



City of Hogansville

City Council

Regular Meeting Agenda

Monday, November 18, 2024 – 7:00 pm

Meeting will be held at Hogansville City Hall,

111 High Street, Hogansville, GA 30230

Mayor: Jake Ayers	2025	City Manager: Lisa E. Kelly
Council Post 1: Michael Taylor, Jr *	2025	Assistant City Manager: Niles Ford
Council Post 2: Matthew Morgan	2025	City Attorney: Alex Dixon
Council Post 3: Mandy Neese	2027	Chief of Police: Jeffrey Sheppard
Council Post 4: Mark Ayers	2027	City Clerk: LeAnn Lehigh
Council Post 5: Kandis Strickland	2027	* Mayor Pro-Tem

Regular Meeting –7:00 pm

1. Call to Order – Mayor Jake Ayers
2. Invocation & Pledge

Consent Agenda

All items listed under the Consent Agenda are considered to be routine in nature and will be approved by one blanket motion.

1. Approval of Agenda: Regular Meeting November 18, 2024
2. Approval of Minutes: Work Session November 4, 2024
3. Approval of Minutes: Regular Meeting November 4, 2024

Old Business

1. Ordinance – 2nd Reading & Adoption – On Street Parking
2. Ordinance – 2nd Reading & Adoption – Speed Cameras at HES

New Business

1. Engineering Services Agreement – Turnipseed Engineers – CDBG 2024
2. Termination of Agreement with Visit LaGrange, Inc.
3. Citizen Appointment – Meriwether Joint Development Authority (Discussion Only)
4. Citizen Appointment – Historic Preservation Commission (Discussion Only)

City Manager's Report

Chief of Police Report

Council Member Reports

1. Council Member Taylor
2. Council Member Morgan
3. Council Member Neese
4. Council Member Ayers
5. Council Member Strickland

Mayor's Report

Adjourn

Upcoming Dates & Events

- November 19, 2024 – 6:30 pm | Meeting of the Historic Preservation Commission at Hogansville City Hall
- November 21, 2024 – 6:00 pm | Meeting of the Planning & Zoning Commission at Hogansville City Hall
- November 26, 2024 – 6:30 pm | Meeting of the Downtown Development Authority at Hogansville City Hall
- November 28 and 29, 2024 – City offices closed for Thanksgiving Holiday
- December 2, 2024 – 7:00 pm | Regular Meeting of the Mayor and Council at Hogansville City Hall
- December 7, 2024 – 3:00 - 7:00 pm | Hogansville Winter Market – Downtown Hogansville
- December 7, 2024 – 6:00 pm | Hogansville Christmas Parade with Grand Marshalls: Michelle Malone & The Hot Toddlers– Downtown Hogansville
- December 7, 2024 – 7:00 pm | Michelle Malone & The Hot Toddlers & White Christmas Movie at the Royal Theater (*purchase tickets at 1937royaltheater.org*)



11/04/2024

Meeting held at Hogansville City Hall, 111 High Street, Hogansville GA 30230

Work Session Meeting

Call to Order: Mayor Jake Ayers called the Work Session to order at 5:35 pm. Present were Council Member Michael Taylor, Council Member Matthew Morgan, Council Member Mark Ayers and Council Member Kandis Strickland. Also present were City Manager Lisa Kelly, Assistant City Manager Niles Ford, City Attorney Alex Dixon, Police Chief Jeffrey Sheppard, and City Clerk LeAnn Lehigh. Council Member Mandy Neese was not present at tonight's Work Session meeting.

ORDER OF BUSINESS

1. Aaron Fortner – UDO Amendments

This item will be discussed at the next Council Work Session on November 18 due to Mr. Fortner not being able to attend. City Manager Lisa Kelly asked Council to email any questions they may have regarding the UDO Amendments before the next meeting.

2. Bid Award – Patching & Paving

City staff collected areas in the village that needed paving/patching attention. A bid notice went out specifically asking for per tonnage pricing for approximately multiple areas throughout the village area of the City to patch and pave. The bids that were received, one was high (not competitive) according to previous conversations with Council Member Neese, one bidder was non-responsive, and the third was received through email, not in accordance to the bid notice to be received as a sealed bid. City Manager recommended that Council reject all bids and rebid the project. This item is on the Regular Meeting agenda tonight and Council agrees the best option is to reject the bids and go back out to bid.

