

**CITY OF GRANTVILLE
CITY COUNCIL MEETING AGENDA
MARCH 23, 2020 at 6:30 P.M.
Glanton Municipal Complex
123 Lagrange Street, Grantville, GA 30220
*MEETING BY AUDIO CONFERENCE***

From your phone dial: 762-255-5000 Enter the Meeting ID: 115-000-0840#

Call to Order

Invocation

Pledge of Allegiance

Approval of Agenda

Approval of Minutes: Special Called Meeting Minutes February 10, 2020; Work Session Meeting Minutes February 10, 2020; Regular Meeting Minutes February 17, 2020

1. Discussion/Decision on Intergovernmental Agreement with City of LaGrange for Utility Mutual Aid and Assistance
2. Discussion/Decision on Resolution Number 2020-02 Approving and Authorizing Submission of an Application for a Grant to the USDA 2020 Rural Business Development Grant Program and Authorizing Matching Monies
3. Discussion/Decision on Resolution Number 2020-03 City of Grantville Employee Handbook
4. Discussion/Decision on Resolution Number 2020-04 to Accept the Audited Financial Statements & Supplemental Information – September 30, 2019 for the City of Grantville
5. Discussion/Decision on Ordinance Number 2020-01 to Amend Article II. City Council Sec. 2-24 of the Code of Ordinances of the City of Grantville
6. Discussion/Decision on Ordinance Number 2020-02 Emergency Ordinance
7. CLOSED MEETING: Pending Litigation

City Council Comments

Councilmember Alan Wacaser:

Councilmember Mark King:

Councilmember Ruby Hines:

Councilmember Jim Sells:

Mayor Doug Jewell:

City Manager Al Grieshaber Jr.:

City Attorney Mark Mitchell:

Adjournment:

CITY OF GRANTVILLE
CITY COUNCIL SPECIAL CALLED MEETING AGENDA
February 10, 2020 at 6:15 p.m.
Glanton Municipal Complex
123 Lagrange Street, Grantville, GA 30220

Call to Order: at 6:15 p.m. by Mayor Doug Jewell

Invocation: Ms. Hines **Pledge of Allegiance:** Mayor Jewell

Present: Mayor Jewell, Councilmembers Alan Wacaser, Mark King, Ruby Hines, and Jim Sells. City Manager Al Grieshaber, Jr., City Clerk Robi Higgins

Discussion/Decision on Rescheduling the regularly scheduled meeting of the City Council on February 24, 2020 at 6:30 p.m. to Monday, February 17, 2020 at 6:30 p.m. Motion to approve. Sells/King: 3-1 Hines opposed. For the record, Mayor opposed.

Citizens Comments: Marion Cieslik and Connie Warren

Adjournment: Motion to adjourn at 6:26 p.m. Sells/King: 4-0

Approved on this day ___ **of** _____, **2020**

City Clerk

**CITY OF GRANTVILLE
CITY COUNCIL MEETING MINUTES
FEBRUARY 17, 2020 at 6:30 P.M.
Glanton Municipal Complex
123 Lagrange Street, Grantville, GA 30220**

Call to Order: at 6:30 p.m. by Mayor Doug Jewell

Present: Mayor Doug Jewell, Council Members Alan Wacaser, Mark King, Ruby Hines and Jim Sells; City Manager Al Grieshaber, Jr. and City Clerk Robi Higgins **Not Present:** City Attorney Mark Mitchell

Invocation: Councilmember Hines

Pledge of Allegiance: Mayor Jewell

Approval of Agenda: The City Manager asked for an amendment to the Agenda to add the Discussion/Decision on the nominees to be selected for the Electric Cities of Georgia (ECG) Board Special Election Ballot. Motion to approve amended Agenda: Sells/Wacaser: 4-0

Approval of Minutes: January 13, 2020 and January 23, 2020
Motion to approve. Wacaser/King: 4-0

