

*City of Jasper*  
*200 Burnt Mountain Road*  
*Jasper, Georgia 30143*  
**REGULAR COUNCIL MEETING**  
Monday, February 4, 2019, 6 p.m.

- I. Call meeting to order
- II. Invocation
- III. Pledge of Allegiance
- IV. Adopt agenda
- V. Read minutes of January 7, 2019 regular meeting and the January 14, 2019 called meeting
  - A. Lisa Hoyle
- VI. Old Business
  - A. Sewer line easements on Burton Street
    1. Attorney Bill Pickett
  - B. Update on N. Main Street closing for car club
    1. Tony Fountain
    2. Kirk Raffield
  - C. Blight ordinance second reading
    1. Attorney Bill Pickett
  - D. Update on 125 North Main purchase
    1. Jim Looney
  - E. Update on stormwater drain system at Speedburger – Trail & Sons’ quote
    1. Jim Looney
  - F. Alcohol license (beer/wine) request for continuation - Woodbridge
    1. Sonny Underwood
- VII. Old Business - Executive Session
  - A. Consultation with legal counsel regarding Jonah Lane re-zoning (O.C.G.A. 50-14-2)
    1. Attorney Bill Pickett
- VIII. New Business
  - A. Alcohol ordinance amendment – Sunday brunch hours
    1. Jim Looney
  - B. Request for special events license – Carriage House
    1. Jim Looney
  - C. Yard/Lawn sign control
    1. Jim Looney
  - D. Consideration of electronic filing system – Building Permits, Drawings & Plans
    1. Jim Looney
  - E. Burnt Mountain lift station pump
    1. David Hall
  - F. Talking Rock project – additional pipe
    1. David Hall
  - G. Eagle Point Landfill agreement
    1. David Hall
  - H. Agreement with Pickens Chamber – tourism development
    1. Jim Looney
  - I. Joint resolution with Pickens County and Pickens County Veteran’s Memorial Park
    1. Jim Looney
- IX. Mayor’s Report
  - A. Finance Report
    1. Lisa Hoyle
  - B. Roads/Other Report
    1. Lonnie Waters
  - C. Police Report
    1. Chief Greg Lovell
  - D. Fire Report
    1. Chief Steve Roper
- X. Adjourn

**MINUTES**  
**REGULAR COUNCIL MEETING**  
**Monday February 4, 2019**

Members Present:

Mayor John Weaver  
John Foust  
Tony Fountain  
Anne Sneve  
Dr. Sonny Proctor  
Kirk Raffield

Staff:

Lisa Hoyle  
Steve Roper  
Greg Lovell  
Jim Looney  
David Hall  
Sonny Underwood  
Lonnie Waters

Guests in Attendance:

Mari Livsey  
Carlo Delpizzo  
Donna Eckardt  
Charity Norton  
Brad Dilbeck  
David Shouse

Members Absent:

None

Legal Counsel:

Bill Pickett

Press:

Angela Reinhardt

Mayor Weaver called the meeting to order promptly at 6:00 p.m. He requested Lonnie Waters give the invocation. He requested Councilmember Anne Sneve lead the Pledge of Allegiance.

Mayor Weaver asked that the agenda be reviewed and approved by Council. Councilmember Anne Sneve made a motion to adopt the agenda. Councilmember John Foust seconded the motion. Motion carried unanimously.

City Clerk Lisa Hoyle read the minutes of the January 7, 2019 regular meeting. Councilmember Anne Sneve made a motion to adopt the minutes as read with changes noted. Councilmember John Foust seconded the motion. Motion carried unanimously. Ms. Hoyle read the minutes of the January 14, 2019 called meeting. Councilmember Kirk Raffield made a motion to adopt the minutes with changes noted. Councilmember Anne Sneve seconded the motion. Motion carried unanimously.

