



Mayor/Council Meeting Agenda
Tuesday, February 1, 2022, 5:30 PM
Public Safety Complex, Municipal Court Room
701 Queen City Parkway, Gainesville, GA 30501
Mayor or Mayor Pro Tem Presides

INVOCATION:

PLEDGE OF ALLEGIANCE:

COUNCIL ANNOUNCEMENTS:

PUBLIC COMMENTS: (20 minutes maximum)

CONSENT AGENDA:

Appointments

- A. Friends of the Parks Board
 - Reappoint Alisa Thompson and Nancy Moore
- B. Planning and Appeals Board
 - Reappoint Eddie Martin, Doug Carter and Kelvin Simmons

Minutes

- A. January 13, 2022 Work Session
- B. January 18, 2022 Mayor/Council Meeting

Resolutions

- A. BR-2022-06 Intergovernmental Agreement with Hall County Regarding Highlands to Islands Trail Improvements In and Around Roosevelt Square

CITY MANAGER ISSUES:

CITY ATTORNEY ISSUES:

CITY CLERK ISSUES:

EXECUTIVE SESSION:

ADJOURNMENT:

Final: Friday, January 28, 2022, 1:25 PM



CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 1/27/2022

Presenter:

Item of Business: Consent Agenda Items

Meeting Date: 2/1/2022

Purpose of Request:

The following appointments, minutes and/or resolutions are being considered under the Consent Agenda Section. These items were previously distributed for review and/or discussed. Unless otherwise directed by Mayor and Council, they will not be discussed during this meeting.

If you have questions regarding these documents, please feel free to contact the City Clerk's Office during normal business hours (Monday through Friday from 8:00 AM to 5:00 PM) at 770-535-6865 or via email to cityclerk@gainesville.org.

History/Background:

Facts & Issues for Consideration:

Department Recommendation:

Department Director:

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

CITY OF GAINESVILLE

COUNCIL AGENDA REQUEST

Date Submitted: 1/25/2022

Presenter: Sam Couvillon

Item of Business: Friends of the Parks Board
• Reappoint Alisa Thompson and Nancy Moore

Meeting Date: 2/1/2022

Purpose of Request:

The purpose of this request is to address the expired terms for positions held by Alisa Thompson and Nancy Moore.

History/Background:

The Friends of the Parks Board follows the guidelines as set forth in the Charter and Code of Ordinances. Appointees serve three-year terms.

Facts & Issues for Consideration:

Mrs. Thompson and Ms. Moore have confirmed a willingness to serve another term. The outstanding debt verification process has been completed with no concerns.

Department Recommendation:

To consider and accept the nominations for reappointment of Alisa Thompson and Nancy Moore as submitted by the Mayor during the January 27, 2022 Work Session to reappoint

Department Director:

Sam Couvillon

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ Friends of the Parks Board Members	Backup Material
☐ FOP Attendance Report	Backup Material

FRIENDS OF THE PARKS

CITY APPOINTMENTS

POST	LAST NAME	FIRST NAME	APPOINTED	REAPPOINTED	EXPIRES
	Kearns	Lynn	6/5/18 UE	1/21/2020	12/31/2022
	Mattison	Kate			Standing Term
Vice-President	Morgan	Chris	2/7/2017	12/17/2019	12/31/2022
	Tunkel	Staci	3/19/19 UE	12/17/2019	12/31/2022
	Taylor Vacant Position	Bill	1/22/2019		12/31/2021
	Thompson	Alisa	1/22/2019		12/31/2021
	Warthen	Rebina	5/4/2021		12/31/2023
	Moore	Nancy	6/15/2021 UE		12/31/2021
Ex-Officio	Clay	Juli	1/7/2020	1/4/2022	1/17/2023

TERM: Three year terms - Appointees limited to two consecutive terms excluding initial term.