Discussion/Decision on Proposal for Ancillary Services from Hethcoat & Davis, Inc. – Authorization for Mayor to Sign Motion to approve. Wacaser/King: 4-0

Discussion/Decision on Amendment to the Service Delivery Strategy
Motion to Approve. Hines/King: 4-0

Discussion/Decision on Signing Letter in Support of Funding for the Low Income Home Energy Assistance program in Fiscal Year 2021 Motion to approve. Hines/King: 4-0

Discussion/Decision on Public Works projects to be paid with 2013 – 2018 SPLOST – Roads monies
Tree Trimming: Estimated cost \$100,000.00
Hot Asphalt Pothole Patching Trailer: Estimated cost \$50,000.00
Motion to table until later date after much discussion. Sells/Wacaser: 3-0

Discussion/Decision on Authorization for Planning Commission Members to Attend Training in Lawrenceville, GA Motion to approve. Sells/King: 4-0

Discussion/Decision on Veto of Ordinance Number 2019-13 to Amend Section 38-1(b) of the Code of Ordinances to employ the services of a rating specialist not less than every five years to study and review the rates then in effect and suggest changes Motion to Override Veto. Approved Sells/King: 3-1 Hines opposed. For the record, Mayor opposed.

Discussion/Decision on Veto of Ordinance Number 2019-14 to Amend Section 3.03 of the Charter Motion to override Veto. There was a motion made by Mr. King, seconded by Mr. Sells to override the Veto. Mayor Jewell recognized his private legal counsel, Chris Balch from Balch Law Group. Mr. Balch spoke to the topic on his

client's behalf. After much discussion on the Charter Amendments, the Mayor called for the vote and the Veto was overridden. King/Sells: 3-1. Hines opposed. For the record, Mayor opposed.

Discussion/Decision on Veto of Ordinance Number 2019-15 to Add a New Paragraph to Charter section 3.04
Motion to override the Veto. Sells/King: 3-1. Hines opposed. For the record, Mayor opposed.

Discussion/Decision on Veto of Ordinance Number 2019-16 to Amend Section 3.08 of the Charter Motion to override veto. Sells/King: 3-1. Hines opposed. For the record, Mayor opposed.

Discussion/Decision on Nominee Selections for the Electric Cities of Georgia (ECG) Board Special Election
Motion to approve vote for nominees as recommended by City Manager; Mr. Sammy Inman, West Point and Mr. Chris White, Thomasville. Sells/King: 4-0

Citizens Comments: Marion Cieslik; Lewis Miller; Bobby L. Turner.

Motion to adjourn without City Council comments. Sells/Wacaser: 2-2. King/Hines opposed. Mayor opposed.

The Mayor and Council made closing comments. There being no further business, the meeting was adjourned at 8:07 p.m. Sells/King: 4-0

Roberta J. Higgins
City Clerk



AUDIENCE PARTICIPATION FORM



Date 3/18/2020

Welcome to the meeting of the Grantville City Council. The following rules are designed to promote a fair and open process for the administration of the City of Grantville Government.

1. Council Room demonstrations are not permitted.
2. Anyone desiring to address the Council must fill out this form and return it to the Clerk's office by noon the Wednesday prior to the meeting.
3. The Mayor as presiding officer of the Council may impose time limits and any procedures deemed necessary for the effective operation of the Council.

Your presence is appreciated!

Name Lewis Miller

Address 78 church at

Phone 770-583-2346

PLEASE CHECK THE APPROPRIATE BOX

✓

 I wish to address the Council on the following issue:

Okay so I want to discuss the thing on the sidewalks on Griffin Street I really think it's dumb to put sidewalks down when we already have sidewalks that need to be fixed and potholes that need to be fixed I think it should be done before the sidewalks or even discussed that's my opinion, and also the cemetery wall!!!!!!

