



City of Cartersville

P.O Box 1390 – 10 Public Square – Cartersville, Georgia 30120
Telephone: 770-387-5616 – Fax 770-386-5841 – www.cityofcartersville.org

COUNCILPERSONS:

Matt Santini – Mayor
Calvin Cooley – Mayor Pro Tem
Gary Fox
Kari Hodge
Cary Roth
Jayce Stepp
Taff Wren

AGENDA

Council Chamber, Third Floor of City Hall– 7:00
PM – 3/21/2019
Work Session – 6:00PM

CITY MANAGER:

Tamara Brock

CITY ATTORNEY:

David Archer

CITY CLERK:

Meredith Ulmer

I. Opening of Meeting

- Invocation
- Pledge of Allegiance
- Roll Call

II. Regular Agenda**A. Council Meeting Minutes**

1. March 7, 2019 (Pages 1 - 24)

[Attachments](#)

B. First Reading of Ordinances

1. Historic Preservation Commission Ordinance (Pages 25 - 40)

[Attachments](#)

2. Alcohol Ordinance Revision: Cigar Bar (Pages 41 - 43)

[Attachments](#)

3. Business License Ordinance Revision (Pages 44 - 49)

[Attachments](#)

C. Public Hearing - 1st Reading of Zoning/Annexation Requests

1. AZ19-01: De-annexation. Applicant: Bartow County (Pages 50 - 64)

[Attachments](#)

2. ZMA19-01: Adoption of zoning map. Applicant: City of Cartersville (Pages 65 - 67)

[Attachments](#)

D. Appointments

1. Parks and Recreation Director (Page 68)

[Attachments](#)

E. Certification

1. Good Neighbor Homeless Shelter Grant Application (Pages 69 - 70)

[Attachments](#)

F. Bid Award/Purchases

1. Trailer Mounted High Pressure Sewer Cleaner (Pages 71 - 73)

[Attachments](#)

2. Main Street Sewer Extension (Pages 74 - 77)

[Attachments](#)

3. Travelers Insurance Deductible Invoice (Pages 78 - 79)

[Attachments](#)

4. Fiduciary Insurance Coverage (Pages 80 - 81)

[Attachments](#)

5. HVAC for Bartow History Museum (Pages 82 - 83)

[Attachments](#)

G. Resolutions

1. Pension Plan Resolution (Pages 84 - 85)

[Attachments](#)

H. Other

1. Fourth Amendment to Cartersville Pension Plan (Pages 86 - 88)

[Attachments](#)

2. Second Amendment to 2017 Pension Plan (Pages 89 - 91)

[Attachments](#)

I. Bid Award/Purchases

1. Additional CSM Locations (Pages 92 - 94)

[Attachments](#)

J. Certification

1. FY 2019 Budget Amendment for Pension Contributions (Pages 95 - 97)

[Attachments](#)

K. Other

1. Prior Year Pension Plan Lump Sum Payment (Pages 98 - 99)

[Attachments](#)

2. Loan from Electric Fund to General Fund for Pension Plan Prior Year Underfunding (Page 100)

[Attachments](#)

L. Monthly Financial Statement

1. January 2019 Financial Report (Pages 101 - 105)

[Attachments](#)

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES OFFICE, ADA COORDINATOR, 48 HOURS IN ADVANCE OF THE MEETING AT 770-387-5616.



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
March 7, 2019

SubCategory:	Council Meeting Minutes
Department Name:	Clerk
Department Summary Recommendation:	The minutes of the March 7, 2019 City Council meeting are attached.
City Manager's Remarks:	The minutes have been prepared by staff and are recommended for your approval with any modifications you may have.
Financial/Budget Certification:	
Legal:	
Associated Information:	

City Council Meeting
 10 N. Public Square
 March 7, 2019
 6PM – Work Session
 7PM – Council Meeting

I. Opening Meeting

Invocation by Council Member Cooley.

Pledge of Allegiance led by Council Member Fox.

The City Council met in Regular Session with Matt Santini, Mayor presiding and the following present: Cary Roth, Council Member Ward Three; Calvin Cooley Council Member Ward Four; Gary Fox, Council Member Ward Five; Taff Wren, Council Member Ward Six; Tamara Brock, City Manager; Meredith Ulmer, City Clerk and Keith Lovell, City Attorney.

Absent: Kari Hodge Ward One and Jayce Stepp Ward Two

II. Regular Agenda

A. Council Meeting Minutes

1. February 21, 2019

A motion to approve the February 21, 2019 City Council Meeting Minutes as presented was made by Council Member Cooley and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

B. Presentations

1. FY2018 Audit Presentation

Adam Fraley and Christopher McKellar from Mauldin and Jenkins presented the FY 2018 audit report.

C. Second Reading of Ordinances

1. Founder's Oak Parking Lot Events

Keith Lovell, City Attorney stated Sec. 22-9 - 22-25 RESERVED - Founder's Oak Parking Lot, is being amended by deleting this section and replacing it with the presented ordinance.

Motion to approve the Founder's Oak Parking Lot Events was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 22. – STREETS & SIDEWALKS, ARTICLE I. – IN GENERAL. SEC. 22-9 – 22-25 – RESERVED is hereby amended by deleting said Section in its entirety and replacing it as follows:

1. Sec. 22-9. – Founder’s Oak Parking Lot.

The Founder’s Oak parking lot shall be jointly administered by the public works department and the City of Cartersville Downtown Development Authority.

(1) The public works department shall administer the Founder’s Oak parking lot in the same manner as all other parking lots in the city, except as stated herein.

(2) The downtown development authority is hereby authorized pursuant to the conditions and requirements as to event, times and dates as determined by the city manager to use the Founder’s Oak parking lot for public assemblies and gatherings, festivals and other events as approved by the city.

(3) The downtown development authority must within two (2) weeks prior to allowing any use of the Founder’s Oak parking lot, provide to the public works department a synopsis of the planned activity, dates, times, and anticipated crowds.

(4) The city reserves the right at the sole discretion of the city manager to cancel any event planned at the Founder’s Oak parking lot if in his/her opinion it is necessary to protect the public health, safety, and welfare of the inhabitants of the city and/or the anticipated or actual users and use of the Founder’s Oak parking lot.

2. Sec. 22-10 through 22-25. Reserved.

3. It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____

SECOND READING: _____

**_____
MATTHEW J. SANTINI, MAYOR**

**ATTEST: _____
MEREDITH ULMER, CITY CLERK**

2. Special Events to Chapter 11 Misc Provisions

Mr. Lovell stated Chapter 11 - Miscellaneous Provision and Offenses is being amended by adding a new ordinance regarding a special event policy.

Motion to approve the Special Events to Chapter 11 Misc Provisions was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 4-0.

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 11 – MISCELLANEOUS PROVISIONS AND OFFENSES. is hereby amended by adding a new ARTICLE XII. – SPECIAL EVENTS. as follows:

1.

ARTICLE XII. - SPECIAL EVENTS

Sec. 11-231. - Special event policy.

It shall be unlawful for any special event to occur in the city without a validly issued special event permit and full compliance with the provisions of the city's special event policy, which provisions shall be promulgated by the city manager and be made available to applicants upon request. For the purposes of this chapter, special event means any organized for-profit or nonprofit activity having as its purpose a charitable event, entertainment, recreation and/or education which (i) takes place on public property or (ii) takes place on private property, but requires special public services and which is permitted by the city under this article. Gatherings or activities that take place on private property and that make no use of city streets, other than for lawful parking, are not subject to the provisions of this article, but shall comply with all other requirements specified by ordinance as to the use of residential property.

By way of example, special events include, but are not limited to; fairs, tours, grand opening celebrations, races, religious and charitable events, rallies, assemblies, festivals, holiday celebrations, bicycle runs, and block parties. Private social gatherings which will make no use of city streets other than for lawful parking are not included. Garage sales, lawn sales, rummage sales, flea market sales, or any similar casual sale of tangible personal property are not included.

This ordinance is not applicable to events that are governed by the following provisions of the City of Cartersville Code of Ordinances:

- 1. Chapter 15. Parks and Recreation. Article III. Festivals;**
- 2. Chapter 22. Street and Sidewalks. Article II. Parades;**

3. Chapter 22. Street and Sidewalks. Article V. Solicitation Permits;

4. Chapter 10. Licenses, Taxation, and Miscellaneous Business Regulations. Article XVI. Media Productions and Permits.

For the purposes of this chapter, a producer is any person responsible for planning, producing and conducting a special event.

Sec. 11-232. - Penalties for violation.

Violation of any of the sections of this article or any part thereof shall be punished as provided in section 1-6.

Sec. 11-233. - Liability.

- (a) At the discretion of the city, prior to issuance of a permit, the producer shall provide to the city proof of comprehensive liability insurance naming the city as an additional insured. The insurance requirement is a minimum of \$300,000.00 personal injury per person, \$1,000,000.00 maximum, and \$100,000.00 property damage against all claims arising from permits issued pursuant to this article.
- (b) The producer of any special event shall provide a written agreement in a form satisfactory to the city providing the producer shall defend, pay, and save harmless the city, its officers, employees, and agents from liability of all personal or property damages arising from any acts or omissions emanating from a special event and from any and all claims, attorney fees or lawsuits for personal injury or property damage arising from or in any way connected to the special event. The agreement shall be filed with, and made a part of, the application form.
- (c) The city, its officials, employees, or agents shall not incur any liability or responsibility for any injury or damage to any person in any way connected to the use for which the permit has been issued. The city, its officials, employees, or agents shall not be deemed to have assumed any liability or responsibility by reasons of inspections performed, the issuance of any permit, or the approval of any use of the right-of-way or other public property.

Sec. 11-234. - Vendors of food and merchandise.

- (a) The sale or provision of food and/or merchandise by vendors or producer shall be allowed as a component of a special event provided each vendor is authorized to participate in writing by the producer of the event and provided further each vendor shall be subject to all conditions and limitations as shall be imposed in writing by the producer and submitted as part of the application for a permit.
- (b) The producer of a special event shall have sole responsibility and control of all food and merchandise vendors as a component of a special event and to designate the location and activities of such vendors.
- (c) Authorized vendors of the producer, providing food and/or merchandise, shall not be required to obtain a separate vendor permit to operate during the special event.

- (d) Notwithstanding the provisions of subsection (c) of this section, food vendors authorized by the producer shall be required to comply with rules and regulations of the county health department as to the preparation and service of food.

Sec. 11-235. - Miscellaneous provisions regarding vendors.

- (a) Each vendor authorized by the producer of the special event shall prominently display on his or her person a badge provided by the producer and identifying the vendor as an authorized participant in the special event which shall bear the signature of the producer or his designated agent.
- (b) It shall be unlawful for any vendor not authorized by the producer as provided herein to engage in any business within a distance of 100 yards of the special event from one hour before the start of the special event, and until one hour after the special event.
- (c) A special event permit granted by the city may provide for the city to close designated streets and intersections to allow use of the public right-of-way for the special event during designated hours and days. The producer shall bear all responsibility for having all vendors remove any structures and all trash and debris from the designated area by not later than the time stated under the permit for re-opening of all streets.

Sec. 11-236. - Other permits.

- (a) The purpose of this article is to allow the city's departments and staffs to review an application for a special event permit outside the regular ordinance standards in order to determine how disruptive a special event may be to the ordinary use of parks, public streets, rights-of-way, or sidewalks and to make recommendations and allowances.
- (b) Notwithstanding subsection (a) of this section:
- (1) Alcohol is not allowed as part of the event; and
 - (2) Fireworks are not allowed as part of the event.

Sec. 11-237. – Application.

- (a) An application shall be submitted to the city manager or their designee on forms to be provided by the city. The applicant at a minimum shall include the following information:
- (1) Event title;
 - (2) Event description and purpose;
 - (3) Event location;
 - (4) Event Type;
 - (5) Are roads or driveways being requested to be closed;
 - (6) Facilities provided;
 - (7) Security and security plan;
 - (8) Time and date;
 - (9) Restroom facilities;
 - (10) History of event;
 - (11) Estimated attendees;
 - (12) Applicant/contact information;

- (13) Insurance**
- (14) Type of entity;**
- (15) Signage;**
- (16) Vendors, food or otherwise;**
- (17) Medical plan;**
- (18) Trash, recycling, and clean-up plan; and**
- (19) Indemnification to the City.**

- (b) The city manager or his/her designee shall approve or deny applications based on the requirements herein.**

Sec. 11-238. - Denial or revocation of a special event permit.

- (a) Reasons for denial of a special event permit include, but are not limited to:**
 - (1) The special event will unnecessarily disrupt traffic within the city beyond practical solution;**
 - (2) The special event will interfere with access to fire stations and fire hydrants;**
 - (3) The location of the special event will cause undue hardship to adjacent businesses or residents;**
 - (4) The special event will cause unnecessary disruption of public services which would unreasonably impact the remainder of the city;**
 - (5) The application contains incomplete or false information;**
 - (6) The producer fails to comply with any terms required by this article;**
 - (7) The special event is not compatible with surrounding uses; and**
 - (8) Proposed security, traffic, attendance, medical is not sufficient for said event.**
- (b) Reasons for revocation of a special events permit include, but are not limited to:**
 - (1) False or incomplete information on the application;**
 - (2) Failure to comply with all terms and conditions of the permit;**
 - (3) Failure to arrange for or adequately remit all fees, deposits, insurance or bonds to the city; and**
 - (4) Existence of disaster, public calamity, riot or other emergency as the city determines, in its sole discretion, to be an impact upon the public health, safety and welfare.**
- (c) Further, a special event permit may be denied, suspended, or revoked by the city, if the chief of the police department, the chief of the fire department, public works director, or their designees, determines that the health, welfare, or safety of the public may be endangered.**

Sec. 11-239. - Appeals.

- (a) Any producer whose special event permit application has been denied or revoked may request in writing a review of this decision by the city manager. This request must be in writing and received by the city manager within five days of the permit denial or revocation. In the event said permit was initially denied by the city manager, the producer may skip the appeal process indicated in paragraphs (a) and (b) and directly go to the process outlined in paragraph (c) herein.
- (b) The city manager shall review the application and reasons for the denial or revocation of the special event permit and shall issue a decision, within five days, whether to uphold or reverse the previous decision and grant or reinstate the permit with such additional conditions as the city manager may deem justified by the evidence.
- (c) Should the producer be dissatisfied with the decision of the city manager, an appeal may be filed with the mayor and city council within five days of the decision of the city manager. The mayor and city council shall set a hearing date within 30 days of receiving an appeal. At the hearing, evidence may be submitted by the producer addressing why the permit should have been granted or not revoked and by the city manager addressing why the permit was denied or revoked. The city council shall determine whether the denial or revocation of the permit is justified, or it may reverse the previous decision and grant or reinstate the permit with such additional conditions as deemed justified by the evidence.

Sec. 11-240 – 11-249. Reserved.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

3. Festival Ordinance

Mr. Lovell stated adjustments have been made to the existing Festival Ordinance at the

request of Council. Some of the changes are meant to reflect the current process for which festivals are approved. Additionally, the Planning & Development Department will be required to review said applications and “controlled festival zone” maps. The Alcohol Control Board did review the changes and does recommend approval of the changes.

Ordinance no.

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the **CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 15. – PARKS & RECREATION, ARTICLE III. - FESTIVALS** is hereby amended by deleting said Article III in its entirety and replacing it as follows:

1.

Sec. 15-50. - Purpose.

The following are general rules for conducting or regulating festivals in the City of Cartersville, Georgia.

Sec. 15-51. - Definitions.

Words and terms used in this article are defined as follows:

Alcoholic beverage. Means and includes, but is not limited to, malt beverages, wine and spirituous liquor as defined in this section.

Controlled zone. A zone within the festival area in which special regulations may apply as recommended in each case by the Festival Manager and authorized by the Planning and Development Director which shall include ~~including~~ wristband or other means of identification of persons authorized to purchase and hold in possession alcoholic beverages in a public park or street.

Festival. A program of cultural, economic development, tourism, and/or entertainment events open to the general public and taking place either fully or in part on public streets, thoroughfares, parks, squares, or other public property in connection with a community festival. To be regulated by this article, each such festival must be designated as a festival by the mayor and city council.

Festival area. The area specifically designated and defined by the mayor and city council as the location of festival events and activities.

Festival Manager. Means the individual designated as provided herein in the application for a Festival as the Festival Manager and shall be the individual responsible for compliance of all requirements of this Ordinance. The Festival Manager shall be responsible for preparing the application, organizing and setting up the Festival, contracting with all vendors, providing insurance as required herein, retaining caterers, receiving all required permits and licenses, providing security, and clean-up after the Festival. The Festival Manager shall be the Cartersville Downtown Development Authority Director or designee of the Downtown Development Authority Director or board, unless otherwise designated by the Mayor and City Council.

Sec. 15-52. - Designation of a community festival.

On the recommendation of the city manager, the mayor and city council may designate and name certain community festival days and locations, and during such festival days, authorize cultural and entertainment events and initiate the regulatory provisions of this article within the festival area. Upon designation of a festival day, an application as provided for herein shall be submitted by the Festival Manager.

Sec. 15-53. - Designation of a festival area, Manager and Alcohol sales.

The mayor and city council shall designate the festival area, festival manager, and whether alcohol sales are to be allowed in the resolution that designates the event as a festival and have the right to add any regulations, or requirements generally for festivals or per any specific festival listed therein.

Sec. 15-54. – Application and Guidelines.

(a) Applications must be submitted on forms approved by the City of Cartersville for use by the Cartersville Downtown Development Authority.

(b) All applications, besides approval by the Cartersville Downtown Development Authority, shall be approved by the following:

(1) Parks & Recreation Director or designee, or Planning & Development Director or designee, as appropriate; and

(2) If Street Closures – the Chief of Police, Fire Chief, and Public Works Director.

(c) All applications must include at a minimum the following, though additional information may be required by the Cartersville Downtown Development Authority and City of Cartersville Planning & Development Director, Chief of Police, Fire Chief and Public Works Director and City of Cartersville Parks & Recreation Director:

(1) Name of entity;

(2) Address and phone number;

(3) Sponsoring organization and contact information;

(4) Event history;

(5) Event hours and anticipated attendance;

(6) Description of event;

(7) If sound – what amplification will be used;

(8) List of vendors;

(9) Plans for clean-up

(10) Plans for restroom facilities;

(11) Insurance Requirements;

(12) If streets and public property is to be closed;

(13) Anticipated security needs, though the City of Cartersville will upon issuing the permit state security requirements; and if the City law enforcement on duty or off duty personnel are needed, off duty personnel are required for all festivals that alcohol is served;

(14) Deposits;

(15) Traffic and parking plans;

(16) An indemnification of the City of Cartersville and Cartersville Downtown Development Authority;

(17) Alcohol sales, the hours, method of checking identification, type, and caterer.

Sec. 15-55. Rules and Regulations.

The following rules and regulations are to apply to all applications and events

- 1. All reservations are made on a first come, first served basis. Events renting all of the downtown square will not be scheduled on back to back weekends.**
- 2. Reservations may be made up to 1 year in advance of event, based on availability.**
- 3. Reservations are NOT guaranteed until ALL paperwork is approved by Cartersville Downtown Development Authority staff and security deposit is received.**
- 4. All rental applicants must provide a rider for liability insurance at least 30 days in advance of the event listing City of Cartersville as additional insured with at least \$1,000,000 of coverage.**
- 5. Deposit, rental fee, and insurance MUST be paid/provided no later than 30 days before the event.**
- 6. Events that have not produced required payment and/or rental documentation 30 days prior to event will be subject to cancellation.**
- 7. Changes or cancellations must be made at least thirty (30) days in advance of the event in order to receive refund (less a \$10.00 processing fee).**
- 8. The Cartersville Downtown Development Authority Director reserves the right to deny approval of any application provided that it is no more than one (1)**

week after receipt of documentation. Recurring events require approval from the Cartersville Downtown Development Authority Board.

