

City of Hapeville Mayor and Council Session

700 Doug Davis Drive  
Hapeville, GA 30354

August 7, 2018 7:00 PM

**MINUTES**

1. Call to Order: Mayor Hallman called the meeting to order at 7:01PM at 700 Doug Davis Drive, Hapeville, GA 30354.
2. Roll Call  
Mayor Alan Hallman  
Alderman at Large Mike Rast  
Councilman at Large Travis Horsley  
Councilman Ward I Mark Adams  
Councilman Ward II Chloe Alexander
3. Welcome – Mayor Hallman welcomed everyone.
4. Pledge of Allegiance – Councilman Adams
5. Invocation – Ellen Surber-Simpson

**6. PRESENTATIONS:**

- 6.I Recognition of Julian Glantz for Receiving National All-American Volunteer of the Year Award from the National Exchange Club. Mayor Hallman recognized and congratulated Mr. Glantz for receiving the National All-American Volunteer of the Year Award; stating that Mr. Glantz is the first to come help if you need something.

**7. PUBLIC HEARING**

- 7.I. Consideration and Action to Re-Enact Noise Ordinance – 1<sup>st</sup> Reading  
Mayor Hallman opened a public hearing to hear comments from the public and staff which none were made. The reading stood as a first read.

**8. CONSENT AGENDA**

- 8.I Approval of Minutes – June 5, June 19, July 12, 17, 19
- 8.II Approval of Executive Session Minutes – June 5, June 19, July 12, 17, 19
- 8.III 2018 Engagement Letter from Mauldin & Jenkins
- 8.IV Consideration and Action on the Agreement with Georgia Council for the Arts in the Amount of \$7000 to go Towards the Public Art for the Pedestrian Bridge

**MOTION: Councilman Horsley made a motion to approve and request that staff get clarification on Mauldin and Jenkins (see work session minutes), Councilman Adams seconded. Motion carried 4-0.**

9. OLD BUSINESS – none

10. NEW BUSINESS

10.1 Consideration and Action to Amend the Fireworks Ordinance – 1<sup>st</sup> Reading  
Mayor Hallman stated that this would stand as the first reading.

10.II Tourism Product Development Advisory Committee Resolution – 1<sup>st</sup> Reading  
Councilman Alexander confirmed that the original resolution did not include a Main Street Board member. Since everyone was still in their corners, Mayor Hallman made the deciding call to go with five members which includes one Councilmember.

10.III Consideration and Action to Approve the Atlanta Regional Commission Invoice for Local Match in the Amount of \$4,248.14 for the Southern Fulton County CTP

**MOTION: Alderman Rast made a motion to approve payment of invoice, Councilman Horsley seconded. Motion carried 4-0.**

10.IV Consideration and Action to Approve the South Fulton Chamber of Commerce, Inc. Connect South Fulton Invoice in the Amount of \$7,100.00 for Regional Economic Development.  
Mayor Hallman said the Director will be here during the mid-month meeting to give a presentation.

**MOTION: Councilman Adams made a motion to table action on the South Fulton Chamber of Commerce, Inc. Connect South Fulton invoice until mid-month, Councilman Alexander seconded. Motion carried 4-0.**

10.V Consideration and Action to Approve the Corbett Group, LLC in the Amount of \$360,646.50 for Emergency Construction Work on Water Lines and Sewers and Authorize Mayor Hallman to Sign All Necessary Documents.  
Mayor Hallman said as an F.Y.I. this was not an actual project, it was a mock pricing bid we put out. It was designed to get a barometer of pricing. Councilman Horsley asked does the price list stay constant for three years, and does this money sit aside in a holding account? City Manager, Tim Young said there is a repair line incorporated in the budget for \$500,000 for repairs and normally we don't expend this amount.

**MOTION: Councilman Horsley made a motion to approve, Councilman Adams seconded.**  
**Discussion – Alderman Rast asked the Community Services Director, Lee Sudduth was history for several years taken into account when arriving at the \$500,000 figure? Mr. Sudduth said that it depends on how deep it is, if its really deep it'll be costlier. Alderman Rast asked if we**

were to go over this amount during the fiscal year, would we go into negotiation? Mr. Sudduth said we've never gone over the amount. Mayor Hallman said that there could always be a catastrophic emergency.

Councilman Horsley asked are they voting on the price list or the funds? Mr. Young confirmed, just the price list. Mr. Sudduth added in order to bid something out, it could take a month and a half and when you have sewage coming out, you have to go ahead and fix it. This enables his department to get the pricing upfront and then just go ahead with the repairs. Councilman Adams asked so it is unlikely to receive a change order? Mr. Sudduth said they wouldn't spend the money unless it is totally necessary.

