City of Cartersville

P.O Box 1390 – 10 Public Square – Cartersville, Georgia 30120
Telephone: 770-387-5616 – Fax 770-386-5841 –www.cityofcartersville.org

COUNCILPERSONS:
Matt Santini – Mayor
Dianne Tate – Mayor Pro Tem
Kari Hodge
Lindsey McDaniel, Jr.
Lori Pruitt
Jayce Stepp
Louis Tonsmeire, Sr.

AGENDA

Council Chamber, Third Floor of City Hall– 7:00 PM – 11/17/2011
Work Session – 6:00 PM

CITY MANAGER:
Sam Grove

CITY ATTORNEY:
David Archer

CITY CLERK:
Connie Keeling

I. Opening of Meeting

- **Invocation**
- **Pledge of Allegiance**
- **Roll Call**

II. Regular Agenda

A. Council Meeting Minutes

1. November 3, 2011 (Page 4-17)

Attachments

B. Other

1. 2011 Election Results (Page 18-20)

Attachments

C. Second Reading of Ordinances

1. Amendment to Budget Ordinance for Fiscal Year 2010-11 (Page 21-25)

Attachments

D. Public Hearing - 1st Reading of Zoning/Annexation Requests

1. File ZMA11-01/Z11-05: Zoning map amendment application by City of Cartersville to re-adopt the official zoning map of the city (Page 26-27)

Attachments

E. First Reading of Ordinances

1. Amendment to Alcohol Ordinance Regarding Sunday Package Sales (Page 28-30)

Attachments

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2. Amendment to Alcohol Ordinance Regarding "Growlers" (Page 31-40)

   Attachments

F. Contracts/Agreements

1. Purchase of Property for Habitat Project (Page 41-44)

   Attachments

G. Change Order

1. Change Order #1 with Potts Construction - Extension of Harris Street (Page 45-46)

   Attachments

H. Engineering Services

1. General Services Agreement Task Order No. 2 - Southland Engineering (Page 47-50)

   Attachments

I. Bid Award/Purchases

1. Recycling Roll Out Cart (Page 51)

   Attachments

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2. Seized Vehicle (Page 52-53)

   Attachments

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3. Track Hoe Work at Water Polution Control Plant (Page 54)

   Attachments

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4. Pipe for Natural Gas Main (Page 55-66)

   Attachments

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5. Park Security System (Page 67-69)

   Attachments

J. Discussion

1. Malt Beverage Tax Refunds (Page 70-75)

   Attachments

K. Monthly Financial Statement

1. September 2011 (Page 76-80)

   Attachments

L. Public Hearing

1. Appeal Requested by Tarascos Tacos and Wings (Page 81-82)

Attachments

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
November 3, 2011

SubCategory:	Council Meeting Minutes
Department Name:	Clerk
Department Summary Recomendation:	Attached are the minutes for your review and approval.
City Manager's Remarks:	Minutes from the Nov. 3rd Council meeting are recommended for your approval.
Financial/Budget Certification:	
Legal:	
Associated Information:	

City Council Meeting
10 N. Public Square
October 20, 2011
6:00 P.M. – Work Session 7:00 P.M.

I. Opening Meeting

Invocation – Mayor Santini asked for a moment of silence in honor of Michael Dean

Pledge of Allegiance led by Council Member Tonsmeire

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

II. Regular Agenda

A. Council Meeting Minutes

1. October 20, 2011

A motion to approve the October 20, 2011 City Council Meeting minutes as presented was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

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

1. T11-02: Text Amendment Application by John Lewis to eliminate Article 16, Section 4, Subsection 2(B)5 regarding Special Use for Apartments in G-C District.

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 is one of the standards for a Special Use for Apartments above or behind commercial and office uses in the same building, which currently reads as follows: Commercial uses shall be limited to the permitted uses in the P-S District plus Retail, general (excluding retail package stores (liquor), or other businesses having primarily sales of package beer and/or wine). Mr. Mannino stated that there have been no changes since the first reading and the Planning Commission recommended approval.

Mayor Santini opened the floor for a public hearing. With no one coming forward Mayor

Santini closed the public hearing.

A motion to approve Ordinance No. 20-11 was made by Council Member Hodge and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 20-11

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 26 ZONING is hereby amended as follows:

1.

The Zoning Ordinance is hereby amended by deleting the following:

2.

Article XXVI Zoning Ordinance Section 16.4.2.B.5

Commercial uses shall be limited to the permitted uses in the P-S district plus Retail, general (excluding retail package stores (liquor), or other businesses having primarily sales of package beer and/or wine).

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 20th day of October 2011.
ADOPTED this the 3rd day of November 2011. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

2. SU11-04: Special use application by John Lewis for property located at 100 Cook Street (approximately 4.64 acres) (Special Use approval for apartments required in the G-C District).

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 the subject tract is located at 100 Cook Street, at the intersection of Cook Street and South Erwin Street. This property is approximately 4.64 acres and includes a large vacant industrial building constructed in the 1930's. This property was rezoned in 2002 from L-I (Light Industrial) to G-C (General Commercial) with conditions. The applicant seeks a special use permit to allow apartments above or behind commercial and office uses in the same building. Mr. Mannino stated that the only concern from staff was the Fire Department who asked that the owner separate the commercial and residential space with a 2 hour fire wall and total sprinkler system throughout the entire building (commercial and residential space). Mr. Mannino stated that there have been no changes since the first reading and the Planning Commission recommended approval with conditions.

Mayor Santini opened the floor for a public hearing. With no one coming forward Mayor Santini closed the public hearing.

A motion to approve Ordinance No. 21-10 was made by Council Member McDaniel and seconded by Council Member Hodge. Motion carried unanimously. Vote 6-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

Petition No.

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 Arnold Tillman. Property is located 100 Cook Street. Said property contains 4.64 acres located in the 4th District, 3rd Section, Land Lot(s) 527 and 554 as shown on the attached plat Exhibit "A". Property is hereby rezoned from G-C (General Commercial) with conditions to G-C (General Commercial) with conditions and a special use permit. Zoning will be duly noted on the official zoning map of the City of Cartersville, Georgia.

1. **Allow the use of Laboratories (medical and dental) and exclude the following uses:**
   - **Automotive garages**
   - **Automotive specialty shops**
   - **Automotive storage yards and wrecker service**

- **Automotive Sales (unless owner separates the commercial and residential space with a 2 hour fire wall and total sprinkler system throughout the entire building (commercial and residential space).**
- **Boat sales and service**
- **Building supply companies**
- **Bus stations**
- **Car washes**
- **Heavy equipment contractors (no exterior storage of equipment, materials, construction vehicles)**
- **Dry cleaners**
- **Kennels**
- **Laboratories**
- **Repair garages, automotive**
- **Repair garages, heavy equipment**
- **Retail package stores (liquor)**
- **Truck stops**
- **Wildlife conservation park**

2. **Allow a maximum of forty-nine percent (49%) of the building to be used for residential purposes**

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 20th day of October 2011.
ADOPTED this the 3rd day of November 2011. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

C. Public Hearing

1. Approval of Capital Improvements Element Annual Update and Corresponding Transmittal Resolution.

Randy Mannino, Planning and Development Director stated that the City of Cartersville adopted Impact Fees in the last quarter of 2006 and they became effective in January of 2007. In accordance with the Development Impact Fee Regulations as outlined by the State, the City is required to file an annual update to the Capital Improvements Element (CIE) of the Comprehensive Plan. The update gives the impact fee receipts and expenditures for the fiscal year 2011. Mr. Mannino stated that the city is required to hold a public hearing regarding the update and forward it with a transmittal resolution to the Northwest Georgia Regional

Commission (RC) and the Department of Community Affairs (DCA). After review from the RC and DCA, the document will then need to be adopted by Council and a copy sent to the RC. Mr. Mannino stated that the document is in "Draft" form at this time and the final version will be distributed for review and comment prior to adoption. Mr. Mannino recommended approval of the update and Transmittal Resolution.

Mayor Santini opened the floor for a public hearing. With no one coming forward Mayor Santini closed the public hearing.

A motion to approve the Capital Improvements Element Annual Update and Corresponding Transmittal Resolution No. 29-11 was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

D. First Reading of Ordinances

1. Amendment to Budget Ordinance for Fiscal Year 2010-11

Tom Rhinehart, Finance Director stated that after completion of the Fiscal Year 2010-11 close, the general fund and special revenue funds need to be amended. By amending these budgets, the city's general and special revenue funds will be in compliance with Generally Accepted Accounting Principles. Mr. Rhinehart stated that these adjustments reflect the necessary changes needed to keep the budgets of these funds at a zero based level for the fiscal year. The actual general fund revenues totaled $53.6 million while the actual expenses totaled $53.4 million. Mr. Rhinehart recommended approval.

NO ACTION REQUIRED

Ordinance

of the

City of Cartersville, Georgia

Ordinance No.

NOW BE IT HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, GEORGIA that the Annual Budget of the City of Cartersville for the fiscal year 2010-2011 be amended as follows:

2010 - 2011 Budget Summary

General Fund	Revenues	Expenditures
Revenues	**$53,629,265.00**	
Expenditures:		

Legislative	$34,323,160.00
Administration	$ 985,655.00
Finance Dept.	$ 1,015,580.00
City Clerk Dept.	$ 720,210.00
Police	$ 5,024,470.00
Fire	$ 5,432,420.00
Public Works	$ 2,541,060.00
Recreation	$ 2,731,495.00
Planning & Development	$ 855,215.00

Special Revenue Funds

Police Forfeiture Assets – Federal Funds

Revenues

210-2110-36-1001	Interest Income	$2,350.00
210-2110-35-1300	Confiscated/Forfeited Funds – Federal	$364,990.00
210-2110-35-1301	Conf/Forf Funds-Dept of Treasury-IRS	$6,215.00
210-2110-39-2100	Sale of Fixed Assets	$8,325.00

Expenditures

210-2110-53-1122	Computer Equipment	$17,090.00
210-2110-53-1172	DEA Expenses (Federal)	$84,890.00
210-2110-53-1181	Computer Hdwre & Sftwre (DEA-Fed)	$3,615.00
210-2110-52-2341	Maint Bldgs & Grounds (DEA-Fed)	$1,300.00
210-2110-52-3210	Communications – Phones & Internet	$40,210.00
210-2110-52-3532	Employee Education-Highlands College	$995.00
210-2110-52-2360	Maint – Vehicle & Equipment	$5,595.00
210-2110-54-2201	Vehicles	$185,685.00
210-2110-54-2322	Instruments & Implements	$42,500.00