CONTACT: Kate Mattison, Director of Parks & Recreation

UPDATED: 1/6/2022 ag

FRIENDS OF THE PARKS ATTENDANCE REPORT

MEETING			BOARD MEMBER						
	DATE	TYPE	NAME	NAME	NAME	NAME	NAME	NAME	NAME
			Kearns	Morgan	Tunkel	Thompson	Warthen	Moore	Clay
1	12/5/2019	R	CANCELLED						
2	1/9/2020	R	1	1	1		N/A	N/A	1
3	2/6/2020	R	CANCELLED						
4	3/5/2020	R	1	0	0	0	N/A	N/A	0
5	4/2/2020	R	1	1	0	0	N/A	N/A	0
6	5/7/2020	R	1	1	0	0	N/A	N/A	0
7	6/4/2020	R	0	1	0	0	N/A	N/A	1
8	7/2/2020	R	CANCELLED						
9	8/6/2020	R	1	1	0	0	N/A	N/A	1
10	9/3/2020	R	1	1	0	0	N/A	N/A	0
11	10/1/2020	R	CANCELLED						
12	11/5/2020	R	CANCELLED						
13	12/3/2020	R	CANCELLED						
14	1/7/2021	R	0	1	1	0	N/A	N/A	1
15	2/4/2021	R	CANCELLED						
16	3/4/2021	R	1	1	1	0	N/A	N/A	1
17	4/1/2021	R	1	1	1	0	N/A	N/A	0
18	5/6/2021	R	1	1	0	1	1	N/A	1
19	6/3/2021	R	0	1	1	1	1	N/A	1
20	7/1/2021	R	CANCELLED						
21	8/5/2021	R	1	1	0	0	0	1	1
22	9/2/2021	R	1	1	0	0	1	1	1
23	10/7/2021	R	1	1	0	0	0	1	1
24	11/4/2021	C	EXECUTIVE COMMITTEE ONLY						
25	12/9/2021	C	0	1	0	0	0	1	0
26									
26									
	TOTAL	16	12	15	5	2	3	4	10
	ATTENDANCE %		75%	94%	31%	13%	50%	100%	63%

TYPE MEETING: R = Regular Scheduled Meeting
ATTENDANCE: 0 = Absent

C = Called Meeting
1 = Attended

NOTES: Please note I changed the formula for Ms. Warthen and Ms. Moore because they were not appointed until May 2021 and June 2021 respectively.

Submitted By: _____
 Kate Mattison
 Recording Secretary

Date: 1/25/2022

Date Submitted: 1/28/2022

Presenter: Sam Couvillon

Item of Business: Planning and Appeals Board

- Reappoint Eddie Martin, Doug Carter and Kelvin Simmons

Meeting Date: 2/1/2022

Purpose of Request:

The purpose of this request is to address the expired terms.

History/Background:

The Board follows the guidelines as set forth in the City Charter, Code of Ordinances and the Unified Land Development Code. Board members serve two-year terms.

Facts & Issues for Consideration:

Eddie Martin, Doug Carter and Kelvin Simmons confirmed a willingness to serve another term. The debt verification process was completed with no concerns.

Department Recommendation:

To consider and accept the nominations to reappoint Eddie Martin, Doug Carter and Kelvin Simmons as submitted by the Mayor during the January 27, 2022 Work Session.

Department Director:

Sam Couvillon

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ PAB Members	Backup Material
☐ PAB Attendance Report	Backup Material

PLANNING APPEALS BOARD

POST	LAST NAME		APPOINTED	REAPPOINTED	EXPIRES
At-Large	Martin, Sr.	Eddie	9/16/2014 UE	12/15/2015 1/9/2018 11/5/2019	11/30/2021
At-Large	Thompson	Ryan	11/15/2016	11/6/2018 11/3/2020	11/30/2022
Ward 1 (Chairman)	Carter	Doug	12/15/2015	1/9/2018 11/5/2019	11/30/2021
Ward 2	White	Richard (Rich)	3/21/2017	11/6/2018 11/3/2020	11/30/2022
Ward 3	Simmons	Kelvin	3/6/2018	11/5/2019	11/30/2021
Ward 4 (Vice Chairman)	Fleming	Jane	12/5/2006	1/6/2009 12/21/2010 11/20/2012 8/4/2015 11/15/2016 11/6/2018 11/3/2020	11/30/2022
Ward 5	Delgado	Carmen	8/4/15 UE	11/15/2016 11/6/2018 11/3/2020	11/30/2022
Ex-Officio	Brooks	Barbara	1/4/2022		1/17/2023

TERM: Two year terms
(Always expire on November 30th)

NOTES: Chairman appointed by governing body.
Vice Chairman elected by the Board.