9. The Cartersville Downtown Development Authority Director reserves the right to revoke reservations for issues such as failure to comply with this policy or any determination that use of the facility presents a danger to the public or the City.
10. Any violation of this policy or any City ordinance may result in forfeit of deposit and in sponsoring organization being banned from use of downtown facilities for future events.
11. Businesses within the historic downtown district do not have to pay rental fees unless the business exceeds four (4) events in one calendar year. 501(c)(3) & (c)(6) non-profit organizations are eligible for reduced rates with proof of non-profit status.
12. All events are to end by 11:00 p.m. unless alternate arrangements are made in advance with the Cartersville Downtown Development Authority.
13. No parking fees can be charged to attend event.
14. All trash must be placed in lidded rolling trashcans or dumpster receptacle next to old Fire Station at end of event. The open metal trash cans on site are NOT to be left full of trash.
15. There are NO storage facilities at the Cartersville Welcome Center/Cartersville Downtown Development Authority. ALL decorations, sound equipment, food, et cetera must be brought in the day of the function and removed at the end of the rental period. The Cartersville Downtown Development Authority accepts no responsibility for items left of premises.

Sec. 15-56. Fees

(a) The Mayor and City Council authorizes the Cartersville Downtown Development Authority to assess fees not to exceed One Thousand Five Hundred (\$1,500.00) Dollars for the rental of the following areas for festivals:

- (1) Friendship/Pedestrian Plaza;
- (2) Founders Oak Parking lot;
- (3) North Wall Street Parking Lot;
- (4) South Wall Street Parking Lot;
- (5) Other areas of downtown.

(b) The Parks and Recreation Director is authorized to establish a fee for festivals in the City Parks, and shall keep said schedule in his/her office.

Sec. 15-57. - Designation and management of controlled zone.

(a) approval of a Festival by the Mayor and City Council, and receipt of an approved application the Planning Director may designate one (1) or more controlled zones within the festival area, and shall determine regulations and controls which will be specific for each designated controlled zone. Such regulations and controls may include, but are not limited to the following:

(1) *Designation of controlled festival zone.* Identifying designated controlled zone(s) by means of prominent signage or fencing placed around the perimeter of the event area at entrance and exit points indicating that alcohol cannot be taken beyond the boundaries of festival zone with violators being subject to ticketing or other enforcement actions.

(2) *Identification, entrance criteria.* Entrance criteria may include, but are not limited to, prohibiting persons from entering with weapons (if allowed under Georgia law), alcoholic beverages, pets, skates, bicycles, and other items which may be dangerous, disruptive, or inconvenient in crowded conditions, and prohibiting entry by persons appearing to be intoxicated. The designated event manager also reserves the right to remove persons from the festival zone who are deemed to be in violation of posted entrance criteria or festival zone rules.

(3) *Identification, consumption of alcoholic beverages.* Requiring wristbands or other means of identifying persons who have displayed proof of attaining the age of twenty-one (21) years, and who are authorized to purchase or hold in possession alcoholic beverages within the controlled zone, both within and outside of licensed alcoholic beverage establishments. A fee may be charged for such wristband if included in the application and approved by the Planning and Development Director. The transfer of wristband from one person to another person is prohibited and if a violation occurs, the wristband will be forfeited. Displaying such a wristband does not relieve alcoholic beverage licensee or servers of responsibility for determining if a person has attained the age of twenty-one (21) years before dispensing alcohol to that person. The Festival Manager shall be responsible for compliance of this requirement.

(4) *Containers, cups.* Any establishment serving alcoholic beverages where the individuals purchasing said beverages will be walking around in the containment area shall only serve the alcoholic beverage in a disposable cup. Disposable cups must be composed of a material that is not glass, ceramic, aluminum, or other hard substance. Plastic or Styrofoam cups are allowed. The city also reserves the right to determine additional regulations in regards to the containers/cups when approving the festival. The City of Cartersville and/or the Cartersville Downtown Development Authority may require all vendors and festival participants to use disposable cups furnished by them, and may assess a fee therefore.

(5) *Transport of alcoholic beverages into or out of a designated controlled zone.* The transport of alcoholic beverages for personal consumption either into or out of any designated controlled zone is prohibited.

(6) *Vendors.* The designated festival manager and/or the downtown development authority will be responsible for approving or not approving the vendors/establishments that seek participation in the festival.

(b) *Insurance.* Any organization authorized to organize and manage festival activities within a controlled zone shall take out and keep in force for all activities associated with such event a special events liability policy. Such policy shall provide the following:

(1) *Minimum coverage limits:* The city manager will establish adequate minimum coverage limit depending on the scope of festival.

(2) *Named as additional insured:* The City of Cartersville, and its officers, employees and agents shall be named as additional insureds. In some cases other local, state, and federal governments or private individuals or corporations may be required to be named as an additional insured if the property is leased, is under lease, or private property is being used to conduct the festival.

(3) *Certificate of insurance:* A certificate of insurance shall be issued to the additional insured at least five (5) days prior to the beginning of the event. Such certificate shall be on a standard form and will provide for notification of the additional insured within ten

(10) days of termination of coverage.

(4) Coverage shall include claims for damages because of bodily injury and for DRAMSHOP liability.

Sec. 15-58. - Restricting hours of alcohol sales.

Hours of alcohol sales will be set forth in the application establishing the festival, but in no event shall they begin before 8:00 a.m. and must end by 11:00 p.m. and are subject to the approval of the Planning and Development Director.

Sec. 15-59. - Qualified vendors.

All qualified vendors must have a City of Cartersville pouring license or have completed the application process for a temporary City of Cartersville pouring license and a State of Georgia alcohol license prior to the event date. Temporary permits are issued to qualified vendors in accordance with regulations as set forth in section 4-130 of the Cartersville Code of Ordinances.

Sec. 15-60. - Permit.

Permit applications may be obtained from the Parks and Recreation Department or the Cartersville Downtown Development Authority, as appropriate before requesting approval to organize and/or conduct a festival. Additional approval of the Parks and Recreation Director shall be required for any festivals at City Parks and Recreation facilities.

Sec. 15-61. - No waiver.

Nothing contained herein shall waive the sovereign immunity of the City of Cartersville as currently existing or as may be hereafter amended. Further, this article shall not constitute a waiver or modification of state law, city ordinances or federal law.

Sec. 15-62. – Event Manager.

The Festival Manager for events may designate an Event Manager whom shall be responsible for all requirements contained in the application, the City of Cartersville Code of Ordinances, and

the permit(s) issued. The Events Manager must either be covered by the insurance provided for with the approval of the Festival or provide its own insurance which meets the requirements herein and/or the Cartersville Downtown Development Authority, whichever is greater. The appointment of an Events Manager does not release the Festival Manager of any of its obligations.

Secs. 15-63—15-80. - Reserved.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING:

SECOND READING:

Matthew J. Santini, Mayor

Attest:

Meredith Ulmer, City Clerk

D. Resolutions

1. Compliance with Georgia DCA/CDBG Initiatives

This item was removed from the agenda.

E. Deed of Gift

1. Quit Claim Deed – Center Rd

Mr. Lovell stated this is a Quit Claim Deed for property located on Center Road which was given to the City from Providence Bank and will correct an old deed.

A motion to approve Quit Claim Deed – Center Rd was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

CLERK: Please return this document to:
Greg Kala, Esq.
Republic Commercial Title Company, LLC
6111 Peachtree Dunwoody Road
Building D
Atlanta, Georgia 30328

QUIT-CLAIM DEED

THIS INDENTURE, made this _____ day of _____, in the Year of our
Lord Two Thousand and Nineteen, between

PROVIDENCE BANK,

of the first part, and

THE CITY OF CARTERSVILLE, A MUNICIPAL CORPORATION OF THE STATE

OF GEORGIA,

of the second part,

WITNESSETH: That the said party or parties of the first part (hereafter called Grantor), for and in consideration of the sum of TEN (\$10.00) DOLLARS and other good and valuable considerations, in hand paid, the receipt whereof is acknowledged, has bargained, sold, and by these presents does remise, convey and forever QUIT-CLAIM to the said party or parties of the second part (hereafter called Grantee), their/its heirs and assigns,

ALL that tract or parcel of land lying and being in Land Lots 188 and 245 of the 4th District, 3rd Second, in the City of Cartersville, Bartow County, Georgia, and being more particularly described in Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said described premises to the said Grantee, so that neither the said Grantor nor their/its heirs, nor any other person or persons claiming under Grantor shall at any time, by any means or ways, have, claim or demand any right or title to the aforesaid described premises or appurtenances, or any rights thereof.

Grantee has agreed to accept the land conveyed by this Quit-Claim Deed for right of way purposes pursuant to a resolution adopted by its City Council on March 7, 2019.

IN WITNESS WHEREOF, The said Grantor has hereunto set their/its hand(s) and seal(s), the day and year above written.

PROVIDENCE BANK

By: _____

Its: _____

(BANK SEAL)

Signed, sealed and delivered
in the presence of:

Witness

Notary Public

EXHIBIT "A"

Commencing at the southwestern corner of land lot 188 thence south 00 degrees 45 minutes 56 seconds East for a distance of 85.87 feet to a point, said point being the true Point of Beginning; thence along an arc having a radius of 2060.00 feet, curving to the right for a distance of 1099.79 feet to a point, said arc being subtended by a chord bearing of North 74 degrees 28 minutes 27 seconds East and a chord distance of 1086.77 feet; thence North 89 degrees 46 minutes 07 seconds East for a distance of 227.06 feet to a point on the western right-of-way of Interstate 75; thence following said right-of-way South 08 degrees 42 minutes 52 seconds West for a distance of 28.77 feet to a point; thence South 89 degrees 36 minutes 25 seconds West for a distance of 159.15 feet to an iron pin found (1/2" rebar); thence along an arc having a radius of 483.06 feet, curving to the left for a distance of 254.77 feet to a point, said arc being subtended by a chord bearing South 74 degrees 29 minutes 52 seconds West and a chord distance of 251.83 feet; thence South 59 degrees 23

minutes 20 seconds West a distance of 139.08 feet to a point; thence along an arc having a radius of 959.88 feet, curving to the right for a distance of 178.39 feet to a point, said arc being subtended by a chord bearing of South 64 degrees 42 minutes 47 seconds and a chord distance of 178.13 feet; thence along an arc having a radius of 519.64 feet, curving to the right for a distance of 236.71 feet to a point, said arc being subtended by a chord bearing of South 83 degrees 05 minutes 12 seconds West and a chord distance of 234.67 feet; thence North 83 degrees 51 minutes 48 seconds West for a distance of 126.13 feet to a point; thence along an arc having a radius of 270.45 feet, curving to the left for a distance of 210.09 feet to a point, said arc being subtended by a chord bearing of South 73 degrees 52 minutes 58 seconds West and a chord distance of 204.84 feet; thence along an arc having a radius of 2065.84 feet, curving to the left for a distance of 39.91 feet to an iron pin found (1/2" rebar), South 51 degrees 57 minutes 35 seconds West and a chord distance of 39.91 feet; thence North 00 degrees 45 minutes 56 seconds West for a distance of 48.16 feet to the point of beginning.

Said tract contains and area of 2.89 acres (125,973 square feet).

F. Public Hearing – 2nd Reading of Zoning/Annexation Requests

1. SU19-01: 4 S. Tennessee St. Applicant: Patricia Holt. Special Use Permit Application for a Microbrewery in the M-U District. Property Contains Approx. 0.38 Acres.

Randy Mannino, Planning and Development Department Head stated the applicant wishes to open and operate a microbrewery in a portion of the building located at 4 S. Tennessee St. In 2018 per text amendment T18-06, the City updated the zoning ordinances to allow microbreweries in certain zoning districts with a Special Use Permit. This includes the M-U (Multiple Use) district.

Mayor Santini opened the floor for a public hearing to anyone wishing to come forward to speak or against the Special Use Permit. No one came forward and the hearing was closed.

A motion to approve SU19-01: 4 S. Tennessee St. Applicant: Patricia Holt. Special Use Permit Application for a Microbrewery in the M-U District. Property Contains Approx. 0.38 Acres. was made by Council Member Wren and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

2. Z18-04: 25 Baker St. Applicant: RB Estates, LLC. Rezoning from R-7 to M-U (Multiple Use). Property Contains Approx. 1.3 Acres.

Mr. Mannino stated this request is to rezone property located at 25 Baker St from R-7 (Single Family residential) to M-U (Multiple Use) to construct two (2)- 4 plex rental units, eight (8) units total. Currently, the R-7 zoning will not permit the multi-family project. The R-7 zoning limits residential development to single family detached dwellings.

Mayor Santini opened the floor for a public hearing to anyone wishing to speak for or

against Z18-04.

Public Hearing:

Clayton Green, 23 Wofford Street, came forward to speak against Z18-04. From his memory he believed this property was set aside to be a park.

Ilene Gossen, 23 Jones Street, stated her concerns were for security, animal/wildlife issues.

Steve Ragas, applicant, came forward to speak for the application. Mr. Ragas stated his intention was for the town homes to blend well with the community and be family oriented.

With no one else coming forward the public hearing was closed.

A motion to deny Z18-05 was made by Council Member Cooley and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

3. Z18-05: 1001/1003 North Tennessee St. & 10/14 Mimosa Ln. Applicant: EEC LP/Janet Thornbrough. Properties Contain Approx. 10.7 acres. Rezoning from M-U with Conditions and R-15 to M-U & RSL.

Mr. Mannino stated this request is to reconfigure four existing lots and rezone the same from R-15 (Single Family residential) and M-U with a condition (Multiple Use) to RSL (Residential Senior Living) and M-U with a new condition. The total current acreage of the four parcels is approximately 13.44 acres. Approximately 10.2 acres are affected by the rezoning. All parcels are owned by the same owner.

Mayor Santini opened the floor for a public hearing and asked if there was anyone present who would like to come forward and speak for or against Z18-05.

Gene Bunch, Chesnutt Street, came forward and stated he had no issue with the proposed development. Mr. Bunch's only concern was traffic.

Larry Tidwell, Birch Way, came forward and stated his concern was also with traffic. Mr. Tidwell stated concerns with safety and requested some striping on the street in his neighborhood.

Ron Goss, came forward to represent the applicants and be available for any questions from City Council.

Larry Tidwell came forward to clarify points on the map displayed.

Ron Goss came forward to display what properties would be potentially rezoned if approved.

A motion to approve Z18-05 per Planning Commission recommendation was made by Council Member Fox and seconded by Council Member Roth. Motion carried 4-1 with Council

Member Wren voting in opposition and the Mayor, now being required to vote, voting in favor of Z18-05.

Plat displayed in Exhibit A.

Ordinance
of the
City of Cartersville, Georgia

Ordinance No.

Petition No. Z18-05

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by EEC LP; Janet Thornbrough. Property is located 1001/1003 N Tennessee Street and 10/14 Mimosa Lane. Said property contains Tract 1: 5.655 and Tract 2: 4.799 acres located in the 4th District, 3rd Section, Land Lot 453 as shown on the attached plat Exhibit "A". Tract 1 property is hereby rezoned from R-15 (Single Family Residential) to RSL (Residential Senior Living). Tract 2 property R-15 (Single Family Residential) to M-U (Multiple Use) with conditions as recommended by Planning Commission: max of 8 units per acre on MU if chosen to be residential. Zoning will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

First Reading: February 21, 2019
ADOPTED Second Reading: March 7, 2019

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Meredith Ulmer
City Clerk

G. Grant Application/Acceptance

1. Supplemental Local Maintenance Improvement Grant Application

This item was removed from the agenda.

H. Contracts/Agreements

1. Balfour Beatty Change Order #2

Dan Porta, Assistant City Manager stated Balfour Beatty, Construction Manager At Risk, for the Gas Department Facility and City Fuel Station on Old Mill Road, has reviewed the construction cost estimates and is able to reduce the guaranteed maximum price (GMP) by \$211,500. As part of this change order, the Gas Department would like to purchase new furniture and window treatments for the facility that were not originally budgeted. The estimated cost of the furniture and window treatments should not exceed \$100,000. Mr. Porta recommended approval of the deduct change order #2 in the amount of \$211,500.

A motion to approve Balfour Beatty Change Order # 2 and furniture with blinds purchase was made by Council Member Wren and seconded by Council Member Fox. Motion carried unanimously. Vote: 5-0.

I. Bid Award/Purchases

1. Fiber Department Shelving

Mr. Porta stated the Fiber Department needs to purchase rack shelving for the new warehouse space at 155 Old Mill Road. The rack shelving has been specked to take care of our immediate needs and to account for future growth. Three quotes were received and the City recommends the purchase of the shelving, rolling ladder, and installation for \$8,641.43 from Rack Men. Their shelving includes more shelves per section (4 vs 3 and 2) and their quote includes a rolling ladder and installation. This is a budgeted purchase and is recommended for Council approval.

A motion to approve Fiver Department Shelving was made by Council Member Cooley and seconded by Council Member Roth. Motion carried unanimously. Vote: 4-0.

2. Travelers Insurance Deductible Invoice

Mr. Porta stated the City's property and casualty insurance provider, Travelers Insurance, has processed some insurance claims against the city. The balance due is part of the city's insurance deductible in the amount of \$8,071.13 and is recommended for your approval.

Motion to approve the purchase of Travelers Insurance Deductible Invoice was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously.

Vote: 4-0.

3. Residential Meters

Mr. Porta stated the City has requested and received a bid for 200 residential gas meters. These meters are to replenish our stock. We recommend approval of Equipment Controls at \$89.31 per meter for a total of \$17,862.00, as they are our sole source provider for these meters.

A motion to approve Residential Meters was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

4. Replacement 2500kVA Transformer

Derek Hampton, Electric Department Head stated the Electric System is requesting authorization to purchase a 2500kVA transformer. This transformer will replace one we had to pull from stock and install for a customer that was growing and needed more capacity. We requested bids on the state procurement website, and received (7) responses. The unit submitted by Gresco had the lowest purchasing cost and lowest total ownership cost. The Electric System is requesting Council approval to purchase the replacement transformer from Gresco for \$30,810.00.

A motion to approve Replacement 2500kVA Transformer was made by Council Member Wren and seconded by Council Member Roth. Motion carried unanimously. Vote: 4-0.

D. First Reading of Ordinances

1. Distribution & Collection Material Restock

Sidney Forsyth, Water Department, stated quotes were requested for various restock items needed to maintain/update meter settings. The following quotes were received prior to the deadline: Core & Main \$10,300.00; Hayes Pipe Supply \$10,395.88; Ferguson Waterworks \$10,796.44. Mr. Forsyth recommended approval of the Core & Main quote in the amount of \$10,300.00.

A motion to approve Distribution & Collection Material Restock was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

J. Change Order

1. Historic Downtown Water Main Replacement – Change Order #1

Mr. Forsyth stated Phase I, Chamber of Commerce parking lot, of the Historic Downtown Water Main Replacement Project (HDWMP) is wrapping up. Due to unknown circumstances, several field changes have been necessary to modify the design to actual field conditions. Change Order Number 1 (CO#1) is a reduction change order in the amount of \$1,076.00.

Because the change order is a modification to our contract with the contractor, it requires approval by Council. I recommend approval of this change order.

A motion to approve Historic Downtown Water Main Replacement – Change Order #1 was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

K. Surplus Equipment

1. Surplus Equipment

Tom Rhinehart, Finance Department Head presented a list of vehicles and equipment deemed as surplus by the departments. Mr. Rhinehart recommended the list be approved as surplus in order to be sold on Gov. Deals.

Motion to approve the Surplus Equipment was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 4-0.

After announcements a motion to adjourn the meeting was made by Council Member Wren and needing no second. Motion carried unanimously. Vote: 4-0.

Meeting Adjourned

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Meredith Ulmer
City Clerk

OWNER'S CERTIFICATE

The owner of the land shown on this plat and whose name is subscribed hereto, in person or through a duly authorized agent, certifies that this plat was made from an actual survey, that all state, city and county taxes or other assessments now due on this land have been paid, that all streets, water systems, drains and drainage easements, and public places shown are dedicated to the use of the public forever.

