

Present: COUNCIL: Mayor Robert W. Culpepper, Mayor Pro tem John Thigpen, Councilmember Jennifer Bennett and Councilmember Gregg Stokes; STAFF: City Manager Brett Cook, City Clerk Debra E. Moore and City Attorney Barry Fleming; ABSENT: Councilmember Daniel Bellavance.

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.

UNFINISHED BUSINESS:

Ordinance:

- **Ordinance No. 1703 – To Create a New Temporary Permit and to Modify requirements for Outdoor Dining:** The Ordinance amends Code Section §114.053 Open Area and Patio Sales and Code Section §114.054 as to the following:
 - §114.053 Section (B) is amended to read: To obtain such approval, plans for the proposed patio/open area shall be submitted with the application for an alcohol license or separately for existing licensees and shall include detailed explanations concerning the boundaries of the proposed patio/open area, any enclosed structures to be utilized, and measures to be taken to avoid consumption off of the premises. The purpose of this requirement is to prevent a customer from leaving the outside sales area with an open drink container without the licensee’s knowledge.
 - §114.053 Section (C) is deleted in its entirety.
 - §114.053 Section (E) is amended to read on the first sentence: If a licensee desires a patio/open sales area inside or adjacent to an existing structure, plans will be reviewed and approved on an individual basis by the Council.
 - §114.053 Section (G) is added to read: If the consumption dealer seeks a temporary permit for outdoor use that is not an entitlement consistent with the requirements above, the following rules shall apply. No more than 2 events per year shall be eligible for this temporary permit and each event shall last no longer than 2 consecutive days. The regulations of enclosure and patios can be lifted if the applicant meets with the City Manager and demonstrates other means of regulating ingress/egress. The temporary permit can be authorized by the City Manager.
 - §114.053 Section (H) is added to read: Licensees that have alcohol sales of less than 50% of their total gross sales shall be eligible for an outdoor dining consumption license. The licensee shall be issued by the City Manager. The applicant shall meet with the City Manager and discuss the application and accommodate any reasonable requirements the City has.
 - §114.054 Section (A) is amended to include the wordage “or has a temporary permit from the City Manager” after “in accordance with §114.054”.

Note: After reviewing the ordinance again, there were some slight changes made from the 1st Reading. This will be the 2nd Reading of the ordinance.

UNFINISHED BUSINESS (cont'd):

Other: There was nothing at this time.

NEW BUSINESS:

Ordinances:

- **Ordinance No 1704 – To Amend the Date and Time of the Work Session and Regular Council Meeting:** This will be the 1st Reading of Ordinance 1704 that is amending the date and time of the Regular Public Meetings of the City Council of the City of Harlem. The Work Session will be moved to the 3rd Thursday of the month; and the Regular meeting will be held on the 4th Monday of the month. The time will be changed to 7:00 p.m.
- **Ordinance No 1705 – To Amend Chapter 130 – Offenses and Miscellaneous Provisions:** This is an Ordinance to amend Chapter 130 General Offenses by deleting it in its entirety and replacing it with the following Title, Articles and Subsections:
 - Chapter 130 – Offenses and Miscellaneous Provisions
 - Article I – In General
 - 130-01 – Discharging Firearms
 - 130-02 – Report of Treatment of Wounds
 - 130-03 – Prohibited Weapons
 - 130-04 – Rider-Propelled Vehicles
 - 130-05 – Drinking in Public
 - 130-06 – Public Intoxication
 - 130-07 – Palmistry
 - 130-08 – Soliciting
 - 130-09 – Curfew Established
 - 130-10 – Possession of Marijuana
 - 130-11 – Shoplifting
 - 130-12 – False Name and Date of Birth
 - 130-13 – Obstruction
 - 130-14 – Posting Signs on Poles without Consent
 - Article II – Disorderly Conduct
 - 130-15 – Definitions
 - 130-16 – Possessing, Consuming, Alcoholic Beverages at Unlicensed Premises
 - 130-17 – Noisy, Unruly Conduct
 - 130-18 – Assistance to Law Enforcement Officers
 - 130-19 – Interference with Summoning of Police Assistance
 - 130-20 – Urination, Defecation in Public
 - 130-21 – Disrupting Assemblies
 - 130-22 – Threatening Others
 - 130-23 – Fighting Words
 - 130-24 – Use of Vulgar, Profane Language
 - 130-25 – Public Obscenity
 - 130-26 – Entering Private Recreational Facilities
 - 130-27 – Crossing Police Barricades

