



FAYETTEVILLE CITY COUNCIL

Edward J. Johnson, Jr. Mayor
Scott Stacy, Mayor Pro Tem
Kathaleen Brewer
Paul C. Oddo, Jr.
Harlan Shirley
James B. Williams

STAFF

Ray Gibson, City Manager
Anne Barksdale, City Clerk

MEETING LOCATION

Fayetteville City Hall
Council Chambers
240 South Glynn Street
Fayetteville, Ga. 30214

MEETING TIME EACH MONTH

Regular Session
1st & 3rd Thursday –
6:00pm

MAYOR AND COUNCIL OFFICE

Fayetteville City Hall
240 South Glynn Street
Fayetteville, Ga. 30214

Phone: 770-461-6029
Fax: 770-460-4238

Web Site:
www.fayetteville-ga.gov

E-Mail Address:
abarksdale@fayetteville-ga.gov

Agenda *Fayetteville City Council Meeting* *August 18, 2016* *6:00 P.M.*

Call to Order

Opening Prayer

The Pledge of Allegiance to the Flag

Approval of Agenda

1. Approval of Minutes of the August 4, 2016 City Council Meeting
- 1a. Approval of Minutes of the August 15, 2016 Called City Council Meeting

RECOGNITIONS AND PRESENTATIONS

2. FY 2014 CAFR Award Presentation and Recognition – Mike Bush and Carleetha Talmadge

PUBLIC HEARINGS:

3. Consider Alcohol License for Publix Supermarkets: *Presented by Anne Barksdale, City Clerk*

OLD BUSINESS:

4. Consider Contract Amendment – City of Fayetteville Municipal Court Judge: *Presented by City Manager Ray Gibson*

NEW BUSINESS:

5. Council Appointment of Retirement Committee Member: *Presented by City Manager Ray Gibson*

REPORTS AND COMMENTS:

6. City Manager and Staff Reports
7. City Council and Committee Reports
8. Mayors Comments

9. Public Comments

City of Fayetteville
Regular Mayor and City Council Meeting
Minutes
August 4, 2016

Call to Order

The Mayor and City Council of Fayetteville met in regular session on August 4, 2016 at 6:00 p.m. in the Council Chambers at City Hall. Mayor Edward Johnson called the meeting to order, followed by Opening Prayer and led those attending in the Pledge of Allegiance to the Flag. Council members present were: Harlan Shirley, Kathaleen Brewer, Paul Oddo, Scott Stacy, and James Williams. Staff members present were City Manager Ray Gibson and City Clerk Anne Barksdale.

City Manager Ray Gibson asked to remove Executive Session from the agenda.

Oddo moved to approve the agenda with removal of Executive Session. Stacy seconded the motion. Motion carried unanimously.

Stacy moved to approve the minutes of the Regular City Council Meeting of July 21, 2016. Shirley seconded the motion. Motion carried 4-0-1. Oddo abstained.

Recognitions and Presentations:

Mr. Will Garner, Executive Director of the Midwest Food Bank gave a presentation on the status of the food bank in Peachtree City.

Public Hearings:

Mayor Johnson called Consider Ancillary Growler Malt Beverage Tasting License – Gremlin Growlers – 101 South Glynn Street for Glenn Gresham.

Anne Barksdale, City Clerk stated this is a new growler store for tasting and selling craft beer. The store relocated from PTC and owner Glenn Gresham will be the licensee. She added, this alcohol license will cover the Ancillary Growler Malt Beverage Tasting as well as the Malt Beverage Off Premise Consumption. All paperwork has been approved.

There were no public comments.

Shirley moved to approve Ancillary Growler Malt Beverage Tasting License – Gremlin Growlers – 101 South Glynn Street for Glenn Gresham. Brewer seconded the motion. Motion carried unanimously.

Old Business:

Mayor Johnson called Consider R-28-16 – Final Adoption of 2016 Annual Update to Capital Improvements Element (CIE) and Community Work Program (CWP).

The Capital Improvements Element (CIE) lists all of the capital improvements that the City has planned. The Community Work Program (CWP) lists the City's planned major projects and a list of accomplishments detailing the progress that has been made on that list.

Mr. Bill Ross, of Bill Ross & Associates discussed the adoption process for the Annual Update. In April 2016, Mayor and Council adopted a transmittal resolution and CIE/CWP draft update which was sent to the Atlanta Regional Commission (ARC) and the Department of Community Affairs (DCA) for review and approval per the Development Impact Fee Compliance Requirements issued by the State of Georgia. That review was recently completed and the draft submittal was deemed compliant.