Owner _____ Date _____

SURVEYOR'S CERTIFICATE

It is hereby certified that this plat is true and correct and was prepared from an actual survey of the property by me or under my supervision, that all monuments shown hereon actually exist and their location, size, type and material are correctly shown, and that all requirements of the development and zoning regulations have been fully complied with.

William C. Smith 11-08-2018
Surveyor _____ Date _____

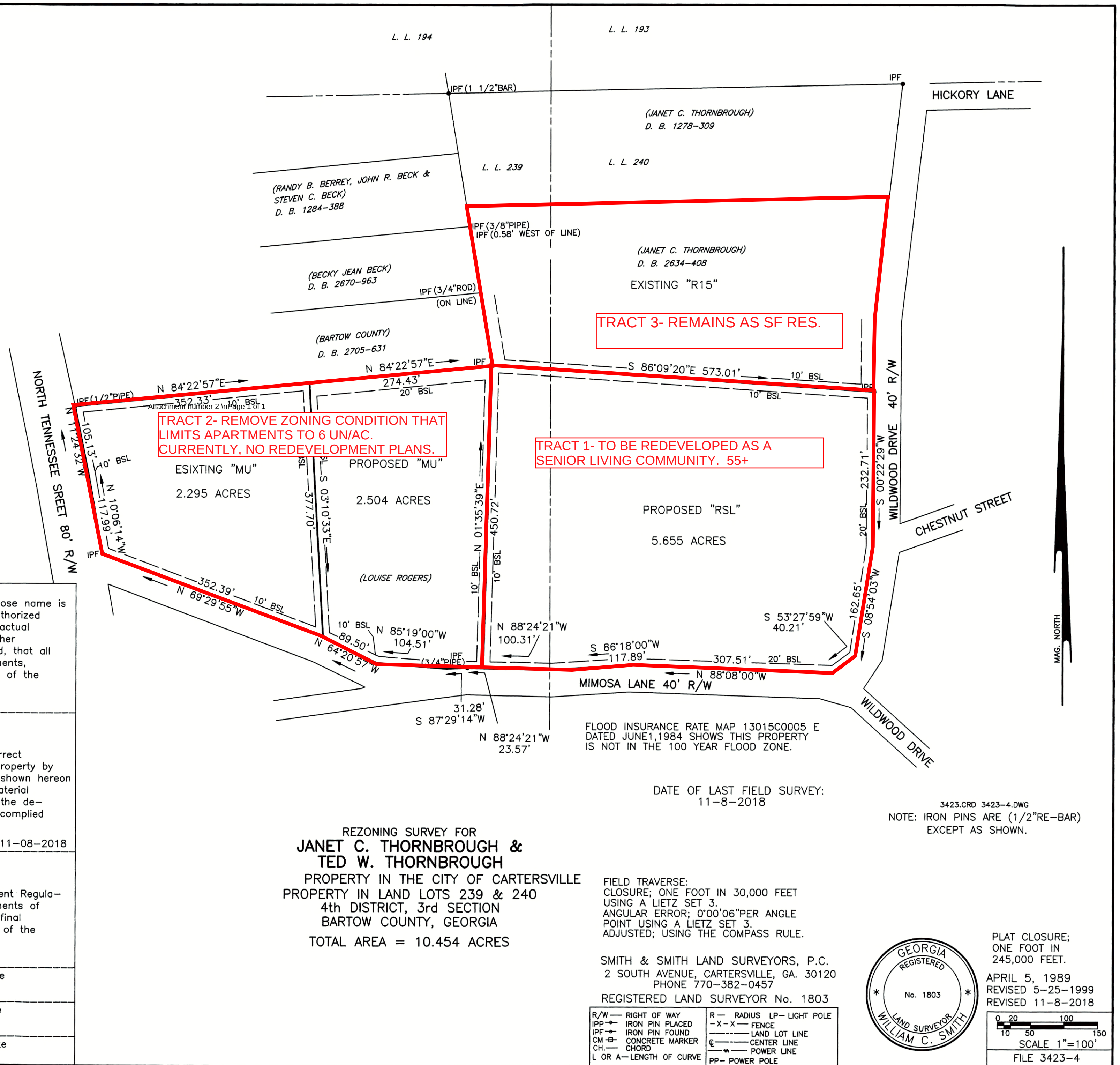
CITY OF CARTERSVILLE CERTIFICATE:

In accordance to the City of Cartersville Development Regulations and the City's Zoning Ordinance, all requirements of approval having been fulfilled, this plat was given final approval by the following City personnel on behalf of the City of Cartersville:

Zoning Administrator _____ Date _____

Water Superintendent _____ Date _____

City Engineer _____ Date _____





City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Historic Preservation Commission Ordinance

SubCategory:	First Reading of Ordinances
Department Name:	Planning and Development
Department Summary Recommendation:	In 2018 and as part of the 5-year review of historic preservation commissions by the State Historic Preservation Office (SHPO), staff submitted all requested information to SHPO. SHPO identified one section in the HPC ordinance that placed stricter standards on HPC member selection than allowed by the current state ordinance. The proposed text amendment corrects the finding.
City Manager's Remarks:	This helps us stay in compliance with the State. Your approval of the ordinance is recommended. This is the first reading.
Financial/Budget Certification:	
Legal:	
Associated Information:	

MEMO

To: Historic Preservation Commission, Mayor Santini & City Council
From: Randy Mannino and David Hardegree
Date: February 18, 2019
Re: *Text Amendment T18-01. Chapter 9.25-32. Historic Preservation Commission.*

In 2018 and as part of the 5 year review of historic preservation commissions by the State Historic Preservation Office (SHPO), staff submitted all requested information pertaining to the City's Historic Preservation ordinance, Design Standards, property information and HPC members to SHPO.

SHPO reviewed the submittals and identified one section in the HPC ordinance that placed stricter standards on HPC member selection than allowed by the current state ordinance. The corrective action is to remove the one sentence with the stricter standard.

The proposed text amendment corrects the SHPO finding. See attached documents.

**Application for Text Amendment(s)
To Zoning Ordinance
City of Cartersville**

Case Number: T19-01
Date Received: 2-14-19

Public Hearing Dates:

~~Planning Commission~~ HPC 2/19/19 5:30pm 1st City Council 3/21/19 7:00pm 2nd City Council 4/4/19 7:00pm

APPLICANT INFORMATION

Applicant (printed name) <u>CITY OF CARTERSVILLE</u>	Office Phone <u>PEP - 770-387-5600</u>
Address <u>10 N. PUBLIC SQ.</u>	Mobile/ Other Phone _____
City <u>CARTERSVILLE</u> State <u>GA</u> Zip <u>30144</u>	Email <u>dhardegreek@cityofcartersville.org</u>
Representative's printed name (if other than applicant) <u>DAVID HARDEGREE</u>	Phone (Rep) <u>770-387-5614</u>
_____	Email (Rep) _____
Representative Signature _____	Applicant Signature _____
Signed, sealed and delivered in presence of: _____	My commission expires: _____
Notary Public _____	

Item # 2

1. Existing Text to be Amended:

Article _____, Section Chapter 9.25-32, Subsection PARAG. 4

Existing Text Reads as Follows: See Attached

2. Proposed Text:

Proposed Text Reads as Follows: Remove PARAGRAPH 4 PEP
2018 CLG Evaluation Report. Letter dtd 10/30/18.

(Continue on additional sheets as needed)

**Application for Text Amendment(s)
To Zoning Ordinance
City of Cartersville**

3. Reason(s) for the Amendment Request: SHPO Request to maintain
CLG status

(Continue on additional sheets as needed)

**REQUIREMENTS FOR FILING
AN APPLICATION FOR TEXT AMENDMENT(S)
CITY OF CARTERSVILLE, GA**

Completed applications must be submitted to the City of Cartersville Planning & Development Department, located at 10 N. Public Square, 2nd Floor. Cartersville, GA 30120.

Requirements

1. **Completed Application:** Include all signatures. Complete items 1, 2 and 3.
2. **Filing Fee:** A non-refundable filing fee of **\$400.00** must accompany the completed application.
3. **Public Notice Fee (Optional):** The applicant may choose to have city staff prepare and manage the public notification process outlined in **Requirement 4** below. If this option is requested, there is an additional, non-refundable fee of **\$30.00** which covers the cost of the newspaper ad.
4. **Public Notification:** The applicant is responsible for the following **public notification** process unless the applicant has requested that staff manage this process as outlined in **item 4** above:
 - a. Not less than fifteen (15) days and not more than forty-five (45) days prior to the scheduled date of the public hearing being the final action by the City Council and not less than ten (10) days prior to the Planning Commission meeting, a **notice of public hearing** shall be published in the legal notice section of the Daily Tribune newspaper within the City of Cartersville. Such notice shall state the application file number, and shall contain the location of the property, its area, owner, current zoning classification, and the proposed zoning classification. Such notice shall include both the Planning Commission and the City Council meeting dates. (See attached Notice of Public Hearing).



HISTORIC PRESERVATION DIVISION

MARK WILLIAMS
COMMISSIONER

DR. DAVID CRASS
DIVISION DIRECTOR

October 30, 2018

City of Cartersville
C/O David Hardegree
PO Box 1390
Cartersville, GA 30120

RE: 2018 Certified Local Government Evaluation Review

Dear Mr. Hardegree:

Thank you for providing all the documentation requested for the 2018 Certified Local Government Evaluation Report. Cartersville continues to grow and develop its historic preservation program and I look forward to working with you on those endeavors. I encourage City staff and members of the Historic Preservation Commission to continue to take advantage of training opportunities provided by the Historic Preservation Division, the Georgia Alliance of Preservation Commissions, and other preservation groups regionally and nationally.

The Georgia Historic Preservation Division (HPD) is required to periodically evaluate the Certified Local Governments in Georgia to verify their continued compliance with the requirements of the program. At the time of your 2018 evaluation report, Cartersville was found to be out of compliance with the *Georgia Certified Local Government Program: Application and Procedures*.

Attached is the evaluation rubric for the Georgia CLG program with your community's results; Cartersville will need to address the issue related to the historic preservation ordinance noted in the form. HPD is committed to working with you throughout the process to make the changes that will bring your community's procedures in line with the CLG program requirements. We understand the challenges in making the necessary changes and HPD will be a resource to you during this process.

Please do not hesitate to reach out if I can ever be of help to you and your community. I want to see your preservation program succeed and I'm happy to help ensure that it does. I can be reached at 770-389-7869 or sarah.rogers@dnr.ga.gov.

Sincerely,

Sarah Rogers
Certified Local Government Coordinator
Georgia Historic Preservation Division

cc: Kevin McAuliff, Northwest Georgia Regional Commission

Pursuant to the Terms of the Certification of this Local Government by the US Department of the Interior, National Park Service, the following minimum standards are being evaluated.

1. The CLG enforces the appropriate legislation for the designation and protection of historic properties and cooperate with the State Historic Preservation Officer (SHPO) in these matters as referenced in the "Minimum Requirements" section of the *Procedures: Georgia Certified Local Government Program*, as amended.
 - ✓ CLG observes requirements under the Georgia Historic Preservation Act (GHPA).
 - Any future ordinance amendments should be reviewed by HPD's CLG Coordinator to ensure that program requirements will be met.
 - ✓ CLG has a process for designation of landmarks and/or historic districts that requires public hearings for all designations.
2. The CLG maintains an adequate and qualified Historic Preservation Commission (HPC), as defined by GHPA
 - ✓ CLG maintains a HPC with at least three members.
 - ✓ All members of the HPC have demonstrated special interest, competence, or knowledge in historic preservation.
 - ✓ To the extent available in the community, HPC members are appointed from the disciplines of architecture, history, architectural history, planning, archaeology, or other historic preservation-related fields.
 - ✗ Requirements for HPC membership cannot be more stringent or comprehensive than the requirements for the Georgia National Register Review Board.
 - See comments below.
 - ✓ The HPC's geographic area of authority coincides with the boundaries of the local government's authority.
 - ✓ All HPC members reside in this area of authority.
 - ✓ Each Commission member, and anyone serving the Commission in a technical assistance/professional staff capacity, attended at least one informational or educational meeting every three years pertaining to historic preservation.
 - ✓ The HPC has the authorities granted to it in GHPA.
 - ✓ The CLG has designated a paid staff member or a person working under contract as a source of technical/administrative/professional assistance to be responsible for the operations of the Commission.
2. The CLG maintains a system for survey and inventory of historic properties.
 - ✓ CLG has an active survey program and a plan for re-survey.
 - HPD recommends intensive surveys be updated every 10-15 years. Cartersville's last survey occurred in 1990. Cartersville is considered a Category I CLG for grant purposes and is only eligible for survey grants until a new survey is completed.
 - A thorough description of Cartersville's system of survey an inventory was submitted with the evaluation.
 - ✓ Survey data is readily integrated into HPD's inventories.
 - ✓ CLG follows guidelines for conducting local surveys, as approved by HPD, and shall not be inconsistent with the Secretary of the Interior's "Standards for Identification and Evaluation."
 - ✓ Survey data is accessible to the public, except when disclose may cause significant invasion of privacy, risk harm to the historic resources, or impede the use of traditional religious site by practitioners.
 - ✓ Survey data is maintained in a safe and secure location.
 - ✓ Survey data is available through the duplicate or original files at HPD.

3. The CLG provides for adequate public participation in the local historic preservation programs, including the process of recommending properties for nomination to the National Register of Historic Places.
- ✓ All meetings of the HPC are publicly announced, be open to the public, and have a previously advertised agenda.
 - ✓ Commission meetings occur at regular intervals; a commission must meet as often as necessary to complete its work in a timely fashion, no less than once a year. Public notice must be provided prior to any special meetings.
 - ✓ Careful minutes of decisions and actions of the HPC, including the reasons for making the decisions, are kept on file and available for public inspection.
 - ✓ All decisions of the HPC must be made in a public forum.
 - ✓ Applicants are provided written notification of the HPC's decision.
 - ✓ The rules of procedure adopted by the HPC are available for public inspection.
 - ✓ During the process of reviewing properties for nomination to the National Register, the HPC provides an opportunity for public comments.
4. The CLG performs satisfactorily in the responsibilities delegated to it
- ✓ The CLG submitted a report of its activities to HPD when requested, not less than every four calendar years.

Item # 2

Comments:

- Ordinance: Following are HPD's comments regarding Cartersville's historic preservation ordinance and recommendations to bring the code into compliance with the Georgia Historic Preservation Act & the CLG program.
 - *Remediation:* Progress on these issues should be made within a year from the date of this letter.
 - The requirements for HPC membership cannot be more stringent than the requirements for the Georgia National Register Review Board (Georgia Certified Local Government Program: Application and Procedures, Chapter II, Section II.B.2.g.). In Cartersville's historic preservation ordinance, §9.25-32 states that "At least one (1) member should be appointed from among persons in the fields of building construction or real estate appraisal. Subsequent to making the initial appointments, upon the expiration of such members initially appointed, at least one (1) member shall be a property owner in a designated historic district." The Georgia National Register Review Board does not require a member to reside in a historic district nor does it require that a member be appointed from the building construction or real estate appraisal fields. Therefore, these requirements for Cartersville's HPC is more stringent than the Georgia National Register Review Board standards and must be removed from the ordinance. The HPC members currently satisfying these requirement are welcome to stay on the HPC.

THE GEORGIA CERTIFIED LOCAL GOVERNMENT PROGRAM

Application and Procedures

Chapter II

REQUIREMENTS AND PROCESS FOR CERTIFICATION

II. A. ELIGIBILITY

Any local government which meets the criteria set forth in this document is eligible for certification.

The National Historic Preservation Act, as amended (16 U.S.C. 470 *et seq*), contains five broad standards that must be met by a local government seeking certification. The local government must:

1. Enforce appropriate state or local legislation for the designation and protection of historic properties.
2. Establish an adequate and qualified historic preservation review commission by local legislation.
3. Maintain a system for survey and inventory of historic properties.
4. Provide for adequate public participation in the local historic preservation program, including the process of recommending properties to the National Register of Historic Places.
5. Satisfactorily perform the responsibilities delegated to it under the Act.

The minimum requirements for certification of local governments in Georgia are defined and amplified below.

II. B. MINIMUM REQUIREMENTS

1. “ENFORCE APPROPRIATE STATE OR LOCAL LEGISLATION FOR THE DESIGNATION AND PROTECTION OF HISTORIC PROPERTIES.”

In addition to the federal requirements, each local government must adopt and enforce a historic preservation ordinance for the designation and protection of historic and prehistoric resources.

- a. Historic preservation ordinances adopted before April 8, 1980 (date of the enactment of the Georgia Historic Preservation Act) must provide a mechanism for the designation and protection of historic properties and in purpose be substantially consistent with the Georgia Historic Preservation Act as amended (O.C.G.A., T.44 CH.10, Art. 2, attached).
- b. Historic preservation ordinances adopted after April 8, 1980 must be consistent with the Georgia Historic Preservation Act (O.C.G.A, T. 44, Ch. 10, Art. 2, attached).

2. “ESTABLISH AN ADEQUATE AND QUALIFIED HISTORIC PRESERVATION REVIEW COMMISSION BY STATE OR LOCAL LEGISLATION.”

Each local government must have a historic preservation commission with a minimum of three (3) members.

- a. All members of the Commission must have demonstrated special interest, competence, or knowledge in historic preservation. To the extent that such professionals are available in the community, Commission members must be appointed from the disciplines of architecture, history, architectural history, planning, archaeology, or other historic preservation-related disciplines, such as urban planning, American studies, American civilization, cultural geography, cultural anthropology, folklore, curation, conservation, real estate, law, or landscape architecture. As part of their work in a particular discipline, professionals must be positively involved in historic preservation through the active support and use of recognized preservation techniques and strategies. For example, a banker with experience in federal housing or loan programs targeted to historic neighborhoods might be an appropriate commission member. Commission members must be appointed by the chief elected official of the jurisdiction. If unable to meet the professional membership requirements, the local government must demonstrate in writing how it has made a reasonable effort to appoint commission members from these professional disciplines.
- b. The Commission’s geographic area of authority must coincide with the boundaries of the local government’s jurisdiction.
- c. The responsibilities of the Commission must be complementary to and coordinated with those of the Historic Preservation Division of the Department of Natural Resources, the state historic preservation office in Georgia as enumerated in the National Historic Preservation Act, as amended, and with state and federal preservation standards, guidelines and regulation. They must include the authority to:
 - (1) Prepare and maintain an inventory of all properties within its jurisdiction having the potential for designation as historic property;
 - (2) Recommend to the local governing body specific places, districts, sites, buildings, structures or works of art to be designated by ordinance as historic properties or historic districts;
 - (3) Review applications for Certificate of Appropriateness or some other approval/review mechanism for locally-designated historic resource protection and grant or deny the same in accordance with the provisions of the ordinance;

- (4) Conduct educational programs on historic properties located within its jurisdiction and on general historic preservation activities;
 - (5) Make investigations and studies of matters relating to historic preservation including consultation with historic preservation experts;
 - (6) Seek out local, state, federal, and private funds for historic preservation, and make recommendations to the local governing body concerning the most appropriate uses of any funds acquired;
 - (7) Review and make comments to the Historic Preservation Division of the Department of Natural Resources concerning the nomination of properties within its jurisdiction to the National Register of Historic Places;
 - (8) Participate in private, state, and federal historic preservation programs and with the consent of the local governing body, enter into agreements to do the same.
- d. In carrying out the above enumerated responsibilities, the local government may find it necessary to seek additional expertise outside its membership. For example, when a Commission reviews a National Register nomination for an archaeological site and the archaeology discipline is not represented on the Commission, the Commission must seek expertise in archaeology before rendering its decision. This requirement holds for review of National Register nominations as well as designations of local properties and other activities that are normally evaluated by a professional representing a specific discipline. This additional expertise can be obtained through:
- (1) The Commission's technical assistance/professional staff;
 - (2) Local government professional staff;
 - (3) A qualified consultant;
 - (4) The Regional Commission;
 - (5) Federal, state, local, or private preservation agencies or organizations; or
 - (6) Other adequately qualified sources as identified by the Commission and the local government.