3. Memorandum of Understanding (MOU) - LG

Mayor Ayers said that LG CNS, a sister company of LG, specializes in Information Technology. Representatives from LG CNS came to Hogansville from New York presenting Smart Poles. They met with Mayor Ayers and City Manager Lisa Kelly about their "Smart Pole" technology. They would like permission to do a study at their cost to be able to give a cost perspective of what may be available in our area. The Smart Poles are customizable and have many different options including Wifi, EV charging stations, video monitoring, emergency buttons, digital signage, etc. Council will be asked at the Regular Meeting to approve the MOU with LG to conduct the study at no cost to the City and does not obligate the City to purchase anything.

Council discussed topics that are on the Regular Meeting Agenda tonight.

- A. On street parking is the first reading of the ordinance that has been discussed in previous meetings regarding parking on City streets. The ordinance will list the streets and where parking will be allowed. There will be no action from Council tonight.
- B. First Reading of the Speed Cameras at HES Ordinance. City Attorney said that Council needs to decide how to enforce the speed cameras. There are limitations of State Law saying that it can be no more than 1 hour before school begins and one hour after school ends. Council agrees that they want the maximum timeframe – 1 hr. before and 1 hr. after school with citations for 11 mph over the posted speed limit. These citations are civil, not criminal. This item is on the Regular Meeting tonight for a first reading of the proposed ordinance and no action will be taken at tonight's meeting.

- C. Demo 302 Pine Street – Council Member Taylor said that the owner of the property that has been ordered to be demolished for nuisance abatement (302 Pine Street), went to court on July 12 and asked the judge for more time to fix the property. Council Member Taylor feels that the City should give property owners time to get the permits needed to fix their properties. City Attorney Alex Dixon said that the judge gave the owner 90 days to pull the permit, which is much more time than normally allowed. As of today, the property owner has not pulled the permits needed and it's been almost 4 months of the 90 days given. City Attorney said that all three properties on the agenda for demo have gone through the abatement process and been given ample time to fix the problems. All three properties are in significant disrepair. If there is nothing done to the property in a one year time period, then the order is considered invalid, nuisance abatement process starts over and costs the City more money to go through the process again. The judge gave an order to demolish the three properties, and City Attorney feels that Council should approve the Demo bids for all three properties.

Mayor Ayers adjourned the Work Session at 6:53 pm.

Respectfully,



LeAnn Lehigh
City Clerk



11/04/2024

Meeting held at Hogansville City Hall, 111 High Street, Hogansville GA 30230

REGULAR MEETING

Call to Order: Mayor Jake Ayers called the Regular Meeting to order at 7:02 pm. Present were Council Member Michael Taylor, Council Member Matthew Morgan, Council Member Mark Ayers, and Council Member Kandis Strickland. Also present were City Manager Lisa Kelly, Assistant City Manager Niles Ford, City Attorney Alex Dixon, Police Chief Jeff Sheppard, and City Clerk LeAnn Lehigh. Council Member Mandy Neese was not present at tonight's meeting.

Mayor Ayers gave an invocation and led the Pledge of Allegiance.

CONSENT AGENDA

Motion: Council Member Taylor moved approve the agenda, amending to add Item Number 6 under New Business: 2024 CDBG Grant Checking Account. The motion was seconded by Council Member Strickland.

Motion Carries 4-0

PRESENTATION

1. Employee Recognition – Ryan Diaz – 10 Year Anniversary
City Manager Lisa Kelly recognized current Gas Superintendent Ryan Diaz on his 10 years of service with the City.

NEW BUSINESS

1. Ordinance – 1st Reading – On Street Parking

City Attorney Alex Dixon read the first reading of the proposed ordinance for parking on city streets. No action was taken at tonight's meeting.

2. Ordinance – 1st Reading – Speed Cameras at HES

City Attorney Alex Dixon read the first reading of the proposed ordinance to authorize installation and enforcement of speed cameras on Main Street in front of Hogansville Elementary School. No action was taken at tonight's meeting.

3. Bid Award – Patching & Paving

Motion: Council Member Ayers moved to reject all bids for patching & paving in the Village area and go back out to bid. The motion was seconded by Council Member Taylor.

Discussion:

Motion Carries 4-0

4. Bid Award – Demolition – 302 Pine Street, 414 Pine Street and 200 Granite Street

Motion: Council Member Ayers moved to approve the bid from Platinum Demo and Grading in the amount of \$20,200 to demolish all three properties that were under nuisance abatement. The motion was seconded by Council Member Morgan.

