

Mayor and Council Work Session

700 Doug Davis Drive
Hapeville, GA 30354

August 20, 2019 6:00PM

Agenda

1. Call To Order
2. Roll Call
 - Mayor Alan Hallman
 - Alderman Mike Rast
 - Councilman at Large Travis Horsley
 - Councilman Ward I Mark Adams
 - Councilman Ward II Chloe Alexander
3. Welcome
4. Presentations
 - 4.I. Outstanding Georgia Citizen Award Presented To Dr. Pizza By Senator Donzella James
Background:

Senator Donazella James will present Dr. Pizza of Pizza Clinic of Chiropractic with the Outstanding Georgia Citizen Award on Tuesday evening.
 - 4.II. Southern Fulton Comprehensive Transportation Plan Presentation By Inga Kennedy
Background:

Ms. Kennedy will give an update on the Southern Fulton Comprehensive Transportation Plan and go over the upcoming engagements, vision, goals and prioritization of the plan.

Documents:

[SFCTP STATUS PRESENTATION.PDF](#)
 - 4.III. Mobile App And Administrative Web-Based Portal Presentation By Ron Freeman
Background:

Ron Freeman of ITsimple will demonstrate a user-friendly, community engaging mobile city app and administrative web-based portal on Tuesday evening.

Documents:

[WORK SESSION PREP HAPEVILLE GA- AUG19.PDF](#)
[IMT-FLYER-DIGITAL.PDF](#)
[COMPANY PROFILE DIGITAL.PDF](#)
 - 4.IV. Recognition Of Carolyn Meier's Retirement
Background:

Carolyn Meier is retiring from the City of Hapeville after 25 years of dedicated service. Her last day of employment will be August 30. Mayor and Council will recognize her during the Council meeting.

5. Public Hearing

5.I. Consideration Of A Special Exception At 876 Virginia Avenue - Drive Through Background:

Philip Jones requests approval of a special exception to authorize the use of an existing drive-through at 876 Virginia Avenue, Parcel Identification number 14 009800010698. The property is zoned U-V, Urban Village and is 0.43 acres.

The Planning Commission considered this item on August 13, 2019 and recommends the Mayor and Council grant the special exception subject to the following conditions:

1. The special exception for the drive-through will remain with Smoothie King and is not transferable.
2. A right turn only sign is placed at the Virginia Avenue exit.
3. The applicant consults with City Staff to determine a long-lasting material to enhance the pedestrian walkway onto Virginia Avenue.

Staff supports their recommendation.

Staff Comment

Applicant Comment

Public Comment

Documents:

[PLANNERS REPORT 876 VIRGINIA AVE SPECIAL EXCEPTION RESUBMITTAL.PDF](#)
[LEGAL ADV. - 876 VIRGINIA AVENUE, SPECIAL EXCEPTION 8-20-2019.PDF](#)
[APPLICATION - 876 VIRGINIA AVENUE, SPECIAL EXCEPTION_REDACTED.PDF](#)
[SUMMARY MINUTES - 8-13-2019.PDF](#)

5.II. Consideration On Text Amendment On Setback Definition - 1st Reading Background:

Consideration of a text amendment to Chapter 93 (Zoning), Article 1 (Title, definitions, and application of regulations), Section 93-1-2 (Definitions) to change the definition of setback.

The Planning Commission considered this item on August 13, 2019 and recommended the Mayor and Council approve the text amendment as presented.

Staff Comment

Applicant Comment

Public Comment

Documents:

[ORDINANCE - TEXT AMENDMENT SETBACK DEFINITION \(02269964XA0B3B\).PDF](#)
[PLANNERS REPORT TEXT AMENDMENT SETBACK DEFINITION.PDF](#)
[LEGAL ADV. - SETBACK ORDINANCE, 8-20-2019.PDF](#)
[SUMMARY MINUTES - 8-13-2019.PDF](#)

5.III. Consideration On Text Amendment On Waiting Period For Rezoning - 1st Reading

Background:

Consideration of a text amendment to Chapter 93 (Zoning), Article 25 (Amendments), Section 93-25-9 (Reconsideration of Defeated Actions) to require a six-month waiting period for reconsideration of defeated rezoning proposals.

The Planning Commission considered this item on August 13, 2019 and recommended the Mayor and Council approve the text amendment as presented.

