City Council Meeting
10 N. Public Square
October 4, 2012
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 Etowah Valley Young Marines

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

II. Regular Agenda

A. Council Meeting Minutes

1. September 20, 2012

A motion to approve the September 20, 2012 City Council Meeting minutes as presented was made by Council Member Pruitt and seconded by Council Member Stepp. Motion carried unanimously. Vote 4-0

B. Proclamations

1. Red Ribbon Week Sponsored by Young Marines

Mayor Santini presented the Etowah Valley Your Marines Corporal Micenna Brooks and Lance Corporal Emma Hartley with a proclamation declaring October 23-31, 2012 as Red Ribbon Week.

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

1. File AZ12-07: Annexation and zoning application by Greg and Tracey Beach for property located at 77 Star Dust Trail off Summit Ridge Drive (Total approximately 1.86 acres) from Bartow County Jurisdiction to City 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 property is located at 77 Star Dust Trail with a single family residence built in approximately 1996. The property is currently zoned County A-1 (Agriculture) to be annexed in as R-20 (Single Family Residential). Mr. Mannino stated that there have been no changes since the first reading and the Planning Commission had recommended approval.

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

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

A motion to approve the annexation Ordinance No. 42-12 was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

A motion to approve zoning Ordinance No. 43-12 was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 42-12

Petition No. AZ12-07

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 Greg and Tracey Beach. Property is located at 77 Star Dust Trail. Said property contains 1.86 acres located in the 4th District, 3rd Section, Land Lot(s) 1139 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 20th day of September 2012.
ADOPTED this the 4th day of October 2012. 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. 43-12

Petition No. AZ12-07

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 Greg and Tracey Beach. Property is located 77 Star Dust Trail. Said property contains 1.86 acres located in the 4th District, 3rd Section, Land Lot(s) 1139 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 20th day of September 2012.
ADOPTED this the 4th day of October 2012. Second Reading.

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

ATTEST:

/s/ <u>Connie Keeling</u>
Connie Keeling
City Clerk

2. File AZ12-08: Annexation and zoning application by Sean & Rhonda Ireland for property located at 13 Mission Hills Drive in the Mission Estates subdivision (total approximately 0.8 acres) from Bartow County Jurisdiction to City 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 property is located at 13 Mission Hills Drive near the entrance to the Mission Estates Subdivision. This property includes a single-family residence build in approximately 1996. The property is currently zoned County A-1 (Agriculture) to be annexed in with R-20 (Single Family Residential). Mr. Mannino stated that there have been no changes since the last meeting and the Planning Commission had recommended approval.

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

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

A motion to approve annex Ordinance No. 44-12 was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

A motion to approve zoning Ordinance No. 45-12 was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 44-12

Petition No. AZ12-08

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 Sean and Rhonda Ireland. Property is located at 13 Mission Hills Drive Said property contains 0.8 acres located in the 4th District, 3rd Section, Land Lot(s) 441 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 20th day of September 2012.
ADOPTED this the 4th day of October 2012. Second Reading.

/s/ <u>Matthew J. Santini</u>
Matthew J. Santini
Mayor

ATTEST:

/s/ <u>Connie Keeling</u>
Connie Keeling
City Clerk

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 45-12

Petition No. AZ12-08

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 Sean and Rhonda Ireland. Property is located 13 Mission Hills Drive. Said property contains 0.8 acres located in the 4th District, 3rd Section, Land Lot(s) 441 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 20th day of September 2012.
ADOPTED this the 4th day of October 2012. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

D. Presentations

1. Urban Redevelopment Plan Update

Richard Osborne, City Planner stated that this is a quarterly update on the redevelopment activities occurring in Cartersville, as required by the Urban Redevelopment Plan adopted by Council in 2010. Mr. Osborne presented an update on two new owner-occupied houses in the North Towne area and the recently held Georgia Initiative for Community Housing (GICH) conference at the Clarence Brown Conference Center.

E. Appointments

1. Downtown Development Authority Board

Tara Currier, Downtown Development Director stated that the board of directors of the Cartersville Downtown Development Authority requests the appointment of Earline Burke to fill the vacancy of Billy Archer who resigned at the September board meeting. If appointed Ms. Burke's term will expire on February 18, 2014. Ms. Currier recommended approval.

A motion to approve the appointment of Earline Burke was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 4-0

F. Change Order

1. Martin Luther King Jr. Drive Sewer Replacement – T. J. Lyle & Co.

Ed Mullinax, Water Department Assistant Superintendent stated that the existing water main serving Ford Street had a one way feed and did not provide adequate fire protection. This line was not connected to the water main on Martin Luther King Jr. Drive when it was installed.

Bids were solicited for constructing this connection from two contractors working on pipeline projects in this intersection. Mr. Mullinax stated that connection of this water main in conjunction with ongoing construction allowed the work to be performed without removing and replacing pavement in the intersection twice. Mr. Mullinax recommended approval of the increase to T. J. Lyle & Co. in the amount of $8,590.41 making the final adjusted contract amount $44,255.21.

A motion to approve the change order for the Martin Luther King Jr. Project was made by Council Member Pruitt and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-0

2. South Erwin Street 12-inch Water Main Replacement – T. J. Lyle & Co.

Ed Mullinax, Water Department Assistant Superintendent stated that council had approved the South Erwin Street 12-inch water main replacement project contract with T. J. Lyle & Co. Additional piping and connections installed resulted in an increase of $60,645.63 making the final adjusted contract amount $575,486.48. Mr. Mullinax recommended approval.

