

City of Thomasville Council Meeting, April 24, 2023

The Council of the City of Thomasville met in regular session on the above date. Mayor Jay Flowers presided and the following Councilmembers were present: Mayor Pro Tem Todd Mobley and Councilmembers Wanda Warren, Terry Scott and Scott Chastain. Also present were the City Manager, J. Alan Carson; Assistant City Managers, Sheryl Sealy and Chris White; City Attorney, Tim Sanders; other city staff; citizens and members of the media. The meeting was held in Council Chambers at City Hall, located at 144 East Jackson Street, Thomasville, Georgia. Simultaneous access to the meeting was provided to those members of the press and citizens not present via the City of Thomasville's online live stream feed located at www.thomasville.org.

CALL TO ORDER

Mayor Flowers called the meeting to order at 6:00 PM.

INVOCATION

Councilmember Scott gave the Invocation.

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Mobley led the Pledge of Allegiance.

APPROVAL OF MINUTES

Mayor Pro Tem Mobley motioned to approve the Council Meeting Minutes of April 10, 2023, as presented. Councilmember Chastain seconded. There was no discussion. The motion passed 5-0, with the following votes recorded: AYES: Flowers, Mobley, Warren, Scott, and Chastain.

PROCLAMATION

Mayor Flowers acknowledged the Georgia Municipal Association (GMA) and its member cities joined together to declare April 23-29, 2023 as Georgia Cities Week. Mayor Flowers presented a proclamation to City Manager Carson and Assistant City Managers Sealy and White in recognition of their efforts in working with citizens to help shape and influence government through community involvement.

CITIZENS TO BE HEARD

Mayor Flowers noted no citizens had signed-in to speak on the Citizens to be Heard form for this meeting.

ADOPT AGENDA

Councilmember Scott motioned to adopt the agenda as presented. Mayor Pro Tem Mobley seconded. There was no discussion. The motion passed 5-0, with the following votes recorded: AYES: Flowers, Mobley, Warren, Scott and Chastain.

OLD BUSINESS

Second reading of an ordinance to deannex the property located at 229 Clark Road, Thomasville, Georgia.

City Planner Kenny Thompson reported there had been no changes to the ordinance since its passage on first reading. The applicant, *INeedNow, Inc.*, is considering an addition to the campus, which is not allowed under the existing Agricultural zoning classification. The proposed additions would require multiple variances that would most likely not be given due to the lack of hardship. It was noted that the Thomas County Board of Commissioners have provided a Deannexation Resolution consenting to the deannexation of the property from the city limits and making it a part of the unincorporated area of Thomas County.

Councilmember Scott motioned to order the second reading of the ordinance to deannex the property located at 229 Clark Road, Thomasville, Georgia, as read for the second time, passed and adopted, as presented. Councilmember Chastain seconded. There was no discussion. The motion passed 5-0, with the following votes recorded: AYES: Flowers, Mobley, Warren, Scott and Chastain.

The ordinance ordered read for the second time, passed and adopted follows.

AN ORDINANCE TO DEANNEX CERTAIN REAL PROPERTY FROM THE CITY OF THOMASVILLE PURSUANT TO AND IN CONFORMITY WITH THE REQUIREMENTS OF O.C.G.A. §36-36-22, UPON THE REQUEST OF 1NEEDNOW, INC., THE OWNER OF THE REAL PROPERTY PROPOSED TO BE DEANNEXED FROM THE CORPORATE LIMITS OF THE CITY OF THOMASVILLE; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; AND TO ESTABLISH AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

SECTION I

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF THOMASVILLE, GEORGIA and it is hereby ordained by the authority of the same, that the real property more particularly described below (“Real Property”), all of the interest in such Real Property being owned by 1NeedNow, Inc. that executed a petition formally requesting the Real Property be deannexed from the corporate limits of the City of Thomasville, a copy of which is located in the files of the City Clerk, is hereby deannexed from the corporate limits of the City of Thomasville pursuant to and in conformity with the requirements of O.C.G.A. §36-36-22:

All that tract of parcel of land lying in Land Lot 83, of the 13th Land District of Thomas County Georgia as described in Deed Book 2106, Page 146 and being more particularly described as follows.

