

CITY OF HAPEVILLE, GEORGIA
MEETING OF MAYOR AND COUNCIL

MINUTES

April 19, 2011

7:00 PM Work Session

I. Call to Order

Mayor Hallman called the meeting to order at 7:02pm at 3468 North Fulton Avenue, Hapeville, Georgia 30354.

II. Roll Call

Mayor Alan Hallman
Alderman at Large Ann Ray
Councilman at Large Richard Murray
Councilman Ward 1 Jimmy Lovern
Councilman Ward 2 Lew Valero

III. Welcome

IV. Public Comments on Agenda Items

Stephen Harper

V. Administrative - None.

VI. Old Business

A) 1st Reading, as amended, Ordinance 2011-04 Vehicle Immobilization Devices, 1st Reading March 15, 2011

Summary and Background

This Ordinance amends Chapter 41, Article 8 of the Hapeville Code of Ordinances (Vehicle Immobilization Devices) to provide that (1) the maximum charge for removal of a vehicle immobilization device shall be \$75.00 and that the fee may be paid by cash, credit card, or debit card at no additional charge; (2) the required signage indicating that parking prohibitions are in effect for a parking facility shall be erected so that the front of the signs are visible from each and every space; (3) the signage shall indicate the maximum fee for removal of the device, the name and address of the person or entity responsible for affixing the device, a statement that cash, credit cards, and debit cards are accepted for payment, and a statement that no additional fee will be charged for use of cash, credit cards, or debit cards; (4) it shall be unlawful for a person or entity affixing a vehicle immobilization device to

enter into an agreement to provide automatic or systematic surveillance of private property for purposes of affixing a vehicle immobilization device and that a person or entity affixing a vehicle immobilization device may do so only upon call from a person entitled to possession of the private property upon which the vehicle lies for each individual case of trespass; (5) it shall be unlawful for any person or entity affixing a vehicle immobilization device to fail to provide a receipt of payment of the booting fee to the owner, driver, or person in charge of a vehicle, with such receipt indicating, among other things, the name, address, and phone number of the entity that hired the vehicle immobilization service or company; (6) a vehicle immobilization device cannot be affixed to a vehicle and a fee cannot be charged if the driver of the vehicle returns to the vehicle before the installation of the vehicle immobilization device is complete; and (7) a registration and permitting requirement for any person affixing or removing a vehicle immobilization device.

B) Consideration to Adopt Resolution 2011-03 Towing Fees

Summary and Background

This Resolution establishes a \$75.00 maximum removal fee for non-consensual towing of vehicles with a gross vehicle weight rating of 10,000 pounds or less.

Mayor Hallman asked the City Attorney to look into employee identification for towing companies.

This matter was tabled.

VII. New Business

A) Consideration to enter into an agreement for Transportation Enhancement Activities between the Georgia Department of Transportation and the City of Hapeville and authorize Mayor Hallman to sign all necessary documents.

Summary and Background

This contract is for Construction Activities for the Hapeville Depot Museum. A target date of October 2011 has been established as the advertising (bid) date for this project.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to enter into an agreement for Transportation Enhancement Activities between the Georgia Department of Transportation and the City of Hapeville and authorize Mayor Hallman to sign all necessary documents. Motion carried 4-0.

B) Consideration to approve a change order for Comfort Systems USA in the amount of \$28,096 for replacement of HVAC systems at the Public Service Building and the Fire Department Administration Building. This is part of the EECBG Energy Grant.

Summary and Background

The City was awarded \$105,000 in grant funds from GEFA for the EECBG Energy Grant. The original contract with Comfort Systems USA in the amount of \$ 69,630

and this will allow for usage of all available grant funds. There is no match on these funds.

MOTION: Councilman Valero made a motion Councilman Murray seconded a motion to approve a change order for Comfort Systems USA in the amount of \$28,096 for replacement of HVAC systems at the Public Service Building and the Fire Department Administration Building. Motion carried 4-0.

C) Motion to adopt Resolution 2011-04, Police Department Surplus
Summary and Background
These items have no serviceable value to the Department and need to be disposed of by recycling or by being placed on an auction site.

MOTION: Councilman Lovern made a motion Councilman Valero seconded a motion to adopt Resolution 2011-04. Motion carried 4-0.

D) Motion to adopt Resolution 2011- 05, Georgia Department of Transportation and the City of Hapeville to contract for funding under the Transportation Equity Act. (Project # 052)
Summary and Background
The Resolution and Opinion of Counsel are required by GDOT for this TEA project. TEA project # 052 is the Hapeville Depot Museum Renovation Project which includes construction of a new plaza area. Local Match is \$160,365 and the Federal Share is \$641,460. Total \$801,825.