A motion to approve the final change order for the South Erwin Street Project was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

3. Grit Collector Project

Ed Mullinax, Water Department Assistant Superintendent stated that after doing demo on the old #2 Grit Collector staff found the concrete imbedded rail on the bottom was worn out. Also found was the enclosed shoot for the chain was totally rusted out. These items had to be changed to put the unit back in service. Mr. Mullinax stated that this added an additional $13,050.41 to the contract with A & D Contracting making the total project amount $64,315.48 and recommended approval.

A motion to approve the change order for the Grit Collector Project was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 4-0

G. Engineering Services

1. Fee Amendment for South Erwin Street 12 inch Water Main Replacement – Jacob Engineering

Ed Mullinax, Water Department Assistant Superintendent stated that the construction of the South Erwin street 12-inch Water Main Replacement project is completed. During construction several unforeseen conditions were encountered calling for additional engineering services and contract duration. Jacob Engineering has requested an additional $2,200.00 for the increased scope of services, contract duration, and associated meetings. Mr. Mullinax recommended approval.

A motion to approve South Erwin Street fee amendment was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

2. Tennessee Street Water Main Replacement –Prime Engineering

Jim Stafford, Water Department Superintendent stated that the system of water mains serving the Tennessee Street corridor is in need of replacement. This project will involve design of up to 6,000 feet of 12-inch diameter mains and 6,000 feet of 8-inch diameter mains. The proposal from Prime Engineering is for an amount not to exceed $280,708.18 for design engineering, permitting, surveys, construction management and inspection. This amount also includes allowances for geotechnical, underground locating, and easement plats. Mr. Stafford stated that this is a time sensitive project and recommended approval.

A motion to approve agreement with Prime Engineering was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 4-0

3. **West Avenue Water Main Replacement – Southland Engineering**

Ed Mullinax, Water Department Assistant Superintendent stated that the Water Department has requested Southland Engineering to provide a proposal for Engineering Services for design, permitting, and contract administration for the West Avenue Water Main Replacement Project. This project will involve the installation of approximately 3,200 feet of existing water mains along West Avenue between Plymouth Drive and Lee Street. Southland will be designing this water main project in conjunction with a sidewalk project they are currently designing for the Public Works Department. Mr. Mullinax stated that the proposal in the amount of $19,550.00 which includes an allowance for easement plat preparation and recommended approval.

A motion to approve agreement with Southland Engineering was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 4-0

H. Bid Award/Purchases

1. **Truck Bed for Water Department**

Ed Mullinax, Water Department Assistant Superintendent stated that bids were solicited for a dump bed for a recently purchased truck. Mr. Mullinax recommended the low bid from Womack Truck Body in the amount of $9,600.00.

A motion to approve the purchase from Womack Truck Body was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

2. **Wansley drive Box Culvert Installation – C. H. Kirkpatrick**

Bobby Elliott, Public Works Director stated that bids were solicited for the installation of the Wansley Drive box culvert. Mr. Elliott recommended the low bid from C. H. Kirkpatrick in the amount of $89,933.63.

A motion to approve the agreement with C. H. Kirkpatrick was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

I. Other

1. **WaterFirst Community Program Application**

Bobby Elliott, Public Works Director stated that he is requesting approval to apply for the Department of Community Affairs WaterFirst Community Designation. Mr. Elliott stated that with this application the city would be seeking to qualify for designation and recognition as WaterFirst. There are seven major components of this program and the extent to which the participants will need to address will be dependent on the size of the water-related services that it provides. Mr. Elliott stated that this designation would benefit the City Water and Sewer Department and recommended approval for the Mayor to sign the application.

A motion to approve the Mayor to sign the application with WaterFirst Community Program was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 4-0

J. Contracts/Agreements

1. **Value Engineering Study Douthit Ferry Road**

Bobby Elliott, Public Works Director stated that this Valve Engineering Study is required by GDOT for projects over $10 Million. This study is a project review to look for opportunities for adding project value and saving project costs. The deliverable will be a VE report summarizing the process and detailing the activities and recommendations submitted to GDOT for approval. Mr. Elliott stated that AMEC was selected by GDOT's procurement process for this project at a cost of $49,639.69. Mr. Elliott recommended approval.

A motion to approve the agreement with AMEC was made by Council Member Pruitt and seconded by Council Member McDaniel. Motion carried unanimously. Vote 4-0

2. Georgia Power for Utility Line Relocation

Dan Porta, Assistant City Manager stated that the city electric department is currently installing their electric lines underground and has run into a conflict with an existing Georgia Power line that is already underground. Due to this conflict the city has received a not to exceed price from Georgia Power to move their line in the amount of $14,376.00. Mr. Porta recommended approval.

A motion to approve the Georgia Power Line Relocation was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

K. Other

1. Sewer for New Eastside Hangar at Cartersville-Bartow County Airport

Dan Porta, Assistant City Manager stated that the new airplane hangar on the east side of the Cartersville-Bartow County Airport required the extension and installation of utilities to this new facility. In order to cover the cost of the sewer for this new facility, it was agreed to split these costs between several entities and the city's portion is $35,221.63. Mr. Porta recommended approval.

A motion to approve the cost for the Sewer for New Eastside Hangar was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 4-0

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

Meeting Adjourned

/s/ ____________________________
Matthew J. Santini
Mayor

ATTEST:

/s/ ________________________________
Connie Keeling
City Clerk