Commissions may explore the possibility of sharing professional expertise among several communities.

- e. Each Commission member, and anyone serving the Commission in a technical assistance/professional staff capacity, shall attend at least one informational or

educational meeting per year pertaining to historic preservation. Such meetings may include those sponsored by the Historic Preservation Division, the National Trust for Historic Preservation, the Georgia Trust for Historic Preservation, the Georgia Alliance of Preservation Commissions, the National Alliance of Preservation Commissions, university programs, or a local preservation organization.

- f. The local government must designate a paid member of its staff or a person working under contract as a source of technical/administrative /professional assistance to be responsible for the operations of the Commission in keeping with the requirements of certification for participation in the Certified Local Government Program. The local government must specify the amount of time this person will devote to historic preservation activities. Although it is encouraged, the designated person need not have historic preservation as his or her sole responsibility, nor must the person have specific training or expertise in a preservation-related field. The intent of this Georgia requirement is to ensure that the local government is capable of meeting its legal responsibilities related to historic preservation. The designated person could be the director or paid staff of the Commission, the planning director or a member of the planning staff, the zoning administrator, city or county manager, or another staff member as designated by the local government. This person could also be a planner or other staff member of a county, state, regional, or private agency that provides services to the local government under the terms of the contract. This person will act as the liaison between the Historic Preservation Division and the Commission.
- g. The requirements for establishing a Commission that is eligible for certification in Georgia cannot be more stringent or comprehensive than the requirements for the Georgia National Register Review Board.

3. “MAINTAIN A SYSTEM FOR THE SURVEY AND INVENTORY OF HISTORIC PROPERTIES.”

Each Certified Local Government must prepare and maintain an inventory of all historic property within the boundaries of its jurisdiction. All inventory and survey data must:

- a. Be readily integrated into the Historic Preservation Division’s inventories, the statewide comprehensive historic preservation plan, and other appropriate state and local planning processes;
- b. Follow guidelines for conducting local surveys, as approved by the Historic Preservation Division, and shall not be inconsistent with the Secretary of the Interior’s “Standards for Identification and Evaluation;”
- c. Be recorded using the Georgia Historic Resources Survey Form as provided by the Historic Preservation Division, or on some other form approved by the

Sec. 9.25-32. - Historic preservation commission.

- (a) *Creation of the historic preservation commission.* There is hereby created a commission whose title shall be the "Cartersville Historic Preservation Commission," hereinafter "commission."
- (b) *Historic preservation commission position within the City of Cartersville.* The commission shall be considered a part of the planning and development functions of the City of Cartersville and the staff function shall be performed by the department of planning and development.
- (c) *Historic preservation commission members.* Number, appointment, terms, and compensation. The commission shall consist of seven (7) members appointed by the City Council of the City of Cartersville. All members shall be residents of, own and operate a business in, or own real property in the City of Cartersville. Preference shall be given to persons who have demonstrated special interest, experience or education in history, architecture or the preservation of historic resources, but such preference is not required in making such appointments.

~~At least one (1) member should be appointed from among persons in the fields of building construction or real estate appraisal. Subsequent to making the initial appointments, upon the expiration of such members initially appointed, at least one (1) member shall be a property owner in a designated historic district.~~ **Remove this paragraph from the ordinance.**

Members shall serve three-year terms. In order to achieve staggered terms, initial appointments shall be: two (2) members for two (2) years; and three (3) members for three (3) years. Members shall not receive a salary, although they may be reimbursed for expenses by the Cartersville City Council. The Cartersville City Council will have the authority to remove any member of the historic preservation commission appointed by it for cause, on written charges, after a public hearing.

- (d) *Statement of the commission's powers.*

The commission shall be authorized to:

- (1) Prepare and maintain an inventory of all property within the City of Cartersville having the potential for designation as a historic property;
- (2) Recommend to the city council specific places, districts, sites, buildings, structures, objects, or works of art to be designated by ordinance as historic properties or historic districts;
- (3) Review applications for certificates of preservation and approve, approve with conditions, or deny same in accordance with the provisions of this chapter;
- (4) Recommend to the city council that the designation of any place, district, site, building, structure, object or work of art as a historic property or historic district be revoked or removed;
- (5) Restore or preserve any historic properties acquired by the City of Cartersville with the approval of the city council;
- (6) Promote the acquisition by the City of Cartersville of facade easements in accordance with the provisions of "Facade and Conservation Easements Act of 1976" (O.C.G.A. §§ 44-10-1 through 5);
- (7) Conduct educational programs on historic properties located within the City of Cartersville and on general historic preservation activities;
- (8) Make such investigations and studies of matters relating to historic preservation, including consultation with historic preservation experts, as the city council or commission may, from time to time, deem necessary or appropriate for the purposes of preserving historic resources;
- (9) Seek out local, state, federal, and private funds for historic preservation, and make recommendations to the city council concerning the most appropriate uses of any funds acquired;

- (10) Submit to the office of historic preservation of the department of natural resources a list of historic properties or historic districts designated, and seek their comments and advice on said designation;
 - (11) Perform historic preservation activities as the official agency of the City of Cartersville's historic preservation program;
 - (12) Employ persons, if necessary, to carry out the responsibilities of the commission, upon approval and appropriation by the city council;
 - (13) Receive donations, grants, funds, or gifts of historic property and acquire and sell historic properties. The commission shall not obligate the City of Cartersville without prior consent;
 - (14) Review and make comments to the historic preservation office of the department of natural resources concerning the nomination of properties within its jurisdiction to the National Register of Historic Places;
 - (15) Participate in private, state and federal historic preservation programs and with the consent of the city council enter into agreements to do the same;
 - (16) Recommend to the city council such financial and/or other incentives that can be expected to encourage the preservation of the communities' historic resources and provide a positive incentive to affected property owners;
 - (17) Consult with historic preservation experts in the historic preservation office of the department of natural resources or its successor, the Georgia Trust for Historic Preservation, Inc., the National Trust for Historic Preservation, the Georgia Certified Local Government Program, and other historic commissions.
- (e) *Commission's powers to adopt rules and standards.* The historic preservation commission shall adopt rules and standards for the transaction of its business and for consideration of applications for designations and certificates of preservation, such as by-laws, removal of membership provisions and design guidelines and criteria. The commission shall have the flexibility to adopt rules and standards without amendment to this chapter. The commission shall meet monthly and shall provide for the time and place of regular meetings and a method for the calling of special meetings. The commission shall select such officers, as it deems appropriate from among its members. A quorum shall consist of a majority of the members. The latest edition of Roberts' Rules of Order shall determine the order of business at all meetings.
- (f) *Conflict of interest.* At any time the commission receives a project in which a member of the commission has ownership or other vested interest, including the involvement of relatives, that member will be forbidden from presenting, voting, or discussing the project, other than answering a direct question. Provided, however, the commission member may be excused from sitting in attendance with the commission on such matter and may then address the commission as an affected citizen.
- (g) *Records of commission meetings.* A public record shall be kept of the commission's resolutions, proceedings and actions.
- (h) *Meetings of the commission.* The commission shall meet monthly.

(Ord. No. 19-01, § II, 5-17-01; Ord. No. 47-04, §§ 1—3, 6-17-04; Ord. No. 51-08, § 1, 12-4-08)

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 9.25 – HISTORIC PRESERVATION, ARTICLE II. – HISTORIC PRESERVATION COMMISSION. SECTION 9.25-32. – HISTORIC PRESERVATION COMMISSION, PARAGRAPH (C) is hereby amended by deleting paragraph (c), Section 9.25-32, in its entirety and replacing it as follows:

1.

Sec. 9.25-32. - Historic preservation commission.

- (c) *Historic preservation commission members.* Number, appointment, terms, and compensation. The commission shall consist of seven (7) members appointed by the City Council of the City of Cartersville. All members shall be residents of, own and operate a business in, or own real property in the City of Cartersville. Preference shall be given to persons who have demonstrated special interest, experience or education in history, architecture or the preservation of historic resources, but such preference is not required in making such appointments.

Members shall serve three-year terms. In order to achieve staggered terms, initial appointments shall be: two (2) members for two (2) years; and three (3) members for three (3) years. Members shall not receive a salary, although they may be reimbursed for expenses by the Cartersville City Council. The Cartersville City Council will have the authority to remove any member of the historic preservation commission appointed by it for cause, on written charges, after a public hearing.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Alcohol Ordinance Revision: Cigar Bar

SubCategory:	First Reading of Ordinances
Department Name:	Planning and Development
Department Summary Recommendation:	These ordinances create a definition for a Retail Cigar Shop and requires 51% of its gross sales to be retail non-alcohol related items.
City Manager's Remarks:	This ordinance revision for a retail cigar shop was recommended by the Alcohol Control Board. Your approval of the revision is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 4 – ALCOHOLIC BEVERAGES. ARTICLE II. – LICENSING REQUIREMENTS. DIVISION 2. – APPLICATION AND ISSUANCE. SECTION 4-59. – POURING LICENSES LIMITED TO CERTAIN ESTABLISHMENTS. is hereby amended by deleting section (3) Retail Cigar Shop in its entirety and replacing it as follows:

1.

Sec. 4-59. - Pouring licenses limited to certain establishments.

(3) *Retail cigar shops* as specifically defined in this Code, may be issued an on-premises consumption license for sales of beer, malt beverages, wine, and distilled spirits, without meeting the requirement that forty-five (45%) percent of its gross annual sales be derived from the sale of prepared meals or food, provided that at least fifty-one (51%) percent of its gross annual sales be derived from the sale of full-sized hand-rolled cigars, pipe tobaccos, briar wood pipes, humidors, lighters, cutters, and expressly excluding from the calculation of gross annual sales the sale of cigarettes, bongs, bubblers, glass pipes, water pipes, Turkish pipes, pipe screens, pipe filters, dug-outs, stash boxes, rolling papers, rolling devices, rolling trays, grinders, incense, pipe cleaners, and other smoking paraphernalia if at all allowed to be sold pursuant to this chapter. The total amount of alcohol sales for consumption on the premises shall not exceed forty-nine (49%) percent. The director of planning and development or his designee shall review the gross income figures from each establishment which shall provide such information, at the end of the third quarter of each calendar year, and at any other time requested to do so by the director of planning and development or his designee, and determine if the annual sales meet the required ratio and make appropriate recommendations to the alcohol control board.

a. In regards to seating, parking and occupancy requirements, those applicable to the cigar store shall supersede those listed in chapter 4.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this Ordinance may be renumbered and/or alphabetized accordingly to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 4 – ALCOHOLIC BEVERAGES. ARTICLE I. – IN GENERAL. DIVISION 1. – GENERALLY. SECTION 4-1. – DEFINITIONS is hereby amended by deleting the definition of Retail Cigar Shop therein, and replacing it as follows:

1.

Sec. 4-1. – Definitions.

Retail Cigar Shop means a commercial establishment which has on-premises consumption and the sale of tobacco and related products as regulated and defined by Section 4-59(3) of the Code of Ordinances.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this Ordinance may be renumbered and/or alphabetized accordingly to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Business License Ordinance Revision

SubCategory:	First Reading of Ordinances
Department Name:	Planning and Development
Department Summary Recommendation:	The proposed ordinance amendments provide for a procedure to suspend or revoke a business license if it is determined that it is being used for a purpose not intended, or it is in the public interest to revoke or suspend. The City Attorney's office recommends approval of said ordinances.
City Manager's Remarks:	Your approval of this revision to the Business License Ordinance is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 10 - LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS. ARTICLE IV. - OCCUPATION TAX. SEC. 10-110. - SUSPENSION OR REVOCATION OF LICENSE, ETC. is hereby deleted in its entirety and replaced as follows:

1.

Sec. 10-110. - Suspension or revocation of license, etc.

All licenses, permits or other grants to engage in, prosecute, or carry on any trade, business, calling, vocation or profession for which an occupational tax is levied by this article shall be subject to suspension or revocation by the Planning and Development Director and/or their designee and the council, if the council or Planning and Development Director and/or their designee may find or determine that it is being used for a purpose not intended, or that it is in the public interest of the city that it be suspended or revoked, pursuant to the procedures outlined in Sec. 10-4 of the City of Cartersville Code of Ordinances.

2.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____

SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

Ordinance no. _____

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES. CHAPTER 10 - LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS. ARTICLE I. – IN GENERAL. SEC. 10-3. – RESERVED AND 10.4. - RESERVED. are hereby deleted in their entirety and replaced as follows:

1.

Sec. 10-3. - Review and approval of applications.

- A. If any provision of this part of the code provides for the review and approval of an application for a license or occupation tax certificate by the Planning and Development Director and/or his designee designated therein, the Planning and Development Director and/or his designee shall act, favorably or otherwise, on the application as required by this Code.
- B. If any provision of this part of the code provides for the review and approval of an application for a license or occupational tax certificate by the Planning and Development Director and/or his designee, the Planning and Development Director and/or his designee or his designee shall act favorably or otherwise on the application as required by this Code.
- C. The Planning and Development Director and/or his designee shall forward the application together with a recommendation to the city council for consideration and action at its next regularly scheduled public meeting if approval by council is required by this Code. Upon the express approval of the council, when so required by this Code or otherwise upon a determination by the Planning and Development Director and/or his designee that the application is in order and all requirements have been met, the Planning and Development Director and/or his designee shall issue a business license or occupation tax certificate to the applicant therefor, which license or certificate shall state the nature of the business authorized and bear the date of issuance and the signature of the Planning and Development Director and/or his designee.
- D. The granting of a business license or occupation tax certificate under any provisions of this Code shall be deemed a privilege only, and nothing herein contained shall be construed as granting any person whose business is subject to municipal regulation any legal right to engage in that business.
- E. Upon completion of a satisfactory investigation of an application and where, the Planning and Development Director and/or his designee may as required by this Code, approve or disapprove and issue any city license provided for in this chapter.

Except as hereafter provided, upon the decision of the Planning and Development Director and/or his designee or his designee to approve or deny a license under this chapter, the applicant or any aggrieved citizen may appeal the decision of the Planning and Development Director and/or his designee to the mayor and council by filing a written notice of appeal with the city clerk within five calendar days of the decision by the Planning and Development Director and/or his designee or his designee. In the event there is no written or verbal objection at or prior to the

hearing described herein, the Planning and Development Director and/or his designee may issue the license immediately. In the event that written or verbal objection is made or filed at or prior to the hearing referenced herein, the Planning and Development Director and/or his designee shall hold the hearing as provided herein and shall render a decision thereon. However, the Planning and Development Director and/or his designee shall not issue any license upon which objection had been made until the appeal period has run or until a final decision has been rendered by the city council, whichever is later. Every appeal shall be in writing and identify the basis for such appeal and upon receipt of the appeal, the city clerk shall forward same to the city council which shall schedule a hearing within 45 days of receipt of such notice. The city council may sustain or overrule the decision of the Planning and Development Director and/or his designee. No license shall be issued by the Planning and Development Director and/or his designee or designee during the appeal notification period or while an appeal is pending before the city council. The action of the mayor and council shall be final and may be appealed to Superior Court in accordance with Georgia law.

2.

10-4 - Revocation and appeal.

- A. The Planning and Development Director and/or his designee shall be authorized to suspend or revoke an occupation tax certificate or any other license previously granted by the City of Cartersville in accordance with the procedures set forth below. In the event the Planning and Development Director and/or his designee seeks to suspend or revoke an occupation tax certificate, the Planning and Development Director and/or his designee shall give written notification to the applicant of such action and such notice shall contain a specification of the violation or violations and shall be served upon the licensee at least five days prior to the notice of hearing. The applicant shall be given written notice of the time and place of the hearing.
- B. The Planning and Development Director and/or his designee shall be authorized to suspend or revoke an occupation tax certificate in the event of any one or more of the following:
 1. An applicant gave false or misleading information in the original application process;
 2. An applicant has knowingly allowed possession, use, or sale of controlled substances on the premises and/or knowingly allowed possession, use or sale of controlled substances to a minor on the premises;
 3. An applicant has knowingly allowed the violation of an ordinance of the city or a violation of any criminal law of the State of Georgia (a misdemeanor or a felony) to occur on the premises; and that such violation is materially related to the operation of said business;
 4. An applicant (or licensee) has been convicted of any drug related, alcohol-related or sex-related crime by the State of Georgia or the City of Cartersville regarding an offense which was committed on the premises or which would otherwise violate the provisions of this chapter;

5. An applicant fails to pay any fee, occupation tax, fine or other amount of money due to the City of Cartersville under this chapter or any other taxing ordinance of the City of Cartersville; and
 6. An applicant or the owner alters or allows to be altered, the business license or occupation tax certificate (license document) or the applicant or the owner changes the information, defaces, destroys, misuses, abuses, or improperly alters or misrepresents the business license or occupation tax certificate.
- C. The Planning and Development Director and/or his designee shall approve any proposed action prior to proceeding toward any suspension or revocation of any occupation tax certificate and/or business license.
- D. In the event the Planning and Development Director and/or his designee shall suspend or revoke any occupation tax certificate hereunder, the suspension or revocation shall be for a period of not less than one day nor more than 365 days, within the discretion of the Planning and Development Director and/or his designee. Any suspension or revocation shall be sent by the city by certified mail, return receipt requested. For the first offense, the suspension shall be for a period of one to 90 days; second offense, suspension for one to 180 days and third offense, suspension for one to 365 days. Provided, however, that the applicant shall be authorized to continue its business operations until that date of the hearing scheduled in accordance with Subsection E., of this section. No applicant may apply for an occupation tax certificate during any period of suspension or revocation. In any hearing conducted, the Planning and Development Director and/or his designee shall consider, among other things, the severity of the allegations, the evidence submitted and the testimony presented, in making any decision on suspension or revocation and the duration of either.
- E. In the event of a suspension or revocation by the business license manager, the applicant may appeal the decision of the Planning and Development Director and/or his designee to the mayor and city council for the city of Cartersville by filing a written notice of appeal within ten days from the date of the decision of the Planning and Development Director and/or his designee. Thereafter, a hearing shall be scheduled before mayor and council for the applicant. After the hearing by the mayor and city council, the mayor and city council may take such action as it deems appropriate, including the upholding of the action of the Planning and Development Director and/or his designee or the imposition of such action as the mayor and city council may deem appropriate under the facts. The decision of mayor and council shall be final. Appeals from the decision of the mayor and city council shall be to the Superior Court of Bartow County filed within 30 days to the final action of mayor and city council. In the event the applicant does not file an appeal from any decision of the Planning and Development Director and/or his designee, as provided herein, the decision of the Planning and Development Director and/or his designee shall be final.

3.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK



City of Cartersville

City Council Meeting

3/21/2019 7:00:00 PM

AZ19-01: De-annexation. Applicant: Bartow County

SubCategory:	Public Hearing - 1st Reading of Zoning/Annexation Requests
Department Name:	Planning and Development
Department Summary Recommendation:	Bartow County has requested that two (2) lots totaling approx. 265 acres of County-owned land be de-annexed from the City of Cartersville and back to the County. The two lots are adjoining and are generally bound by Pumpkinvine Creek to the west, the Etowah River to the north, Paga Mine Rd to the east and a 108-acre private lot, identified as C118-0840-001, to the south. The land is minimally developed with primary uses as green space and protection for a Bartow County Water Department well. Planning Commission recommends approval (4-0).
City Manager's Remarks:	This is a de-annexation of City property to go back to the County. Planning Commission recommended approval. This is the first reading.
Financial/Budget Certification:	
Legal:	
Associated Information:	

ZONING & DE-ANNEXATION SYNOPSIS

Petition Number(s): AZ19-01

APPLICANT INFORMATION AND PROPERTY DESCRIPTION

Applicant: Bartow County Government
Representative: Same
Total Acreage: Approx. 264.799 acres

LAND USE INFORMATION

Current Zoning: City P-I (Public/Institutional)
Proposed Zoning: County A-1 (Agriculture)
Proposed Use: Agriculture/ County Government

Current Zoning of Adjacent Property:

North: City R-20 (Residential), City P-I, County A-1 & County M-1 (Mining)
South: City R-20 & City AG (Agriculture)
East: County A-1, City AG & City of Emerson MU (Mixed Use)
West: City R-20 & County A-1

For All Tracts:

District: 4th **Section:** 3rd
Land Lots: 885,915,914,886,887,843,842,841,840,839,815,816,817,818,769,768,767
Ward: 3 **Council Member:** Cary Roth

The Future Development Plan designates the subject properties as: Community Parks, Recreation, & Conservation

The Future Land Use Map designates adjacent or nearby city properties as: Community Parks, Recreation, & Conservation

ANALYSIS

City Departments Reviews

Electric: *Has no objection*

Fibercom: *Takes No Exception*

Fire: *Takes No Exception*

Gas: *Takes No Exception*

Public Works: *No comments received*

Water and Sewer: *Takes No Exception. The area is in the Bartow County Water Department jurisdiction.*

Public comments:

2/27/19: Paul Harton, 7 Galway Drive, called and was given information regarding the case.