Item A under Old Business, Mayor Weaver recognized Attorney Bill Pickett to give an update on the sewer line easements on Burton Street. Mr. Pickett stated that the deeds had been executed. He stated that the deeds are now recorded at the courthouse. Mayor Weaver entertained a motion for council's approval to accept the easements. Councilmember Kirk Raffield made such motion. Councilmember Anne Sneve seconded the motion. Motion carried unanimously.

Item B under Old Business, Mayor Weaver asked for an update on the closing of North Main Street from Councilmembers Tony Fountain and Kirk Raffield. Councilmember Fountain stated that he had talked to one member of the club and he did not get a response from any other members of the club. He also stated that since Wingsology had closed that there were no other businesses being affected by the closing of North Main. Mayor Weaver entertained a motion. Councilmember Fountain made a motion to allow North Main to continue to be closed for the car club meetings until such time that the city receives complaints of the closing. Councilmember Anne Sneve seconded the motion. Motion carried unanimously.

Item C under Old Business, Mayor Weaver called on Attorney Bill Pickett to present for council's review the proposed blight ordinance for the second reading. Mr. Pickett read the ordinance aloud. A copy of the ordinance is attached to these minutes for reference. Councilmember John Foust made a motion to approve the ordinance as the second reading. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously.

Item D under Old Business, Mayor Weaver recognized City Manager Jim Looney to present an update on the city's purchase of property located at 125 North Main Street (the old Entegra bank building). Mr. Looney stated that his suggestion was for the city to purchase the property without financing through the Downtown Development Authority. He stated that there was money in the budget for park improvements that could be used for this purchase. Mayor Weaver entertained a motion. Councilmember Anne Sneve made a motion to purchase the property. Councilmember John Foust seconded the motion. Motion carried unanimously.

Item E under Old Business, Mayor Weaver called on Mr. Looney to give an update on the stormwater drainage system at the Speedburger on Highway 53. Mr. Looney stated that Trail & Sons had not yet given the city a quote to prepare documents in order to bid out the repair. This item will be on next month's agenda under Old Business.

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Item F under Old Business, Mr. Underwood presented an application for selling alcohol (Beer/ Wine) by the drink from Dwight and Harmony Henderson, the new owners of Harmony at the Woodbridge, LLC located at 44 Chambers Street. Mr. Underwood stated that the background check had been received and there is nothing that would prevent them from obtaining an alcohol license. They are requesting approval to continue the application process. Councilmember Kirk Raffield made a motion to approve the continuance of the license application. Councilmember Anne Sneve seconded the motion. Motion carried by unanimous vote. Mr. Looney stated that the restaurant has been advertising and that they could be approved after the newspaper comes out Thursday. Mr. Looney stated that the new owners requested that council hold a called meeting to approve the license on Friday, February 8 so that they would have time to get their state license before Valentine's Day. Councilmember Kirk Raffield made a motion to hold a called council meeting Friday, February 8, 2019 at 6 pm. Councilmember Anne Sneve seconded the motion. Motion carried by unanimous vote.

Item A under Old Business – Executive Session, Mayor Weaver called on Attorney Bill Pickett to explain why council was going into closed session to discuss Jonah Lane re-zoning. Attorney Pickett stated that council was discussing land. Mayor Weaver entertained a motion. Councilmember Tony Fountain made a motion to go into executive session. Councilmember Anne Sneve seconded the motion. Motion carried unanimously. Mayor Weaver closed the meeting.