Discussion: Council Member Taylor only wanted to approve 414 Pine Street and 200 Granite Street. Does not want to approve 302 Pine Street to give current owner, Mike Johnson (in attendance), time to pull permits to fix the property issues. City Attorney Alex Dixon warned that Mr. Johnson was given 90-days to pull the permits back in July and still had not pulled the permits. City Attorney said that the motion is to approve the bid that would fulfill the court orders to demolish the three properties.

Motion Fails 2-2

Council Member Taylor (No), Council Member Strickland (No), Council Member Morgan (Yea), Council Member Ayers (Yea)

Motion: Council Member Taylor moved to approve the bid from Platinum Demo and Grading to demolish 414 Pine Street and 200 Granite Street in the amount of \$14,450.00. The motion was seconded by Council Member Strickland.

Discussion: None

November 4, 2024

Motion Carries 4-0

Motion: Council Member Ayers moved to approve the bid from Platinum Demo and Grading to demo the property at 302 Pine Street in the amount of \$5,750.00. The motion was seconded by Council Member Morgan.

Discussion: None

Motion Fails 2-2

Council Member Taylor (No), Council Member Strickland (No), Council Member Morgan (Yea), Council Member Ayers (Yea), Mayor Ayers (abstain)

5. Memorandum of Understanding (MOU) - LG

Motion: Council Member Taylor moved to approve the MOU with LG to do a study regarding installing smart poles in the City at no cost to the City. The motion was seconded by Council Member Strickland.

Discussion:

Motion Carries 4-0

6. Checking Account – CDBG 24 – Community Bank & Trust

Motion: Council Member Ayers moved to approve the City of Hogansville to open a checking account at Community Bank & Trust named City of Hogansville Community Development Block Grant 2024, with the same signors that are on all other City bank accounts. The motion was seconded by Council Member Morgan.

Discussion: None

Motion Carries 4-0

ADJOURNMENT

On a motion made by Council Member Taylor and duly seconded, Mayor Ayers adjourned the meeting at 7:44pm.

Respectfully,



LeAnn Lehigh
City Clerk

AN ORDINANCE

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF HOGANSVILLE TO AMEND THE CODE OF THE CITY; TO AMEND SECTIONS 94-89 THROUGH 94-92 OF THE CODE OF THE CITY RELATED TO PARKING; TO PROHIBIT, RESTRICT AND/OR LIMIT PARKING ALONG CITY STREETS WITHIN CERTAIN CONGESTED AREAS OF THE CITY; TO REPEAL CONFLICTING ORDINANCES; TO FIX AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

THE COUNCIL OF THE CITY OF HOGANSVILLE HEREBY ORDAINS:

SECTION 1:

That Sections 94-89 through 94-92 of the Code of Ordinances of the City of Hogansville be modified by inserting therein new Sections 94-89 through 94-92 said sections currently being reserved, to read as follows deleting all of said sections, in their entirety, and inserting in lieu thereof new Sections 94-89 through 94-92, to read as follows:

“Sec. 94-89. Parking on streets in residential zones.

- (a) In order to protect and promote the public health, safety and welfare of the citizens of the city, to insure the safe and orderly transition of traffic in residential areas and to protect property values in certain residential areas in the city, the parking of certain vehicles within residential zones ES-R, SU-R, and TN-R is prohibited upon the public streets, alleys and rights-of-way within such residential districts.
- (b) The vehicles, the parking of which is prohibited by subsection (a) are defined as:
 - (1) Any truck or other vehicle which has a rated capacity of greater than one (1) ton or which has a wheel base of one hundred twenty-five (125) inches or more;
 - (2) Truck tractors having dual rear wheels; and
 - (3) Trailers or semitrailers having dual rear wheels, or either such trailers having an overall length of greater than twelve (12) feet; provided, however, that an exception to the prohibition outlined in this subparagraph may be granted, upon application to the building official, and in the discretion of the building official, provided said trailer or semitrailer at issue may be parked in the street safely without unduly impeding sight distance, traffic flow, federal, postal or other deliveries and emergency vehicle ingress and egress.

- (c) Nothing in this section shall prohibit the parking of vehicles of public or private utility companies, or commercial vehicles making deliveries or vehicles in use in the construction, repair or maintenance of any road, street or alley in such districts, but only for the period of time required for the delivery of service reasonably required by such vehicle.

Sec. 94-90. Parking restricted or prohibited on designated streets.

