City Council Meeting
10 N. Public Square
June 21, 2012
6:00 P.M. – Work Session 7:00 P.M.

I. Opening Meeting

Invocation by Mayor Santini

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 David Archer, City Attorney.

II. Regular Agenda

A. Council Meeting Minutes

1. June 7, 2012

A motion to approve the June 7, 2012 minutes as presented was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

B. Second Reading of Ordinances

1. Budget Ordinance for Fiscal Year 2012-13

Dan Porta, Assistant City Manager presented the Fiscal Year 2012 – 2013 Budget and stated that it is a balanced budget. The budget decreased from FY 2011-12 budget by $12,623,255 (8%) and includes no salary adjustments, no city property tax increase, Cartersville School System funds, no increased staff, and a small increase in the water and sewer rate structure. Mr. Porta stated that the city has taken over the Business Improvement District Taxes, a new special revenue fund for this was created and it totals $24,645. Mr. Porta stated that there have been no changes since the first reading and recommended approval of the FY 2012 – 2013 Budget.

A motion to approve FY2012 – 13 Budget Ordinance No.28-12 was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 28-12

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 2012 - 2013 budget.

2012 - 2013 Budget Summary

General Fund	**Revenues**	**Expenditures**
Revenues	**$39,151,915**	
Expenditures:		
Legislative		**$19,520,370**
Administration		**$ 1,007,410**
Finance Dept.		**$ 1,088,640**
Customer Service Dept.		**$ 700,585**
Police		**$ 5,039,630**
Fire		**$ 5,435,375**
Municipal Court		**$ 81,370**
Public Works		**$ 2,368,125**
Recreation		**$ 3,165,460**
Planning & Development		**$ 744,950**
Special Revenue Funds		
SPLOST – 2003	**$ 2,860,000**	**$ 2,860,000**
SPLOST – 2007	**$ 6,815,000**	**$ 6,815,000**
DEA	**$ 218,460**	**$ 218,460**
State Forfeiture	**$ 3,000**	**$ 3,000**
Hotel/Motel Tax	**$ 405,000**	**$ 405,000**
Motor Vehicle Rental Tax	**$ 50,000**	**$ 50,000**
Grant Funds	**$ 36,800**	**$ 36,800**
Impact Fees	**$ 163,585**	**$ 163,585**
Business Improve Dist Tax	**$ 24,645**	**$ 24,645**
Development Fees	**$ 5,000**	**$ 5,000**
Enterprise Funds		
Fiber Optics	**$ 1,635,335**	**$ 1,635,335**
Electric	**$44,591,295**	**$44,591,295**
Gas	**$23,123,195**	**$23,123,195**
Solid Waste	**$ 2,397,270**	**$ 2,397,270**
Stormwater	**$ 1,323,050**	**$ 1,323,050**
Water & Sewer	**$20,710,175**	**$16,263,215**

Water Pollution Control Plant		**$ 2,254,970**
Water Treatment Plant		**$ 2,191,990**
<u>Internal Service Fund</u>		
Garage	**$ 1,592,565**	**$ 1,592,565**

BE IT AND IT IS HEREBY ORDAINED.

ADOPTED, this 7th day of June 2012. First Reading.
ADOPTED this 21st day of June 2012. Second Reading.

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

ATTEST:

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

2. Amendment to Utilities Ordinance Regarding Water/Sewer Rates

Dan Porta, Assistant City Manager stated that in order to balance the FY 2013 Water and Sewer Fund budget a 5% proposed increase in water and sewer rates is needed. The increase will allow the City to continue to maintain the existing system as well as update the system by completing projects that are needed to fulfill the needs of existing customers along with any future needs of the water and sewer system. Mr. Porta stated that even with this small increase in rates, the City of Cartersville will remain one of the lowest water and sewer rates in the surrounding area. Without the proposed rate increase, the city water and sewer department will not be able to maintain the existing system, plan for any needed future expansion, or possibly be unable to make future bond payments. Mr. Porta stated that these rates will be effective July 1, 2012, there have been no changes since the first reading and recommended approval.

