



# City Council Regular Meeting

Monday, April 05, 2021

7:00 PM

City Hall, 129 E Memorial Dr, Dallas GA 30132

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*Individuals with disabilities who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of a meeting or the facilities, are required to promptly contact the City's ADA Coordinator at 770-443-8110 ext. 1604 or e-mail [rbruce@dallasga.gov](mailto:rbruce@dallasga.gov) to allow the city to make reasonable accommodations for those persons.*

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## MINUTES

### PUBLIC HEARING

**Prior to the Regular Meeting, a Public Hearing will be held for the following:**

**Annexation Application A-2021-01** submitted by Suzanne Kilgo, titleholder; Jonathan Jones w/Elite Engineering, representative); requesting to annex property located on Old Villa Rica Rd, Dallas, Ga. (unassigned address)Application was subject to a public hearing before the Dallas Planning Commission on 4/1/2021, and was recommended for approval. (3-0)

**Zoning Application Z-2021-01** submitted by Suzanne Kilgo, titleholder; Walter Hudson/Summerlyn Homes, LLC, applicant; and Jonathan Jones w/Elite Engineering, representative; requesting to zone property located on Old Villa Rica Rd., Dallas, Ga. (unassigned address), to a city zoning classification of R-3 Residential District, High Density. Application was subject to a public hearing before the Dallas Planning Commission on 4/1/2021, and was recommended for approval. (3-0)

**Zoning Application Z-2021-02** submitted by Sharon B. Daniels, titleholder; and Brad Cooper w/Blue River Development Acquisitions, LLC, applicant; requesting to rezone property located at 250 Polk Ave., Dallas, Ga., from a zoning classification of R-1 Single-family Residential District, to a zoning classification of R-3 Residential District, High Density. Application was subject to a public hearing before the Dallas Planning Commission on 4/1/2021, and was recommended for approval. (2-1)

### CALL TO ORDER

The 7:00 PM meeting was called to order on April 5, 2021 at Dallas City Hall.

Staff Present: City Manager- Kendall Smith; City Clerk- Tina Clark; Police Chief- Joe Duvall; City Attorney- Glen Stinson; Public Works Director- Brandon Rakestraw; Business Development Director- Amber Whisner

### INVOCATION AND PLEDGE

Councilmember Cason led the Invocation and Pledge.

### RECOGNITION OF VISITORS AND COMMENTS

None

**MINUTES APPROVAL**

1. Motion to adopt the Minutes from March 1, 2021 meeting.

Motion made by Councilmember Henson, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

**CONSENT AGENDA**

None

**OLD BUSINESS**

2. Motion to approve Annexation Application A-2021-01 (Tabled 3/1/21); Suzanna Kilgo, titleholder; Jonathan Johns w/Elite Engineering, representative, property on Old Villa Rica Rd, Dallas, Ga

Motion made by Councilmember Alls, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

3. Motion to approve Zoning Application Z-2021-01 (Tabled 3/1/21); Suzanne Kilgo, titleholder; Walter Hudson/Summerlyn Homes, LLC, applicant; and Jonathan Jones w/Elite Engineering, representative; Old Villa Rica Rd. R2 with the following conditions: Single Family Detached homes with a maximum of 120 units and a density of 2.5 units per acre 46% of the lots will be 60-64 feet wide and 54% will be over 65 feet wide. No more than 16 lots less than 7,500 square feet. If the bore needs to be changed, the applicant agreed to the upgrade.

Motion made by Councilmember Henson, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

4. Motion to adopt Ordinance amendment to Chapter 44 Zoning, Article II, Division 2, Sec. 44-55 Application for Hearing. (Second read Ord Amd OA-2021-04)

Motion made by Councilmember Cason, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

5. Motion to adopt Ordinance amendment to Chapter 4 Alcoholic Beverages, Sec. 4-83 (4) in regards to Sunday alcohol sales (Second read: Ord Amd #OA-2021-02)

Motion made by Councilmember Arnold, Seconded by Councilmember Henson.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

6. Motion to adopt Ordinance amendment to Chapter 4 Alcoholic Beverages, Sec. 4-84 (3) in regards to Sunday alcohol sales (Second read: Ord Amd #0A-2021-03)

Motion made by Councilmember Carter, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

## NEW BUSINESS

7. Proclamation 2021-10 Calling for Child Abuse Prevention Awareness Month April 2021
8. Motion to deny Zoning Application Z-2021-02 Sharon B. Daniels, titleholder; and Brad Cooper w/Blue River Development Acquisitions, LLC, applicant; for property located at 250 Polk Ave.