CONTACT: Rusty Ligon, Director of Community Development

UPDATED: 1/6/2022 ag

**PLANNING AND APPEALS BOARD
ATTENDANCE REPORT**

MEETING			BOARD MEMBER						
	DATE	TYPE	CARTER	FLEMING	MARTIN	DELGADO	THOMPSON	WHITE	SIMMONS
1	1/14/2020	R	1	1	1	1	1	1	1
2	2/11/2020	R	1	1	1	1	0	1	1
3	3/10/2020	R	0	1	1	1	0	1	1
4	6/9/2020	R	1	1	1	1	0	1	1
5	7/14/2020	R	0	1	1	1	1	1	1
6	8/11/2020	R	1	1	1	0	1	1	1
7	9/8/2020	R	1	1	1	1	0	1	1
8	10/13/2020	R	1	1	1	1	1	1	1
9	11/10/2020	R	1	1	1	1	1	1	1
10	12/8/2020	R	1	1	0	0	1	1	1
11	1/12/2021	R	1	0	1	1	1	1	1
12	2/9/2021	R	1	1	1	1	1	1	1
13	3/9/2021	R	1	1	1	1	0	1	1
14	4/13/2021	R	1	1	1	1	1	1	1
15	6/8/2021	R	1	1	1	0	1	1	1
16	7/13/2021	R	1	1	1	1	1	1	0
17	8/10/2021	R	1	1	1	1	1	1	1
18	9/14/2021	R	1	1	1	1	1	1	1
19	11/9/2021	R	1	1	1	0	1	1	1
20	12/14/2021	R	1	1	1	1	1	1	1
21									
22									
23									
24									
25									
26									
27									
TOTAL		20	18	19	19	16	15	20	19
ATTENDANCE %			90%	95%	95%	80%	75%	100%	95%

TYPE MEETING: R = Regular Scheduled Meeting

C = Called Meeting

ATTENDANCE: 0 = Absent

1 = Attended

NOTES: Monthly Meetings. Two-year term limits. The meetings scheduled for April 2020, May 2020, May 2021, October 2021 and January 2022 were cancelled.

Submitted By: Gwen Fleming

Recording Secretary

Date: 1/27/2022

Date Submitted: 1/26/2022
Presenter: Denise Jordan
Item of Business: January 13, 2022 Work Session
Meeting Date: 2/1/2022

Purpose of Request:

The purpose of this request is to allow the governing body to approve minutes from the referenced meeting.

History/Background:

Facts & Issues for Consideration:

Draft minutes were distributed to the governing body, City Manager, City Attorney and Department Directors for comments/corrections.

Department Recommendation:

Approve the minutes accepting edits as presented.

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

N/A

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description

Type

Date Submitted: 1/27/2022
Presenter: Denise Jordan
Item of Business: January 18, 2022 Mayor/Council Meeting
Meeting Date: 2/1/2022

Purpose of Request:

The purpose of this request is to allow the governing body to approve the referenced meeting minutes.

History/Background:

Facts & Issues for Consideration:

The referenced draft minutes were distributed to the governing body, City Manager, City Attorney and Department Directors for comments/corrections.

Department Recommendation:

Approve the minutes accepting edits as presented.

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

N/A

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description

Type

Date Submitted: 1/21/2022

Presenter: Bryan Lackey

Item of Business: BR-2022-06 Intergovernmental Agreement with Hall County Regarding Highlands to Islands Trail Improvements In and Around Roosevelt Square

Meeting Date: 2/1/2022

Purpose of Request:

To authorize the execution of an IGA with Hall County.

