

The City of Pelham

MINUTES OF THE REGULAR MEETING

October 17, 2019 – 6:30 p.m. – Council Chamber

PRESENT:

Mayor James Eubanks
Mayor Pro-Tem Alfred Brown
Council Member Bennett Adams
Council Member Jeremy Hatcher
Council Member Ansel Parrish
Council Member Bobby Robinson
Council Member Tad Williamson

City Manager, Craig Bennett
City Clerk, Lisa Austin
City Attorney, Tommy Coleman
Pelham Journal, Taylor High
Police Chief, Nealie McCormick
MCTV, Jerry White
Fire Chief, Ivey Godwin
Demetrius Bidot-Miles

Amir Saadiq
Catherine Brown
Stephen Brown
Cassandra Daniels
Crystal Lyons
Stephanie Lopez
Pastor Frechel Davis
Shirley Daniels
Dr. Anjel Gibson

****Absent from the meeting was Council Member Winfred Parker****

With a quorum present, Mayor Eubanks called the meeting to order at 6:30 p.m. followed by the Pledge of Allegiance to the flag. Mayor Eubanks provided the opening prayer.

REGULAR SESSION – LED BY MAYOR EUBANKS

APPROVAL OF REGULAR MEETING AGENDA

Council Member Adams made a motion to approve the agenda as presented, seconded by Council Member Hatcher. The vote was unanimous.

CITIZEN COMMENTS

Dr. Anjel Gibson gave a special thanks to the City of Pelham, Mayor, and Council for obtaining the Community Block Grant Program for Housing.

Stephen Brown spoke about the ditch on Wilson Street needing to be repaired.

RED RIBBON WEEK PROCLAMATION

Mayor Eubanks read the Red Ribbon Proclamation proclaiming October 23rd- 31st, 2019 as Red Ribbon Week in Pelham, Georgia. The Drug Free Rally will be held at the Pelham High School gym on October 22nd at 5:30 p.m. with National Night Out to follow.

Council Member Williamson made a motion to adopt the Red Ribbon Proclamation, seconded by Mayor Pro-Tem Brown. The vote was unanimous.

COUNCIL MINUTES

Council Member Adams made a motion to approve minutes from the September 19, 2019 Regular Council Meeting, September 26, 2019 1st Public Hearing, September 26, 2019 2nd Public Hearing, September 26, 2019 Called Meeting, October 3, 2019 3rd Public Hearing, and October 3, 2019 Called Meeting as presented, seconded by Mayor Pro-Tem Brown. The vote was unanimous.

QUARTERLY REPORTS

Mitchell County Development Authority provided a report for the council's review.

Pelham Chamber of Commerce not report.

Pelham Downtown Development Authority/Main Street provided a report for the council's review.

REZONING APPLICATION

The purpose of the rezoning application is to consider rezoning specific properties in the Northwest and Northcentral part of town. The proposal is to rezone sections of northwest and northcentral Pelham from R1 to R2 to accommodate manufactured homes. The City Planning Commission held a public hearing on September 5th, 2019. Following the hearing, they voted unanimously to recommend the Council pass this application as presented.

Council Member Parrish made a motion to adopt the City's R2 Rezoning Application, seconded by Mayor Pro-Tem Brown. The vote was unanimous.

CORNERSTONE CONTRACT

Cornerstone Engineering Consultants, Inc. provided a proposal for the concrete inspection for the Freedom Park project. GDOT requires a concrete inspector to test and inspect the work done by AC Blount Concrete. Their estimated fee is \$6,500.

Council Member Williamson made a motion to adopt the Cornerstone Contract, seconded by Council Member Parrish. The vote was unanimous.

MUNICODE CONTRACT

Municode provides Ordinance Codification and the last published codified City Ordinances was 2003. The project will include codification of the City ordinances, publication of 5 hard copies, and publication of the ordinance on the world wide web. The estimated cost is \$12,750 to bring the codification up to date, and the annual subscription is \$645.

Council Member Adams made a motion to adopt the Municode Contract, seconded by Council Member Williamson. The vote was unanimous.

BEALL TIRE AGREEMENT

The Beall Tire Agreement is to provide a proposal to the Council to clear up ownership of Beall Tire's lift station. The ordinance states installation and maintenance are the responsibility to the owner. The pump physically resides on Beall Tire's property. To clear up ownership, the agreement proposes the City pays the cost of repairs, and in turn, Beall Tire assumes total ownership responsibilities for the pump.

Council Member Parrish made a motion to adopt the Beall Tire Agreement, seconded by Council Member Adams. The vote was unanimous.

FINANCIAL REPORTS

Reviewed financial reports from September 2019 as presented.

DEPARTMENT REPORTS

Reviewed department reports from Pelham Police Department, Fire Department, Utility Department, and Code Enforcement.

CITY MANAGER'S REPORT

Week of 14 - 18 Oct

Advanced Voting continues until November 1st.

City Wide -Clean Up

- The City-Wide Fall Clean-up Week begins on Monday, October 21, 2019 and ends on Friday, October 25, 2019.

