the interest of the public health, safety, or welfare of the residents of the City; and

WHEREAS, the City wishes to vest its Downtown Development Authority with all of the urban redevelopment project powers of the City conferred by O.C.G.A. § 36-61-1 et seq. pursuant to O.C.G.A. 36-61-17 (a); and

WHEREAS, the City wishes to appoint the commissioners of its Urban Redevelopment Agency and determine their terms of office in conformity with O.C.G.A. § 36-42-4 pursuant to O.C.G.A. § 36-61-18 (b); and

WHEREAS, the City wishes to designate the Chairman and Vice Chairman of the Urban Redevelopment Agency pursuant to O.C.G.A. § 36-61-18 (e); and

WHEREAS, the Mayor and Council of the City, after thorough investigation, have determined that it is desirable and necessary that the Downtown Development Authority of the City be granted full urban redevelopment powers pursuant to O.C.G.A. § 36-61-17, in order to best fulfill the urban redevelopment needs of the City in conformity with O.C.G.A. 36-61-1 et seq.

NOW THEREFORE, THE MAYOR AND CITY COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVE AS FOLLOWS;

Section 1.     **Declaration of Need** - The Mayor and City Council of the City of Stockbridge hereby find and resolve that one or more slum areas exist within the City and the rehabilitation, conservation, or redevelopment, or a combination thereof, of the slum area or areas is necessary in the interest of the public health, safety, or welfare of the residents of the City.

Section 2.     **Consolidation** – The Mayor and Council of the City further resolve that the City’s Downtown Development Authority be granted the full urban redevelopment powers pursuant to O.C.G.A. § 36-61-17 in order to best fulfill the urban redevelopment needs of the City in conformity with O.C.G.A. § 36-61-1 et seq., and hereby consolidate within said body both the City’s downtown development powers and its urban redevelopment powers as provided by the Georgia Code sections cited herein above.

Section 3.     **Commissioners** – The Mayor and Council of the City further resolve that there are hereby appointed as commissioners of the Urban Redevelopment Agency of the City the following named persons, each of whom shall be:

- (1) a taxpayer residing in the municipal corporation for which the authority is created; or
- (2) an owner or operator of a business located within the downtown development area and a taxpayer residing in the County in which is located the City of Stockbridge (One such commissioner may be a member of the governing body of the City of Stockbridge and not less than four shall be or represent a party who has an economic interest in the redevelopment and revitalization of the downtown development area defined herein); or
- (3) one commissioner who resides outside the County in which the City of Stockbridge is located, provided that commissioner owns a business within the downtown development area and is a resident of the State of Georgia.

<u>Names</u>	<u>Terms of Office</u>
<u>Robin Buschman</u>	Two years
<u>Dean Echols</u>	Two years
<u>Ron Castillo</u>	Four years
<u>Vivian Thomas-Smith</u>	Four years
<u>Bob Beall</u>	Six years
<u>Rocio Camacho</u>	Six years
<u>J.T. Williams</u>	Six years

The Mayor and Council of the City further resolve that commencing with the date of adoption of this resolution each of the persons named above as commissioners shall serve in such capacity for the number of years set forth opposite his or her respective name, however, that after the expiration of their initial terms, the terms shall be four years for commissioners who are reappointed. The term of a commissioner who is also a member of the governing body of the City of Stockbridge shall end when such commissioner is no longer a member of the governing body of the municipal corporation.

Section 4. **Duties, Responsibilities, and Powers** – The Mayor and Council of the City further resolve that the commission herein named shall organize itself, carry out its duties and responsibilities, and exercise its powers and prerogatives in accordance with the terms and provisions of the Urban Redevelopment Law as it now exists and as it may hereafter be amended or modified.

Section 5. **Chairman and Vice Chairman** – The Mayor and Council of the City further resolve that the following persons are appointed as Chairman and Vice Chairman of the Urban Redevelopment Agency:

J.T. Williams - Chairman  
Ron Beall - Vice Chairman

Section 6. **Secretary of State** – The Mayor and Council of the City further resolve that, out of an abundance of caution, the City shall furnish promptly to the Secretary of State of the State of Georgia a certified copy of this resolution in compliance with the provisions of the Downtown Development Authorities Law.

Section 7. **Department of Community Affairs** – The Mayor and Council of the City further resolve that, out of an abundance of caution, the City shall furnish promptly to the Department of Community Affairs of the State of Georgia a certified copy of this resolution in compliance with the provisions of the Downtown Development Authorities Law.

Section 8. **Previous Authorities** – The Mayor and Council of the City further resolve that the actions taken by the Mayor and Council of the City as herein specified are not intended in any way to affect any public corporation, industrial development, downtown development, or payroll

authority previously created by legislative act or constitutional amendment including, without limitation, its existence, purpose, organization, powers, or function.

Section 9. **Documents** – The City Clerk is authorized to execute, attest to, and seal any documents which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

Section 10. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 11. **Repeal of Conflicting Provisions** - All City resolutions inconsistent with this Resolution are hereby repealed.

Section 12. **Effective Date** - This Resolution shall be effective immediately upon the date of its adoption by the City Council and Mayor as provided in the City Charter.

SO RESOLVED, this the 9th day of December, 2013.

**CITY OF STOCKBRIDGE, GEORGIA**

Mark A. Alarcon  
MARK A. ALARCON, MAYOR

ATTEST:

Rhonda A. Blackmon  
RHONDA A. BLACKMON, CITY CLERK

APPROVED AS TO FORM:

William J. Linkous, III  
WILLIAM J. LINKOUS, III, CITY ATTORNEY  
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