

**CITY OF NEWNAN, GEORGIA**  
**REGULAR COUNCIL MEETING**

**JUNE 21, 2016**

The regular meeting of the City Council of the City of Newnan, Georgia was held on Tuesday, June 21, 2016 at 6:30 p.m. in the Richard A. Bolin Council Chambers of City Hall with Mayor Keith Brady presiding.

**CALL TO ORDER**

Mayor Brady called the meeting to order and delivered the invocation.

**PRESENT**

Mayor Keith Brady: Council members present: Cynthia E. Jenkins; Dustin Koritko; Ray DuBose; George Alexander; Clayton Hicks and Rhodes Shell. City Manager, Cleatus Phillips; City Clerk, Della Hill; Planning Director, Tracy Dunnavant; Public Works Director, Michael Klahr; City Attorney, Brad Sears and Deputy Police Chief, Rodney Riggs.

**MINUTES – REGULAR COUNCIL MEETING – MAY 23, 2016**

Motion by Councilman DuBose, seconded by Councilman Koritko to dispense with the reading of the minutes of the Regular Council meeting for May 23, 2016 and adopt them as presented.

**MOTION CARRIED. (7 – 0)**

**SPECIAL CALLED COUNCIL MEETING – MAY 31, 2016**

Motion by Councilman DuBose, seconded by Councilman Alexander to dispense with the reading of the minutes of the Special Called Council meeting for May 31, 2016 and adopt them as presented.

**MOTION CARRIED. (7 – 0)**

**APPOINTMENT – NEWNAN YOUTH ACTIVITIES COMMISSION**

Mayor Brady asked the City Manager to place Mayor Pro Tem Jenkins' appointment to the Newnan Youth Activities Commission on the agenda for the next meeting.

**APPOINTMENT – URBAN REDEVELOPMENT AGENCY**

Motion by Mayor Brady, seconded by Councilman Alexander to re-appoint Cindy Eidson to the Urban Redevelopment Agency for another three year term.

**MOTION CARRIED. (7 – 0)**

**APPOINTMENTS – CONVENTION CENTER AUTHORITY**

Motion by Councilman Shell, seconded by Councilman Alexander to re-appoint Michael Colpoys to the Convention Center Authority for another three year term.

**MOTION CARRIED. (7 – 0)**

Motion by Mayor Brady, seconded by Councilman Hicks to re-appoint Katie McBride to the Convention Center Authority for another three year term.

**MOTION CARRIED. (7 – 0)**

**APPOINTMENTS – CULTURAL ARTS COMMISSION**

Motion by Councilman Alexander, seconded by Councilman Hicks to re-appoint Phyllis Graham to the Cultural Arts Commission for another three year term.

**MOTION CARRIED. (7 - 0)**

Motion by Mayor Brady, seconded by Councilman Hicks to re-appoint Craig Ruby to the Cultural Arts Commission for another three year term.

**MOTION CARRIED. (7 – 0)**

Motion by Councilman DuBose, seconded by Councilman Alexander to re-appoint John Thrasher to the Cultural Arts Commission for another three year term.

**MOTION CARRIED. (7 – 0)**

Mayor Brady asked the City Manager to place Councilman Shell's and Mayor Pro Tem Jenkins' appointments to the Cultural Arts Commission on the agenda for the next meeting.

**APPOINTMENTS – KEEP NEWNAN BEAUTIFUL**

Motion by Councilman Alexander, seconded by Mayor Pro Tem Jenkins to re-appoint Leah Sumner to the Keep Newnan Beautiful Commission for another three year term.

**MOTION CARRIED. (7 – 0)**

Mayor Brady asked the City Manager to place Councilman Alexander's appointment to the Keep Newnan Beautiful Commission on the agenda for the next meeting.

**RESIGNATION – PLANNING COMMISSION – CHARLES WILSON**

Motion by Councilman Hicks, seconded by Mayor Pro Tem Jenkins to accept the resignation of Charles Wilson from the Planning Commission with regrets.

**MOTION CARRIED. (7 – 0)**

**APPOINTMENT – PLANNING COMMISSION**

Motion by Councilman Hicks, seconded by Councilman Alexander to appoint Christopher Hunt (replacing Charles Wilson) to the Planning Commission, term to expire January 2019.

