

The regular meeting of the City Council of the City of Newnan, Georgia was held on Tuesday, October 22, 2019 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: Ray DuBose, Paul Guillaume; Dustin Koritko; Rhodes Shell; George Alexander and Cynthia E. Jenkins. Also present: City Manager, Cleatus Phillips; City Clerk, Della Hill; Public Works Director, Michael Klahr; Planning Director, Tracy Dunnavant; City Attorney, Brad Sears and Police Chief, Douglas "Buster" Meadows.

MINUTES – REGULAR COUNCIL MEETING – OCTOBER 8, 2019

Motion by Councilman Guillaume, seconded by Councilman Koritko to dispense with the reading of the minutes of the Regular Council meeting for October 8, 2019 and adopt them as presented.

MOTION CARRIED. (7 – 0)

NEWNAN YOUTH COUNCIL

Talin Barrett	Senior	Northgate
Lindsay Eggen	Junior	East Coweta
Sun Moon	Junior	East Coweta
Krish Patel	Sophomore	Newnan
Ida Lee Lunsford	Junior	Newnan

APPOINTMENT - CULTURAL ARTS COMMISSION

Motion by Councilman Koritko, seconded by Councilman Alexander to appoint Joanna Harvey to the Cultural Arts Commission for a three-year term replacing Dave Dorrell.

MOTION CARRIED. (7 – 0)

YOUTH ACTIVITIES COMMISSION – ANNUAL REPORT

Mike Furbush gave a brief summary on the Youth Activities Commission. Currently there are 14 members on the Commission. Some of the projects for 2018 – 2019 - Elf's for Christmas parade, donation Boys and Girls club, visited State capital, and helped at Fun Run at the LINC. They attended several training sessions. He thanked Council for all of their support.

OFF AGENDA – REQUEST STREET CLOSURES COLLEGE-TEMPLE AREA – OCTOBER 31, 2019

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Alexander to approve the request to temporarily close College - Temple area for Halloween and the Police Department to make additional closures as needed for safety on October 31, 2019.

MOTION CARRIED. (7 – 0)

PRESENTATION – PICKLEBALL CONCEPT

Billy Perkins, resident of Coweta County, stated Pickleball is the fastest growing sport in the US. This is a sport for all ages and skill levels. At the present time there are no public courts in Coweta/Newnan, however there are private courts. It is played both indoors and outdoors (smaller-sized tennis court). Pickleball has been proven to be one of the best activities for Parkinson’s patients due to the social and physical aspects of the sport. We are seeking help from the City to make this happen in Newnan and Coweta County.

Rob Ragan informed Council they have found a location across from the Newnan Public Safety building. The concept is for 15 courts, bleachers and a covered pavilion. This could be another amenity to bring residents to downtown. It is in the proximity to CJ Smith Park and the LINC Trail. Project will cost around 2.5 million dollars.

The City Manager informed Council we were looking at 10 acres off Diplomat Parkway for a possibility of a Pickleball field but with no infrastructure it would be too expensive. This group was asked to find another site and submit a recommendation to Council. He is proposing 7 million dollars in SPLOST Budget for 2020 for recreation. The estimated cost for park facilities at C Jay Smith Park and Pickett Field is estimated at \$5.8 million. We will need to find another funding source for the remaining \$1.2 million for the Pickleball project.

Motion by Councilman Alexander, seconded by Councilman DuBose to instruct Staff to move forward with the RFD for the design concept of the Pickleball Park and operational funding.

MOTION CARRIED. (7 – 0)

2019 NEWNAN/COWETA JAIL AGREEMENT – UPDATE DUE TO ELECTION OF SHERIFF LENN WOOD

Motion by Councilman Alexander, seconded by Councilman Koritko to approve the 2019 Newnan/Coweta Jail agreement adding Sheriff Lenn Wood due to the retirement of Sheriff Mike Yeager.

MOTION CARRIED. (7 – 0)

PUBLIC HEARING – AMENDMENTS TO THE CITY OF NEWNAN ZONING ORDINANCE

Mayor Brady opened a public hearing on the amendments to the City of Newnan Zoning Ordinances.

The City Planner presented several amendments to the Zoning Ordinance particularly in Articles 1, 2, 3, 4, 5, 6, 7, 8, 10 and 13. Most of the changes are house-keeping and over site issues since the last update in 2017.

Mayor Brady closed the public hearing.

Motion by Councilman Alexander, seconded by Mayor Pro Tem Jenkins to adopt the Ordinance to amend the Zoning Ordinance by adopting certain text amendments and for other purposes.

