City Council Meeting
10 N. Public Square
December 17, 2015
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 Stepp

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; Lori Pruitt, Council Member Ward Six; Sam Grove, City Manager; Connie Keeling, City Clerk and Keith Lovell, Assistant City Attorney. David Archer, City Attorney was absent

**II. Regular Agenda**

**A. Council Meeting Minutes**

**1. December 3, 2015**

A motion to approve the December 3, 2015 City Council Meeting Minutes as presented was made by Council Member Tate and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

Mayor Santini stated that there was three (3) items to be added to the agenda. A motion to approve adding the items to the agenda was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

**B. Proclamation**

**1. Recognition of the Cartersville High Football Team**

Mayor Santini presented the Cartersville High School Football team with a Proclamation recognizing the teams' accomplishments during the 2015 season and in becoming the 2015 State Football Champions.

**C. Appointments**

**1. Appointment and Swearing in of Assistant Municipal Court Judge**

Sam Grove, City Manager stated that this is the annual reappointment of Assistant Municipal Court Judge, Jay Choate, as required according to statute.

A motion to approve the appointment of Jay Choate as Assistant Municipal Court Judge was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**2. Appointment and Swearing in of Municipal Court Judge**

Sam Grove, City Manager stated that this is the annual reappointment of Municipal Court Judge, Harry White, as required according to statute.

A motion to approve the appointment of Harry White as Municipal Court Judge was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

Connie Keeling, City Clerk administered the oaths of office.

### 3. Convention and Visitors Bureau

Sam Grove, City Manager recommended the reappointment of Kathy Lyles and Jeff Watkins to the CVB with a term to expire December 31, 2017.

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

### 4. Bartow – Cartersville Second Joint Development Authority

Sam Grove, City Manager recommended the reappointment of David Caswell and Malcolm Cooley to the Bartow-Cartersville Second Joint Development Authority with a term to expire December 31, 2019.

A motion to approve the appointments as recommended was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

## D. Other

### 1. Laboratory Quality Assurance Award

Sydney Forsyth, Assistant Water and Sewer Superintendent stated that the Water Department Lab is receiving the Laboratory Quality Assurance Award at a Municipal Wastewater Laboratory in the category of 5–20 million gallons per day. Ernest Erne, Vice President of the Georgia Association of Water Professionals came forward to present the award

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

### 1. File Z15-04: Rezoning application by TPA Group (Jeff Watkins, representative) for property located at 118 Old Mill Road (approximately 63.5 acres) from R- 20 (Residential) to H-I (Heavy Industrial)

Randy Mannino, Director of Planning and Development, 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 located at 118 Old Mill Road on the south side of the road near the intersection with South Erwin Street. There are no structures on this section of property proposed for rezoning. The adjacent 17 acres to the east of the subject request was annexed and zoned to H-I zoning in 2008. The applicant seeks to rezone a 63.5 acre portion of the property from R-20 to H-I with conditions for development of the highest and best use based on the application. Mr. Mannino stated that because the applicant has noted that they are seeking up to a million square feet, the request met the threshold for requiring it to proceed through the States Development of Regional Impact (DRI) review process. The Northwest Georgia Regional Commission (NWGRC) did return a favorable recommendation noting the proposed project is consistent with local and regional plans, and encouraged to review and implement comments and guidelines presented. Mr. Mannino stated that this is a second reading and there have been discussions among the parties for added conditions.

Mayor Santini opened the floor for a public hearing. Jeff Watkins came forward and stated that the property owner had to have his attorney to look over the conditions before he could agree to them and asked that he be allowed to either withdraw the petition or it be tabled until the City Council Meeting scheduled for January 21, 2015. Brandon Bowen came forward and stated that they have been in negotiations however he felt that all parties had significant time to look over the proposed conditions and did not feel that a delay was necessary. Others coming forward to speak against the zoning were: Betty Hayes, Herb Upton, Mary Hoganson, Don Fortenberry, Florenece Alverez, Fred Jenrgh, Pamela Mashburn and Spencer Talley. With no further comments Mayor Santini closed the public hearing.

A motion to table the application until the meeting on January 21, 2015 was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-2 with Stepp and Tate voting against.