Police Forfeiture Assets – State Funds

Revenues

211-2120-35-1300	State Forfeitures	$3,000.00

Expenditures

211-2120-53-1172	State Expenses	$3,000.00

Grant Funds

Revenues

340-9200-33-4350	GDOT Grant-South Hangar Paving	$280,640.00
340-9200-33-4413	Supplemental Disaster Recovery Grant	$142,315.00
340-9200-33-4415	GDOT Grant-South Apron Rehabilitation	$90,390.00
340-9200-33-4444	DNR Grant-Pettitt Creek Trail Phase II	$35,180.00
340-9200-33-4445	Energy Efficiency Grant	$8,690.00

Expenditures

340-9200-57-110	**GDOT Grant-South Hangar Paving**	**$280,490.00**
340-9200-54-1307	**Pettit Creek Trail – Phase II**	**$36,730.00**
340-9200-54-2316	**Supplemental Disaster Recovery Grant**	**$142,315.00**
340-9200-54-2317	**GDOT Grant-South Apron Rehabilitation**	**$87,790.00**
340-9200-54-2318	**Energy Efficiency Grant**	**$8,690.00**
340-9200-54-2323	**Blue Trail Canoe/Kayak Launch**	**$1,200.00**

Development Agreement
Revenues

270-2410-37-1000	**Public Safety Development Agreement**	**$2,500.00**
270-5110-37-1000	**Recreation Development Agreement**	**$2,500.00**

Expenditures

270-2410-52-1316	**Public Safety Development Fee Expense**	**$2,500.00**
270-5110-52-1316	**Development Agreement-Recreation Exp**	**$2,500.00**

Impact Fees
Revenues

271-6120-32-2912	**Impact Fees-Library**	**$2,000.00**
271-6120-32-2913	**Impact Fees-Fire Protection**	**$2,000.00**
271-6120-32-2914	**Impact Fees-Police**	**$2,000.00**
271-6120-32-2915	**Impact Fees-Parks & Recreation**	**$2,000.00**
271-6120-32-2916	**Impact Fees-Roads**	**$2,000.00**
271-6120-32-2917	**Impact Fees-Administration**	**$ 500.00**
271-6120-32-2918	**Impact Fees-CIE Prep**	**$ 500.00**

Expenditures

271-6120-57-1020	**Impact Fee Exp-Library**	**$2,000.00**
271-6120-52-1200	**Impact Fee Exp-Administration**	**$ 500.00**
271-6120-52-1600	**Impact Fee Exp-Miscellaneous**	**$ 500.00**
271-6120-54-2500	**Impact Fee Exp-Fire Protection**	**$2,000.00**
271-6120-54-2501	**Impact Fee Exp-Police Protection**	**$2,000.00**
271-6120-54-2502	**Impact Fee Exp-Parks & Recreation**	**$2,000.00**
271-6120-54-2503	**Impact Fee Exp-Roads**	**$2,000.00**

Hotel/Motel Tax
Revenues

275-1140-31-4100	**Hotel – Motel Tax**	**$378,130.00**
275-1140-31-4110	**Hotel/Motel Tax Penalties**	**$975.00**

Expenditures

275-1140-61-1100	**Transfer Out to General Fund**	**$118,350.00**
275-1140-57-1060	**Cartersville-Bartow Tourism Council**	**$210,755.00**
275-1140-57-1062	**CVB – Start-up Funds**	**$50.000.00**

Motor Vehicle Rental Tax

Revenues

280-1150-31-4400	**Motor Vehicle Rental Tax**	**$51,015.00**

Expenses

280-1150-57-1070	**Downtown Development Authority**	**$31,015.00**
280-1150-52-1303	**Prof Services-Econ Dev Sal & Benefits**	**$20,000.00**

SPLOST 2003

Revenues

321-9100-33-4432	**Road Revenue-Bartow County Reimb**	**$305,905.00**
321-9100-36-1011	**Interest-2003 SPLOST Bank Account**	**$ 2,815.00**
321-9100-36-1022	**Interest-1st Union Investments**	**$33,435.00**

Expenditures

321-9100-54-1601	**Douthit Multi-Lane**	**$67,980.00**
321-9100-54-1603	**Main Street Gateway**	**$163,155.00**
321-9100-54-1604	**Street Milling and Resurfacing**	**$4,500.00**
321-9100-54-1608	**Storm Water**	**$42,295.00**
321-9100-54-1612	**GIS Installation**	**$13,455.00**
321-9100-54-1613	**Mission Road Curve**	**$2,770.00**
321-9100-54-1621	**Main St to Center Rd-16" Water Main**	**$48,000.00**

SPLOST 2007

Revenues

322-9300-36-1010	**Interest Income**	**$26,945.00**
322-9300-33-4431	**Road Revenue-DOT Reimb**	**$88,035.00**
322-9300-33-7100	**SPLOST 2007 Revenue**	**$4,103,930.00**
322-9300-33-7110	**GA DOT Reimbursement**	**$147,050.00**

Expenditures

322-9300-54-1603	**Misc Intersection/Safety Improvements**	**$6,005.00**
322-9300-54-1604	**Street Milling & Resurfacing**	**$188,930.00**
322-9300-54-1607	**New Bridge-Nancy Creek & Sugar Valley**	**$91,205.00**
322-9300-54-1608	**Sugar Valley & Burnt Hickory Rd**	**$7,975.00**
322-9300-54-1613	**Industrial Park Road Improvements**	**$1,336,040.00**
322-9300-54-1614	**Utility Relocate/Improvement-Gas**	**$260.00**
322-9300-54-1616	**Utility Relocate/Improvement-Water/Sewer**	**$309,770.00**
322-9300-54-1618	**Main Street Corridor-Underground Fiber**	**$100,000.00**
322-9300-54-1621	**Public Wks New Equipment Barn**	**$6,000.00**
322-9300-54-1622	**Stormwater Projects**	**$81,465.00**
322-9300-54-1625	**Northside Park Land**	**$1,244,265.00**
322-9300-54-1627	**Police/Fire Joint Station**	**$537,075.00**
322-9300-54-1628	**Fire Station #3**	**$456,910.00**
322-9300-54-1630	**Fire Station #2-MLK Drive**	**$60.00**

Cartersville Building Authority

Revenues

325-9500-37-1107	**Contributed Capital-Bartow County**	**$289,410.00**
325-9500-37-1108	**Contributed Capital-City of Cartersville**	**$289,410.00**
325-9500-37-1109	**Contributed Capital-Other**	**$395,340.00**
325-9500-36-4198	**Interest Revenue**	**$190.00**

Expenditures

325-9500-58-1111	**CBA 2004 Bond Principal Expense**	**$455,000.00**
325-9500-58-1137	**Bond Interest Expense 2004 Issue**	**$335,015.00**
325-9500-58-1138	**Bond Interest Expense 2008 Issue**	**$166,990.00**
325-9500-56-2003	**Issue Cost Amortization**	**$17,345.00**

SPECIAL REVENUE FUNDS BUDGET - $7,070,680.00

ADOPTED, this 3rd day of November 2011. First Reading.
ADOPTED this day of November 2011. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

E. **Contracts/Agreements**

1. State of Georgia Revocable License Agreement Regarding Country Club Drive

Sam Grove, City Manager stated that this is the revocable license for the old State Patrol Property necessary for improvements to Country Club Drive. Mr. Grove stated that he would later present a permanent transfer of property for council and recommended approval of this license agreement.

A motion to approve the License Agreement regarding Country Club Drive was made by Council Member Hodge and seconded by Council Member Tate. Motion carried unanimously. Vote 6-0

2. Retiree Insurance Renewal with United Healthcare Medicare Advantage

Dan Porta, Assistant City Manager stated that City Retirees over the age of 65 or disabled are covered under a Medicare Advantage product from United Healthcare. Mr. Porta stated that city retirees have been pleased with this insurance product. The insurance premiums paid by city retirees will remain the same for this product for 2012 and Mr. Porta recommended approval of the retiree insurance renewal with United Healthcare Medicare Advantage.

A motion to approve the renewal with United Healthcare Medicare Advantage Insurance was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

F. Bid Award/Purchases

1. Construction Materials Testing for New City Buildings

Dan Porta, Assistant City Manager stated that request for proposals were issued and six firms submitted bids to supply construction materials testing and water intrusion testing on the Public Safety Headquarters and Fire Station Number 4 Buildings. After reviewing all the bids and confirming bids submitted by each bidder, Professional Services Industries (PSI) provided the lowest and most complete bid with a not to exceed price of $30,360.00 and Mr. Porta recommended approval.

A motion to approve the bid from Professional Services Industries was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 6-0

Mayor Santini recused himself from the meeting and Mayor Pro-Tem Tate presided over the next item.

2. 2012 Calendar and Annual Report

Rebecca Bohlander, Communications and Public Relations Manager stated that bids were solicited for the printing of the 2012 City Calendar/Annual Report. Ms. Bohlander stated that four bids were received, three from local companies, and recommended the low bid from McStatts' Printing, Inc in the amount of $6,995.00.

A motion to approve the bid from McStatts' Printing, Inc. was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0

Mayor Santini re-entered the meeting.

3. Painting of Steel Pole and Transformer Hoist Structures and Street Light Pole Rack

David Myers, Electric Superintendent stated that he had requested bids from three local contractors to sand, prime, and paint the steel pole hoist structure, steel transformer hoist structure, and steel light pole rack which have begun rusting at the Electric office. Mr. Myers recommended the low bid from James Carr Sandblasting and Painting in the amount of $11,950.00.

A motion to approve the bid from All Around Roofing and Gutters was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion was rescinded because it was made in error. Motion to rescind motion was made by Council Member Tonsmeire and Seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

A motion to approve the bid from James Carr Sandblasting and Painting was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

4. Roof Replacement at Water Lab

Ed Mullinax, Assistant Water Superintendent stated that bids were requested from two local companies to replace the roof on the Water Department Laboratory Building. Both contractors have experience with flat top membrane roofing and are insured. Mr. Mullinax recommended the low bid from All Around Roofing and Gutters, Inc. in the amount of $10,701.00.

A motion to approve the bid from All Around Roofing and Gutters, Inc. was made by Council Member Tonsmeire and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

5. South Erwin Street Water Main Replacement Project

Ed Mullinax, Assistant Water Superintendent stated that the staff has designed and received bids on a project to replace water mains on South Erwin Street between Main Street and Georgia Boulevard. This project will involve replacement of approximately 4,200 feet of existing 8-inch and 12-inch diameter cast iron water mains, some of which are in excess of 100 years old. Replacement of these mains with new 12-inch diameter ductile will allow for increased flows and improved water quality. These improvements are critical for commercial/residential growth and enhanced fire fighting capabilities. Mr. Mullinax recommended the low bid from T. J. Lyle and Co., Inc in the amount of $514,840.85.

