

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

The meeting was opened at 6:30 p.m. by Mayor Pro tem Thigpen.

The Invocation was given by City Attorney Fleming.

The Pledge of Allegiance was led by Mayor Pro tem Thigpen.

UNFINISHED BUSINESS:

Ordinances:

- **Ordinance No. 1704 – to Amend the Date and Time of the Work Session and Regular Council Meeting:** The Ordinance is to amend Code Section §30.02 Regular Meetings. Council wishes to separate the Work Session and Council Meeting. The Council Meeting will remain on the 4th Monday of the month with a time change to 7:00 p.m.; the Work Session will be held on the Thursday immediately preceding the fourth Monday and will be held at 7:00 p.m. The meetings will be conducted at the Public Safety Building as usual. This will constitute as the second reading.
- **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

UNFINISHED BUSINESS (cont'd):

Ordinances (cont'd):

- **Ordinance 1705 – To Amend Chapter 130 Offenses and Miscellaneous Provisions (cont'd):**
 - 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
 - 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

It was questioned if we needed to include Section 130-04 Rider-Propelled Vehicles. This section pertains to it being unlawful to ride bicycles, skateboards, skates, or any other wheeled vehicle, except a wheelchair, on a sidewalk. This is State law and would need to be included. Enforcement of this would be at the discretion of the officer. This will constitute as the second reading.

Other: There was nothing at this time.

NEW BUSINESS:

Resolution No. 2017-10 – Change June Council Meeting Date: The Resolution is to change the meeting date for June from June 26 to June 27 due to the GMA Convention. The Work Session will also be held on that same date with a start time of 7:00 p.m.

Resolution No. 2017-11 – Surplus City Equipment: The Resolution is for the surplus of two Kenwood VHF mobile radios, serial numbers B2B0084 and B2B0085, to the McDuffie County Fire Services. They will be sold at a rate of \$300.00 each.

Ordinances:

- **Ordinance No. 1706 – Approve Standing Committees:** The Ordinance establishes Code Section §30.09 Standing Committees. The Ordinance provides for the following Standing Committees of the Council and will consist of not less than two members of Council: Committee on Government Operations; Committee on Finance; and the Committee on Legal Affairs. The Ordinance provides for the appointment, term and vacancy of the members. The Ordinance provides for an effective date. This will constitute as the first reading.
- **Ordinance No. 1707 – Establish Downtown Commercial Overlay District:** The Ordinance is to amend Chapter 152 Planning and Zoning Code, *Use Requirements by District* by establishing the following Code Sections and Sub-Sections; and provides for an effective date:
 - §152.037 Downtown Commercial Overlay District
 - §152.038 Purpose
 - §152.039 Boundaries
 - §152.040 General Regulations
 - A. Land Use
 - B. Review Procedure and Criteria
 - C. Permitted Uses
 - D. Prohibited Uses
 - E. Conditional Uses
 - F. Landscape Requirements
 - G. Sidewalk Area and Street Requirements
 - H. Building Requirements
 - I. Yard, Height, Area and Density Requirements
 - J. Parcels Located In Historic Districts
 - §152.041 Administration
 - A. Appeals
 - B. Waiver of Requirements
 - C. Modifications

This will affect the Commercial Corridor, Louisville Street and Milledgeville Road as established by the current zoning map and any amendments thereafter. This is additional zoning on top of the current zoning and puts standards in place for the corridor. The overlay shall come into effect on any new development or addition or modification that involves at least 25% of the total square footage of the exterior walls. Also, for infrastructure or other improvements if the

NEW BUSINESS (cont'd):

Ordinances (cont'd):

- **Ordinance No. 1707 – Establish Downtown Commercial Overlay District (cont'd):** cost equals 25% of the assessed value by the Columbia County Tax Assessors office, then a Code Compliance Certificate (CCC) will be required.

Other: There was none at this time.

With there being no further items for discussion, Councilmember Stokes made the motion to adjourn the meeting and to resume for the Regular meeting after a ten minute break; 2nd by Councilmember Bellavance. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. The work session adjourned 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, May 22, 2017 at the Public Safety Building following the Work Session that was held at 6:30 p.m. with Mayor Pro tem John Thigpen presiding.

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

The meeting was called to order by Mayor Pro tem Thigpen at 7:05 p.m.

Approve Agenda: Councilmember Stokes made the motion to approve the Agenda as presented; 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 the April 24, 2017 Regular meeting and Executive Session minutes as written; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Public Comment: There was none at this time.

