City Council Meeting
10 N. Public Square
September 20, 2012
6:00 P.M. – Work Session 7:00 P.M.

## I. Opening Meeting

Invocation by Council Member Tate

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; 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. Louis Tonsmeire, Sr., Council Member Ward Three and David Archer, City Attorney were absent.

## II. Regular Agenda

### A. Council Meeting Minutes

#### 1. September 6, 2012

A motion to approve the September 6, 2012 City Council Meeting minutes as presented was made by Council Member Tate and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

### B. Public Hearing – 1st 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 staff had no objections; however the Fire Department is concerned with fire protection in the area due to the number of fire hydrants in the area. Mr. Mannino stated that 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.

**No Action Required**

**Ordinance**

**of the**

**City of Cartersville, Georgia**

**Ordinance No.**

**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 day of. Second Reading.**

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

**ATTEST:**

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

**Ordinance**

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**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 day of. Second Reading.**

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

**ATTEST:**

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

**2. File AZ12-08: Annexation and zoning application by Sean and 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 staff had no objections and the Planning Commission 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.

**No Action Required**

**Ordinance**

**of the**

**City of Cartersville, Georgia**

**Ordinance No.**

**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 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.**

**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 day of. Second Reading.**

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

**ATTEST:**

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

**C. Resolutions**

**1. Council Meeting Time Change for Christmas Parade**

Sam Grove, City Manager stated that the City of Cartersville's annual Christmas Parade is on the first Thursday night in December which conflicts with the regularly scheduled City Council Meeting. This resolution is to change the meeting time for the December 6, 2012 to 9:00 a.m. and Mr. Grove recommended approval.

A motion to approve Resolution No. 15-12 was made by Council Member McDaniel and seconded by Council Member Pruitt. Motion carried unanimously. Vote 5-0

**Resolution No. 15-12**

**WHEREAS, The Mayor and City Council has determined that it is in the best interest of the City of Cartersville and its inhabitants and their general health, safety and welfare to reschedule the below referenced meetings 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 meetings listed below of the Mayor and City Council are hereby rescheduled pursuant to Section 2-17 of the City of Cartersville Code of Ordinances:**

- **December 6, 2012 at 7 PM rescheduled to December 6, 2012 at 9 AM**

**NOW BE IT AND IT IS HEREBY RESOLVED.**

**ADOPTED this 20th day of September 2012.**

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

**ATTEST:**

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

**D. Grant Application/Acceptance**

**1. Storm Drain System and Land Acquisition Services for Airport**

Dan Porta, Assistant City Manager stated that the Airport Authority has received notice of tentative federal funding assistance in the amount of $100,225.00 for designing a storm drain system and land acquisition services at the airport. The grant requires a matching contribution of $2,637.00, which will be paid from Airport Authority Funds and will not impact the city budget other than personnel time to process the grant documents and track the expenditures. Mr. Porta recommended approval.

A motion to approve the acceptance of the Airport Grant was made by Council Member Hodge and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

**2. Pre-Disaster Mitigation Grant**

Tom Quist, Assistant to the City Manager stated that the city has been awarded up to $247,531.12 in funding from the Pre-Disaster Mitigation Grant. The purpose of this grant is to acquire and demolish three flood-prone properties/homes, located at 135 and 149 Etowah Drive and 242 Lee Street. These properties will be maintained as open space in perpetuity. The total cost of this project is estimated to be $330,059.12 with the City's match being $82,528.00 or twenty five percent (25%). Mr. Quist recommended approval.

A motion to approve acceptance of the Pre-Disaster Mitigation Grant was made by Council Member Tate and seconded by Council Member Hodge. Motion carried unanimously. Vote 5-0

**3. Georgia Department of Transportation Regarding LMIG (formerly LARP)**

Bobby Elliott, Public Works Director stated that this application is required by GDOT to receive our annual LMIG (formerly LARP) funds for resurfacing. Our allotment this year is $166,116.81 and we have to supply a 30% match bringing the total for LMIG projects to $215,951.858. Mr. Elliott stated that the city also has $13,000.00 that they will add due to a shortage in the last year bringing the grand total to $225,951.85. Mr. Elliott recommended approval.

A motion to approve the acceptance of LMIG funds was made by Council Member Pruitt and seconded by Council Member Stepp. Motion carried unanimously. Vote 5-0

**E. Engineering Services**

**1. Technical Support for Stormwater Management Program**

Bobby Elliott, Public Works Director stated that the City is required to meet several obligations concerning inspection, monitoring and reporting on our Stormwater Management Program. The Metropolitan North Georgia Water Planning District conducts an Audit of our Stormwater Management Program and reports to the EPD. This contract with Fox Environmental provides technical assistance on meeting all these requirements. Mr. Elliott recommended approval of Fox Environmental in an amount not to exceed $21,000.00.

