

MINUTES OF THE SPECIAL CALLED COUNCIL MEETING HELD AT THE CITY OF SKY VALLEY, GEORGIA ON THURSDAY, NOVEMBER 1, 2018 AT 9:00 AM CBC (OLD LODGE), 696 SKY VALLEY WAY

MEMBERS PRESENT: Mayor MacNair, Councilors Durpo, Piontkowski, Wheeler, Larsen, and Howard

STAFF PRESENT: Interim City Manager Fast, Deputy Clerk Mullins, City Atty Kidd

1. Call to Order

Mayor MacNair called the meeting to order

2. Adoption of Agenda

Councilor Durpo made a motion to adopt the agenda, seconded by Councilor Piontkowski, unanimously approved.

EXECUTIVE SESSION

3. Executive Session – Litigation

To consult and meet with legal counsel pertaining to pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the city or a city official or employee or in which the official or employee may be directly involved.(O.C.G.A. § 50-14-2)

A motion was made to go into executive session by Councilor Piontkowski, seconded by Councilor Durpo, unanimously approved.

A motion to reconvene regular session was made by Councilor Wheeler, seconded by Councilor Durpo, unanimously approved.

Councilor Wheeler read the resolution as follows:

*WHEREAS, the City of Sky Valley, Georgia; Rabun County, Georgia; and all other municipalities within Rabun County are currently out of compliance with the State requirements to have an up to date Service Delivery Agreement; and
WHEREAS, the City of Sky Valley for the past year has undertaken various forms and strategies of negotiations with Rabun County in an attempt to resolve any disagreements and enter into an updated Service Delivery Agreement; and,
WHEREAS, the City of Sky Valley and Rabun County have been unable to reach an agreement despite the City's best efforts to accomplish a resolution;
THEREFORE BE IT HEREBY MOVED that the City of Sky Valley instruct the City of Clayton's retained consultants to handle Service Delivery matters, SDS Consultants, to file a petition with the Superior Court of Rabun County seeking to compel Rabun County to comply with all laws governing Service Delivery with the ultimate aim of achieving a valid Service Delivery Agreement and obtaining qualified government status with the State of Georgia;
BE IT FURTHER MOVED, that as the City of Sky Valley, Georgia has stated its*

position on certain issues of Service Delivery to be in accordance with the City of Clayton's position and has similarly been unable to reach an agreement with Rabun County; the City of Clayton voted to welcome the City of Sky Valley to join in the filing of a petition. The City of Clayton would maintain Sky Valley's representation by SDS Consultants with all compensation due to SDS Consultants being paid by the City of Clayton. The City of Sky Valley would be responsible for any independent legal expense or other costs incurred by it.


Councilor Durpo made a motion to accept the resolution, seconded by Councilor Howard. Councilors Wheeler, Piontkowski, Durpo, and Howard voted yes. Councilor Larsen abstained without reason and therefore it was a unanimous vote.

4. Adjournment

Councilor Wheeler made a motion to adjourn, seconded by Councilor Durpo, unanimously approved.

The meeting adjourned at 11:00 A.M.

Respectfully submitted,


Robert MacNair, Mayor


Alyssa Mullins, Deputy City Clerk