

**MINUTES  
REGULAR COUNCIL MEETING  
Monday, March 3, 2014**

Members Present:

Mayor John Weaver  
Jim Looney  
John Foust  
Anne Morrow  
Allison Brown  
Tony Fountain

Staff:

Lisa Hoyle  
Michael Castagna  
Greg Lovell  
Steve Roper  
Lonnie Waters

Guests in Attendance:

Mari Livsey  
Tammy Thompson  
Gerry Nechvatal  
Joan Britton

Members Absent:

None

Legal Counsel:

Bill Pickett

Press:

Christie Poole

Mayor Weaver called the meeting to order promptly at 6 p.m. He requested Lonnie Waters give the invocation. Councilmember Anne Morrow led in the recital of the Pledge of Allegiance.

Mayor Weaver asked that the agenda be reviewed and approved by Council. Councilmember Tony Fountain made a motion to approve the agenda and Councilmember Allison Brown seconded the motion. Motion carried by four votes, John Foust had not arrived at this time.

City Clerk Lisa Hoyle read the minutes of the February 3, 2014 regular meeting. Councilmember Jim Looney noted the minutes did not contain the date that salaries increase approved by council at the February 3<sup>rd</sup> meeting would take effect. Councilmember Anne Morrow made a motion to adopt the minutes as read with the addition of effective date of salary increase to item E under new business, Councilmember Tony Fountain seconded the motion. Motion carried by unanimous vote.

Item A under Old Business, Mayor Weaver recognized Michael Castagna, Planning and Zoning Director, to present an alcohol license application to Council for approval. He informed Council that the new owners of JD's Country Cooking and Tavern had now completed the application process and the required advertising had been met. They are now requesting that their application for a license to sell alcohol (Distilled Spirits) by the drink be approved. Councilmember Jim Looney made a motion to approve the license to sell distilled spirits by the drink and Councilmember Allison Brown seconded the motion. Motion carried by unanimous vote.

Item B under Old Business, Mayor Weaver stated that there was nothing to report on the property donation proposed by Onyx Developers. Mayor Weaver stated that this item is to be tabled until the next regular meeting.

Item C under Old Business, Mayor Weaver recognized Lonnie Waters, Animal Control to present the second reading of the amendment to ordinance section 14-3 Feeding of Wildlife. Mr. Waters read the amendment to the ordinance, which was slightly modified from the first reading. Mayor Weaver entertained a motion to adopt the ordinance as read. Anne Morrow made such motion, and Jim Looney seconded the motion. Discussion by Council followed. Motion passed with a vote of four councilmembers for, and one against. Councilmember John Foust voted against.

Item A under New Business, Mayor Weaver recognized Finance Director Lisa Hoyle to present to Council a resolution to amend GEFA #2012-L18WS Loan and Note Agreement to extend the Completion Date from 12/31/2013 until 6/30/2014 and Loan and Note Dates from 1/1/2014 until 1/1/2015. The extensions were necessary due to weather conditions that prevented the project from being finished by the original completion date. Councilmember Anne Morrow made a motion to approve the resolution and Councilmember Allison Brown seconded the motion. Motion carried by unanimous vote.

Item B under New Business, Mayor Weaver recognized City Inspector Sonny Underwood to present the first reading of the amendment to ordinance section 82-108: Cross Connection Control; Degree of Hazard. Following discussion with Council, no action was taken.

Item C under New Business, Mr. Underwood presented the first reading of the amendment to ordinance section 82-493: Installation of Pipelines. Following discussion with Council, no action was taken.

Item D under New Business, Mr. Underwood presented to council a quote from Yancey Brothers to buy back the City's 289D Caterpillar skid-steer (of which the lease period is complete) and in return lease to the City a new 289D Caterpillar skid-steer for 36 monthly payments of \$1,161.39. Following discussion by Council, Councilmember Tony Fountain made a motion to approve the new lease and Councilmember John Foust seconded the motion. Motion carried by unanimous vote.

