

Called Meeting, City of Harlem, Georgia
Harlem City Hall
September 9, 2016

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The City Council of the City of Harlem, Georgia met for a Called meeting on Friday, September 9, 2016 at 6:30 p.m. at City Hall with Mayor Robert W. Culpepper presiding.

Present: COUNCIL: Mayor Robert W. Culpepper, Mayor Pro tem John Thigpen (via phone), Councilmember Daniel Bellavance, Councilmember Jennifer Bennett and Councilmember Gregg Stokes; COUNCIL STAFF: City Manager Jason M. Rizner, City Clerk Debra E. Moore and City Attorney Barry Fleming.

PURPOSE: Executive Session

The meeting was called to order by Mayor Culpepper at 6:30 p.m.

The Invocation was given by City Attorney Fleming.

The Pledge of Allegiance was led by Mayor Culpepper.

Executive Session: Councilmember Stokes made the motion to go into Executive Session; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett and Stokes voting in the affirmative. Note: Mayor Pro tem Thigpen was in attendance via phone but did not participate in the vote. Council adjourned to Executive Session at 6:31 p.m.

Councilmember Bellavance made the motion to come out of Executive Session and to reconvene the Called meeting; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, and Stokes voting in the affirmative. See note above. Executive Session closed at 7:15 p.m. and the Called meeting reconvened.

City Attorney Fleming reported that one Real Estate and one Personnel issue was discussed and that no final action was taken.

Councilmember Stokes made the motion to authorize the Mayor to sign the Affidavit acknowledging this report; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett and Stokes voting in the affirmative. See note above.

As there was no further business, Councilmember Stokes made the motion to adjourn the meeting; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett and Stokes voting in the affirmative. See note above. The meeting closed at 7:16 p.m.

Respectfully submitted,

Debra E. Moore
City Clerk

Present: COUNCIL: Mayor Robert W. Culpepper, Mayor Pro tem John Thigpen, Councilmember Daniel Bellavance, Councilmember Jennifer Bennett and Councilmember Gregg Stokes; COUNCIL STAFF: City Manager Jason M. Rizner, City Clerk Debra E. Moore and City Attorney Barry Fleming; CITY STAFF: Fire Chief Tripp Lonergan, Community Development Director David Jenkins, Public Works Director Robert Fields and Police Chief Chuck Meadows.

The Work Session was called to order by Mayor Culpepper at 6:30 p.m.

The Invocation was given by City Attorney Fleming.

The Pledge of Allegiance was led by Mayor Culpepper.

UNFINISHED BUSINESS:

Other: There was none at this time.

NEW BUSINESS:

Ordinances – First Reading:

- **Amend Public Nuisance:** Our current Code of Ordinances has two Nuisance Ordinances. The first is located in Chapter 94 Nuisances that is within the General Regulations; the second in the Chapter 152 Planning and Zoning Code, specifically paragraphs §152.125 – §152.128. Chapter 94 Nuisances will be amended to include all nuisances and Chapter 152 Planning and Zoning Code will be amended to remove and repeal Code sections §152.125, §152.126, §152.127, §152.128, and §152.129.
- **Annexations:** The following residents have requested annexation into the City limits of Harlem. The requests have been reviewed by Staff and are being recommended for approval. The Ordinance is for the annexation of the following properties:
 - Owner: Cecelia Jones Clark; Location: 6481 Campbell's Way; Map & Parcel: 031 203; Zoning: R-1A; Acreage: 0.88
 - Owner: James R. & Leslie Ann Dillard; Location: 837 Appling Harlem Road; Map & Parcel: 031A 041; Zoning: R-1A; Acreage: .075
 - Owner: Jarthur Harris; Location: Highway 47/Appling Harlem Road; Map & Parcel: 031A 040; Acreage: 3.84
 - Owner: Alvin K. Harris; Location: 849 Appling Harlem Road; Map & Parcel: 031A 040A; Acreage: 1.35

Urban Redevelopment Agency Appointments: Mayor Culpepper reported that he had received the resignation of Sheri Murphy from the Board and Ryan Murphy, who was just appointed, has never shown up. He will nominate and recommend for approval Alison Couch and Bryan Evans for the two vacant positions on the URA.

Proclamation – Red Ribbon Week: The Proclamation recognizes October 23 – 31, 2016 as Red Ribbon Week in Harlem. Red Ribbon Week is a show of commitment to a drug free lifestyle and environment.