History/Background:

Hall County will contribute \$200,000 for improvements to the Highlands to Islands Trail in and around Roosevelt Square to help with the connection between Roosevelt Square and the Downtown Square.

Facts & Issues for Consideration:

Hall County has approved the IGA and submitted it to the City for final execution.

Department Recommendation:

Approve the resolution.

Department Director:

Bryan Lackey

If funding is involved, are funds approved within the current budget?

Amount Requested:

Source of Funds:

Finance Comments:

Administrative Comments:

ATTACHMENTS:

Description	Type
☐ BR-2022-06 Intergovernmental Agreement with Hall County	Resolution
☐ IGA with Hall County H2I Improvements Roosevelt Square	Contract/Agreement/MOU

RESOLUTION BR-2022-06

**Intergovernmental Agreement with Hall County
Regarding Highlands to Islands Trail Improvements
In and Around Roosevelt Square**

WHEREAS, both Hall County and the City of Gainesville believe that it is in the best interest of the community to coordinate efforts towards the successful upgrades to the Highlands to Islands trail in and around Roosevelt Square; and

WHEREAS, an agreement is necessary for the City to accept, and Hall County to remit funds to the City to oversee and manage the upgrades to the Highlands to Islands trail in and around Roosevelt Square; and

WHEREAS, the City and County wish to provide for the maintenance of Roosevelt Square; and

WHEREAS, the existence and maintenance of Roosevelt Square as a public park is of great benefit to Hall County and the City, in that said public park promotes business and public recreation in the City, with resulting increases in commercial activity and the collection of revenues to benefit the citizens of Hall County and the City; and

WHEREAS, Hall County has reviewed and approved the Intergovernmental Agreement that is attached hereto as Exhibit 1.

NOW, THEREFORE, BE IT RESOLVED THAT the governing body of the City of Gainesville does hereby approve the attached Intergovernmental Agreement and authorizes the Mayor, City Manager and City Attorney to execute the Intergovernmental Agreement attached hereto, as well as such other documents as may be necessary to effectuate the terms of the attached Agreement.

Adopted this _____ day of _____, 2022.

W. Samuel Couvillon, Mayor

This is to certify that I am City Clerk of the City of Gainesville. As such, I keep its official records, including its minutes. In that capacity, my signature below certifies this Resolution was adopted as stated and will be recorded in the official minutes.

ATTEST:

Denise O. Jordan, City Clerk

EXHIBIT 1

STATE OF GEORGIA
COUNTY OF HALL

**HIGHLANDS TO ISLANDS TRAIL IMPROVEMENTS IN AND AROUND
ROOSEVELT SQUARE
INTERGOVERNMENTAL AGREEMENT BETWEEN
HALL COUNTY, GEORGIA
AND THE MUNICIPALITY OF GAINESVILLE, GEORGIA**

This intergovernmental Agreement is entered into this ____ of _____, 2021, by and between Hall County, Georgia, a political subdivision of the State of Georgia, (hereinafter referred to as "Hall County") and the City of Gainesville, Georgia, a municipal corporation, (hereinafter referred to as "City of Gainesville") for the purpose of setting forth the responsibilities of each party concerning the Highlands To Islands trail improvements in and around Roosevelt Square.

WITNESSETH

WHEREAS, both Hall County and the City of Gainesville believe that it is in the best interest of the community to coordinate efforts towards the successful upgrades to the Highlands to Islands trail in and around Roosevelt Square; and

WHEREAS, an agreement is necessary in order to allow Hall County to remit funds to the City of Gainesville to oversee and manage the upgrades to the Highlands to Islands trail in and around the Roosevelt Square project; and

WHEREAS, the City is a Georgia municipality located within Hall County, and has as a part of the public property owned by the City, a public area known as Roosevelt Square, as shown on that document attached hereto as Exhibit "A," and

WHEREAS, the City and County wish to provide for the maintenance of Roosevelt Square; and