A motion to approve the low bid from T. J. Lyle and Co., Inc. was made by Council Member McDaniel and seconded by Council Member Pruitt. Motion carried unanimously. Vote 6-0

G. Monthly Financial Statement

1. August 2011 Financial Report

Tom Rhinehart, Finance Director, presented the August 2011 monthly financial statement with comparisons from the previous year of August 2010, 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 August 2011.

Mayor Santini stated that there was an item to be added for discussion. A motion to add an item for discussion was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 6-0

H. Discussion

1. Sidewalks

Bobby Elliott, Public Works Superintendent stated that he had been replacing sidewalks on West Avenue in the Olde Town Area and had received some complaints. Mr. Elliott stated that over the years the streets had been paved but not milled causing the curbs to be nonexistent. The normal procedure to repair sidewalks and make them ADA Compliant is to pour the sidewalk on top of the old one and go all the way to the street taking out what is known as the "beauty strip". This procedure builds up the curb and widens the sidewalk to the required five (5) feet. This work is normally done with inmate labor to cut the cost and corrects any problems with stormwater, curbing, or safety.

Mayor Santini opened the floor for a public comments. Allison Dillon, Lynn Pritchett, Clay and Dianne Mooney came forward to voice their opinions. Ms. Dillon and Ms. Pritchett stated that they thought the "beauty strip" gave the area a historic look and wanted the sidewalks left as they are. With no further comments Mayor Santini closed the floor to public comments. Mayor Santini thanked the public for their comments and stated that these comments would be taken into consideration before a final decision was made.

2. Alcohol Control Board Appeals

Mayor Santini stated at the last meeting Council heard the appeals of three alcohol pouring establishments caught in a sting and given fines and probation for selling to minors. Mayor Santini stated that council had had this information for two weeks and asked if they had come to a conclusion regarding this matter or if further discussion was needed.

Council Member Tate stated that she was concerned that the state had conducted a sting without informing the City Police Department and made a motion that Knights 1889 fine be reduced to $500.00 with one year probation seconded by Council Member Stepp. Motion carried unanimously. Vote 6-0

A motion for Hilton Garden Inn was made to keep the fine at $2,500.00 and reduce the probation to one year was made by Council Member Stepp and seconded by Council Member Tate. Motion carried 4-2 with Council Members Tonsmeire and McDaniel voting against.

A motion for Tarascos Taco and Wings was made to deny the appeal by Council Member Stepp and seconded by Council Member Pruitt. Motion carried 5-1 with Council Member McDaniel voting against.

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

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
2011 Election Results

SubCategory:	Other
Department Name:	Clerk
Department Summary Recomendation:	Attached are the unofficial election results for your review. The results will not be official until Monday, November 14, 2011 after 5:05 p.m. If the numbers change I will present council with the updated totals at that time.
City Manager's Remarks:	Your approval of the results is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

City of Cartersville
Office of the City Clerk
Connie Keeling, City Clerk

November 9, 2009

Honorable Mayor and City Council
City of Cartersville
Cartersville, GA 30120

This report constitutes the returns of the General Election held on November 8, 2011 to the Governing Authority of the City of Cartersville, as required by the Georgia Municipal Election Code.

The purpose of the General Election was to elect the Mayor, City Council Members from Wards One, Three, and Five and School Board Members from Wards One, Two, Five, and Six.

Results of the November 8, 2011 General Election is as follows:

Office	Votes Received
Mayor:	
Matthew J. Santini	1822
Write in Votes	13
City Council Ward 2	
Jayce B. Stepp	330
Write in Votes	5
City Council Ward 4	
Lindsey McDaniel	85
Write in Votes	0
City Council Ward 6	
Lori Pruitt	134
Write in Votes	0

Office	Votes Received
School Board At Large	
Linda P. Benton (I)	1230
Saunders Jones III	710
Write in Votes	3
School Board Ward 3	
Clift Dempsey	382
Travis Popham	407
Write in Votes	0
Cartersville Referendum for Sunday Alcohol Sales	
Yes	1186
No	807
Countywide SPLOST	
Yes	2957
No	1899

The number of registered voters is 9368.
The number voting at Cartersville West Precinct, Civic Center is 1030.
The number voting early at Cartersville West Precinct, Civic Center is 250.
The number voting at Cartersville East Precinct, Chamber of Commerce is 571.
The number voting early at Cartersville East Precinct, Chamber of Commerce is 123.
The number of valid absentee ballots is 27.
The number of provisional ballots is 0.

Respectfully Submitted,

Connie Keeling
Election Superintendent

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Amendment to Budget Ordinance for Fiscal Year 2010-11

SubCategory:	Second Reading of Ordinances
Department Name:	Finance
Department Summary Recomendation:	After completion of the Fiscal Year 2010-11 close, the general fund and special revenue fund budgets need to be amended. By amending these budgets, the city's general fund and special revenue funds will be in compliance with Generally Accepted Accounting Principles. These adjustments reflect the necessary changes needed to keep the budgets of these funds at a zero based level (revenues equal expenses) for the fiscal year. The general fund actual revenues totaled \$53.6 million while the actual expenses totaled \$53.4 million. I recommend approval of this ordinance.
City Manager's Remarks:	Your approval of this budget amendment is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Ordinance
of the
City of Cartersville, Georgia

Ordinance No.

NOW BE IT HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, GEORGIA that the Annual Budget of the City of Cartersville for the fiscal year 2010-2011 be amended as follows:

2010 - 2011 Budget Summary

General Fund	Revenues	Expenditures
Revenues	$53,629,265.00	
Expenditures:		
Legislative		$34,323,160.00
Administration		$ 985,655.00
Finance Dept.		$ 1,015,580.00
City Clerk Dept.		$ 720,210.00
Police		$ 5,024,470.00
Fire		$ 5,432,420.00
Public Works		$ 2,541,060.00
Recreation		$ 2,731,495.00
Planning & Development		$ 855,215.00

Special Revenue Funds

Police Forfeiture Assets – Federal Funds

Revenues		
210-2110-36-1001	Interest Income	$2,350.00
210-2110-35-1300	Confiscated/Forfeited Funds – Federal	$364,990.00
210-2110-35-1301	Conf/Forf Funds-Dept of Treasury-IRS	$6,215.00
210-2110-39-2100	Sale of Fixed Assets	$8,325.00

Expenditures		
210-2110-53-1122	Computer Equipment	$17,090.00
210-2110-53-1172	DEA Expenses (Federal)	$84,890.00
210-2110-53-1181	Computer Hdwre & Sftwre (DEA-Fed)	$3,615.00
210-2110-52-2341	Maint Bldgs & Grounds (DEA-Fed)	$1,300.00
210-2110-52-3210	Communications – Phones & Internet	$40,210.00
210-2110-52-3532	Employee Education-Highlands College	$995.00
210-2110-52-2360	Maint – Vehicle & Equipment	$5,595.00
210-2110-54-2201	Vehicles	$185,685.00
210-2110-54-2322	Instruments & Implements	$42,500.00

Police Forfeiture Assets – State Funds

Revenues		
211-2120-35-1300	State Forfeitures	$3,000.00

Expenditures

211-2120-53-1172	State Expenses	$3,000.00

Grant Funds

Revenues

340-9200-33-4350	GDOT Grant-South Hangar Paving	$280,640.00
340-9200-33-4413	Supplemental Disaster Recovery Grant	$142,315.00
340-9200-33-4415	GDOT Grant-South Apron Rehabilitation	$90,390.00
340-9200-33-4444	DNR Grant-Pettitt Creek Trail Phase II	$35,180.00
340-9200-33-4445	Energy Efficiency Grant	$8,690.00

Expenditures

340-9200-57-110	GDOT Grant-South Hangar Paving	$280,490.00
340-9200-54-1307	Pettit Creek Trail – Phase II	$36,730.00
340-9200-54-2316	Supplemental Disaster Recovery Grant	$142,315.00
340-9200-54-2317	GDOT Grant-South Apron Rehabilitation	$87,790.00
340-9200-54-2318	Energy Efficiency Grant	$8,690.00
340-9200-54-2323	Blue Trail Canoe/Kayak Launch	$1,200.00

Development Agreement

Revenues

270-2410-37-1000	Public Safety Development Agreement	$2,500.00
270-5110-37-1000	Recreation Development Agreement	$2,500.00

Expenditures

270-2410-52-1316	Public Safety Development Fee Expense	$2,500.00
270-5110-52-1316	Development Agreement-Recreation Exp	$2,500.00

Impact Fees

Revenues

271-6120-32-2912	Impact Fees-Library	$2,000.00
271-6120-32-2913	Impact Fees-Fire Protection	$2,000.00
271-6120-32-2914	Impact Fees-Police	$2,000.00
271-6120-32-2915	Impact Fees-Parks & Recreation	$2,000.00
271-6120-32-2916	Impact Fees-Roads	$2,000.00
271-6120-32-2917	Impact Fees-Administration	$ 500.00
271-6120-32-2918	Impact Fees-CIE Prep	$ 500.00

Expenditures

271-6120-57-1020	Impact Fee Exp-Library	$2,000.00
271-6120-52-1200	Impact Fee Exp-Administration	$ 500.00
271-6120-52-1600	Impact Fee Exp-Miscellaneous	$ 500.00
271-6120-54-2500	Impact Fee Exp-Fire Protection	$2,000.00
271-6120-54-2501	Impact Fee Exp-Police Protection	$2,000.00
271-6120-54-2502	Impact Fee Exp-Parks & Recreation	$2,000.00
271-6120-54-2503	Impact Fee Exp-Roads	$2,000.00

Hotel/Motel Tax

Revenues

275-1140-31-4100	**Hotel – Motel Tax**	**$378,130.00**
275-1140-31-4110	**Hotel/Motel Tax Penalties**	**$975.00**

Expenditures

275-1140-61-1100	**Transfer Out to General Fund**	**$118,350.00**
275-1140-57-1060	**Cartersville-Bartow Tourism Council**	**$210,755.00**
275-1140-57-1062	**CVB – Start-up Funds**	**$50.000.00**

Motor Vehicle Rental Tax
Revenues

280-1150-31-4400	**Motor Vehicle Rental Tax**	**$51,015.00**

Expenses

280-1150-57-1070	**Downtown Development Authority**	**$31,015.00**
280-1150-52-1303	**Prof Services-Econ Dev Sal & Benefits**	**$20,000.00**

SPLOST 2003
Revenues

321-9100-33-4432	**Road Revenue-Bartow County Reimb**	**$305,905.00**
321-9100-36-1011	**Interest-2003 SPLOST Bank Account**	**$ 2,815.00**
321-9100-36-1022	**Interest-1st Union Investments**	**$33,435.00**

