

BUCKHEAD COMMUNITY IMPROVEMENT DISTRICT (BCID)

Minutes

April 26, 2023

Preamble:

A Meeting of the Board of Directors of the Buckhead Community Improvement District was held on April 26, 2023, pursuant to legal notice, at Tower Place 100, 3340 Peachtree Road NE, Suite 1515, Atlanta, GA 30326. Chairman Thad Ellis called the meeting to order at 8:08 a.m.

Attendance:

Attendance was recorded and it was reported that a quorum was present. Members in attendance in addition to Mr. Ellis were Robin Suggs, Jim Bacchetta, Herbert Ames, Scott Snipes, Scott Werbel and Amy Knopf.

Also in attendance were Jim Durrett, Executive Director; Tony Peters, Director of Capital Projects and Programs; Matt Gore, Projects and Programs Manager; Denise Starling, Livable Buckhead Executive Director; Rebecca Stokes, Director of Finance; John Vaughan, Board Counsel.

Guests: Todd Young and Sebastian Loria, Via; Edie Weintraub, Maya Teague and Anna Hunt, Terra Alma.

1. **Board Meeting Minutes from January 26, 2023:** Mr. Durrett asked the Board to approve the Minutes from the January 26, 2023 Board meeting. **MOTION: The draft of the January 26, 2023 Board Meeting Minutes was reviewed by the Board. Mr. Bacchetta made a motion to approve the January 26, 2023 Board meeting minutes; seconded by Ms. Suggs. No objections were recorded. The motion passed unanimously.**
2. **Consent Agenda:** The Board was provided a Consent Agenda that included the decommitment of \$2,872,013.92 from projects, 2022 programs and 2022 admin. **Ref New Business #1.**
3. **Treasurer's Report:** Mr. Ames provided the Board with a review of the monthly financial reports included in the Board packet, current as of February 28, 2023. The Available Funds Forecast reflects \$.8M available in uncommitted funds through September 2023. This report does not include 2023 tax revenue.
4. **Caucus of Electors: Election for Posts 5, 7, and 9 and the BCID Dissolution question:** The Board meeting was recessed to convene the Caucus of Electors of the BCID at 8:15 a.m., pursuant to legal advertisement. **Ref New Business #2 & #3.** The Caucus of Electors adjourned and the Board meeting resumed at 8:33 a.m.

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5. Projects and Programs Report:

- a. **Public Safety:** Mr. Peters provided a summary of the Public Safety program. The new APD precinct in the West Village is doing well and Major Mitchell has installed a new lieutenant. The boys selling water at the intersections have returned and the BCID Bike Patrol is handling the issue. Mr. Durrett will be attending a meeting to discuss the possibility of Georgia State Patrol opening a post in Buckhead. He will be in touch with Board members to discuss the outcome of the meeting and potential locations.
- b. **Peachtree Phase 3 Update:** Mr. Peters provided a summary of the project. The project is in the final stages. Georgia Power will be removing the wood poles as the utilities are now underground. We will be adding reflective paint on the medians to make them more visible. Once complete, we will be hosting a ribbon-cutting event.
- c. **Piedmont Widening:** Mr. Peters presented a summary of the project. GDOT will open bids on July 21, 2023, with construction anticipated to start in September 2023. The scope of this project includes Georgia Power relocating four large transmission poles during the first phase of construction.
- d. **Wieuca-Phipps Roundabout:** Mr. Peters presented a summary. There are two more parcels to acquire and then we will advertise the project. *Ref New Business #4.*
- e. **Lenox Road Complete Street:**
 - i. **Phase 1:** Mr. Peters presented a summary of the project. We are still working on ROW including Simon Properties. *Ref New Business #5.*
 - ii. **Lenox Road Phase 2:** Mr. Gore presented a summary of the project. We have worked with Kimley-Horn to develop two designs for consideration. The first is more grade-level and the second includes a raised bridge.
- f. **West Village Streetscapes:** Mr. Gore provided a summary. The paving has been completed in the West Village and the streets will be striped this week. The Board congratulated Mr. Gore on a successful project.
- g. **Infrastructure Maintenance:** Mr. Gore reported we will continue to replace the pavers. Ms. Suggs asked about replacing lights and light poles. Georgia Power oversees the replacement of light poles. We are hoping it will happen in July.
- h. **HUB404:** Mr. Durrett provided a summary of the project. We are considering a federal grant from the Safe Streets Program that will be for Sections 2 and 3 of the Lenox Road project. We submitted the application for a \$7M RAISE Grant with the assistance of ARC. Mr. Durrett met with Department of Transportation staff in Washington, D.C., to discuss the project. We will find out if we receive the