 I do not wish to address the Council, but I would like to register the

**INTERGOVERNMENTAL AGREEMENT
FOR UTILITY MUTUAL AID AND ASSISTANCE**

This Intergovernmental Agreement, made and entered as of this _____ day of _____, 2020 by and between the CITY OF GRANTVILLE, GEORGIA, a municipal corporation of Coweta County, Georgia (hereafter "Grantville") and the CITY OF LAGRANGE, GEORGIA, a municipal corporation of Troup County, Georgia (hereafter "LaGrange"), individually referred to as a "Party" and collectively as the "Parties";

WITNESSETH:

WHEREAS, the Parties are authorized under the laws of the State of Georgia to enter into Intergovernmental Agreements with each other to provide Utility Mutual Aid and Assistance ("Assistance"); and

WHEREAS, in the event of any conflicts or differences between this Agreement and any other Assistance Agreements entered into by either Party, this Agreement shall govern; and

WHEREAS, one Party at its sole discretion may agree to provide Assistance to the other Party under the terms and provisions herein;

NOW, THEREFORE, the Parties agree as follows:

1.

Term. The term of this Agreement shall be for the maximum period authorized pursuant to Article IX, Section III, Paragraph I of the Georgia Constitution, fifty (50) years. The term of this Agreement shall commence upon execution by both Parties and shall continue unless terminated by either Party by providing thirty (30) days written notice to the other Party. Termination of this Agreement shall not affect the indemnification obligations or any other accrued liability and the obligation to pay amounts due hereunder.

2.

Assistance. Upon request by one Party for Assistance from the other Party, the Party receiving the request shall be the sole and absolute judge of its ability and capacity to furnish the manpower, equipment, and materials requested. Nothing in this Agreement shall be construed to deprive either Party of its sole discretion to decline to send Assistance or to recall Assistance under any circumstances.

3.

Compensation. The Party providing Assistance shall be compensated as follows within thirty (30) days of sending an invoice to the other Party:

1. Labor for the first eight (8) hours per day within an employee's normal work hours, including travel time, shall be paid at one and one-half (1 ½) times each responding employee's salary plus benefits calculated according to the Federal Emergency Management Agency's Benefits Calculation Worksheet.
2. Labor for all hours over the first eight (8) per day, and for all hours on a weekend, holiday, or outside normal work hours, including travel time, shall be paid at two (2) times each responding employee's salary plus benefits calculated according to the Federal Emergency Management Agency's Benefits Calculation Worksheet.
3. Housing and meal expenses, if reasonably required, shall be paid at out of pocket costs.
4. Vehicle and equipment expenses shall be paid according to the Federal Emergency Management Agency's Schedule of Equipment Rates.
5. Materials and supplies used during the provision of mutual aid and assistance shall be paid at the cost of said materials plus 15%.

4.

Indemnification. The Party receiving Assistance pursuant to this Agreement hereby agrees, to the fullest extent permitted by law, to release, indemnify, defend and hold harmless the Party providing Assistance, its officers, agents, and employees from and against any and all loss, liabilities, claims, damages, fines, penalties, clean-up costs, and all costs, fees (including attorney's fees) and expenses related thereto, resulting or arising (directly or indirectly) out of, or in any way connected with the provision of Assistance hereunder, including, without limitation, those resulting or arising (directly or indirectly) from the acts or omissions of its officers, agents, or employees, negligent or otherwise, except those resulting solely from willful acts or omissions.

5.

Personnel. Personnel providing Assistance pursuant to this Agreement shall be conclusively deemed, for all purposes, to remain employees of the Party providing the utility mutual aid and assistance. Such personnel shall retain all rights, privileges, immunities, and benefits, including without limitation, coverage under the applicable Worker's Compensation Act, as they enjoy while performing their normal duties.

6.

Modification. This Agreement shall not be amended, modified, or otherwise changed except when done so in writing and upon the prior written consent of both Parties.

IN WITNESS THEREOF, the Parties have caused this Intergovernmental Agreement to be executed by their respective authorized corporate representatives and have caused their respective corporate seals to be hereunto affixed and attested, all as of the date and year first above written.