**MOTION CARRIED. (7 – 0)**

**PUBLIC HEARING/ALCOHOL BEVERAGE LICENSE – ALDI, INC (GEORGIA) #8**

Mayor Brady opened a public hearing on the application for a Retail Off Premise (Package) License Sale of Malt Beverages and Wine for Aldi Inc. (Georgia) #8 located at 1064 Hwy 34 East.

A representative of applicant was present for the hearing.

No one spoke for or against the application. Mayor Brady closed the public hearing.

The City Clerk advised that all the documentation had been received and everything was in order.

Motion by Councilman Hicks, seconded by Councilman DuBose to approve the application for a Retail Off Premise (Package) License Sales of Malt Beverages and Wine for Aldi, Inc. (Georgia) #8 located at 1064 Hwy 34 East.

**MOTION CARRIED. (7 – 0)**

**PUBLIC HEARING/ALCOHOL BEVERAGE LICENSE –TRANSFER – EL CHARRO  
NEWNAN, INC.**

Mayor Brady opened a public hearing on the application for a Retail On Premise (Pouring) License Sale of Distilled Spirits, Malt Beverages and Wine transfer From: El Charro Mexican Restaurant To: El Charro Newnan, Inc. located at 77 Bullsboro Drive.

A representative of the applicant was present for the hearing.

No one spoke for or against the application. Mayor Brady closed the public hearing.

The City Clerk advised that all the documentation had been received and everything was in order.

Motion by Councilman Koritko, seconded by Councilman Hicks to approve the application for a Retail On Premise (Pouring) License Sale of Distilled Spirits, Malt Beverages and Wine transfer From: El Charro Mexican Restaurant To: El Charro Newnan, Inc. located at 77 Bullsboro Drive.

**MOTION CARRIED. (7 – 0)**

**PUBLIC HEARING/ALCOHOL BEVERAGE LICENSE – GII ENTERPRISES LLC DBA HEAVY’S**

Mayor Brady opened a public hearing on the application for a Alcohol Beverage Catering with Alcohol/The Newnan Centre License transfer From: GII Enterprises LLC To: GII Enterprises LLC - d/b/a Heavy’s and adding License Representative located at 10 The Boulevard, Suite 101.

A representative of the applicant was present for the hearing.

No one spoke for or against the application. Mayor Brady closed the public hearing.

The City Clerk advised that all the documentation had been received and everything was in order.

Motion by Councilman Hicks, seconded by Councilman Koritko to approve the application for a Alcohol Beverage Catering with Alcohol/The Newnan Centre License for transfer From: GII Enterprises LLC To: GII Enterprises LLC - d/b/a Heavy’s and adding License Representative located at 10 The Boulevard, Suite 101.

**MOTION CARRIED. (7 – 0)**

**PUBLIC HEARING- ALCOHOL BEVERAGE LICENSE – TRANSFER – GII ENTERPRISES LLC-DBA HEAVY’S**

Mayor Brady opened a public hearing on the application for a Retail On Premise (Pouring) Sales of Distilled Spirits, Malt Beverages & Wine License transfer From: Jekyle & Hyde Sports Bar To: GII Enterprises LLC - d/b/a Heavy’s and adding License Representative located at 10 The Boulevard, Suite 101.

A representative of the applicant was present for the hearing.

No one spoke for or against the application. Mayor Brady closed the public hearing.

The City Clerk advised that all the documentation had been received and everything was in order.

Motion by Councilman Hicks, seconded by Councilman Koritko to approve the application for a Retail On Premise (Pouring) Sales of Distilled Spirits, Malt Beverages & Wine License transfer From: Jekyle & Hyde Sports Bar To: GII Enterprises LLC – d/b/a Heavy’s and adding License Representative located at 10 The Boulevard, Suite 101.

**MOTION CARRIED. (7 – 0)**

**CONTRACT AWARD – MUNICIPAL BUILDING RENOVATIONS DESIGN/BUILDER**

The City Manager informed Council three qualification based proposals were received for the Municipal Building Renovations. A committee of five staff members evaluated each contractor based on criteria outlined in the RFP. Contractors were also allowed to verbally present to the committee through an interview process. Garbutt Construction, teamed with Houser Walker Architects, received the highest evaluation scores (92.4 score). The committee recommends the contract be awarded to Garbutt Construction in the amount of \$489,496 with the GMP to follow as design progresses.

