

CITY OF HAPEVILLE, GEORGIA
MEETING OF MAYOR AND COUNCIL

April 15, 2014

MINUTES

6:00 PM Work Session

1. Call to Order

Mayor Hallman called the meeting to order at 6:00 PM at 3468 North Fulton Avenue, Hapeville, GA 30354.

2. Roll Call

Mayor Alan Hallman
Alderman at Large Ann Ray
Councilman at Large Michael Randman
Councilman Ward 1 Joshua Powell
Councilman Ward 2 Diane Dimmick

3. Welcome

4. Public Hearing

Mayor Hallman opened the Public Hearing at 6:02PM.

A. 1st Reading Ordinance 2014-05 Amendment to Section 93-3-5 (Restoration)

Summary and Background

This Ordinance amends section 93-3-5 of the Hapeville Code of Ordinances to read as follows: "Any nonconforming building or use which is damaged or destroyed, by fire or other such causes, may be restored or replaced to the extent of its existence immediately prior to such damage or destruction, provided that required permits for such restoration or replacement are secured, work on restoration or replacement is initiated within a period of one year from the date of the damage or destruction, and such restoration or replacement complies with any nuisance abatement requirements. In addition, with the exception of single family detached dwellings, such restoration or replacement shall comply with current building, architectural, and zoning code structural and dimensional requirements."

Public Comment - Laura Murphy

Staff Comment - Bill Johnston

Mayor and Council Comment - Alderman Ray inquired as to whether or not outbuildings were covered under the Ordinance.

Mayor Hallman closed the Public Hearing at 6:06PM.

5. **Presentations**

- A. CJ's Hot Dogs - Flag Displays - Darren Miller
- B. Branding - Scott Jennison

6. **Public Comments on Agenda Items**

Scott Whitaker
David Burt
Lucile Dolan
Laura Murphy
Sherry Cranford
David Burt

7. **Old Business**

- A. Consideration to waive 1st Reading and adopt Ordinance 2014-04 (As Amended), Growler Alcohol Beverage License

Summary and Background

This Ordinance amends the Hapeville Code of Ordinances to define and add a new alcohol beverage license category for growlers; require growler licensees to adhere to the handler identification card requirement; set a \$1,600 fee for a growler alcohol beverage license; and impose regulations pertaining to growler alcohol beverage licenses. This Ordinance was previously presented at the March 18, 2014 and April 1, 2014 Council meetings, with the only change from the previously presented Ordinance being lowering the license fee from \$3,150 to \$1,600.

MOTION: Alderman Ray made a motion Councilman Dimmick seconded a motion to waive 1st Reading of Ordinance 2014-04. Motion carried 4-0.

MOTION: Alderman Ray made a motion Councilman Randman seconded a motion to adopt Ordinance 2014-04. Motion carried 4-0.

- B. Consideration to lease the dumpster facility located in the upper City Hall municipal parking lot in the amount of \$200 per month for 120 months and sign all necessary documents pending legal review.

Summary and Background

The City built the dumpster enclosure in order to attract downtown business. The facility cost \$24,000. This recommended lease structure would enable the City to recover costs. To ease the repayment, the lease may also provide that the lessee can share the container and cost with another business, with City approval.

MOTION: Councilman Powell made a motion Councilman Randman seconded a motion to lease the dumpster facility located in the upper City Hall

municipal parking lot in the amount of \$200 per month for 120 months and authorize the Mayor to sign all necessary documents pending legal review. Motion carried 4-0.

8. New Business

- A. Consideration to use non-competitive negotiations for Municipal Court Software.

MOTION: Councilman Dimmick made a motion Alderman Ray seconded a motion to use non-competitive negotiations for Municipal Court Software. Discussion: Councilman Powell inquired as to the technology fee that the City receives per citation. Motion carried 4-0.

- B. 1st Reading Ordinance 2013-09D Budget Amendment

Summary and Background

This Ordinance amends the Fiscal Year 2013-14 Budget to reflect revenues and expenditures associated with the LMIG Paving Grant, Recreation Department Equipment and Vehicles, CID, Paint the Town Program, and contracted services for outside agencies.

