

UNION CITY
CALLED COUNCIL MEETING MINUTES
MONDAY JANUARY 11, 2016
6:30 P.M.

Present: Mayor Vince R. Williams, Councilmembers Christina Hobbs, Brian Jones, Angelette Mealing, and Shayla Nealy, City Attorney Dennis Davenport, City Manager Sonja Fillingame, City Clerk Jacqueline Cossey

Staff: Police Dept.: Assistant Chief Lee Brown, Public Services: Director Cedric Clark and Lonnie Ferguson, Human Resources: Rhonda Jones

The meeting was called to order by Mayor Williams at 6:30 p.m.

1. Council to review the sign ordinance.

At this time Mayor Williams turned the meeting over to Nicole Dozier to discuss amendments to the sign ordinance.

Community Development Director Nicole Dozier led this discussion and stated that she has made recommendations that will be appropriate and aligned with what our neighboring cities are doing as it relates to their sign ordinance. She then shared a sign ordinance comparison chart consisting of the following cities: College Park, Fayetteville, East Point, Sandy Springs and Fairburn.

Councilmember Mealing stated that she would like to see Union City on the chart for a true comparison.

Mrs. Dozier indicated that several other cities require a six month permits time period for sign permits and others require that the permit number be displayed on the sign. She then stated that there are different types of signs such as ground signs, wall signs, projecting signs, temporary signs, awnings, flags and billboards. Ms. Dozier addressed sign square footage. She stated that the various techniques and procedures on the chart are the same that she has incorporated within Union City's sign ordinance. She then addressed sign removal.

Mayor Williams asked if the sign would be removed at the expense of the City.

Mrs. Dozier responded, "Yes." She added that a lien could be placed against the property in order to recuperate the funds for the sign removal. She added that all other cities have some language regarding sign removal if it is deemed abandoned.

Councilmember Nealy asked for the last date that the sign ordinance was revised.

Mrs. Dozier stated that some revisions were made in September 2003 and other small modifications were made occasionally, but she would point them out once she reached a section that received modification.

Councilmember Nealy noted that the documents distributed by Ms. Dozier reflects the additions, but the comment comparisons were not disclosed.

Mrs. Dozier stated that she would be making those comments directly to the Council to make the document a little bit cleaner.

Councilmember Nealy stated that in the future she would like to see the comments so that Council could follow the thought process prior to the meeting.

Mayor Williams stated that it would be helpful to see the comments because legal and code enforcement may have had comments also.

Mrs. Dozier stated that legal has comments and she plans to allow City Attorney Davenport to address the legal comments.

Councilmember Mealing asked Mrs. Dozier if she spoke with Code Enforcement.

Mrs. Dozier stated that she informed Code Enforcement that changes were being made to the ordinance however when it comes to the finer details she was waiting to have this worksession, then once she received a confirmation on what we want to do as it relates to the sign ordinance, she would look to enforcement regarding the new provisions.

Councilmember Mealing stated that she would have liked to hear the comments from Code Enforcement because they are the people that are actually going out and looking at the abandoned properties and signs.

Mrs. Dozier stated that she spoke with Terry Stephens and Code Enforcement had some comments and enforcement procedures that may be utilized and Terry can speak to that as we go through the document.

Mayor Williams stated that it may have been better to make sure that Terry and Richard were sitting with Mrs. Dozier while she was going through the document to offer improvements. Mayor Williams stated that at the rate that we are moving now, we could be here for two, three or four hours.

Mrs. Dozier stated that she is trying to avoid that which is why she is focusing on the text that would be changed in the document.

Councilmember Mealing asked for thoughts from Code Enforcement.

Mayor Williams asked Mr. Stephens if he had any comments.

Mr. Stephens stated that he is not familiar with the proposed changes so he has no comments.

Mayor Williams asked Mr. Stephens if he reviewed the document with the proposed changes.

Mr. Stephens stated that Code Enforcements procedures are to address the violations that comes to them as complaints or that they personally observe and they go from there.

