

THE CITY OF DALTON
MAYOR AND COUNCIL MINUTES
FEBRUARY 3, 2020

The Mayor and Council held a meeting this evening at 6:00 p.m. in the Council Chambers of City Hall. Present were Mayor David Pennington, Council members Derek Waugh, Annalee Harlan, Tyree Goodlett and Gary Crews, City Administrator Jason Parker, City Attorney Gandhi Vaughn and several department heads.

PLEDGE OF ALLEGIANCE

The audience was led in the Pledge of Allegiance.

PUBLIC COMMENTARY

There were no public comments.

APPROVAL OF AGENDA

On the motion of Council member Goodlett, second Council member Harlan, the Mayor and Council approved the agenda. The vote was unanimous in favor.

MINUTES

The Mayor and Council reviewed the Mayor and Council Regular Meeting Minutes of January 21, 2020. On the motion of Council member Harlan, second Council member Goodlett, the minutes were approved. The vote was unanimous in favor.

PROCLAMATION

"Georgia Day" - February 12, 2020 - Ms. Dee Anne Adams, D.A.R.

The Mayor and Council proclaimed February 12, 2020 as "Georgia Day" in the City of Dalton and call upon our citizens to celebrate our state's proud and rich heritage on its 287th anniversary.

2020 ALCOHOL BEVERAGE APPLICATION RECOMMENDATIONS

The Mayor and Council reviewed the following 2020 Alcohol Beverage Application Recommendations from the Public Safety Commission:

(3) 2020 ALCOHOL APPLICATION

1. Business Owner: Big's Axe Throwing, LLC
d/b/a: Big's Axe Throwing, LLC
Applicant: Roger Paul Melendrez, Jr.
Business Address: 825 Chattanooga Ave, Suite 13
Type: Pouring Beer
Disposition: **New**

2. Business Owner: Amtaj Enterprise, Inc
d/b/a: La Providencia
Applicant: Amin Tajuddin
Business Address: 1300 Underwood St
Type: Package Beer
Disposition: **New**

2020 ALCOHOL BEVERAGE APPLICATION RECOMMENDATIONS
Continued

3. Business Owner: MM&VE Investment, LLC
d/b/a: El Sabor de la Patrona
Applicant: Maria V. Estrada
Business Address: 603 Flemming St
Type: Pouring Beer, Pouring Wine, Pouring Liquor
Disposition: **New**

On the motion of Council member Harlan, second Council member Waugh, the applications were approved. The vote was unanimous in favor.

POLICE DEPARTMENT RENEWAL OF FEDERAL EQUITABLE SHARING AGREEMENT

The Mayor and Council reviewed the request to renew the Federal Equitable Sharing Agreement between the United States Department of Justice and Department of Treasury and the City of Dalton Police Department to renew DPD's participation in the Federal Asset Forfeiture Program. On the motion of Council member Harlan, second Council member Goodlett, the agreement was approved. The vote was unanimous in favor.

FIREWORKS DISPLAY AGREEMENT WITH PYROTECNICO FOR JULY 4TH
FIREWORKS SHOW

The Mayor and Council reviewed the bids for the 2020 July 4th Fireworks for Dalton Parks and Recreation. On the motion of Council member Waugh, second Council member Harlan, the Mayor and Council accepted the sole bid from Pyrotecnico in the amount of \$23,000 dollars. The vote was unanimous in favor.

ORDINANCE 20-03

The Mayor and Council reviewed the request of Greg Sims and John Forshner to rezone from High Density Residential (R-7) to Rural Residential (R-5) a tract of land totaling 3 acres located along Lance and Richardson Streets. Parcel (12-199-25-001)

Developer Bryan Spence presented pictures along with his plans to the Mayor and Council stating that he was going to build approximately 12 owner occupied houses on the 3 acre tract at approximately 1200 square feet per house with a setback of approximately 30 to 35 feet setback to elevate no parking along the East side of Lance Street and the West side of Richardson Street adjacent to the subject tract of land.

