

CITY COUNCIL
GIL MCDOUGAL, MAYOR
MICHAEL YOUNG, MAYOR PRO-TEM
SHIRLEY MARCHMAN
DANNY CARTER
LESLIE MCPHERSON
MATTHEW MOMTAHAN

City of Villa Rica



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

571 W BANKHEAD HWY
VILLA RICA, GA. 30180
770.459.7000 | VILLARICA.ORG

SPECIAL CALLED CITY COUNCIL MEETING AGENDA

Holt-Bishop Justice Center, Municipal Courtroom, 101 Main Street

February 2, 2021 | 3:00 PM

Meeting Call to Order (Mayor Gil McDougal)

Adoption of the Agenda (Mayor Gil McDougal)

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)

A. Governing Body (Mayor Gil McDougal)

1. Professional Service Agreement with Wesley Starrett to Serve as Solicitor of the Municipal Court of the City of Villa Rica (Tom Barber, City Manager)

B. Adjournment



Agenda Item: _____

CITY OF VILLA RICA

City Council Meeting Agenda Item Cover Sheet

SUBJECT: Professional Services Agreement with Wesley Starrett to Serve as Solicitor of the Municipal Court of the City of Villa Rica

AGENDA DATE: February 09, 2021
PREPARED BY: Tom Barber

DATE PREPARED: January 26, 2021

AMOUNT: \$100 per hour
FUNDING SOURCE: General Fund

GL ACCOUNT #: 100-2650-521223
BUDGETED ITEM? Yes

PURPOSE: To appoint Wesley Starrett as the Solicitor of the Municipal Court.

BACKGROUND: Chris Wynn has announced his resignation due to a scheduling conflict. Wesley Starrett has been recommended to staff as Chris' replacement. Judge Michael Hubbard supports the decision to appoint Mr. Starrett as the Solicitor.

STAFF RECOMMENDATION: Staff recommends the appointment of Wesley Starrett to serve as Solicitor for the Municipal Court.

IMPACT: Mr. Starrett will be paid \$100 per hour for his services.

MOTION: I move to authorize the City Manager to execute a professional services agreement with Wesley Starrett as the Solicitor for the Municipal Court of Villa Rica at an hourly rate of \$100, effective Wednesday, February 3, 2021.

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT is made and entered into by and between the CITY OF VILLA RICA, GEORGIA, a municipal corporation, (hereinafter referred to as the "City") and WESLEY STARRETT (hereinafter referred to as "Solicitor" or "Starrett").

W I T N E S S E T H:

WHEREAS, the City has selected WESLEY STARRETT to serve as the Solicitor for the Municipal Court for the City of Villa Rica, as provided by Georgia law, the City Charter, and the City Code of Ordinances; and

WHEREAS, it is the desire of the City and the Solicitor to document certain duties, benefits, and responsibilities of the Solicitor; and

WHEREAS, the Solicitor desires to accept the position as Solicitor of said City;

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

1. Duties.

(a) The City hereby appoints Starrett to serve as the Solicitor of the City pursuant to Georgia law and the Villa Rica City Code of Ordinances to perform the functions and duties specified in State law and by City Charter and to perform all such other legally permissible and proper duties and functions as may be required for the position of Solicitor. The Solicitor shall perform duties as may be requested or dictated by the Judge of the Villa Rica Municipal Court.

(b) The Solicitor shall be an independent position. The Solicitor agrees to work with and cooperate with the City Manager and other appropriate City officials and employees regarding administrative and budgeting matters.

(c) The Solicitor shall also serve as the primary prosecuting officer of the Villa Rica Municipal Court.

2. Term.

The parties acknowledge that this appointment is an at will appointment for a period of one (1) year pursuant to Georgia law beginning on February 3, 2021. The term of the Agreement may be extended on a year-to-year basis upon mutual agreement of the parties or may be terminated by either party at any time.

3. Compensation.

(a) The City agrees to pay the Solicitor for services rendered pursuant hereto the sum of \$100 per hour. The Solicitor acknowledges that he serves as an independent contractor and is not an employee of the City.

(b) The City further agrees to pay for all reasonable expenses incurred by the Solicitor in order to comply with the training requirements imposed by Georgia law. If the Solicitor is employed by another municipality in a similar position the Solicitor will apportion the expenses among municipalities on a fair basis.

4. The Solicitor shall not have the power to hire nor fire any employees of the City without receiving the approval of the City Manager.

5. This Agreement constitutes the sole and only agreement of the parties and supersedes any prior understandings or written or oral agreements between the parties respecting this subject matter.

6. The governing law of the validity of this Agreement and any of its terms and conditions as well as the rights and duties of the parties shall be governed by the laws of the State of Georgia and any venue for any action concerning this Agreement shall be in Carroll County, Georgia.

Signed this ____ day of February, 2021.

CITY OF VILLA RICA, GEORGIA

By: _____
Tom Barber, City Manager

WESLEY STARRETT, Solicitor



Agenda Item: _____

CITY OF VILLA RICA

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