UNFINISHED BUSINESS:

Ordinances – 2nd Reading:

- **Ordinance No. 1704 – To Amend the Date and Time of the Work Session and Regular Council Meeting:** Councilmember Bellavance made the motion to approve the second reading of Ordinance No. 1704 amending the date and time of the Work Session and Regular Council Meeting; 2nd by Councilmember Bennett. Discussion: Work Session will be held on the Thursday immediately preceding the fourth Monday of the month on which the Regular meeting is held. The start time for both meetings will be 7:00 p.m. and will still be held at the Public Safety Building. This becomes effective upon signing, but the June meeting will be changed due to the GMA Convention. July 2017 will be the first month for the actual separation of the meetings. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.
- **Ordinance No. 1705 – Chapter 130 Offenses and Miscellaneous Provisions:** Councilmember Bennett made the motion to repeal Chapter 130 General Offenses in its entirety and to approve the second reading of Ordinance No. 1705 that replaces this with a new updated Chapter 130 Offenses and Miscellaneous Provisions; 2nd by Councilmember Stokes. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Other: There was nothing at this time.

NEW BUSINESS:

Resolution No. 2017-10 – Change June Council Meeting Date: Councilmember Stokes made the motion to approve Resolution No. 2017-10 for the Change of the June Council meeting date from June 26 to June 27; 2nd by Councilmember Bellavance. Discussion: The work session and Regular meeting will be held on Tuesday, June 27, 2017 at 7:00 p.m. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Resolution No. 2017-11 – Surplus City Equipment: Councilmember Stokes made the motion to approve Resolution No. 2017-11 for the surplus of two Kenwood mobile radios; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Ordinances – 1st Reading:

- **Ordinances No. 1706 – Approve Standing Committees:** Councilmember Bellavance made the motion to approve the first reading of Ordinance No. 1706 for the approval and establishment of Standing Committees; 2nd by Councilmember Stokes. Discussion: The Committee's will consist of the following: Committee on Government Operations, Committee on Finance and the Committee on Legal Affairs. Because of the form of the City's Government (Council-Manager) we will no longer have the Council committees as in previous years; all department heads report directly to the City Manager and not Council. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.
- **Ordinance No. 1707 – Establish Downtown Commercial Overlay District:** Councilmember Bennett made the motion to approve the first reading of Ordinance No. 1707 for the approval and establishment of a Downtown Commercial Overlay District; 2nd by Councilmember Bellavance. Discussion: There may be modifications as it has to go before the Planning & Zoning Commission for recommendation at their next meeting. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative.

Other: There was nothing at this time.

Reports:

- **Council Reports:**
 - Councilmember Bellavance reported that he received an e-mail from a Susan Johnson in reference to an Ordinance on drug paraphernalia.
 - Mayor Pro tem Thigpen spoke on the water source we have with the City of Thomson. When it gets time to do the contract, they are recommending that we take over control of the levels (scada, etc.). City Manager Cook commented that we would be waiting until they get EPD approval. Mayor Pro tem Thigpen reported that they were getting good results on their testing and are working to get the required approval.
- **Mayor Report:**
 - There was none at this time.
- **City Manager Report:** City Manager Cook reported on the Harlem Branch of the Library will be having a ribbon cutting on May 31. He reported that remediation (asbestos) work had started on the Theatre. They are waiting on floor plans. There was some discussion on the

Reports (cont'd):

- **City Manager Report (cont'd):** amphitheater, the possibility of a playground and the theatre “in a box” inside. There was some discussion on the drawings that showed the amphitheater and the expectations that it was part of the project. City Attorney Fleming has some discussion on the funding of the project as a whole.

Announcements:

May 25 HPC Meeting; 6:30 p.m.; Public Safety Building
May 29 City Offices Closed – Memorial Day
May 31 Harlem Library Ribbon Cutting; 10:00 a.m.; New Harlem Library
June 6 Planning Commission Meeting; 6:00 p.m.; Public Safety Building
June 14 Urban Redevelopment Authority Meeting; 9:30 a.m.; City Hall
June 22 HPC Meeting; 6:30 p.m.; Public Safety Building
June 23-27 GMA Convention; Savannah
June 27 Work Session/Council Meeting; 7:00 p.m.; Public Safety Building

Executive Session: Councilmember Stokes made the motion to go into Executive Session; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. The Regular meeting closed at 7:32 p.m.; Executive Session opened at 7:37 p.m.

Councilmember Bellavance made the motion to come out of Executive Session; 2nd by Councilmember Bennett. Motion carried with Councilmembers Bellavance, Bennett, Stokes and Thigpen voting in the affirmative. Executive Session closed at 8:15 p.m. and the Regular meeting reconvened.

City Attorney Fleming reported there were three Real Estate matters and one Personnel matter discussed and that no final action was taken.

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

As there was nothing further to come before Council, Councilmember Stokes 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 8:16 p.m.

Respectfully submitted,

Debra E. Moore
City Clerk