Councilman Alexander asked more about the bidding process. Mr. Sudduth said the new law requires that we put it out on state bidding and he doesn't know why only two vendors showed up. Motion carried 4-0.

#### 10.VI. Discussion Initiated by Councilman Horsley on Transient Merchant / Food Truck Policy

Councilman Horsley thinks general liability should be enough. He also added if a transient vendor co-locates a food truck on the premises of an existing business that has a business license, the food truck can opt for 6 months with a fee of \$250 or \$300. However, he does not want it to be a permanent establishment, so half of a year (26 weeks). If located on a lot without collaborating with a business owner, can do three months (12-13 times). He also recommended changing the hours the transient merchant is not allowed to sell to 10PM-9AM.

Councilman Alexander questioned the conflict in the draft ordinance concerning the 90-day issuance. How does it work when reapplying for a permit and what is the rule for a transient vendor being in the public right of way? Attorney Serena Nowell said a food truck vendor cannot be in the right of way with the exception of an ice cream truck.

Councilman Alexander asked is there a way to create a tiered permit with reduced pricing for a brick and mortar business that would allow for a special event in their parking lot? Could people renting the park be allowed to have a food truck in the adjacent parking lot. Is it a way to allow food truck vendors to have a lower costing permit when collaborating with someone that rents the park? Is there a waiting period for the transient vendor permit? Mr. Young said if all requirements are met, the permit can be issued the next day. Also, Councilman Alexander asked could we provide permit information on the City's website, so people would be informed? Mr. Young said that staff is working on building a user-friendly website.

Councilman Adams asked if a food truck does not have general liability insurance, can the brick and mortar business cover the food truck under a COI? Attorney Serena Nowell said can require the food truck to have some form of insurance or have the business cover the food truck's insurance.

Mayor Hallman said he didn't know if this is ready for a first reading, maybe a draft version. He said he would look around at other cities to see what they are doing. Councilman Alexander asked could they get a draft prior to the actual ordinance.

10.VII. Discussion Initiated by Councilman Horsley on Street Sign Inventory and Replacement

Councilman Horsley mentioned signs being bent over due to Hurricane Maria. He also said we need to understand how many signs we have on each street, and this would help from an enforceability stand point. A general compliance with laws as it relates to height and if there are vendors out there that can be achieved at a better price with a better quality, his preference would be to go with them.

Councilman Adams commended the Citizens Traffic Committee. They brought it to Council's attention about the missing signs.

11. City Manager Report - Mr. Young mentioned the National Night Out scheduled for Friday. He also mentioned the Coffee and Chrome event scheduled for the upcoming Saturday.

12. Public Comments:  
Charlotte Rentz  
Julian Glantz

13. Mayor and Council Comments:  
Councilman Alexander asked if we could get in touch with Fulton County about lighting the black hole by the ballfield? Also, asked can we come up with stipulations for non-residents that would like to rent the parks?

Alderman Rast had no comments.

Councilman Adams said Dogwood and King Arnold looks good; and thanked Chief Glavosek for having a bicycle police available. He also mentioned the low hanging power box on Dogwood.

Councilman Horsley said he received a solicited email update from Floc Safety. He mentioned that the future CDBG money can be used for an amphitheater near Master Park and baseball fields. He asked when are the Aerotropolis CID Greenway comments due? He also mentioned that a big truck parked near Virginia Avenue, may need to get Code Enforcement to check on.

14. **Executive Session –**

**MOTION: Councilman Adams made a motion at 8:01PM to go into executive session to discuss real estate and personnel, Councilman Horsley seconded. Motion carried 4-0.**

**MOTION: Councilman Adams made a motion to go into recess, Councilman Horsley seconded. Motion carried 4-0.**

**MOTION: Councilman Adams made a motion to go into executive session, Councilman Alexander seconded. Motion carried 4-0.**

**No action taken.**

**MOTION: Councilman Horsley made a motion to reconvene into open meeting, Councilman Alexander seconded. Motion carried 4-0.**

15. Consideration and Action on Legal Services –

**MOTION: Councilman Horsley made a motion to appoint Smith, Welch, Webb and White, Councilman Alexander seconded. Motion carried 3-1 with Alderman Rast opposed.**

16. Adjourn –

**MOTION: Councilman Adams made a motion to adjourn at 8:23PM, Councilman Alexander seconded. Motion carried 4-0.**

Respectfully submitted,

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Alan Hallman, Mayor

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Crystal Griggs-Epps, City Clerk