



# City Council Regular Meeting

Monday, August 01, 2022

5:15 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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## AGENDA

### CALL TO ORDER

### INVOCATION AND PLEDGE

### RECOGNITION OF VISITORS AND COMMENTS

1. Tina Clark - Human Resources Manager Certification  
Amber Whisner - 2022 William J. Green, Jr. Award for Water Conservation

### MINUTES APPROVAL

2. Regular Meeting Minutes July 11, 2022
3. Special Called Meeting Minutes July 13, 2022 - 8 AM
4. Special Called Meeting Minutes July 13, 2022 - 5:30 PM
5. Special Called Meeting Minutes July 25

### CONSENT AGENDA

### OLD BUSINESS

### NEW BUSINESS

6. Proclamation 2022-04 Safe Digging/Dallas 811 Day
7. Dallas Housing Authority - Commissioner Appointment of Shirley Smith
8. Approval of land exchange
9. Second Read: Proposed 2023 Events Schedule - Draft
10. Ordinance Amendment – OA-2022-03 - Criminal Trespass
11. Battlefield Trail Phase II – Construction Material Testing Proposal (ECS Southeast, LLP)

[12.](#) Evoqua Water Technologies – Filter Panel Replacement

**ADDITIONAL/COMMENTS**

**ADJOURNMENT**



June 30, 2022

Kendall Smith  
City Manager  
City of Dallas  
129 E. Memorial Drive  
Dallas, Georgia 30132

Dear Mr. Smith,

The Georgia Local Government Personnel Association (GLGPA) recently held their Spring Conference at the Legacy Lodge at Lanier Islands in Buford, Georgia June 14-17, 2022. During the conference Tina Clark, City Clerk for the City of Dallas was awarded her Level I Certification as a Certified Human Resources Manager (CHRM). To achieve the CHRM certification Tina completed 13 classes and a self-directed learning project.

The GLGPA certification program is the only program in the State of Georgia whereby local government employees may become certified in the Human Resources field. It is sponsored by GLGPA in conjunction with the Association of County Commissioners of Georgia (ACCG) and the Georgia Municipal Association (GMA) and is administered by The University of Georgia's Carl Vinson Institute of Government.

On behalf of the Officers and Board of Directors of the Georgia Local Government Personnel Association we would like to extend congratulations to Tina on becoming a Certified Human Resources Manager.

Sincerely,

Teaa Allston-Bing, President  
Georgia Local Government Personnel Association



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## MINUTES

### CALL TO ORDER

#### PRESENT

Mayor L. James Kelly  
 Councilmember Christopher Carter  
 Councilmember Leah Alls  
 Councilmember Nancy Arnold  
 Councilmember Cooper Cochran  
 Councilmember Michael Cason  
 Councilmember James Henson

### INVOCATION AND PLEDGE

Councilmember Alls led the Invocation and Pledge.

### RECOGNITION OF VISITORS AND COMMENTS

Mayor Kelly recognized Hiram Mayor Frank Moran, Councilmember Melissa Bayardelle and Business owners the Harrelsons.

### MINUTES APPROVAL

1. Motion to approve the June 6, 2022, Regular Meeting Minutes

Motion made by Councilmember Cason, Seconded by Councilmember Henson  
 Voting Yea: Councilmember Carter, Councilmember Alls, Councilmember Arnold, Councilmember Cochran, Councilmember Cason, Councilmember Henson

2. Motion to approve the June 8, 2022, Special Called Meeting (via Zoom) Minutes.

Motion made by Councilmember Henson, Seconded by Councilmember Carter  
 Voting Yea: Councilmember Carter, Councilmember Alls, Councilmember Arnold, Councilmember Cochran, Councilmember Cason, Councilmember Henson

3. Motion to approve the June 22, 2022, Special Called Meeting (via Zoom) Minutes.

Motion made by Councilmember Arnold, Seconded by Councilmember Alls

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

### CONSENT AGENDA

4. Motion to add and approve the purchase of a 2022 Chevy Silverado 1500 Crew Cab in the amount of \$47,915 with SPLOST funds for the Parks and Recreation Department.

Motion made by Councilman Carter, Seconded by Councilmember Henson.

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

### OLD BUSINESS

None

### NEW BUSINESS

5. Motion to approve the Variance for the Venue 1905 Grease Trap from 1500 gallon to 100 pound grease trap.

Motion made by Councilmember Cason, Seconded by Councilmember Alls.

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

6. Motion to approve the Surplus of Dallas Police Unit #3, 2014 Ford Taurus, VIN: 1FAHP2MK0EG119919, 112,437 Miles.

Motion made by Councilmember James Henson, Seconded by Councilmember Arnold.