Item E under New Business, Mayor Weaver recognized Fire Chief Steve Roper and Human Resource Director Stella Brewer to discuss the U.S. Department of Labor fire department payroll audit results. Chief Roper states that according to the audit, the City owes \$38,351.43 in back pay for overtime shortages over the past two years. Chief Roper also states that the City had been using the same system since he had been employed and that the City has now switched to a 28 day work period rather than the using a one week work period to be in compliance with the USDOL's guidelines. Mr. Roper stated that the Fire Department employees will receive pay checks every two weeks. Councilmember Anne Morrow made a motion to approve the payment of the overtime back pay and Councilmember Tony Fountain seconded the motion. Motion carried by unanimous vote.

Item F under New Business, Chief Roper presents to Council the results of the EPD investigation of a training fire/house burn that the City's Fire Department conducted. Chief Roper stated that the EPD required the City to send remnants of the burn to have it tested for asbestos. The results of the test were positive, therefore EPD requires the City to properly dispose of the remains of the burn. Chief Roper presented to Council two quotes for the removal and proper disposal of the asbestos materials. Councilmember John Foust made a motion to use the lowest quote of Bruce Environmental Inc. of \$7,495 to remove and properly dispose of the materials and Councilmember Allison Brown seconded the motion. Motion carried by unanimous vote.

Economic Developer Gerry Nechvatal gave a report to Council.

Finance Director Lisa Hoyle gave the financial report for the month of February 2014.

Lonnie Waters gave the animal control report for the month of February 2014.


Chief Greg Lovell gave a report of police activities for the month of February 2014.

Chief Steve Roper gave a report of fire activities for the month of February 2014.

Councilmember Jim Looney made a motion to move into executive session to discuss litigation issues with City Attorney Bill Pickett. Councilmember John Foust seconded the motion. Council goes into executive session. Councilmember Jim Looney made a motion to close executive session. Councilmember Allison Brown seconded the motion. The meeting was reopened. No action was taken in executive session.

Mayor Weaver gave the Council an update on the status of Doris Wigington Park. Mr. Weaver stated that the park is complete except for some signage.

Being no other business to come before Council, the meeting was adjourned. Council is scheduled to convene next at the Regular Meeting on April 7, 2014.



John W. Weaver  
Mayor



Lisa J. Hoyle  
City Clerk/Finance Director



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Mayor  
 John Weaver  
  
Mayor Pro Tem  
 Jim Looney

Council  
 Allison Brown  
 Tony Fountain  
 John Foust  
 Anne Morrow

**EXTRACT OF MINUTES  
 RESOLUTION OF GOVERNING BODY**

**Recipient: CITY OF JASPER**

**Loan Number: 2012-L18WS**

At a duly called meeting of the governing body of the Borrower identified above (the "Borrower") held on the 3<sup>rd</sup> day of March, 2014, the following resolution was introduced and adopted.

**WHEREAS**, the Borrower has borrowed \$315,000 from the Georgia Environmental Finance Authority (the "Lender"), pursuant to the terms of the Loan Agreement (the "Loan Agreement"), dated February 1, 2013, between the Borrower and the Lender; and

**WHEREAS**, the Borrower's obligation to repay the loan made pursuant to the Loan Agreement is evidenced by a Promissory Note (the "Note"), dated December 6, 2012, of the Borrower; and

**WHEREAS**, the Borrower and the Lender have determined to amend and modify the Note and the Loan Agreement, pursuant to the terms of a Modification of Promissory Note and Loan Agreement (the "Modification") between the Borrower and the Lender, the form of which has been presented to this meeting;

**NOW, THEREFORE, BEIT RESOLVED** by the governing body of the Borrower that the form, terms and conditions and the execution, delivery, and performance of the Modification are hereby approved and authorized.

**BE IT FURTHER RESOLVED** by the governing body of the Borrower that the terms of the Modification are in the best interests of the Borrower, and the governing body of the Borrower designates and authorizes the following persons to execute and deliver, and to attest, respectively, the Modification, and any related documents necessary to the consummation of the transactions contemplated by the Modification.

  
 \_\_\_\_\_  
 (Name of Person to Attest Documents)


Mayor  
 \_\_\_\_\_  
 (Title)

  
 \_\_\_\_\_  
 (Name of Person to Attest Documents)

Secretary  
 \_\_\_\_\_  
 (Title)

The undersigned further certifies that the above resolution has not been repealed or amended and remains in full force and effect.

Date: 3/12/2014  
 \_\_\_\_\_

  
 \_\_\_\_\_  
 Secretary/Clerk

