

City Council Meeting
10 N. Public Square
June 5, 2014
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 Hodge

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

II. Regular Agenda

A. Council Meeting Minutes

1. May 15, 2014

A motion to approve the May 15, 2014 City Council Meeting Minutes as presented was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

B. Presentations

1. Georgia Association of Water Professionals District 1 Taste Test Winner

Bob Jones, Water and Sewer Superintendent introduced Kathy Wynn to present the City of Cartersville with a certificate for winning the “Best of the Best Taste Test” in Georgia.

C. Second Reading of Ordinances

1. File AZ14-01: Annexation and zoning application by Michael Howren (City annexation initiative) for property located at 1300 Highway 411 NE from Bartow County jurisdiction to G-C (General Commercial)

Randy Mannino, Planning and Development Director stated that the Public Official Forms have been received and there are no conflicts of interest. All adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino requested that the application and zoning ordinance be made part of the official record. Copies of the adopted procedures and zoning standards are available upon request. Mr. Mannino stated that

this tract is located at 1300 US Highway 411 near the cloverleaf intersection that is currently being reconfigured by GDOT. This property is a donut hole and the applicant has stated that he would like this property to be annexed to incorporate this area into the larger adjacent self-storage development currently in the City Limits. Mr. Mannino stated that the property, if annexed, will be zoned G-C (General Commercial). Mr. Mannino stated that there have been no additions or corrections since the first reading and the Planning Commission had recommended approval.

Mayor Santini opened the floor for public hearings for the zoning and annexation and with no comments he closed the public hearings.

A motion to approve Ordinance No. 12-14 for the annexation was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

A motion to approve Ordinance No. 13-14 for the zoning was made by Council Member Tate and seconded by Council Member Zoning. Motion carried unanimously. Vote 4-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 12-14

Petition No. AZ14-01

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 Michael Howren. Property is located 1300 US Highway 411. Said property contains 0.92 acres located in the 4th District, 3rd Section, Land Lot(s) 94 as shown on the attached plat Exhibit "A". 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 15th day of May 2014.

ADOPTED this the 5th day of June 2014. Second Reading.

/s/ Matthew J. Santini

Matthew J. Santini

Mayor

ATTEST:

/s/ Connie Keeling

**Connie Keeling
City Clerk**

**Ordinance
of the
City of Cartersville, Georgia
Ordinance No. 13-14
Petition No. AZ14-01**

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 Michael Howren. Property is located 1300 US Highway 411. Said property contains 0.92 acres located in the 4th District, 3rd Section, Land Lot(s) 94 as shown on the attached plat Exhibit “A”. Property is hereby rezoned from County C-1 (Commercial) 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 15th day of May 2014.

ADOPTED this the 5th day of June 2014. Second Reading.

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

ATTEST:

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

2. File AZ14-02: Annexation and zoning application by Fritz Dent (City annexation initiative) for property on Cherokee Circle from Bartow County jurisdiction to R-20 (Single-Family Residential)

Randy Mannino, Planning and Development Director stated that the Public Official Forms have been received and there are no conflicts of interest. All adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino requested that the application and zoning ordinance be made part of the official record. Copies of the adopted procedures and zoning standards are available upon request. Mr. Mannino stated that this tract is approximately two (2) acres on Cherokee Circle. This property is part of a larger donut hole of properties. Mr. Mannino stated that there have been no additions or corrections

since the first reading and the Planning Commission had recommended approval of the annexation and zoning of this property to R-20 (Single Family Residential).

Mayor Santini opened the floor for public hearings for the zoning and annexation and with no comments he closed the public hearings.

A motion to approve Ordinance No. 14-14 for the annexation was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

A motion to approve Ordinance No. 15-14 for the zoning was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 4-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 14-14

Petition No. AZ14-02

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 Barbara Diane Barnicott. Property is located Cherokee Circle. Said property contains 2.0 acres located in the 4th District, 3rd Section, Land Lot(s) 701 - 702 as shown on the attached plat Exhibit "A". 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 15th day of May 2014.

