

Mayor and Council

700 Doug Davis Drive
Hapeville, GA 30354

December 6, 2016
6:00PM

Agenda

1. Call To Order

2. Roll Call

Mayor Alan Hallman
Alderman at Large Ruth Barr
Councilman at Large Michael Randman
Councilman Ward I Joshua Powell
Councilman Ward II Diane Dimmick

3. Public Comments On Agenda Items

The public is encouraged to communicate their questions, concerns, and suggestions during Public Comments. The Council does listen to your concerns and will have Staff follow-up on any questions you raise. Any and all comments should be addressed to the Governing Body, not to the general public and delivered in a civil manner in keeping with common courtesy and decorum.

4. Consent Agenda

4.I. 1st Reading Ordinance 2016-35 Golf Cart

Background:

On September 20, 2016 staff discussed a proposal for Golf Cart usage in the City of Hapeville. Council requested that a proposal to establish a pilot test area for this purpose be created and staff submitted a follow-up plan. Council decided to instruct staff to develop the appropriate Ordinance to implement the proposed plan. Attached you will find the final proposal as discussed with Council that would allow for the use of Golf Carts on certain City streets. A map is attached that establishes the exact streets Golf Carts could operate. The Ordinance follows State rules and establishes various other standards that should be met to legally operate Golf Carts.

For additional information, please feel free to contact the City Manager's Office.

Documents:

[GOLF CART RESTRICTED ACCESS MAP UPDATED 34X44.PDF](#)
[HAPEVILLE GOLF CART ORDINANCE.PDF](#)

4.II. 1st Reading Ordinance 2016-33 Gravel Repeal

Background:

Prior to 2013, Section 93-23-5 of the City's zoning ordinance provided that all driveways must be hard- surfaced pavement, properly drained, lighted and maintained. In 2013, per EPD rules, Section 93-23-5 was amended to require different types of surfacing standards be applied for residential and non-residential parking areas. In an effort to clarify the meaning of and assist in enforcement of this ordinance, the following actions will be taken via two separate ordinances: Section 93-23-5 will be (1) removed from the zoning code, and the provisions that were

previously contained within Section 93-23-5 will be (2) revised and reinstated within their own chapter, the newly-created Chapter 58, of the Code of Ordinances.

Further, upon thorough consideration and reflection of city staff and the Planning Commission, it was determined that residential driveways that were not hard-surfaced pavement prior to the 2013 revision to the zoning ordinance, would be grandfathered or deemed a non-conforming use of land.

For your consideration are the following ordinances:

- Removal/peal of Section 93-23-5 from the zoning code. This ordinance was approved by the Planning Commission. This Ordinance will be considered on December 6, 2016 for first reading. **Its public hearing will be advertised and held on January 10, 2016.**
- Revision and reinstatement of Section 93-23-5 as Chapter 58, Sections 58-1-1 through 58-1-4. This revision includes but it is not limited to defining terms that were previously undefined in Section 93-23-5 and separation, into different sections, of the residential and non-residential surfacing requirements. This ordinance was reviewed by the Planning Commission, but its approval was not required because it is not an amendment to the zoning ordinance. This ordinance was considered on first reading on November 15, 2016. Staff recommends that second reading **be delayed until January 10, 2016 so that the two inseparable ordinances can be adopted together.**

For additional information, please contact the City Manager's Office.

Documents:

[ZONING CODE REPEAL ORDINANCE.PDF](#)

4.III. 1st Reading Ordinance 2016-34 Soil Erosion And Sedimentation Control Ordinance

Background:

The City of Hapeville is a Local Issuing Authority (LIA) for implementation and enforcement of land disturbing activity permits and compliance with the State of Georgia Soil and Erosion Sedimentation Control law and regulations. Retaining the Local Issuing Authority status enables the City to handle local issues and concerns without involvement of the State. Obviously, this streamlines the local development process for the City. However, this designation (LIA) also requires the City to amend the local ordinance within 12 months of any amendment issued from the Georgia Erosion and Sedimentation Act by the State. This is so that the local ordinance complies with each new amendment. The State made revisions to the Act in 2015. The proposed new ordinance meets those amendment requirements and must be approved by December 31, 2016 to comply with the 12 month time requirement. The State has requested we move forward with adoption as soon as possible.