Councilmember Tony Fountain made a motion to come out of executive session. Councilmember Anne Sneve seconded the motion. Motion carried unanimously. Mayor Weaver opened the meeting. Mayor Weaver clarified that council went in to executive session to discuss possible litigation and not land. Mayor Weaver then called on Mr. Pickett to give the position of the council regarding the Jonah Lane re-zoning. Mr. Pickett stated that on December 3, 2018 council had voted to change the zoning on Jonah Lane from C-2 to R-3 pending approval from the Appalachian Regional Commission (ARC). Mr. Pickett stated that the re-zoning stands as council voted at the December regular meeting since the USDA/ARC had sent a letter to the city stating that the land re-zoning did not violate the terms of the grant awarded. He stated that only the property owner could request council to rescind the zoning change. Mayor Weaver then recognized developers Brad Dilbeck and David Shouse. Discussion followed with Mr. Dilbeck and Mr. Shouse. Mr. Dilbeck stated that he had not been notified of the public hearings and that this re-zoning will affect him financially. Mr. Shouse stated that at the December council meeting, if you go back and watch the video tape, you guys (council) were too busy arguing with the Mayor and vice-versa to allow the public to talk. Mr. Shouse also stated that he was also not notified of the public hearing to re-zone the parcels. Mayor Weaver stated I'm going to close this by saying that council's actions in December were specific and by recommendation of (legal) counsel, we will follow what council did that evening and we are aware of the issues.

Item A under New Business, Mayor Weaver recognized Mr. Looney to present to council a change to the city's alcohol ordinances to allow for earlier sales (by the drink) on Sunday and to also change the food to drink ratio to match state law. Mayor Weaver appointed Councilmember Anne Sneve to work with the city manager on the changes.

Item B under New Business, Mayor Weaver recognized Mr. Looney and Donna Eckardt with the Carriage House restaurant to ask for a special events license under Section 10-26 of the City's Code of Ordinances. The section allows for the Mayor to authorize the license, but the council must set a fee. Ms. Eckardt asked for the special events license for Valentine's Day. Discussion followed. Mayor Weaver entertained a motion. Councilmember Kirk Raffield made a motion to set the fee at \$25. Councilmember Anne Sneve seconded the motion. Motion carried unanimously.

Item C under new business, Mayor Weaver recognized Mr. Looney to discuss yard signs. Mr. Looney stated that he the city was going to start enforcing the yard sign ordinance and will be picking up these illegal signs.

Item D under New Business, Mayor Weaver recognized Mr. Looney to present to council the possible purchase of an electronic filing system for the building department. Mayor Weaver appointed Councilmember Kirk Raffield to look at these systems and have a report for council at next month's regular council meeting.

Item E under New Business, Mayor Weaver recognized Mr. Hall to present to council quotes on the purchase of a sewer pump located at the Burnt Mountain Road lift station which was included in the 2019 budget. Mr. Hall stated that he had received two quotes: James Electric at \$14,845 and North Georgia Electric, Inc. at \$15,710. Mayor Weaver entertained a motion. Councilmember John Foust made a motion to accept the low quote from James Electric for \$14,845. Councilmember Kirk Raffield seconded the motion. Discussion followed. Motion carried unanimously.

Item F under New Business, Mayor Weaver recognized Mr. Hall to ask council's approval for additional pipe for the Talking Rock project. He stated that the same company the city bought from in the prior year – Core and Main had stated that they would offer the same price per foot at \$3.80. He stated that \$50,000 is in the budget for 2019. Total

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cost of this pipe to continue to Ivy Green Lane would be \$7,660. Mayor Weaver entertained a motion. Councilmember Kirk Raffield made a motion to approve the purchase of 2000 feet of pipe for a cost of \$7,660. Councilmember John Foust seconded the motion. Motion carried unanimously.

Item G under New Business, Mayor Weaver recognized David Hall to present to council a revised contract with Eagle Point Landfill for the purpose of treating the landfill leachate. Mr. Hall stated that the contract revision was due to higher concentrations of leachate being processed. Mr. Hall read the contract. Mayor Weaver stated that in the future the city should look at the garbage contract with the city as well. Mayor Weaver entertained a motion. Councilmember Kirk Raffield made a motion to approve the contract. Councilmember Anne Sneve seconded the motion. Motion carried unanimously.