ADOPTED this the 5th day of June. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

Ordinance

of the
City of Cartersville, Georgia

Ordinance No. 15-14

Petition No. AZ14-02

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 Barbara Diane Barnicott. Property is located Cherokee Circle. Said property contains 2.0 acres located in the 4th District, 3rd Section, Land Lot(s) 701 – 702 as shown on the attached plat Exhibit “A”. Property is hereby rezoned from County A-1 (Agricultural) to R-20 (Single Family 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 this the 15th day of May 2014.

ADOPTED this the 5th day of June. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

3. File Z14-02: Rezoning application by Terry and Luanne Tumlin for property at 0-28 Opal Street from R-15 and M-U (part Single Family Residential and part Multiple Use) to M-U (Multiple Use) zoning.

Randy Mannino, Planning and Development Director stated that the Public Official Forms have been received and there are no conflicts of interest. All adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino requested that the application and zoning ordinance be made part of the official record. Copies of the adopted procedures and zoning standards are available upon request. Mr. Mannino stated that this tract is mostly wooded but also includes a single – family residence at 28 Opal Street. The applicant proposes to rezone the property so that all the same family-owned land would be M-U. Mr. Mannino stated that there have been no additions or corrections since the first reading and the Planning Commission had recommended approval of this property to all be zoned M-U (Multiple Use).

Mayor Santini opened the floor for public hearings for the zoning and annexation and with no comments he closed the public hearings.

A motion to approve Ordinance No. 16-14 was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 4-0

Ordinance
of the
City of Cartersville, Georgia
Ordinance No. 16-14
Petition No. Z14-02

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 Terry & Luanne Tumlin. Property is located 0 – 28 Opal Street. Said property contains 8.0 acres located in the 4th District, 3rd Section, Land Lot(s) 312 as shown on the attached plat Exhibit “A”. Property is hereby rezoned from R-15 (Single Family Residential) and M-U (Multiple Use) to M-U (Multiple Use). 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 15th day of May 2014.

ADOPTED this the 5th day of June 2014. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

4. File SU14-01: Special Use application by Episcopal Church of the Ascension (Rev. Mary Erickson, representative) for property at 205 West Cherokee Avenue for some demolition and new construction.

Randy Mannino, Planning and Development Director stated that the Public Official Forms have been received and there are no conflicts of interest. All adjacent property owners have been notified and the required legal notices have been advertised. Mr. Mannino requested that the application and zoning ordinance be made part of the official record. Copies of the

adopted procedures and zoning standards are available upon request. Mr. Mannino stated that this property is located at 205 W. Cherokee Avenue which includes the Church of the Ascension. The buildings and house on the property were constructed at various times, some being over 100 years old. Church representatives plan to demolish some of the newer portion of the buildings, repair, renovate, and expand some of the older portion of the buildings and have new construction as part of an overall building addition. Mr. Mannino stated that all departments have reviewed the plans as well as the Historic Preservation Commission with no objections. Mr. Mannino stated that there have been no additions or corrections since the first reading and the Planning Commission had recommended approval

Mayor Santini opened the floor for a public hearing. With no further comments Mayor Santini closed the public hearing.

A motion to approve Ordinance No. 17-14 was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

Ordinance
of the
City of Cartersville, Georgia
Ordinance No. 17-14
Petition No. SU14-01

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 The Episcopal Church of the Ascension. Property is located 205 West Cherokee Avenue. Said property contains 1.28 acres located in the 4th District, 3rd Section, Land Lot(s) 454 as shown on the attached plat Exhibit "A". Property is hereby rezoned from R-7 (Single Family Residential) to allow expansion of a Religious institution on a R-7 zoned lot. 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 15th day of May 2014.

ADOPTED this the 5th day of June 2014. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling

City Clerk

D. First Reading of Ordinances

1. Alcohol Festival Ordinance

Keith Lovell, Assistant City Attorney stated that this is the Alcohol Festival Ordinance for City Sponsored Festivals. Mr. Lovell stated that the Alcohol Control Board has reviewed this ordinance and has recommended approval.

NO ACTION REQUIRED

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, that the Code of Ordinances, City of Cartersville, Georgia **CHAPTER 4. ALCOHOLIC BEVERAGES. ARTICLE II. LICENSING REQUIREMENTS. DIVISION 4. PREMISES RESTRICTIONS. Sec. 4-106. Consumption in other public places** is hereby amended by deleting said section in its entirety and replacing it as follows:

1.

