

CITY COUNCIL
GIL MCDOUGAL, MAYOR
MATTHEW MOMTAHAN, MAYOR PRO TEM
SHIRLEY MARCHMAN
DANNY CARTER
LESLIE MCPHERSON
ANNA MCCOY

City of Villa Rica



CITY MANAGER: TOM BARBER
CITY CLERK: ALISA DOYAL
CITY ATTORNEY: C. DAVID MECKLIN

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VILLA RICA, GA. 30180
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CITY COUNCIL MEETING MINUTES

Holt-Bishop Justice Center, 101 Main Street
Tuesday, May 10, 2022 | 6:00 pm

Meeting Call to Order (Mayor Gil McDougal)

Mayor Gil McDougal called the meeting to order at 6 pm.

Present: Councilwoman Shirley Marchman, Councilman Danny Carter, Councilwoman Leslie McPherson
Councilman Matthew Momtahan and Councilwoman Anna McCoy

Invocation: Pastor Earl Smith, Shepherd's House of Prayer

Pledge of Allegiance: Corporal Tommy Thornhill, Villa Rica Police Department

Ceremonial Presentations (Mayor Gil McDougal)

- Recognition of Licenses Earned:
 1. Hunter Oldham – Class III Wastewater License
 2. C. J. McDougal – Class III Wastewater License
 3. Robert Elliott – Wastewater Collection License
 4. Chase Martin – Wastewater Collection License
 5. Tyler Gable – State Wastewater Lab Analyst License
 - 6.
- Recognition of Employee Anniversaries:
 1. Christie Gail Frost – 5 Years of Service (Distribution and Collection)
 2. Ethan Joseph Waits – 5 Years of Service (Solid Waste)
- Recognition of Georgia Association of Chiefs of Police State Certification

Adoption of Agenda (Mayor Gil McDougal)

Councilman Matthew Momtahan requested that Agenda Item #D1 (2022 Alcohol License Agreements with Uncorked on Main for 2022 Summer Concert Series) be moved to #C2.

Motion: Councilman Danny Carter moved to adopt the agenda as amended.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Danny Carter, Councilman
SECONDER:	Shirley Marchman, Councilwoman
AYES:	Carter, Marchman, McPherson, Momtahan, McCoy

Public Comment (We ask that you sign in for Public Comment before the meeting begins. Please state your Name and Address for the record and limit your comments to three minutes.)

Two citizens came forward to make a public comment.

1. Joel Crawford, 340 Bolijeri Blvd.
2. Kurt Kraft, 2406 Ridgelake Drive

Council Updates (Subjects of General Interest and Concern)

Councilwoman Leslie McPherson gave a shout out to the Wastewater and Water Plant Employees for the jobs they do for the city, to the Villa Rica Historic Society for the work they have done cleaning up Wick's Tavern property, and to Shannon Gordon for the nice job putting together the Farmer's Market. She requested an update on when the Butterballs building will come down, and for staff to work on suggestions for traffic calming devices with the \$20,000 remaining budget.

A. Consent Agenda (Mayor Gil McDougal)

Mayor Gil McDougal presented the Consent Agenda for approval.

1. Election of GMA/s District 4 Officers
2. Police Department and Courthouse Generator Project
3. Appointment of Melissa Hill for 2022 Main Street Advisory Board
4. Georgia Conservancy Contract with Villa Rica
5. Mobile Covered Stage for July 3rd Fireworks Show Event
6. Sound & Lighting for July 3rd Fireworks Event
7. July 3rd Concert – Glow Band and A1A Band
8. Lift Station Supervisory Control and Data Acquisition (SCADA) Upgrade
9. Request for Engineering Services Identified as Addendum #2 2 to Water Treatment Plant Improvements Proposal dated March 19, 2018 by Carter & Sloope Engineers for Bathymetric Survey of Lake Paradise, and Yield Study for Lake Cowan, Lake Paradise and Lake Fashion.
10. Excess (Supplemental) Cyber Liability Insurance
11. Approval of a New Five-year Agreement with GFL Environmental, Inc.
12. Approval of the Updated Customer Sanitation Rates Due to the New GFL Contract
13. Resolution of Support – Rural Downtown Redevelopment Grant Program Application and 20% Match Commitment
14. Authorization of Agreement for Twin Oaks II Punch List Work through RDJE, Inc.
15. Renew the Lease of the Old Library to Southeastrans for Six Months

Councilman Danny Carter moved to adopt the Consent Agenda.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Danny Carter, Councilman
SECONDER:	Shirley Marchman, Councilwoman
AYES:	Carter, Marchman, McPherson, Momtahan, McCoy

