

CITY OF HAPEVILLE, GEORGIA
MEETING OF MAYOR AND COUNCIL

September 17, 2013

MINUTES

6:00 PM Work Session

1. Call to Order

Mayor Hallman called the meeting to order at 6:00 PM at 700 Doug Davis Drive, Hapeville, Georgia 30354.

2. 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 - absent

3. Informal discussion of Agenda Items

The Mayor review the Agenda.

4. Main Street Board - Butterfly Presentation

Allie O'Brien, Main Street and Marketing Manger, stated that the Mainstreet Board was proposing an art sculpture in the depot plaza area. The artist, Charles Welhausen presented a design of a living butterfly tree.

Further, Ms. O'Brien stated that the project would be within the budget for the Mainstreet Program.

5. Discussion of Post-65 Retiree Benefits

6. Update by Department

Jennifer Elkins, City Clerk, stated that the EEO4 report had been filed and that notice of health care exchanges would be going out next week.
Tom Morris, Fire Chief, stated that the Department would be collecting for MDA collecting and flow testing.

Allie O'Brien, Mainstreet and Marketing Manager, stated that the first film in the South Arts Film series had a nice crowd, Mainstreet is working on historic plaque program and three new board members were appointed. The Mainstreet Board expressed interest in supporting community garden at the Norton's Art Center. Jim Schuster, Finance Director, presented a work plan finance department and gave a preliminary report for general fund, water and sewer, solid waste. Bill Werner, City Manager, stated that the City was working with the Service League for the fashion show.

Rick Glavosek, Police Chief, stated that a couple of officers graduated Police Academy on Friday and a preliminary selection of assistant court clerk had been made.

Tod Nichols, Recreation Manager, stated that the Governor's Softball game was upcoming.

Bill Johnson, Planning & Zoning Consultant, stated that subdivision update ready for review, working with City Attorney regarding draft ordinance language for free libraries, FLUM and comprehensive plan update ready both were subject to public hearing.

Mayor Hallman thanked City Attorney, Paul Koster, for his work on that LOST negotiations.

7. Adjournment

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to adjourn the meeting at 6:56 PM. Motion carried 3-0.

7:00 PM Council Session

1. Call to Order

Mayor Hallman called the meeting to order at 7:07 PM at 700 Doug Davis Drive, Hapeville, Georgia 30354.

2. 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 - absent

3. Welcome

4. Pledge of Allegiance - Alderman Ann Ray

5. Invocation - Mike Simpson

6. **Presentation**

- A. Years of Service
 - a. Police Department
Jason Dyer - 10 years

7. **Approval of Minutes August 6 and 20, 2013**

MOTION: Councilman Lovern made a motion Alderman Ray seconded a motion to approve the Minutes of August 6 and 20, 2013. Motion carried 3-0.

8. **Public Hearing**

Mayor Hallman called the meeting to order at 7:10 PM.

- A. Motion to adopt Ordinance 2013-10, C-1 Text Amendment (Dog Kennels)
1st Reading August 20, 2013
Summary and Background
This Ordinance adds section 93-13-3(27) to the Hapeville Code of Ordinances to include dog kennels as a permitted use in the C-1 zone.

Public Comment - none
Staff Comment - Bill Johnston
Mayor and Council Comment -

MOTION: Councilman Murray made a motion Alderman Ray seconded a motion to adopt Ordinance 2013-10. Motion carried 3-0.

9. **Public Comments on Agenda Items**

Diane Dimmick

10. **Administrative**

- A. Consideration to enter into an Agreement with Hapeville Charter Middle School to provide emergency evacuation facility.

MOTION: Councilman Murray made a motion Councilman Lovern seconded a motion to enter into an Agreement with Hapeville Charter Middle School to provide emergency evacuation facility. Motion carried 3-0.

- B. Consideration to enter into an Agreement with Michael E. Clark, CPA for professional service in the amount of \$34,350.00.

MOTION: Councilman Lovern made a motion Councilman Murray seconded a motion to enter into an Agreement with Michael E. Clark, CPA for professional service in the amount of \$34,350.00. Motion carried 3-0.

