

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

- I. Call meeting to order
- II. Invocation
- III. Pledge of Allegiance
- IV. Adopt agenda
- V. Read minutes of the April 1, 2019 regular meeting
 - A. Lisa Hoyle
- VI. Old Business
 - A. City dog park - recognize Kyle Brock
 - 1. Lonnie Waters
 - B. Update on alcohol referendum – Sunday early sales
 - 1. Brandon Douglas
 - C. Planning/zoning commission ordinance – second reading
 - 1. Brandon Douglas
 - D. Building department assistance – Clark Patterson Lee
 - 1. Brandon Douglas
- VII. New Business
 - A. City lighting
 - 1. Jackie Dunn
 - B. Chamber update
 - 1. Amberle Godfrey
 - C. Peace Park
 - 1. Brandon Douglas
 - D. Peace Park reservation – PACA
 - 1. Brandon Douglas
 - E. Lee Newton Park – special permit
 - 1. Brandon Douglas
 - F. Request for special called meeting
 - 1. Landbridge Development, LLC
 - G. Election qualifying days
 - 1. Brandon Douglas
 - H. Legal agreement
 - 1. Brandon Douglas
 - I. Hwy 515 development
 - 1. Brandon Douglas
 - J. 2018 Budget amendment - resolution
 - 1. Lisa Hoyle
- VIII. Executive Session
 - A. Consultation with legal counsel pertaining to pending/threatened litigation
 - 1. Attorney David Syfan
- 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, May 6, 2019**

Members Present:

Mayor Pro Tem John Foust
Tony Fountain
Dr. Sonny Proctor
Kirk Raffield

Staff:

Lisa Hoyle
Brandon Douglas
Lonnie Waters
Steve Roper
Sonny Underwood
Greg Lovell

Guests in Attendance:

Mari Livsey
Jackie Dunn
Amberle Godfrey
9-10 Pickens Young Guns
Kyle Brock and Family
Landbridge Development
Attorney David Syfan

Members Absent:

Mayor John Weaver
Anne Sneve

Legal Counsel:

Bill Pickett

Press:

Dan Pool

Mayor Pro Tem Foust called the meeting to order promptly at 6:00 p.m. He requested Lonnie Waters give the invocation. He called on Councilmember Kirk Raffield who recognized the 9-10 Pickens Young Guns to lead the Pledge of Allegiance.

Mayor Pro Tem Foust asked that the agenda be reviewed and approved by council. City Manager Brandon Douglas asked that there be a second part added to the Chamber update to consider approval of a joint resolution with Pickens County regarding the economic developer position. Councilmember Tony Fountain made a motion to adopt the agenda with the change. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously by council present.

Mayor Pro Tem Foust asked that it be noted that Mayor John Weaver was absent due to attending the Georgia Rural Water Conference and that Councilmember Anne Sneve was absent due to illness.

Mayor Pro Tem Foust called on City Clerk Lisa Hoyle to read the minutes of the April 1, 2019 regular meeting. Councilmember Kirk Raffield made a motion to adopt the minutes as read. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Item A under Old Business, Mayor Pro Tem Foust recognized Lonnie Waters to present Mr. Kyle Brock and his family. Mr. Waters stated that Mr. Brock had been a strong supporter of animals and had helped the community in many ways. Mr. Waters unveiled a marble monument to be placed at the park dedicating the park to Kyle.

Item B under Old Business, Mayor Pro Tem Foust recognized Brandon Douglas and Councilmember Anne Sneve to give an update on the referendum to be placed on the ballot for the alcohol ordinance amendment to allow for early Sunday alcohol sales. Mr. Douglas stated that this would allow sales by the drink an hour and a half earlier than presently allowed. He stated the change would be from beginning 12:30 pm to 11:00 am. He stated that he is asking council to approve the language in the referendum. Mayor Pro Tem Foust entertained a motion. Councilmember Sonny Proctor made such motion. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously.