A motion to approve the agreement with Fox Environmental not to exceed $21,000.00 was made by Council Member Hodge and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

**These items were pulled from the agenda and will be reviewed at a later date.**

**2. Tennessee Street Water Main Replacement**
**3. West Avenue Water Main Replacement**

**F. Contracts/Agreements**

**1. Georgia Department of Transportation Regarding Leake Mounds – Etowah River Walk Link**

Greg Anderson, Parks and Recreation Director stated that a contract with Southland Engineering was approved by council last month to finish the engineering/design/permitting for the Leake Mounds-Etowah Riverwalk Link. Mr. Anderson stated that this letter is a new schedule that is proposed by the GA DOT and that Southland Engineering has reviewed the schedule and has determined that the city will be able to meet the new schedule and move forward towards completion of this project. Mr. Anderson recommended approval.

A motion to approve the new schedule for the Leake Mounds-Etowah Riverwalk Link was made by Council Member Stepp and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

**2. U. S. Department of Justice Asset Forfeiture Report**

Tommy Culpepper, Chief of Police stated that this is the annual report for the U. S. Department of Justice to account for the federal asset forfeiture money received and spent. The report is for the fiscal year starting July 1, 2011 and ending June 30, 2012. Chief Culpepper stated that this report was prepared by the Police Department with the assistance of Tom Rhinehart and recommended approval.

A motion to approve the Asset Forfeiture Report was made by Council Member Stepp and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

**G. Change Order**

**1. Final Adjustment Erwin Street Sewer Repair**

Ed Mullinax, Assistant Water Superintendent stated that this is the final adjustment change order for the Erwin Street Sewer Repair. Mr. Mullinax stated the original contract was approved in the amount of $58,900.00; however additional work involved in locating the sewer, additional sewer connections, and removal of concrete resulted in a $24,437.64 increase to the original amount. Mr. Mullinax stated the final adjusted contract amount for this project is $83,337.64 and recommended approval.

A motion to approve the final adjustment for Erwin Street Sewer Repair was made by Council Member Pruitt and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

**H. Bid Award/Purchases**

**1. Repair #2 High Service Pump at Water Treatment Plant**

Ed Mullinax, Assistant Water Superintendent stated that bids were accepted for rebuilding of the high service pumps at the water plant. Mr. Mullinax recommended approval of the low bid from Cole Electric Technology, Inc. in the amount of $16,420.42.

A motion to approve repairs by Cole Electric Technology, Inc. was made by Council Member Pruitt and seconded by Council Member Hodge. Motion carried unanimously. Vote 5-0

**2. Electric Department Bucket Truck #516 Rebuild**

David Myers, Electric Superintendent stated that from time to time the Electric Bucket Trucks have to be inspected and rebuilt. The proposal submitted to council is from Terex to perform the necessary inspection and rebuild of Bucket Truck #516 in the amount of $30,805.65. Mr. Myers stated that in addition to the rebuild, he has requested several modifications to this truck to be performed while it is in the shop and the modifications will be brought to council at a later date. Mr. Myers stated that this is only an estimate and the actual price may differ depending on actual items needed for the rebuild and recommended approval.

A motion to approve the estimated costs from Terex was made by Council Member Tate and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

**3. Electric Department Uniforms 2012**

David Myers, Electric Superintendent stated that this is a maintenance invoice for required flame retardant uniform clothing purchased for the electric crews. Mr. Myers recommended approval of the purchase from Riverside Manufacturing Company in the amount of $5,233.75.

A motion to approve the purchase from Riverside Manufacturing Company was made by Council Member Pruitt and seconded by Council Member Stepp. Motion carried unanimously. Vote 5-0

**4. Recreation Department Truck Purchase**

Tom Rhinehart, Finance Director stated that the Recreation Department has solicited bids for a half-ton pickup truck for its daily operations. Mr. Rhinehart stated that the low bid was from Butler Chrysler Dodge in Beaufort, SC; however the truck bid from City Motors included an upgraded radiator and a class four towing package. After reviewing the bid it was determined that the added towing package and the upgraded cooling system are worth the minor increase in price and Mr. Rhinehart recommended approval of the purchase from City Motors in Cartersville in the amount of $24,960.79.

A motion to approve the purchase from City Motors of Cartersville was made by Council Member Stepp and seconded by Council Member Pruitt. Motion carried unanimously. Vote 5-0

**5. Fiber Department Truck Purchase**

Tom Rhinehart, Finance Director stated that the Fiber Department had solicited bids for a four wheel drive-half ton pickup truck for its daily operations. Mr. Rhinehart recommended the low bid from City Motors of Cartersville in the amount of $28,329.12.

A motion to approve the purchase from City Motors of Cartersville was made by Council Member Pruitt and seconded by Council Member Stepp. Motion carried unanimously. Vote 5-0

**I. Monthly Financial Statement**

**1. July 2012**

Mr. Tom Rhinehart, Finance Director, presented the July 2012 monthly financial statement with comparisons from the previous year of July 2011, 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 July 2012.

Council Member Tate congratulated Richard Osborne for receiving the Community Service Award. After announcements a motion to adjourn the meeting was made by Council Member Stepp and needing no second. Motion carried unanimously. Vote 5-0

**Meeting Adjourned**

/s/ ___________________________
Matthew J. Santini
Mayor

ATTEST:

/s/ ______________________________
Connie Keeling
City Clerk