- C. Consideration to enter into an Cooperative Agreement between Fulton County and the City of Hapeville to participate in the county's Community Development Block Grant Program for fiscal years 2015, 2016 and 2017 and allow the Mayor to sign all necessary documents pending legal review.

Summary and Background

HUD has determined that Fulton County is eligible, as an "Urban County," to receive Community Development Block Grant funds used to address the needs of the predominantly low and moderate income persons. In order for the County to administer this program in the incorporated jurisdictions, an executed agreement must be signed. The normal allocation for municipalities is around \$ 50,000 a year and sometimes greater depending on the availability of funds.

MOTION: Alderman Ray made a motion Councilman Randman seconded a motion to enter into a Cooperative Agreement between Fulton County and the City of Hapeville to participate in the county's Community Development Block Grant Program for fiscal years 2015, 2016 and 2017 and allow the Mayor to sign all necessary documents pending legal review. Motion carried 4-0.

- D. Consideration to enter into an agreement between the University of Georgia and the City of Hapeville for participation in the Downtown Renaissance Fellows Program and to authorize Mayor to sign all necessary documents and pending legal review.

Summary and Background

This internship program will provide the City of Hapeville with a landscape architect student for a 10-12 week period in the summer. The hourly rate would be \$8, with GMA/GCF funding all other costs. The estimated cost would be around \$3,840 and the

intern would work from a studio on the UGA campus and make visits to the City to provide landscape architecture services. The funds are available within the adopted budget.

MOTION: Councilman Dimmick made a motion Councilman Powell seconded a motion to enter into an agreement between the University of Georgia and the City of Hapeville for participation in the Downtown Renaissance Fellows Program and to authorize Mayor to sign all necessary documents and pending legal review. Motion carried 4-0.

- E. Consideration to approve the expenditure of \$3,222.75 to Michael E. Clark, CPA, for completed contracted accounting services.

Summary and Background

The City contracted for accounting support services, auditing support and Annual Financial Report services from the former Finance Director. The original contract did not have a maximum cost, however the estimated hours fell short of actual hours. The cost overrun is \$3,222.75.

MOTION: Alderman Ray made a motion Councilman Powell seconded a motion to approve the expenditure of \$3,222.75 to Michael E. Clark, CPA, for completed contracted accounting services.

Discussion: Councilman Dimmick inquired as to the total amounts paid to Mike Clark, Regina King and auditing firm.

Motion carried 4-0.

- F. Consideration for the City to sponsor the Motorhead Mornings car event series by providing municipal facility use, City support services, City staff and City promotional materials.

Summary and Background

The Motorhead Mornings event organizer, Bernard Oresti, has requested the following items be considered as in-kind sponsorship of the event series: the use of (and fee waive) the Christ Church Carriage House for May 10, June 14, July 12, August 9, September 13, October 11, November 8, and December 13; the donation of 105-120 mugs; use of event parking signs; promotional literature from City; inclusion under the City's special events insurance policy; City staff to open facility and place banners/signs; City staff to handout promotional materials; and possibly additional financial support to fund marketing and printing expenses in association with the event series.

MOTION: Alderman Ray made a motion Councilman Dimmick seconded a motion to sponsor the Motorhead Mornings car event series by providing municipal facility use, City promotional materials, and donation of \$1,500.00. Motion carried 4-0.

- G. Consideration to approve Critical Information Non-Disclosure Agreement with Google Fiber pending legal review

Summary and Background

Google Fiber is exploring the possibility of deploying a fiber network build-out in Hapeville. In connection thereto, Google Fiber has requested certain critical energy and public works infrastructure information from the City. This Agreement sets forth Google Fiber's responsibilities to protect such information from disclosure.

MOTION: Councilman Powell made a motion Alderman Ray seconded a motion to approve the Critical Information Non-Disclosure Agreement with Google Fiber pending legal review. Motion carried 4-0.