Staff Comment
Applicant Comment
Public Comment

Documents:

[ORDINANCE - TEXT AMENDMENT WAITING PERIOD FOR REZONING \(02269966XA0B3B\).PDF](#)
[PLANNERS REPORT TEXT AMENDMENT APPLICATION LIMITS.PDF](#)
[LEGAL ADV. - RECONSIDERATION OF DEFEATED ACTIONS, 8-20-2019.PDF](#)
[SUMMARY MINUTES - 8-13-2019.PDF](#)

5.IV. Consideration On Text Amendment On Home Occupation Definition - 1st Reading

Background:

Consideration of a text amendment to Chapter 93 (Zoning), Article 1 (Title, Definitions, and application of regulations), Section 93-1-3 to change the definition of home occupation.

The Planning Commission considered this item on August 13, 2019 and recommended the Mayor and Council approve the text amendment as presented.

Staff Comment
Applicant Comment
Public Comment

Documents:

[ORDINANCE - TEXT AMENDMENT HOME OCCUPATION DEFINITION \(02269904XA0B3B\).PDF](#)
[PLANNERS REPORT TEXT AMENDMENT HOME OCCUPATION DEFINITION.PDF](#)
[LEGAL ADV. - HOME OCCUPATION ORDINANCE, 8-20-2019.PDF](#)
[SUMMARY MINUTES - 8-13-2019.PDF](#)

5.V. Consideration On Text Amendment On A-D (Arts District Overlay) For Drive-Through - 1st Reading

Background:

Consideration of a text amendment to Chapter 93 (Zoning), Article 28. A-D Zone (Arts District Overlay), Section 93-28-8 (Prohibited uses) to the change the prohibited uses.

The Planning Commission considered this item on August 13, 2019 and recommended the Mayor and Council approve the text amendment with a recommendation to add credit unions to the language. Staff supported their recommendation.

Staff Comment
Applicant Comment
Public Comment

Documents:

[ORDINANCE - TEXT AMENDMENT DRIVE-THROUGHS.PDF](#)
[PLANNERS REPORT TEXT AMENDMENT BANK DRIVE-THRU A-D.PDF](#)
[REGIONS BANK - REQUEST LETTER.PDF](#)
[LEGAL ADV. - ARTS OVERLAY DISTRICT, 8-20-2019.PDF](#)
[SUMMARY MINUTES - 8-13-2019.PDF](#)

6. Questions 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.

7. Consent Agenda

7.I. Consideration And Action On Proclamation Recognizing National Payroll Week For Hapeville, GA

Background:

Attached for consideration and action is a proclamation recognizing the first week in September as National Payroll Week for Hapeville, GA.

Documents:

[NATIONAL PAYROLL WEEK PROCLAMATION.PDF](#)

7.II. Consideration And Action On Resolution For A 12-Month Moratorium On Shareable Mobility Devices (Scooters)

Background:

The consensus of Mayor and Council at the June 18 Work Session was to place a 12-month moratorium on scooters to allow Council time to create policy to ensure safety and to see what is done at state level. Attached for consideration and action is a resolution.

Documents:

[SCOOTER MORATORIUM RESOLUTION.PDF](#)

7.III. Consideration And Action On Proposal From Artist YoYo Ferro For Mural On Interior Wall Of The Performing Arts Center At 597 N Central Avenue; Not To Exceed \$7500

Background:

The Tourism Product Development Committee was presented with a proposal from artist YoYo Ferro for the painting of a mural on an interior wall in the lobby of the Performing Arts Center currently under construction at 597 North Central Avenue. The cost of the painting is \$20 per square foot with an estimated cost not to exceed \$7,500. As part of a performing arts center, this project is eligible for funding from the Tourism Product Development portion of the Hotel/Motel Tax.

Documents:

7.IV. Consideration And Action On Optotraffic Agreement And To Authorize The Mayor To Sign All Necessary Documents

Background:

On June 4, Mayor and Council approved the attached amendment that creates a section titled "Automated Traffic Enforcement Safety Device" in the "Traffic and Motor Vehicles" ordinance. The consensus of Mayor and Council was to proceed with Optotraffic. Attached for consideration and action is the Optotraffic agreement.

Documents:

[ORD. 2019-12.PDF](#)

[OPTOTRAFFIC AGREEMENT 08-07-2019.PDF](#)

7.V. Consideration And Action On 2020 Legislative Agenda

Background:

During the June 18 Work Session, a discussion on the process of preparing and sending the legislative agenda to the legislative delegation occurred. Legal has drafted the attached documents for Council's consideration and to initiate the process.