Item H under New Business, Mayor Weaver recognized Jim Looney to present to council an agreement with the Pickens County Chamber of Commerce for the use of the city collected hotel-motel taxes used for tourism purposes. Mr. Looney read the contract. Mayor Weaver entertained a motion. Councilmember Kirk Raffield made a motion to approve the agreement. Councilmember John Foust seconded the motion. Motion carried unanimously.

Item I under New Business, Mayor Weaver recognized Jim Looney to present to council a joint resolution between the city and Pickens County regarding the Pickens County Veterans Memorial Park. Mr. Looney stated that the purpose of the resolution was to reserve the land that lies south of Stegall Drive and west of the current location of the existing pavement of the parking lot of the memorial for the purpose of honoring the veterans of Pickens County. Mr. Looney read the resolution. Mayor Weaver entertained a motion. Councilmember John Foust made a motion to approve the agreement. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously.

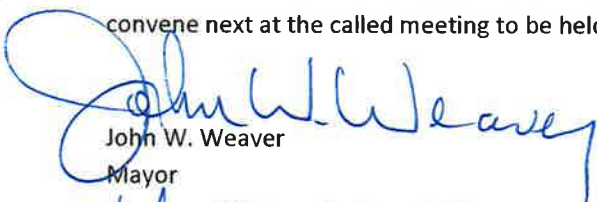
Finance Director Lisa Hoyle gave the financial report for the month of January 2019.

Lonnie Waters gave a report on roads and streets.

Chief Greg Lovell gave a report of police activities for the month of January 2019.

Chief Steve Roper gave a report of fire activities for the month of January 2019.

Being no other business to come before Council, Mayor Weaver adjourned the meeting. Council is scheduled to convene next at the called meeting to be held February 8, 2019.



John W. Weaver  
Mayor



Lisa J. Hoyle  
City Clerk/Finance Director

## AGREEMENT FOR TOURISM DEVELOPMENT SERVICES

This Agreement, entered into as of the signature dates indicated below, by and between the Pickens County Chamber of Commerce, a private nonprofit corporation organized under the laws of Georgia, (the "Chamber") and the City of Jasper, a Georgia Municipal Corporation (the "City") is as follows:

Whereas, the Chamber and the City share a common vision of a progressive community with balanced economic growth, to include a diversity of quality business and industry, including the tourism industry, and greater local employment opportunities and income; and

Whereas, the parties have for several years been engaged in a cooperative program of economic and community development; and

Whereas, the parties have evaluated the current economic conditions and future needs of and have determined a strategy for addressing those needs, which include further promotion and development of tourism, and a desire to continue a cooperative approach toward economic development.

Whereas, the City has levied a 6% hotel-motel tax within their jurisdiction for the purpose of more adequately funding the local tourism program, and have approved a budget and proposal for a contract with the Chamber in order to implement the tourism development program; and

Whereas, the parties require clarity in regard to annual due diligence and compliance review, and

Whereas, the parties now wish to enter into this contract in order to give formal evidence of their agreement.

Now therefore, the parties agree as follows:

1.

The purpose of this contract is to provide for tourism development services desired by the City and the Chamber.

2.

Prior to the end of the calendar year coexistent with the term of this contract the Chamber shall deliver to the City of Jasper its "cost allocation" analysis for the next succeeding calendar year, including tourism budgets, advertising plans, cost allocation plans and projected Chamber budgets.

3.

The City agrees to provide funds to be derived from proceeds of their 6% hotel-motel tax in an amount equal to two-thirds of the amount collected by the City.

4.

The Chamber shall in consideration of the tax funds referenced above provide quarterly financial reports to the City by the last day of each calendar month following the end of the quarter in a form mutually agreeable to both the Chamber and the City. These reports will be used by the City in part to ascertain the Chamber's compliance with the terms of this Agreement and with O.C.G.A. Section 48-13-51 (a) 3.4. The City may in its sole discretion require during the term of this Agreement additional financial information from the Chamber, including specific receipts, copies of checks, deposits and other similar items. The Chamber shall also deliver a copy of its annual financial audit with findings and management comments as well as the Chamber's accounting system documentation required by the City's designated auditors to the City prior to February 15<sup>th</sup> of the year following the calendar year being audited.