Motion made by Councilmember Cason, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason

Voting Nay: Councilmember Henson

9. Consideration of Amendment to Chapter 24 Offenses & Municipal Court, to add Sec.24-12 - False Representation to Police or any City Department. (First Read OA-2021-05).
10. Consideration of the Revision of City Ordinance 24 (Offenses and Municipal Court) SEC. 24-7 (Disorderly Conduct) (B) (2), OA-2021-06, (First Read OA-2021-06)
11. Motion to approve authority for the Mayor to sign the 911 Mutual Aid Agreement for Dispatch.

Motion made by Councilmember Alls, Seconded by Councilmember Carter.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

12. Motion to approve authority for the Mayor to sign the Trunked Radio Service Agreement withdrawal.

Motion made by Councilmember Henson, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

13. Motion to approve authority for the Mayor to sign the Intergovernmental Agreement for Prisoner Housing with the City of Acworth Detention Center, to serve as backup for the Paulding County Sheriff's Department.

Motion made by Councilmember Henson, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

14. Motion to approve authority for the Mayor to sign the Intergovernmental Agreement for Prisoner Housing with the Paulding County Sheriff's Department.

Motion made by Councilmember Cason, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

15. Motion to approve Revised Service Delivery Strategy at the request of Dallas PD.

Motion made by Councilmember Henson, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

16. Motion to approve the purchase of wayfinding signage.

Motion made by Councilmember Arnold, Seconded by Councilmember Carter.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

17. Motion to approve application for Rural Zone Designation.

Motion made by Councilmember Carter, Seconded by Councilmember Henson.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

18. Motion to approve creation of the Mainstreet Program Advisory Board.

Motion made by Councilmember Carter, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

19. Motion to adopt Resolution 2021-11 Establishment of the Mainstreet Program.

Motion made by Councilmember Henson, Seconded by Councilmember Carter.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

20. Motion to approve the City Landscape Maintenance Contract 2021-2022 - Bid Award to Creative Cuts in the amount of \$68,470.

Motion made by Councilmember Henson, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

21. Motion to give the Public Works Director authority to sign the Pumpkinvine Creek WPCP 1.5 MGD Expansion – Change Order #10 and authority to access liquidated damages per contract at \$1,000 per day until the contract has reached final completion.

Motion made by Councilmember Henson, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

22. Motion to approve 2021 Municipal Election Contract with Paulding County in the amount of \$25,619.

Motion made by Councilmember Arnold, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

23. Motion to approve Monthly Vehicle Allowance for the Mayor.

Motion made by Councilmember Henson, Seconded by Councilmember Alls.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

24. Motion for the Appointments to City Boards/Commissions for the following:

Jolee Kitchen and Garland Self to the Downtown Development Authority.

Motion made by Councilmember Arnold, Seconded by Councilmember Cason.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

Motion made to extend the Municipal Judge contract for Darin Keaton through the end of the year.

Motion made by Councilmember Henson, Seconded by Councilmember Carter.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

25. Motion to approve changing the November meeting from November 1st, 2021 to October 25th, 2021.

Motion made by Councilmember Arnold, Seconded by Councilmember Henson.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

### **ADDITIONAL/COMMENTS**

The Mayor announced the time change for all future Work Session to 4pm and Council Meetings to 5pm, with Executive Session to follow as needed.

### **ADJOURNMENT**

Motion to adjourn.

Motion made by Councilmember Henson, Seconded by Councilmember Arnold.

Voting Yea: Councilmember Alls, Councilmember Arnold, Councilmember Carter, Councilmember Cason, Councilmember Henson

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**Mayor, L. James Kelly**

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**Date**

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**City Clerk, Tina Clark**

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**Date**