Parking of motor vehicles is hereby prohibited, limited or restricted as specified on the following streets within the city:

Askew Avenue: parking is prohibited on the north side of Askew Avenue from its beginning at its merger with Blue Creek Road at the eastern boundary of the city limits for the entire length of such street to its intersection with Johnson Street;

West Boyd Road: parking is prohibited on either of West Boyd Road from 408 West Boyd Road to its intersection with Pine Street;

Church Street: parking is prohibited on either side of the street from 215 Church Street to 221 Church Street;

Dickinson Street: parking is prohibited on the east side of Dickinson Street from its intersection with Askew Avenue for the entire length of such street to its intersection with Greene Avenue;

Frederick Avenue: parking is prohibited on the north side of Frederick Avenue from its intersection with Lincoln Street for the entire length of such street to its intersection with Dickinson Street;

Greene Avenue: parking is prohibited on the north side of Greene Avenue from its intersection with Lincoln Street for the entire length of such street to its intersection with Johnson Street;

Foot Log Lane: parking is prohibited on the south side of Foot Log Lane from its intersection with Foxhorn Trail for the entire length of such street to its termination at a cul-de-sac;

Fox Chase Way: parking is prohibited on the south side of Fox Chase Way from its intersection with Hunt Club Drive for the entire length of such street (such street currently dead ends with proposed future development along such street which shall be governed by this same parking restriction);

Foxhorn Trail: parking is prohibited on the west side of Foxhorn Trail from its intersection with Hunt Club Drive for the entire length of such street (such street currently dead ends with proposed future development along such street which shall be governed by this same parking restriction);

Foxtrot Trail: parking is prohibited on the south side of Foxtrot Trail from its intersection with Foxhorn Trail for the entire length of such street (such street currently dead ends with proposed future development along such street which shall be governed by this same parking restriction);

Hunt Club Drive: parking is prohibited on the south side of Hunt Club Drive from its intersection with US Highway 29 for the entire length of such street to its intersection with Foxhorn Trail;

Project Street: parking is prohibited on the south side of Project Street from its intersection with West Boyd Road for the entire length of such street to its intersection with Pine Street;

Ware Street: parking is prohibited on the north side of Ware Street from its intersection with US Highway 29 for the entire length of such street to its intersection with Brooks Road.

Sec. 94-91. Enforcement of this Chapter; penalties for violations.

Unless another penalty is expressly provided for and governed by state law or otherwise addressed in this City Code, any person violating any provision of Chapter 94 of this City Code shall be guilty of a misdemeanor and upon conviction thereof shall be punished in accordance with Section 1-1 of this City Code.

Sec. 94-92. Illegally parked vehicles, owner/driver citation.

For parking violations under this chapter of the Code, citations may issue to either the registered owner of the vehicle or the driver of the vehicle at the time of the alleged violation. Proof that the defendant was at the time of the violation the registered owner of the vehicle shall permit the trier of fact in its discretion to infer that such owner of the vehicle was the driver of the vehicle at the time of the alleged violation. Such an inference may be rebutted if the owner of the vehicle:

- (1) Testifies under oath in open court that he or she was not the operator of the vehicle at the time of the alleged violation;
- (2) Presents to the court prior to the return dates established on the citation a certified copy of a police report showing that the vehicle had been reported to law enforcement as stolen prior to the alleged violation; or
- (3) Submits to the court prior to the return date established on the citation a sworn notarized statement identifying the name of the operator of the vehicle at the time of the alleged violation.”

SECTION 2:

All ordinances or parts of ordinances in conflict with the provisions of this ordinance shall be and the same are hereby repealed.

SECTION 3:

This ordinance, after adoption by the Council and upon approval by the Mayor, shall become effective immediately.

INTRODUCED AND FIRST READING _____

SECOND READING AND ADOPTED/REJECTED _____

SUBMITTED TO MAYOR AND APPROVED/DISAPPROVED _____

BY: _____
Mayor

ATTEST: _____
Clerk

AN ORDINANCE

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF HOGANSVILLE TO AMEND THE CODE OF THE CITY; TO AMEND CHAPTER 94, ARTICLE II, DIVISION 2 OF THE CODE OF THE CITY IN ORDER TO AUTHORIZE AUTOMATED TRAFFIC ENFORCEMENT IN SCHOOL ZONES WITHIN THE CITY; TO REPEAL CONFLICTING ORDINANCES; TO FIX AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

THE COUNCIL OF THE CITY OF HOGANSVILLE, GEORGIA HEREBY ORDAINS
AS FOLLOWS:

SECTION 1:

That Chapter 94, Article II, Division 2 of the Code of the City of Hogansville be amended by inserting therein a new Section 94-57, said section currently being reserved, to read as follows:

“Sec. 94-57. - Automated traffic enforcement safety system.