Expenditures

321-9100-54-1601	**Douthit Multi-Lane**	**$67,980.00**
321-9100-54-1603	**Main Street Gateway**	**$163,155.00**
321-9100-54-1604	**Street Milling and Resurfacing**	**$4,500.00**
321-9100-54-1608	**Storm Water**	**$42,295.00**
321-9100-54-1612	**GIS Installation**	**$13,455.00**
321-9100-54-1613	**Mission Road Curve**	**$2,770.00**
321-9100-54-1621	**Main St to Center Rd-16" Water Main**	**$48,000.00**

SPLOST 2007
Revenues

322-9300-36-1010	**Interest Income**	**$26,945.00**
322-9300-33-4431	**Road Revenue-DOT Reimb**	**$88,035.00**
322-9300-33-7100	**SPLOST 2007 Revenue**	**$4,103,930.00**
322-9300-33-7110	**GA DOT Reimbursement**	**$147,050.00**

Expenditures

322-9300-54-1603	**Misc Intersection/Safety Improvements**	**$6,005.00**
322-9300-54-1604	**Street Milling & Resurfacing**	**$188,930.00**
322-9300-54-1607	**New Bridge-Nancy Creek & Sugar Valley**	**$91,205.00**
322-9300-54-1608	**Sugar Valley & Burnt Hickory Rd**	**$7,975.00**
322-9300-54-1613	**Industrial Park Road Improvements**	**$1,336,040.00**
322-9300-54-1614	**Utility Relocate/Improvement-Gas**	**$260.00**
322-9300-54-1616	**Utility Relocate/Improvement-Water/Sewer**	**$309,770.00**
322-9300-54-1618	**Main Street Corridor-Underground Fiber**	**$100,000.00**
322-9300-54-1621	**Public Wks New Equipment Barn**	**$6,000.00**
322-9300-54-1622	**Stormwater Projects**	**$81,465.00**
322-9300-54-1625	**Northside Park Land**	**$1,244,265.00**
322-9300-54-1627	**Police/Fire Joint Station**	**$537,075.00**

322-9300-54-1628	**Fire Station #3**	**$456,910.00**
322-9300-54-1630	**Fire Station #2-MLK Drive**	**$60.00**

Cartersville Building Authority
Revenues

325-9500-37-1107	**Contributed Capital-Bartow County**	**$289,410.00**
325-9500-37-1108	**Contributed Capital-City of Cartersville**	**$289,410.00**
325-9500-37-1109	**Contributed Capital-Other**	**$395,340.00**
325-9500-36-4198	**Interest Revenue**	**$190.00**

Expenditures

325-9500-58-1111	**CBA 2004 Bond Principal Expense**	**$455,000.00**
325-9500-58-1137	**Bond Interest Expense 2004 Issue**	**$335,015.00**
325-9500-58-1138	**Bond Interest Expense 2008 Issue**	**$166,990.00**
325-9500-56-2003	**Issue Cost Amortization**	**$17,345.00**

SPECIAL REVENUE FUNDS BUDGET - $7,070,680.00

ADOPTED, this day of November 2011. First Reading.
ADOPTED this day of November 2011. Second Reading.

/s/____________________
Matthew J. Santini
Mayor

ATTEST:

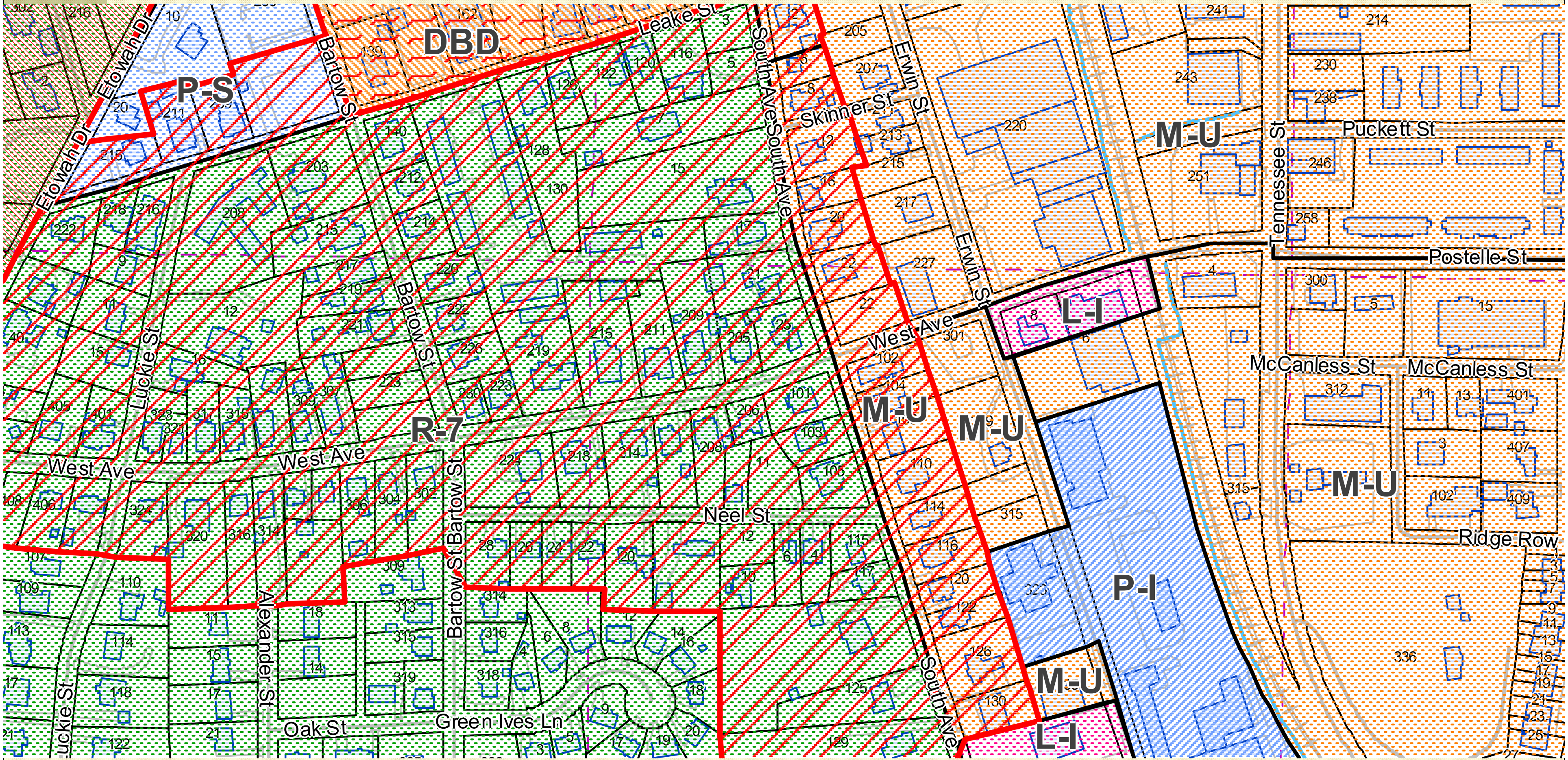
/s/______________________
Connie Keeling
City Clerk

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
File ZMA11-01/Z11-05: Zoning map amendment application by City of Cartersville to re-adopt the official zoning map of the city

SubCategory:	Public Hearing - 1st Reading of Zoning/Annexation Requests
Department Name:	Planning and Development
Department Summary Recomendation:	In September of 2010 the City of Cartersville re-adopted the official zoning map as part of an overall overhaul of the zoning ordinance. At that time staff announced our intention to do annual adoptions of said map in order to keep it current with recent rezoning and annexation case information/activity. This also provides for more accurate and up to date information for the public. This proposed map amendment will serve a dual purpose. In addition to the annual case updates, Council has requested the opportunity to consider amending a portion of the map along the east side of South Avenue between Leake Street and Cook Street by changing the zoning from Multiple Use (M-U) to Residential (R-7), to try and maintain consistency with the west side of South Avenue, as well as the majority of the residential Olde Town historic neighborhood. **Staff has actually prepared two maps for Councils consideration (said full size maps will be on display in Council Chambers).** One with only the recent updates (re-zonings, annexations, etc.). The other includes the updates and changes to 15 (15 of 18) individual parcels along the east side of South Avenue to R-7, as opposed to the existing M-U zoning, for reasons described above. All 15 property owners have been notified.
City Manager's Remarks:	Approval of the map is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

East side of South Ave case ZMA11-01 / Z11-05



City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Amendment to Alcohol Ordinance Regarding Sunday Package Sales

SubCategory:	First Reading of Ordinances
Department Name:	Planning and Development
Department Summary Recomendation:	MEMO To: Mayor and City Council From: Keith Lovell, Assistant City Attorney Date: November 9, 2011 Re: Sunday Sales Attached is the ordinance as required by the Sunday Sales Package Election. It allows Sunday Sales for package from 12:30 p.m. to 11:30 p.m., differentiates between pouring and package Sunday sales. Deletes 4-180 which was to be deleted when pouring was approved. ACB recommends your approval. EKL/src
City Manager's Remarks:	Pursuant to the change in state law and the favorable local vote, this ordinance allows for Sunday package sale of alcohol. Your approval of this ordinance is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

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 4. ALCOHOLIC BEVERAGES. is amended as follows:

1.

ARTICLE I. In General. Division 1. Generally Section 4-1. Definitions is hereby amended by adding the following:

"*Sunday Sales License* means pouring license or license to sell by the drink malt beverage and wine and/or distilled spirits on Sundays."

2.

ARTICLE I. In General. Division 2. Regulation of Establishments. Sec. 4.9 Sale Unlawful at Certain Times. is hereby amended by deleting said section it is entirety and replacing it as follows:

"**Sec 4.9. Sale Unlawful at Certain Times**. It shall be unlawful for any person to sell any malt beverage and wine and distilled spirits on any Christmas Day or on any day prior to 6:00 a.m. or after 12:00 p.m., unless specifically provided for herein. Additionally, it shall be unlawful for any person to sell by package distilled spirits on Thanksgiving Day."

3.

ARTICLE IV. Caterers. Sec 4-180. Sunday Sales is deleted in its entirety and replaced as follows:

"**Sec. 4-180 Reserved**.

4.

ARTICLE II. Licensing Requirements. Division 5. Hours of Operation Sec 4-121. Package Outlets is hereby amended by deleting it in its entirety and replacing it as follows:

"**Sec. 4-121. Package Outlets**

(a) Distilled Spirits. No retailer shall be in his place of business, or open his place of business, or furnish, sell or offer for sale any distilled spirits at any of the following times:

(1) At any time on Thanksgiving or Christmas Day; or

(2) At any time in violation of an ordinance or regulation or of a special order of the mayor and city council; or

(3) On Monday through Saturday before 8:00 a.m. or after 11:45 p.m.; or

(4) On Sunday before 12:30 p.m. or after 11:30 p.m.