MOTION CARRIED. (7 – 0)

INFORMATION ONLY – REZONING REQUEST BY JOHN EDWARDS ON BEHALF OF EDWARDS 6, LLC, FOR 2.15+ ACRES LOCATED ON SUMMERLIN BOULEVARD FROM OI-1 (LOW DENSITY OFFICE AND INSTITUTIONAL DISTRICT) TO CCS (COMMUNITY SHOPPING CENTER DISTRICT) FOR THE PURPOSE OF CONSTRUCTING A RESTAURANT – PLANNING COMMISSION

CONSIDER INDEMNIFICATION AND HOLD HARMLESS AGREEMENT BETWEEN THE GEORGIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF NEWNAN TO MOVE FORWARD WITH PHASE D OF THE NEWNAN LINC PROJECT

Motion by Councilman Alexander, seconded by Councilman Koritko to approve the agreement for an Indemnification and Hold Harmless agreement between the Georgia Department of Transportation and the City of Newnan as it relates to an Encroachment Permit (Permit Number: A-077-002831-3).

MOTION CARRIED. (7 – 0)

CONTRACT AWARD – DESIGN-BUILDER OF PARK FACILITIES AT C JAY SMITH PARK AND PICKETT FIELD

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Alexander to award the contract for Design-Builder of Park facilities at C Jay Smith and Pickett Field to New South Construction Company for Phase I at a cost of \$82,610.

MOTION CARRIED. (7 - 0)

CONSIDERATION OF ACCEPTANCE OF 1,307 ACRES OF REAL PROPERTY LOCATED AT SUMMERLIN BOULEVARD FROM THE BOARD OF EDUCATION OF COWETA COUNTY

The City Manager stated the parking lot was never completed at this location.

Motion by Councilman Koritko, seconded by Councilman Guillaume to authorize the acceptance of property located at Summerlin Boulevard, currently owned by the Board of Education of Coweta County with current conditions.

MOTION CARRIED. (7 – 0)

CONTINUE PUBLIC HEARING – ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF NEWNAN ADOPTING REVISIONS TO ARTICLE 1, CHAPTER 6 BUSINESS

Mayor Brady indicated this is a continuation of the public hearing on revisions to the City’s Occupational Tax Ordinance.

After meeting with staff, he is comfortable with all of the proposed changes. He is recommending the proposed maximum cap on the calculated occupational tax be removed.

Mayor Brady closed the public hearing.

Motion by Councilman Shell, seconded by Councilman Guillaume to adopt the revised amended ordinance with revisions to the City’s Occupational Tax Ordinance deleting the proposed maximum cap on the calculated occupation tax due to the City to Article 1, Chapter 6, Business.

MOTION CARRIED. (7 – 0)

ORDINANCE – TO AMEND ARTICLE III EXCISE TAX ON HOTELS/MOTELS OF CHAPTER 19, TAXATION OF THE CODE OF ORDINANCES OF THE CITY OF NEWNAN IMPLEMENT TITLE 48, CHAPTER 13, ARTICLES 3, SECTION 51 OF THE OFFICIAL CODE OF GEORGIA ANNOTATED – EXCISE TAX ON ROOMS, LODGINGS AND ACCOMMODATIONS, AND PROVIDE FOR THE COLLECTION BY OPERATOR:

TO PROVIDE FOR ADMINISTRATION; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES - SECOND READING

Motion by Councilman Shell, seconded by Mayor Pro Tem Jenkins to adopt on seconded reading an Ordinance to Amend Article III Excise Tax on Hotels/Motels of Chapter 19, Taxation of the Code of Ordinances of the City of Newnan, Implement Title 48, Chapter 13, Articles 3, Section 51 of the Official Code of Georgia Annotated - Excise Tax on Rooms, Lodgings and Accommodations, and Provide for the Collection by Operator; to provide for Administration; to provide for an effective date and for other purposes. Opposed: Koritko.

MOTION CARRIED. (6 – 1)

HOUSING REQUEST- EXTENSION – 18 BERRY AVENUE

The Code Enforcement Officer Informed Council the owner is requesting an extension on 18 Berry Avenue.

Mr. Daniel Moten stated he has a contract on the property as of this afternoon and is requesting an extension on the property.

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Alexander to approve an extension of one hundred twenty (120) days for structure located at 18 Berry Avenue.