City Manager Fillingame stated that she and Director Dozier discussed that there is room to have more coordination with the signs. She added that Mrs. Dozier was speaking to the thought regarding having a process and a plan in place once the sign ordinance is approved. She further added that she asked Mrs. Dozier to have a sit down meeting with Code Enforcement so that they could have a plan and process in place as well as a timeframe so that we could go back and check. She agreed that there should be more coordination.

Mayor Williams asked if Mrs. Dozier had the sit down meeting with Code Enforcement.

Mrs. Dozier responded, "No." She added that her thought process was to go through the document and make sure that whatever changes that the Council wanted to move forward with were identified then a process could be established to address what the requests are as it relates to the sign ordinance.

Mayor Williams commented that it would be putting the cart before the horse.

Councilmember Nealy asked Mrs. Dozier if her thought process was to get the language established and then have a meeting regarding enforcement.

Mrs. Dozier responded, "Yes,"

Mrs. Dozier stated that she would like to go through the document and explain the thought process. She then noted that she is now using the term ground sign as opposed to free standing sign. She added that section 3-82 currently reflects free standing sign and will be changed to ground signs.

At this time Mrs. Dozier visited page 3 of the document and addressed the changes. She added that legal recommended that an additional provision should be added regarding the state ordinance. She then looked to City Attorney Davenport.

City Attorney Davenport stated that this is something that the legislature passed approximately six or seven years ago. He added that we cannot ignore it and we have to incorporate it. He added that it causes conflict so he thought that the best thing to do is to site it in the ordinance and have it as an exhibit. Attorney Davenport stated that the comments on sign ordinance is exhibit A.

Ms. Dozier informed City Attorney Davenport that the Council did not have exhibit A.

City Attorney Davenport stated that the state law addresses principally political signs. He added that if you do not recognize that state law, you would run the risk of enforcing a too restrictive sign ordinance. He added that his advice to all of his governmental clients has been to leave political signs alone as long as they are on private property. He added that he is referring to the following code section under state law: 16-7-58. He further added that the proposed language has the code section cited in it to make sure that the reader knows what the state law is.

Mayor Williams asked Mrs. Dozier to provide him and the Council with a copy of the aforementioned document later tonight.

At this time Mrs. Dozier addressed page 4, 11-8 item 2. She added that she removed the word, "certificates" because we currently do not issue building permit certificates, just building permits.

Mrs. Dozier addressed page 5, item C she removed the terminology regarding certificates and certificate of compliance. She added that on page 5 under section B some wording has been modified under number 2 regarding permit inspections. She added extra words that were missing and added an extra sentence including a list describing all signs located on the lot, sign type and placement. She added that this would provide a little more detail to the applicant to let them know what will be required when they are completing a building permit application. Mrs. Dozier addressed number 3 on the same page regarding the time period recommendation.

Councilmember Jones addressed number 2 under "Filing Procedure" and asked if there will be a place on the site plan that would indicate what ties into the list.

Mrs. Dozier explained that the sign permit application is just a basic format and she would add a space for them to list all of the other signs that are on the site. She added that the objective is for us to understand how many signs that they currently have on the site and where they are located.

Councilmember Mealing asked if there is a limit on the numbers of signs that the developer can have on the property.

Mrs. Dozier stated that it is however it is just not covered in this section. She added that there is a chart stating how many signs can be had depending on the different zoning categories where the properties are located.

Councilmember Nealy asked with regards to master sign plans, once we provide the permits for the signs, how do we get to the congruency between the view and the permit.

Mrs. Dozier stated that when it is reviewed, a plan is approved so when they come in for their permit, that same plan is utilized to say this is what they are putting up and once they put the sign up we would have someone to go out and inspect to ensure that the sign is built

according to the plan that they submitted with the building permit. She added that it should match the plan that was approved as a part of their master sign plans.

Councilmember Nealy asked if we were not currently requesting the master sign.

Mrs. Dozier stated that we currently do not but that is one thing that we will be adding to the ordinance.

At this time Mrs. Dozier reiterated that page 5, number 3 relates to the time period for the permits which is 6 months and would be in accordance with some of our neighboring cities and the display of the sign permit number is also used within other cities so it is not too much of a change and not too much for the developers to get used to.