NEW BUSINESS (cont'd):

Other: Ordinance – First Reading: Caterer’s Alcohol License: Chapter 114: Malt Beverages and Wine, Code Section §114.066 Temporary Permit for Nonprofit Civic Organizations Requirements will be repealed in its’ entirety. It will be replaced with Code Section §114.066 – Off-Premises Consumption of Malt Beverages, Wine and Distilled Spirits for Catered Functions; Temporary Permit for Nonprofit Civic Organization Requirements. This will allow for certain situations whereby off-site catering including the serving of alcohol would be permitted following the issuance of an alcohol catering permit. For purposes of this section, the term “catered function” shall include a function held inside a publicly or privately owned building or structure or a function held outside such a building or structure that is located within the City where food and/or alcohol is served. The ordinance provides for resident caterers and non-resident caterers, the requirements for a caterers license, the hours of service, and the requirement of complying with state statutes, provision of a registered agent for non-resident caterers, application procedures, appeal procedures in the event of denial, and the provision for temporary permits for Nonprofit Civic Organizations. There will be a Called Meeting at a later date for the 2nd Reading.

Other: Executive Session: Mayor Pro tem Thigpen made the motion to go into Executive Session; 2nd by Councilman Bellavance. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. Council adjourned to Executive Session at 6:52 p.m.; Executive Session opened at 6:53 p.m.

Mayor Pro tem Thigpen made the motion to come out of Executive Session; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative. Executive Session closed at 7:00 p.m.

City Attorney Fleming reported that one Legal matter and one Personnel matter was discussed and no final action was taken.

Councilmember Stokes made the motion authorizing the Mayor to sign the Affidavit acknowledging this report; 2nd by Councilmember Bennett. Motion carried with Councilmember Bellavance, Bennett, Stokes and Thigpen in the affirmative.

As there were no further items for discussion, Mayor Pro tem Thigpen made the motion to adjourn the Work Session and to go directly into the Regular meeting; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative. The Work Session closed at 7:01 p.m.

Respectfully submitted,

Debra E. Moore
City Clerk

The City Council of the City of Harlem, Georgia met for their Regular meeting on Monday, September 26, 2016 at the Public Safety Building following the Work Session that was held at 6:30 p.m. with Mayor Robert W. Culpepper presiding.

Present: COUNCIL: Mayor Robert W. Culpepper, Mayor Pro tem John Thigpen, Councilmember Daniel Bellavance, Councilmember Jennifer Bennett and Councilmember Gregg Stokes; COUNCIL STAFF: City Manager Jason M. Rizner, City Clerk Debra E. Moore and City Attorney Barry Fleming; CITY STAFF: Fire Chief Tripp Lonergan, Community Development Director David Jenkins, Public Works Director Robert Fields and Police Chief Chuck Meadows.

The meeting was called to order by Mayor Culpepper at 7:01 p.m.

Approve the Agenda: Mayor Pro tem Thigpen made the motion to approve the Agenda as written; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Approval of the Minutes: Councilmember Stokes made the motion to approve as written the minutes for the month of August 2016 to include the August 3 Called Meeting and Executive Session, the August 22 Regular Meeting, and the August 26 Council Quarterly Meeting; 2nd by Councilmember Bellavance. Motion carried with Councilmembers Bellavance, Bennett, Stokes, and Thigpen voting in the affirmative.

Public Comment: Ethan Jefferies, 432 Leitner Mill Road: Eagle Scout Project: Mr. Jefferies would like to do some work at the Sadie Rolland Park and came to Council for approval. The City does not own the park but does know who does and will get the contact information for him. The park is owned by New Holt. Mayor Culpepper also spoke to him about the area the City owns at E. Boundary Street and Harlem-Grovetown Road and the possibilities for a park there. Mayor Culpepper will contact him.

UNFINISHED BUSINESS:

Other: There was none at this time.

NEW BUSINESS:

Ordinances – First Reading:

- **Amend Public Nuisance:** Our current Code of Ordinances has two Nuisance Ordinances. The first is located in Chapter 94 Nuisances that is within the General Regulations; the second in the Chapter 152 Planning and Zoning Code, specifically paragraphs §152.125 – §152.128. Chapter 94 Nuisances will be amended to include all nuisances and Chapter 152 Planning and Zoning Code will be amended to remove and repeal Code sections §152.125, §152.126, §152.127, §152.128, and §152.129. Mayor Pro tem Thigpen made the motion to approve the 1st Reading of the Ordinance to amend Chapter 94 Nuisances and Chapter 152 Planning and Zoning Code; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative.

