

THE CITY OF DALTON  
MAYOR AND COUNCIL MINUTES  
DECEMBER 7, 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 Annalee Harlan, Derek Waugh, Tyree Goodlett, and Gary Crews, City Administrator Jason Parker and City Attorney Gandi Vaughn.

Mayor Pennington commemorated Safe Harbor Day.

**PLEDGE OF ALLEGIANCE**

The audience was led in the Pledge of Allegiance.

**APPROVAL OF AGENDA**

On the motion of Council member Harlan, second Council member Waugh, the Mayor and Council approved the December 7, 2020 agenda. The vote was unanimous in favor.

**PUBLIC COMMENTARY**

David Aft, President of the Community Foundation of Northwest Georgia, thanked the City of Dalton for continued leadership and monetary commitment for a concession and restroom facilities at Burr Park.

Director of Tourism Margaret Thigpen addressed the Mayor and Council stating that she wanted to bring awareness that Heritage Park has been selected for a National award “Southern Region Complex Award” for 2020. Thigpen stated Heritage was selected out of approximately 80 other complexes.

Thigpen also submitted a list of 2021 calendar of events and reminded everyone that “Social Distancing with Santa” will be held December 13<sup>th</sup> at the NorthWest Georgia Trade Center from noon to 4 p.m.

**MINUTES**

The Mayor and Council reviewed the Regular Meeting Minutes of November 16, 2020. On the motion of Council member Goodlett, second Council member Waugh, the minutes were approved. The vote was unanimous in favor.

**SECOND READING - ORDINANCE 20-16**

On the motion of Council member Waugh, second Council member Crews, the Mayor and Council adopted the Second Reading of Ordinance 20-16 Updating Chapter 6 Alcohol Beverage Codes To Provide For The Home Delivery Of Alcohol; To Provide For Carryout Of Alcohol; To Provide For Tasting Events; To Provide For License Fees; To Provide An Effective Date; To Repeal All Ordinances Conflicting Therewith; To Provide For Severability; And For Other Purposes. Council members Waugh, Harlan and Crews vote aye, Council member Goodlett vote naye.

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**ALCOHOL APPLICATIONS**

The Mayor and Council reviewed the following (3) New 2020-2021 Alcohol Applications:

Business Owner: Tienda Tikal y Cocina, LLC  
d/b/a: Tienda Tikal y Cocina  
Applicant: Julio F. Andres-Francisco  
Business Address: 616 4<sup>th</sup> Ave Suite 4-6  
Type: Package Beer  
Disposition: **New**

Business Owner: Los Pablo's Mexican Restaurant #1, LLC  
d/b/a: Los Pablo's Mexican Restaurant #1  
Applicant: Jeannette Rodriguez  
Business Address: 2204 Chattanooga Rd.  
Type: Pouring Beer, Pouring Wine, Pouring Liquor  
Disposition: **New**

Business Owner: Pablito's Cantina Inc.  
d/b/a: Pablito's Cantina Inc.  
Applicant: Pablo T. Rodriguez  
Business Address: 933 Market St. Suite 14 & 14A  
Type: Pouring Beer, Pouring Wine, Pouring Liquor  
Disposition: **New**

On the motion of Council member Harlan, second Council member Crews, the Mayor and Council approved the new applications. The vote was unanimous in favor.

**APPLICATION RENEWALS**

- The Mayor and Council reviewed the following:

(3) 2021 Alcohol Application Renewals (With Changes)

On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council approved the renewal applications with changes. A copy of this list is a part of these minutes. The vote was unanimous in favor.

APPLICATION RENEWALS

Continued

- The Mayor and Council reviewed the following:

(109) 2021 Alcohol Application Renewals (Without Changes)

On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council approved the renewal applications without changes. A copy of this list is a part of these minutes. The vote was unanimous in favor.

- The Mayor and Council reviewed the following:

(4) 2021 Pawnbroker Application Renewals

On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council approved the renewal Pawnbroker applications. A copy of this list is a part of these minutes. The vote was unanimous in favor.

CONTRACT FOR A PURCHASING (2) SUTPHEN PUMPER APPARATUS

Fire Chief Todd Pangle presented the purchasing plan to purchase two (2) Sutphen Pumper apparatus from William's Fire through HGAC (Houston Galveston Purchasing Area Council) in the amount of \$1,271,106.08. On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council approved the contract. The vote was unanimous in favor. A copy of this contract is a part of these minutes.

UPDATED EMPLOYEE LEASE AGREEMENTS WITH DDDA, DWCDC, DWRSWMA, AND CVB

CFO Cindy Jackson presented the Updated Employee Lease Agreements with DDDA, DWCDC, DWRSWMA, and CVB. The agreements are to lease employees from the City for the purposes of staffing these organizations. On the motion of Council member Harlan, second Council member Waugh, the agreements were approved. The vote was unanimous in favor. A copy of the agreements are a part of these minutes.

TRAFFIC CONTROL CHANGE

Public Works Director Andrew Parker presented the following Traffic Control Change:

'No Parking - South Side of the Street' between 7AM- 11PM & 'No Parking - North Side of the Street' at Any Time for Hale Bowen Drive

On the Motion of Council member Goodlett, second Council member Harlan, the traffic control change was approved. The vote was unanimous in favor.

**CHANGE ORDER 1 – ADDITIONAL MILLING AND RESURFACING LOCATIONS FOR 2020 LMIG MILLING AND RESURFACING - VARIOUS CITY STREETS**

Public Works Director Andrew Parker presented Change Order #1 for Additional Milling and Resurfacing Locations for 2020 LMIG Milling and Resurfacing for (8) additional locations in the amount of \$200,000. On the motion of Council member Waugh, second Council member Harlan, the Change Order was approved. A. Parker stated the primary funding source will be from the Service Delivery Agreement. The vote was unanimous in favor.