ORDINANCE 20-03

Continued

Public Works Director Andrew Parker additionally presented a Street improvement project that was completed in the area whereas sidewalks were installed on one side and curb and gutter on both sides. Parker stated the lane size was increased to 12 feet; all of which gives kids a safe sidewalk to walk to school.

On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council approved the request and changed the zoning to R-3 conditioned upon the application be amended to reflect the change in zoning from R-5 to R-3. The vote was unanimous in favor.

Council member Goodlett asked if the agreed upon parking arrangements can be included in the motion which included the developer agreeing to using a setback of more than the required 25 feet to give additional parking.

Public Works Director Andrew Parker stated that this item will be on the next Public Works Committee agenda and will then be brought back to the Mayor and Council.

ORDINANCE 20-04

The Mayor and Council reviewed the request the request of Clark Smith to rezone from Light Manufacturing (M-1) to General Commercial (C-2) a tract of land totaling .57 acres located at 616 Glenwood Place, Dalton Georgia. Parcel (12-238-07-010). On the motion Council member Harlan, second Council member Crews, the rezoning request was approved. The vote was unanimous in favor.

BOARD APPOINTMENTS

Mayoral Appointments

On the motion of Council member Crews, second Council member Goodlett, the Council voted to appoint Council member Annalee Harlan as Mayor Pro-tem. **The vote was unanimous in favor.**

Expired Appointments

On the motion of Council member Harlan, second Council member Crews, the Mayor and Council appointed Dr. Luis M. Viamonte to fill the unexpired term of Commissioner Keith Whitworth. The vote was unanimous in favor.

Miscellaneous Appointments

(1)On the motion of Council member Waugh, second Council member Goodlett, the Mayor and Council appointed Benny Dunn to the Airport Authority to place Rip Johnston. The vote was unanimous in favor.

(2)On the motion of Council member Waugh, second Council member Goodlett, the Mayor and Council reappointed Kathryn Sellers to the Historic Preservation Commission. The vote was unanimous in favor.

SUPPLEMENTAL BUSINESS

GENERAL APPEARANCE OF THE CITY

Mayor Pennington addressed the Council and audience regarding the negative general appearance of the City stating that he had received numerous calls to clean the streets of Dalton whereas some are dumping construction debris and other prohibited waste materials to be picked up by Public Works. Mayor Pennington stated that the Mayor and Council is asking that current City Code 94-29 © be enforced.

Sec. 94-29. - Collection of refuse from residential property

In part..... (c)Limitations. *The public works department shall not collect the following items of refuse:(1)Tires.(2)Paint and paint-related products in a liquid form.(3)Construction debris, demolition debris, and roofing material.(4)Refuse generated from commercial activity.(5)Refuse generated by a person for hire, other than the residential property owner or lessee, who receives compensation for such hire or work.(6)Brush, stumps, tree trunks and limbs, and rocks which result from ground clearing, grading, or other activities involving the use of heavy equipment and machinery.(e)Penalty. Any person who shall violate this section shall be subject to the general penalty as set forth in section 1-7. The director of public works is authorized and directed to make inspections for the orderly compliance with this section and to issue citations for any violation of this section.*

After a lengthy discussion the Mayor and Council agreed to:

1. Enforce the Ordinance
2. Make a provision for hardship cases
3. Educate the public prior to strict enforcement

Public Works Director Andrew Parker stated that at the next Public Works Committee, he will place on the agenda solutions for hardship cases and determine if there are other prohibited items that should be added to the current ordinance.

Mayor Pennington stated the Mayor and Council will be organizing a Committee for beatification of the City and are looking for volunteers in various neighborhood to help.

Mayor Pennington additionally thanked Police Chief Cliff Cason and Public Works Director Andrew Parker for the due diligence to clean several unsightly areas of the city.

Mayor and Council

Minutes

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ADJOURNMENT

There being no further business to come before the Mayor and Council, the meeting was Adjourned at 6:41 p.m.



David Pennington, Mayor

Bernadette Chattam
City Clerk

Recorded

Approved:

Posted:

2-17-20

2-18-20