REQUEST SUMMARY:

Bartow County has requested that two (2) lots totaling approx. 265 acres of County-owned land be de-annexed from the City of Cartersville back to the County. The two lots are adjoining and are generally bound by Pumpkinvine Creek to the west, the Etowah River to the north, Paga Mine Rd to the east and a 108 acre private lot, identified as C118-0840-001, to the south. The land is developed minimally with primary uses as green space and protection for a Bartow County Water Department well. The City-County fire training center is located to the north of these lots, but is not directly impacted by this de-annexation.

In a letter from the County Commissioner, Steve Taylor, dated 12/18/18, Mr. Taylor references a possible mixed-used development by Jacoby Development, Inc. in the Paga Mine Rd area. No further details are available. Letter attached.

A strip of land approx. 235ft. wide and 1000ft long will remain in place to connect the Fire Training Center parcel to the Etowah River (behind Waterford) and a strip of land 75ft wide and approximately 857ft long will connect parcel C118-0840-001 to C118-0912-001 and Pumpkinvine Creek (behind Rivershoals). The strips will connect the city parcels to other city parcels thereby keeping all associated parcels legal and within the incorporated city limits.

STANDARDS FOR EXERCISE OF ZONING POWERS.

- A. *Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.*
The A-1 district is an appropriate zoning category for the adjacent and nearby properties which are zoned R-20 or Unincorporated A-1.
- B. *Whether the zoning proposal will create an isolated district unrelated to adjacent and nearby districts.*
The proposed application will not create an isolated district.
- C. *Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.*
The proposed zoning should not adversely affect the existing use of adjacent property.
- D. *Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.*
Protection of green space and natural resources may be considered a reasonable economic use; however, additional development ideas compatible with the green space and resource protection should be considered.
- E. *Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities, or schools.*
The zoning proposal should not result in a use that will have an excessive or burdensome use of streets, transportation facilities, utilities or schools;
- F. *Whether the zoning proposal is in conformity with the adopted local Comprehensive Land Use Plan.*
The de-annexation and zoning may conform to the land use plan for the area.
- G. *Whether the zoning proposal will result in a use which will or could adversely affect the environment, including but not limited to drainage, wetlands, groundwater recharge areas, endangered wildlife habitats, soil erosion and sedimentation, floodplain, air quality, and water quality and quantity.*
The zoning proposal should not have an adverse environmental effect compared to the existing land use.
- H. *Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for either approval or disapproval of the zoning proposal.*
No additional conditions are known.

RECOMMENDATION

No negative impacts have been identified. Staff recommends approval.

PLANNING COMMISSION RECOMMENDATION:

PC recommends approval (4-0).

Application for Annexation/ Zoning
City of Cartersville

Case Number: AZ19-01
Date Received: 2-6-19

Public Hearing Dates:

Planning Commission 3/12/19 5:30pm 1st City Council 3/21/19 7:00pm 2nd City Council 4/4/19 7:00pm

Applicant <u>Bartow County</u> (printed name)	Office Phone <u>678-721-3237</u>
Address <u>135 W. Cherokee Avenue Suite 124</u>	Mobile/ Other Phone <u>770-387-5030</u>
City <u>Cartersville</u> State <u>GA</u> Zip <u>30120</u>	Email <u>johnsonb@bartowga.org</u>
<u>Steve Taylor (Commissioner)</u> Representative's printed name (if other than applicant)	Phone (Rep) <u>770-387-5030</u>
	Email (Rep) <u>taylors@bartowga.org</u>
Representative Signature _____	Applicant Signature <u>Steve Taylor</u>
Signed, sealed and delivered in presence of: <u>Kathy Gill</u> Notary Public	My commission expires: _____

Item # 5

* Titleholder <u>Bartow County</u> (titleholder's printed name)	Phone _____
Address _____	Email _____
Signature <u>Steve Taylor</u>	
Signed, sealed, delivered in presence of: <u>Kathy Gill</u> Notary Public	My commission expires: _____

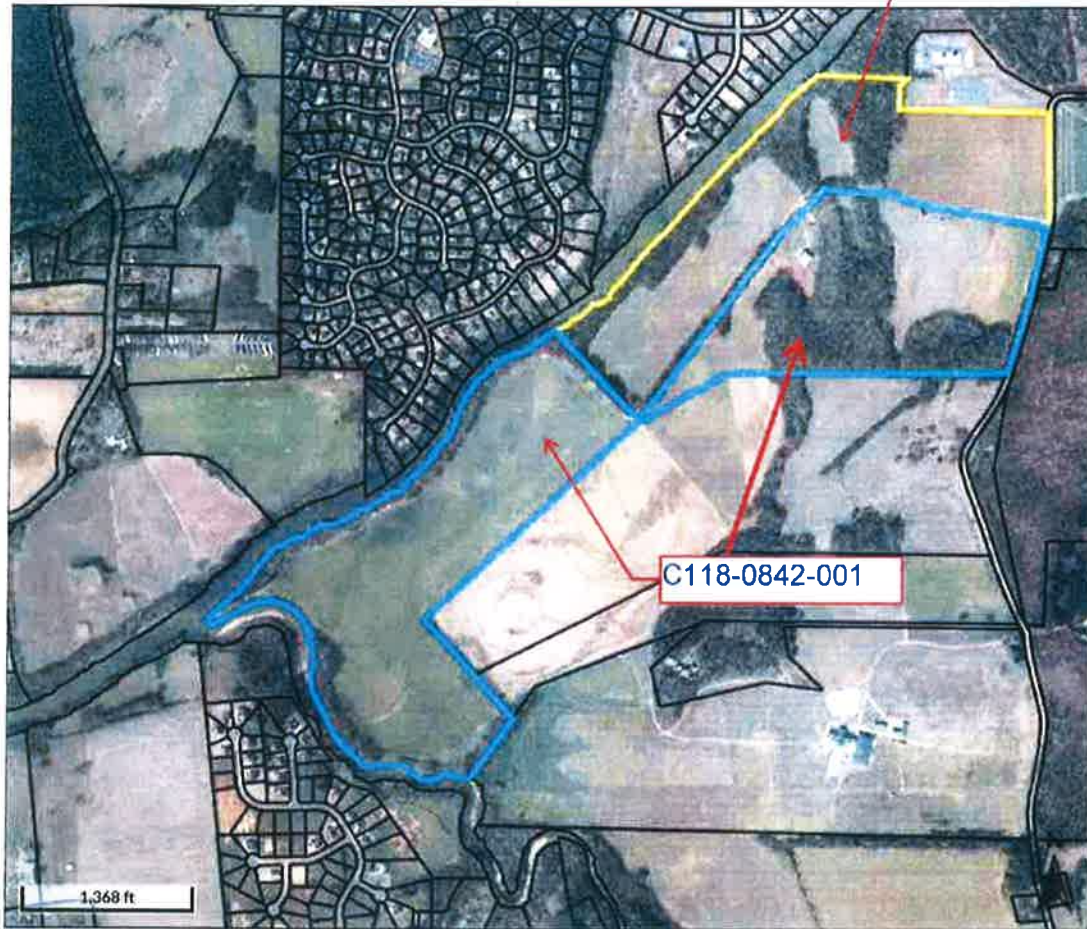
Present Zoning District <u>P-1</u>	Requested Zoning <u>A-1 (County)</u>
Acreage <u>264.799</u>	Land Lot(s) <u>Multiple (see plat)</u> District(s) <u>4th</u> Section(s) <u>3rd</u>
Location of Property: <u>Paga Mine Road - street nos = 178 & 200.</u> (street address, nearest intersections, etc.)	
Reason for Rezoning Request: <u>De-annex property from the city limits of Cartersville to unincorporated Bartow County</u> (attach additional statement as necessary)	

* Attach additional notarized signatures as needed on separate application pages.



Parcels to be Deannexed

C0118-0768-001



Overview



Legend

- Parcels
- Roads
- City Labels

Item # 5

Parcel ID	C118-0842-001	Alternate ID	38631	Owner Address	BARTOW COUNTY
Sec/Twp/Rng	n/a	Class	Exempt		135 W CHEROKEE AVE STE 126
Property Address	198 PAGA MINE RD	Acreage	185.58		CARTERSVILLE GA 30120
	Cartersville				
District	Cartersville				
Brief Tax Description	DOUTHIT FERRY RD. AREA,LL 816,817ETC.D4				
	(Note: Not to be used on legal documents)				

Date created: 12/18/2018

Last Data Uploaded: 12/17/2018 9:37:55 PM

Developed by Schneider
GEOSPATIAL

CAMPAIGN DISCLOSURE REPORT
FOR REZONING ACTIONS

Pursuant to O.C.G.A. 36-67A-3 any and all applicants to a rezoning action must make the following disclosures:

Date of Application: Feb. 5, 2019

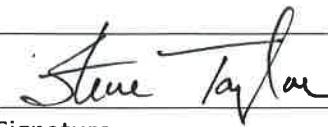
Date Two Years Prior to Application: Feb. 5, 2017

Date Five Years Prior to Application: Feb. 5, 2014

1. Has the applicant within the five (5) years preceding the filing of the rezoning action made campaign contributions aggregating \$250.00 or more to any of the following:

	YES	NO
Mayor: Matt Santini	<u> </u>	<u>x</u>
Council Member:		
Ward 1- Kari Hodge	<u> </u>	<u>x</u>
Ward 2- Jayce Stepp	<u> </u>	<u>x</u>
Ward 3- Cary Roth	<u> </u>	<u>x</u>
Ward 4- Calvin Cooley	<u> </u>	<u>x</u>
Ward 5- Gary Fox	<u> </u>	<u>x</u>
Ward 6- Taff Wren	<u> </u>	<u>x</u>
 Planning Commission		
Greg Culverhouse	<u> </u>	<u>x</u>
Harrison Dean	<u> </u>	<u>x</u>
Lamar Pendley	<u> </u>	<u>x</u>
Lamar Pinson	<u> </u>	<u>x</u>
Travis Popham	<u> </u>	<u>x</u>
Jeffery Ross	<u> </u>	<u>x</u>
Stephen Smith	<u> </u>	<u>x</u>

2. If the answer to any of the above is **Yes**, please indicate below to whom, the dollar amount, date, and description of each campaign contribution, during the past five (5) years.


2/1/19

 Signature Date

Steve Taylor (Commissioner)

Print Name

LIST OF ADJACENT PROPERTY OWNERS

The following are all of the individuals, firms, or corporations owning property on the sides, rear, and in front of (across street from) the property sought to be rezoned:

	<u>NAME</u>	<u>ADDRESS</u>
1.	see attached list	
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

Attach additional names if necessary.

(Indicate property owned by the above persons on plat accompanying this application.)

BARTOW COUNTY
135 W CHEROKEE AVE STE 126
CARTERSVILLE GA 30120

BARTOW COUNTY
135 W CHEROKEE AVE STE 126
CARTERSVILLE GA 30120

BARTOW COUNTY
CITY OF CARTERSVILLE
135 W CHEROKEE ST STE 126
CARTERSVILLE GA 30120

BENOWITZ ROBERT A &
BENOWITZ JUDY M
17 GALWAY DRIVE
CARTERSVILLE GA 30120

BOONE THEODORE XAVIER & KAREN TH
28 HASTINGS DRIVE
CARTERSVILLE GA 30120

BRUMLOW MICHAEL ANDREW
BRUMLOW LESLIE COOPER
19 GALWAY DR
CARTERSVILLE GA 30120

CITY OF CARTERSVILLE
P O BOX 1390
CARTERSVILLE GA 30120

CRAVEY JOHN EDWARD JR
CRAVEY STACEY
721 WEST AVE
CARTERSVILLE GA 30120-3440

CREATE THE BASEMENT LLC
P O BOX 2307
CARTERSVILLE GA 30120

ELLIOTT RICHARD G TRUST
16 OXFORD DRIVE
CARTERSVILLE GA 30120

FAIRCHILD INMAN &
FAIRCHILD CAROLYN
20 BUCKINGHAM COURT
CARTERSVILLE GA 30120

FLOURNOY RICHARD O &
FLOURNOY LISA F
439 WATERFORD DR
CARTERSVILLE GA 30120-6457

FRIEDRICH STEPHEN C
22 HASTINGS DRIVE
CARTERSVILLE GA 30120

GASAWAY DOUG &
SHELBY
24 HASTINGS DR
CARTERSVILLE GA 30120

HARTON SUSAN M
7 GALWAY DRIVE
CARTERSVILLE GA 30120

HUNT WILLIAM P JR &
HUNT PAMELA E
26 HASTINGS DRIVE
CARTERSVILLE GA 30120

JACKS MICHAEL M &
JACKS BONNIE L
14 HASTINGS DR
CARTERSVILLE GA 30120

JENKINS JAMES HENRY
3077 OLD ALABAMA RD SW
ARAGON GA 30104

LANDRUM STEVEN E &
LANDRUM PATRICIA H
16 HASTINGS DR
CARTERSVILLE GA 30120

LEWIS WALTER JEFFREY
20 HASTINGS DRIVE
CARTERSVILLE GA 30120

MCDONALD GREGORY P
MCDONALD MARY E
11 GALWAY DRIVE
CARTERSVILLE GA 30120

PAGA MINE PROPERTIES 8 LLC
P O BOX 1715
CARTERSVILLE GA 30120

PAGA MINE PROPERTIES 8 LLC
P O BOX 1715
CARTERSVILLE GA 30120

PATEL JAYESH KUMAR
PATEL SIMA
34 RANGER RD
CARTERSVILLE GA 30121

PHILLIPS COURTLAND
9 GALWAY DRIVE
CARTERSVILLE GA 30120

POGUE MICHAEL L
POGUE KIMBERLY
10 OXFORD DRIVE
CARTERSVILLE GA 30120

POTTS JAMES B
317 W CHEROKEE DR
CARTERSVILLE GA 30120

POWERS STEVEN W &
POWERS AMELIA W
22 OXFORD DR
CARTERSVILLE GA 30120

PULLIAM PEGGY M
12 HASTINGS DR
CARTERSVILLE GA 30120

RIVER SHOALS AT ETOWAH VALLEY
HOMEOWNERS ASSOCIATION INC
P O BOX 2166
CARTERSVILLE GA 30120

Item # 5

SURVEYOR'S CERTIFICATE

That the undersigned, a Georgia Registered Land Surveyor, on behalf of the above Annexation/ zoning applicant do certify the following:

- 1) That the attached survey contains no fewer than four surveyed map regulation points and recorded with the Georgia Coordinate System of 1985.
- 2) That the attached survey shows the boundaries of the area being annexed and the existing boundaries of the area being annexed and the existing boundaries of the annexing municipality between the points at which these boundaries close, if applicable.
- 3) That the attached survey meets the requirements of O.C.G.A. 15-6-67 and Section 180-7-01 Technical Standards for Property Survey, Rules and Regulations of the State of Georgia.
- 4) That the map demarcation of the map registration points are well distributed along, within, or near the boundary of the annexed area.
- 5) That at least one-eighth of the aggregate external boundary or fifty (50) feet of the area to be annexed, whichever is less, either abuts directly on the municipal boundary or would directly abut on the municipal boundary if it were not otherwise separated from the municipal boundary by other lands owned by the municipal corporation, by lands owned by this State, or by the definite width of any street or street right of way; any creek or river; any right of way of a railroad or other public service corporation, which divides the municipal boundary from any area proposed to be annexed.

2-05-2019
Date



Georgia Registered Land Surveyor #1803
WILLIAM C. SMITH

Item # 5

ZONING ADMINISTRATOR:

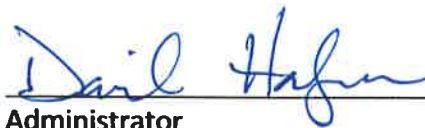
1. Case Number: AZM-01

2. Yes _____ No _____ NA

The above property complies with the City of Cartersville minimum size requirements to construct a building or structure occupiable by persons or property under the policies, ordinance, or regulations of the City of Cartersville.

3. Survey attached? Yes

2-6-19
Date



Zoning Administrator



BARTOW COUNTY

Steve Taylor, Sole Commissioner

December 18, 2018

Hon. Matthew Santini
Mayor, City of Cartersville
P.O. Box 1390
Cartersville, GA 30120

Dear Matt:

As you have seen, the County has been approached by Jacoby Development, Inc. regarding a large mixed-use development in the Paga Mine Road area. The potential property involved includes both the large 580 acre tract owned by Paga Mine Properties 8 LLC that is contained in the City of Emerson (Tax Parcel ID E009-0765-001) as well as 450 acres owned by Bartow County, contained in three tracts.

Two of the three tracts are currently within the incorporated limits of Cartersville (specifically, Tax Parcel C118-0842-001, containing 185.58 acres and C118-0768-001, 65.48 acres). As you will recall, these parcels were annexed into the City of Cartersville to assist in the joint effort to defeat the landfill proposed for the 580 acre former mining tract. Thankfully we were successful together in defeating that proposal, which is one reason why we have this good potential opportunity knocking at our door.

We would like to deannex these parcel (C118-0842-001 and C118-0768-001) from Cartersville city limits. Eventually, if we go forward with a development, we would annex the parcels into the City of Emerson, so the project would not be split between two permitting jurisdictions. Please consider this a request to deannex under OCGA Sec. 36-36-22.

Thank you for your attention to this matter. Please let me know if you need any additional documents or information.

Sincerely,

Steve Taylor
Sole Commissioner

A RESOLUTION OF THE COUNTY COMMISSIONER OF BARTOW COUNTY SITTING FOR COUNTY PURPOSES FOR THE PURPOSE OF **DE-ANNEXATION OF CERTAIN COUNTY OWNED REAL PROPERTY FROM THE CITY OF CARTERSVILLE BACK TO THE UNINCORPORATED BARTOW COUNTY**; AND FOR OTHER PURPOSES AT A REGULAR MEETING OF THE COUNTY COMMISSIONER HELD ON THE 6TH DAY OF FEBRUARY, 2019.

WHEREAS, Bartow County owns 264.799 acres of multiple use property on Paga Mine Road that is located within the City Limits of Cartersville; and

WHEREAS, the County wishes to de-annex its property out of the city limits for future use by the County and has submitted an application to the City requesting to de-annex said property; and

WHEREAS, upon the approval of the de-annexation by the City of Cartersville, and pursuant to O.C.G.A. Sec. 36-36-22, the de-annexation requires adoption of a Resolution by the county governing authority; and

WHEREAS, the Commissioner deems it to be in the best interest of the citizens of Bartow County to proceed with de-annexation of the identified property from the City of Cartersville to unincorporated Bartow County.

NOW THEREFORE BE IT RESOLVED by virtue of the authority vested in the Commissioner by law that the de-annexation of 264.799 acres located on Paga Mine Road and owned by Bartow County is hereby submitted to the City of Cartersville for de-annexation back into the unincorporated Bartow County.