Councilmember Jones asked where the permit number would be located.

Mrs. Dozier stated that some municipalities issue labels bearing the permit number on it so they can place it on the sign which may be the best out for Union City.

Mayor Williams asked if Community Development would have that information electronically.

Mrs. Dozier responded, "Yes." She added that she has a database where she collects building permits so she would have a listing based on addresses and she would be able to correspond with code enforcement. She further added that it is located on a shared system.

Councilmember Mealing asked if there was some type of technology that would detect a leak. She added that it would be beneficial.

Mrs. Dozier recommended adding a layer to the GIS that would reflect the building permit number associated with the signage on different parcels.

At this time Mrs. Dozier moved on to page 6, number 6 and Period. She added that this is the period that a sign can be situated on a property. She added that some municipalities feel that if a business ceases to operate for a period of 6 months, 12 months or 60 days then signs would be considered abandoned and would be able to be removed. She further added the purpose of this language is to explain that if you do not have your occupational certificate or if it is revoked or not renewed or no business activity is there for 12 months or more than once we provide you with the appropriate notice, the City will have the sign removed.

Councilmember Mealing asked if the amount of time could be lowered because 12 months is a long time.

Mrs. Dozier stated that the time frame is adjustable.

Councilmember Mealing stated that she would rather go with 6 months.

Mrs. Dozier stated that she would modify it to 6 months.

Councilmember Mealing asked if number 4 would be removed.

Mrs. Dozier responded, "Yes." She added that number 4 is removed because it is repetitive so she removed it.

Councilmember Jones addressed number 6 on page 6 and asked if 60 days might be better than 30 days with regards to the amount of notice from the city stating that the sign must be removed.

Attorney Davenport interjected and gave his perspective of what the language states. He added that you are focusing on the people that are no longer in business. He stated that the old language stated that if a business activity ceases for at least 60 days and the City sends them a notice stating that the sign permit has lapsed because your business activity has ceased for at least 60 days, if they do not renew the sign permit within 30 days of that notice the City will take action. He concluded that this is what the old language states.

Councilmember Mealing stated that the language is not clear.

Councilmember Nealy stated that what we are requesting is if a business has not had any activity in 6 months we are notifying them that they have 30 days to rectify it but we have to notify them first.

The Council agreed to the above referenced language stated by Councilmember Nealy.

Mrs. Dozier moved on to section C on page 6 under item 2 and stated this pertains to a nonconforming sign. She added that the purpose of this language is if you have a nonconforming sign, and there is no business activity at the site then the nonconforming use has disappeared and the sign itself is nonconforming. She added that if that disappears over a certain amount of time, 12 months, then when the next tenant comes in, they have to build a sign in compliance with the current sign regulation. Mrs. Dozier stated that she recommended this because at some point you want that nonconforming structure or use to come into compliance with the existing ordinance. She added that the only way that you can regulate that is to put a timeframe when there is no activity so that that nonconformity can be eliminated and the tenant can build the sign correctly so that you have that consistency between the signage from one lot to another.

Councilmember Nealy stated that she agrees with the language, but she would like to be consistent with 6 months, not 12 months, with regards to the timeframe.

Mayor Williams asked that we go back and discuss number 1 on page 6 with regards to ground or wall signs.

Mrs. Dozier stated, “No.” She added that this is the change between free standing signs versus ground signs so throughout the ordinance, for consistency purposes, every time it states free standing she has to change it to ground.

Mayor Williams stated he had concerns with that language due to the date utilized which was 2005. He then asked if the change would cause any legal issues.

Attorney Davenport stated that the last time that substantial revisions were done to the sign ordinance was in 2005. He added that when substantial revisions are made it is best to use the date of the revision going forward. He then recommended that we use that date that the revisions were put in place which was December 2005.

At this time Attorney Davenport stated that he would like to address an issue in the same paragraph that was not discussed. He added that there is some language that is currently in the ordinance that should be removed. He further added that the language speaks to signs damages by acts of God. Attorney Davenport stated that the language says that the signs cannot be put back up, but they can. He added that we should delete the language that says the sign cannot be put back up. He further added that if the sign comes down through no fault of your own, you can put it back up, but if you take it down, you cannot put it back up and this is regarding nonconforming signs.