(b) Malt beverage and wine. It shall be unlawful for any person to sell or serve any malt beverage and wine at any of the following times:

(1) At any time on Christmas Day; or

(2) On Monday through Saturday prior to 8:00 a.m. or after 12:00 p.m.; or

(3) On Sunday before 12:30 p.m. or after 11:30 p.m.

(4) Addtionally, package wine outlets may not serve after 9:00 p.m. on any day.

5.

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.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the _____ day of _______ 2011.
Second Reading and Adoption this the ____ day of _______ 2011.

/s/_______________________
Matthew J. Santini
Mayor

ATTEST:

/s/_______________________
Connie Keeling
City Clerk

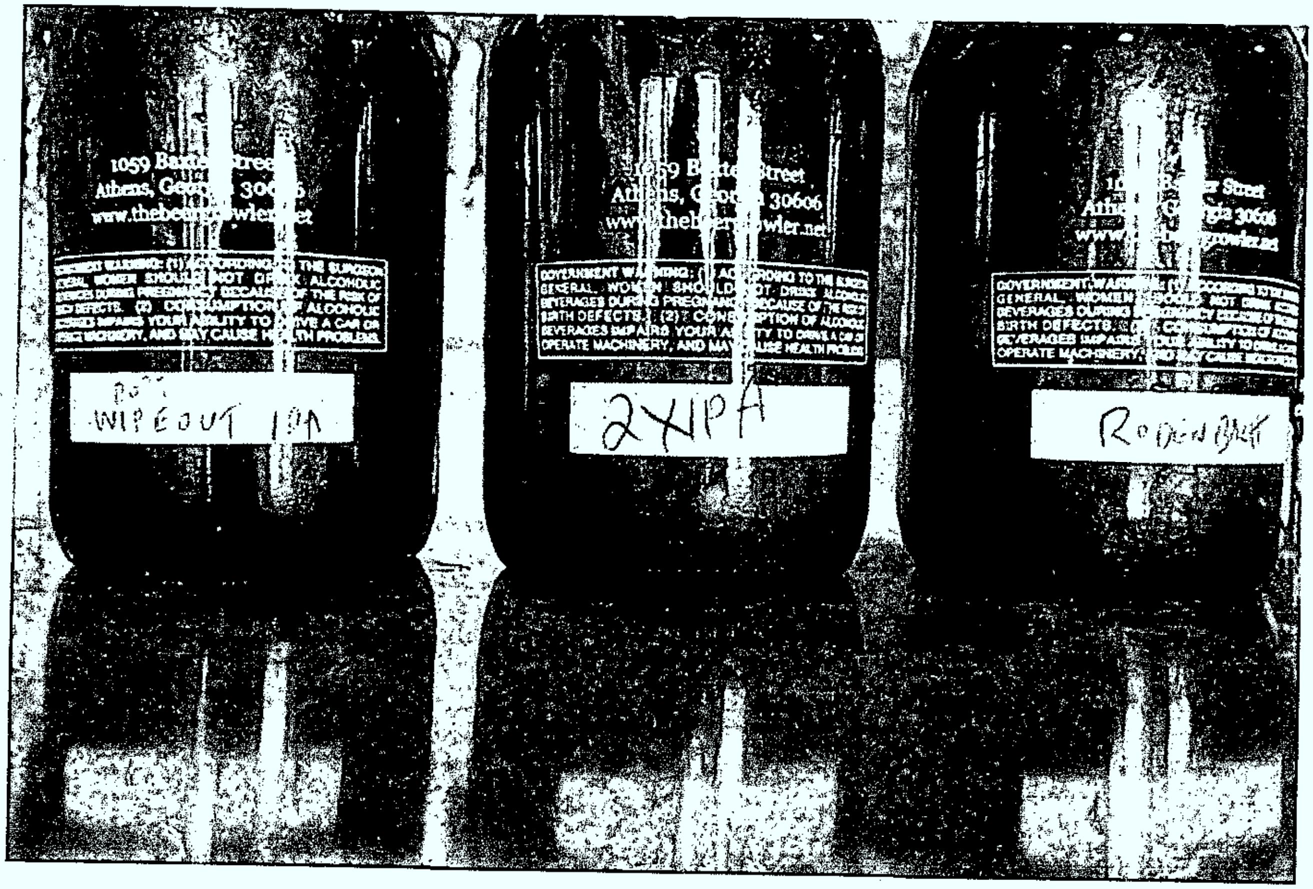
City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Amendment to Alcohol Ordinance Regarding "Growlers"

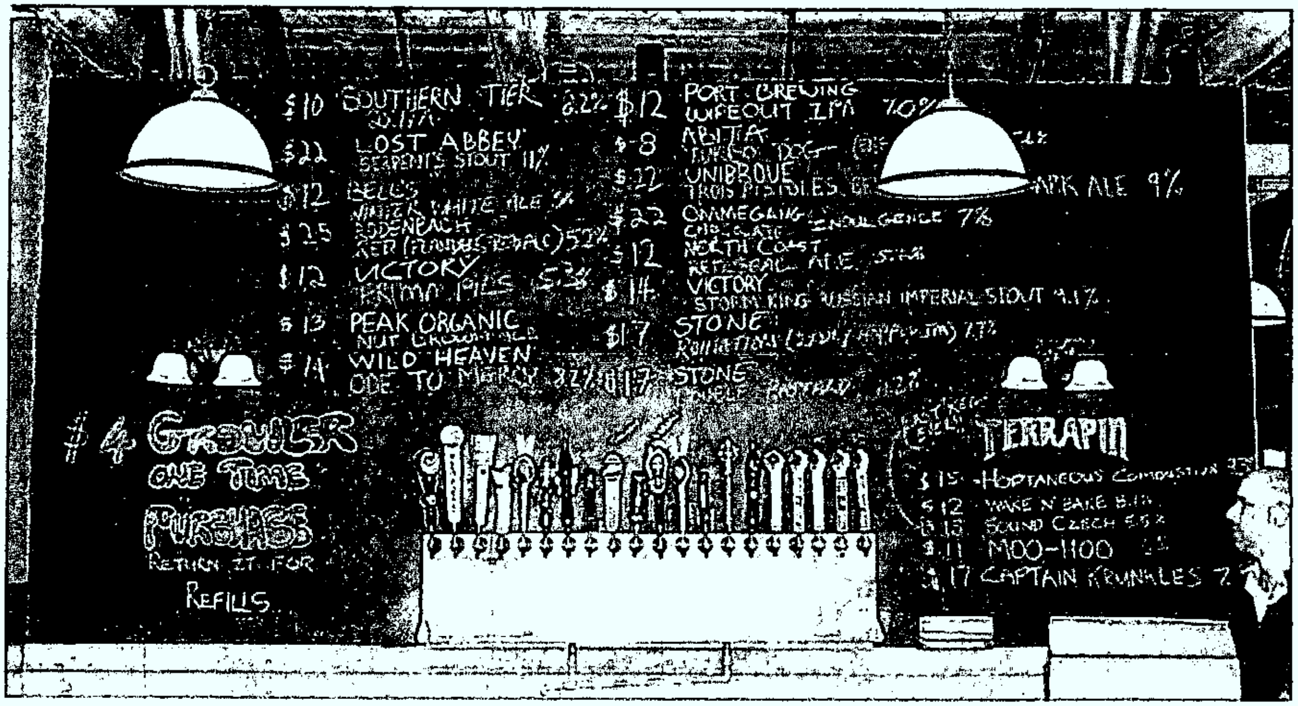
SubCategory:	First Reading of Ordinances
Department Name:	
Department Summary Recomendation:	MEMO To: Mayor and City Council From: Keith Lovell, Assistant City Attorney Date: November 9, 2011 The ACB approved a request to add Growlers as an allowed use to the ordinance. An ordinance allowing it is attached as well as some information regarding Growlers. The ACB recommends approval. EKL/src
City Manager's Remarks:	Your approval of this ordinance amendment is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Get Your Growl On: The Beer Growler, Athens, Georgia

Posted on February 2, 2011 by Thirsty South



If you're a beer lover in Georgia, you've *probably* heard about The Beer Growler in Athens – to buy beer by the growler, a 64oz. bottle that is filled from the keg at the store and sealed for freshness (and because the police say so). We paid a visit to the six-week-old shop to pick up some beer (of course) and to get the lowdown on all things "growler." Growlers are a popular form of beer distribution in many states, and are picking up steam – the New York Times recently covered the growler takeover of the New York beer scene. The key benefits are getting access to fresh (and sometimes rare) beers from the keg in a re-usable (AKA environmentally friendly) jug, which often means better pricing AND better quality. Good deal for everyone, right? Well, regulatory issues have prevented widespread adoption of growlers. And in Georgia's notoriously unfriendly beer environment, it wasn't until very recently that the folks behind The Beer Growler – Denny, Paul and Sean – were able to clear the regulatory hurdles in Athens (though those hurdles still remain in Atlanta).



The Beer Growler has a constantly evolving lineup of 20 beers on tap, ready to be filled into their empty growler jugs. The selection varies from week to week as kegs sell out, but it includes a heavy rotation of Athens' own Terrapin beers (5 of the 20 current beers are from Terrapin) and a diverse mix of world-class craft beers from such stalwarts as Lost Abbey, Bell's, Southern Tier, Stone, and Ommegang. Another frequent inhabitant of the lineup is Georgia-based Wild Heaven Ode to Mercy. The shop also offers a small but excellent selection of beers by the bottle.

First-time customers need to purchase a growler jug for $4, which they can then bring back any time they're ready for something new. The investment is well worth it. The folks behind the bar actually trade out your empty growlers for sanitized ones, to make sure contamination is not an issue when refilling. Another step to make sure quality is top notch is that the staff uses the "cap on foam" technique to fill your growler – basically, by filling the jug up and capping directly on the foam that forms, there's no room for oxygen to interact with the beer and a nice clean headspace of carbon dioxide sits on top of the beer once the foam collapses. This maintains the quality of the beer, preventing oxidation and the potential for the beer to go flat. The growler can maintain quality for weeks while sealed, but why wait? And, once opened, the growler should be consumed within a couple days.

If the amazing beer lineup isn't reason enough to check out The Beer Growler, they will also be holding their official Grand Opening celebration this Saturday, February 5, complete with giveaways, brewers and beer reps on site, and (maybe) the appearance of some Sierra Nevada Hoptimum and Lost Abbey Angel's Share on tap. Growl on!