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Hicks to accept the recommendation by staff and award the contract for the Municipal Building Renovations Design/Builder to Garbutt Construction in the amount of \$489,496.00.

**MOTION CARRIED. (7 – 0)**

**CONTRACT AWARD – WADSWORTH AUDITORIUM THEATRICAL LIGHTING**

Only one bid was received for the Wadsworth Theatrical Lighting Upgrades. The proposal amount came in 17% under the original amount budgeted in the 2013 SPLOST voter approved referendum. Staff recommends awarding the bid to Magnum Lighting.

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Hicks to award the contract for the Wadsworth Theatrical Lighting Upgrades to Magnum Lighting in the amount of \$82,931.00.

**MOTION CARRIED. (7 – 0)**

**CONTRACT AWARD – MILL AND RESURFACING OF VARIOUS STREETS – 2016**

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Hicks to award the contract for the Mill and Resurfacing of Various Streets for 2016 to Atlanta Paving & Concrete Construction Inc. for a base bid amount of \$992,222.00 and authorize Mayor Brady to sign the contract.

**MOTION CARRIED. (7 – 0)**

**CONTRACT AWARD – LANDSCAPE MAINTENANCE SERVICES/NEWNAN**  
**CROSSING BOULEVARD EAST**

Motion by Councilman Hicks, seconded by Mayor Pro Tem Jenkins to award the contract for the Landscape Maintenance Services/Newnan Crossing Boulevard East to Estes Landscape Design, Inc. in the amount of \$39,780.

**MOTION CARRIED. (7 – 0)**

**REQUEST – GEORGIA DEPARTMENT OF TRANSPORTATION RADAR LIST FOR**  
**THE CITY OF NEWNAN**

Motion by Councilman DuBose, seconded by Councilman Koritko to accept as presented the Georgia Department of Transportation Radar List of roadways for the City of Newnan for the use of speed detection devices.

**MOTION CARRIED. (7 – 0)**

**SUBSTANDARD HOUSING - REQUEST EXTENSION – 7 LANDERS STREET**

The Code Enforcement Officer informed Council he met with the owner, Mr. Bailey on site today. The Building Inspector passed an inspection for temporary power for thirty (30) days. The owner is requesting an extension for thirty (30) days to complete the repairs. Staff recommends the extension.

Motion by Councilman Hicks, seconded by Mayor Pro Tem Jenkins to approve an extension for structure located at 7 Landers Street for forty five (45) days.

**MOTION CARRIED. (7 – 0)**

**SUBSTANDARD HOUSING - REQUEST EXTENSION – 7 UPPER MANN STREET**

The Code Enforcement Officer informed Council the owner did not provide a schedule for repairs until tonight. He indicated he has not reviewed the schedule.

Owner, Donald Smith informed Council he has repaired the roof.

Motion by Councilman Alexander, seconded by Mayor Pro Tem Jenkins to continue the request for an extension for 7 Upper Mann Street until the meeting in July.

**MOTION CARRIED. (7 – 0)**

**SUBSTANDARD STRUCTURE - REQUEST EXTENSION – 92 PINSON STREET**

The Code Enforcement Officer informed Council he received an email from the owner that included a schedule of repairs. He recommends an extension of sixty (60) days for owner to complete the repairs.

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Alexander to approve an extension of sixty (60) day for the structure located at 92 Pinson Street.

**MOTION CARRIED. (7 – 0)**

**SUBSTANDARD STRUCTURE - REQUEST EXTENSION – 121 PINSON STREET - CONTINUED**

The Code Enforcement Officer informed Council no schedule for repairs has been submitted. The owner is present to answer any questions.

Mr. Beasley informed Council that he and his brother were planning to do the repairs however; he was informed by the Code Enforcement Officer that a contractor would be needed to do the repairs. He has an estimated cost of repairs and is in the process of hiring a contractor.

Motion by Councilman Hicks, seconded by Councilman Koritko to continue the request for an extension on the substandard structure located at 121 Pinson Street until the July 19<sup>th</sup> Council meeting instructing the owner to provide a schedule of repairs to the Code Enforcement Officer for review before the next meeting.

**MOTION CARRIED. (7 – 0)**

**SUBSTANDARD STRUCTURES STATUS REPORT – 3 ANNIE, 29 WILCOXEN, 79 SPENCE AND 286 W. WASHINGTON**

The Code Enforcement Officer informed Council these properties have been before Council with Public Hearings.