5.

The Chamber shall participate in an annual compliance audit to be conducted by an auditor designated by the City. The audit will be used to determine compliance by the Chamber with the terms of this Agreement and with the requirements of O.C.G.A. Section 48-13-51 (a) 3.4. The Chamber shall expedite its response to all sampling requests presented by the auditors and assist the City auditors in completing their work so that the compliance audit can be completed prior to the present action of the annual city audit to the city council.

6.

The entirety of the funds received by the Chamber from the City shall be maintained in a bank account sequestered from all other Chamber funds and said funds are to be expended exclusively on tourism based upon an invoicing and record keeping system satisfactory to the City. The Chamber shall make available to the City upon its request documentary support for all funds passing through this account.

7.

It is the intent of the parties that this Agreement shall be implemented in order to assist the development of the tourism industry by increasing support for targeted advertising, for the development of destination-quality festivals and attractions, and for enhanced visitor services through expanded operating hours and more adequate staffing of the tourism services. The primary goal of this tourism development program is to increase visitor spending and overnight stays, and ultimately, jobs and incomes for the citizens of the City.

8.

In the event of a material breach of this Agreement by the Chamber, the City shall notify the Chamber via certified mail. The Chamber shall have fifteen days within which to cure said material

breach from the date of receipt of the certified notice. The City may in the event of the Chamber's failure to cure, terminate this agreement.

9.

This Agreement shall commence as of January 1, 2019 and terminate on December 31, 2019.

In Witness Whereof, the parties have executed this agreement on the dates indicated below:

PICKENS COUNTY  
CHAMBER OF COMMERCE

CITY OF JASPER

BY: Amberle J. Godfrey  
(Signature) (Date) 2-12-19

BY: Mayor John W. Weaver  
(Signature) (Date) 2/8/19

ATTEST: Lynn Michele Kuyper  
(Signature) (Date) 2/12/19

ATTEST: Risa J. Haylo 2/8/19  
(Signature) (Date)

STATE OF GEORGIA  
COUNTY OF PICKENS

**AFFIDAVIT RE: CLOSURE OF OPEN MEETINGS**

Personally appeared before the undersigned officer, duly authorized under the laws of the State of Georgia to administer oaths, John W. Weaver, who in his/her capacity of Mayor or the person presiding over the meeting of the Council of the City of Jasper, Georgia, and after being first duly sworn, certifies under oath and states to the best of his or her knowledge and belief the following:

At its meeting held on February 4, 2019, the Council voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows:

(check or initial as appropriate)

- Discussing or deliberating upon the appointment, employment, compensation, hiring, disciplinary action, dismissal, periodic evaluation, or rating of a government officer or employee.
- Privileged consultation with legal counsel pertaining to pending or threatened litigation, claims, administrative proceedings or settlements. [OCGA 50-14-2]
- Discussing the future acquisition of real estate. [OCGA 50-14-3(4)]
- Staff meetings for investigative purposes under duties or responsibilities imposed by law. [OCGA 50-14-3(1)]
- Tax matters made confidential by state law. [OCGA 50-14-2]
- Inspection of facilities under jurisdiction of the City. [OCGA 50-14-1(a)(2)]
- Meeting with a governing body, officer, agent or employee of another agency at a location outside the geographical jurisdiction of the City or such other agenda and at which no final action is taken. [OCGA 50-14-1(a)(2)]
- Other. (Explanation required.)

I certify that the subject matter of the closed meeting or the closed portion of this meeting was devoted to the matters of official business or policy within the exceptions provided by law as set forth above.

  
City Clerk

  
Mayor

(seal)

Sworn to and subscribed before me this 8 day of February, 2019.

  
Notary Public  
Pickens County, State of Georgia

My Commission Expires: Feb 10, 2022

