

Canton, Georgia

*151 Elizabeth Street
Canton, Georgia 30114*



Minutes - Final - Final

Thursday, June 1, 2017

6:10 PM

Work Session

151 Elizabeth Street

City Council

1. Meeting Called to Order

Present for the meeting were:

Mayor Gene Hobgood

Mayor Pro-Tempore Bill Grant

Councilmember Sandy McGrew

Councilmember JoEllen Wilson

Councilmember Jack Goodwin

Councilmember John Rust

Councilmember Farris Yawn

City Manager Billy Peppers

City Attorney Bobby Dyer

Donna Bell—Executive Assistant

Mark Mitchell—Police Chief

Lorrie Waters—Human Resources

Nathan Ingram—Chief Financial Officer

David Hatabian—Utilities Engineer

Angela Thompson—Communications Director

Pat Gold—Public Outreach Coordinator

Scott Hooper—Public Works Director

Matthew Thomas—Economic Development Manager

Mark Crosby—Building and Safety Services Director

Teresa Fitts—Clerk of Courts

2. Pledge of Allegiance/Invocation

The Pledge of Allegiance to the American Flag was led by Mayor Hobgood followed by an invocation given by Councilmember Rust.

3. Guests and Visitors**A. Dr. Jonathan Swift Day Proclamation**

Mayor Hobgood read and presented a proclamation to Dr. Jonathan Swift designated June 1, 2017 at Dr. Jonathan Swift Day in the City of Canton.

4. Public Service Announcements

Councilmember McGrew read a list of upcoming events and activities occurring in Canton.

City Manager Peppers announced that Lifestyles at Laurel Canyon, LLC., had submitted that afternoon an \$800,000 performance bond to the City for the construction of the second entrance of the development. He stated that he was awaiting one document from the insurer of the bond, but that he would not be asking Council to add any item related to Laurel Canyon to the agenda.

5. Consideration to Approve Agenda

Mayor Pro-Tempore Grant moved to approve the agenda with Councilmember Rust seconding the motion. The motion passed unanimously.

6. Consideration to Approve Minutes

*Councilmember Yawn moved to approve the May 18, 2017 Minutes.
Councilmember Rust seconded the motion and it passed unanimously.*

- A. May 18, 2017 Council Meeting Minutes - Attachment 6A

Attachments: [May 18, 2017 Council Meeting Minutes](#)

Councilmember Goodwin moved to approve the agenda with Councilmember Rust seconding the motion. The motion passed unanimously.

7. Acknowledgement of Financial Statements

- A. April Financials - Chief Financial Officer Nathan Ingram - Attachment 7A

Attachments: [FY 2017-Apr](#)

8. Ten Minute Public Input

Under the ten-minute public input, the following individuals spoke on the noted subjects:

*Mr. Jay Hall—Appreciation to Mayor and Council for action regarding Lifestyles at Laurel Canyon, LLC and second entrance
Susan Stanton—Concerns about Code Enforcement*

9. CONSENT AGENDA - Items to Consider for Consent Agenda

No Items for Consent Agenda

10. OLD BUSINESS

- A. id8 Brand Presentation and Update - Communications & Outreach Director Angela Thompson

Communications & Outreach Director Angela Thompson invited Kriston Sellier of id8 to provide a presentation to the City Council and Mayor related to the new City of Canton branding project. Mayor and Council joined the audience for the presentation. The consultant showed the new City of Canton logo along with additional renderings of the logo as a sign application on two bridges. Bags were distributed to the Audience.

- B. Discussion and Possible Action of a Special Event Permit for Tom Dixon, Sky Rebels Model Airplane Club, September 29- October 01, 2017 - Public Outreach Manager Pat Gold - Attachment 9F

Attachments: [Sky Rebels Model Airplane Club](#)

Mr. Dixon presented Mayor and Council with information about a special event

request by his club to utilize Etowah River Park September 29 to October 1, 2017. He brought a sample of the airplanes to be flown during the event and stated that the group would only use the greenspace in the event oval at the park. Mr. Dixon stated that the planes are tethered to the pilot on the ground and have tether length of not more than 70 feet. He stated that the planes are no more than 8 feet in wing span. Councilman Rust asked when the club would need an answer on approval to use the park and Mr. Dixon stated as soon as possible.