Public Works Season Priorities

- The City manager has directed the following priorities for the Fall/Winter Season

1. All aspects of Public Right-of-Way, grass, edging, dead vegetation or unruly vegetation, ditches, signs, whatever does look right in the right-of- way
2. Cemeteries
3. Parks

Old GA Power Building

- Phantaslube will no longer be purchasing the old Georgia Power building and the building is back on the market.
- Mitchell County Development Authority will be advertising the property for us.

ICMA Annual Conference

- The City Manager will in Nashville from Saturday until next Wednesday at the International City/ County Managers Association annual conference.

A directive was giving to City Manager Bennett to move forward with fixing Wilson Street with funds from LMIG and no resurfacing would be done this year.

EXECUTIVE SESSION

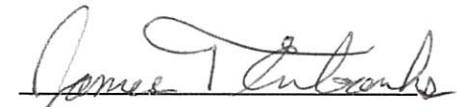
Mayor Pro-Tem Brown made a motion to enter Executive Session, seconded by Council Member Parrish. The vote was unanimous. Mayor Eubanks stated the purpose of executive session was to discuss real estate. The meeting was closed at 7:28 p.m.

RECONVENE REGULAR SESSION

Council Member Adams made a motion to reconvene into Regular Session, seconded by Council Member Robinson. Mayor Eubanks stated the meeting was back in Regular Session at 7:56 p.m. Mayor Eubanks stated no votes were taken during Executive Session.

ADJOURN

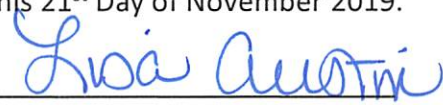
With no further business to come before the Pelham City Council, **Council Member Adams** made a motion to adjourn the meeting, **seconded by Council Member Williamson**. The vote was **unanimous**. **Mayor Eubanks** declared the meeting closed at 7:59 p.m.



Mayor, James Eubanks

AUTHENTICATED:

This 21st Day of November 2019.



City Clerk, Lisa Austin

AFFIDAVIT

Before an officer duly authorized to administer oaths appeared James T. Eubanks who, after being duly sworn, deposes and on oath states the following:

- (1) I am competent to make this Affidavit and have personal knowledge of the matters set forth herein.
- (2) Pursuant to my duties as Mayor, I was the presiding officer of a meeting of the Pelham City Council held on the 17th day of October, 2019. A portion of said meeting was closed to the public.
- (3) It is my understanding that O.C.G.A. § 50-14-4(b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) of this Code section, the person presiding over such meeting or, if the agency's policy so provides, each member of the governing body of the agency attending such meeting, shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

- (4) The subject matter of said meeting, or the closed portion thereof, was devoted to matters within exceptions to public disclosure provided by law. Those specific relevant exceptions are identified as follows. The only matter(s) considered or discussed during the closed portion or executive session of the meeting is/are as checked below.

- A. Meeting to discuss or vote to authorize the settlement of a matter covered by the attorney-client privilege as provided in Georgia Code section 50-14-2(1) and 50-14-3(b)(1)(A). The subject discussed was land behind city hall
agreement.
- B. Meeting to discuss or vote to authorize negotiations to purchase, dispose of or lease property as provided in Georgia Code section

50-14-3(b)(1)(B).

- _____ C. Meeting to discuss or vote to authorize the ordering of an appraisal related to the acquisition or disposal of real estate as provided in Georgia Code section 50-14-3(b)(1)(C).
- _____ D. Meeting to discuss or vote to enter into a contract to purchase, dispose of, or lease property subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(D).
- _____ E. Meeting to discuss or vote to enter into an option to purchase, dispose of, or lease real estate subject to approval in a subsequent public vote as provided in Georgia Code section 50-14-3(b)(1)(E).
- _____ F. Meeting to discuss or deliberate upon the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a public officer or employee as provided in Georgia Code section 50-14-3(b)(2).
- _____ G. Meeting to interview one or more applicants for the position of the executive head of an agency as provided in Georgia Code section 50-14-3(b)(2).
- _____ H. Pursuant to the attorney-client privilege and as provided by Georgia Code section 50-14-2(1), a meeting otherwise required to be open was closed to the public in order to consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial action brought or to be brought by or against the agency or any officer or employee or in which the agency or any officer or employee may be directly involved and the matter discussed was _____
_____.
- _____ I. Staff meeting held for investigation purposes under duties or responsibilities imposed by law as provided by Georgia Code section 50-14-3(a)(1).

_____ J. Meeting to consider records or portions of records exempt from public inspection or disclosure pursuant to Article 4 of Chapter 18 of Title 50 of the Georgia Code because there are no reasonable means to consider the record without disclosing the exempt portions.

This Affidavit is executed for the purpose of complying with the mandate of O.C.G.A. § 50-14-4(b) and is to be filed with the official minutes for the aforementioned meeting.

This 17th day of October, 2019.

James T. Tuborha
Affiant

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

Sworn to and subscribed before me this 17th day of October, 2019

Lisa Austin
Notary Public

My commission expires _____



James P. ...

J.P.

