

City Council Meeting  
10 N. Public Square  
May 5, 2016  
6:00 P.M. – Work Session 7:00 P.M.

## **I. Opening Meeting**

Invocation by Council Member Tonsmeire

Pledge of Allegiance led by Council Member Wren

The City Council met in Regular Session with Matt Santini, Mayor presiding and the following present: Kari Hodge, Council Member Ward One; Jayce Stepp, Council Member Ward Two; Louis Tonsmeire, Sr., Council Member Ward Three; Lindsey McDaniel Council Member Ward Four; Dianne Tate, Council Member Ward Five; Taff Wren, Council Member Ward Six; Sam Grove, City Manager; Connie Keeling, City Clerk and David Archer, City Attorney.

## **II. Regular Agenda**

### **A. Council Meeting Minutes**

#### **1. April 21, 2016**

A motion to approve the April 21, 2016 City Council Meeting Minutes as presented was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

### **B. Commendation/Recognition**

#### **1. Teachers of the Year**

Matthew J. Santini, Mayor stated that it has become a tradition for the Mayor and Council to honor our Teachers of the Year and Mayor Santini presented a Resolution recognizing the following individuals.

|                  |                                |
|------------------|--------------------------------|
| Linda Adams      | Cartersville Primary School    |
| Tiffany Townsend | Cartersville Elementary School |
| Ashley Chupp     | Cartersville Middle School     |
| Cynthia Voss     | Cartersville High School       |

### **C. Proclamations**

#### **1. Georgia Parks and Recreation Association National Water Safety Month**

Greg Anderson, Parks and Recreation Superintendent stated that the Georgia Parks and Recreation Association is partnering with its recreation agency members to emphasize the

importance of water safety. With the opening of the City's outdoor pools on Saturday, May 21, there could be no better time to stress the importance of water safety to our park patrons and the citizens of our community.

Mayor Santini read the proclamation and presented it to Megan Nix, Aquatics Coordinator for the Parks and Recreation Department.

**D. Appointments (These Items were removed from the agenda)**

- 1. Joint Development Authority**
- 2. Planning Commission**

**E. Public Hearing – 2<sup>nd</sup> Reading of Zoning/Annexation Requests**

**1. File AZ16-02: De-annexation request for property adjacent to 1261 West Avenue by H. F. Johnson Jr. LLC, for expansion of auto repair business. Property is city zoned G-C (General Commercial) and would become County Zoned C-1 (Commercial). Said property contains 1.67 acres**

Randy Mannino, Planning and Development Director stated that this Zoning and Annexation request had no conflicts with the other City Departments and all adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino stated that this property is approximately 1.7 acres and is located at 1261 West Avenue. The adjacent Styles Auto Center is in the County's jurisdiction and was developed and constructed under County regulations. They are in need of area to expand and grow their business operation and purchased the subject tract. Having various factors with the floodplain and multiple jurisdictions the new building itself could be spit by jurisdiction lines and the applicant felt that with the existing permitting and coordination already done through the county made it a better option to continue the pursuit with the county and staff does not disagree with that assessment. Mr. Mannino stated that there have been no additions or corrections since the first reading and the Planning Commission had recommended approval.

The Mayor called for a public hearing. There being no one to speak for or against the case, the Mayor closed the public hearing.

A motion to approve Ordinance No. 11-16 was made by Council Member Stepp and seconded by Council Member McDaniel. Motion carried unanimously. Vote 6-0

**Ordinance**

**of the**

**City of Cartersville, Georgia**

**Ordinance No. 11-16**

**Petition No. AZ16-02**

**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 H. F. Johnson Jr. LLC . Property is located 1261 West Avenue. Said property contains 1.661 acres located in the 4<sup>th</sup> District, 3<sup>rd</sup> Section, Land Lot(s) 663 as shown on the attached plat Exhibit “A”. De-annexation will be duly noted on the official zoning map of the City of Cartersville, Georgia.