Item C under Old Business, Mayor Pro Tem Foust recognized Mr. Douglas to present the second reading of an addition to the city's planning and zoning ordinance. Mr. Douglas stated that this addition was to clarify the composition of the Planning and Zoning Board. Mr. Douglas read the addition. Mayor Pro Tem Foust stated that this would be considered the second reading. Councilmember Kirk Raffield made a motion to approve this as the second reading. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Item D under Old Business, Mayor Pro Tem Foust called on Mr. Douglas to present to council an agreement with Clark Patterson Lee to provide professional services for the building department. Mr. Douglas stated that as many cities do, Jasper only has one planning and zoning department staff. He stated that as Jasper is currently seeing an uptick in building activity, there is a need for some assistance in the planning and zoning department. He stated that rather than hire additional staff, he recommended the city hire the assistance on a contract basis as needed. He stated that Clark Patterson Lee could assist the city with plan reviews, building inspection services as well as other services as needed. He stated that the agreement would not be contractually bound but rather on an as-needed basis. He also provided council with a list of services and hourly rates. Mayor Pro Tem Foust entertained a motion

that the city enter into an agreement with Clark Patterson Lee to provide services on an as-needed basis. Councilmember Kirk Raffield made such motion. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Item A under New Business, Mayor Pro Tem Foust recognized Jackie Dunn to present to council a street lighting project for 2019 Christmas. Mr. Dunn presented a quote from Universal Concepts (who the city paid to put lights on two trees on Main Street in 2018) for \$8,210. Councilmember Kirk Raffield asked if the \$8,210 could be broken down between materials and labor. More discussion followed. Councilmember Kirk Raffield made a motion to table this purchase until more sufficient details could be obtained. Councilmember Sonny Proctor seconded the motion. More discussion and questions followed such as breakdown of costs, warranties, storage and whether the item was budgeted. Motion to table carried unanimously. Mayor Pro Tem Foust stated that this item should appear on next month's regular meeting as old business.

Item B under New Business, Mayor Pro Tem Foust recognized Pickens County Chamber Director Amberle Godfrey to give an update on Chamber activities. Ms. Godfrey spoke of the current/future activities of the Chamber. She stated that she also had a joint resolution that Pickens County Attorney Phil Landrum had prepared between the city and the county to form a six-person committee to be called the Economic Development Director Hiring Committee. She stated that the resolution required that within 120 days the committee develop a description of the duties and responsibilities, develop the parameters of accountability, conduct interviews, refer candidates to both governments and account for the use of funds. She stated that the Chamber shall disburse \$20,000 in escrow funds to the committee to fulfill its duties. She stated the Chamber shall disburse \$30,000 to the Chason Group, Inc. for a strategic plan for economic development for both governments. Mayor Pro Tem John Foust entertained a motion. Councilmember Sonny Proctor made a motion to approve the resolution as presented. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously. Mayor Pro Tem Foust appointed Councilmembers Sonny Proctor and Kirk Raffield as well as City Manager Brandon Douglas to serve on the committee for the city.

Item C under New Business, Mayor Pro Tem Foust recognized Mr. Douglas to present to council suggested improvements to the park known as Peace Park on North Main Street. Mr. Douglas stated that he would like to plant flowers and other vegetation in the fountains and open up the park by trimming some of the overgrowth. Councilmember Sonny Proctor made a motion to allow the park improvements. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously.

Item D under New Business, Mr. Douglas stated that he had a request from Pickens Arts and Cultural Alliance in collaboration with the Pickens Historical Society, Southern Appalachian Folk School, Art Pickens Artist Gathering and Market as well as several of the downtown businesses to reserve Peace Park the second Friday and Saturday of each month from May through November for the Jasper Jubilee Event for arts activities as well as vendors. He stated that the park would be used from 12:30 pm until 5:00 pm on Fridays and 10:00 am until 5:00 pm on Saturdays. Councilmember Sonny Proctor made a motion to allow the use of the park. Councilmember Kirk Raffield seconded the motion. Discussion followed. Motion carried unanimously.