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

7. Motion to approve the Fee Schedule Revision for Garbage Service Trash Only Deposit, Additional Can Deposit & Removal of Opt Out Fee, Code Enforcement Miscellaneous Permit Fees and Community Development Master Permit and Building Permit Fees to Match.

Motion made by Councilmember Cason, Seconded by Councilmember Cochran.

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

8. First Read of the 2023 Special Events Calendar (draft).

9. Motion to approve and support the 2023 PCHS Homecoming Parade Special Event Permit for 09/08/2022 and for the City of Dallas to handle road closure and security.

Motion made by Councilmember Arnold, Seconded by Councilmember Henson.

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

10. Motion to appoint Sara Nix, Suzi Edwards, Nikki Lumpkin and Tori Barrett to the Historic Preservation Commission for a three (3) year term ending 12/31/2025.

Motion made by Councilmember Alls, Seconded by Councilmember Cochran.

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

### ADDITIONAL/COMMENTS

11. Council deems it necessary by motion to add to the agenda the approval to amend current development agreement with Sheffield Highland Development; amend current lot count of 720 units to 530 unit, amend West Dallas Special Utility District payment deadline date to July 29th 2022, amend West Dallas Special Utility District payment total to \$976,790.00.

Motion made by Councilmember Alls, Seconded by Councilmember Cason.

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

12. Motion to add and approve agenda item to give the Mayor authority to sign the amended development agreement with Sheffield Highland Development.

Motion made by Councilmember Cason, Seconded by Councilmember Henson

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

### EXECUTIVE SESSION

13. Motion to open executive session made by Councilmember Arnold, Seconded by councilmember Henson.

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

14. Motion to adjourn made by Councilmember Alls, Seconded by Councilmember Henson.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember Cooper Cochran, Councilmember Michael Cason, Councilmember James Henson

No Action Taken

**ADJOURNMENT**

\_\_\_\_\_  
**Mayor, L. James Kelly**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**City Clerk, Tina Clark**

\_\_\_\_\_  
**Date**

DRAFT



# City Council Special Called Meeting

Wednesday, July 13, 2022

8:00 AM

129 E. Memorial Dr., Dallas, GA 30132

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## MINUTES

### CALL TO ORDER

#### PRESENT

Mayor L. James Kelly  
 Councilmember Christopher Carter  
 Councilmember Leah Alls  
 Councilmember Nancy Arnold  
 Councilmember James Henson  
 Councilmember Michael Cason  
 Councilmember Cooper Cochran

### NEW BUSINESS

None

### EXECUTIVE SESSION

Motion to enter into Executive Session.

Motion made by Councilmember Henson, seconded by Councilmember Alls.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran

Motion to close Executive Session.

Motion made by Councilmember Cason, seconded by Councilmember Carter.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran

No action taken.

### ADJOURNMENT

Motion to adjourn.

Motion made by Councilmember Cochran, seconded by Councilmember Arnold.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran



\_\_\_\_\_  
**Mayor, L. James Kelly**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**City Clerk, Tina Clark**

\_\_\_\_\_  
**Date**

DRAFT



# City Council Special Called Meeting

Wednesday, July 13, 2022

5:30 PM

129 E. Memorial Dr., Dallas, GA 30132

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## MINUTES

### CALL TO ORDER

#### PRESENT

Mayor L. James Kelly  
 Councilmember Christopher Carter  
 Councilmember Leah Alls  
 Councilmember Nancy Arnold  
 Councilmember James Henson  
 Councilmember Michael Cason  
 Councilmember Cooper Cochran

### NEW BUSINESS

None

### EXECUTIVE SESSION

Motion to enter into Executive Session.

Motion made by Councilmember Cochran, seconded by Councilmember Cason.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran

Motion to close Executive Session.

Motion made by Councilmember Alls, seconded by Councilmember Carter.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran

No action taken.

### ADJOURNMENT

Motion to adjourn.

Motion made by Councilmember Henson, seconded by Councilmember Cason.

Voting Yea: Councilmember Christopher Carter, Councilmember Leah Alls, Councilmember Nancy Arnold, Councilmember James Henson, Councilmember Michael Cason, Councilmember Cooper Cochran

\_\_\_\_\_  
**Mayor, L. James Kelly**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**City Clerk, Tina Clark**

\_\_\_\_\_  
**Date**

DRAFT



# City Council Special Called Meeting

Monday, July 25, 2022

5:30 PM

129 Memorial Dr., Dallas, GA 30132

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## MINUTES

### CALL TO ORDER

#### PRESENT

Councilmember Christopher Carter  
 Councilmember James Henson  
 Mayor L. James Kelly  
 Councilmember Leah Alls  
 Councilmember Michael Cason  
 Councilmember Nancy Arnold  
 Councilmember Cooper Cochran

### NEW BUSINESS

None

### EXECUTIVE SESSION

Motion to open Executive Session.