- (a) *Definitions.* The following words, terms, and phrases, when used in this section shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Agent means a person or entity who is authorized by a law enforcement agency or governing body to administer the procedures contained here and (i) provides services to such law enforcement agency or governing body; (ii) operates, maintains, leases, or licenses a video recording device; or (iii) is authorized by such law enforcement agency or governing body to review and assemble the recorded images captured by the automated traffic enforcement safety device for review by a peace officer.

Automated traffic enforcement safety device means a speed detection device that: (A) is capable of producing photographically recorded still or video images, or both, of the rear of a motor vehicle or of the rear of a motor vehicle being towed by another vehicle, including an image of such vehicle's rear license plate; (B) is capable of monitoring the speed of a vehicle as photographically recorded pursuant to subparagraph (A) of this paragraph; and (C) indicates on each photographically-recorded still or video image produced the

date, time, location, and speed of a photographically-recorded vehicle traveling at a speed above the posted speed limit within a marked school zone.

Owner means the registrant of a motor vehicle, except that such term shall not include a motor-vehicle rental company when a motor vehicle registered by such company is being operated by another person under a rental or lease agreement with such company.

Recorded images means still or video images recorded by an automated traffic enforcement safety device.

School zone means the area within 1,000 feet of the boundary of any public or private elementary or secondary school.

- (b) *Authorization.* Speed camera enforcement, using automated traffic enforcement safety devices, is hereby authorized within school zones during such hours and in accordance with Georgia law and/or O.C.G.A. § 40-14-8.
- (c) *Administration.* Any automated traffic enforcement safety system administered under this Code section shall be administered as follows:
 - (1) The law enforcement agency, or agent on behalf of the law enforcement agency, operating an automated traffic enforcement safety device provided for under O.C.G.A. § 40-14-18 shall maintain a log for the automated traffic enforcement safety device attesting to the performance of such device's self-test at least once every 30 days and the results of such self-test pertaining to the accuracy of the automated traffic enforcement safety device. Such log shall be admissible in any civil enforcement proceeding for a violation issued pursuant to O.C.G.A. § 40-14-18. The law enforcement agency, or agent on behalf of the law enforcement agency, operating an automated traffic enforcement safety device shall perform an independent calibration test on the automated traffic enforcement safety device at least once every 12 months. The results of such calibration test shall be admissible in any court proceeding for a violation issued pursuant to O.C.G.A. § 40-14-18.
 - (2) Prior to the placement of a device within a school zone, each school within whose school zone such automated traffic enforcement safety device is to be placed shall first apply for and secure a permit from the department of transportation for the use of such automated traffic enforcement safety device. Such permit shall be awarded based upon need. The department of transportation shall promulgate rules and regulations for the implementation of this paragraph.

- (3) If an automated traffic enforcement safety device is moved to or placed in a location where an automated traffic enforcement safety device had not previously been moved to or placed in, no citation shall be issued for a violation recorded by that automated traffic enforcement safety device until:
 - a. The city shall erect signs warning of the use of a stationary speed detection device within the approaching school zone. Such signs shall be at least 24 by 30 inches in area, shall be visible plainly from every lane of traffic, shall be viewable in all traffic conditions, and shall not be placed in such a manner that the view of such sign is subject to being obstructed by any other vehicle on such highway. Such signs shall be placed within 500 feet prior to the warning sign announcing the reduction of the speed limit for the school speed zone. There shall be a rebuttable presumption that such signs are properly installed pursuant to this subsection at the time of any alleged violation under this article; and
 - b. That no citation shall be issued for the first 30 days after the first automated traffic enforcement safety device is introduced by a law enforcement agency within a school zone, but rather, a civil warning shall be issued for disregard or disobedience of the posted speed limit within the school zone during those first 30 days.
- (4) A law enforcement agency authorized to enforce the speed limit of a school zone, or an agent working on behalf of a law enforcement agency or governing body, shall send by first class mail addressed to the owner of the motor vehicle within 30 days after obtaining the name and address of the owner of the motor vehicle but no later than 60 days after the date of the alleged violation:
 - a. A citation for the alleged violation, which shall include the date and time of the violation, the location of the infraction, the maximum speed at which such motor vehicle was traveling in photographically-recorded images, the maximum speed applicable within such school zone, the civil warning or the amount of the civil monetary penalty imposed, and the date by which a civil monetary penalty shall be paid;
 - b. An image taken from the photographically-recorded images showing the vehicle involved in the infraction;