Commence from the intersection of the northerly right of way of Cark Road (formerly Branson-Clark Road) with the westerly right of way of Hall Road and run North 89-degree 10 minutes 10 seconds West along said northerly right of way of Clark Road a distance of 409.84 feet to the POINT OF BEGINNINGS. From said POINT OF BEGINNING continue North 89 degrees 10 minutes 10 seconds West along said northerly right of way a distance of 357.04 feet to easterly boundary of that property now or formerly of Stephen R. Kelley; thence leaving said northerly right of way run North 00 degrees 50 minutes 22 seconds East along said easterly property boundary a distance of 214.27 feet to the southerly boundary of Northwoods Subdivision; thence run South 89 degrees 05 minutes 07 seconds, East along said subdivision a distance of 358.97 feet to the westerly boundary of that property now or formerly of Shannon L. Dukes; there run South 01 degrees 21 minutes 25 seconds West along said westerly property boundary a distance of 213.74 feet to the northerly right of way on Clark Road and the POINT OF BEGINNING OF BEGINNING. Said land contains 1.76 acres.

SECTION 11

BE IT FURTHER ORDAINED, that the City Clerk is hereby authorized and directed to deliver a certified copy of this ordinance to the Department of Community Affairs and the Thomas County Board of Commissioners as required by O.C.G.A. §36-36-22.

SECTION III

This ordinance shall be effective on the date of its final reading and passage.

SECTION IV

BE IT FURTHER ORDAINED all ordinances or part of ordinances in conflict herewith are hereby expressly repealed.

SECTION V

BE IT FURTHER ORDAINED and it is hereby declared to be the intention of the Mayor and Council of the City of Thomasville that all sections, paragraphs, sentences, clauses, and phrase of the Ordinance are and were, upon their enactment, believed by the Mayor and the Council to be fully valid, enforceable, and constitutional.

SECTION VI

BE IT FURTHER ORDAINED and it is hereby declared by the Mayor and Council of the City of the Thomasville that (i) to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase and (ii) that to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this ordinance.

SECTION VII

BE IT FURTHER ORDAINED and it is hereby declared that in the event that any phrase, clause, sentence, paragraph or section of this ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgement or decree of any court of competent jurisdiction, it is the express intent of the Mayor and the Council of the City of Thomasville that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or section of the Ordinance and that to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs or section of this ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

SECTION VIII

This ordinance shall not be made a part of the official codified ordinances of the City of Thomasville, but shall nevertheless be spread upon the public minutes and records of the City of Thomasville.

SECTION IX

This ordinance was introduced and read at a lawful meeting of the City Council for the City of Thomasville, Georgia, held on April 10, 2023, and read the second time, passed and adopted in like meeting held on April 24, 2023.

NEW BUSINESS

Resolution to approve reallocation of budgeted funds from the Airport's Southwest Development Area Project to the Airport's Line-Of-Sight Project for execution in 2023.

Airport Manager Robert Petty reported the Federal Aviation Administration and the Georgia Department of Transportation has provided the Airport with the opportunity to correct its Runway 4-22 line-of-sight problem in 2023. The project was originally scheduled in the Airport's Capital Improvement Plan for 2024, however Federal and State funds have become available to conduct the 85 day project in 2023. The Airport seeks to transfer funds from the Southwest Development Project, which will not be funded by the Federal or State governments in 2023 until the Line-of-Sight project is complete. The Airport seeks to transfer \$155,000 from the budgeted Southwest Development Area's \$472,011.50 project to meet the 5% City share required of the \$3.1 million Federal/State project. This project will

bring the Airport's primary runway into compliance with the FAA line-of-sight safety standards and allow the airport to move forward with future development projects that will add to the growth of the airport and benefit the community at large. Councilmember Warren inquired if there were plans to address future line-of-sight issues. It was noted that Georgia Department of Transportation conducts periodic surveys; if issues were found they would be addressed through the proper procedures.

Mayor Pro Tem Mobley motioned to adopt the resolution to reallocated budgeted funds, as presented. Councilmember Warren seconded. There was no discussion. The motion passed 5-0, with the following votes recorded: AYES: Flowers, Mobley, Warren, Scott and Chastain.