<u>Property</u>	<u>Owner</u>	<u>Status</u>	<u>Resolution Deadline</u>
3 Annie Street	Alvin Williams, Jr	No progress	08/21/2016
29 Wilcoxen Street	Wanda Beckom	Progress made	11/19/2016
79 Spence Ave	Andre Sparks	No Progress	10/23/2016
286 W Washington St	Irvin Jones	No progress	09/13/2016

Accept status report, no further action is required.

**REQUEST – JENNY JONES – HOLD LABOR DAY ARTS FESTIVAL/ARTS & CRAFTS  
SHOW & SALE – AROUND COURT SQUARE – MONDAY, SEPTEMBER 5, 2016**

Motion by Councilman DuBose, seconded by Councilman Alexander to approve the request by Jenny Jones to hold Labor Day Arts Festival/Arts & Crafts Show & Sale around the downtown square Monday, September 5, 2016 from 8 am – 5 pm (event 10 am – 4pm)

**MOTION CARRIED. (7 – 0)**

**REQUEST – FIRST BAPTIST CHURCH – BLOCK BROWN STREET BETWEEN  
MADISON AND WEST WASHINGTON AND MADISON STREET BETWEEN BROWN  
STREET AND COLLEGE STREET**

Motion by Councilman Hicks, seconded by Councilman Alexander to approve the request by First Baptist Church to block Brown Street between Madison and West Washington and Madison Street between Brown Street and College Street on Sunday, August 7<sup>th</sup> from 8 am to 2 pm for Church-wide Fellowship.

**MOTION CARRIED. (7 – 0)**

**REQUEST – FIRST BAPTIST CHURCH – BLOCK BROWN STREET BETWEEN  
MADISON AND WEST WASHINGTON AND MADISON STREET BETWEEN BROWN  
STREET AND COLLEGE STREET**

Motion by Councilman Hicks, seconded by Councilman Alexander to approve the request by First Baptist Church to block Brown Street between Madison and West Washington and Madison Street between Brown Street and College Street Sunday, October 16<sup>th</sup> from 8 am to 3 pm for Fall Celebration.

**MOTION CARRIED. (7 – 0)**

**REQUEST – FIRST BAPTIST CHURCH –MADISON BE CLOSED TO THROUGH  
TRAFFIC ON AUGUST 26<sup>TH</sup> AND SEPTEMBER 23<sup>RD</sup> FOR DISTRIBUTION OF FOOD  
FROM MOBILE FOOD PANTRY**

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Alexander to approve the request by First Baptist Church to close Madison to through traffic on August 26<sup>th</sup> and September 23<sup>rd</sup> for the distribution of food from the Mobile Food Pantry.

**MOTION CARRIED. (7 – 0)**

**COUNCIL'S REMARKS**

Mayor Pro Tem Jenkins noted Market Day was great and looking forward to next month. She is very pleased with the progress that has been made on the Howard Warner Project.

**EXECUTIVE SESSION**

**MOTION FOR EXECUTIVE SESSION**

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Hicks that we now enter into closed session as allowed by O.C.G.A. §50-14-4 and pursuant to advice by the City Attorney, for the purpose of discussing legal and real estate issues and that we, in open session adopt a resolution authorizing and directing the Mayor or presiding officer to execute an affidavit in compliance with O.C.G.A. §50-14-4, and that this body ratify the actions of the Council taken in closed session and confirm that the subject matters of the closed session were within exceptions permitted by the open meetings law at 6:50 p.m.

**MOTION CARRIED. (7 - 0)**

**EXECUTIVE SESSION**

**RESOLUTION/MAYOR'S AFFIDAVIT FOR EXECUTIVE SESSION**

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Hicks to adopt the resolution authorizing the Mayor to execute the affidavit stating that the subject matter of the closed portion of the Council meeting was within the exceptions provided by O.C.G.A. §50-14-4(b).

**MOTION CARRIED. (7 - 0)**

**CLAIM - MITCHELL**

Motion by Councilman Hicks, seconded by Councilman Alexander to deny the Mitchell Claim.

**MOTION CARRIED. (7 - 0)**

**ADJOURNMENT**

Motion by Councilman Alexander, seconded by Councilman Koritko to adjourn the Council meeting at 7:04 pm.

**MOTION CARRIED. (7 - 0)**

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Della Hill, City Clerk

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Keith Brady, Mayor