**PROFESSIONAL SERVICES AGREEMENT WITH SOUTHEASTERN ENGINEERING, INC. (SEI)**

Public Works Director Andrew Parker presented the Professional Services Agreement with Southeastern Engineering, Inc. (SEI) for Engineering Design Services on the N. Thornton Avenue Sidewalk, Drainage, and Operation Improvements Project not to exceed \$55,000 in cost and to be paid from the 2015 SPLOST. On the motion of Council member Goodlett, second Council member Harlan, the agreement was approved. The vote was unanimous in favor.

**PROFESSIONAL SERVICES AGREEMENT WITH LOWERY AND ASSOCIATES**

Public Works Director Andrew Parker presented the Professional Services Agreement with Lowery and Associates for Survey on the N. Thornton Avenue Sidewalk, Drainage, and Operation Improvements Project in the amount of \$8,900.00 plus \$3,450 per day (number of days TBD) for area within CSX Railroad Right of Way. A. Parker stated this project will be paid from the 2015 SPLOST. On the motion of Council member Harlan, second Council member Goodlett, the agreement was approved. The vote was unanimous in favor.

**RESOLUTION 20-28 AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COMMUNITY FOUNDATION OF NORTHWEST GEORGIA, INC.**

On the motion of Council member Harlan, second Council member Waugh, the Mayor and Council approved Resolution 20-28 Authorizing The Execution Of An Agreement With The Community Foundation Of Northwest Georgia, Inc. Pertaining To The Design And Construction Of Concession And Restroom Facilities At Burr Park in the amount of \$300,000.00 to be paid from the General Fund. The vote was unanimous in favor.

**RESOLUTION 20-29 AUTHORIZING PAYMENT OF CITY EMPLOYEE RETIREMENT BENEFITS FOR SWORN FIREFIGHTERS AND POLICE OFFICERS**

On the motion Council member Harlan, second Council member Waugh, the Mayor and Council approved Resolution 20-29 Authorizing Payment of City Employee Retirement Benefits for Sworn Firefighters and Police Officers. HR Director Greg Batts stated the cost is around \$58,000 annually. The vote was unanimous in favor.

**RESOLUTION 20-30 AUTHORIZING EXPANSION OF CITY EMPLOYEE DEFINED CONTRIBUTION PLAN RETIREMENT BENEFITS**

HR Director Greg Batts presented Resolution 20-30 regarding the authorization of expanding the City Employee Defined Contribution Plan Retirement Benefits. Batts stated the Resolution will allow for all eligible City employees that are not members of the defined benefit plan to receive a 5% core benefit contributed by the City and up to a 5% matching benefit contributed by the City to the defined contribution plan effective January 1, 2021. On the motion of Council member Harlan, second Council member Goodlett, the Mayor and Council adopted Resolution 20-30. The vote was unanimous in favor.

**FIRST READING - ORDINANCE 20-17 REVISION OF PENSION PLAN DOCUMENT**

The Mayor and Council reviewed the First Reading of Ordinance 20-17 to Approve The Recommendation Of The City Pension Board For The Amendment Of The City Of Dalton Pension Plan; To Amend The City Of Dalton Pension Plan To Provide Clarification Of Death Benefits, Survivor Benefits, And Benefits Of Terminated Participants; To Provide For The Payment To The Estate Of A Deceased Beneficiary; To Provide For Continuing Education Of Members Of The Pension Board; To Provide An Effective Date; And For Other Purposes. HR Director Greg Batts stated this revision does not include freezing of any pension benefits.

**ORDINANCE 20-18 - HAMMOND CREEK CAPITAL, LLC ANNEXATION**

NWGRC Assistant Planning Director Ethan Calhoun presented the request of Hammond Creek Capital, LLC to annex parcels A and B totaling 91.745 acres into the City of Dalton as General Commercial (C-2) located at the North Bypass. Parcels (12-163-05-005) and (12-166-06-000). Calhoun stated the Planning Commission Staff Analysis recommended these parcels be annexed into the City. On the motion of Council member Harlan, second Council member Waugh, the Mayor and Council approved Ordinance 20-18 and annexed the parcels into the City. The vote was unanimous in favor.

**RE-ZONING REQUEST – ANITA SAMMONS**

NWGRC Assistant Planning Director Ethan Calhoun presented the request of Anita Sammons to rezone from Low Density Single Family Residential (R-3) to Neighborhood Commercial (C-1) a tract of land totaling .07 acres located at 830 McAfee Street, Dalton, Georgia. Parcel (12-218-02-011). Calhoun stated the Planning Commission Staff Analysis was not favorable to the request. Calhoun stated the property is surrounded by residential property and the Staff was concerned with the surrounding residential properties. On the motion of Council member Harlan, second Council member Waugh, the Council voted to deny the request for rezoning. Council members Waugh, Harlan, and Crews vote aye, Council member Goodlett recused himself.

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**GOVCONNECTION NETWORK HARDWARE AND SECURITY REFRESH PROJECT**

IT Director Jorge Paez presented a proposed network equipment that will help the city with security, management of the network and elevating the city to a new era of networking. On the motion of Council member Goodlett, second Council member Waugh, the Mayor and Council approved the project in the amount of \$507,235 to be paid from the General Fund. The vote was unanimous in favor.

**ADJOURNMENT**

There being no further business to come before the Mayor and Council, the meeting was Adjourned at 6:39 p.m.

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Bernadette Chattam  
City Clerk

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David Pennington, Mayor

Recorded

Approved: \_\_\_\_\_

Posted: \_\_\_\_\_