UPDATE (Aug 8, 2011): The Beer Growler will open their Atlanta area location in Avondale Estates on Aug 12!


11.2%
LAST KEG EVER!!
TERRAPIN
$15 HOPTANEOUS COMBUSTION 9.3%
$12 WAKE N' BAKE 8.1%
$13 SOUND CZECH 5.5%
$11 MOO-HOO 6%
$17 CAPTAIN KRUNKLES 7.5%


OLD CHUB
SCOTTISH STYLE ALE
DALE'S PALE ALE
STONE BREWING CO.
ARROGANT BASTARD ALE
BOULDER BEER
No Smutty, No Beer.
Know Smutty, Know Beer.
ROGUE NATION
"Fizzy yellow beer is for wussies."
ARROGANT BASTARD ALE
Bottling innovation since 1985.
Pray for ATL
ROGUE NATION
DARE★RISK★DREAM
STONE

The Beer Growler
1059 Baxter St
Athens, Ga 30606
706-850-6565

65° F
HI:71 LO:45

Duluth to Allow Sale of Draft 'Beer-to-Go' in Growlers

Proposed growler shop would fill glass containers with draft beer for customers to carry home.

By Faye Edmundson Email the author July 12, 2011

1 Comment

Related Topics: Draft Beer-to-Go, Duluth City Council, and Growler Shops

The Duluth City Council tweaked the city's Alcoholic Beverage Ordinance Monday (July 11) to allow retail package shops selling "growlers" of draft beer to operate in Duluth. Long-time Duluth resident Greg Lindquist has proposed to open a growler shop in Duluth. Lindquist told the council he is working with Duluth Economic Development Manager Chris McGahee to find a location.

Lindquist appeared before the council to explain the growler concept. The growler, a 32- or 64-oz. glass container, is filled with a draft beer of the customer's choice to carry home. The container is topped with a screw cap to preserve freshness then sealed to comply with the prohibition against open containers. No consumption is allowed on the premises.

The growler got its name from the practice of customers carrying home fresh beer from pubs in galvanized pails with lids during the late 1800s and early 1900s. As the beer sloshed around in the pail and carbon dioxide escaped through the lid, a growling sound was produced. Children used to bring buckets of draft beer, known as "rushing the growler," to workers at lunchtime or their parents at dinnertime.

The growler, Lindquist said, appeals to the "beer nerd" who appreciates fine draft beers. Lindquist plans to carry 25 to 35 kegs of "craft beers" and limited edition beers available only on tap from a keg. The kegs would be purchased from authorized wholesale distributors.

No sampling of beers is allowed prior to purchase. Lindquist said he plans to overcome this by inquiring about customer's beer preferences and describing beer and ale qualities. Often customers will buy the smaller container of beer to try and return to purchase the larger half-gallon size if they like it, he said. After being opened, the beer must be refrigerated and drunk by the next day or so.

A new type of business in Georgia, growler shops have opened in Athens, Decatur and Avondale Estates, according to the agenda for the Duluth City Council meeting.

Council to review city project costs, funding availability

The council plans to review a report being prepared by city staff on the cost of city projects and funding availability at its August work session. Based on the figures, the council will prioritize proposed projects. After a lengthy discussion Monday, the council voted 3-1 to approve an additional $633,000 to cover the cost of constructing a roundabout linking the proposed Hospital Connector with McClure Road, West Lawrenceville Street, and Irvindale Road.

"We can't continue to underestimate and overspend," said Councilman Billy Jones, "or we're going to run out of SPLOST money." The funds were transferred from the Hospital Connector project.

The estimated construction cost for the roundabout was on target, according to Duluth Planning Director Glenn Coyne. The additional funds are needed for right-of-way, legal costs and utility relocation, Coyne explained. "We are trying to work with the contractor to reduce costs," he said. Roundabout funding was diminished after the council separated it from the Hospital Connector project, Coyne said.

Jones, who also said he was "not a fan" of the roundabout and preferred a four-way intersection, voted against the line item transfer.

Item # 6

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 4. ALCOHOLIC BEVERAGES. is hereby amended as follows:

1.

Article I. In General. Division 2. Regulation of Establishment. Sec 4-18. Container Limitations is hereby amended by adding a new paragraph (d) as follows:

"The sale of Growlers, in compliance with this Ordinance is authorized for package outlets, authorized to sell alcoholic beverages, excluding distilled spirits, by the package. Furthermore, the filling of Growlers by means of tapped keg shall not constitute the breaking of a package as contemplated by O.C.G.A. § 3-3-26. The term 'Growler' shall mean a glass bottle not to exceed 64 ounces that is filled by a licensee or employee of a package outlet with beer from a keg. Growlers may only be filled from kegs procured by the licensee from a duly licensed wholesaler. Only professionally sanitized and sealed Growlers may be filled and made available for retail sale. Every customer who purchases a Growler shall, at the time of the purchase, be provided written documentation by the licensee regarding the open containers laws of the state and City of Cartersville."

2.

Article I. In General. Division 1. Generally Sec 4-1 Definitions is hereby amended by deleting the definition of *Package* in its entirety and replacing it with the following:

"*Package* means distilled spirits, wine or malt beverages sold, offered or stored including but not limited to kegs, bottles, growlers, can, or other original consumer container for sale at retail in sealed containers, not for opening or consumption upon the premises of the package outlet."

3.

Article I. In General. Sec 4-1 Definitions is hereby amended by adding the following definition to said section.

"*Growler* means a glass bottle not to exceed 64 ounces that is filled by a licensee or employee of a package outlet with beer from a keg."

4.

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.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the _____ day of _________ 2011.
Second Reading and Adoption this the ____ day of _________ 2011.

/s/_______________________
Matthew J. Santini
Mayor

ATTEST:

/s/_______________________
Connie Keeling
City Clerk

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Purchase of Property for Habitat Project

SubCategory:	Contracts/Agreements
Department Name:	City Manager's Office
Department Summary Recomendation:	With Council's prior approval, the City has made an offer to Harold and Isabel Bearden to purchase the property located at 23 Fairview St for it's appraised value of $19,500. The offer has been accepted by the Beardens. We are seeking your approval to purchase the property for $19,500 and pay all reasonable closing costs at the time of closing. All costs for this purchase, including closing costs, are reimbursable under the CDBG program. This property is anticipated to be the future home of the fourth of six Habitat for Humanity houses. Your approval of this item is recommended.
City Manager's Remarks:	Your approval of this purchase is recommended.
Financial/Budget Certification:	This item will be paid for using CDBG grant funds.
Legal:	
Associated Information:	

Waiver of Right to Just Compensation

With reference to the acquisition of my real property, being 23 Fairview Street, Cartersville, Georgia 30120 in Bartow County, State of Georgia:

(1) I have been informed of all of my rights and benefits under the Uniform Relocation Assistance and Real Properties Acquisition Policies Act of 1970 (Public Law 91-646), and the Uniform Relocation Act of 1973 (O.C.G.A. section 22-4-9).

(2) I have been provided with a written statement of just compensation and a written offer to purchase for that amount of
$ 19,500.00.

(3) I am accepting the sum of
$ 19,500.00
in full for said real property, and am satisfied that said price is the amount of just compensation and the approved appraisal of fair market value.

The reasons why I have elected to accept this lesser amount are as follows:
N/A

(4) I do hereby waive all of my right to the amount by which the just compensation and fair market value figure exceeds the purchase price I am accepting.

Dated: 11-7-11

Witness to signatures

Owner's Signature
Harold D. Bearden

Address: 345 Hiway 293
Cartersville GA 30120

Witness to signatures

Isabel L. Bearden
Owner's Signature
Isabel L. Bearden.

Address: ~~Isabel~~ Same

Statement of Just Compensation

Pursuant to (authority) O.C.G.A. 36-37-1, et. seq
(acquiring agency) City of Cartersville, Georgia
is now in the process of acquiring private property necessary for
Community Development Block Grant Supplemental Distaster Recovery Funds .

Title records indicate that you are the record owner of real property located in the
State of Georgia
County of Bartow
more particularly described as follows:

23 Fairview Street, Cartersville, Georgia 30120

Since your property is within the project area, it is necessary to acquire the property for this project.

We are prepared to commence negotiations with you for the purchase of your property subject to any existing Easements or Restrictions of record and excepting and reserving the following interests which will not be acquired and for which no value is included in our estimate of just compensation:

NONE

In compliance with Section 301 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public Law 91-646, and the Uniform Relocation Act of 1973 (O.C.G.A. section 22-4-9), an estimate of just compensation in the amount of $ 19,500.00 has been made for the interest to be acquired in the above-described property. This amount is based upon a State-approved appraiser's opinion of fair market value which the appraiser determined after a personal inspection of your property, at which time, you or your representative were given the opportunity to accompany the appraiser.

The appraisal takes into consideration the location of your property, its highest and best use, current land sales of properties similar to your property, and other indicators of value, that is,
As indicated in the attached appraisal report

Just compensation includes amounts for the land, improvements, severance, if any, and other elements as follows

Land	23 Fairview Street, Cartersville, GA 30102	
Improvements		
Buildings	0.00	
Structures	0.00	
Damage to the remainder	0.00	
Other	0.00	
Total		$19,500.00

Any increase or decrease in the market valuation caused by the public improvement or project for which the property is to be acquired, or by the likelihood that the project would be acquired for such improvement or project, other than that due to physical deterioration within the reasonable control of the owner, has been disregarded in making the determination of just compensation.

Signed (by designated official) ____________
Title Assistant to City Manager, City of Cartersville
Date 11-7-11

Received (by Owner or Representative)
Signed ____________ Harold D. Bearden
Date 11-7-11

Received (by Owner or Representative)
Signed Isabel Bearden Isabel L. Bearden
Date 11-7-11

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Change Order #1 with Potts Construction - Extension of Harris Street

SubCategory:	Change Order
Department Name:	Administration
Department Summary Recomendation:	Due to the construction of the new Public Safety Headquarters on Cassville Road, the back entrance to the city cemetary will be closed and a new back entrance will be made with the extension of Harris Street. Our general contractors for the construction of this facility, Potts Construction and Graham Commercial Contractors have solicited bids for the extension of Harris Street. We estimated this road extension cost to be $70,000, however, the total cost of this road extension is proposed at $23,950, or $46,050 less than what we anticipated the cost to be. Local paving contractor, Bartow Paving will be handling the curb, gutter and asphalt paving for this project at a cost of $12,306.70, which is part of the $23,950 total project cost. I recommend approval of this change order to extend Harris Street into the city cemetary.
City Manager's Remarks:	Your approval of this change is recommended.
Financial/Budget Certification:	Funded through 2007 SPLOST.
Legal:	
Associated Information:	E-verify and SAVE are on file.