At this time Mrs. Dozier addressed page 7 & 8 with regards to Maintenance and Appearance. She added that she combined all comments as it relates to landscaping into one item and not spread throughout the section. She added that item number 3 is a duplicate item and it needs to be removed.

Councilmember Jones addressed the language in number 5 that states that “A sign shall have no more than twenty (20) percent of its surface disfigured, cracked, ripped, covered with peeling paint poster, paper or other material for more than thirty (30) days”. He then asked if that is 30 days from the time that it is documented by code enforcement.

Mrs. Dozier responded “Yes”. He added that would have to be the time frame because code enforcement would have to view the violation and give you 30 days to bring it into compliance.

Mrs. Dozier stated that number 6 has a word missing and she added additional language to ensure that it reads properly.

Mrs. Dozier addressed section F regarding Design Guidelines. She added that one item was speaking to the number of colors and that may be too specific, so we can take that out.

Mayor Williams stated that the word “should” in documents of this nature should be “shall” especially in sections F2, 5, 6 and 7-2.

Councilmember Nealy addressed number 2 regarding the amount of colors to be used on signs. She added that the maximum number of colors should be 3.

Mrs. Dozier stated that we could make it 3 colors, but she wants to remove it because it is too specific. She added that she would leave that up to the Council.

Councilmember Hobbs asked if there is an Architectural Review Committee. She then asked who determines the specs.

Mrs. Dozier stated that it would be the developer. She added that staff would tell them how many colors but would not pick the colors for them.

Councilmember Jones stated that we should remove it.

Councilmember Mealing stated that when we give a number such as 2, we are being very specific and limited especially when we want developers to come to the City. She concluded that we should not restrict it at all.

Mrs. Dozier stated that the restriction can be removed.

Councilmember Mealing stated that she would like to hear from the City Attorney on the matter.

City Attorney Davenport stated that there was a recent decision by the United States Supreme Court that gives guidance and it comes down to whether or not the sign is content specific or content neutral. He added that it depends if the sign ordinance is content specific or content neutral. He further added that the easiest way to know if the sign ordinance is content specific is if you must read the sign to know who to regulate it, then it is content specific and it is unconstitutional. He then cautioned on the Council on how they regulate what does on the sign. He added that the sign can be regulated with regards to the size, height, number, but once the Council says what goes on the sign, they run the risk of being content specific and that is unconstitutional.

Councilmember Jones stated that the section should be deleted.

Mrs. Dozier addressed number 5 with regards to identifying the business and Attorney Davenport stated that it was content specific, so that may be removed.

Councilmember Jones stated that the section should be deleted.

Councilmember Mealing asked if we were deleting number 2 and 5.

Mrs. Dozier responded, "Yes."

Councilmember Hobbs stated that number 4 stated that the signs should not be in the shape of a product or mortif, soda bottle, hamburger etc. She then asked what if a KFC wanted to erect a big chicken.

Mrs. Dozier stated that the ordinance says “may not”, not “shall not” but there is always the variance process. She added that these are examples of some level of specificity that municipalities have put into place, but we do not want to run into any legal issues.

Councilmember Mealing stated that she would not want any distractions.

City Attorney Davenport stated that the Council should not forget about number 3 regarding sign materials, colors or design that attracts attention excessively and disrupts the public environment because when you stated that a sign should not attract attention excessively could cause a problem because the purpose of a sign is to attract attention. He added that the other thing to be aware of is objective regulation. He added that we must have an objective standard.

Mayor Williams asked how do we address human signs because they cause disruptions and distractions.

Mrs. Dozier stated that she could do some research to see how other municipalities regulate human signs or human advertising.

Attorney Davenport stated that sign ordinances regulate a structure and the structure is attached to the ground or attached to another structure. He added that if someone is holding a sign, it is not a sign but an expression which is freedom of speech. He added that they can cross the line and become a traffic hazard due to the type of activity that you are engaged in, so the Council can place a reasonable time, place and manner restriction on how that activity can be conducted, that is not a sign ordinance issue, it’s a free speech issue.