**BE IT AND IT IS HEREBY ORDAINED.**

**First Reading this the 21<sup>st</sup> day of April 2016.**

**ADOPTED this the 5<sup>th</sup> day of May 2016. Second Reading.**

**/s/ Matthew J. Santini**

**Matthew J. Santini**

**Mayor**

**ATTEST:**

**/s/ Connie Keeling**

**Connie Keeling**

**City Clerk**

**F.      Contacts/Agreements**

**1.      Assignment of Contract Agreement for ATCO Water Main Replacement Project – Phase I**

Bob Jones, Water and Sewer Superintendent stated that a contract for water main design, bidding, and contract administration was approved by council with Stevenson and Palmer Engineering, Inc. (SPE) for the ATCO Water Main Replacement Project – Phase I. Since this time SPE has entered into an asset sale agreement with Goodwyn, Mills and Cawood, Inc. (GMC). Mr. Jones stated that he had been assured that all staff involved with this project will not change as all SPE staff will be retained. Mr. Jones stated that this agreement is the city’s consent to transfer the current contract from SPE to GMC and recommended approval.

A motion to approve Assignment of Contract Agreement with GMC was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 6-0

**2.      Georgia Transmission Corporation**

Greg Anderson, Parks and Recreation Superintendent stated that Council had approved a contract with Georgia Power Company for the relocation of transmission lines and guy wires related to the construction of Leake Mounds – Etowah RiverWalk Trail Link. The only change in the contract is that now the agreement is with Georgia Transmission Corporation instead of

Georgia Power and the fee for relocating these lines in the amount of \$15,061.00 is to be paid in advance. Mr. Anderson recommended approval of this new contract and that the Mayor be authorized to sign any and all documents related to this contract.

A motion to approve the agreement with Georgia Transmission Corporation was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

### **3. Encroachment Agreement – Georgia Transmission Corporation**

Greg Anderson, Parks and Recreation Superintendent stated that this agreement with Georgia Transmission Corporation allows Leake Mounds – Etowah RiverWalk Trail Link to encroach through GTC right of ways. Mr. Anderson recommended approval of this agreement and that the Mayor be authorized to sign any and all documents related to this document.

A motion to approve the encroachment agreement was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

## **G. Other**

### **1. Graphic and Emergency Response Lighting Package for New Fire Department Vehicles**

Mark Bagley, Battalion Chief Cartersville Fire stated that this is for the graphics and emergency response lighting package for the two new vehicles recently purchased for the Fire Department. This will include all required emergency lighting per NFPA 1901 and high visibility graphics. The work will be performed by Coosa Valley Communications for lighting and radio installation at a total cost of \$8510.00 and the lettering by Martin Neon Signs in the amount of \$1360.00. Chief Bagley recommended approval.

A motion to approve the Graphic and Emergency Response Lighting Package for new Fire Department Vehicles was made by Council Member Wren and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

Mayor Santini stated that there were two items to be added to the agenda. A motion to add the items to the agenda was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

## **H. Added Items**

### **1. Engagement Letter**

David Archer, City Attorney state that the city had retained attorney Harvey Gray to represent the city in litigation with property owner William W. Wright. Mr. Gray has presented an engagement letter for the council to approve which has his agreement to represent the city and his fees. Mr. Archer recommended approval

A motion to approve the engagement letter with Harvey Gray was made by Council Member Stepp and seconded by Council Member Wren. Motion carried unanimously. Vote 6-0

## **2. Highway 41/411 Change Order No. 2**

Bob Jones, Water and Sewer Superintendent stated that he has an immediate need for a valve installation at the Water Treatment Plant (WTP) on the 36 inch main as it leaves High Service Pump Building No 2. This is the building with the foundation failure that is now putting extreme stress on the 36 inch main as it passes through the wall of the building. Mr. Jones stated that should this section of pipe fail it would likely drain the water system before it could be shut down. Unity Construction has provided a price of \$98,361.58 to install a 36 inch Butterfly Valve on the 36 inch main at the WTP that will allow them to isolate the High Service Pump Building. Mr. Jones stated that this is an emergency change order that will be budgeted in the FY 2016-17 budget and recommended approval.

A motion to approve the Highway 41/411 Change Order No. 2 was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

After announcements a motion to adjourn the meeting was made by Council Member Hodge and needing no second. Motion carried unanimously. Vote 6-0

## **Meeting Adjourned**

/s/ \_\_\_\_\_  
Matthew J. Santini  
Mayor

ATTEST:

/s/ \_\_\_\_\_  
Connie Keeling  
City Clerk