Motion made by Councilmember Henson, Seconded by Councilmember Carter.

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

Motion to close Executive Session.

Motion made by Councilmember Cason, Seconded by Councilmember Arnold.

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

No action taken.

### ADJOURNMENT

Motion to adjourn.

Motion made by Councilmember Henson, Seconded by Councilmember Cochran.

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



# Proclamation



## PROC 2022-04 SAFE DIGGING – DALLAS 811 DAY AUGUST 1, 2022

**WHEREAS,** Thousands of times each year, the underground infrastructure in Georgia is damaged by those who do not have underground lines located prior to digging, resulting in service interruption, environmental damage and threat to public safety, and;

**WHEREAS,** In 2005, the Federal Communications Commission designated 811 to provide contractors and homeowners a simple number to contact utility operators to request the location of underground lines at the intended dig site, and:

**WHEREAS,** The Paulding County Utility Coordinating Committee, a stakeholder-driven organization dedicated to the prevention of damage to underground utilities in Georgia, promotes the National 811 Notification System in an effort to reduce these damages, and;

**WHEREAS,** Damage prevention is a shared responsibility; by using safe digging practices, the contractors and homeowners of Paulding can save time, money and help keep our infrastructure safe and connected, and;

**NOW, THEREFORE, BE IT RESOLVED,** I, James Kelly, Mayor of the City of Dallas, Georgia, by virtue of the authority vested in me by the laws of the City of Dallas and the state of Georgia, do hereby proclaim **August 1, 2022 as Safe Digging – Dallas 811 Day** in the City of Dallas, Georgia; And encourage contractors and homeowners throughout Paulding to always call 811 before digging. Safe digging is no accident!!

**IN WITNESS WHEREOF, I have hereunto set my hand this first day of August, in the year of our Lord two thousand twenty-two, and in the City of Dallas, in the state of Georgia.**

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**L. James Kelly, Mayor**

**APPOINTMENT OF COMMISSIONER**

Pursuant to the Georgia Housing Authorities Law, as amended, and by the virtue of my office as Mayor, I hereby appoint Shirley C. Smith as Commissioner of the Housing Authority of the City of Dallas for the unexpired term of Eva Dougherty. The period will be effective October 1<sup>st</sup>, 2022 and to expire May 3, 2026.

\_\_\_\_\_  
Mayor, City of Dallas, Georgia

Seal  
Attest:

\_\_\_\_\_  
City Clerk

**Commissioner’s Oath of Office**

I, Shirley C. Smith, do solemnly swear, that I will faithfully perform all the duties of the office of Commissioner of the Housing Authority of the City of Dallas, Georgia; that I am not the holder of any public money due the State unaccounted for; with the exception of postmaster. I am not the holder of any office of trust under the Government of the United States, neither am I an officer or employee of the City of Dallas, Georgia; that I am otherwise qualified to hold this office according to the Constitution and laws of Georgia; that I am a resident of the state required by law; and that I will support the Constitution of the United States and the State of Georgia.

\_\_\_\_\_  
Commissioner

State of Georgia  
County of Paulding  
Subscribed and sworn to before me this \_\_\_\_\_ day of August 2022

\_\_\_\_\_  
Notary Public

**Certificate of City Clerk**

I hereby certify that the foregoing certificate of appointment and oath of office are on file in my office and that said appointee is not an officer or employee of the City of Dallas, Georgia

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date





## City of Dallas Proposed 2023 Special Events Calendar- updated 8/1

**New**      **Large Concert**

Farmers Market 4/22-9/30 \*Every Sat Morning

4/22- **City Fest**

**5/19- Food Truck Friday**

6/3- 4x4 Block Party

**6/16- Food Truck Friday**

**07/04- 3<sup>rd</sup> Annual Patriotic Parade on Main & Patriotic Festival w/ concert & fireworks**

**7/21- Food Truck Friday**

7/22- Christmas in July

8/1- National Night Out – Main Street

8/5- Back to School Block Party

**8/18- Food Truck Friday**

**9/15- Food Truck Friday-w/ big concert**

10/31- Halloween Block Party

11/25- **4<sup>th</sup> Annual Tree Lighting**

12/2- Christmas Parade

12/31- **Silver Comet Drop**

\*\*Decorations will be placed Downtown for Valentines, St. Patrick's Day, Easter, Memorial Day, 4<sup>th</sup> of July, Halloween/Fall, Christmas



## STAFF ACTION ITEM

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**MEETING DATE:** 08.01.2022  
**TITLE:** Chief of Police  
**PRESENTED BY:** Joe Duvall

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**AGENDA ITEM DESCRIPTION (Agenda Content):**

Approval for Ordinance Amendment – OA-2022-03 - Criminal Trespass

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**HISTORY/PAST ACTION:**

Enter Text Here

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**FINANCIAL IMPACT:**

Enter Text Here

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**INFORMATION:**

Description of request.