A motion to approve the amendment to water and sewer rates, Ordinance No. 29-12 was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 6-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 29-12

Now be it and it is hereby ORDAINED by the Mayor and City Council of the City of Cartersville, that the <u>CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 24. UTILITIES. ARTICLE IV. WATER SERVICE Section 24-64 (a) and (b) Water and Sewage Rate and Section 24-147 (a.) Sewage Rates</u> is hereby amended by deleting said Section 24-64 (a) and (b), 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"	$ 6.00	$ 11.00
3/4" full flow	$ 9.00	$ 16.00
1"	$ 14.00	$ 26.00
1 ¼" or 1 ½"	$ 28.00	$ 48.00
2"	$ 54.00	$ 99.00
4"	$101.00	$185.00
6"	$156.00	$280.00
8"	$200.00	$387.00
Plus consumption as follows:		
(i) Residential Meters		
(a) 0 – 10 consumptions per month	$1.32/100 cu. ft.	$2.64/100 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	$2.19/100 cu. ft.	$3.23/100 cu. ft.
(iii) Irrigation System Meters	$4.66/100 cu. ft.	$4.66/100 cu. ft.
(iv) Industrial and All Other Meters	$1.32/100 cu. ft.	$2.64/100 cu. ft.

(b.) Sewage Monthly Billing	City	Outside City
Minimum bill according to meter size:		
5/8" or 3/4"	$ 6.00	$ 6.00
3/4" full flow	$ 9.00	$ 9.00
1"	$ 14.00	$ 14.00
1 ¼" or 1 ½"	$ 28.00	$ 28.00
2"	$ 54.00	$ 54.00
4"	$101.00	$101.00
6"	$156.00	$156.00
8"	$200.00	$200.00

Plus consumption	**$1.46/100 cu. ft.**	**$2.92/100 cu. ft.**

Sec. 24-147. Sewage rates.

(a.) Sewage Monthly Billing	**City**	**Outside City**
Minimum bill according to meter size:		
5/8" or 3/4"	**$ 6.00**	**$ 6.00**
3/4" full flow	**$ 9.00**	**$ 9.00**
1"	**$ 14.00**	**$ 14.00**
1 ¼" or 1 ½"	**$ 28.00**	**$ 28.00**
2"	**$ 54.00**	**$ 54.00**
4"	**$101.00**	**$101.00**
6"	**$156.00**	**$156.00**
8"	**$200.00**	**$200.00**
Plus consumption	**$1.46/100 cu. ft.**	**$2.92/100 cu. ft.**

This Ordinance shall become effective on July 1, 2012.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 7th day of June 2012.
ADOPTED this the 21st day of June 2011. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie K. Keeling
City Clerk

C. Public Hearing – 1st Reading of Zoning/Annexation Requests

1. File AZ12-04: Annexation and zoning application by the City of Cartersville (donut hole initiative) for property owned by Womack Three, LLC and located at 5, 7, 9, 11, and 13 Corinth Road (5 unit apartment building on 0.49 acre lot) from Bartow County jurisdiction to City MF-14 (Multi Family).

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 of land is located at 5, 7, 9, 11, and 13 Corinth Road off Rowland Springs Road. The lot includes a 5-unit apartment building constructed in approximately 1998. Mr. Mannino stated that this property is part of the City Annexation Initiative to incorporate “donut hole” tracts into the City Limits for improved public safety coverage. The applicants, working with City staff through the City Annexation Initiative, seek to be annexed for City schools and police protection. Mr. Mannino stated that the property would be zoned MF-14 (Multi Family Residential) and the planning commission recommended approval.

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

Mayor Santini opened the 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. AZ12-04

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 Womack Three LLC. Property is located 5 – 13 Corinth Road. Said property contains 0.49 acres located in the 4th District, 3rd Section, Land Lot(s) 314 and 335 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 21st day of June 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. AZ12-04

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 Womack Three LLC. Property is located 3-15 Corinth Road. Said property contains 0.49 acres located in the 4th District, 3rd Section, Land Lot(s) 314 and 335 as shown on the attached plat Exhibit "A". Property is hereby rezoned from Bartow County R-3 (Residential Mixed Use) to MF-14 (Multi 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 21st day of June 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 Z12-02: Rezoning application by Terry Tumlin (Gene Vance, representative) for properties located at 2 Dixie Avenue and 329 East Cherokee Avenue (two lots total 0.71 acres) from M-U (Multiple Use) 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 2 Dixie Avenue and 329 E. Cherokee Avenue. The Property at 2 Dixie Avenue includes a now-vacant structure previously used as a bank, build in approximately 1985.