(a) Nothing in this article shall be construed to permit consumption of any intoxicating beverages in any public place in the City other than within the definite, closed-in or partitioned location, whether room or building, wherein pouring takes place, except for permitted caterers, sidewalk cafes, or right-of-way cafes, or City-Sanctioned event.

(b) No bottle or other containers of alcoholic beverages shall be opened or consumed by any person on the premises upon which the place of business is conducted and licensed under this chapter, whether the bottle or container so opened or consumed was bought or obtained at the place of business or elsewhere, unless the premises is licensed under this chapter for consumption on the premises, except in the case of those places of business which are licensed for a wine specialty shop. These businesses may also allow sampling of wines so long as there is no charge for admittance for the wine sample and the serving size does not exceed one and a half ounces.

(c) An establishment licensed under this chapter to sell alcoholic beverages shall not allow any person to leave such licensed premises with any alcoholic beverage in an open cup, bottle, can or other open container.

(d) This section shall not apply to city-sanctioned events. A city-sanctioned event is an event which is approved by a vote of the Mayor and City Council, or an event for which permit is granted to any board of the City, or Downtown Development Authority.

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 this the 5th day of June 2014.
ADOPTED this the day of. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, that the Code of Ordinances, City of Cartersville, Georgia CHAPTER 15. PARKS AND RECREATION is hereby amended by creating a new Article as follows:

1.

Article III. Festivals.

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 city manager and authorized by the Mayor and City Council including wristband identification of persons authorized to purchase and hold in possession alcoholic beverages in a public park or street.

Festival. A program of cultural 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.

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 during such festival days authorize cultural and entertainment events and initiate the regulatory provisions of this article within the festival area.

Sec. 15-53. Designation of a festival area

The Mayor and board shall designate the festival area in the resolution that designates the event as a festival and have the right to add any regulations per the specific festival.

Sec. 15-54. Designation and management of controlled zone.

(a) Upon recommendation of the city manager, the Mayor and City Council may designate one or more controlled zones within the festival area, and may authorize the city manager to implement 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) ***Fencing and gating.*** Fencing designated controlled zone(s) and establishing entrance gates for controlling and limiting access to each controlled zone.

(2) ***Identification, entrance criteria.*** Requiring wristbands or other means of identifying persons who have met entrance criteria. Entrance criteria may include but are not limited to prohibiting persons from entering with weapons, 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.

(3) *Identification, consumption of alcoholic beverages.* Requiring wristbands or other means of identifying persons who have displayed proof of attaining the age of 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 as set by the Mayor and City Council may be charged for such wristband. 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 establishments of responsibility for determining if a person has attained the age of 21 years before dispensing alcohol to that person.

(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.

(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) *Designation of festival manager within controlled zone.* The Mayor and City Council may designate a festival manager and/or the City of Cartersville or Downtown Development Authority to manage the festival activities to organize and manage festival activities within a controlled zone, as set forth in subsection 15-54. Furthermore, the designated festival manager and/or the city 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 recommend to the Mayor and City Council 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 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 days of termination of coverage.

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

Sec. 15-55. Restricting hours of alcohol sales.

Hours of alcohol sales will be set forth in the resolution establishing the festival.

Sec. 15-56. 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.

Sec. 15-57. Permit.

Permit applications shall be obtained from the parks and recreation department or festival manager before requesting approval to organize and/or conduct a festival.

Sec. 15-58. No waiver.

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

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 this the 5th day of June 2014.
ADOPTED this the day of. Second Reading.

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

ATTEST:

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

2. Budget Ordinance for the Fiscal Year 2014-15

Tom Rhinehart, Finance Director presented council with the fiscal year 2014-2015 budget. Mr. Rhinehart stated that this is a balanced budget with a decrease of \$575,460.00 or 0.40 percent from last year's budget. The budget includes salary adjustments for all departments with no city property tax increase, funding for the school system, a reduction in staff, increased health insurance premiums for both the city and employees, an increase in the residential water and sewer rates and an increase in the water tap fees. Mr. Rhinehart recommended approval of the proposed fiscal year 2014-15 budget as presented.

NO ACTION REQUIRED

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

NOW BE IT HEREBY ORDAINED by the Mayor and City Council that pursuant to the City of Cartersville Charter; the City of Cartersville Fiscal Year 2014 - 2015 budget.