NEW BUSINESS (cont'd):

Ordinances – First Reading:

- **Annexations:** The following residents have requested annexation into the City limits of Harlem. The requests have been reviewed by Staff and are being recommended for approval. The Ordinance is for the annexation of the following properties:
 - Owner: Cecelia Jones Clark; Location: 6481 Campbell's Way; Map & Parcel: 031 203; Zoning: R-1A; Acreage: 0.88
 - Owner: James R. & Leslie Ann Dillard; Location: 837 Appling Harlem Road; Map & Parcel: 031A 041; Zoning: R-1A; Acreage: .075
 - Owner: Jarthur Harris; Location: Highway 47/Appling Harlem Road; Map & Parcel: 031A 040; Acreage: 3.84
 - Owner: Alvin K. Harris; Location: 849 Appling Harlem Road; Map & Parcel: 031A 040A; Acreage: 1.35

Mayor Pro tem Thigpen made the motion to approve the 1st Reading of the annexation ordinance; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Urban Redevelopment Agency Appointments: Mayor Culpepper put forth the nominations of Alison Couch and Bryan Evans for the vacant positions on the URA Board. Councilmember Stokes made the motion to approve the nominations and appoint Alison Couch and Bryan Evans to the URA Board; 2nd by Councilmember Bellavance. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative.

Proclamation – Red Ribbon Week: Mayor Pro tem Thigpen made the motion to approve the Proclamation recognizing October 23 – 31, 2016 as Red Ribbon Week in the City of Harlem and the authorization of the Mayor's signature; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative.

Other: Ordinance-First Reading:

- **Caterer's Alcohol License:** Councilmember Bennett made the motion to approve the 1st Reading of the ordinance amending Chapter 114 Malt Beverages and Wine Code Section §114.066 Temporary Permit for Nonprofit Civic Organizations Requirements; 2nd by Councilmember Stokes. Discussion: The amendment repeals §114.06 in its entirety and replaces it with "Off-Premises Consumption of Malt Beverages, Wine and Distilled Spirits for Catered Functions; Temporary Permit for Nonprofit Civic Organization Requirements". This will allow for certain situations whereby off-site catering including the serving of alcohol would be permitted following the issuance of an alcohol catering permit. The ordinance provides for resident caterers and non-resident caterers, the requirements for a caterers license, the hours of service, and the requirement of complying with state statutes, provision of a registered agent for non-resident caterers, application procedures, appeal procedures in the event of denial, and the provision for temporary permits for Nonprofit Civic Organizations. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

NEW BUSINESS (cont'd):

Departments: The following departments gave reports for the month of August 2016:

Public Works Department	Robert Fields, Public Works Director
Police Department	Chuck Meadows, Police Chief
Fire Department	Tripp Lonergan, Fire Chief
Community Development	David Jenkins, Community Development Director
Administrative Department	Jason Rizner, City Manager

Announcements:

October 1	Oliver Hardy Festival
October 4	Planning Commission Meeting; 6:00 p.m.; Public Safety Building
October 10	City Offices Closed – Columbus Day
October 12	Urban Redevelopment Agency Board Meeting; 9:30 a.m.; City Hall
October 24	Work Session/Council Meeting; 6:30 p.m.; Public Safety Building
October 27	HPC Meeting; 6:30 p.m.; Public Safety Building

Executive Session: Mayor Pro tem Thigpen made the motion to go into Executive Session; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. The Regular session closed at 7:36 p.m.; Executive Session opened at 7:45 p.m.

Mayor Pro tem Thigpen made the motion to come out of Executive Session; 2nd by Councilmember Bellavance. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. Executive Session closed at 9:40 p.m.

City Attorney Fleming reported that there were four personnel and one real estate matter discussed and that no final action was taken.

Mayor Pro tem Thigpen made the motion to authorize the Mayor to sign the Affidavit acknowledging this report; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen in the affirmative.

Items from Executive Session - Personnel: Mayor Pro tem Thigpen made the motion to allow the Mayor to hire Carter Crawford or Joseph Mosely as Interim Manager after speaking with Carter Crawford; 2nd by Councilmember Stokes. Discussion: Council discussed the salary range for the position. The range will be from \$57,600.00 to \$70,000.00. If Mr. Mosely is hired, he will be considered as an employee and will receive benefits as an employee. Mr. Carter has a consulting firm and would be paid by contract as a consultant. No vote was taken on this motion.

Mayor Pro tem Thigpen made the motion to give the Mayor the power to hire Carter Crawford or Joseph Mosely as Interim Manager at a salary range of \$57,600.00 to \$70,000.00; 2nd by Councilmember Bellavance. Discussion: Mayor Culpepper will have a discussion with Carter Crawford first to see where he stands on his recommendation of Mr. Mosely. Mayor Culpepper will report back to Council before a

NEW BUSINESS (cont'd):

Items from Executive Session - Personnel (cont'd): decision is made. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

As there was no further business before Council, Councilmember Bellavance made the motion to adjourn the meeting; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. The meeting adjourned at 9:49 p.m.

Respectfully submitted,

Debra E. Moore
City Clerk