Adoption of this resolution for the 2016 Capital Improvements Element Update will satisfy the compliance requirements for Development Impact Fees issued by the State of Georgia.

Stacy moved to approve R-28-16 – Final Adoption of 2016 Annual Update to Capital Improvements Element (CIE) and Community Work Program (CWP). Shirley seconded the motion. Motion carried unanimously.

New Business:

Mayor Johnson called R-29-16 – Pay Scale/Job Description Update.

Mike Bush, Director of Finance and Administration stated the City of Fayetteville Pay Scale for Fiscal Year 2016/2017 has been amended to include changes in job titles/descriptions/positions. It includes Computer and Information Systems Director, Public Relations Specialist, Director of Economic Development, Deputy Police Chief, Police Major, Fire Battalion Chief, Fire Captain, Fire Division Chief, Fire Lieutenant, Fire Marshal, Fire Prevention Officer, and Fire Training Officer.

Shirley moved to approve R-29-16 – Pay Scale/Job Description Update. Williams seconded the motion. Motion carried unanimously.

Mayor Johnson called R-30-16 – Bid Award – Image Rebranding Project – Global Web Advisors, LLC.

Brian Wismer, Director of Economic Development stated the City recently accepted bids for an Image Rebranding Project, inclusive of a new City logo, website, and promotional video production. Three qualifying bids were received, ranging from \$29,997 to \$100,000+, with optional add-on services. Staff reviewed all bids, and met directly with two of the companies to determine the

preferred bidder. After extensive review, staff recommends the low bidder, Global Web Advisors, to provide these services.

He said Global Web Advisors are locally based in neighboring Henry County, which will allow more opportunities for face-to-face meetings and hands-on training throughout the scope of the project. Staff determined their expertise in cutting edge technology and web design to be superior to the other bidders as well. The project completion timeline is estimated at 180 days (six months).

Mr. Wismer explained, initiating and completing this project will accomplish two of the recommended action items within the City's Economic Development Strategy adopted by City Council earlier this year. Specifically, under the category of Product Marketing, those strategic recommendations are *to rebrand (or create) a unified Fayetteville brand*, and *to create a separate economic development portal to enhance the City's website*. Staff recommends approval of the resolution to award the Image Rebranding Project to Global Web Advisors in the amount of \$29,997.

Mr. Houston Nelson, Project Manager discussed the plans for this project and demonstrated some of the capabilities of their product.

Shirley moved to approve R-30-16 – Bid Award for Image Rebranding Project to Global Web Advisors, LLC. in the amount of \$29,997. Brewer seconded the motion. Motion carried unanimously.

Mayor Johnson called Consider R-31-16 – Project Budget List for Restricted Funds of Hotel/Motel Tax Revenues.

Brian Wismer, Director of Economic Development stated the City currently levies an 8% hotel/motel tax, of which 3% is restricted per O.C.G.A 48-13-51 to be used for the purposes of “promoting tourism” and “tourism product development”. These restricted funds allow the City to increase its promotional efforts which attract travelers and tourists to stay in local hotels. They also allow the City to create tourism development projects that will improve destination appeal to visitors.

Per state guidelines, the City needs to identify a list of specific projects and promotional efforts that these funds will be used for. He said this list should be updated annually, as part of the Hotel Tax Report filed with the Dept. of Community Affairs. This year's recommended list includes a continuation of the City's efforts to fund The Ridge Nature Center, and includes other qualified expenses for the City's Welcome Center at the historic courthouse, and advertising for upcoming events and attractions via The Bear FM and other media outlets.

Mr. Wismer explained, specifically regarding The Bear FM, they are considering relocation to Fayetteville. If that should occur, Staff recommends that the City dedicate an annual advertising budget from this fund in the amount of \$10,000 for the next four years for the purposes of downtown and City-wide promotions and outreach.

Staff recommends approval of the resolution for the budget plan of the hotel/motel excise tax 3% restricted funds for FY2017.

Stacy moved to approve R-31-16 – Project Budget List for Restricted Funds of Hotel/Motel Tax Revenues. Shirley seconded the motion. Motion carried unanimously.

City Manager and Staff Reports:

Ray Gibson, City Manager stated Clint Black will be performing Saturday night at Southern Ground for the last concert of the summer series.

The Ridge Nature Preserve will hold their grand opening next Saturday, August 13th at 10:00am. The Community is invited to attend.

Mike Bush, Director of Finance and Administration discussed the timeline for our new financial software. The City's Accounting and Occupational Tax departments went online August 1st with the new software. Water & Sewer will go live in September, and Payroll and HR will go live in October.