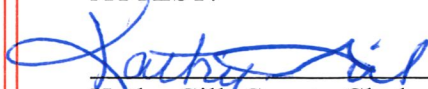
BE IT FURTHER RESOLVED, by the Bartow County Commissioner that the City is requested to proceed with the de-annexation of the identified property owned by Bartow County and described in the accompanying documents, attached hereto as Exhibit A.

IT IS FUTHER RESOLVED, that once the City de-annexes the property, the County hereby imposes an emergency moratorium on any zoning and development of the de-annexed property so that no development can occur. The County shall not issue any zoning compliance letters, issue any building permits, issue any land disturbance; or issue any other permit relating to development or use of the subject property during this moratorium; nor shall the County accept any applications for any of the foregoing. It is the intent of this moratorium to freeze the status quo until such time as the property is zoned under the County's zoning ordinance, at which point the moratorium shall lift. At the latest, the moratorium shall expire 120 days from the date of enactment unless extended.

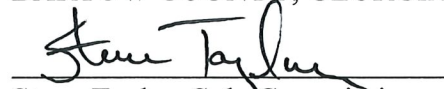
BE IT FURTHER RESOLVED pursuant to O.C.G.A. §36-1-25 and that certain resolution of the Commissioner of Bartow County adopted on July 13, 1994, the De-annexation authorized by this Resolution is incorporated herein by reference, a copy of which shall be forwarded to the Tax Assessor's Office for removal from the City of Cartersville's incorporated area and said original document shall be maintained by the Clerk of the Commissioner in the County Clerk's office or in the County's designated Record Retention area to be further maintained in accordance with the State Record Retention Schedule and applicable laws of the State of Georgia.

SO RESOLVED this 6th day of February, 2019.

ATTEST:


Kathy Gill, County Clerk

BARTOW COUNTY, GEORGIA


Steve Taylor, Sole Commissioner

PUBLIC NOTICE SIGNS





City of Cartersville

City Council Meeting

3/21/2019 7:00:00 PM

ZMA19-01: Adoption of zoning map. Applicant: City of Cartersville

SubCategory:	Public Hearing - 1st Reading of Zoning/Annexation Requests
Department Name:	Planning and Development
Department Summary Recommendation:	This is the annual re-adoption of the official zoning map of the City of Cartersville. It includes the previous 3-year zoning actions approved by City Council as well as the previous year's annexations. The last zoning map adoption was in February 2016. Planning Commission recommends approval (4-0).
City Manager's Remarks:	This is the first reading. Your approval of adopting the City of Cartersville zoning map is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

MEMO

To: Planning Commission, Mayor & Council
 From: Randy Mannino and David Hardegree
 Date: February 28, 2019
 Re: Zoning Map Amendment ZMA19-01

This is the annual re-adoption of the official zoning map of the City of Cartersville. It includes the previous 3 year zoning actions approved by City Council as well as the previous year's annexations. The last zoning map adoption was in February 2016.

Large zoning map to be provided at planning commission meeting.

2016 Cases

* Denotes conditions applied to zoning

AZ16-01	115 Cherokee Cir.	Zoning- R-20
AZ16-02	(De-annexation) 1261 West Ave.	Zoning- Uninc.
Z16-01	143 Douglas St.	M-U/ R-D to M-U
Z16-04	418, 420, 422 Grassdale Rd	O-C to G -C
Z16-05	155 Old Mill Rd.	R-20 to P-I

2017 Cases

AZ17-02	945 Jones Mill Rd	Zoning- R-20
AZ17-03	Hwy 20 @Hwy 411 (Savoy)	Zoning- G-C
Z17-03	150 Gentilly Blvd	M-U to O-C

2018 Cases

AZ18-01	228 E. Felton Rd	Zoning- R-20
AZ18-02	539 Rowland Springs Rd	Zoning- MF-14*
AZ18-03	36 Old Tennessee Rd (Savoy)	Zoning- G-C
Z18-01	E. Main St. (Avonlea Phs2)	MN & G-C to MF-14*
Z18-02	518 N. Gilmer St.	L-I to R-7
Z18-03	Center Rd (Etowah Preserve)	Phs 1- R-10* to RA12* Phs2- R-10* to R-20

Street Changes:

1. Change Village Hill Dr. to Charlie Harper Dr.
2. Change Friction Dr. to Fiber Dr.
3. Update Hwy 20 spur route at Hwy 411.
4. Update Market Place Blvd intersection at Hwy 20 spur.

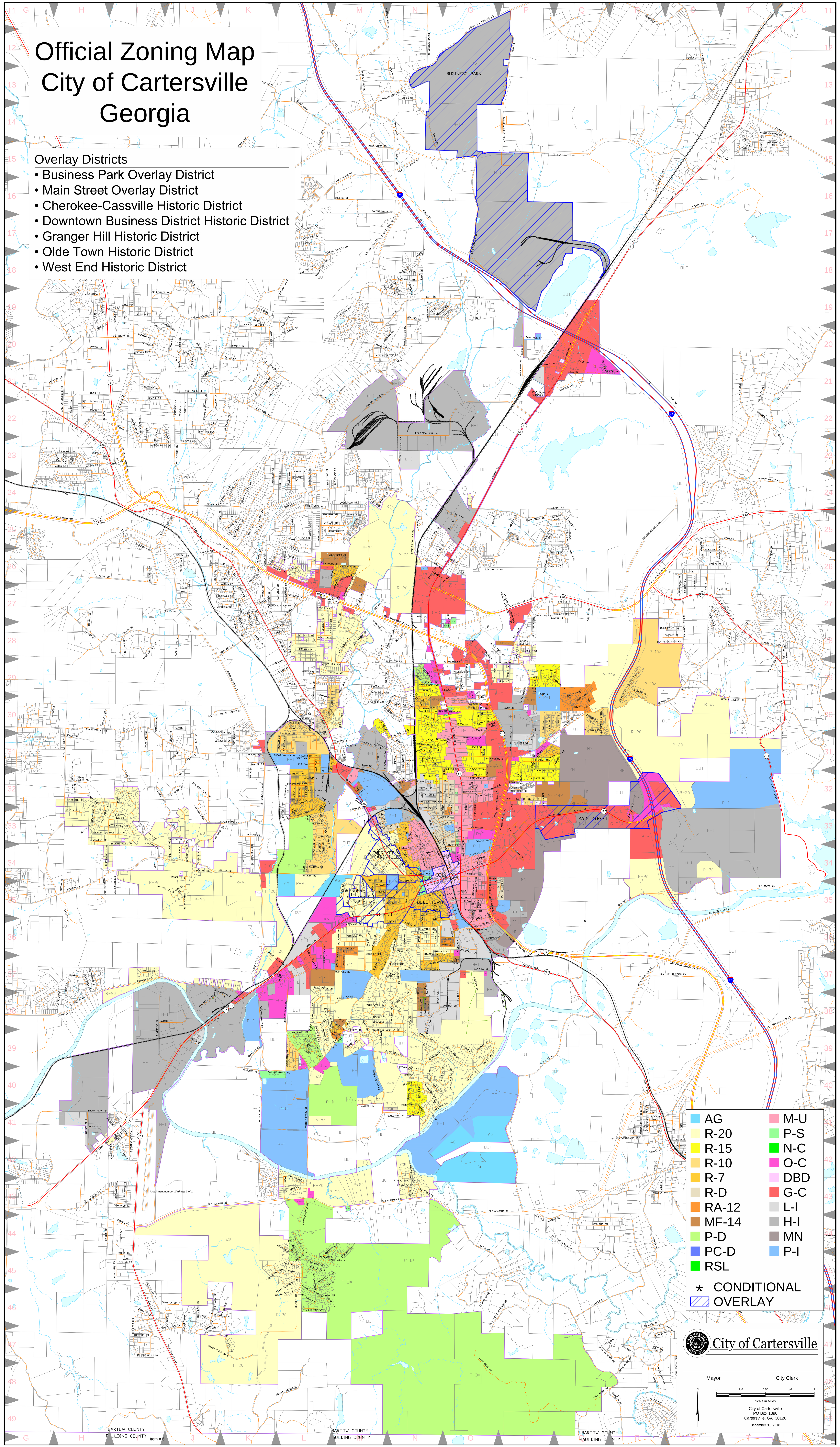
Official Zoning Map

City of Cartersville

Georgia

Overlay Districts

- Business Park Overlay District
- Main Street Overlay District
- Cherokee-Cassville Historic District
- Downtown Business District Historic District
- Granger Hill Historic District
- Olde Town Historic District
- West End Historic District



AG	M-U
R-20	P-S
R-15	N-C
R-10	O-C
R-7	DBD
R-D	G-C
RA-12	L-I
MF-14	H-I
P-D	MN
PC-D	P-I
RSL	
★ CONDITIONAL	
OVERLAY	



City of Cartersville

Mayor City Clerk

Scale in Miles

City of Cartersville

PO Box 1590

Cartersville, GA 30120

December 31, 2018



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Parks and Recreation Director

SubCategory:	Appointments
Department Name:	Administration
Department Summary Recommendation:	Greg Anderson's retirement was effective January 31, 2019. With the Mayor and Council's approval, I would like to appoint Tom Gilliam to serve as the Parks and Recreation Director.
City Manager's Remarks:	I would like to recommend for approval from Mayor and Council to appoint Tom Gilliam as the Director of Parks and Recreation. If you approve the appointment, Meredith will swear Tom in afterwards.
Financial/Budget Certification:	
Legal:	
Associated Information:	



City of Cartersville

**City Council Meeting
3/21/2019 7:00:00 PM
Good Neighbor Homeless Shelter Grant Application**

SubCategory:	Certification
Department Name:	Administration
Department Summary Recommendation:	This is the annual approval/certification requested in order for the Good Neighbor Homeless Shelter to make application for grant funds from the Georgia Department of Community Affairs. By approving you are saying that based on a review of the application and/or supporting documents that: 1. The Good Neighbor Homeless Shelter is within the jurisdiction of this local government, and 2. They are approved for funding by DCA.
City Manager's Remarks:	This is an annual requirement of DCA for funding of the homeless shelter. Your approval of this item per the description above is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Local Government Approval

This form is required for Emergency Shelter applications only.

To:	Georgia Department of Community Affairs
Subject:	2019 Application for Emergency Solutions Grants Program (ESG)
Applicant:	HMIS Agency Name:

Based on a review of the application and/or supporting documents submitted by the above named applicant –

1. The projects named below are within the jurisdiction of this local government; and
2. The projects are approved for funding consideration by DCA.

Project Name	Project Type – Application I - Emergency Shelter	HMIS Project Name	Amount Requested
		Total DCA Funds Requested:	

In making this approval, we reserve the right to withdraw it, in whole or in part, at any time.

Name of Approving Local Government

By:

Name of Authorized Official

Signature of Authorized Official

Date

Note that local government approval is required by law for nonprofit ESG applicants seeking emergency shelter funding. Local boards and authorities are encouraged to collaborate and plan with local governments, Continuums of Care and other organizations that serve persons experiencing or at risk of homelessness, but do not have to obtain official local approval. Please return executed approval to Applicant. This format is designed and ESG is administered by the Office of Homeless and Special Needs Housing, GA Department of Community Affairs (DCA), 60 Executive Park South, NE, Atlanta, GA 30329. DCA Contact: John Shereikis, (404) 679-0609, email: john.shereikis@dca.ga.gov.



City of Cartersville

**City Council Meeting
3/21/2019 7:00:00 PM
Trailer Mounted High Pressure Sewer Cleaner**

SubCategory:	Bid Award/Purchases
Department Name:	Public Works
Department Summary Recommendation:	The Stormwater Division of Public Works is in need of a trailer mounted high pressure sewer cleaner to assist in the maintenance of our stormwater pipe system. The lowest bidder for this item was Adams Equipment Company, Inc who is offering a trailer mounted John Bean Jetter SJ704030. Our staff has called several references to verify the supplier and the performance of this product. All our references indicated very positive experiences with this product line and the supplier. The quoted price for this item is \$74,564.00. This item will be a GMA lease pool purchase and is a budgeted item. Public Works recommends approval of this purchase.
City Manager's Remarks:	This will be a GMA Lease Pool purchase and is a budgeted item. Your approval of the purchase of the Trailer Mounted High Pressure Sewer Cleaner is recommended.
Financial/Budget Certification:	This is a budgeted item and will be paid for from the GMA Leasepool.
Legal:	
Associated Information:	



SEWER JETTER 350 / 700

350/ 700 gallon with multiple engine and pumps options

The John Bean Sewer Jetter requires only one operator and tows easily behind any standard duty pickup. A hydraulically driven hose reel mounted on an optional precision milled bearing system provides the user easy access to the line regardless of vehicle location. Many options are available such as: tool/accessory storage boxes that provide security, weather protection and easy operator access.



Standard Equipment

- Water capacity is your choice of 350 or 700 gallons consisting of two 350 gallon tanks made of total black poly LLDPE (linear low density polyethylene). Tank material is black with UV inhibitor which prevents the development of plant growth (i.e. algae, mold, etc.). The tank feature overhead air-gap fill with a curbside 2-1/2" brass fire hydrant fitting for easy and safe refill.
- Cold weather recirculation system allows water to be re-circulated through main hose and back to tank for sub-freezing operation
- The hose reel options:
 - Standard reel capacity is 600' of optional 3/4" or 800' of 1/2" high pressure hose and has air pressure cleanout connection
 - Dual reel capacities are 600' of 1/2" and 600' of 3/4" of high pressure hose (for 40 gpm @ 3000 psi only)

- Engine options are:

Engine Options (all have 2 year limited warranty)	
Hatz 74 HP Tier 4 Final diesel	
Deere 99 HP Tier 4 Final turbo diesel	
Ford V6 Gas engine	

- Pump options are:

Pump Options (all have 1 year limited warranty)	
Giant 40 gpm @ 2000 psi	
Giant 40 gpm @ 3000 psi	
Giant 18 gpm @ 4000 psi	
Giant 25 gpm @ 4000 psi	

- All engines have digital electronic control panels that include an hour meter, oil pressure gauge, volt meter and electric throttle control. All control cabinets come standard with ignition switch, water pressure gauge, reel speed control, reel in/out control, toggle switch controlled electric clutch and emergency stop.
- Auxiliary outlet with cutoff piped to curbside for optional wash down system
- 17 gallon fuel tank
- Beacon light mounted over engine enclosure
- 12 volt battery
- Hydraulic temp gauge
- One each 20° and 30° cleaning nozzle, one heavy duty 15" tubular nozzle extension and heavy duty hose guide (Tiger Tail)
- Engine Clutch; Electrically controlled from rear control panel.
- Pressure regulator
- Engine enclosure covers engine, pump and belt drive
- Trailer features:
 - Single or tandem axle configurations for 7000 or 14000 GVWR, tires are LT235/85R16 12-ply, electric brakes, 2-5/16" ball hitch, DOT approved rubber mounted LED lights, PPG Commercial Performance paint (trailer and reel)

Warranty is standard 1 year, with exception of tank (5) and engine (2) years

ADAMS EQUIPMENT CO., INC.
6971 OAK RIDGE COMMERCE WAY
AUSTELL, GA 30168
800-868-1313



City of Cartersville

**City Council Meeting
3/21/2019 7:00:00 PM
Main Street Sewer Extension**

SubCategory:	Bid Award/Purchases
Department Name:	Water Department
Department Summary Recommendation:	Sealed bids were opened on Monday, March 11, 2019 at the Water Department Administration Office for the Main Street Sewer Extension Project. This project will construct approximately 175 feet of 8-inch PVC sewer main and install two new manholes. The project will provide additional capacity for the new Owens Security building as well as future development in the area. Additionally, the project will allow the gradual abandonment of an existing 4-inch clay line installed in the alley behind this location which cannot be maintained. The following bids were received: · WT Construction \$41,830.00 · C.H. Kirkpatrick & Sons \$72,191.20 I recommend approval of the WT Construction bid in the amount of \$41,830.00.
City Manager's Remarks:	This is not a budgeted item but the Water Department will transfer funds from their operating expenses to the capital outlay account for sanitary sewers. Your approval of WT Construction for the Main Street Sewer Extension is recommended.
Financial/Budget Certification:	This is not a budgeted capital project. Funds will be transferred from the operating expense account (505.3320.52.2341 Maintenance - Sewer) to the capital outlay account (505.3320.54.1320 Sanitary Sewers). All expenses related to the project will run through the capital outlay account.
Legal:	
Associated Information:	

WT Construction, Inc.

710 Pine Mountain Rd
GA 30153

Estimate

Date	Estimate #
2/22/2019	143

Name / Address
City of Cartersville Attention : Terry Jordan

Project

Item # 10

Description	Qty	Rate
West Main Street Sewerline Extension		
8" SDR 26 PVC	180	41.00
Tie into existing manhole with core and boot	1	1,500.00
Manholes with ring and covers with boots	2	2,500.00
Inverts	2	500.00
57 Stone for bedding	60	45.00
GAB	125	40.00
Haul off concrete and asphalt		4,000.00
Pour back with concrete		4,700.00
2" asphalt patch		4,000.00
Concrete sawing		4,000.00
Striping		1,000.00
Air test lines and manholes		550.00
Mobilization		1,000.00
Total		\$41,830.00

BIDS

Bids will be a lump sum bid. Sealed bids will be received at the office of the Cartersville Water Department, 148 Walnut Grove Road. All bids must be submitted by 10:00 AM on December 20, 2018.

All questions are to be emailed to waterdepartment@cityofcartersville.org with Main Street Sewer Project in the subject and attention to Brent Beck.

BID AMOUNT:

72,191.20 Dollars

COMPANY NAME:

C. H. Kirkpatrick & Sons

SIGNATURE:

Tim Kirkpatrick

NAME:

TITLE:

Co-Owner

SEWER LINE PROJECT MAIN STREET

DESCRIPTION OF WORK

The work under this contract includes 175 ft of 8" PVC sewer pipe with two new manholes plus one core in an existing manhole. The asphalt and concrete in the area is 16"-24" thick. The construction drawings for the sewer main are provided. All materials are to be provided by the contractor and all the work is to be done between Monday –Friday and at night between 9:00 pm and 5:00 am.

SPECIAL PRECAUTIONS

The Contractor is advised that dry conditions may exist and they are responsible for talking all necessary precautions to prevent creating a brush fire during clearing operations. A fire extinguisher is to be kept on hand with all equipment during clearing operations

INSURANCE

The Contractor must provide proof of insurance and maintain for the duration of the project in the types and limits of coverage as follows:

a) General Liability and Automobile Liability

\$1,000,000.00 combined single limit per occurrence for bodily injury, personal injury and property damage.

b) Worker's Compensation and Employer's Liability

\$1,000,000.00 limit per accident and Worker's Compensation limits as required by the Labor.

CONTRACT COMPLETION TIME

All construction must be completed within 45 days of the contract award.

E-Verify and SAVE

The successful bidder must provide affidavits verifying compliance with E-Verify and SAVE Documentation requirements.



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Travelers Insurance Deductible Invoice

SubCategory:	Bid Award/Purchases
Department Name:	Administration
Department Summary Recommendation:	A City employee was involved in an accident in October 2017 and our insurance company is working on this claim. The City has received an invoice for part of our deductible in the amount of \$5,745.00 and it is recommended for your approval.
City Manager's Remarks:	Your approval of the invoice from Travelers is recommended.
Financial/Budget Certification:	This is an unbudgeted item to be paid from the property and casualty insurance fund.
Legal:	
Associated Information:	

DEDUCTIBLE / SELF-INSURED INVOICE

POLICY NUMBER	ACCOUNT NUMBER	BILL DATE	BILL NUMBER	PAYMENT DUE	TOTAL DUE
1H538911-810	5001C3085	02/28/2019	000553508	03/15/2019	5,745.00

MAIL PAYMENT TO:
TRAVELERS
13607 COLLECTIONS CENTER DRIVE
CHICAGO, IL 60693

PAYER:
CITY OF CARTERSVILLE
P.O. BOX 1390
CARTERSVILLE GA 30120

RETURN THIS PORTION WITH YOUR CHECK MADE PAYABLE TO TRAVELERS.
PLEASE WRITE THE POLICY & ACCOUNT NUMBER ON YOUR CHECK.