B. Governing Body (Mayor Gil McDougal)

1. Approval of Minutes
 - a. Council Meeting Minutes of April 12, 2022
 - b. Special Called Council Meeting Minutes of April 25, 2022

Councilwoman Shirley Marchman moved to approve the Council Meeting Minutes of March 8, 2022 and the Special Called Council Meeting Minutes of April 25, 2022.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Shirley Marchman, Councilwoman
SECONDER:	Leslie McPherson, Councilwoman
AYES:	Marchman, McPherson, Carter, Momtahan, McCoy

C. Community Development (Tracy Jarvis, Director)

1. ALP 2-2022 – Application for Alcohol Catering Permit for Uncorked on Main LLC129 Main Street, Villa Rica, GA and Public Hearing (Nyree Simpson, Licensing Specialist)

Uncorked on Main requested an Alcohol Catering Permit to expand their service offerings.

Public Hearing: No one came forward to speak.

Motion: Councilman Danny Carter moved to approve the applicant's request to include a designation of Alcohol Catering permit to their current Alcohol Permit license pursuant to Article XI of the City of Villa Rica Ordinance.

RESULT:	ADOPTED (VOTE: 4-1)
MOVER:	Danny Carter, Councilman
SECONDER:	Leslie McPherson, Councilwoman
AYES:	Carter, McPherson, Momtahan, McCoy
NAYS:	McPherson

2. 2022 Alcohol License Agreements with Uncorked on Main – 2022 Summer Concert Series at the MILL Amphitheater (Janet Chumley, Main Street Manager)

A License agreement with Uncorked on Main and the City of Villa Rica to provide the sale of beer and wine at the Villa Rica Main Street summer concert series for 2022 at The MILL Amphitheater.

Motion: Councilman Danny Carter moved to approve the license agreement with Uncorked on Main to be used for the purpose of providing beer and wine sales at the June 4, July 9, August 6 and September 9 Summer Concert series at The MILL Amphitheater.

RESULT:	ADOPTED (VOTE: 4-1)
MOVER:	Danny Carter, Councilman
SECONDER:	Matthew Momtahan, Councilman
AYES:	Carter, Momtahan, McPherson, McCoy
NAYS:	Marchman

3. Introduction of Section 8.27 – Supplementary Regulations for Liquor Stores, Package Stores and Liquor Outlets and Amendment of Section 13.01 (Definitions) and Public Hearing (Ronald Johnson, Planning and Zoning Specialist)

Public Hearing: No one came forward to speak.

Motion #1: Councilman Danny Carter moved to approve new supplementary regulations for Liquor Stores, Package Stores and Liquor Outlets within Section 8.27 as submitted by staff, attached hereto.

RESULT: **ADOPTED (VOTE: 4-1)**
MOVER: Danny Carter, Councilman
SECONDER: Leslie McPherson, Councilwoman
AYES: Carter, McPherson, Momtahan, McCoy
NAYS: Marchman

Motion #2: Councilman Danny Carter moved to approve an amendment to Section 13.01 *Definitions* to include a definition for “Package Store” as submitted by staff, attached hereto.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Danny Carter, Councilman
SECONDER: Leslie McPherson, Councilwoman
AYES: Carter, McPherson, Momtahan, McCoy
NAYS: Marchman

4. Amendment to Section 9.03 – Multifamily and Single-Family Attached Design Standards and Public Hearing (Ronald Johnson, Planning and Zoning Specialist)
 Amendment to Section 9.03 and Table 4.4 clarify the design standards within this subsection to clean up language as it relates to single-family attached developments.

Public Hearing: No one came forward to speak.

Motion #1: Councilman Matthew Momtahan moved to approve the proposed amendment to Section 9.03 of the City of Villa Rica Zoning Ordinance as attached hereto.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Matthew Momtahan, Councilman
SECONDER: Danny Carter, Councilman
AYES: Momtahan, Carter, Marchman, McPherson, McCoy

Motion #2: Councilman Matthew Momtahan moved to approve the proposed amendment to Table 4.4 of the City of Villa Rica Zoning Ordinance as attached hereto.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Matthew Momtahan, Councilman
SECONDER: Danny Carter, Councilman
AYES: Momtahan, Carter, Marchman, McPherson, McCoy

5. New Ordinance to Establish Regulations for 5G Wireless Antennas and Public Hearing (Ronald Johnson, Planning and Zoning Specialist)
 To establish regulations and standards for installation of 5G wireless antennas.

Public Hearing: No one came forward to speak.

Motion: Councilman Danny Carter moved to approve the proposed ordinance to regulate 5G antenna installations as presented by staff and attached hereto.