2014 - 2015 Budget Summary

<u>General Fund</u>	<u>Revenues</u>	<u>Expenditures</u>
Revenues	\$40,884,650	
Expenditures:		
Legislative		\$19,281,520
Administration		\$ 926,870
Finance Dept.		\$ 1,125,065
Customer Service Dept.		\$ 634,260
Police		\$ 5,250,785
Fire		\$ 7,202,180
Municipal Court		\$ 259,055
Public Works		\$ 2,246,650
Recreation		\$ 2,992,180
Planning & Development		\$ 815,680
Downtown Development Authority		\$ 150,405

Special Revenue Funds

SPLOST – 2003	\$ 760,000	\$ 760,000
SPLOST – 2007	\$ 0	\$ 0
SPLOST – 2014	\$ 3,516,000	\$ 3,516,000
DEA	\$ 172,015	\$ 172,015
State Forfeiture	\$ 3,000	\$ 3,000
Hotel/Motel Tax	\$ 500,000	\$ 500,000
Motor Vehicle Rental Tax	\$ 55,000	\$ 55,000
Grant Funds	\$ 0	\$ 0
Impact Fees	\$ 0	\$ 0
Business Improve Dist Tax	\$ 66,415	\$ 66,415
Development Fees	\$ 5,000	\$ 5,000

Enterprise Funds

Fiber Optics	\$ 1,839,960	\$ 1,839,960
Electric	\$49,027,080	\$49,027,080
Gas	\$26,770,995	\$26,770,995
Solid Waste	\$ 2,448,375	\$ 2,448,375
Stormwater	\$ 1,645,065	\$ 1,645,065
Water & Sewer	\$15,373,335	\$11,010,755
Water Pollution Control Plant		\$ 2,159,160
Water Treatment Plant		\$ 2,203,420

Internal Service Fund

Garage	\$ 1,600,885	\$ 1,600,885
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BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 5th day of June 2014.

ADOPTED this the day of. Second Reading.

/s/ Matthew J. Santini

Matthew J. Santini

Mayor

ATTEST:

/s/ Connie Keeling

Connie Keeling

City Clerk

3. Amendment to the Utilities Ordinance Regarding Water/Sewer Rates

Tom Rhinehart, Finance Director stated that in order to balance the Water and Sewer Fund Fiscal Year 2015 budget several revenue increases have been proposed. They are as follows: a 7.5 percent increase in residential water and sewer customers; a 5 percent increase in the base monthly water rate; changes to the monthly base consumption; and increases to the

water tap fees. With these proposed rate increases, the City of Cartersville will remain one of the lowest water and sewer rates in the surrounding areas. Mr. Rhinehart stated that these increases are needed to maintain the existing system and plan for any necessary future expansions and recommended approval.

NO ACTION REQUIRED

Ordinance

of the

City of Cartersville, Georgia

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 24. UTILITIES. ARTICLE IV. WATER SERVICE Section 24-64 (a), (b), (c), (d), (e), and (f) Water and Sewage Rate and Section 24-147 (a.) Sewage Rates** is hereby amended by deleting said Section 24-64 (a), (b), (c), (d), (e), and (f), and Section 24-147 (a) in their entirety and replacing them with the following:

Sec. 24-64. Water & Sewage Utility Rates.

(a.) Water Monthly Billing	City	Outside City
Minimum bill according to meter size:		
5/8" or 3/4"	\$ 7.25	\$ 13.28
3/4" full flow	\$ 10.87	\$ 19.32
1"	\$ 16.91	\$ 31.40
1 ¼" or 1 ½"	\$ 33.81	\$ 57.96
2"	\$ 65.21	\$119.54
4"	\$120.75	\$233.65
6"	\$188.37	\$338.10
8"	\$241.50	\$467.30
Plus consumption as follows:		
(i) Residential Meters		
(a) 0 – 10 consumptions per month	\$1.49/100 cu. ft.	\$2.99/100 cu. ft.
(b) 11 – 14 consumptions per month	\$2.57/100 cu. ft.	\$3.24/100 cu. ft.
(c) 15 – 19 consumptions per month	\$4.66/100 cu. ft.	\$4.66/100 cu. ft.
(d) 20 + consumptions per month	\$6.50/100 cu. ft.	\$6.50/100 cu. ft.
(ii) Apartments, Multiples & Commercial Meters	\$2.42/100 cu. ft.	\$3.56/100 cu. ft.
	\$4.66/100 cu. ft.	\$4.66/100 cu. ft.
(iii) Irrigation System Meters	\$1.49/100 cu. ft.	\$2.99/100 cu. ft.