- c. A website address where photographically-recorded images showing the vehicle involved in the infraction and a duplicate of the information provided for in this paragraph may be viewed;
 - d. A copy of a certificate sworn to or affirmed by a certified peace officer employed by a law enforcement agency authorized to enforce the speed limit of the school zone and stating that, based upon inspection of photographically recorded images, the owner's motor vehicle was operated in disregard or disobedience of the speed limit in the marked school zone and that such disregard or disobedience was not otherwise authorized by law;
 - e. A statement of the inference provided by Georgia law and of the means specified therein by which such inference may be rebutted for such violations;
 - f. Information advising the owner of the motor vehicle of the manner in which liability as alleged in the citation may be contested through an administrative hearing; and
 - g. A warning that the failure to pay the civil monetary penalty or to contest liability in a timely manner as provided for in subsection (d) of this Code section shall waive any right to contest liability.
- (5) Proof that a motor vehicle was operated in disregard or disobedience of the posted speed limit of the marked school zone shall be evidenced by photographically recorded images. A copy of a certificate sworn to or affirmed by a certified peace officer employed by a law enforcement agency and stating that, based upon inspection of photographically recorded images, a motor vehicle was operated in disregard or disobedience of the posted speed limit in the marked school zone and that such disregard or disobedience was not otherwise authorized by law shall be prima-facie evidence of the facts contained therein.
- (6) Liability shall be determined based upon a preponderance of the evidence. Prima-facie evidence that the vehicle described in the citation issued pursuant to this Code section was operated in violation of the posted speed limit of the school zone, together with proof that the defendant was, at the time of such violation, the registered owner of the vehicle, shall permit the trier of fact in its discretion to infer that such owner of the vehicle was the driver of the vehicle at the time of the alleged violation. Such an inference may be rebutted if the owner of the vehicle:

- a. Testifies under oath in open court or submits to the court a sworn notarized statement that he or she was not the operator of the vehicle at the time of the alleged violation; or
 - b. Presents to the court a certified copy of a police report showing that the vehicle had been reported to the police as stolen prior to the time of the alleged violation.
- (7) A violation for which a civil warning or a civil monetary penalty is imposed pursuant to this section shall not be considered a moving traffic violation for the purpose of points assessment under O.C.G.A. § 40-5-57. Such violation shall be deemed noncriminal, and imposition of a civil warning or civil monetary penalty pursuant to this section shall not be deemed a conviction and shall not be made a part of the operating record of the person upon whom such liability is imposed, nor shall it be used for any insurance purposes in the provision of motor-vehicle insurance coverage.
- (8) Any court having jurisdiction over violations of subsection (a) of O.C.G.A. § 40-14-18 shall have jurisdiction over cases arising under this section and shall be authorized to impose the civil monetary penalty provided for by this subsection. Except as otherwise provided pursuant to Georgia Law, the provisions of law governing jurisdiction, procedure, defenses, adjudication, appeal, and payment and distribution of penalties otherwise applicable to violations under this section shall apply to enforcement under this section; provided however, that any appeal from superior or state court shall be by application in the same manner as that provided by O.C.G.A. § 5-3-1 et seq.
- (d) *Designation of administrative hearing officer.* In accordance with the provisions of O.C.G.A. § 40-14-18, and as of the effective date of this section, the city shall utilize the judge or assistant judge of the municipal court of the City of Hogansville, Georgia to conduct an administrative hearing when timely requested by recipients of notice of violations under this section.
- (e) *Violations and penalties.*
 - (1) Any person who shall violate any provision of this article shall be subject to the civil penalties set forth in O.C.G.A. § 40-14-18(b)(1), as amended, including a fine in the amount of \$75.00 for a first violation and \$125.00 for a second or any subsequent violation, in addition to fees associated with the electronic processing of such civil monetary penalty, which shall not exceed \$25.00.

(2) The city is hereby authorized to notify the Georgia Department of Revenue of all outstanding notice of violations that are eligible for reporting pursuant to O.C.G.A. § 40-14-18.