The adopted resolution follows.

RESOLUTION

WHEREAS, the Federal Aviation Administration and the Georgia Department of Transportation has provided the Thomasville Regional Airport ("Airport") with the opportunity to correct it's Runway 4-22 line-of-sight problem in 2023; and,

WHEREAS, the Runway 4-22 Line-of-Sight Project was originally scheduled in the Airport's Capital Improvement Plan for 2024; and,

WHEREAS, the City of Thomasville was notified that Federal and State funds have become available to conduct the 85-day Line-Of-Sight Project FY 2023; and,

WHEREAS, the 2023 completion of the Line-Of-Sight Project requires the reallocation of \$155,000.00 from the budgeted Southwest Development Area's \$472,011.50 project to meet the 5% City share required of the \$3.1 million Federal/State Project; and,

WHEREAS, the 2023 completion of the Line-Of-Sight Project will bring the Airport's primary runway into compliance with the FAA Line-Of-Sight safety standards, allowing the Airport to move forward with future development projects that will add to the growth of the Airport and benefit the community at large.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Thomasville, Georgia, hereby authorizes the reallocation of \$155,000.00 from the budgeted Southwest Development Area's Project to the Line-Of-Sight Project so as to meet the 5% City share required of the \$3.1 million Federal/State Project; and

BE IT FURTHER RESOLVED, that the Council of the City of Thomasville, Georgia, hereby authorizes the Mayor, or Mayor Pro Tem, to sign any necessary and related documents as is necessary to execute the completion of the Airport's Line-Of Sight Project FY 2023.

PASSED, APPROVED, AND ADOPTED by the Council of the City of Thomasville, Georgia, on this, the 24th day of April, 2023.

Motion to approve Beer and Wine Package License for KAS Enterprises of Grady County, LLC, D.B.A. Quick Buys #103, 1818 County Line Road, Thomasville, Georgia.

Customer Service Manager, Melissa Creel, reported KAS Enterprises of Grady County, LLC, D.B.A. Quick Buys #103, Vishal Patel (owner) has completed application for Alcohol License for Beer and Wine Package for the establishment located at Quick Buys #103, 1818 County Line Road, Thomasville, Georgia. The license is issued by the City is conditioned upon the applicant obtaining a like permit from the Georgia Department of Revenue, Alcohol and Tobacco Tax Unit. Manager Creel further reported the owner had signed the City of Thomasville affidavit relating to the sale of alcohol to underage persons and the owner was made aware of the annual mystery shopper program.

Councilmember Scott motioned to approve the Alcohol License for Beer and Wine Package for Vishal Patel (owner) of the establishment Quick Buys #103, 1818 County Line Road, as presented. Councilmember Chastain seconded. There was no discussion. The motion passed 5-0, with the following votes recorded:

AYES: Flowers, Mobley, Warren, Scott and Chastain.

Mayor Flowers addressed Mr. Patel and noted that applicants of alcohol beverage licenses are made aware of the code requirements, required training program and prohibition of sales of alcoholic beverages to an underage person during the application process. Mr. Patel acknowledged understanding of the required procedures.

REPORTS

City Manager Carson reported Thomasville will be celebrating the 102nd Annual Rose Show & Festival this weekend. He commended event organizers and staff for their efforts to make the weekend Festival a success. City Manager Carson encouraged citizens and visitors to enjoy the shows and festival activities surrounding the Rose Show.

Councilmembers collectively encouraged citizens to enjoy the Rose Show & Festival's weekend events. Mayor Flowers requested the community's patience as visitors to numerous sanctioned Rose Festival events; as well as the non-sanctioned events, arrive to enjoy the weekend's festivities.

Mayor Flowers welcomed the City of Newnan's public officials as they had chosen Thomasville for their retreat location this year and would also be visiting the Rose Show Festival events.

ADJOURNMENT

Having no further business for consideration at this meeting, the Thomasville City Council Meeting was adjourned at 6:14 p.m.

CITY OF THOMASVILLE, GEORGIA



Mayor John H. Flowers



ATTEST: City Clerk