Should you have any questions, please feel free to contact the City Manager's Office.

Documents:

[FINAL HAPEVILLE SOIL EROSION ORDINANCE.PDF](#)

4.IV. Consideration And Action On Ordinance 2016- 32 Alcohol Ordinance Extension

Background:

Council continues to work on the comprehensive update of the City Alcohol Codes/Ordinances. In the meantime, the temporary measures placed in the City Alcohol Code related to the microbrewery industry will expire on December 30, 2016 unless extended. The attached Ordinances extend the temporary provisions for another 90 days to allow time for the Comprehensive Ordinance write up to be completed.

For additional information, please feel free to contact the City Manager's Office.

Documents:

[EXTENDED ALCOHOL ORDINANCE AMENDMENT.PDF](#)
[EXTENDED ALCOHOL AMENDMENT COMPARISON CHART.PDF](#)

4.V. Consideration And Action On A Service Agreement For Physio Control To Service Two LifePak 15 Monitors

Background:

The Fire Department is purchasing a Physio Control Service Agreement for the Lifepak 15 and Lifepak 12 that are used on our ALS engines. This agreement will ensure that both units operate correctly and will be properly maintained for the next two (2) years. These are budgeted items that will be paid from the Department's Repairs & Maintenance GL item. The cost of this service is **\$5,176.64** which is a discounted rate.

For any additional questions, please contact the City Manager's Office.

Documents:

[PHYSIO CONTROL CONTRACT.PDF](#)

4.VI. Consideration And Action On Resolution 2016-11 City Of Ethics

Background:

The City has received notice from the Georgia Municipal Association (GMA) that it is time to re-new the City's ethics Program. Staff has included the letter received by the City and has drafted the appropriate Resolution to re-new the Program.

Should you have any questions, please feel free to contact the City Manager's Office.

Documents:

[ETHICS RESOLUTION FOR GMA DEC. 2016.PDF](#)
[GMA CERTIFIED CITY OF ETHICS PROGRAM.PDF](#)

4.VII. Consideration And Action On Resolution 2016-12 2017 Legislative Policy

Background:

Last year staff proposed and the City Council accepted a basic legislative program for the City. Staff has developed a similar program for this year that follows the Georgia Municipal Association (GMA) policy guidelines. Specifics of this effort are outlined in the draft Council Resolution. One additional item that has been included is filing of a local bill to amend the City Charter removing the provisions related the local water and sewer authority since laws have changed significantly since it was formed and the body is no longer needed. This is also true due to the fact that the bonds initially financed for water and sewer were retired and paid off in 2014. Staff recommends approval per your request.

For additional information, please contact the City Manager's Office.

Documents:

[2017 PROPOSED LEGISLATIVE POLICY MEMO.PDF](#)
[2017 LEGISLATIVE POLICIES.PDF](#)
[RESOLUTION 2016-12 2017 LEGISLATIVE POLICY.PDF](#)

- 4.VIII. Consideration And Action To Waive Noncompetitive Bid Negotiations For The Emergency Repair Of The Moreland Way Storm Drain Pipe.

Background:

Several houses on Moreland Way have started to have sink holes and depressions in the back yards. These recent developments are due to the failure of a Corrugated Storm Drain Pipe that runs under storage buildings, under fences and next to the foundation of a couple of houses. The Corrugated Metal Pipe is in good shape on the top and sides, but the bottom is starting to rust out and causing the settlement and sinking in the yards. After careful consideration, we have chosen to rehab the pipe that is in place with a less invasive repair method to avoid open digging and possibly damaging personal property. The selected rehab method is a Spin Cast Spraying of a concrete liner into the current pipe, which is not a widely common repair method for most contractors. With the help of our engineers, staff was only able to secure 2 proposals for this repair. Failure to rehab the pipe now will cause further rusting and limit our chances of having anything structural to adhere to. The estimated cost of this repair is approx. \$61K if low bid is accepted. Staff recommends we proceed as soon as possible before further damages/issues occur.