MOTION: Alderman Ray made a motion Councilman Lovern seconded a motion adopt Resolution 2011-05. Motion carried 4-0.

E) Motion to adopt Resolution 2011-06 Moratorium, 60 Day Moratorium Occupational Tax Certificates for Pain Management Clinics
Summary and Background
This Resolution extends the moratorium on the issuance of occupational tax certificates for new pain management clinics within the City for an additional 60 days.

MOTION: Councilman Valero made a motion Councilman Murray seconded a motion to adopt Resolution 2011-06. Motion carried 4-0.

F) Motion to adopt Resolution 2011-07-Open SunTrust Checking Account
Summary and Background
SunTrust Bank provides funding for the City's Vehicle Replacement Program. SunTrust Bank desires the City to open a checking account as a next step towards developing a larger business relationship. Resolution 2011-07 provides authority to sign, act, give instructions, access information, use SunTrust Bank's services, perform transactions, enter into agreements and delegate authority on behalf of the

City of Hapeville as such authority applies to the deposit account.

MOTION: Councilman Lovern made a motion Councilman Valero seconded a motion to adopt Resolution 2011-07. Motion 4-0.

G) Consideration to approve as to form Property Tax Installment Payment Agreement and to allow the Finance Director to enter into Agreement on behalf of the City, pending legal review.

Summary and Background

The City amended its Occupational Tax Ordinance to add the requirement that all liabilities to the City be satisfied by the owners or attributed owners of the business. Some business owners affected by the ordinance have asked the City to accept a payment installment agreement, whereby prior property tax liabilities will be paid on a monthly basis not to exceed September 15, 2011. The Property Tax Installment Payment Agreement documents the agreement, allows for the issuance of an occupational tax license, and requires the retraction of the occupational tax license for non-compliance with the terms of the agreement.

MOTION: Councilman Murray made a motion Councilman Lovern seconded a motion to approve the Property Tax Installment Payment Agreement form and to allow the Finance Director to enter into the Agreement on behalf of the City, pending legal review. Motion carried 4-0.

H) Discussion of CDBG Application for years 2012,13 & 14.

Lee Sudduth, Interim Director of Community Service stated that the application period for the CDBG for 2012,13, and 14 had just opened and the City would need to move quickly to put in an application.

VIII. Status Update by Departments

Ashley Smith, IT & Communications Manager, stated that he had review several Agenda and Board software packages with the City Clerk, the tower at City Hall had been grounded and that there had been some issues with the wireless network however Vc3 had taken care of them.

Mike Clark, Finance Director, stated that the budget preparations for FY 2011-12 had begun.

Rick Glavosek, Chief of Police, stated that the Police Department had foreclosed on \$75,000 in drug seizure monies and that he would like to use the monies to purchase 3 Ford Fusions for the detective division.

Tod Nichols, Recreation Manager, stated that the Recreation Department had been awarded \$16,000 for Georgia Bright Star Program for breakfast and lunch for Summer Camp.

Chris Montesinos, Planning and Zoning Manager, reviewed the census information. Stated that the revised Sign Ordinance was ready and would be brought forward for the Mayor and Council review at the next available Work Session. Further the Marta Bus

Shelter Project received updated ridership data and will be able to identify most use stop working with Keck & Wood. ARC finalizing details on LCI trails feasibility study.

Lee Sudduth, Interim Director of Community Services, stated that clean sweep completed.

MOTION: Councilman Lovern made a motion Councilman Valero seconded a motion to approve the use parking spaces next to Depot for food service trucks for an event to be held by the Hapeville Historical Society. Motion carried 4-0.

IX. Public Comments

Charlotte Rentz

X. Executive Session

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to recess the meeting at 8:27pm. Motion carried 4-0.

MOTION: Councilman Lovern made a motion Councilman Murray seconded a motion to enter into Executive Session at 8:30p.m. for legal and personnel matters. Motion carried 4-0.

No action taken.

MOTION: Councilman Valero made a motion Alderman Ray seconded a motion to enter into Open Session at 10:00p.m. Motion carried 4-0.

XI. Adjournment

MOTION: Alderman Ray made a motion Councilman Lovern seconded a motion to adjourn the meeting at 10:01p.m. Motion carried 4-0.

Respectfully submitted,

Alan Hallman, Mayor

Jennifer Elkins, Deputy City Clerk