Councilmember Jones asked if staff sees a rendering of signs prior to erecting the signs.

Mrs. Dozier responded, “Yes, it is a part of the sign permit application.” She added that they are required to give staff a copy of the sign.

At this time the Council addressed number 4. City Attorney Davenport cautioned the Council again with regards to content regulation.

Councilmember Mealing stated that we are removing number 2, 3, 4 and 5.

Council was in agreement.

Mrs. Dozier addressed number 6, “Wall signs. Should be consistent in size within each development and should be proportional to the building on which the sign is placed.” She added that this just ensures that the sign is not too big or too small and should be consistent with the size of the building.

At this time Mrs. Dozier addressed page 9 regarding wall signs matching the character of the building. She added that the word “crowne” should be “crowd”.

Mrs. Dozier addressed number 7 and stated that many municipalities are moving towards using monument signs instead of pole signs. She added that she recommends monument signs in specialized districts. She further added that this is just a recommendation, but it is up for discussion.

City Attorney Davenport stated that if we are going to add monument signs, we should define it.

Mrs. Dozier stated that she would add the definition for monument signs and any other signs that are in the ordinance.

Mrs. Dozier addressed "I" under number 7 and stated that it gives direction as it relates to the height and makes sure that the post and structures are concealed. She added that it is an aesthetic requirement and is a part of the design feature.

Mrs. Dozier addressed page 10. She called the Mayor and Council's attention to the items that were struck through regarding Light Pole Banners. She stated that this provision was not deleted but it has been moved to another section of the zoning ordinance.

Councilmember Mealing expressed that she was having a hard time following the document.

Mrs. Dozier assured the Mayor and Council that the next copy will reflect all of the comments. She continued stating that the Light Pole Banner section has been moved to page 13.

At this time Mrs. Dozier addressed item "E" regarding "Signs allowed within Residential Zoning Districts". She added that this is the beginning of the section that defines signs that are permitted in residential districts. She then called Council's attention to section "1a" and stated that freestanding was replaced with the work "ground" for consistency.

Councilmember Jones asked if Light Pole Banner section that was moved is governed by the State.

Mrs. Dozier stated that this is not applicable to any state roads.

Mrs. Dozier moved on to page 10 item "1a" regarding banners. She stated that this section has been moved to the temporary sign section.

Mrs. Dozier stated that page 10 item "c" has been moved to page 19 under temporary signage and has not been deleted.

Mayor Williams asked if the banner section would cause us to break our own law because the City uses banners periodically.

Mrs. Dozier stated that we will address it when we get to that section and it could be broken down separately, but for now the exact language has been moved to the temporary sign section. She added that the only issue may be how long you can have temporary signs, but that can be addressed at a later date.

Councilmember Mealing stated that we will more than likely have to change the timeframe under the banner section.

Mrs. Dozier addressed page 10 item “d”. She added that it is struck through, but after speaking with the City Attorney the item has to remain, but a modification must be made to the sentence. She further added that it currently states, “For any multifamily residential property, the number of allowable freestanding signs shall not exceed six (6) signs not more than six (6) square feet in area each. She stated that the recommended language reads, “For any multifamily residential property, the number of allowable freestanding sign shall not exceed one (1) sign per building and no more than six (6) square feet.

City Attorney Davenport asked if Mrs. Dozier meant 1 freestanding sign or 1 sign in general.

Mrs. Dozier stated that it pertains to 1 wall sign. She then referred to a chart on page 11 that defines the signs, the number of subdivision signs, wall signs and temporary signs.

City Attorney Davenport stated that if a building is labeled number 2 and there is a 2 on the side of the building, which would be a sign.

Mrs. Dozier stated that it does not state that you cannot have a sign on multifamily buildings. She then referred everyone’s attention to a chart on page 11 which reflects the number of signs and type of signs that are allowed.

City Attorney Davenport stated that this language directly conflicts with what was said in “d”. He added that item “d” states that you can have one sign and the charts says that you can have more signs.