(f) *Severability.* If any section, subsection, sentence, clause, phrase, or portion of the ordinance from which this section derived is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of the ordinance from which this section derived, it being the intent of the governing authority that the ordinance from which this section derived shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.”

SECTION 2:

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 3:

This Ordinance after adoption by the Council and upon approval by the Mayor shall become effective immediately.

INTRODUCED AND FIRST READING _____

SECOND READING AND ADOPTED/REJECTED _____

SUBMITTED TO MAYOR AND APPROVED/DISAPPROVED _____

BY: _____

Mayor

ATTEST: _____

City Clerk


CITY COUNCIL
Mayor Jake Ayers
Michael Taylor, Jr., Post 1
Mathew Morgan, Post 2
Mandy Neese, Post 3
Mark Ayers, Post 4
Kandis Strickland, Post 5



City Manager – Lisa Kelly
Assistant City Manager – Niles Ford
City Clerk – LeAnn Lehigh
City Attorney – Alex Dixon
111 High St
Hogansville GA 30230-1196
706-637-8629 | cityofhogansville.org

COUNCIL ACTION FORM

MEETING DATE: November 18, 2024

SUBMITTED BY: Dhayna Portillo 

AGENDA TITLE: Citizen Appointments – Meriwether Joint Development Authority

CLASSIFICATION (City Attorney must approve all ordinances, resolutions and contracts as to form)

- | | | | |
|--|-------------------------------------|---|---|
| <input type="checkbox"/> Ordinance (No. ____) | <input type="checkbox"/> Contract | <input type="checkbox"/> Information Only | <input type="checkbox"/> Public Hearing |
| <input type="checkbox"/> Resolution (No. ____) | <input type="checkbox"/> Ceremonial | <input checked="" type="checkbox"/> Discussion/Action | <input type="checkbox"/> Other |

BACKGROUND (Includes description, background, and justification)

The Meriwether Joint Development Authority has three seats that are up for reappointment for one-year terms. John McKibben, George Bailey, and Jimmy Russell would like to be considered for reappointment, so their applications are attached.

Meriwether Joint Development Authority has two open seats which were advertised in the September 2024 Hogansville utility mailers, with an application deadline of November 1, 2024. The City received one application for the positions which was from Frederick Manley whose application is also attached.

BUDGETING & FINANCIAL IMPACT (Includes project costs and funding sources)

No budget impact.

STAFF RECOMMENDATION (Include possible options for consideration)

Reappoint John McKibben, George Bailey, and Jimmy Russell to serve on the Meriwether Joint Development.

Appoint Frederick Manley to serve on the Meriwether Joint Development.

CITY COUNCIL
Mayor Jake Ayers
Michael Taylor, Jr., Post 1
Mathew Morgan, Post 2
Mandy Neese, Post 3
Mark Ayers, Post 4
Kandis Strickland, Post 5



City Manager – Lisa Kelly
Assistant City Manager – Niles Ford
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City Attorney – Alex Dixon
111 High St
Hogansville GA 30230-1196
706-637-8629 | cityofhogansville.org

COUNCIL ACTION FORM

MEETING DATE: November 18, 2024

SUBMITTED BY: Dhayna Portillo

AGENDA TITLE: Citizen Appointments – Historic Preservation Commission

CLASSIFICATION (City Attorney must approve all ordinances, resolutions and contracts as to form)

- | | | | |
|--|-------------------------------------|---|---|
| <input type="checkbox"/> Ordinance (No. ____) | <input type="checkbox"/> Contract | <input type="checkbox"/> Information Only | <input type="checkbox"/> Public Hearing |
| <input type="checkbox"/> Resolution (No. ____) | <input type="checkbox"/> Ceremonial | <input checked="" type="checkbox"/> Discussion/Action | <input type="checkbox"/> Other |

BACKGROUND (Includes description, background, and justification)

The Hogansville Historic Preservation Commission has two open seats for three-year terms, and potential candidates were solicited by the City via utility mailers. This opening was advertised in the September 2024 Hogansville utility mailers, with an application deadline of November 1, 2024. The City received one application for the position which was from Kristian Whisnand.

The application is attached.

BUDGETING & FINANCIAL IMPACT (Includes project costs and funding sources)

No budget impact.

STAFF RECOMMENDATION (Include possible options for consideration)

Appoint Kristian Whisnand to serve on the Hogansville Historic Preservation Commission