- C. Consideration to enter into an Agreement with the Glick Consulting Group in an amount of \$7,100.00 for preparation of the Comprehensive Annual Financial Report.

MOTION: Alderman Ray made a motion Councilman Lovern seconded a motion to enter into an Agreement with the Glick Consulting Group in an amount of \$7,100.00 for preparation of the Comprehensive Annual Financial Report. Motion carried 3-0.

- D. Consideration to enter into a Memorandum of Understanding with the City of Atlanta for construction of a concrete batch plant to make repairs to a runway.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to enter into a Memorandum of Understanding with the City of Atlanta for construction of a concrete batch plant to make repairs to a runway. Motion carried 3-0.

- E. Consideration to set the mileage rate at 16.61.

MOTION: Alderman Ray made a motion Councilman Lovern seconded a motion to set the mileage rate at 16.61. Motion carried 3-0.

11. Old Business

- A. Motion to adopt Ordinance 2013-09A Budget Amendment Spillman 1st Reading August 20, 2013
Summary and Background
This Budget Amendment reflects the purchase of a Spillman Server for the Police Department in the amount of \$32,500.

MOTION: Councilman Murray made a motion Councilman Lovern seconded a motion to adopt Ordinance 2013-09A. Motion carried 3-0.

- B. Motion to adopt Ordinance 2013-11 Dog Kennel Regulations 1st Reading August 20, 2013
Summary and Background
This Ordinance amends the Hapeville Code of Ordinances to define and provide regulations for dog kennels, including specifying requirements for odor prevention, proper discharge of animal waste disposal, outdoor runs, as well as specifying minimal distance requirements of 150 feet between outdoor runs and any residential use or zone and 100 feet between any kennel buildings and any residential use or zone.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to adopt Ordinance 2013-11. Motion carried 3-0.

- C. Motion to adopt Ordinance 2013-12 Dogs; Cleaning Up Litter 1st Reading August 20, 2013
Summary and Background
This Ordinance adds section 8-2-7 to the Hapeville Code of Ordinances to provides that any person having the custody or control of any dog on public private or private property of another shall be responsible for cleaning up any feces of the dog and disposing of such feces in a clean and sanitary manner.

MOTION: Councilman Lovern made a motion Councilman Murray seconded a motion to adopt Ordinance 2013-12. Motion carried 3-0.

- D. Motion to adopt Ordinance 2013-13 Credit Card Payments 1st Reading August 20, 2013
Summary and Background
This Ordinance adds section 17-2-7 to the Hapeville Code of Ordinances authorizing the city finance director, with the approval of the city manager, to establish procedures for acceptance of credit card payments for amounts due the city and the imposition of a convenience fee for the use of a credit card when said fee is permitted by the operating rules and regulations of the credit card issuer.

MOTION: Councilman Lovern made a motion Councilman Murray seconded a motion to adopt Ordinance 2013-13. Motion carried 3-0.

- E. Consideration to enter into an Intergovernmental Agreement with Fulton County for Animal Control Services in an amount of \$8,806.99.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to enter into an Intergovernmental Agreement with Fulton County for Animal Control Services in an amount of \$8,806.99. Motion carried 3-0.

Discussion: Councilman Murray stated that the contracted price had been reduced to about half since the City's Code Enforcement Department took over animal control service

Motion carried 3-0.

12. New Business

- A. Consideration to reaffirm 4% COLA provided to retirees in 2008.
Summary and Background
This affirmation of COLA will allow for the retirees to maintain their retirement benefit as approved in 2008.

MOTION: Councilman Murray made a motion Councilman Lovern seconded a motion to reaffirm the 4% COLA provided to reitrees in 2008. Motion carried 3-0.

- B. Consideration to waive water tap fees for Hapeville Charter Middle School Community Garden.

Summary and Background

The water tap fees for a 3/4" line is \$1,500 and a 1" line is \$2,000, this includes a water meter.

MOTION: Councilman Lovern made a motion Alderman Ray seconded a motion to waive water tap fees for Hapeville Charter Middle School Community Garden. Motion carried 3-0.