Property at 329 E. Cherokee Avenue includes a former residence constructed in approximately 1950 that has been used as an office in recent years. Mr. Mannino stated the applicant seeks to rezone the property from M-U to G-C to allow for a greater variety of possible uses from the buildings and the Planning Commission has recommended approval.

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

NO ACTION REQUIRED

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

Petition No. Z12-02

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 Tumlin. Property is located 2 Dixie Avenue and 329 E. Cherokee Avenue. Said property contains 0.71 acres located in the 4th District, 3rd Section, Land Lot(s) 456 - 457 as shown on the attached plat Exhibit "A". Property is hereby rezoned from Bartow M-U (Mixed Use) 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 21st day of June 2012.
ADOPTED this the day of. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

D. Other

1. Urban Redevelopment Plan Quarterly Report

Richard Osborne, City Planner presented information on the current residential and industrial revitalization activities in the City of Cartersville for the required quarterly report of the Urban Redevelopment Plan, adopted by Mayor and Council in 2010.

E. Appointments

1. Board of Zoning Appeals

Randy Mannino, Planning and Development Director stated that three positions on the Board of Zoning Appeals were to be appointed from Ward 2, Ward 6, and Mayors Choice. Mr. Mannino presented the reappointment of Lamar Pendley for the Mayor's Choice and the appointment of Hans Lutjens for Ward 2. A candidate for Ward 6 will be announced at a later date.

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

2. Cartersville-Bartow Library Board

Sam Grove, City Manager stated that the term of Bryan Canty on the Library Board expires on June 30, 2012. Mr. Grove recommended the appointment of Nikki Murphy as his replacement.

A motion to approve the appointment of Nikki Murphy was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

3. Airport Authority

Dan Porta, Assistant City Manager stated that the term of Hans Lutjens will expire on June 19, 2012 and he has expressed his desire to continue to serve, therefore Mr. Porta recommended his reappointment to the Airport Authority to expire on June 19, 2016.

A motion to approve the reappointment of Hans Lutjens was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

F. Contracts/Agreements

1. PT Solutions

Greg Anderson, Parks and Recreation Director stated that meetings have occurred between the City Staff and PT Solutions concerning pool time at the Senior Aquatic Center for the purpose of water therapy for their patients. Mr. Anderson stated that the agreement is for six (6) months and will benefit PT Solutions patients and generate revenue for the City and the time available will not interfere with CPRD hours. Mr. Anderson recommended approval.

A motion to approve the agreement with PT Solutions was made by Council Member

Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

2. DataRx Agreement for Pharmacy Claims Processing

Dan Porta, Assistant City Manager stated that currently city employees' prescriptions are processed through an agreement with our medical insurance carrier, United Health Care. After a meeting with representatives from DataRx, 13 months of data for actual filled prescriptions costs from city employees was compared and DataRx pricing showed that the city could save approximately $10,000 per month over United Health Care. Mr. Porta stated that local pharmacists will not be impacted by the change in prescription processes. In order to move prescription services there is a fee of $10.00 per employee per month (which includes fees to reproduce the insurance cards for city employees). Mr. Porta stated that overall this is still a significant annual savings to the City of approximately $78,000.00 and recommended approval.

A motion to approve the agreement with DataRx subject to approval of the City Attorney was made by Council Member Tate and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

3. Property and Casualty Insurance Renewal with Travelers Insurance

Dan Porta, Assistant City Manager stated that the city is currently covered with Travelers Insurance for all of the property and casualty claims. The insurance broker has compared the City's current policy with several companies and has found that Travelers Insurance was providing the best coverage at a fair price. Mr. Porta stated that the current policy provides full replacement cost for any city building that is destroyed by a storm or other means. A review of the building values and based on the current material and labor costs a number of building values have increased. Travelers has recommended an increase of $9.8 million in building value to bring the city building total to $44.5. The increase in building values along with insurance claims and a general increase in premiums by Travelers has raised the insurance premium to $359,940 and Mr. Porta recommended approval.