**2. File Z15-07: Rezoning application by Thoro LLC (Jeff Watkins, representative) for property located at 49 North Avenue (approximately 1.03 acres) from L-I (Light Industrial) to G-C (General Commercial)**

Randy Mannino, Director of Planning and Development, 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 includes a building constructed in approximately 1950 and was used for many years as offices. In the last 10 years, there have been a variety of tenants in the building including a church. The applicant seeks to rezone from L-I (Light Industrial) to G-C (General Commercial and there is no specified future use. Mr. Mannino stated that this is a second reading and there have been no additions or corrections since the first reading. Staff had no objections and the Planning Commission had recommended approval.

Mayor Santini opened the floor for a public hearing. Jeff Watkins came forward and with no further comments Mayor Santini closed the public hearing.

A motion to approve the zoning as presented was made by Council Member Stepp and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

**Ordinance**

**of the**

**City of Cartersville, Georgia**

**Ordinance No. 39-15**

**Petition No. Z15-07**

**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 Thoro LLC. Property is located at 49 North Avenue. Said property contains 1.03 acres located in the 4th District, 3rd Section, Land Lot(s) 339 as shown on the attached plat Exhibit "A". Property is hereby rezoned from L-I (Light Industrial) to G-C (General Commercial). 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 this the 19th day of November 2015.**
**ADOPTED this the 17th day of December 2015. Second Reading.**

**/s/ Matthew J. Santini**
**Matthew J. Santini**
**Mayor**

**ATTEST:**

**/s/ Connie Keeling**
**Connie Keeling**
**City Clerk**

**F. Resolutions**

**1. Department of Community Affairs Grant for Sheet Metal Components**

Tamara Brock, Utility Accounts and Development Manager stated that this is an application for a grant to move an existing sewer line, construct a storm-water detention pond and install a storm drain to facilitate the expansion of Sheet Metal Components. City participation is required in order for the company to be awarded the grant therefore a resolution must be signed. Sheet Metal Components will be responsible for the contracting and bidding. Ms. Brock stated that there is a minimal financial responsibility to the City in the form of a noninterest bearing checking account that will be dedicated to this project. Ms. Brock stated that the plans have been approved by the city and recommended approval of this resolution.

A motion to approve Resolution No. 25-15 was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**STATE OF GEORGIA**
**COUNTY OF BARTOW**

**Resolution No. 25-15**

**WHEREAS, the Georgia Department of Community Affairs has notified the City of Cartersville and other general purpose governments that federal funds, managed by said state agency, are available to local governmental units under the Employment Incentive Program for the purpose of economic development projects that will result in employment of low and moderate income persons; and**

**WHEREAS, the purpose of said grant shall be to move an existing sewer line, construct a stormwater detention pond, and install a storm drain to facilitate the expansion of Sheet Metal Components, Inc.; and**

**WHEREAS, the City of Cartersville is committed to working cooperatively with the Georgia Department of Community Affairs, multiple federal project participants, property owners and the citizens of Cartersville to implement the Project in accordance with federal and state guidelines as defined by Employment Incentive Program/Community Development Block Grant staff of the Georgia Department of Community Affairs in such a manner as to assure that the Project is developed, operated and maintained as a community asset designed to benefit current and future residents of the City of Cartersville; and**

**WHEREAS, the City of Cartersville deems the Project to be in the best interests of the citizens of Cartersville; and**

**NOW, THEREFORE, BE IT RESOLVED, that the Mayor of Cartersville acting in his official capacity and in behalf of the Cartersville City Council is hereby authorized to file an application with the Georgia Department of Community Affairs in order to obtain said Employment Incentive Program Grant in order to perform those activities specified within this resolution; and**

**BE IT FUTHER RESOLVED, that the City of Cartersville shall be committed to the operation and maintenance of infrastructure developed through the Grant resources herein specified as a part of its water/sewer inventory; and**

**BE IT FUTHER RESOLVED, that the Mayor of Cartersville is hereby authorized to execute any and all documents as may be required to accompany said application and to provide the Georgia Department of Community Affairs any and all Support Documentation which is considered to be part of said application process.**

**ADOPTED this the 17th day of December 2015.**

**/s/ Matthew J. Santini**
**Matthew J. Santini**
**Mayor**

**ATTEST:**

**/s/ Connie Keeling**
**Connie Keeling**
**City Clerk**

**G. Bid Award/Purchases**

**1. Wireless Access Equipment**

Dan Porta, Assistant City Manager stated that this is a request to purchase wireless access hardware and materials that will be used to upgrade WiFi services at the Conference Center and will also benefit the city. The cost of the hardware and materials is $17,393 and will be repaid by the CVB. Mr. Porta recommended approval.