PAGE 1

POLICY NUMBER	ACCOUNT NUMBER	BILL DATE	BILL NUMBER	PAYMENT DUE	TOTAL DUE
1H538911-810	5001C3085	02/28/2019	000553508	03/15/2019	5,745.00

CURRENT CHARGES

CLAIM#: E7C7014 DATE OF LOSS: 10/19/2017
DESCRIPTION: IV FAILED TO YIELD RIGHT OF WAY, OV1 GOING THROUGH THE
INTERSECTION, 0

CLAIMANT: JENNIFER CLARK

LOSS 5,745.00
CLAIM TOTAL 5,745.00

TOTAL CLAIM(S) DUE

\$5,745.00

ACCOUNT SUMMARY

CURRENT CHARGES 5,745.00
PAST DUE CHARGES 0.00
UNAPPLIED PAYMENTS 0.00
TOTAL DUE 5,745.00
DISPUTED ITEMS 0.00
ACCOUNT BALANCE 5,745.00

INSURED NAME: CITY OF CARTERSVILLE
AGENT NAME: PUBLIC RISK UNDERWRITERS
AGENT PHONE: (770) 441-1888

CONTACT YOUR AGENT LISTED ABOVE IF YOU HAVE QUESTIONS RELATED TO YOUR POLICY OR COVERAGE.

FOR BILLING QUESTIONS, PLEASE CONTACT YOUR ACCOUNTING SPECIALIST
ROSA TORRES AT 1-860-277-3284 OR EMAIL RTORRES@TRAVELERS.COM



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Fiduciary Insurance Coverage

SubCategory:	Bid Award/Purchases
Department Name:	Administration
Department Summary Recommendation:	The City has received an insurance renewal policy with Philadelphia Insurance Companies for fiduciary insurance coverage in the amount of \$9,887.00. This policy was originally requested from the City's Pension Board and the policy has been in place for several years and covers all City boards. Funding for the insurance policy is paid from pension funds and is recommended for your approval.
City Manager's Remarks:	Your approval of the fiduciary insurance coverage with Philadelphia Insurance Companies is recommended.
Financial/Budget Certification:	This is unbudgeted and will be paid from the pension plan.
Legal:	
Associated Information:	

Account number 82356957

2/2 500100

PHILADELPHIA INSURANCE COMPANIES

Your account summary

Product	Policy	Term / Bill plan	Premium charged (\$)	Premium applied (\$)	Previous balance (\$)	Installment amount (\$)	Taxes / surcharge (\$)	Fees (\$)	Payment / credits	Balance due (\$)
82356957 City of Carversville										

Private Company Protection Plus	PHSD1421282	03/28/19 - 20 Fixed Annual	9,887.00	0.00	0.00	9,887.00 1 of 1	0.00	0.00	0.00	9,887.00
			9,887.00	0.00	0.00	9,887.00	0.00	0.00	0.00	9,887.00
Payments will be allocated towards these charges first										

Total Balance: 9,887.00

Your balance breakdown

Item # 12

Applications, policy forms, risk management services, and claims management services are available at www.phly.com

*Denotes change in term premium **Denotes the 25% down and 1st installment billed together †May include installment fee



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
HVAC for Bartow History Museum

SubCategory:	Bid Award/Purchases
Department Name:	Administration
Department Summary Recommendation:	One of the HVAC units at the Bartow History Museum needs to be replaced as it has a freon leak. Bids were received from four companies and the best bid was from Pendley Heating and Air Conditioning in the amount of \$6,242.45 which includes an extended warranty on the parts and compressor. Your approval of this item is recommended.
City Manager's Remarks:	Your approval of this purchase is recommended.
Financial/Budget Certification:	This is an unbudgeted item and will be paid from the building maintenance account of the Legislative Department.
Legal:	
Associated Information:	

"Pendley People Care"

Pendley
Heating & Air Conditioning, Inc.

Page No.

of

1

Pages.

PROPOSAL AND ACCEPTANCE

Phone: 770.382.1221
 Fax: 770.382.8223
 Emergency Phone : 770.655.2068
 Email: penhtgac61@aol.com
 Georgia License: CN002212

526 Old Alabama Road
 Cartersville, Georgia 30120

TO:	PHONE	DATE
City of Cartersville	JOB NAME/LOCATION Bartow History Museum 4 E. Church St. Cartersville, GA 30120	3/6/19
JOB NUMBER		JOB PHONE
We hereby submit specification and estimates for:		
Install Trane XA14(14 SEER) 4 Ton Heat Pump System----- 4TWA4048 Heat Pump and TEM4A0C48 Air Handler with 10KW Auxillary Heater TCONT802 Programmable thermostat control		\$5,696.45
Includes equipment, installation, secondary pan with emergency switch, thermostat control, vacuum, charge and startup system.		
Includes labor and materials		
Warranty: 5 year compressor/1 year parts/1 year labor		
Additional/Optional: 10 year parts/compressor extended warranty-----		\$546.00
Terry.woodring@pendleyhvac.com www.pendleyheatingandair.com		
TERMS: DUE UPON COMPLETION		
I have the authority to order the above work and do so order as outlined above. It is agreed that the seller will retain title to any equipment or material furnished until final & complete payment is made, and if settlement is not made as agreed, the seller shall have the right to remove same and the seller will be held harmless for any damages resulting from the removal thereof.		
We Propose hereby to furnish material and labor – complete in accordance with the above specification for the sum of:		SEE ABOVE Dollars
Payment to be made as follows:	DUE UPON COMPLETION	
All material is guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from above specifications involving extra cost will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance.		Authorized Signature:
Note: This proposal may be withdrawn by us if not accepted within:		Days 30
Acceptance of Proposal – The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above. Date of Acceptance:		Signature:
		Signature:

Proudly serving you for over 50 years

Item # 13



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Pension Plan Resolution

SubCategory:	Resolutions
Department Name:	Administration
Department Summary Recommendation:	The City's Pension Plan has always been based on the calendar year, and since this reporting period is different from the City's fiscal year there is always some extra work that is necessary at the end of the City's fiscal year to report the data in the comprehensive annual financial report. The Pension Board recommends that the Pension Plan annual year be changed to coincide with the City's fiscal year and if approved the proposed resolution will change the reporting year.
City Manager's Remarks:	This will help with reporting as well as assisting with data collection for the Comprehensive Annual Financial Report. Your approval of changing the pension plan annual year to coincide with the City's fiscal year is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Resolution No. ____

WHEREAS, the City of Cartersville (the “Employer”) maintains The City of Cartersville Pension Plan (the “Pension Plan”) and The City of Cartersville 2017 Pension Plan (the “2017 Plan”) for the benefit of such of its employees as are eligible thereunder; and

WHEREAS, in accordance with the power reserved to it in Section 12.1 of each of the Pension Plan and the 2017 Plan, the Employer may amend the Pension Plan and the 2017 Plan at any time, subject to certain conditions not now relevant; and

WHEREAS, the Employer desires to amend the Pension Plan and the 2017 Plan to change the plan year from the calendar year to the Employer’s fiscal year, commencing July 1 and ending June 30;

NOW, THEREFORE, it is RESOLVED, that the Pension Plan shall be, and hereby is, amended in accordance with the Fourth Amendment to Pension Plan; and it is further

RESOLVED, that the 2017 Plan shall be, and hereby is, amended in accordance with the Second Amendment to 2017 Plan; and it is further

RESOLVED, that the proper officers of the Employer and the Pension Board are hereby authorized and directed to take all actions and to execute and deliver all agreements, instruments, indentures and other documents, as they shall deem necessary to carry out the intent of the foregoing resolutions.

ADOPTED this the ____ day of _____, 2019.

Matthew J. Santini
Mayor

Attest:

Meredith Ulmer
City Clerk



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Fourth Amendment to Cartersville Pension Plan

SubCategory:	Other
Department Name:	Administration
Department Summary Recommendation:	The City's Pension Plan is based on the calendar year and since this reporting period is different from the City's fiscal year, there is always extra work required at the end of the City's fiscal year to report the data in the Comprehensive Annual Financial Report (CAFR). The Pension Board recommends that the Pension Plan annual year be changed to coincide with the City's fiscal year and if approved, the proposed Fourth Amendment to the City of Cartersville Pension Plan will change the reporting year to the original pension plan.
City Manager's Remarks:	This coincides with the Pension Plan Resolution. Your approval of the fourth amendment to the original pension plan is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

**FOURTH AMENDMENT
TO THE
CITY OF CARTERSVILLE PENSION PLAN**

THIS FOURTH AMENDMENT to The City of Cartersville Pension Plan (hereinafter referred to as the “Plan”), which Plan was originally adopted effective January 1, 1967, and was most recently amended and restated on April 28, 2011 and subsequently amended thereafter, is made and entered into by the City of Cartersville (the “Sponsor”).

W I T N E S S E T H:

WHEREAS, Section 12.1 of the Plan permits the Sponsor to amend the Plan from time to time; and

WHEREAS, the Sponsor desires to amend the Plan to change the plan year from the calendar year to the Sponsor’s fiscal year, commencing July 1 and ending June 30.

NOW, THEREFORE, the Sponsor hereby amends the Plan as follows, effective July 1, 2019:

1. Section 1.2(r) of the Plan is amended in its entirety to read as follows:

“(r) Plan Year: The twelve-consecutive-month period for maintaining records for this Plan beginning each January 1 and ending each December 31. Notwithstanding the foregoing, effective July 1, 2019, the Plan Year shall be the twelve-consecutive-month period for maintaining records for this Plan beginning each July 1 and ending each June 30 and there shall be a short Plan Year commencing January 1, 2019 and ending June 30, 2019.”

2. Section 5.1 of the Plan is amended in its entirety to read as follows:

“5.1 Vesting Service: A year of Vesting Service will be credited upon completion of 1,000 hours of service within a 12 consecutive month vesting computational period, which aside from the first and last 12 months of employment is the calendar year. Vesting Service will include only service completed while a Participant is an Employee of the Employer.”

3. Except as specifically amended above, the Plan shall remain unchanged and, as amended herein, shall continue in full force and effect.

IN WITNESS WHEREOF, the City of Cartersville has caused this Fourth Amendment to the Plan to be executed by its duly authorized officers this _____ day of _____, 2019.

CITY OF CARTERSVILLE

Attest: _____
Meredith Ulmer
City Clerk

By: _____
Matthew J. Santini
Mayor



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Second Amendment to 2017 Pension Plan

SubCategory:	Other
Department Name:	Administration
Department Summary Recommendation:	The City's Pension Plan is based on the calendar year and since this reporting period is different from the City's fiscal year, there is always extra work required at the end of the City's fiscal year to report the data in the Comprehensive Annual Financial Report (CAFR). The Pension Board recommends that the Pension Plan annual year be changed to coincide with the City's fiscal year, and if approved, the proposed Second Amendment to the City of Cartersville 2017 Pension Plan will change the reporting year for this pension plan.
City Manager's Remarks:	This coincides with the pension plan resolution as well and goes with the City of Cartersville 2017 pension plan. Your approval is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

**SECOND AMENDMENT
TO THE
CITY OF CARTERSVILLE 2017 PENSION PLAN**

THIS SECOND AMENDMENT to The City of Cartersville 2017 Pension Plan (hereinafter referred to as the “Plan”), which Plan was originally adopted effective January 1, 2017, and subsequently amended thereafter, is made and entered into by the City of Cartersville (the “Sponsor”).

W I T N E S S E T H:

WHEREAS, Section 12.1 of the Plan permits the Sponsor to amend the Plan from time to time; and

WHEREAS, the Sponsor desires to amend the Plan to change the plan year from the calendar year to the Sponsor’s fiscal year, commencing July 1 and ending June 30.

NOW, THEREFORE, the Sponsor hereby amends the Plan as follows, effective July 1, 2019:

1. Section 1.2(x) of the Plan is amended in its entirety to read as follows:

“(x) Plan Year: The twelve-consecutive-month period for maintaining records for this Plan beginning each January 1 and ending each December 31. Notwithstanding the foregoing, effective July 1, 2019, the Plan Year shall be the twelve-consecutive-month period for maintaining records for this Plan beginning each July 1 and ending each June 30 and there shall be a short Plan Year commencing January 1, 2019 and ending June 30, 2019.”

2. Section 5.1 of the Plan is amended in its entirety to read as follows:

“5.1 Vesting Service: A year of Vesting Service will be credited upon completion of 1,000 hours of service within a 12 consecutive month vesting computational period, which aside from the first and last 12 months of employment is the calendar year. Vesting Service will include only service completed while a Participant is an Employee of the Employer.”

3. Except as specifically amended above, the Plan shall remain unchanged and, as amended herein, shall continue in full force and effect.

IN WITNESS WHEREOF, the City of Cartersville has caused this Second Amendment to the Plan to be executed by its duly authorized officers this _____ day of _____, 2019.

CITY OF CARTERSVILLE

Attest: _____
Meredith Ulmer
City Clerk

By: _____
Matthew J. Santini
Mayor



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Additional CSM Locations

SubCategory:	Bid Award/Purchases
Department Name:	Finance
Department Summary Recommendation:	Customer service needs to purchase additional locations which are used to open accounts and bill utility usage. With the growth that Cartersville has experienced in the last year, we are close to using all of the existing locations that are on file. I have purchased 1500 locations because Cogsdale is scheduled to go up in pricing as of 3-1-19 (from \$5/unit to \$6/unit). The maintenance cost associated with the locations is also scheduled to increase beginning 3-1-19 (from \$1.25/unit to \$1.50/unit). We have to purchase the locations in blocks of 500 so there was a \$625 per block savings by purchasing them before 3-1-19. This should last the City about 3 to 5 years before additional locations are needed. Cogsdale is a sole source provider. I recommend approval of the purchase of the additional locations and associated maintenance cost from Cogsdale in a total amount of \$9,375. Attached are invoices for the purchase and maintenance on the locations.
City Manager's Remarks:	Your approval of the purchase of additional CSM locations is recommended.
Financial/Budget Certification:	This is a budgeted item.
Legal:	
Associated Information:	



Invoice **CT0004484**
 Date **2/28/2019**
 Page **1 of 1**

Please remit to:
 62133 Collections Center Drive
 Chicago, IL 60693-0621
 USA

Bill To
Cartersville, City of Dan Porta P.O. Box 1390 Cartersville, GA 30120-1390 USA

Ship To
Cartersville, City of Dan Porta P.O. Box 1390 Cartersville, GA 30120-1390 USA

Purchase order No	Customer ID	Salesperson ID	Shipping Method	Payment Terms
	CART01	CAWLEYR	LOCAL DELIVERY	Net 30

Ordered	Item Number	Description	Unit Price	Ext Price
1.00	CD PS	QUO-5901 - CSM 1500 Locations (2018 Rate)	US\$7,500.00	US\$7,500.00
			Subtotal	US\$7,500.00
			Misc	US\$0.00
			Tax	US\$0.00
			Freight	US\$0.00
			Trade Discount	US\$0.00
			Total	US\$7,500.00

Item #17

MAR - 5 2019

Invoice Questions? Please call Linda Ha at 613-226-5511 ext 2534 OR e-mail
 lha@harriscomputer.com



Invoice MN0003188
Date 2/28/2019
Page 1 of 1

Please remit to:
62133 Collections Center Drive
Chicago, IL 60693-0621
USA

Bill To
Cartersville, City of Dan Porta P.O. Box 1390 Cartersville, GA 30120-1390 USA

Ship To
Cartersville, City of Dan Porta P.O. Box 1390 Cartersville, GA 30120-1390 USA

Purchase order No	Customer ID	Salesperson ID	Shipping Method	Payment Terms
	CART01	CAWLEYR	LOCAL DELIVERY	MN MAY

Ordered	Item Number	Description	Unit Price	Ext Price
1.00	PROP-CSM	QUO-5901 - CSM 1500 Locations (2018 Rate): 2/21/2019 to 2/20/2020	US\$1,875.00	US\$1,875.00
			Subtotal	US\$1,875.00
			Misc	US\$0.00
			Tax	US\$0.00
			Freight	US\$0.00
			Trade Discount	US\$0.00
			Total	US\$1,875.00

Invoice Questions? Please call Linda Ha at 613-226-5511 ext 2534 OR e-mail lha@harriscomputer.com

Item # 17



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM

FY 2019 Budget Amendment for Pension Contributions

SubCategory:	Certification																
Department Name:	Finance																
Department Summary Recommendation:	A budget amendment needs to be made to increase and fund the fiscal year 2019 City contributions. The current budgeted amount is \$2,751,005 and needs to be increased to \$3,655,400 (difference of \$904,395). In addition, the City did not fund the last six months of fiscal year 2018 properly which resulted in a \$225,670 shortfall. When the shortfall of \$225,670 is combined with the 2019 budgeted difference (\$904,393), the total FY 2019 budget amendment for the City pension contribution is \$1,130,065. The audit firm has been briefed on this and has said that the \$225,670 can be combined with the 2019 contributions. The breakdown for the amendment is as follows: <table><tr><td>General Fund increase</td><td>\$689,790</td></tr><tr><td>Electric Fund increase</td><td>\$104,420</td></tr><tr><td>Fiber Fund increase</td><td>\$29,945</td></tr><tr><td>Garage Fund increase</td><td>\$20,340</td></tr><tr><td>Gas Fund increase</td><td>\$87,695</td></tr><tr><td>Solid Waste Fund increase</td><td>\$29,835</td></tr><tr><td>Stormwater Fund increase</td><td>\$22,715</td></tr><tr><td>Water Fund increase</td><td>\$145,325</td></tr></table> To fund this increase, the offset will be a use of reserves for all funds. The breakdown by department for the budget increase is attached. Also, see number 1 on attached Old Pension Plan Sheet. I recommend the approval of the attached FY 2019 pension budget amendment in the amount of \$1,130,065.	General Fund increase	\$689,790	Electric Fund increase	\$104,420	Fiber Fund increase	\$29,945	Garage Fund increase	\$20,340	Gas Fund increase	\$87,695	Solid Waste Fund increase	\$29,835	Stormwater Fund increase	\$22,715	Water Fund increase	\$145,325
General Fund increase	\$689,790																
Electric Fund increase	\$104,420																
Fiber Fund increase	\$29,945																
Garage Fund increase	\$20,340																
Gas Fund increase	\$87,695																
Solid Waste Fund increase	\$29,835																
Stormwater Fund increase	\$22,715																
Water Fund increase	\$145,325																
City Manager's Remarks:	In order to fund this, we will use department reserves to offset the funds. This is a step to make the pension plan whole and help get us back into compliance with the State. Your approval of the budget amendment for FY 2019 pension contributions is recommended. This is the first reading of the budget amendment.																
Financial/Budget Certification:	This is a budget amendment that needs to be made to make the City's old pension plan whole and to bring the FY 2019 City contributions up to the state required minimum amount per the actuary report.																
Legal:																	
Associated Information:																	