NEW BUSINESS (cont'd):

Ordinances (cont'd):

- **Ordinance 1705 – To Amend Chapter 130 Offenses and Miscellaneous Provisions (cont'd):**
 - 130-28 – Refusal to Disperse
 - 130-29 – Poolrooms; Minors Prohibited
 - Article III – Loitering
 - 130-30 – In Public Places
 - 130-31 – Halting or Impending Flow of Traffic
 - 130-32 – Drug Related Activities
 - 130-33 – Loitering and Prowling
 - 130-34 – Engaging in the Solicitation of Sex Acts
 - Article IV – Graffiti and Related Vandalism
 - 130-35 – Purpose and Intent
 - 130-36 – Definitions
 - 130-37 – Interpretation
 - 130-38 – Penalties for Violations
 - 130-39 – Prohibition of Graffiti and Related Vandalism
 - 130-40 – Possession of Graffiti Implements or Paraphernalia
 - Article V – Sexual Offenders and Sexual Predators
 - 130-41 – Findings and Intent
 - 130-42 – Definitions
 - 130-43 – Sexual Offender and Sexual Predator Residence Prohibition; Penalties; Exceptions
 - 130-44 – Property Owners Prohibited from Renting Real Property to Certain Sexual Offenders and Sexual Predators; Penalties

Proclamation – Municipal Clerks Week: The Proclamation recognizes the week of May 7 – 13, 2017 as Municipal Clerks Week.

Resolution No. 2017-7 – To Amend FY 2016 Year Ending Budget: The Resolution is for the Approval of Interdepartmental Amendments of the General Fund Budget FYE December 31, 2016.

Resolution No. 2017-8 – To Approve the Establishment of a Development Impact Fee Advisory Committee: The Resolution is for the Approval of the Establishment of a Development Impact Fee Advisory Committee. The Committee would consist of five members; 50% would have to be in the development industry. We could use existing members from other boards. The members are appointed by Mayor and Council. It is a long process. This funding is similar to a SPLOST; you have to specify use. You have to develop a Capital Improvement Plan. If we just increased the Water/Sewer tap fees it would be good for the Wastewater. The Resolution allows for the formation of the Committee Only.

Consider Appointments to the Harlem Housing Authority: Randall Hill has not been in attendance at the meetings and Phil Turner has resigned. Mayor and Council will need to approve two new appointments. Mayor Culpepper will nominate Amanda Dove McNair and Reverend Anthony Booker.

Other: Resolution 2017-9 – Resolution to Approve the Surplus of City Equipment: The Resolution is for the surplus of the 2007 Dodge Charger identified by VIN #2B3KA43H57H708726.

With there being no further items for discussion, Mayor Pro tem Thigpen made the motion to adjourn the work session and to reconvene for the Regular meeting after a ten minute break; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative. The meeting closed at 6:55 p.m.

Debra E. Moore
City Clerk

The City Council of the City of Harlem, Georgia met for their Regular Meeting on Monday, April 24, 2017 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 Jennifer Bennett and Councilmember Gregg Stokes; STAFF: City Manager Brett Cook, City Clerk Debra E. Moore and City Attorney Barry Fleming; ABSENT: Councilmember Daniel Bellavance.

The meeting was called to order by Mayor Culpepper at 7:05 p.m.

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

Approval of the Minutes: Mayor Pro tem Thigpen made the motion to approve the minutes for the month of March 2017 as written; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Public Comment: Linda Culpepper, 457 E. Trippe Street – Speeding on E. Trippe Street: came before Council requesting consideration of something to slow traffic down on E. Trippe Street. Mrs. Culpepper has come before Council on this topic several times before now.