CITY OF GRANTVILLE, GEORGIA (SEAL)

By: _____

Attest: _____

CITY OF LAGRANGE, GEORGIA (SEAL)

By: _____

Attest: _____

THE CITY OF GRANTVILLE, GEORGIA

**RESOLUTION NO. 2020-02
BEFORE THE CITY COUNCIL**

**A RESOLUTION APPROVING AND AUTHORIZING
SUBMISSION OF AN APPLICATION FOR A GRANT TO THE
USDA 2020 RURAL BUSINESS DEVELOPMENT
GRANT PROGRAM AND AUTHORIZING MATCHING MONIES**

WHEREAS, the purpose of the Rural Business Development Grants is to finance the development of small and emerging businesses in rural areas with fewer than 50 employees and less than one million dollars in gross revenues. The funds can be used for land acquisition, construction, renovation, technical assistance, project planning and more.

NOW, THEREFORE, BE IT RESOLVED by the City of Grantville, Georgia and it is hereby resolved by the same that submission of an Application for a Grant to the USDA 2020 Rural Business Development Grant Program including the pledge of matching monies is approved and adopted. A copy of the grant application is attached hereto as Exhibit A and incorporated herein as if set forth verbatim.

This resolution is passed this 23rd day of March, 2020.

Doug Jewell, Mayor

ATTEST

Roberta Higgins, City Clerk

THE CITY OF GRANTVILLE, GEORGIA

RESOLUTION NUMBER 2020-03 BEFORE THE CITY COUNCIL

CITY OF GRANTVILLE EMPLOYEE HANDBOOK Effective March 23, 2020

INTRODUCTION: The City strives to provide a safe and healthy workplace for all employees. This policy outlines our overall response to a pandemic flu outbreak or similar illness.

This policy outlines specific steps the City takes to safeguard employees' health and well-being during a flu pandemic, or similar illness, while ensuring the City's ability to maintain essential operations and continue providing essential services to our citizens. In addition, it provides guidance on how we intend to respond to specific operational and human resource issues in the event of a pandemic.

Contagious Symptoms and Contagious Condition

Sick employees who report to work with Contagious Symptoms and/or a Contagious Condition, as those terms are defined in this Section, may significantly impact City operations due to the potential for spreading sickness, diminished productivity, and lack of quality or attention to safety.

Employees must consider options and practices that will reduce the risk of contracting a contagious condition or passing on a contagious condition by observing healthy practices such as: receiving flu vaccinations, covering their noses or mouths when coughing or sneezing, washing or sanitizing their hands, using sanitizers on common work areas, and other health practices that are designed to reduce infection and the spread of disease. Employees should also refrain from reporting to work with Contagious Symptoms and/or a Contagious Condition, so as not to spread a condition or disease.

In the interest of maintaining a safe and healthy workplace, the City may require persons with Contagious Symptoms and/or a Contagious Condition not to report to work and/or may send employees with Contagious Symptoms and/or Contagious Condition home.

(a) **Contagious Symptoms and/or Condition**

For purposes of this Section, Contagious Symptoms and/or Contagious Condition exists when:

(1) An employee exhibits influenza-related symptoms (e.g., fever, vomiting, diarrhea, headache, cough, sore throat, runny or stuffy nose, muscle aches) or other symptoms, described by a public health organization as indicative of other contagion, such as Coronavirus, SARS, swine flu, H1N1, etc.; and/or

(2) An employee is diagnosed with an infectious/contagious condition (e.g., influenza, strep throat, tuberculosis, bacterial meningitis, mononucleosis, mumps, measles, rubella, chicken pox, etc.); or

(3) An employee and/or family member/household member has recently traveled or plans to travel to a geographic area or has been subjected to a confined area, such as cruise ship or airplane, actively identified by a recognized health organization to present a high degree of contagion health risk or an area for which the Centers for Disease Control and Prevention (CDC) has issued a Level 2 or 3 travel advisory.