Mrs. Dozier stated that the charts says that you can have 1 wall sign per building.

Attorney Davenport stated that the chart is not the regulation, but the language is the regulation.

Mrs. Dozier stated that the sentence on “d” states that 1 sign per building and the chart states 1 sign per building, so they match.

Attorney Davenport stated that based on what Mrs. Dozier just said, this means that we are not allowing signs on multifamily property other then what someone puts on the building.

Mrs. Dozier asked if the text has to be modified to reflect what is in the chart on page 11.

City Attorney Davenport stated that if the intent is to not allow freestanding signs or ground signs then that is what Mrs. Dozier has done with this language.

Mrs. Dozier stated that she would modify the language to match the chart on page 11.

Mayor Williams stated that there are a lot of things that need to be revisited. He then suggested that this item should return in 30 days. He added that we would have a new document and that would be for all parties involved.

City Attorney Davenport suggested having another meeting, but start over with the planning commission and have a public hearing with a new document so when it comes back to the Council for a public hearing, the Council will be very familiar with it. He reiterated that the Council should have one more worksession to get a good document to send to the Planning Commission for a public hearing and then back to the Council for a public hearing.

City Manager Fillingame stated that she wanted to ensure that staff has clarity with regards to the best way that the Council wants this document to be presented. She then asked if the Council was agreeable with the current format.

Councilmember Nealy stated that she would like to see a PowerPoint and see the current language, highlight the proposed change and the rationale.

City Attorney Davenport stated that some of the comments include a lot of language so he created a separate document. He added that it works for a short change.

Councilmember Mealing stated that she agrees with Councilmember Nealy because this document is all over the place and she cannot follow along.

On motion of Councilmember Mealing seconded by Councilmember Nealy and carried, the item would be revisited during a worksession in 30 days, February 8, 2016. Vote was unanimous.

City Attorney Davenport stated that Council would need the document by February 1 to prepare for the meeting on February 8, 2016. He added that there will be no need to advertise for a public hearing because we are coming back for a worksession.

City Clerk Jacqueline Cossey informed the Council that she would be in Clerk training during that time therefore her assistant would attend the meeting.

Mayor Williams asked if everyone was fine with this.

Council was agreeable.

At this time Mayor Williams stated that we are getting ready for reappointments and our Charter states that the Mayor appoints the Police Chief with the consent of the Council and in good conscious we wanted to be fair and let the Council know that he would not suggest

or infer that Chief Odom should be reappointed. He added that this is something that we should take a good hard look at because we need a fresh perspective in a new direction.

At this time City Attorney Davenport stated that he had two item regarding threatening litigation and one personnel matter for Executive Session.

On motion of Councilmember Jones seconded by Councilmember Mealing and carried, Council entered into Executive Session to discuss two items regarding threatened litigation and one personnel matter. Vote was unanimous.

On motion of Councilmember Nealy seconded by Councilmember Mealing and carried, Council reconvened to Regular Session. Vote was unanimous.

2. Council to consider a personnel matter.

City Attorney Davenport stated that he had the terms and conditions for a severance agreement and general release for Chuck Odom. He added that in the past when we have had senior officials to leave, we have entered into severance agreements and there has always been an issue regarding accumulated sick time subsequent to August 2010. He added that there was an issue as to whether or not that was done properly and rather than going through who is right and who is wrong, we have said that he has been here for a number of years and in exchange for a general release of any claims that he might have as well as non-disparagement from both the employee and the City; we are prepared to enter into a release agreement with Chuck Odom for a total of \$5,500.00. Attorney Davenport stated that those are the terms and conditions and if that meets with the Council's favorable consideration Council could approve the agreement. He added that there will be a 7 day revocation period and Mr. Odom could revoke if he chooses to do so, otherwise it would be effective 7 days from today.

On motion of Councilmember Nealy seconded by Councilmember Mealing and carried the aforementioned agreement was approved. Vote was unanimous.

City Attorney Davenport stated that with respect to the office of Police Chief he understands that Chuck Odom would not be reappointed and there is a plan in place.