(iv) Industrial and All Other Meters		
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(b.) Sewage Monthly Billing	City	Outside City
Minimum bill according to meter size:		
5/8" or 3/4"	\$ 7.25	\$ 7.25
3/4" full flow	\$ 10.87	\$ 10.87
1"	\$ 16.91	\$ 16.91
1 ¼" or 1 ½"	\$ 33.81	\$ 33.81
2"	\$ 65.21	\$ 65.21
4"	\$120.75	\$120.75
6"	\$188.37	\$188.37
8"	\$241.50	\$241.50
Plus consumption	\$1.64/100 cu. ft.	\$3.30/100 cu. ft.

(c)	Tap Fees—Prior to the issuance of a tap, the following fees are required:				
	(in inches)	Water Tap Inside City	Water Tap Outside City	Sewer Tap Inside City	Sewer Tap Outside City
	¾	\$1,100.00	\$1,200.00	\$950.00	\$1,200.00
	1	1,200.00	1,400.00	1,000.00	1,300.00
	1½	2,200.00	2,400.00	1,150.00	1,600.00
	2	2,500.00	2,700.00	1,200.00	1,900.00
	4	3,000.00	3,200.00	1,775.00	3,050.00
	6	3,500.00	3,700.00	2,150.00	3,800.00
	8	4,000.00	4,200.00	2,620.00	4,740.00
	Multi-unit, per unit	1,100.00	1,200.00	950.00	1,200.00

Other provisions:

For commercial taps and industrial taps (service or sprinklers and residential sprinklers) the fee shall be the cost of installation plus ten (10) percent on materials and one hundred fifty (150) percent on labor (percentages double for outside city) the estimate to be paid in advance.

If developer installs residential taps and meter settings on property to city specifications, then the fee for the city to set meter shall be the cost of metering equipment and installation

(d)	Capacity fees—A capacity fee for water and/or sewer service shall be requested for
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	each new tap or on any increase in volume with respect to an existing tap.		
	<i>Water Capacity Fee (in inches)</i>	<i>City</i>	<i>Outside City</i>
	$\frac{3}{4}$	\$1,020.00	\$930.00
	1	\$1,700.00	\$1,540.00
	1½	\$3,500.00	\$3,090.00
	2	\$5,590.00	\$4,940.00
	3	N/A	\$7,410.00
	4	\$10,100.00	\$9,030.00
	6	\$15,600.00	\$14,450.00
	8	\$20,280.00	\$18,780.00
	multi-unit/per unit	\$1,020.00	\$930.00
	<i>Sewer Capacity Fee (in inches)</i>	<i>City</i>	<i>Outside City</i>
	$\frac{3}{4}$	\$1,300.00	\$1,260.00
	1	\$2,160.00	\$2,520.00
	1½	\$4,320.00	\$4,030.00
	2	\$6,910.00	\$8,050.00
	3	N/A	\$10,040.00
	4	\$13,470.00	\$13,050.00
	6	\$20,200.00	\$19,580.00
	8	\$26,260.00	\$25,454.00
	multi-unit/per unit	\$1,300.00	\$1,260.00

Other provisions:

Apartments and hotels per unit calculations.

All hotel and apartment units with refrigerator and stove are to be calculated as a single (1) unit ($\frac{3}{4}$ " water meter equivalent) for capacity fees.

All hotel and apartment units without refrigerator and stove are to be calculated as one-half unit ($\frac{3}{4}$ " water meter equivalent) for capacity fees. The following, if part of an apartment or hotel and served by a single meter are to be considered a separate unit for capacity fees. The capacity fee will be calculated as a single (1) unit based on meter size. If the following are served by a master meter, they are considered to be a separate unit to be calculated as a single (1) unit ($\frac{3}{4}$ " water meter equivalent):

- (a) Restaurant;
- (b) Lounge;
- (c) Car wash;
- (d) Lobby;
- (e) Full kitchen (not part of restaurant).