(b) Workplace Requirements

The City and its employees bear responsibility for a safe and productive workplace environment. Accordingly, an employee with Contagious Symptoms and/or a Contagious Condition:

(1) Will not report to the workplace so as not to infect other employees or members of the public.

(2) Will not report to the workplace until his/her symptoms have subsided.

A health care provider's statement that an employee may return to work may be required during epidemics, pandemics, or similar situations during which enhanced precautions are warranted.

(3) Will not report to the workplace after returning from, or after a family/household member has returned from, a geographic area or confined area recently identified by a recognized health organization to present a high degree of contagion health risk or an area for which the CDC has issued a Level 2 or 3 travel advisory. In such case, the employee cannot return to the workplace until completion of the incubation period as identified by a public health organization and until the employee has been cleared with a health care provider's statement that the employee may return to work. (Such statement must be submitted to the City Clerk for approval as provided in subsection (d), below, in advance of returning to the workplace.)

(4) May be sent home, with or without the opportunity to work from

home, based on observations of symptoms of a Contagious Condition.

(c) Absence Due to Contagious Symptoms or Conditions

An employee who has been sent home by the City and/or has not reported to work due to Contagious Symptoms and/or Contagious Condition, or who has been quarantined, will be required to use accrued Sick Leave or Annual Leave. If accrued paid leave is unavailable or exhausted, the employee will be recorded as absent with approved unpaid leave. In the event that an employee's absence pursuant to an approved unpaid leave extends beyond five (5) days and/or an employee's absence pursuant to an approved unpaid leave becomes a recurring issue, and such absences are deemed to constitute an undue burden upon the City, the City may request that the employee provide a doctor's certification as to the employee's current condition. Ultimately, any prolonged absences will be addressed in compliance with a federal and state laws and regulations, including the ADA and the FMLA (where a serious health condition is involved).

The City may approve an employee to work from home or another private location while recuperating. Such approval is dependent upon consideration of factors, including the employee's position, the severity of the illness, and other safety and logistical considerations.

Any employee subject to absence due to Contagious Symptoms or a Contagious Condition must contact the City Clerk's office to determine if the employee and medical condition qualifies for Family Medical Leave. In such case, the policy covering Family Medical Leave Act shall apply.

(d) Return to Work from Contagious Symptoms or Contagious Condition

A health care provider's statement that the Contagious Symptom or Contagious Condition that the employee experienced has been cleared and the employee may return to work without risk to other employees may be required during epidemics, pandemics, or similar situations during which enhanced precautions are warranted. The written statement must be submitted *electronically* to the City Clerk's office, which shall review and must approve the release before the employee may return to work. An employee failing to provide a written return to work authorization prior to reporting to work will be immediately sent home and may be subject to disciplinary action for failure to comply with this requirement.

(e) Compliance

Due to the seriousness of the ramifications of non-compliance, any violation of the policy as set forth will subject the employee to disciplinary

action, up to and including, termination.

This Section will be administered in accordance with all federal and state laws and regulations, including the ADA and the FMLA (where a serious health condition is involved).

(f) Scope of Policy

This section applies to all employees, volunteers, interns, and any other individual performing services on the City's behalf, whether paid or unpaid.

NOW, THEREFORE, BE IT RESOLVED that the City of Grantville adds this policy outlining our overall response to a pandemic flu outbreak or similar illness to the City of Grantville Employee Handbook.

This resolution is passed this 23rd day of March, 2020.

Doug Jewell, Mayor

ATTEST

Roberta Higgins, City Clerk

THE CITY OF GRANTVILLE, GEORGIA

**RESOLUTION NO. 2020-04
BEFORE THE CITY COUNCIL**

**A RESOLUTION TO ACCEPT THE AUDITED FINANCIAL STATEMENTS &
SUPPLEMENTAL INFORMATION - SEPTEMBER 30, 2019 FOR THE CITY OF
GRANTVILLE**

WHEREAS, The City engaged the services of Gerald G. Pentecost, Jr. CPA to perform an audit of the financial statements of the governmental activities, the business-type activities and each major fund, and the aggregate remaining fund information of the City of Grantville, Georgia as of and for the year ended September 30, 2019; and

WHEREAS, the audit of these statements and funds and the schedule of findings and responses has been completed and presented to the city council for acceptance;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Grantville, Georgia, and it is hereby resolved as follows:

The Audited Financial Statements and Supplemental Information – September 30, 2019 for the City of Grantville is hereby accepted and will be forwarded to all other appropriate agencies.