Item E under New Business, Mr. Douglas stated that he had a request for a special event alcohol license permit from Prevent Child Abuse Pickens for July 19th and 20th at Lee Newton Park for a Sanctioned BBQ Competition. He stated the event would consist of 35 or more professional BBQ competitors from the Southeast United States as well as food vendors, food trucks and live music. Mayor Pro Tem Foust entertained a motion to approve the permit. Councilmember Kirk Raffield made such motion. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Item F under New Business, Mr. Douglas stated that Landbridge Development, LLC had requested a special called meeting on May 20th to present a re-zoning application for approval. Mr. Douglas stated that the staff had advertised a Planning Commission Meeting for May 9th as well as the recommendation to be heard at the regular council meeting on June 3rd for the re-zoning application. Mayor Pro Tem Foust recognized Mr. Gary Hammond of Landbridge Development. Mr. Hammond presented council with his need for a special called meeting in order to have his property re-zoned for financing purposes. Discussion with council followed. Mayor Pro Tem Foust entertained a motion. No motion was made. No action taken.

Item G under New Business, Mayor Pro Tem Foust recognized Mr. Douglas to ask for approval for the number of qualifying days for this year's election. Mr. Douglas stated that staff had checked with Nelson and Talking Rock and both cities were satisfied with a five-day qualifying period. Mayor Pro Tem Foust entertained a motion to approve a five-day qualifying period for this year's election. Councilmember Kirk Raffield made such motion. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Regular Council Meeting
May 6, 2019

Item H under New Business, Mayor Pro Tem Foust called on Mr. Douglas to present to council a legal agreement for representation from the law firm Hulsey, Oliver & Mahar, LLP. He stated that our city attorney Mr. Bill Pickett had advised that there may be conflicts with himself representing the city in the lawsuit filed by Brad Dilbek regarding re-zoning of property. He stated that Hulsey, Oliver & Mahar, LLP had been sought out by staff to represent the city in this case and is asking council to approve the agreement between the city and this firm. Mayor Pro Tem Foust entertained a motion. Councilmember Kirk Raffield made a motion that council allow the engagement of Hulsey, Oliver & Mahar, LLP to be executed by the city manager along with the Mayor on behalf of the City of Jasper for this matter. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously.

Item I under New Business, Mr. Douglas stated that the city was seeing a lot of interest in Highway 515 Development. He stated he would like to form a committee to look at the city's water fee structure to determine as the city deals with the various developments, the city is prepared in advance through committee review that we are within the parameters of best practices. He stated that he would like Water and Sewer Superintendent David Hall and himself to serve on that committee at the staff level. Discussion followed. Councilmember Sonny Proctor made a motion to form such a committee consisting of Mr. Douglas, Mr. Hall and possibly Public Safety representation. Councilmember Kirk Raffield seconded the motion. Discussion followed and it was suggested that Councilmember Tony Fountain also serve on this committee. Motion carried unanimously. Mayor Pro Tem Foust appointed Brandon Douglas, David Hall and Councilmember Fountain to serve on the committee.

Item J under New Business, Mayor Pro Tem Foust recognized Finance Director Lisa Hoyle to present the 2018 Budget Amendment and Resolution for Council's approval. Ms. Hoyle stated that this amendment was necessary to re-allocate budget funds at the department level in the General Fund and the Technology Surcharge Fund. She stated that the auditors had reviewed the budget amendment and had verbally approved. Councilmember Kirk Raffield made a motion to approve the amendment. Councilmember Tony Fountain seconded the motion. Motion carried unanimously.

Item G under New Business, Mayor Pro Tem Foust stated that council needed to go into executive session in order to consult with legal counsel regarding pending/threatened litigation. Councilmember Kirk Raffield made a motion to go into executive session. Councilmember Sonny Proctor seconded the motion. Motion carried unanimously. Mayor Pro Tem Foust closed the meeting.

Councilmember Sonny Proctor made a motion to come out of executive session. Councilmember Kirk Raffield seconded the motion. Motion carried unanimously. Mayor Pro Tem Foust opened the meeting.

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

Lonnie Waters gave a report on roads and streets.

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


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

Being no other business to come before Council, Mayor Pro Tem Foust adjourned the meeting. Council is scheduled to convene next at the regular meeting to be held June 3, 2019.



John Foust

Mayor Pro Tem



Lisa J. Hoyle

City Clerk/Finance Director

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 Foust, who in his/her capacity of Mayor Pro Tem 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 May 6, 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 Pro Tem

(seal)

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



Notary Public
Pickens County, State of Georgia

My Commission Expires: Feb 10, 2022