(e.) Unmetered Private fire service charges – Monthly Billing	City	Outside City
In Inches:		
2	\$ 15.00	\$ 30.00
4	\$ 22.50	\$ 45.00
6	\$ 30.00	\$ 60.00
8	\$ 60.00	\$120.00
10	\$150.00	\$300.00
12	\$225.00	\$450.00

(f) Fire hydrant flow test.	City	Outside City
	\$250.00	\$250.00

Any new or upgraded fire services will be required to install full flow meters and will pay the normal monthly minimum on meter service. This fee will be in lieu of the sprinkler charges referred in subsection (e) above.

Sec. 24-147. Sewage rates.

(a.) Sewage Monthly Billing	City	Outside City
Minimum bill according to meter size:		
5/8" or 3/4"	\$ 6.90	\$ 6.90
3/4" full flow	\$ 10.35	\$ 10.35
1"	\$ 16.10	\$ 16.10
1 ¼" or 1 ½"	\$ 32.20	\$ 32.20
2"	\$ 62.10	\$ 62.10
4"	\$115.00	\$115.00
6"	\$179.40	\$179.40
8"	\$230.00	\$230.00
Plus consumption	\$1.53/100 cu. ft.	\$3.07/100 cu. ft.

This Ordinance shall become effective on July 1, 2013.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 6th day of June 2013.

ADOPTED this the day of June 2013. Second Reading.

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

ATTEST:

**/s/ Connie Keeling
Connie K. Keeling
City Clerk**

E. Appointments

1. Board of Zoning Appeal

Randy Mannino, Planning and Development Director stated that the Mayors appointment to the Board of Zoning Appeals expires in June. This is a two year term and current appointment is Lamar Pendley who has served since June 2000 and the Mayor has asked that Mr. Pendley be appointed for another term.

A motion to approve the appointment of Mr. Pendley was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

2. Cartersville Building Authority

Mayor Santini stated that there were two appointments to the Cartersville Building Authority and recommended the appointment of Sam Grove and Jerry Milam. These are four year terms that will expire May 15, 2018.

A motion to approve the appointment of Sam Grove and Jerry Milam was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

F. Resolutions

1. Cartersville Business Improvement District (B.I.D.) Budget Amendment

Tara Currier, Downtown Development Director stated that the Cartersville Business Improvement District (B.I.D.) is a special assessment levied against properties within the downtown business district. Ms. Currier stated that the DDA Board and staff have contacted all downtown property owners asking for approval to amend the budget as follows: 15% administration; 35% downtown promotion; and 50% downtown improvements which would

include sign/façade grants). The necessary 51% approval of downtown property owners has been received and Ms. Currier recommended approval.

A motion to approve Resolution No. 07-14 was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

Resolution No. 07-14

WHEREAS, the Cartersville City Council approved the establishment of the Cartersville Business Improvement District in June 2002.

WHEREAS, the Downtown Development Authority (DDA) Business Improvement District wishes to amend the percentage of funds spent on programs and services under the Downtown Cartersville Business Improvement District.

WHEREAS, the DDA Board recommends that the Business Improvement District percentage of funds spent on programs and services be amended.

WHEREAS, business owners in the Business Improvement District have been petitioned and over 51% of the business owners have approved of the plan amendment. A copy of the petition is attached hereto as Exhibit "A".

NOW, THEREFORE BE IT RESOLVED by the City of Cartersville that the Cartersville Business Improvement District percentage of funds spent on programs and services for the BID are hereby amended as outlined in the BID Management Plan, which is attached hereto and incorporated herein as Exhibit "B".

ADOPTED this the 5th day of June 2014.

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

ATTEST:

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

2. Date and Time Change for Regularly Scheduled Council Meeting on July 3, 2014

Sam Grove, City Manager stated that the first meeting in July will be on July 3rd. To avoid the Independence Day Holiday, Mr. Grove recommended changing the meeting to Tuesday, July 1, 2014 at 7 p.m.