Mr. Gibson said we have hired the Collaborative Firm to assist with our Planning and Zoning Dept. and they will begin working on our Comprehensive Plan in two weeks. He said Mr. Jay Garner has put together a plan on incentives for development.

City Council and Committee Reports:

Councilmember Oddo said he just returned from Senora, Mexico and met with the Lt. Governor who presented a numbered print to Mayor Johnson of the Yaqui Indians in Mexico.

Mayor's Comments:

Mayor Johnson said Council and staff are continuing to look at communities for ideas on a downtown master plan. Recently they toured Opelika, Alabama and were very pleased with how they have developed their downtown.

Shirley moved to adjourn the meeting. Oddo seconded the motion. The motion carried unanimously.

Respectfully submitted,

Anne Barksdale, City Clerk

City of Fayetteville
Mayor and City Council Called Meeting
Minutes
August 15, 2016

Call to Order

The Mayor and City Council of Fayetteville met for Called Meeting on August 15, 2016 at 6:00 p.m. in the Council Chambers at City Hall. Mayor Edward Johnson called the meeting to order, followed by Opening Prayer and led those attending in the Pledge of Allegiance to the Flag. Council members present were: Harlan Shirley, Kathaleen Brewer, Paul Oddo, Scott Stacy, and James Williams. Staff members present were City Manager Ray Gibson and City Clerk Anne Barksdale.

Stacy moved to approve the agenda as presented. Oddo seconded the motion. Motion carried unanimously.

Executive Session:

Mayor Johnson called to go into Executive Session to discuss a personnel matter.

Williams moved to go into Executive Session to discuss a personnel matter. Stacy seconded the motion. Motion carried unanimously.

Stacy moved to return to Regular Called Meeting. Shirley seconded the motion.

Stacy moved to adjourn the meeting. Shirley seconded the motion. The motion carried unanimously.

Respectfully submitted,

Anne Barksdale, City Clerk



CITY OF FAYETTEVILLE

INTEROFFICE MEMORANDUM

TO: Mayor and City Council

FROM: Carleetha Talmadge, Assistant Director of Finance

CC: Ray Gibson, City Manager
Mike Bush, Director of Finance and Administration
Anne Barksdale, City Clerk

DATE: July 28, 2016

SUBJECT: Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting

I am very pleased to announce that the City of Fayetteville Comprehensive Annual Financial Report (CAFR) for fiscal year ended July 31, 2015 has again qualified for the prestigious Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting. This represents the twentieth (20th) consecutive year that the City of Fayetteville has received this award.

Much appreciation goes to Mike Bush and Carleetha Talmadge, Directors of Finance and their staff for this achievement. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.



Government Finance Officers Association
203 N. LaSalle Street - Suite 2700
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

07/22/2016

NEWS RELEASE

For Information contact:
Stephen Gauthier (312) 977-9700

(Chicago)--The Certificate of Achievement for Excellence in Financial Reporting has been awarded to **City of Fayetteville** by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement has been awarded to the individual(s), department or agency designated by the government as primarily responsible for preparing the award-winning CAFR. This has been presented to:

Mike Bush, Director of Finance

The CAFR has been judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

The GFOA is a nonprofit professional association serving approximately 17,500 government finance professionals with offices in Chicago, IL, and Washington, D.C.



Government Finance Officers Association

**Certificate of
Achievement
for Excellence
in Financial
Reporting**

Presented to

**City of Fayetteville
Georgia**

For its Comprehensive Annual
Financial Report
for the Fiscal Year Ended

June 30, 2015

Executive Director/CEO



CITY OF FAYETTEVILLE

INTEROFFICE MEMORANDUM

TO: Mayor and Council

VIA: Ray Gibson, City Manager

CC: Mike Bush, Director Finance & Admin
Carleetha Talmadge, Assistant Director of Finance

FROM: Anne Barksdale, City Clerk

DATE: August 9, 2016

SUBJECT: Beer & Wine Alcohol License for Publix Supermarket #0579

This is a new owner and licensee for Publix Supermarket, located at 108 Pavilion Pkwy. for Michael Andrew Kirkley. All paperwork has been approved.

**FAYETTEVILLE POLICE DEPARTMENT
ALCOHOL LICENSE INVESTIGATIVE REPORT**

TO: License and Permits Department
FROM: Chief Scott Pitts
DATE: August 8, 2016
RE: Alcohol License Recommendation

The following is an Investigative Summary Recommendation for an Alcohol License for the Business/Applicant listed below.