UNFINISHED BUSINESS:

Ordinance – 2nd Reading:

- **Ordinance No. 1703 – To Create a New Temporary Permit and to Modify Requirements for Outdoor Dining:** Mayor Pro tem Thigpen made the motion to approve the 2nd Reading of Ordinance No. 1703; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bennett, Stokes, and Thigpen voting in the affirmative.

Other: There was nothing at this time.

NEW BUSINESS:

Ordinances – 1st Reading:

- **Ordinance No. 1704 – To Amend the Date and Time of the Work Session and Regular Council Meeting:** Mayor Pro tem Thigpen made the motion to approve the 1st Reading of Ordinance No. 1704; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.
- **Ordinance No. 1705 – Chapter 130 Offenses and Miscellaneous Provisions:** Mayor Pro tem Thigpen made the motion to approve the 1st Reading of Ordinance No. 1705; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

NEW BUSINESS (cont'd):

Proclamation – Municipal Clerks Week: Councilmember Stokes made the motion to approve the Proclamation recognizing May 7-13 as Municipal Clerks Week; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Resolution No. 2017-7 – To Amend FY 2016 Year Ending Budget: Councilmember Stokes made the motion to approve Resolution No. 2017-7 to amend the FY 2016 General Fund year end budget; 2nd by Mayor Pro tem Thigpen. Discussion: Interdepartmental Amendments only. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Resolution No. 2017-8 – To Approve the Establishment of a Development Impact Fee Advisory Committee: Mayor Pro tem Thigpen made the motion to approve Resolution No. 2017-8 to establish a Development Impact Fee Advisory Committee; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Consider Appointments to the Harlem Housing Authority: Mayor Pro tem Thigpen made the motion to approve the appointments of Rev. Anthony Book and Amanda Dove McNair to the Housing Authority Board; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Other – Resolution No. 2017-9 – Resolution to Approve Surplus of City Equipment: Councilmember Bennett made the motion to approve Resolution No. 2017-9 for the surplus of a 2007 Dodge Charger, VIN #2B3KA43H57H708726; 2nd by Mayor Pro tem Thigpen. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

Reports:

- **Council Reports:**
 - **Councilmember Bennett:** Spoke with Mrs. Cagle of 829 Appling Harlem Road; she is requesting lowering of the speed from 55 to 45 in the City limits.
 - **Mayor Pro tem Thigpen:** Acknowledged Clerks Debra Moore, Leona Holley and Diane Combe for their efforts with the recent accident at City Hall.
- **Mayor Report:**
 - **Mayor Culpepper:** Acknowledged Clerks Debra Moore, Leona Holley and Diane Combe in reference to the accident at City Hall.
- **City Manager Report:**
 - **City Manager Cook:** City Manager Cook's report included the following: 1st Quarter 2017 Financial Reports, Commercial Rezoning (Overlay District), City Hall Damage, WPCP Expansion Update, 1st Quarter 2017 Sales Tax Collections and Utility Stats, Fee Review Update, Library Opening Update. He also report on changes coming with the senior meal program.

Announcements:

May 10 Urban Redevelopment Authority Board Meeting, 9:30 a.m., City Hall
May 22 Work Session/Council Meeting; 6:30 p.m.; Public Safety Building
May 25 HPC Meeting; 6:30 p.m.; Public Safety Building
May 29 City Offices Closed – Memorial Day

Executive Session – Real Estate: Mayor Pro tem Thigpen made the motion to go into Executive Session; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative. The meeting closed at 7:29 p.m. with Executive Session opening at 7:30 p.m.

Mayor Pro tem Thigpen made the motion to come out of Executive Session; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative. Executive Session closed at 8:20 p.m. and the Regular meeting reconvened.

City Attorney Fleming reported that there were two Real Estate items, one Legal item and one Personnel item 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 Stokes. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative.

With no further items to come before Council, Councilmember Bennett made the motion to adjourn the meeting; 2nd by Mayor Pro tem Thigpen. Motion carried with Councilmembers Bennett, Stokes and Thigpen voting in the affirmative. The meeting adjourned at 8:21 p.m.

Respectfully submitted,

Debra E. Moore
City Clerk