IT IS SO RESOLVED this 23rd day of March, 2020

Doug Jewell, Mayor

ATTEST

Roberta Higgins, City Clerk

ORDINANCE NO. 2020-01

**AN ORDINANCE BY THE CITY OF GRANTVILLE, GEORGIA
TO AMEND CHAPTER 2 OF THE CODE OF ORDINANCES TO AMEND THE
RULES FOR REGULARLY SCHEDULED COUNCIL MEETINGS**

WHEREAS, pursuant to Section 2.03 of the Charter of the City of Grantville the Mayor and City Council of the City of Grantville are authorized to adopt by ordinance rules to govern the conduct of council business; and

WHEREAS, the Mayor and Council have previously adopted certain rules by ordinance that are designed to promote a fair and open process for city government; and

WHEREAS, the Mayor and Council desire to amend those previously adopted rules;

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of Grantville, Georgia, and it is hereby ordained by the authority of the same that Section 2-24 of the City of Grantville Code of Ordinances is amended by adding the following:

SECTION ONE

Section 2-24. Rules for regularly scheduled council meetings.

(10) Persons who are not on the agenda wishing to address the council shall do so during the public comment sections of the agenda. There shall be two (2) public comment sections at each regular meeting of the council. The first public comment section shall occur at the beginning of each regular meeting regarding items that are on the agenda. The second public comment section will occur prior to adjournment regarding items that are not on the agenda.

(11) A maximum of ten (10) speakers, five (5) in the first public comment section and five (5) in the second section, shall be allowed to address the council at each regular meeting. Prior to speaking, each speaker must complete a Public Comment form and submit it to the City Clerk. Forms are available near the entrance to the meeting room and will be accepted on a first come basis. No prior reservations will be taken for these slots.

(12) All persons shall address the council in the following manner:

- (a) State his/her name and address;
- (b) The speaker shall be required to state:
 - i. Whether he/she is speaking for himself/herself or for another;
 - ii. If he/she represents an organization or represents a policy established by an organization or governing

- body and whether he/she is being compensated by the person(s) for whom he/she speaks;
- iii. Whether he/she or any member of his/her immediate family has a personal interest in the pending matter.

(13) All remarks shall be directed to the council as a body and addressed through the Mayor. Remarks shall not be made to a particular councilmember.

(14) Questions from councilmembers may be asked for clarification. However, no person shall be allowed to enter into any discussion, either directly or through a member of the council, without permission of the Mayor.

SECTION TWO

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

SECTION THREE

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this ordinance.

First Reading: _____

SO ORDAINED in lawfully assembled open session this ____ day of _____, 2020.

MAYOR

Attest: _____
Clerk

ORDINANCE NO. 2020-02

AN EMERGENCY ORDINANCE BY THE CITY OF GRANTVILLE, GEORGIA
PURSUANT TO SECTION 2.11(C) OF THE CHARTER OF THE CITY OF
GRANTVILLE, GEORGIA TO PROVIDE FOR THE OPERATION OF THE CITY OF
GRANTVILLE, GEORGIA DURING THE PUBLIC EMERGENCY OF THE NOVEL
CORONAVIRUS DISEASE 2019 GLOBAL PANDEMIC; TO REPEAL
CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE
FOR AN EFFECTIVE DATE; AND FOR ALL OTHER LAWFUL PURPOSES

WHEREAS, the Mayor and Council of the City of Grantville, Georgia are charged with the protection of the public health, safety and welfare of the citizens of the City of Grantville, Georgia; and