Business Name: Publix #0579

Owner/Applicant: Michael Andrew Kirkley

 Approved

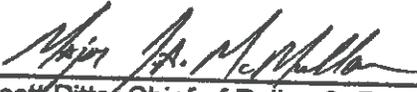
 Denied

 Conditional

 Fingerprint cards on file

 RENEWAL

 Change License Holder (New Owner/Business Name)



Scott Pitts, Chief of Police Or Designee
Fayetteville Police Department

FOR OFFICE USE ONLY



NOTICE OF PUBLIC HEARING

OFF-PREMISE CONSUMPTION OF ALCOHOL

Application has been made by the undersigned requesting the issuance of a license to sell Malt Beverages and/or Wine for Off Premise Consumption at the following location:

Business Name: Publix Super Markets, Inc. #0579

Business Address: 108 Pavilion Pkwy, Fayetteville, GA 30214-4056

Applicant's Name: Michael Andrew Kirkley
(Please Print)

The application will be heard by the Mayor and Council of the City of Fayetteville, at City Hall, 240 South Glynn Street, during a public hearing to be held on:

August 18, 2016 at 6:00 p.m.
Month Day Year at ~~7:00~~ p.m.

Applicant's Signature: Michael Andrew Kirkley



CITY OF FAYETTEVILLE

INTEROFFICE MEMORANDUM

TO: Mayor and Council

VIA: Lakesiya Cofield, Court Administrator

CC: Alan Jones, Assistant City Manager/Fire Chief
Mike Bush, Director of Finance & Admin

FROM: Ray Gibson, City Manager

DATE: August 10, 2016

SUBJECT: Contract Amendment – Municipal Court Judge

The City of Fayetteville approved a contract dated June 30, 2016 with Municipal Court Judge T. Michael Martin for his services as Municipal Court Judge for the City of Fayetteville. The contract needs to be amended to change the terminology from “independent contractor” to “employee”. There are no other changes to the contract.

**LETTER OF AGREEMENT
BETWEEN THE CITY OF FAYETTEVILLE
AND THE MUNICIPAL COURT JUDGE**

This letter will serve as our agreement for services as a Municipal Court Judge for the City of Fayetteville Municipal Court.

The supplies, equipment, phone calls, jail visits, consultation and all other responsibilities conducted outside of regularly scheduled court sessions will be compensated by a monthly retainer in the amount of \$2,100. The court sessions scheduled by the Municipal Court Clerk and approved by the Municipal Court Judge will be compensated at \$350.00 per session. This is an annual agreement that runs with the calendar year through appointment by the Mayor and Council at the first council meeting in January.

In addition, the City shall have the right at all times to terminate services in writing with a 60-day notice if the City determines, through reasonable discretion, that to continue these services would be impractical.

T. Michael Martin,
Municipal Court Judge

Edward J. Johnson, Jr,
Mayor

Date

Date

CONTRACT TO PROVIDE SERVICES AS MUNICIPAL COURT JUDGE

THIS AGREEMENT is made and entered into this 18th day of August, 2016 by and between the CITY OF FAYETTEVILLE, Georgia, a municipal corporation, hereinafter referred to as "City" and T. MICHAEL MARTIN, Attorney at Law, herein after referred to as "Martin".

WITNESETH:

WHEREAS, the City desires the services of Martin as Municipal Court Judge, pursuant to Section 7.02 of the Charter of the City; and

WHEREAS, Martin desires to serve in said capacity as an employee, rather than as an independent contractor of the City; and

WHEREAS, it is the desire of both parties hereto to establish and set forth their mutual responsibilities one to the other.

NOW, THEREFORE, in consideration of the mutual promises contained herein, it is hereby agreed as follows:

1. Duties. the City hereby contracts with Martin to perform all functions and duties specified in Section 7.02 of the Charter of the City pursuant to the Uniform Rules of the Municipal Courts of the State of Georgia and Title 36, Chapter 32, Article 1 of the Georgia Code, and to perform such other legally permissible and proper duties and functions as said position shall require. These duties shall include, but are not limited to, the following:
 - a. Provide an overview of the Municipal Court judicial function, including pretrial conferences, scheduling of pro tem judges, and annual reviews of the financial condition of the Municipal Court system;
 - b. Preside over criminal, traffic, ordinance cases, arraignments, trials, and hearings and set forth the courtroom calendar;
 - c. Develop and carry out policies for trial procedures, including the adoption of an appropriate bail schedule;
 - d. Coordinate with the City Chief of Police to reduce or eliminate backlog of pending cases and to minimize the time City police officers are required to be in Municipal Court;
 - e. Prepare an annual report concerning Municipal Court operations and personally present that report to the Council;
 - f. Annually review and recommend changes to the Municipal Code which relate to Municipal Court; and
 - g. Make recommendations to the City to improve the efficiency or other operating conditions of the Court.