MOTION CARRIED. (7 – 0)

HOUSING REQUEST – EXTENSION – 100 SPRAYBERRY ROAD

The Code Enforcement Officer indicated the owner is requesting an extension to complete repairs on the structure located at 100 Sprayberry Road. He is making progress

Motion by Councilman Shell, seconded by Councilman Koritko to approve an extension on the structure located at 100 Sprayberry Road for forty- five (45) days to complete the repairs.

MOTION CARRIED. (7 – 0)

REQUEST – FOUNDATION CHRISTIAN CHURCH – USE THREE PARKING SPACES – WEST WASHINGTON STREET NEXT TO ALAMO – PARTICIPATE WITH FREE ICE CREAM TRUCK DURING MUNCHKIN MASQUERADE

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Koritko to approve the request from Foundation Christian Church to use three parking spaces on West Washington Street next to the Alamo from 8:30 am to 11:30 am to participate with Free Ice Cream truck during Munchkin Masquerade on 10/31/2019.

MOTION CARRIED. (7 – 0)

REQUEST – TROUP- COWETA ALUMNAE CHAPTER OF DELTA SIGMA THETA SORORITY INC. TO SET UP TABLE ON NORTH COURT SQUARE AT 7:00 AM ON MARCH 28, 2020 FOR 5K WHICH BEGINS AT 8:00 AM

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Koritko to approve the request from Troup-Coweta Alumnae Chapter of Delta Sigma Theta Sorority, Inc. to set up tables on North Court Square at 7:00 am on March 28, 2020 for 5K which begins at 8:00 am.

MOTION CARRIED. (7 – 0)

REQUEST – CLOSE PORTION OF S YORK DRIVE – HOST NEIGHBORHOOD BLOCK PARTY – NEW NEIGHBORHOOD ON SATURDAY NOVEMBER 2, 2019.

Motion by Councilman Shell, seconded by Councilman Koritko to approve a request to close portion of S York Drive to host a Neighborhood Block Party for new neighborhood on Saturday November 2, 2019 from 2 pm to 10 pm.

MOTION CARRIED. (7 – 0)

REQUEST – CLOSE PORTION OF MADISON STREET (BETWEEN JEFFERSON AND JACKSON) ON SUNDAY NOVEMBER 3, 2019 FOR “CRAFT EVENT” AT RPM FROM 12 PM TO 7 PM.

Motion by Councilman DuBose, seconded by Mayor Pro Tem Jenkins to approve the request to close a portion of Madison Street (between Jefferson and Jackson) on Sunday November 3, 2019 for a “Craft Event” at RPM from 12 pm to 7 pm.

MOTION CARRIED. (7 – 0)

REQUEST – HOLD 2019 GLOW RUN ON SUNDAY DECEMBER 1, 2019 IN ASHLEY PARK AREA USING THE SAME ROUTE AS IN PREVIOUS YEARS

Motion by Councilman Koritko, seconded by Mayor Pro Tem Jenkins to approve the request to hold the 2019 Glow Run on Sunday December 1, 2019 at 6:00 pm in Ashley Park area using the same route as in previous years.

MOTION CARRIED. (7 – 0)

HOWLOWEEN ON THE LINC

Kim Learnard, Director of LINC, invited everyone to the upcoming event “ Howloween on the LINC” on Sunday October 27, 2019 from 2-4:30 pm for pets and their people.

OFF AGENDA

Ms. Alberton attended the Planning Commission meeting asking for zoning amendments in regards to Tattoo parlors being allowed in Commercial Business Districts. She was advised to come to Council asking for Tattoo Parlors be referred to Planning Commission for a recommendation. No motion.

COTTAGE ORDINANCE

Mayor Pro Tem Jenkins asked about the Cottage Ordinance.

Motion by Councilman Shell, seconded by Councilman Alexander to refer the Cottage Ordinance to the Planning Commission for a recommendation.

MOTION CARRIED. (7 - 0)

EXECUTIVE SESSION

MOTION EXECUTIVE SESSION

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Koritko 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 real estate issues and that we move, in open session to 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 7:20 pm.

MOTION CARRIED. (7 – 0)

RESOLUTION/MAYOR’S AFFIDAVIT FOR EXECUTIVE SESSION

Motion by Mayor Pro Tem Jenkins, seconded by Councilman Koritko 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)

ADJOURNMENT

Motion by Councilman Alexander, seconded by Councilman Koritko to adjourn the Council meeting at 7:35 pm.

MOTION CARRIED. (7 – 0)

Della Hill, City Clerk

Keith Brady, Mayor