- H. Consideration to approve Network Hut License Agreement with Google Fiber pending legal review

Summary and Background

Google Fiber is exploring the possibility of deploying a fiber network build-out in Hapeville. In connection thereto, Google Fiber has requested to occupy and use various real property sites that may be owned by the City for the purpose of constructing structures (huts) that will house network equipment and fiber that are part of Google Fiber's fiber optic network. This Agreement sets forth Google Fiber's rights and obligations as to these structures.

MOTION: Alderman Ray made a motion Councilman Dimmick seconded a motion to approve Network Hut License Agreement with Google Fiber pending legal review. Motion carried 4-0.

- I. Consideration to approve annual fee for Google Fiber network huts on City property

Summary and Background

Pursuant to the Network Hut License Agreement, Google Fiber is seeking to install structures (huts) on City property for its fiber optic network in exchange for annual fees to be paid to the City.

MOTION: Councilman Randman made a motion Alderman Ray seconded a motion to approve the annual fee for Google Fiber Network Huts on City Property, subject to an appraisal. Motion carried 4-0.

- J. Discussion of retaining the services of David Burt.

It was the consensus to move forward with retaining David Burt. Council asked that a meeting be called for April 21, 2014 at 6:00PM to discuss the Blueprint 2020 Plan.

K. Discussion of eligible CDBG projects

It was consensus of the Council to use CDBG funds for a new gymnasium floor and sidewalk improvements.

L. Discussion of Special Event Permits

It was consensus of Council to move forward with creation of special event policies.

9. **Department Updates**

Tod Nichols, Recreation Manager, thanked Mayor and Council and citizens for Spring Fling Festival.

Bill Werner, City Manager, stated that as part of the Georgia Cities Week the Mayor and Council sponsored an Employee and Volunteer Picnic at the Scout Hut.

Tom Morris, Fire Chief, stated that he was working with FEMA to recoup storm cost.

Allie O'Brien, Main Street and Marketing Manager, stated that she appreciated everyone's effort for the Spring Festival, she is working on RFP for marketing and will have it for Council next month, the final Report for South Arts Series, and Main Street is preparing its budget.

Corey Daniel, Interim IT Manager, Upgrading Incode to version 9, replacing fan on router at City Hall.

Rick Glavosek, Police Chief, stated that he was nearing completion of study on decibels and should be able to present it at next meeting.

Lee Sudduth, Community Service Director, inquired as to the painting of the ghost structure, and installation of handicapped ramp and stage area at Depot Plaza.

Jim Schuster, Finance Director, stated he was working on quarterly reports and next years budget process.

Bill Johnston, Planning & Zoning Consultant, stated Planning Commission had reviewed the Sign Ordinance, working on arts district overlay ordinance, bringing forward a conditional use for a spa at 1155 Virginia Avenue.

Jennifer Elkins, City Clerk, stated that the RFP for benefit services was out, she was working on benefit statement, and reminded Council of SFMA.

Councilman Randman thanked everyone for coming to the Concert.

Alderman Ray discussed the possibility of having a Welcome Center in the Depot similar to Decatur's and reminded everyone of the Arts Alliances Murder Mystery on the 31st of May.

10. Public Comments

Laura Murphy
Susan Bailey
Sherry Cranford
Lucile Dolan
Joy Whitaker
Thomas Elliot

11. Executive Session - For purposes of personnel matters.

MOTION: Alderman Ray made a motion Councilman Randman seconded a motion to recess the meeting at 8:59 PM. Motion carried 4-0

MOTION: Alderman Ray made a motion Councilman Dimmick seconded a motion to enter into Executive Session at 9:08 PM for personnel matters. Motion carried 4-0.

MOTION: Alderman Ray made a motion Councilman Dimmick seconded a motion to enter into Open Session at 9:40PM. Motion carried 4-0.

12. Adjournment

MOTION: Councilman Dimmick made a motion Alderman Ray seconded a motion to adjourn the meeting at 9:41 PM. Motion carried 4-0.

Respectfully submitted,

Alan Hallman, Mayor

Jennifer Elkins, City Clerk