- C. Discussion and Possible Action of Cherokee County School District Partnership Agreement- City Manager Billy Peppers - Attachment 9A

Attachments: [DRAFT Partnership Agreement - City of Canton 05182017 \(2\)-not marked up](#)
[CCSD Partnership Agreement \(1\)](#)

Mr. Peppers provided a draft of the City of Canton and Cherokee County School District Partnership Agreement. The agreement was discussed by a Council committee consisting of Councilmembers Yawn, Goodwin and Wilson. Mr. Peppers did not make changes to the district portion of the agreement, but stated that the agreement included all items that the City currently provides as assistance or support to the District and the manner in which it is currently delivered. He also stated that the some of the larger paragraphs from prior year had been divided out into specific line items. Mayor Pro-Tempore Grant asked about the specification of allowing City staff to present at School Board Meetings and CCSD staff to present at Council Meetings. Mr. Peppers stated that in this instance, the District or City would request to be placed on the other entities agenda, but that it was not requiring the City to have a person at all School Board Meetings. Mayor Hobgood asked about the current usage of Boling Park and asked if the City would be able to use school facilities, to which Mr. Peppers stated the agreement provides a process for that request. Councilmember Wilson asked if Item 22 in Section 3 could be adjusted to allow all Cherokee County Schools within the City limits of Canton be eligible to utilize Canton Theatre for field trips and productions. Mr. Peppers stated he would make that change.

11. NEW BUSINESS

- A. Discussion and Possible Action of Ordinance Amendment, Section 105.14.02, Appeal from Canton Board of Zoning Appeals Decision and Section 105.14.03, Appeal from Canton Board of Construction Adjustments and Appeals - Community Development Director Ken Patton - Attachment 9G

Attachments: [Amendment to appeal decision by the BZA and Board of Construction Adjust](#)

Mr. Dyer stated that this provided an additional path for appeals from the Boards of Appeals. Under the proposed amendment, those items could be heard before Council before moving to the Superior Court. Mayor Pro-Tempore Grant asked if this hearing would be required and Mr. Dyer stated that Council could opt not to hear an appeal and have it go straight to the Superior Court. Mr. Dyer also stated that since this would follow a public hearing process, that Council could decide at the next meeting whether or not to hear the appeal and then direct the case through the public hearing process. Mr. Peppers stated that this process followed the County process.

- B. Discussion and Possible Action of 10 Year Update to Canton's Comprehensive Plan - Community Development Director Ken Patton - Attachment 9B

Attachments: [Canton Comprehensive Plan](#)

Mr. Peppers stated that the last direction on this update needed from Council would be the appointment of a stakeholders group. Peppers stated that he believed the Commission on Canton's Future would be a good cross-section for this task. Mayor Hobgood stated that he was concerned in having that group serve as the Council had still not received the last task assigned to the Commission. Mr. Grant asked that before the group were appointed, that the members of the Commission should be asked if they wished to serve. Mr. Peppers stated he would reach out to the Commission.

- C. Discussion and Possible Action of Special Purpose Local Option Sales Tax Intergovernmental Agreement with Cherokee County Board of Commissioners - City Manager Billy Peppers - Attachment 9C

Attachments: [2017-05-11 - Intergovernmental Sales Tax Agreement - SPLOST_canton Dr](#)

Mr. Peppers provided to Mayor and Council a draft Intergovernmental Agreement between the cities of Cherokee County and the Board of Commissioners. He stated that he had drafted the expenditure of Canton's estimated SPLOST proceeds as follows:

- *Transportation Facilities, Equipment and Improvements--\$7,113,045*
- *Parks and Recreation Facilities and Equipment--\$6,000,000*
- *Emergency Communications System Equipment and Improvements--\$1,500,000*
- *General Government Buildings and Equipment--\$7,000,000*
- *Economic Development--\$3,000,000*
- *Debt Service for such projects*