2. Employee. In performing the duties of Municipal Court Judge, Martin shall serve as an employee and not as an independent contractor of the City. The City shall have no right or responsibility to control or influence the manner in which he carries out his judicial responsibilities, save and except that Martin agrees to carry out his duties in a timely, consistent, and impartial manner.
3. Pro Tem Services. While it is agreed that Martin shall personally serve as Municipal Judge and shall be available to fill the duties of that office generally not less than eighty percent of the time, it is anticipated that ethical conflicts, scheduling conflicts, vacations, illness, etc., will occasionally require the employment of pro tem municipal judges. It is understood that it is in the interest of both parties to maintain an active pool of pro tem judges so that the work for the Municipal Court will not be interrupted when Martin must be absent from that position. Therefore:
 - a. Martin shall submit to the City Council the names of those persons whom he wishes to nominate as pro tem judges. These persons shall all be members of the Georgia State Bar, in good standing, and must be satisfactory to the City Council. Upon receiving such list of proposed pro tem judges, the City Council shall, as soon thereafter as may be convenient, review the list of persons nominated by Martin and approve or deny their appointment as pro tem municipal judges. Any pro tem municipal judge shall also be an independent contractor and not an employee of the City and shall exercise the same functions, duties, powers, and responsibilities as those assumed by Martin pursuant to this agreement.
 - b. The City shall be responsible to compensate all pro tem Municipal judges upon such terms as they may agree.
 - c. Martin shall instruct all pro tems concerning procedures and customary sentences in order to promote uniformity to the greatest extent possible.
4. Term. This Agreement shall commence on July 1, 2016 and shall continue until December 31, 2017, and until a successor is appointed subject to removal from office as provided in O.C.G.A §36-32-2.2. No rights, responsibilities, salary, or other benefits shall extend beyond the term of this Agreement and nothing in this Agreement shall be deemed to vest in Martin any property interest in the duties, responsibilities, or compensation provided in this contract or any right to the continuation thereof.
5. Compensation. The supplies, equipment, phone calls, jail visits, consultation and all other responsibilities conducted outside of regularly scheduled court sessions will be compensated by a monthly retainer in the amount of \$2,100.00. The court sessions scheduled by the Municipal Court Clerk and approved by the Municipal Court Judge will be compensated at \$350.00 per session.
6. Independence. The Municipal Court Judge shall use his best legal judgment in deciding cases brought before him without interference or influence from any official or employee of the City or any other third-party.
7. General Provisions. This Agreement shall constitute the entire agreement between the parties and supersedes any previous agreements or understandings. If any provisions or a portion thereof

contained in this Agreement is held to be unconstitutional, invalid, or unenforceable, the remainder of this agreement, or portion thereof, shall be deemed severable, shall not be affected, and shall remain in full force and effect. No other benefits, consideration, or compensation of any kind shall be due from City to Martin or any pro tem judge other than as set forth herein.

CITY OF FAYETTEVILLE:

By _____
Edward J. Johnson, Jr., Mayor

T. Michael Martin, Municipal Judge

Date: _____

Date: _____

ATTEST:

Anne Barksdale, City Clerk



CITY OF FAYETTEVILLE

INTEROFFICE MEMORANDUM

TO: Mayor and Council

FROM: Barbara Dudley, Human Resources Manager

CC: Ray Gibson, City Manager
Alan Jones, Fire Chief/Assistant City Manager
Michael Bush, Director of Finance and Administration
Carleetha Talmadge, Assistant Director Finance

DATE: July 21, 2016

SUBJECT: Appointment of Councilmember to Retirement Committee

The City of Fayetteville Retirement Committee is responsible for the employee retirement needs and to ensure proper management of the retirement funds as handled by Georgia Municipal Employee Benefits System (GMEBS). This committee meets typically once a year but additional meetings may be held if need warrants.

The Retirement Committee consists of employee representatives from each department and two council members. The previous council representatives were Councilmember Paul Oddo and Councilmember Mickey Edwards. In 2015, we lost Councilmember Edwards as our council representative due to the election so Council will need to appoint a new council member to serve on the committee. The Committee would like Councilmember Oddo to continue to serve.