A motion to approve the agreement with Travelers Insurance was made by Council Member Stepp and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

G. Bid Award/Purchases

1. Manager Plus Fleet Maintenance Software Upgrade

Dan Porta, Assistant City Manager stated that the Garage Department currently uses Manager Plus Software to track the purchase and sale of fuel and vehicle parts. The current software version has been in use since 2006 and a new enterprise based version that will provide more reporting and tracking of city assets is available. The total cost of this software upgrade, including training, is $7,723.73 and Mr. Porta recommended approval.

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

2. Electric Transformers

Don Hassebroke, Assistant Electric Superintendent stated that a used 2500kVA padmount transformer previously designated as a spare is no longer suitable and needs to be replaced due to leaks, age, and cost to retrofit. Large transformers are purchased based on the lowest Total Ownership Cost which includes the internal losses of the unit. Mr. Hassebroke stated that bids were solicited and recommended the bid for an ERMCO unit at an actual cost of $30,081.00 and the lowest TOC in the amount of $80,533.50 from GRESCO.

A motion to approve purchase of the ERMCO Transformer was made by Council Member Hodge and seconded by Council Member McDaniel. Motion carried unanimously. Vote 6-0

3. VHF Repeater for Radio System

Bobby Elliott, Public Works Director stated that in moving toward being "Narrow Band" compliant as required by the FCC by January 2013, it is necessary to upgrade the VHF repeater presently being utilized by the Public Works Department. Mr. Elliott stated that he has received a price quote from Coosa Valley Communications, Inc. in the amount of $6,880.00 for the 100-watt repeater. This vendor is one of a couple that are used to maintain the Public Safety communications system of which the Public Works and Utilities use to communicate to personnel in the field. Mr. Elliott recommended this purchase.

A motion to approve the purchase from Coosa Valley Communications, Inc. was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

4. Civic Center Roof

Greg Anderson, Parks and Recreation Director stated that bids were solicited for the removal of the existing roof system and installation of a new roof system for the Cartersville Civic Center. A claim was filed with the city's insurance due to hail damage and bid price will be covered, less the $10,000 deductible. Mr. Anderson recommended the low bid from All Top Roofing in the amount of $54,960.00.

A motion to approve the agreement with All Top Roofing was made by Council Member Pruitt and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

5. Gymnastic Equipment

Greg Anderson, Parks and Recreation Director stated that several mats and other pieces of equipment must be replaced for the gymnastics program. Mr. Anderson stated that because the gymnastic equipment is manufactured by AAI, this is a sole source bid as "The Equipment Guy" is the southeast distributor of AAI. Mr. Anderson stated that this purchase is being funded through a donation from the Cartersville Twister Booster Club and recommended this purchase in the amount of $10,175.00.

A motion to approve the acceptance of the donation from the booster club and purchase from The Equipment Guy was made by Council Member Pruitt and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

6. No Lead Brass Fittings for Distribution and Collections

Ed Mullinax, Assistant Water Superintendent stated that staff had solicited bids for no lead brass that are being required by the Federal Government. Mr. Mullinax stated that these fittings will refurbish inventory as it is depleted and recommended approval of the low bid from Kendall Municipal Supply in the amount of $20,099.34.

A motion to approve the purchase from Kendall Municipal Supply was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

7. One Ton Truck – Water Department

Ed Mullinax, Assistant Water Superintendent stated that bids were received for a one ton truck with a dump bed to replace a vehicle that was totaled in a wreck. Mr. Mullinax stated that this is not a budgeted item due to the accident and recommended the low bid from Wade Ford in the amount of $31,998.00.

A motion to approve the purchase from Wade Ford was made by Council Member McDaniel and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

Mr. Mullinax expressed his condolences on behalf of the City to the family of James England; an employee of the Water Department who was killed in an auto accident on his way home from work.

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

Meeting Adjourned

/s/ ____________________________
Matthew J. Santini
Mayor

ATTEST:

/s/ ________________________________
Connie Keeling
City Clerk