WHEREAS, pursuant to Section 2.11(C) of the Charter of the City of Grantville the Mayor and City Council of the City of Grantville are empowered to adopt an emergency ordinance to meet a public health emergency affecting life, health, property, safety or public welfare; and

WHEREAS, the spread of the COVID-19 virus has been declared a global pandemic by the World Health Organization (“WHO”); and

WHEREAS, the President of the United States has declared the spread of COVID-19 a nation emergency; and

WHEREAS, the Governor of Georgia has declared the spread of COVID-19 a public health emergency in the state.

NOW THEREFORE, be it ordained by the Mayor and City Council of the City of Grantville, Georgia, and it is hereby ordained by the authority of the same that an emergency ordinance is hereby enacted as follows:

SECTION ONE

The Mayor and City Council of the City of Grantville, Georgia, hereby declare that an emergency affecting life, health, property, safety or public welfare exists within the City of Grantville, Georgia (“City”) due to the novel coronavirus disease 2019 (“COVID-19”) global pandemic.

SECTION TWO

The following provisions shall govern the operation of the City during the COVID-19 pandemic:

- 1) All City parks, playgrounds and restrooms are hereby closed to the public during the effective time of this ordinance;
- 2) A moratorium on the acceptance of applications and/or permits for events consisting of a gathering of more than the number of people recommended in the Centers for Disease Control's interim guidance for mass gatherings or large community events, as may be amended, is hereby imposed during the effective time of this ordinance;
- 3) Voluntary Shelter in Place: A voluntary shelter in place policy is hereby implemented requesting that individuals not loiter, wander, stroll, or play in any public place within the territorial limits of the City,

Provided, however, that the provisions of this paragraph shall not apply in the following instances:

- a. When a person is upon an emergency errand;
 - b. When a person is traveling to, or returning directly home from, lawful employment or otherwise engaged in lawful employment that makes it necessary to be in above referenced places during the proscribed period of time;
 - c. When a person is attending or traveling directly to or from an activity involving the exercise of First Amendment rights of free speech, freedom of assembly, or free exercise of religion;
 - d. When a person is engaged in interstate and intrastate vehicular travel through the City;
 - e. When a person is walking or running to or from their residence for recreational or fitness purposes; and
 - f. When a person is procuring food or medicine or seeking medical care.
- 4) Prohibition on Gatherings: All public and private assemblages, events, and gatherings of more than ten (10) people within the territorial limits of the City shall be prohibited. The prohibition shall not apply to the following:
 - a. employers and employees gathered at their place of work;
 - b. grocery stores, convenience stores, gas stations, hardware stores, department stores, building supply stores and the like;
 - c. doctors' offices and other health care facilities; or
 - d. any "Essential Critical Infrastructure Workforce" as defined by the United States Department of Homeland Security.

- 5) All City utility disconnections for non-payment are suspended.
- 6) The operation of essential services, including but not limited to those related to public safety and health shall continue during the COVID-19 pandemic.
- 7) All public hearings or meetings of the City Council or city affiliated boards, committees or commissions are hereby stayed, tolled, and postponed until this ordinance, or any re-enaction hereof, is repealed or expires;
- 8) All votes of the City Council of the City Council permitted or allowed under the Charter or the Code of the City may be conducted in abstentia by conducting meetings by teleconference in accordance with O.C.G.A § 50-14-1(g).
- 9) No city facilities shall be rented for use by the public.

SECTION THREE

The Mayor and Council further recommend that all individuals adhere to recommendation by State and Federal officials and agencies related to health and safety during this pandemic.

SECTION FOUR

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION FIVE

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this ordinance.

SECTION SIX

This Ordinance shall become effective immediately upon adoption, and shall remain in effect until it is extended, rescinded, superseded, or amended in writing by action of the Mayor and City Council

SO ORDAINED this ____ day of _____, 2020.

MAYOR

Attest: _____
Clerk