Mr. Peppers explained that the figure was slightly higher than previously discussed at Council Retreat due to changes in the County's tier one project. The County and Cities had verbally agreed to share the cost of a digital radio system for emergency communications, with the City of Canton's share at around \$1.25 million and Mr. Peppers had rounded that up to \$1.5 million to include additional equipment. Peppers provided Mayor and Council with additional projects that could fall under each pot of funds. Mayor Hobgood asked that the pot of funds be more specific as SPLOST is meant for Special Projects. Mayor Pro-Tempore Grant stated that he understood that the ballot language should provide more flexibility to the City should a project come in under budget, but that the City should provide a detail of that spending to the voters. Mr. Peppers suggested that Council could approve a resolution outlining those projects to the voters with the broader categories for the ballot language.

- D. Discussion and Possible Action of InterDev Proposals for GIS and IT Services through FY 2017- City Manager Billy Peppers - Attachment 9H

Attachments: [GIS Services Proposal 3 month - 12 month](#)
[IT Services Proposal 3 month - 12 month \(1\)](#)

Mr. Peppers provided an update to Mayor and Council on the IT and GIS audit performed by InterDev, stating that the IT system needed some equipment

improvements and that GIS needed some technical assistance. He suggested that the Council consider the proposal for the current fiscal year only and that the City Manager and CFO would provide a recommendation for the coming fiscal year as part of the budget.

- E. Discussion and Possible Action of Revisions to Alcohol Ordinances including changes to Serving Permit Requirements, Adjusting the Alcohol Contents as Percentages to Match the State, Modifications to Meet State Changes to Breweries, and Events at Growler Stores- City Attorney Bobby Dyer / City Manager Billy Peppers - Attachment 8D

Attachments: [Alcohol Ordinance 5.24.17](#)

Mr. Dyer presented several ordinance changes to Mayor and Council related to alcohol. The first change would increase the alcohol volume for Malt Beverages to match the existing limit in State law at fourteen percent. The second would allow the issuance of a servers permit to an individual that has had no more than two convictions of a misdemeanor within a two year period. The third change allows brew pubs to sell packaged beer brewed on site to the public as allowed in state law and also changed definitions of barrel and regulations on brew pubs to match the state. The final item was to discuss options for growler stores. Mr. Dyer submitted that the first option would be to allow growler stores to have events six times per week or to follow the option recently approved by Roswell to allow growlers to also have a pouring license and waive the food requirement. Councilmember Goodwin stated that he felt that Council should not waive the food requirement. Councilmember Grant stated that he felt the Roswell option was more transparent. Councilmember Wilson stated that she was concerned that removing the food option was different than what voters were told when the referendum for pouring was approved. Mayor Hobgood stated that this pushes the Council to make a decision on bars at some point.

- F. Discussion and Possible Action of Parking Requests by The Snug- City Manager Billy Peppers

Mr. Peppers provided a map to Council outlining the current handicapped accessible parking near the Snug. He stated that 8 spaces existed within two blocks. He also stated a concern in turning the parallel spaces in front of the Snug to handicap accessible as it would spill handicap vehicles that load on the passenger side into the travel lane on East Main and that there is not a ramp in front of the restaurant. He also stated that he did not see a justification for provided a business with dedicated spaces on North Street. Mayor Hobgood stated that he was not sure exactly how the parking for Mid City Pharmacy got approved before. Councilmember Yawn stated that he wished the City could find additional handicap spaces in this area of town and how needed they are. Mr. Peppers agreed to have the Police Department review the current usage of spaces and provide information back to Council.

12. City Manager's Report

Mr. Peppers stated that he would be requesting the Mayor and Council look at their calendars for the coming weeks to set up the initial budget discussion work sessions.

13. Council Introduced Items

14. Mayor's Report

Mayor Hobgood had nothing else to report.

15. Adjourn to Executive Session for Real Estate, Litigation and Personnel

Councilmember Rust moved to adjourn into Executive Session for Real Estate, Litigation and Personnel. Councilmember Goodwin seconded the motion and it passed unanimously.

The Mayor and Council did not return to open session.