**ORDINANCE AMENDMENT  
OA-2022-03**

**CHAPTER 24 – OFFENSES AND MUNICIPAL COURT**

**Article I. In General**

**Sec. 24-11 – Criminal Trespass**

**WHEREAS,** The Charter of the City of Dallas, Georgia does allow the Mayor and Council to adopt Ordinances to provide for Offenses and Municipal Court within the City of Dallas, Georgia and for the safety, health and welfare of the citizens of the City of Dallas, Georgia, **AND**

**WHEREAS,** The Mayor and Council of the City of Dallas, Georgia have determined that it is in the best interest of the City’s residences for their safety, health and welfare including disorderly conduct within the City of Dallas, Georgia, that Chapter 24 – Offenses and Municipal Court, Article I. In General, Sec. 24-11 – Criminal Trespass (c)(2) and (3) be amended.

**THEREFORE,** be it ordained by the Mayor and Council of the City of Dallas, Georgia that the Code of Ordinances of the City of Dallas, Georgia be amended as follows:

**Chapter 24 – Offenses and Municipal Court, Article I. In General, Sec. 24-11 Criminal Trespass (c)(2) and (3) shall be amended to read as follows:**

**Sec. 24-11**

- (c) **A person commits the offense of criminal trespass when he knowingly and without authority:**
- (2) Enters upon the land or premises of another person or into any part of any vehicle, railroad car, aircraft, or watercraft of another person after receiving, prior to such entry, notice from the owner, rightful occupant, or upon proper identification an authorized representative of the owner or rightful occupant or law enforcement that such entry is forbidden; or
  - (3) Remains upon the land or premises of another person or within the vehicle, railroad car, aircraft, or watercraft of

another person after receiving notice from the owner, rightful occupant, or, upon proper identification, an authorized representative of the owner or rightful occupant or law enforcement to depart.

All other existing Sections of Chapter 24 – Offenses and Municipal Court shall remain in full force and effect as originally ordained and this Amendment is to change the wording only Sec. 24-11 (c)(2) and (3) which shall not effect Sec. 24-11 (c)(1) or any other Sections of this Chapter.

**SO SHALL IT BE ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DALLAS, GOERGIA, THIS THE \_\_\_\_ DAY OF \_\_\_\_\_, 2022.**

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**COUNCILMEMBER**

\_\_\_\_\_  
**COUNCILMEMBER**

\_\_\_\_\_  
**COUNCILMEMBER**

\_\_\_\_\_  
**COUNCILMEMBER**

\_\_\_\_\_  
**COUNCILMEMBER**

\_\_\_\_\_  
**COUNCILMEMBER**

**ATTEST:**

\_\_\_\_\_  
**CLERK**



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## STAFF ACTION ITEM

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**MEETING DATE:** 08/01/2022

**TITLE:** Battlefield Trail Phase II – Construction Material Testing Proposal  
(ECS Southeast, LLP)

**PRESENTED BY:** Brandon Rakestraw – Public Works Director

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**AGENDA ITEM DESCRIPTION (Agenda Content):**

Battlefield Trail Phase II – Construction Material Testing Proposal (ECS Southeast, LLP)

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**HISTORY/PAST ACTION:**

N/A

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**FINANCIAL IMPACT:**

\$50,245.00

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**INFORMATION:**

Request Mayor and Council approval:

Contract with ECS Southeast, LLP for construction material testing services for the Battlefield Trail Phase II project.

\*See Attached Proposal\*



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## STAFF ACTION ITEM

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**MEETING DATE:** 08/01/2022

**TITLE:** Evoqua Water Technologies – Filter Panel Replacement

**PRESENTED BY:** Brandon Rakestraw – Public Works Director

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**AGENDA ITEM DESCRIPTION (Agenda Content):**

Evoqua Water Technologies – Filter Panel Replacement

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**HISTORY/PAST ACTION:**

N/A

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**FINANCIAL IMPACT:**

\$144,335.25

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**INFORMATION:**

Request Mayor and Council approval:

Purchase full replacement filter panels and gaskets for Evoqua filter equipment Pumpkinvine Creek WWTP.

\*See Attached Proposal\*