RESULT: **ADOPTED (UNANIMOUS)**

MOVER: Danny Carter, Councilman
SECONDER: Leslie McPherson, Councilwoman
AYES: Carter, McPherson, Marchman, Momtahan, McCoy

6. VA-06-22 – Take 5 Oil Change Sign Variance and Public Hearing (Ronald Johnson, Planning and Zoning Specialist)
Signs Unlimited, LLC of Durham, North Carolina requested a variance from sign ordinance regulations to install four additional wall signs on the façade of the building

Public Hearing: No one came forward to speak.

Motion #1: Councilman Danny Carter moved to deny the request for a wall sign on the front of the building, facing Highway 61 as submitted by Signs Unlimited, LLC.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Danny Carter, Councilman
SECONDER: Leslie McPherson, Councilwoman
AYES: Carter, McPherson, Marchman, Momtahan, McCoy

Motion #2: Councilman Danny Carter moved to deny the request for a wall sign on the rear of the building, facing the Villa Rica Crossing shopping center parking lot as submitted by Signs Unlimited, LLC.

RESULT: **ADOPTED (VOTE: 4-1)**
MOVER: Danny Carter, Councilman
SECONDER: Matthew Momtahan, Councilman
AYES: Carter, Momtahan, Marchman, McPherson
NAYS: McCoy

Motion #3: Councilman Danny Carter moved to deny the request for two wall signs on either side of the building as submitted by Signs Unlimited, LLC.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Danny Carter, Councilman
SECONDER: Leslie McPherson, Councilwoman
AYES: Carter, McPherson, Marchman, Momtahan, McCoy

7. VA-07-22 – RBE Holdings, LLC of Lithia Springs, Georgia – Variance Request from Table 7.6/Section 7.03(2)(vii) and Public Hearing (Ronald Johnson, Planning and Zoning Specialist)

Public Hearing: No one came forward to speak.

Motion: Councilman Danny Carter moved to approve the variance request to place the driveway entrance at 242' from the Florence Circle intersection along Highway 78, as shown on the submitted variance exhibit.

RESULT: **ADOPTED (UNANIMOUS)**
MOVER: Danny Carter, Councilman
SECONDER: Matthew Momtahan, Councilman

AYES: Carter, Momtahan, Marchman, McPherson, McCoy

D. Finance (Jennifer Hallman, Finance Director)

1. FY2022 Budget Amendments - #187 – 292 (Sarah Andrews, Deputy City Manager)
To adopt a resolution amending the 2022 budget.

Motion: Councilwoman Anna McCoy moved to adopt the resolution amending the 2022 fiscal year budget pursuant to Section 2-71 of the City Charter.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Anna McCoy, Councilwoman
SECONDER:	Shirley Marchman, Councilwoman
AYES:	McCoy, Marchman, Carter, McPherson, Momtahan

E. Executive Session (C. David Mecklin, City Attorney)

City Attorney David Mecklin announced the City Council will be going into Executive Session for these purposes:

1. Meeting to discuss or vote 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).
2. 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).

Motion: Councilman Danny Carter moved to go into Executive Session for the purposes stated by the City Attorney.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Danny Carter, Councilman
SECONDER:	Matthew Momtahan, Councilman
AYES:	Carter, Momtahan, Marchman, McPherson, McCoy

The Council returned from Executive Session at 8:55 pm.

Motion: Councilman Danny Carter moved to return to regular session.

RESULT:	ADOPTED (UNANIMOUS)
MOVER:	Danny Carter, Councilman
SECONDER:	Shirley Marchman, Councilwoman
AYES:	Carter, Marchman, McPherson, Momtahan, McCoy

Executive Session Action: City Attorney David Mecklin reported that two actions taken in Executive Session need to be brought out into regular session. The first is the motion to approve the employment of Ms. Lena Taylor as the Department Head of Human Resources. Councilman Danny Carter moved to approve, seconded by Councilwoman Shirley Marchman.

RESULT:	ADOPTED (UNANIMOUS)
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MOVER: Danny Carter, Councilman
SECONDER: Shirley Marchman, Councilwoman
AYES: Carter, McPherson, Marchman, Momtahan, McCoy

The second item is to announce that Municipal Judge Michael Hubbard was recently appointed as Chief Magistrate Judge for Carroll County, and has tendered his resignation as our Municipal Judge effective May 20, 2022. The city is going to accept applications from any and all interested persons for the next ten days for the council's evaluation.

Adjournment: Councilwoman Shirley Marchman moved to adjourn, seconded by Councilman Matthew Momtahan. The vote was unanimous. Mayor Gil McDougal adjourned the meeting.

Mayor Gil McDougal

City Clerk Alisa Doyal