Cartersville Public Safety Headquarters & Fire Station #4

Estimated Cost for Change Item

Request for Change Order # 01

Extend Harris Street to Cemetery Road

Item #	Description	Qty	U/M	Labor Unit Cost	Labor Amt	Material / Equip. Unit Cost	Material / Equip. Amount	Subcontract Unit Cost	Subcontract Amount	Line Totals
1	Grading (no new Const. Entrance)	1	LS		$ -		$ -	$ 7,764.58	$ 7,764.58	$ 7,764.58
					$ -		$ -		$ -	$ -
2	Curb, Gutter & Asphalt Paving	1	LS		$ -		$ -	$ 12,306.70	$ 12,306.70	$ 12,306.70
					$ -		$ -		$ -	$ -
3	Extend Vinyl Fence & add Gate	1	LS		$ -		$ -	$ 2,208.00	$ 2,208.00	$ 2,208.00
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
					$ -		$ -		$ -	$ -
	Cost of General Conditions Expense		Day	$ 1,136.48	$ -	$ 406.65	$ -	$ 163.41	$ -	$ -
					$ -		$ -		$ -	$ -
		Subtotals:			$ -		$ -		$ 22,279.28	$ 22,279

Sales Tax:	7%	$ -
Bonds & Insurance:	2%	$ 445.58
Subtotal:		$ 22,724.58
Fee - L & M:	5.5%	$ -
Fee - Subcontract:	5.5%	$ 1,225.36
Total:		**$ 23,950**

Item # 8

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
General Services Agreement Task Order No. 2 - Southland Engineering

SubCategory:	Engineering Services
Department Name:	Public Works
Department Summary Recomendation:	The project is a Phase II Study of the CSX Railroad Ditch Basin. The initial Phase I study focused on the main ditch line extending north and terminating at Leake Street. The primary objective of this study is to model a detention facility located at the intersection of Old Mill Road and Tennessee Street, and to model a secondary ditch line extending west thru the Erwin Downs subdivision and terminating at the existing city detention pond on Old Mill Road adjacent to the Shaw Industries call center. This study will determine the benefits of the additional pond and provide detailed insight to alleviating the flooding in Erwin Downs and the Erwin Street area. A) Item (1) Database Preparation…………..... $5,500.00 B) Item (2) Models and Report.....………….. $7,200.00 We recommend approval of this study. The study will be funded through the stormwater general fund budget.
City Manager's Remarks:	Your approval of this task order is recommended.
Financial/Budget Certification:	This will be funded through the stormwater fund.
Legal:	Reviewed by City Attorney's office
Associated Information:	E-verify and SAVE are on file for Southland Engineering

TASK ORDER NO. 11-0002- COC

This Task Order, made and entered into by and between The CITY OF CARTERSVILLE, Georgia, hereinafter called the "OWNER" and SOUTHLAND ENGINEERING, INC., hereinafter called the "ENGINEER", shall be incorporated into and become a part of the Agreement for General Engineering and Consulting Services entered into by the parties hereto on ________________ (the "AGREEMENT").

PURPOSE

This **Task Order** authorizes and directs the ENGINEER to proceed with assisting the OWNER by providing engineering and project management services regarding __RAILROAD DITCH PHASE II___project.

THE PROJECT: The project is a Phase II Study of the CSX Railroad Ditch Basin. The initial Phase I study focused on the main ditch line extending North and terminating at Leak Street. The primary objective of this study is to model a detention facility located at the intersection of Old Mill road and Tennessee Street, and to model a secondary ditch line extending West thru the Erwin Downs subdivision and terminating at the existing City Detention Pond on Old Mill Road adjacent to the Shaw Industries call center. This Study will determine the benefits of the additional pond and provide detailed insight to alleviating the flooding in Erwin Downs and Erwin Street area.

ENGINEER'S SCOPE OF SERVICES

Task 1 – LIST SCOPE ITEMS

1. Concept Development and Database Preparation

- The Concept Design will begin with the data base preparation. The data base preparation will be a field ran survey providing cross sections at critical locations, updating existing cross section along the North Ditch line and incorporating the improved piping infrastructure.

2. Hydraulic Modeling

- To provide a basin map and hydraulic model with detailed basin delineations and flow calcualtions that report to the confluence of the North and Western Ditch Lines.
- To provide an existing detailed model in HEC-RAS. The exiting model will be of the Northern and Western ditch lines. The limits will be at Old Mill Road for the Western

Ditch and Leak Street for the Northern ditch line. In addition we will utilize the existing model and update any change in geometry. This will provide a base line in both directions.

- To provide a proposed model in HEC-RAs incorporating an inline detention facility at the intersection of Old Mill Road and Tennessee Street to determine the benefits in both Northern and Western ditch lines. Includes a preliminary pond design.
- To Incorporate and evaluate a second pond on the City's property on Old Mill Road, and report the benefits. Includes a preliminary pond design
- Provide a final report to summarize the findings and make recommendations.

SCHEDULE

We anticipate the design timeline to be 5 weeks for the Data Base Preparation, and 6 weeks for the modeling.

COMPENSATION

As consideration for providing the services enumerated within this Task Order, the OWNER shall pay the ENGINEER in accordance with the GENERAL SERVICES AGREEMENT, Item B - Compensation. The method of compensation shall be standard Lump Sum , as follows:

A) Item (1) Database Preparation…………………………………….. <u>$5,500.00</u>

B) Item (2) Models and Report……………………………………….. <u>$7,200.00</u>

IN WITNESS WHEREOF, the parties hereto have executed this agreement on this, the ______day of ______________, 2011.

WITNESS:

By: ______________________________

Title:_____________________________

SOUTHLAND ENGINEERING, INC.:

By:______________________________

Title: _____PRESIDENT___________

ATTEST:

By:______________________________

Title:_____________________________

CITY OF CARTERSVILLE:

By:_____________________________

Title:____________________________

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Recycling Roll Out Cart

SubCategory:	Bid Award/Purchases
Department Name:	Public Works Department
Department Summary Recomendation:	Bid quotations were solicited from three vendors for 1000, 35-gallon and 200, 65-gallon roll out carts for recycling. Two bid quotations were received. • Otto-USA bid $35.00 each for 35-gallon and $40.00 each for the 65-gallon. With freight the total bid price is $44,300.00. • Consolidated Disposal Systems bid Schaefer containers at $37.25 each for 35-gallon and $47.95 each for 65-gallon. With freight their bid is $46,840.00. We recommend the low bid from Otto-USA in the amount of $44,300.00.
City Manager's Remarks:	Purchase of these carts is necessary to begin the curbside recycling program early in 2012. Your approval of the bid from Otto-USA is recommended.
Financial/Budget Certification:	These containers are to be purchased through lease purchase. There will be at least one additional order of containers needed when the program gets up to full speed. This is a budgeted purchase.
Legal:	
Associated Information:	Everify and SAVE documentation is on file for this vendor.

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Seized Vehicle

SubCategory:	Bid Award/Purchases
Department Name:	Police Department
Department Summary Recomendation:	TO: Sam Grove, City Manager FROM: Thomas N. Culpepper, Chief of Police DATE: November 3, 2011 SUBJECT: Seizure of vehicle under Equitable Sharing of seized assets Many months ago Lt C.K. Cloninger seized a 2010 Chevrolet Camaro SS in a drug arrest. The vehicle has recently been forfeited by the United States and has been awarded to this agency. The cost to acquire this vehicle through the U.S. Marshalls Service is $5,369.55. The funds to cover the cost will be from DEA Expenses, account # 210-2110-53-1172. This vehicle will be used for counter drug/undercover operations. The estimated value of this vehicle is approximately $30,000. Incl: Memorandum from US Department of Justice
City Manager's Remarks:	Looks like a good deal for us. Your approval of the payment of $5,369.55 to acquire the vehicle is recommended.
Financial/Budget Certification:	Federal DEA Funds will be used to purchase this vehicle and charged to 210-2110-54-2201.
Legal:	
Associated Information:	

U.S. Department of Justice

United States Marshals Service

Northern District of Georgia

Atlanta, GA 30303

October 31, 2011

Carterville Police Department
P.O. Box 1390
Cartersville, Georgia 30120

Attn: Captain Frank McCann

Re: Equitable Sharing

Dear Captain McCann:

The following vehicle has been forfeited to the United States. We have a copy of your DAG 71 and 72 indicating that this vehicle is to be awarded to your agency after forfeiture. According to our records there are costs associated with the vehicle which must be reimbursed before it can be released to you. The vehicle and costs are as follows:

Description: 2010 Chevrolet Camaro SS   Case#: G3-10-0066
VIN#: 2G1F1EJ3A9116515   CATS#: 11-DEA-547495

Cost (USMS Expenses)	$	3.50
Cost (OIA Expenses	$	121.05
Cost (Federal Share)	$	5,245.00
Lien: Outstanding	$	
Total Cost Due	$	5,369.55

According to Asset Forfeiture Policy 94-05, recipient agencies are allowed 60 days from date of notification to pay expenses and/or federal shares relative to the property granted to them through equitable sharing. Please contact me at (404) 730-9211 at your earliest convenience so that we can make arrangements for the transfer of the vehicle.

Sincerely,

LaRita Wortham

LaRita Wortham
Seizure Forfeiture Specialist

Item

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Track Hoe Work at Water Polution Control Plant

SubCategory:	Bid Award/Purchases
Department Name:	Water Department
Department Summary Recomendation:	Memo To: Sam Grove From: Jim Stafford Date: 11-9-11 Subject: Award for Track Hoe Work at WPCP Approved By Council: Accumulated solids have to be removed from a three million gallon tank at the wastewater plant. Blankenship Sand Co, LLC has a track hoe with a 50 ft. reach, this is an unusual piece of equipment. We need this type of equipment in order to sit outside the tank on the ground and scoop out the contents. We should be able to move the solids in a week. The contractor has agreed to provide the track hoe and an operator for a week for $6,000.00. I recommend we have Blankenship Sand Co., LLC do this work. This will be paid out of maintenance for WPCP. They have insurance and all E-verify and SAVE information is in hand.
City Manager's Remarks:	Your approval of this arrangement to do work at the wastewater plant is recommended.
Financial/Budget Certification:	This will be paid out of maintenance for WPCP.
Legal:	
Associated Information:	Everify and SAVE information is in hand

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Pipe for Natural Gas Main

SubCategory:	Bid Award/Purchases
Department Name:	Gas Department
Department Summary Recomendation:	The Gas System is required to relocate 1,400 feet of gas main in conflict with the acceleration/deceleration lane for the new Cloverleaf Elementary School. A total of seven quotes were requested and six were submitted. The lowest quote was submitted by Edgen Murray in the amount of $14,472.00 for 1,800 linear feet of 4-inch ERW X42. The remaining 400 linear feet will be used to replenish inventory for use on smaller projects. Additionally, the Gas System is installing 6,000 feet of 2-inch P.E. gas main on S.R. 61 to provide Gas Service to the Airport. A total of five quotes were requested, two quotes were submitted and two responded with no bid. The lowest quote was submitted by Consolidated Pipe in the amount of $7,600.00 for 10,000 linear feet. The remaining 4,000 linear feet will be used to replenish inventory for use on smaller projects. The bid tabulation forms are attached for both projects as well as the E- verify and SAVE for Edgen Murray and Consolidated Pipe. The Gas System request the City Council approve bids from Edgen Murray and Consolidated Pipe.
City Manager's Remarks:	Your approval of the bids attached is recommended.
Financial/Budget Certification:	This is to be paid for through the gas main maintenance account.
Legal:	
Associated Information:	Edgen Murray and Consolidated Pipe E-verify and SAVE are attached and are on file at the Gas System office.