WHEREAS, the existence and maintenance of Roosevelt Square as a public park is of great benefit to Hall County and the City, in that said public park promotes business and public recreation in the City, with resulting increases in commercial activity and the collection of revenues to benefit the citizens of Hall County and the City; and

NOW, THEREFORE, for and in consideration of the mutual promises and covenants as herein contained, it is agreed by and between the parties hereto that:

Gainesville shall contract for professional services as necessary for the design and implementation of construction of the Highlands to Islands trail in and around the Roosevelt Square project, including but not limited to architectural plans and drawings, as well as engineering and surveying services. All design and engineering decisions shall be made by Gainesville;

however, Gainesville will make all architectural plans and drawings available to Hall County for review and comment.

Gainesville shall maintain financial records regarding expenditures incurred in the design, bidding, engineering, construction and equipping of the project, and shall provide copies of such to Hall County concurrent with the receipt of payments made by Hall County to Gainesville.

Hall County shall disburse funds to Gainesville as follows: The sum of Two Hundred Thousand Dollars (\$200,000.00) shall be disbursed to Gainesville upon execution of this agreement.

The City does hereby agree to maintain the public landscaping, streetscaping and other decoration of Roosevelt Square in a scenic and well-maintained fashion, in order to promote tourism and commerce in the downtown area of the City for the term of this Agreement unless sooner terminated as provided herein. The City may, in its sole discretion, design, modify, add to, and/or eliminate landscaping features, streetscaping or other decorative improvements to maintain a scenic and well-maintained public park and vista.

The City shall bear the expense of design, installation of all landscaping, streetscaping, decoration and other aesthetic enhancements to Roosevelt Square.

This Agreement shall not be altered, amended or modified except in writing signed by the duly authorized representatives of each party hereto.

Neither party hereto shall, without written consent of the other party, assign or transfer this Agreement or any rights and obligations hereunder.

Gainesville shall indemnify and hold harmless Hall County, its agents, contractors, employees and assigns from any and all claims resulting from any fault of Gainesville to the extent authorized by law.

This Agreement shall be construed under the laws of the State of Georgia.
Jurisdiction and venue shall be in the Superior Court of Hall County, Georgia.

If any paragraph, subparagraph, sentence, clause, phrase, or any portion of this Agreement shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this Agreement as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Agreement not held to be invalid. It is hereby declared to be the intent of Hall County and Gainesville to provide separable and divisible parts, and they do hereby adopt any and all parts hereof as may not be held invalid for any reason.

Any notice or communications hereunder shall be in writing and shall be deemed to have been delivered when deposited via certified United States Mail return receipt requested to the following, or to such other address as either party may designate for itself by written notice to the other given from time to time, in the manner herein provided:

Hall County
Hall County Government
Attn: County Administrator
P.O. Drawer 1435
Gainesville, GA 30503

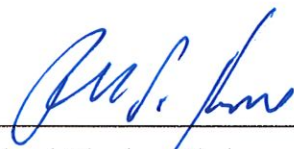
City of Gainesville
Attn: City Manager
P.O. Box 2496
Gainesville, GA 30503

IN WITNESS WHEREOF, the parties hereto, by and through their Chief Executive
Officers, have executed this Agreement the date and year above.

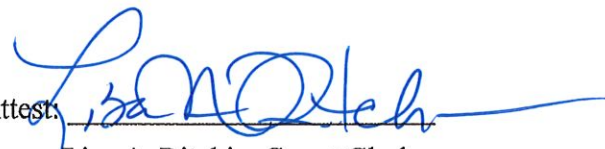
CITY OF GAINESVILLE, GEORGIA

HALL COUNTY, GEORGIA

By: _____
Danny Dunagan, Mayor

By: _____
Richard Higgins, Chairman

Attest: _____
Denise Jordan, City Clerk

Attest: _____
Lisa A. Ritchie, Count Clerk

Date: _____

Date: December 9, 2021

Approved as to Form:

City Attorney

Approved as to Form:

_____
County Attorney

Exhibit A