For additional information, please feel free to contact the City Manager's Office.

- 4.IX. Consideration And Action To Approve Utility Asset Management Inc. In The Amount Of \$ 61,320 For The Emergency Repair Of The Moreland Way Storm Drain.

Background:

The Moreland Way Storm Drain has started to rust at the bottom of the pipe and cause sinkholes in the backyards of several houses. Staff briefed Council on this matter earlier this year. Due to the possible damage of personal property in this area from open digging, the City has decided to rehab the pipe in place with the Spin Cast Spraying of a concrete liner in the pipe. Staff was able to secure the low proposal of \$ 61,320 from UAM Inc. and the higher proposal was from RDJE Inc. at \$ 93,500. This repair will initially be expensed from the Repair and Maintenance Budget of the Water and Sewer Fund. Once the Stormwater Utility fund is more established funding will be available to reimburse the Water & Sewer fund.

Documents:

[GA16171_HAPEVILLE_MORELAND WAY.PDF](#)
[MORELAND WAY PIPE.PDF](#)

- 4.X. Consideration And Action On A Memorandum Of Understanding With Georgia Department Of Community Affairs For The Main Street Program And To Authorize The Mayor To Sign All Necessary Documents Pending Legal Review.

Background:

Over the past 35 years, the National Main Street Center has developed a Main Street America network of over 2,000 downtowns dedicated to catalyzing reinvestment and fostering pride of place. Hapeville's Main Street Program has been in place since 2003. As per the National Main

Street Center's requirements, all accredited Main Street cities must have a signed MOU in order to retain the DCA services and use of the official Main Street America™ name. Should the Mayor and Council approve this document, the Main Street Board Chair and Staff Program Manager will also be required to review and sign the document. While the majority of the 2017 MOU remains unchanged, one update now requires an additional sublicensing agreement for use of the new National Program logo and inclusion in a branding campaign.

Documents:

[MAIN STREET HAPEVILLE 2017 MOU.PDF](#)

- 4.XI. Consideration And Action On A National Main Street Sub-Licensing Agreement With Georgia Department Of Community Affairs For The Main Street Program And To Authorize The Mayor To Sign All Necessary Documents, Pending Legal Review. Consideration to enter into the National Main Street Center's sublicensing agreement between the Georgia Department of Community Affairs Office of Downtown Development and the City of Hapeville to utilize all wording, logos and branding associated with the Classic Main Street Program in 2017, pending legal review.

Background and Summary:

As per the National Main Street Center's 2017 requirements, all nationally accredited Main Street cities must have a current signed sublicensing agreement in order to retain the DCA services and use of the official Main Street America™ name. This will allow use of the new National Program "Main Street America" accreditation logo and the "National Main Street Center" words, logos and branding campaign.

Documents:

[MAIN STREET HAPEVILLE SUB LICENSE AGREEMENT 2017.PDF](#)

- 4.XII. Approval Of Minutes

- November 21, 2016
- November 16, 2016
- November 15, 2016
- November 3, 2016
- November 1, 2016
- October 4, 2016

5. City Manager Report

6. Executive Session (If Needed)

When Executive is Required one will be called for the following issues: 1) Litigation O.C.G.A. §50-14-2; 2) Real Estate O.C.G.A. §50-14-3(b)(1); or 3) Personnel O.C.G.A. §50-14-3(b)(2).

7. Adjourn

Public involvement and citizen engagement is welcome as Hapeville operates a very open, accessible and transparent government. We do however remind our attendees/residents that there are times allocated for public comments on the agenda. In order for council to conduct their necessary business at each meeting, we respectfully ask that side-bar conversations and comments be reserved for the appropriate time during the meeting. This will allow the City Council to conduct the business at hand and afford our meeting attendees ample time for comments at the appropriate time during the meeting.