A motion to approve Resolution No. 08-14 to move the first meeting in July was made by

Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-0

Resolution No. 08-14

WHEREAS, The Mayor and City Council has determined that it is in the best interest of the City of Cartersville and it's inhabitants and their general health, safety and welfare to reschedule the below referenced meeting of the Mayor and City Council pursuant to the authority provided by the CODE OF ORDINANCES, CITY OF CARTERSVILLE, GEORGIA; and

THEREFORE, NOW BE IT RESOLVED, by the Mayor and City Council of the City of Cartersville that the meeting of the Mayor and City Council scheduled on the 3rd day of July, 2014 at 7 PM in pursuant to Section 2-17 of the City of Cartersville Code of Ordinances is hereby rescheduled to the 1st day of July, 2014 at 7 PM.

NOW BE IT AND IT IS HEREBY RESOLVED.

ADOPTED this June 5th, 2014

/s/ Matthew J. Santini

Matthew J. Santini

Mayor

ATTEST:

/s/ Connie Keeling

Connie Keeling

City Clerk

G. Contracts/ Agreements

1. Optimists for July 4, 2014 Celebration

Sam Grove, City Manager stated that this is the annual contract between the City of Cartersville and the Optimist Club for the festivities at Dellinger Park for the July 4th Celebration and recommended approval.

A motion to approve the contract with the Optimist Club for the July 4th Celebration was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-0

2. Plant Vogtle Units 3 & 4 Financing

Don Hassebrock, Electric Department Director stated that this is a resolution authorizing

for the Mayor and City Clerk to execute the Power Sales Contracts once they are delivered in final form. The MEAG board has approved the contracts in substantial complete form and delivered to the Participants for their review. The DOE loan guarantee financing is projected to save annually in excess of 45 million dollars over the term of the loan and Mr. Hassebrock recommended approval subject to the city attorneys' approval on the final documents.

A motion to approve the Mayor and City Clerk to sign any and all documents subject to the city attorney's approval was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

Resolution No. 08-14

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN AMENDED AND RESTATED POWER SALES CONTRACTS RESPECTING THE PLANT VOGTLE ADDITIONAL UNITS; AND FOR OTHER PURPOSES

WHEREAS, the CITY OF CARTERSVILLE ("City") is a Participant of the Municipal Electric Authority of Georgia ("MEAG Power"); and

WHEREAS, the City is party to (i) a certain Plant Vogtle Additional Units Non-PPA Power Sales Contract (the "Non-PPA Contract"), (ii) a certain Plant Vogtle Additional Units PPA Power Sales Contract (the "PPA Contract") and (iii) a certain Plant Vogtle Additional Units PPA-2 Power Sales Contract (the "PPA-2 Contract," and together with the Non-PPA Contract and the PPA Contract, the "Contracts"), each dated as of June 15, 2008, with MEAG Power; and

WHEREAS, the Contracts, along with substantially similar contracts between MEAG Power and certain other Participants, and the bonds and bond resolutions related thereto were validated in Superior Court of Fulton County, Georgia in Civil Action File Nos. 2008CV159297 and 2009CV179503; and

WHEREAS, the City and MEAG Power desire to amend the Contracts, and have caused certain amendments and restatements thereof to be prepared (the "Amendments"), to accommodate, among other things, the DOE Guaranteed Loan (as defined in the Amendments) in order to effect lower financing costs for the Plant Vogtle Additional Units Non-PPA Project, the Plant Vogtle Additional Units PPA Project and the Plant Vogtle Additional Units PPA-2 Project, drafts of which are attached hereto as Exhibits A, B and C, respectively;

NOW, THEREFORE, BE IT RESOLVED that the Mayor ("Authorized Official") is hereby authorized and directed to execute, and the Clerk, or any Assistant Clerk, is hereby authorized to attest and deliver the Amendments, in substantially the forms thereof attached hereto, with such changes thereto as the Authorized Official deems necessary or appropriate, including changes requested by

DOE (as defined in the Amendments) in connection with the DOE Guaranteed Loan, the execution of the Amendments by the Authorized Official being conclusive evidence of the approval of such changes; and

FURTHER RESOLVED that the City hereby authorizes the Mayor and the Clerk, or any Assistant Clerk, to take any further actions and execute and deliver any other documents necessary to carry out the purpose of this Resolution, as amended from time to time, including, but not limited to, executing all documents necessary for validation and confirmation of the Amendments and other matters respecting the DOE Guaranteed Loan.