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grant by June 28, 2023. Mr. Durrett has met with Steve Massell to develop a capital campaign to raise \$10M from the public sector.

- i. **BUC:** Ms. Starling introduced Todd Young and Sebastian Loria from VIA. A presentation was shown that provided details of the current service and anticipated growth. *Ref New Business #6.*

NEW BUSINESS:

1. **Consent Agenda:** The Board was asked to decommit \$2,872,013.92 based on the Consent Agenda provided. **MOTION: Mr. Bacchetta made a motion to decommit \$2,872,013.92 based on the Consent Agenda; seconded by Mr. Snipes. No objections were recorded. The motion passed unanimously.**
2. **Election for Posts 5, 7 and 9:** Mr. Vaughan distributed a handout with the Rules of Caucus, which he then reviewed. With only one candidate nominated for each of the three posts, Mr. Vaughan asked the Board to approve the disposal of written ballots and to elect the Board Posts by acclamation. **MOTION: Mr. Ames made a motion to dispose of written ballots for Posts 5, 7 and 9, and to elect the Board Posts by acclamation; seconded Mr. Bacchetta. No objections were recorded. The motion passed unanimously.** Board Posts 5, 7 and 9 were unanimously elected by the Caucus as follows:
 - a. **Post 5: MOTION: Mr. Bacchetta made a motion to elect Robin Suggs to Post 5; seconded by Mr. Ames. No objections were recorded. The motion passed unanimously.**
 - b. **Post 7: MOTION: Mr. Ames made a motion to elect Scott Werbel to Post 7; seconded by Mr. Bacchetta. No objections were recorded. The motion passed unanimously.**
 - c. **Post 9: MOTION: Ms. Suggs made a motion to elect Herbert Ames to Post 9; seconded by Mr. Bacchetta. No objections were recorded. The motion passed unanimously.**
3. **BCID Dissolution Question:** As required by the Atlanta Community Improvement Districts Act, the Caucus considered the question, "Shall the Buckhead Community Improvement District be dissolved?". The caucus voted unanimously to not dissolve the BCID. This question will be posed again in six years.
4. **Phipps Wieuca Roundabout:** The Board was asked to commit \$1.55M for Right-of-Way Acquisitions. **MOTION: Mr. Ames made a motion to commit \$1.55M for Right-of-Way Acquisitions; seconded by Mr. Bacchetta. No objections were recorded. The motion passed unanimously.**

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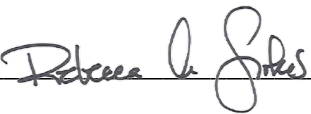
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5. **Lenox Road Complete Street - Section 1:** The Board was asked to commit \$1M for Right-of-Way Acquisitions. **MOTION: Mr. Ames made a motion to commit \$1M for Right-of-Way Acquisitions; seconded by Mr. Werbel. No objections were recorded. The motion passed unanimously.**
6. **BUC Shuttle:** The Board was asked to consent to a 12-month contract with VIA for an amount Not to Exceed \$835,848 to continue micro-transit service. **MOTION: Mr. Werbel made a motion for the Board to agree to a 12-month contract with VIA for an amount Not to Exceed \$835,848; seconded by Mr. Bacchetta. No objections were recorded. The motion passed unanimously.**

The Board meeting adjourned at 9:38 a.m.

The next Board meeting is scheduled for July 26, 2023.

APPROVED BY THE BOARD, this 26th day of July, 2023.

, Secretary