- C. Consideration to approve an agreement between Fulton County and the City of Hapeville for the acceptance of C.D.B.G. funding and authorize the request of bids for this sidewalk improvement project.

Summary and Background

The City of Hapeville was awarded \$ 107,500 in Community Development Block Grant Funds for years 2013 and 2014. These funds will be used for sidewalk improvements on North Avenue between Hope Street and Dogwood Drive. There is no match on this grant.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to approve an agreement between Fulton County and the City of Hapeville for the acceptance of C.D.B.G. funding and authorize the request of bids for this sidewalk improvement project. Motion carried 3-0.

- D. Consideration to approve a franchise license application for Level 3 Communications for the placement of aerial and underground telecommunications in Hapeville.

Summary and Background

Level 3 Communications is looking to run aerial and underground fiber from Willingham Drive to 1030 Delta Boulevard. If granted the minimum annual franchise fee to be paid to the City would be \$ 1,250 each quarter.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to approve a franchise license application for Level 3 Communications for the placement of aerial and underground telecommunications in Hapeville. Motion carried 3-0.

- E. Consideration to contribute an amount not to exceed \$25,000 to the Hapeville Airport Area Community Improvement District (CID) upon formal establishment of said CID within the City of Hapeville.

Summary and Background

Morsberger Revitalization has proposed the establishment of a Hapeville Airport Area Community Improvement District (CID) to be located on the northern side of the Hartsfield-Jackson Atlanta International Airport. The goals of this CID include upgrading the area's appearance; economic development; and traffic flow

enhancement. This contribution would be for FY 2013-14 and come from the unappropriated balance of the general fund.

MOTION: Councilman Lovern made a motion Councilman Murray seconded a motion to contribute an amount not to exceed \$25,000 to the Hapeville Airport Area Community Improvement District (CID) upon formal establishment of said CID within the City of Hapeville.

Discussion: Emory Morseberger requested that the amount be increased to \$35,000 and that the investment be made prior to the formation of the CID. Motion carried 3-0.

- F. Motion to Adopt Resolution 2013-07, Police Surplus
Summary and Background
These are items no longer in service with the City.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to adopt Resolution 2013-07 Police Surplus. Motion carried 3-0.

- G. Consideration to approve an emergency sewer repair in the amount of \$38,231.51 for RDJE Incorporated pending the review by the City Engineer.
Summary and Background
The sewer line on Springhaven Avenue, which is located behind the InCity Suites, collapsed and needed immediate replacement. The sewage was pumped from Springhaven Avenue to North Avenue while nearly 500 linear feet of concrete pipe was replaced.

MOTION: Councilman Lovern made a motion Alderman Ray seconded a motion to approve an emergency sewer repair in the amount of \$38,231.51 for RDJE Incorporated pending the review by the City Engineer.

Discussion: Mayor Hallman inquired about concerns from InCity Suites. Motion carried 3-0.

13. Public Comments

Charlotte Rentz
Jonathan Frank
Julian Glantz
Heather Glantz

14. Mayor and Council Comments

Councilman Lovern invited everyone to the Happy Days Festival the upcoming weekend.

Councilman Murray reminded citizen to vigilant.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to recess the meeting at 7:51PM. Motion carried 3-0.

15. Executive Session

For purposes of discussing negotiations to leasing property, acquisition of real property, and legal matters.

MOTION: Alderman Ray made a motion Councilman Lovern seconded a motion to enter into Executive Session for purposes of discussing negotiations to leasing property, acquisition of real property, and legal matters at 8:00 PM. Motion carried 3-0.

No action taken.

MOTION: Alderman Ray made a motion Councilman Murray seconded a motion to enter into Open Session at 8:26 PM. Motion carried 3-0.

16. Adjournment

MOTION: Councilman Murray made a motion Councilman Lovern seconded a motion to adjourn the meeting at 8:26PM. Motion carried 3-0.

Respectfully submitted,

Alan Hallman, Mayor

Jennifer Elkins, City Clerk