ADOPTED this the 5th day of June 2014.

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

ATTEST:

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

3. Terrell Heights Flood Study

Wade Wilson, City Engineer stated that due to continual flooding of Woodland Drive and surrounding properties, Public Works has solicited a proposal from Rindt-McDuff Associates, Inc. to perform a flood study and recommendations regarding this sub-basin. Mr. Wilson stated that this company has performed a similar study on the Wells Street project several years ago and recommended approval at a proposed cost of \$10,700.00 (this includes the surveying).

A motion to approve the Terrell Heights Flood Study by Rindt-McDuff was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

4. Novation Agreement – JJG and Jacobs Engineering Group, Inc.

Bob Jones, Water and Sewer Superintendent stated that on January 1, 2011 Jacobs Engineering Group, Inc. acquired Jordan, Jones, and Goulding, Inc. This novation agreement is a housekeeping measure to legally substitute “Jacobs” for JJG” on all existing contracts. Mr. Jones stated that execution of this agreement will allow both Jacobs and the City to continue working on these needed projects and clear any resulting legal ambiguity as a result of the corporation acquisition and recommended approval.

A motion to approve the novation agreement was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

H. Change Order

1. Mission Road Gravity Sewer Replacement – Phase I Change Order No. 2 (Final)

Bob Jones, Water and Sewer Superintendent stated that on September 5, 2013 council approved the Mission Road Gravity Sewer Replacement – Phase I project in the amount of \$66,727.10. During construction damage to a previously unknown storm drain catch basin and failure of a 1916 manhole resulted in an addition of \$25,685.00. This is the final change order to reduce the project amount to actual used quantities. The project total was completed for \$79,357.64 which is a reduction of \$13,054.76 and Mr. Jones recommended approval to reduce the final project amount and close the contract.

A motion to approve to reduce the final project amount and close the contract was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 4-0

I. Bid Award/Purchases

1. D & C Inventory Restock 3 - 2014

Bob Jones, Water and Sewer Superintendent stated that bids were accepted to restock materials used in the daily maintenance and operation of the water distribution system and recommended approval of the low bid from HD Supply in the amount of \$8,479.28.

A motion to approve the low bid from HD Supply was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

2. Police Vehicle

Tommy Culpepper, Police Chief stated that this purchase is to replace the police vehicle that was destroyed in the March 12, 2014 collision on West Avenue. Bids were solicited with only one bid returned from Robert Loehr of Cartersville in the amount of \$23,571.00 which is \$1,843.00 less than the last vehicle purchased in 2013. Chief Culpepper asked approval for an amount up to \$35,000.00 to purchase the vehicle and associated equipment.

A motion to approve an amount up to \$35,000.00 to purchase the vehicle and associated equipment was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 4-0

3. Gas Meters

Gary Riggs, Gas Superintendent stated that bids were solicited for 200 residential gas meters to be used in the daily maintenance and operation of the Cartersville Gas System and recommended the low bid from Equipment Controls Company in the amount of \$14,400.00.

A motion to approve the low bid from Equipment Controls Company was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

4. Senior Aquatic Center

Greg Anderson, Parks and Recreation Superintendent stated that the Senior Aquatic Center pool-paks compressor went out and needed to be replaced. Mr. Anderson stated that these repairs were completed on an emergency basis and recommended approval of the invoice from Honeywell International in the amount of \$9,918.00.

A motion to approve the invoice from Honeywell International was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 4-0

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 4-0

Added Item:

1. Quit Claim Deed Release First Time Homebuyers Program

Randy Mannino stated that this is a quit claim deed release for Lot 28 in Hamilton Township Subdivision. Mr. Mannino stated that this property was part of the first time homebuyers program and the applicant has fulfilled their obligation of five year ownership as set forth in this2 program. Mr. Mannino recommended approval.

A motion to approve the Quit Claim Deed Release was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

2. GMA Membership Dues Invoice

Sam Grove, City Manager stated that this is an invoice for the 2014-2015 Membership Dues for the Georgia Municipal Association in the amount of \$6,382.65. Mr. Grove recommended approval.

A motion to approve the GMA Invoice was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 4-0

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

Meeting Adjourned

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Connie Keeling
City Clerk