A motion to approve the purchase of materials needed to upgrade the WiFi services at the Conference Center was made by Council Member McDaniel and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**2. Uniforms for Fire Department**

Scott Carter, Fire Chief stated that this is a request for uniforms and additions to dress uniforms for personnel. Traditionally this is handled on a case by case basis, but to get the best price possible this year it will be a bulk purchase through T & T Uniforms of Smyrna for a total annual cost of $32,287.30. Chief Carter recommended approval to purchase these uniforms at an amount not to exceed $33,000.

A motion to approve the uniform purchase from T & T Uniforms of Smyrna was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

**3. Mobile Data Computer System**

Scott Carter, Fire Chief stated that his department is moving forward with the Mobile Data Computer Project. Bids were received for three different models of computers to be used in the field and Chief Carter recommended approval of the low bid from Insight Public Sector at a maximum price of $36,467.79,

A motion to approve the purchase from Insight Public Sector was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**4. Athletic Field Sports Lighting**

Greg Anderson, Parks and Recreation Director stated that bid proposals will be for athletic field lighting on four ball fields – Dellinger Park Fields #4, 5, & 6 and Richard Bell Field at the Cartersville Sports Complex. Mr. Anderson recommended approval of standard lighting on three fields, collegiate standard lighting on the Richard Bell Field, lighting at the practice area at field 6, and a 25 year warranty for an amount of $601,667 from West Georgia Lighting. Mr. Anderson also recommended approval for the Mayor to sign any and all documents associated with this purchase.

A motion to approve the purchase as presented and approval the Mayor to sign any and all documents associated with this purchase was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

**H. Contracts/Agreements**

**1. Stormwater Contract Agreement with Fox Environmental**

Tommy Sanders, Public Works Director stated that staff is requesting approval of a proposal from Fox Environmental to provide continuing support services to facilitate compliance with our GA EPD Phase II MS4 permit. Mr. Sanders stated that the cost for this service is $12,500 and recommended approval.

A motion to approve the agreement with Fox Environmental was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

**2. Asset Management Software Renewal**

Sydney Forsyth, Assistant Water and Sewer Superintendent stated that this is the annual fee for the SEMS Technologies software used at his department for asset management and work orders. Mr. Forsyth stated that the annual cost for this software is $7,545 and recommended approval.

A motion to approve the Asset Management Software Renewal was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

**I. Added Items**

**1. Cost of General Election Invoice**

Connie Keeling, City Clerk stated that this is the invoice for the November General Election. In the past staff has paid the poll workers through the city payroll, however, this year the city opted for the County to pay the poll workers and the City reimburse the cost. Ms. Keeling recommended approval of the invoice in the amount of $7,654.33.

A motion to approve the invoice as presented was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

**2. Monroe County Property Taxes**

Gary Riggs, Gas Superintendent stated that he had received a property tax bill from Monroe County, Mississippi in the amount of $5,858.11 for gas the City had in Southern Natural's Muldon Storage Field last year. Mr. Riggs stated that this is a budgeted item and recommended approval.

A motion to approve the invoice for the Monroe County, Mississippi Property Taxes was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously.

**J. Monthly Financial Statement**

**1. October 2015 Financial Report**

Tom Rhinehart, Finance Director presented the October 2014 monthly financial statement with comparisons from the previous year of October 2013 by fund, along with supplemental financial information comparing the year to date revenues and expenses for each fund and a report of cash position through October 2015. No action is needed by Council

Mayor Santini did want to acknowledge that this was Council Member Pruitt's last meeting and thanked her for her service to the City. He also sent condolences to the families of Vickie Pettit, David Hyde, and Fire Department Employee Lynn Garrison. After announcements a motion to adjourn the meeting was made by Council Member Pruitt and needing no second. Motion carried unanimously. Vote 6-0

**Meeting Adjourned**

/s/ ___________________________
Matthew J. Santini
Mayor

ATTEST:

/s/ _______________________________
Connie Keeling
City Clerk