City of Cartersville

81 # wa11

Retirement Calculations by Department for 7-1-18 thru 3-14-19

	Old Pension Plan Contribution		Allocation \$1,130,065		Budget Amendment
	7-1-18 thru 3-14-19	% of Totals			
Fire - City Contribution	368,920.95	20.90%	236,183.59	236,185.00	
Fire - City Contribution	4,920.67	0.28%	3,164.18	3,165.00	
Police - City Contribution	284,741.52	16.13%	182,279.48	182,280.00	
Administration - City Contribution	56,617.84	3.21%	36,275.09	36,275.00	
Clerk - City Contribution	20,601.27	1.17%	13,221.76	13,220.00	
Planning & Zoning - City Contribution	52,884.64	3.00%	33,901.95	33,900.00	
Municipal Court-City Contribution	11,528.03	0.65%	7,345.42	7,345.00	
Downtown Dev - City Contribution		0.00%			
Economic Dev - City Contribution	23,983.27	1.36%	15,368.88	15,370.00	
Finance - City Contribution	67,902.34	3.85%	43,394.50	43,395.00	
Public Works - City Contribution	74,028.61	4.19%	47,349.72	47,350.00	
Recreation - City Contribution	111,394.79	6.31%	71,307.10	71,305.00	
Total General Fund					
Electric - City Contribution	163,191.01	9.24%	689,791.68	689,790.00	
Fiber Optic - City Contribution	46,775.28	2.65%	104,418.01	104,420.00	
Garage - City Contribution	25,592.99	1.45%	29,946.72	29,945.00	
Garage - W Brand City Cont	6,145.40	0.35%	16,385.94	16,385.00	
Gas - City Contribution	136,959.30	7.76%	3,955.23	3,955.00	
Solid Waste - City Contribution	46,559.70	2.64%	87,693.04	87,695.00	
Storm Water - City Contribution	35,452.61	2.01%	29,833.72	29,835.00	
Water Dist - City Contribution	106,296.58	6.02%	22,714.31	22,715.00	
WPC - City Contribution	68,632.49	3.89%	68,029.91	68,030.00	
WTP - City Contribution	52,092.13	2.95%	43,959.53	43,960.00	
			33,336.92	33,335.00	
Total Withholding	363,068.83				
Total City Contribution	1,765,221.42		1,130,065.00	1,130,065.00	
		1.00			
		1.00			

\$1,130,065 is the contribution amount for the FY 2019 budget amendment

Item # 18

CONTRIBUTIONS PAST DUE AS OF 1/1/18	\$ 1,486,713.00	(2) Prior Year's Underfunding
REQUIRED CONTRIBUTION 1/1/18 - 6/30/18	1,491,026.00	
CONTRIBUTIONS FROM 1/1/18 - 6/30/18	(1,265,356.17)	
TOTAL SHORT CONTRIBUTIONS	225,669.83	
TOTAL ARREARS	1,712,382.83	
REQUIRED EMPLOYER CONTRIBUTION 7/1/18 - 6/30/19	3,655,398.00	
PAID YTD THRU 3/8/19	(1,867,914.03)	
REMAINING FOR FISCAL YEAR 2018-19	1,787,483.97	
AMOUNT TO CATCH UP THRU FEBRUARY 2019	(780,063.42)	
	1,007,420.55	
AVERAGE CONTRIBUTION PER PAYROLL	143,917.22	
PROJECTED PER PAYROLL AMOUNT FOR REMAINDER OF YEAR	134,000.00	
PROJECTED AVERAGE TO MEET CONTRIBUTION LEVEL	143,917.00	
EXTRA AMOUNT PER PAYROLL	(9,917.00)	
OR		
LUMP SUM IN JUNE	(69,419.00)	
AMOUNT TO BE CONTRIBUTED BY JUNE 30, 2019	1,007,420.55	
LUMP SUM PAYMENT IN MARCH	(75,000.00)	
2ND PAYROLL IN MARCH - ACTUAL	-	
1ST PAYROLL IN APRIL - ACTUAL	-	
2ND PAYROLL IN APRIL - ACTUAL	-	
1ST PAYROLL IN MAY - ACTUAL	-	
2ND PAYROLL IN MAY - ACTUAL	-	
1ST PAYROLL IN JUNE - ACTUAL	-	
2ND PAYROLL IN JUNE - ACTUAL	-	
LUMP SUM PAYMENT IN JUNE	932,420.55	
BUDGET ADJUSTMENT	NOT AS PPA	
BUDGETED THIS YEAR	2,751,005.00	
REQUIRED BUDGET	3,655,398.00	
JAN THRU JUN 2018 PPA	225,669.83	
	-	
	-	
	-	
BUDGET ADJUSTMENT	1,130,062.83	(1) FY 2019 Budget Amendment



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
Prior Year Pension Plan Lump Sum Payment

SubCategory:	Other																
Department Name:	Finance																
Department Summary Recommendation:	For several years, the pension plan was underfunded creating a liability in all funds. The liability has been recorded in the financial reports as of 6-30-18. The total liability for all funds is \$1,486,713. This amount needs to be deposited into the pension fund to make the plan whole. The breakdown for the prior year's adjustment is as follows: <table><tr><td>General Fund</td><td>\$892,473.82</td></tr><tr><td>Electric Fund</td><td>\$137,818.30</td></tr><tr><td>Fiber Fund</td><td>\$40,438.59</td></tr><tr><td>Garage Fund</td><td>\$27,652.86</td></tr><tr><td>Gas Fund</td><td>\$112,990.18</td></tr><tr><td>Solid Waste Fund</td><td>\$45,790.76</td></tr><tr><td>Stormwater Fund</td><td>\$34,194.40</td></tr><tr><td>Water Fund</td><td>\$195,354.09</td></tr></table> To fund this contribution amount, the offset will be a use of reserves from all funds, with the exception of the General Fund. See number 2 on attached Old Pension Plan sheet. I recommend the approval of the payment to the pension plan for the prior years underfunding in the amount of \$1,486,713 to be funded as shown above by fund.	General Fund	\$892,473.82	Electric Fund	\$137,818.30	Fiber Fund	\$40,438.59	Garage Fund	\$27,652.86	Gas Fund	\$112,990.18	Solid Waste Fund	\$45,790.76	Stormwater Fund	\$34,194.40	Water Fund	\$195,354.09
General Fund	\$892,473.82																
Electric Fund	\$137,818.30																
Fiber Fund	\$40,438.59																
Garage Fund	\$27,652.86																
Gas Fund	\$112,990.18																
Solid Waste Fund	\$45,790.76																
Stormwater Fund	\$34,194.40																
Water Fund	\$195,354.09																
City Manager's Remarks:	This will require a use of each funds reserves and is necessary to make the pension plan whole. Your approval of the payment to the pension plan for prior years underfunding is recommended.																
Financial/Budget Certification:	This will be a use of each fund's reserves and is necessary to make the pension plan whole and the payment should be made quickly.																
Legal:																	
Associated Information:																	

Item # 19

CONTRIBUTIONS PAST DUE AS OF 1/1/18	\$ 1,486,713.00	(2) Prior Year's Underfunding
REQUIRED CONTRIBUTION 1/1/18 - 6/30/18	1,491,026.00	
CONTRIBUTIONS FROM 1/1/18 - 6/30/18	(1,265,356.17)	
TOTAL SHORT CONTRIBUTIONS	225,669.83	
TOTAL ARREARS	1,712,382.83	
REQUIRED EMPLOYER CONTRIBUTION 7/1/18 - 6/30/19	3,655,398.00	
PAID YTD THRU 3/8/19	(1,867,914.03)	
REMAINING FOR FISCAL YEAR 2018-19	1,787,483.97	
AMOUNT TO CATCH UP THRU FEBRUARY 2019	(780,063.42)	
AVERAGE CONTRIBUTION PER PAYROLL	143,917.22	
PROJECTED PER PAYROLL AMOUNT FOR REMAINDER OF YEAR	134,000.00	
PROJECTED AVERAGE TO MEET CONTRIBUTION LEVEL	143,917.00	
EXTRA AMOUNT PER PAYROLL	(9,917.00)	
OR		
LUMP SUM IN JUNE	(69,419.00)	
AMOUNT TO BE CONTRIBUTED BY JUNE 30, 2019	1,007,420.55	
LUMP SUM PAYMENT IN MARCH	(75,000.00)	
2ND PAYROLL IN MARCH - ACTUAL	-	
1ST PAYROLL IN APRIL - ACTUAL	-	
2ND PAYROLL IN APRIL - ACTUAL	-	
1ST PAYROLL IN MAY - ACTUAL	-	
2ND PAYROLL IN MAY - ACTUAL	-	
1ST PAYROLL IN JUNE - ACTUAL	-	
2ND PAYROLL IN JUNE - ACTUAL	-	
LUMP SUM PAYMENT IN JUNE	932,420.55	
BUDGET ADJUSTMENT	NOT AS PPA	
BUDGETED THIS YEAR	2,751,005.00	
REQUIRED BUDGET	3,655,398.00	
JAN THRU JUN 2018 PPA	225,669.83	
	-	
	-	
	-	
BUDGET ADJUSTMENT	1,130,062.83	(1) FY 2019 Budget Amendment



City of Cartersville

City Council Meeting

3/21/2019 7:00:00 PM

Loan from Electric Fund to General Fund for Pension Plan Prior Year Underfunding

SubCategory:	Other
Department Name:	Finance
Department Summary Recommendation:	To fund the General Fund portion of the prior year's underfunding, a loan in the amount of \$892,473.82 will be made from the Electric Fund to the General Fund. The General Fund needs to maintain part of the current reserve on hand in case unplanned expenses occur. Therefore, to pay the General Fund portion of the prior year's pension liability (\$892,473.82), I am requesting that the General Fund borrow these funds from the Electric Fund. The loan will be paid back to the Electric Fund within a 5-year period (our target pay back is 3 years or less) pending the availability of cash. The City Manager and the Finance Director have met with the Electric Fund Director to discuss borrowing the necessary cash from the Electric Fund for the purpose stated above. The Electric Fund Director has given his approval for the loan to occur. I recommend approval of the loan from the Electric Fund to the General Fund in the amount of \$892,473.82 for the purpose of paying the General Fund's pension liability for the prior years.
City Manager's Remarks:	In order to make the pension plan whole, it is necessary for the General Fund to receive a loan from the Electric Fund reserves for prior year underfunding. Your approval of this loan from Electric to the General Fund is recommended for your approval.
Financial/Budget Certification:	This transaction involves no expenses. It will simply be a transfer of cash and a Due To/Due From entered in the accounting record of the General Fund and the Electric Fund.
Legal:	
Associated Information:	



City of Cartersville

City Council Meeting
3/21/2019 7:00:00 PM
January 2019 Financial Report

SubCategory:	Monthly Financial Statement
Department Name:	Finance
Department Summary Recommendation:	Attached are the financial reports for January 2019.
City Manager's Remarks:	Tom R. will present this information on Thursday evening.
Financial/Budget Certification:	
Legal:	
Associated Information:	

MONTHLY SUMMARY

As of January 31, 2019

12 # weel		FY 2017-18 MONTH OF January-18	FY 2018-19 MONTH OF January-19	FY 2017-18 Year to Date January-18	FY 2018-19 Year to Date January-19	100.00% OF BUDGET (Year to Date)
GENERAL FUND <i>excluding SPLOST, DDA & School System Property Tax Revenue & Expenditures</i>						
REVENUE		\$1,650,382	\$2,530,959	\$14,085,041	\$16,155,329	65.89%
EXPENDITURE		\$1,633,236	\$2,315,498	\$13,925,436	\$14,118,366	57.59%
Gen. Fund Net Profit (Loss)		\$17,146	\$215,461	\$159,605	\$2,036,963	
WATER & SEWER						
REVENUE		\$1,476,774	\$1,744,450	\$11,138,927	\$13,118,073	32.70%
EXPENDITURE		\$985,170	\$1,266,694	\$8,581,082	\$9,955,928	24.82%
Wtr. & Swr. Fund Net Profit (Loss)		\$491,604	\$477,756	\$2,557,845	\$3,162,145	
GAS						
REVENUE		\$3,272,095	\$3,660,760	\$12,823,236	\$14,725,488	40.95%
EXPENDITURES		\$2,168,212	\$3,938,907	\$12,994,125	\$19,006,094	52.85%
Gas Fund Net Profit (Loss)		\$1,103,883	(\$278,147)	(\$170,889)	(\$4,280,606)	
ELECTRIC						
REVENUE		\$3,863,880	\$3,869,683	\$28,285,896	\$29,453,099	59.95%
EXPENDITURES		\$4,225,927	\$3,782,802	\$27,360,694	\$27,208,038	55.38%
Electric Fund Net Profit (Loss)		(\$362,047)	\$86,881	\$925,202	\$2,245,061	
STORMWATER						
REVENUE		\$123,837	\$126,445	\$876,462	\$878,170	54.99%
EXPENDITURE		\$138,975	\$114,422	\$787,128	\$1,080,963	67.69%
Stormwater Fund Net Profit (Loss)		(\$15,138)	\$12,023	\$89,334	(\$202,793)	
SOLID WASTE						
REVENUE		\$201,688	\$251,245	\$1,408,343	\$1,486,018	56.08%
EXPENDITURE		\$169,784	\$199,213	\$1,722,557	\$1,588,911	59.97%
Solid Waste Fund Net Profit (Loss)		\$31,904	\$52,032	(\$314,214)	(\$102,893)	
FIBER OPTICS						
REVENUE		\$172,130	\$204,738	\$1,258,012	\$1,310,654	61.82%
EXPENDITURE		\$168,097	\$243,998	\$1,230,667	\$1,417,289	66.85%
Fiber Fund Net Profit (Loss)		\$4,033	(\$39,260)	\$27,345	(\$106,635)	

	Description	1/31/2019	FY 2019 Budget	% of Monthly Totals to Budget
General Fund	Total Revenues	\$16,155,330	\$24,516,865	65.89%
	GO Bond Proceeds from School	\$0	\$0	#DIV/0!
	Property Taxes-City Portion Only	\$2,370,825	\$2,600,910	91.15%
	Local Option Sales Tax (LOST)	\$2,498,326	\$3,860,000	64.72%
	Other Taxes	\$5,513,428	\$8,463,870	65.14%
	Building Permit & Inspection Fees	\$271,187	\$390,000	69.54%
	Fines and Forfeitures	\$260,887	\$560,000	46.59%
	Operating Transfers In-City Utilities	\$1,741,645	\$3,322,395	52.42%
	Other Revenues	\$3,499,032	\$5,319,690	65.78%
	Total Expenditures	\$14,118,366	\$24,516,865	57.59%
	Personnel Expenses	\$9,858,775	\$17,103,135	57.64%
	Operating Expenses	\$3,807,351	\$6,561,830	58.02%
	Capital Expenses	\$110,465	\$396,200	27.88%
	GO Bond Proceeds from School		\$0	#DIV/0!
	Debt Pymt - JDA/CBA		\$0	#DIV/0!
	Library Appropriations	\$341,775	\$455,700	75.00%
Water & Sewer Fund	Total Revenues	\$13,118,073	\$40,113,000	32.70%
	Water Sales	\$8,023,867	\$11,535,000	69.56%
	Sewer Sales	\$4,248,656	\$6,365,000	66.75%
	Bond Proceeds		\$20,675,000	0.00%
	Use of Reserves		\$0	#DIV/0!
	Prior Year Capacity Fees		\$810,000	0.00%
	Other Revenues	\$845,550	\$728,000	116.15%
	Total Expenditures	\$9,955,928	\$40,113,000	24.82%
	Personnel Expenses	\$2,076,466	\$3,752,260	55.34%
	Operating Expenses	\$2,017,707	\$7,821,745	25.80%
	Capital Expenses	\$2,588,906	\$23,030,000	11.24%
	Transfer To General Fund	\$1,212,063	\$2,077,820	58.33%
	Debt Payments	\$2,060,786	\$3,431,175	60.06%
Gas Fund	Total Revenues	\$14,725,488	\$35,962,150	40.95%
	Gas Sales	\$13,206,695	\$20,512,960	64.38%
	Gas Commodity Charge	\$876,746	\$1,300,000	67.44%
	Bond Proceeds	\$0	\$0	#DIV/0!
	Proceeds from Capital Leases	\$104,389	\$132,500	78.78%
	Other Revenues	\$537,658	\$2,325,000	23.13%
	Use of Reserves	\$0	\$1,840,375	0.00%
	Use of Borrowed Funds	\$0	\$9,851,315	0.00%
	Total Expenses	\$19,006,093	\$35,962,150	52.85%
	Personnel Expenses	\$1,209,500	\$2,182,270	55.42%
	Operating Expenses	\$1,101,958	\$2,340,740	47.08%
	Purchase of Natural Gas	\$10,974,841	\$16,757,775	65.49%
	Transfer to General Fund	\$1,791,314	\$3,070,825	58.33%
	Capital Expenses	\$3,928,480	\$11,610,540	33.84%

	Description	1/31/2019	FY 2019 Budget	% of Monthly Totals to Budget
Electric Fund	Total Revenues	\$29,453,099	\$49,126,240	59.95%
	Electric Sales	\$28,461,359	\$47,679,830	59.69%
	Other Revenues	\$991,740	\$1,446,410	68.57%
	Total Expenses	\$27,208,038	\$49,126,240	55.38%
	Personnel Expenses	\$1,425,435	\$2,504,675	56.91%
	Operating Expenses	\$820,064	\$1,602,575	51.17%
	Purchase of Electricity	\$22,800,152	\$40,911,645	55.73%
	Capital Expenses	\$598,679	\$1,426,705	41.96%
	Transfer to General Fund	\$1,563,708	\$2,680,640	58.33%
Stormwater Fund	Total Revenues	\$878,170	\$1,597,000	54.99%
	Stormwater Revenues	\$862,920	\$1,466,000	58.86%
	Mitigation Grant Revenue	\$0	\$0	#DIV/0!
	Other Revenues	\$15,250	\$11,000	138.64%
	Proceeds from Capital Leases	\$0	\$120,000	0.00%
	Use of Reserves	\$0	\$0	#DIV/0!
	Stormwater Improvement Funds	\$0	\$0	#DIV/0!
	Total Expenses	\$1,080,963	\$1,597,000	67.69%
	Personnel Expenses	\$413,223	\$757,185	54.57%
	Operating Expenses	\$365,023	\$605,860	60.25%
	Capital Expenses	\$302,717	\$233,955	129.39%
Solid Waste Fund	Total Revenues	\$1,486,018	\$2,649,715	56.08%
	Refuse Collections Revenues	\$1,449,805	\$2,405,515	60.27%
	Other Revenues	\$36,213	\$52,200	69.37%
	Proceeds From Capital Leases	\$0	\$192,000	0.00%
	Total Expenses	\$1,588,911	\$2,649,715	59.97%
	Personnel Expenses	\$659,292	\$1,149,185	57.37%
	Operating Expenses	\$853,044	\$1,308,530	65.19%
	Capital Expenses	\$76,575	\$192,000	39.88%
Fiber Optics Fund	Total Revenues	\$1,310,654	\$2,120,110	61.82%
	Fiber Optics Revenues	\$1,165,774	\$1,871,000	62.31%
	GIS Revenues	\$66,800	\$113,200	59.01%
	Proceeds from Capital Leases	\$0	\$35,000	0.00%
	Other Revenues	\$78,080	\$100,910	77.38%
	Total Expenses	\$1,417,289	\$2,120,110	66.85%
	Personnel Expenses	\$449,362	\$729,540	61.60%
	Operating Expenses	\$488,414	\$859,080	56.85%
	MEAG Telecom Statewide Pymt	\$0	\$0	0.00%
	Debt Payment	\$4,971	\$9,650	0.00%
	Capital Expenses	\$474,542	\$521,840	90.94%

T2 # wai

Cash Position

	6/30/18	7/31/18	8/31/18	9/30/18	10/31/18	11/30/18	12/31/18
Total Unrestricted Cash Balance	\$27,699,226.98	\$26,571,134.06	\$26,389,847.12	\$27,032,966.13	\$27,406,222.25	\$26,970,196.33	\$32,144,544.25
Total Restricted Cash Balance	\$186,916,760.41	\$189,267,372.63	\$190,918,292.57	\$191,346,607.97	\$189,023,321.82	\$190,679,741.56	\$184,798,614.78

Cash Position

	1/31/19	2/28/19	3/31/19	4/30/19	5/31/19	6/30/19
Total Unrestricted Cash Balance	\$31,210,641.55					
Total Restricted Cash Balance	\$188,056,670.61					

Highlights for the Month of January 2019:

Unrestricted cash increased due to increases in the general, water, electric, gas, stormwater, and solid waste funds while the fiber, gas, and garage funds had decreases in unrestricted cash.

Restricted cash increased due to increases in cash in the following funds: Hotel Motel Tax, Motor Vehicle Rental Tax, SPLOST 2014, Gas Bond Proceed Account, and Pension Funds.