Documents:

[PROPOSED LEGISLATIVE AGENDA.PDF](#)

[CITY OF HAPEVILLE PUBLIC FACILITIES AUTHORITY - DRAFT.PDF](#)

7.VI. Consideration And Action On Resolution Separating Clean And Beautiful From The City

Background:

At the June 2 Council Session, legal was instructed to draft a resolution to separate the Clean and Beautiful Commission from the City. Attached for Council's consideration and action is the resolution.

Documents:

[RESOLUTION - HAPEVILLE CLEAN BEAUTIFUL \(02285076XA0B3B\).PDF](#)

8. Old Business

8.I. Consideration On Ordinance To Amend Residential Driveway Requirement - 2nd Reading

Background:

On June 4, Council voted to extend the gravel moratorium until October 31, 2019. Attached for consideration and action is a permanent ordinance clarifying the regulations regarding the surface and maintenance of residential driveways.

Documents:

[ORDINANCE TO AMEND RESIDENTIAL DRIVEWAY REQUIREMENT.PDF](#)

9. New Business

9.I. Consideration On Text Amendment On DRC Board Attendance Requirement - 1st Reading

Background:

Consideration of a text amendment to amend Chapter 81 (Architectural Design Standards), Section 81-1-4 (Design Review Committee) for the purpose of updating the procedures for the Design Review Committee.

Documents:

[ORDINANCE - TEXT AMENDMENT DRC BOARD ATTENDANCE REQUIREMENT .PDF](#)
[PLANNERS REPORT TEXT AMENDMENT BOARD ATTENDANCE.PDF](#)

9.II. Consideration On Text Amendment On Board Procedures - 1st Reading

Background:

Consideration of a text amendment to amend Chapter 87 (Planning), Article 2 (Planning Commission) and Article 3 (Board of Zoning Appeals) for the purpose of updating the procedures for Planning Commission and Board of Zoning Appeals.

Documents:

[ORDINANCE - TEXT AMENDMENT BOARD APPOINTMENTS .PDF](#)
[PLANNERS REPORT TEXT AMENDMENT BOARD ATTENDANCE.PDF](#)

9.III. Discussion Initiated By Councilman Alexander On Sign Ordinance

Background:

Councilman Alexander will initiate a discussion on the current sign ordinance and the enforcing of the ordinance.

9.IV. Discussion Initiated By Councilman Alexander On Next Steps With Food Well Alliance In Hapeville

Background:

In February of 2019, The City of Hapeville hosted a Local Food Forum in cooperation with the Food Well Alliance and the Atlanta Regional Commission. Food Forums were also hosted in the cities of Alpharetta, Clarkston, Lawrenceville, Lovejoy, Pine Lake, and East Point. While Hapeville was a strong contender, the City of East Point was selected as the Food Well Alliance pilot city to develop a City Agriculture Plan. As a valued participant, the City of Hapeville will receive support from Food Well Alliance to catalyze their own urban agriculture initiatives and would like to receive input from local stakeholders to develop local food initiatives.

9.V. Discussion Initiated By Lee Sudduth On Commercial Dumpster Service

Background:

With our current exclusive commercial solid waste contract expiring in October of this year, we are looking at implementing a non exclusive model for commercial dumpster services. Our current model requires businesses to use one exclusive solid waste hauler, rather than having a choice of several different waste haulers. The non exclusive model would allow several different waste haulers to register with the City on an annual basis and sign non-exclusive agreements with terms no longer than one-calendar year. If solid waste haulers fail to register with the City upon notification or fail to abide by operational rules and regulations, their agreement would not be renewed the following year.

Currently, the City has to intervene between the solid waste hauler and the business if a disagreement arises. The new model would allow businesses to choose the hauler that best meets their individual solid waste needs, should afford more tailored service,

and allows market competition. After receiving several requests from businesses to choose their solid waste hauler, staff is seeking direction from council on switching to the non exclusive agreement.

10. City Manager Report

11. Public Comments

Members of the public wishing to speak shall sign in with the City Clerk prior to the start of the meeting. Time limitations for Registered Comments are three (3) minutes per person. The total Registered Comment session shall not last more than fifteen (15) minutes unless extended by Council. Each member of the public, who fails to sign up with the City Clerk prior to the start of the meeting, wishing to address Mayor and Council shall have a total of two (2) minutes. The entire general comment session for Unregistered Comments shall not last more than ten (10) minutes unless extended by Council.

12. Executive Session

When Executive Session 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).

13. 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.