Mayor Williams stated that we should appoint an interim Police Chief and he would like to offer Cassandra Jones, former Police Chief of Fulton County, to the Council to serve as interim Police Chief. He added that she could start immediately. He added that we have an agreement worked out and she has agreed to the salary terms and she would require a take home vehicle, but there will be no benefits. Mayor Williams stated that Ms. Jones will not be teaching because we will need her as we move forward to search for a permanent Police Chief.

Attorney Davenport asked for the hourly rate for Ms. Jones to enter into her contract.

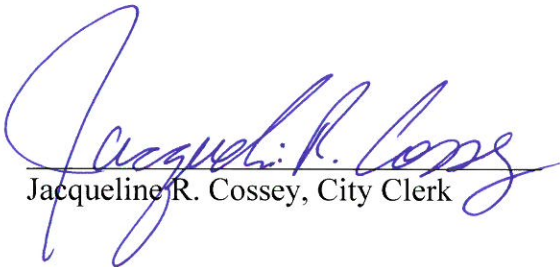
City Manager Fillingame stated that the hourly rate will be \$35.60.

City Attorney Davenport stated that he will structure the contract so that it will be for a term of 90 days or until we locate and hire a successful candidate, whichever is the first to occur. He added that he has enough information to finalize a contract and can have it to Ms. Jones tomorrow.

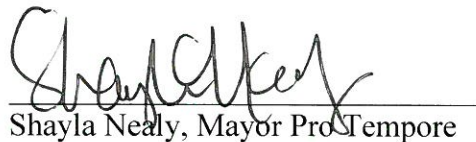
Mayor Williams stated, for the record, that he has charged the City Manager with moving forward with seeking a search firm to assist with the process to seek candidates for Police Chief. He also added, for the record, that the City Clerk should add the appointment of Cassandra Jones as Interim Police Chief to the January 19, 2016 agenda.

On motion of Councilmember Hobbs seconded by Councilmember Mealing and carried, the agreement with Cassandra Jones was approved. Vote was three-to-one (3-to-1). Councilmember Jones abstained.

On motion of Councilmember Mealing seconded by Councilmember Hobbs and carried, the meeting adjourned.



Jacqueline R. Cossey, City Clerk



Shayla Nealy, Mayor Pro Tempore

STATE OF GEORGIA

COUNTY OF FULTON

EXECUTIVE SESSION AFFIDAVIT

Personally appeared before me, Vince Williams, Mayor of the City of Union City, Georgia, who after being duly sworn says:

1.

I was the presiding officer of a meeting of the Union City Mayor and City Council held on the 11 day of January, 2016.

2.

That it is my understanding that O.C.G.A. § 50-14-4(b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection a of this Code section, the person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

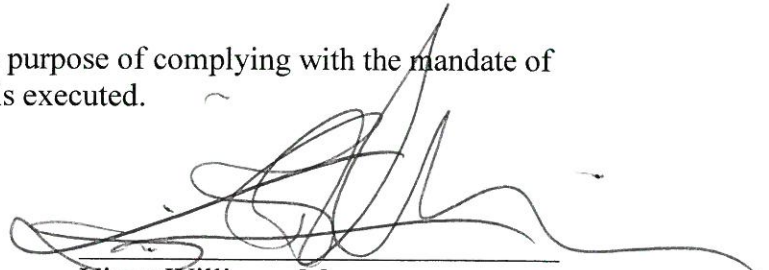
3.

The subject matter of the closed meeting or closed portion of the meeting held on the 11 day of January, 2016, which was closed for the purpose(s) of 2 items of threatened litigation + item regarding Personnel as allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

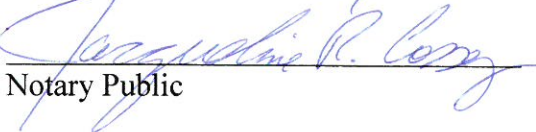
4.

This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. § 50-14-4 (b) that such an affidavit is executed.

FURTHER AFFIANT SAITH NOT.


Vince Williams, Mayor

Sworn to and subscribed before me this
11 day of January, 2016.


Notary Public

Notary Public, Fulton County, Georgia
My Commission Expires Feb. 13, 2017