City of Cartersville
GAS SYSTEM
P.O. Box 1390 • 4 Cook Street • Cartersville, Georgia 30120
Telephone: 770-387-5642 • Fax: 770-387-5638 • www.cityofcartersville.org

TABULATION OF BIDS

CARTERSVILLE PROJECT NO.: CP-10-006 Cloverleaf Elementary School

BID DATE: 11/7/2011

				1		2		3	
				Edgen Murray		**Industrial Pipe**		**Consolidated Pipe**	
				BASE BID:	**$14,472.00**	BASE BID:	**$17,100.00**	BASE BID:	**$17,550.00**
ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	**4" ERW X42 Steel Pipe**	**1,800**	**ft.**	**$8.04**	**$14,472.00**	**$9.50**	$17,100.00	**$9.75**	$17,550.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
	BID PROPOSAL			**Total:**	**$14,472.00**	**Total:**	**$17,100.00**	**Total:**	**$17,550.00**

Item # 13

City of Cartersville
GAS SYSTEM
P.O. Box 1390 • 4 Cook Street • Cartersville, Georgia 30120
Telephone: 770-387-5642 • Fax: 770-387-5638 • www.cityofcartersville.org

TABULATION OF BIDS

CARTERSVILLE PROJECT NO.: CP-10-006 Cloverleaf Elementary School

BID DATE: 11/7/2011

				4		5		6	
				McJunkin		**Ameripipe**		**Isco - Pipe**	
				BASE BID:	**$18,756.00**	BASE BID:	**$24,300.00**	BASE BID:	**$26,424.00**
ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	**4" ERW X42 Steel Pipe**	**1,800**	**ft.**	**$10.42**	$18,756.00	**$13.50**	$24,300.00	**$14.68**	$26,424.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
	BID PROPOSAL			**Total:**	**$18,756.00**	**Total:**	**$24,300.00**	**Total:**	**$26,424.00**

Item # 13

City of Cartersville
GAS SYSTEM
P.O. Box 1390 • 4 Cook Street • Cartersville, Georgia 30120
Telephone: 770-387-5642 • Fax: 770-387-5638 • www.cityofcartersville.org

TABULATION OF BIDS

CARTERSVILLE PROJECT NO.: CP-10-006 Cloverleaf Elementary School
BID DATE: 11/7/2011

				7	
				Ferguson	
				BASE BID:	**$0.00**
ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	UNIT PRICE	TOTAL
1.	**4" ERW X42 Steel Pipe**	**1,800**	**ft.**	**No Bid**	$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
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					$0.00
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					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
					$0.00
	BID PROPOSAL			**Total:**	**$0.00**

Item # 13

October 21, 2011

MATERIAL BID PROPOSAL

All materials to be considered by this proposal shall be new, unused and manufactured in the United States and shall meet the applicable requirements of the Pipeline Safety Regulations, Code of Federal Regulations, Title 49, Latest Edition and any other applicable requirements and specifications listed in this proposal.

Each bid proposal must be submitted on this form. All blank spaces for bid prices must be filled in, by hand or typewritten, in both words and numerals for unit prices and numerals only for total amounts. In case of discrepancies, words will take precedence over numerals and unit prices will take precedence over totals.

Item Specification:

Steel line pipe shall be Electric Resistance Weld (ERW), Grade X42 meeting the requirements of API Specification 5L, Specification for Line Pipe, Latest Edition incorporated by reference by the Code of Federal Regulations and shall be new and unused. Steel line pipe shall be manufactured in the United States and shall bear the mark of the manufacturer. Steel line pipe shall be beveled for welding and shall be provided in diameters and wall thicknesses as specified. All steel line pipe shall be provided in double random (42') lengths.

Before any and all steel line pipe is accepted for stock and paid for by the City, the pipe supplier shall provide the pipe manufacturer's mill test certifications of any and all steel line pipe to the City prior to or concurrently with the delivery of the steel line pipe. All mill test certifications shall be certified by the pipe manufacturer and shall clearly state the steel line pipe meets these specifications.

Plant applied coating shall be fusion bonded epoxy (F.B.E.) applied electrostatically to a average plant thickness of 14 mils and a minimum thickness at any point of 12 mils terminating six inches (6") from the ends of the pipe. Coating specifications, procedures and electrical inspection shall be in accordance with the National Association of Pipe Coating Applicators (NAPCA) Specifications and Plant Coating Guide, Latest Edition and as required by the coating manufacturer. Plant applied coating shall be equal to Scotchkote 206N epoxy coating as manufactured by 3M Electrical Products Division of St. Paul, Minnesota.

ITEM NO.	SIZE	ITEM DESCRIPTION	QTY.	UNIT	UNIT PRICE	TOTAL AMOUNT	EXPECTED DELIVERY DATE (from time of order)
1.	4-1/2"	O.D.-.188" W.T., F.B.E. Coated, ERW X42 Steel Line Pipe	1,800	L.F.	$ $8.04 FT. (Numerals)	$ 14,472.00 (Numerals)	3-5 DAYS ARO (Calendar Days)

OFFERING X42/X52 DOM.
WHEATLAND TUBE.

Eight dollars & four cents
Words (Unit Price Only)

TOTAL BID $ $14,472.00

BID PROPOSAL SUBMITTED BY:

EDGEN MURRAY CORP.
4545 SHERWOOD COMMONS BLDG 3 SUITE 3A
Name of Supplier
BATON ROUGE, LA. 70767

JEAN SHARP
Name of Preparer
SALES REP.

11-2-11
Date

All price quotes received by the City shall be for the item as called for in the specification for the item above. Any deviation in material, style, model, options, manufacturer, size, etc. of the item must have prior written approval of the City for the bid proposal to be considered. A request for such an approval request must be by submitting any and all applicable specifications of the item to be considered by mail, facsimile or email attachment to the City. All submittals shall include the manufacturer's specifications and clear indication of the item to be quoted. If the specification above does not state "or equal", a quote for only the item in the specification will be accepted. Any and all items delivered in response to this proposal that do not meet the specification as called for or was not approved as an "equal" will be returned to the Supplier at their expense.

All price quotes shall include any and all costs associated with providing the material to the City of Cartersville's storage facilities including but not limited to procurement, delivery, shipping and invoicing.

CONTRACTOR AFFIDAVIT AND AGREEMENT

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. 13-10-91, stating affirmatively that the individual, firm, or corporation which is contracting with City of Cartersville has registered with and is participating in a federal work authorization program* [any of the electronic verification of work authorization programs operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees, pursuant to the Immigration Reform and Control Act of 1986 (IRCA), P.L. 99-603], in accordance with the applicability provisions and deadlines established in O.C.G.A. 13-10-91.

The undersigned further agrees that, should it employ or contract with any subcontractor(s) in connection with the physical performance of services pursuant to this contract with City of Cartersville, contractor will secure from such subcontractor(s) similar verification of compliance with O.C.G.A. 13-10-91 on the Subcontractor Affidavit provided in Rule 300-10-01-.08 or substantially similar form. Contractor further agrees to maintain records of such compliance and provide a copy of each such verification to the City of Cartersville at the time the subcontractor(s) is retained to perform such service.

The undersigned Contractor is using and will continue to use the federal work authorization program throughout the contract period.

464581
EEV/Basic Pilot Program* User Identification Number

BY: Authorized Officer or Agent (Contractor Name)　　　11-4-11
Date

SR Vice President
Title of Authorized Officer or Agent of Contractor

D. J. Daly
Printed Name of Authorized Officer or Agent

SUBSCRIBED AND SWORN
BEFORE ME ON THIS THE
4th DAY OF November, 2011

Joell M. Keller
Notary Public　　LA Notary ID #41538
My Commission Expires:
at death

* As of the effective date of O.C.G.A. 13-10-91, the applicable federal work authorization program is the "EEV/Basic Pilot Program" operated by the U.S. Citizenship and Immigration Services Bureau of the U.S. Department of Homeland Security, in conjunction with the Social Security Administration (SSA).

**AFFIDAVIT VERIFYING STATUS FOR
CITY OF CARTERSVILLE BENEFIT APPLICATION**

By executing this affidavit under oath, as an applicant for a City of Cartersville, Georgia Occupation Tax Certificate, Alcohol License or other public benefits as referenced in O.C.G.A. Section 50-36-1, I am stating the following with respect to my application for a City of Cartersville, Georgia Occupational Tax Certificate, Alcohol License or other public benefit (circle one) for

D. J. Daly
[Name of natural person applying on behalf of individual, business, corporation, partnership, or other private entity]

Edgen Murray Corporation
[Name of business, corporation, partnership]

1) ✓ I am a United States citizen

2) _____ I am a legal permanent resident 18 years of age or older or I am an otherwise qualified alien or non-immigrant under the Federal Immigration and Nationality Act 18 years of age or older and lawfully present in the United States.*

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of Code Section 16-10-20 of the Official Code of Georgia.

[signature] 11-4-11
Signature of Applicant: Date

D.J. DALY 11-4-11
Printed Name:

SUBSCRIBED AND SWORN
BEFORE ME ON THIS THE
4th DAY OF November, 2011

[signature] Joell M. Keller
Notary Public
My Commission Expires: at death
LA Notary ID# 41538

* ______________________
Alien Registration number for non-citizens

*Note: O.C.G.A. § 50-36-1(e)(2) requires that aliens under the federal Immigration and Nationality Act, Title 8 U.S.C., as amended, provide their alien registration number. Because legal permanent residents are included in the federal definition of "alien", legal permanent residents must also provide their alien registration number. Qualified aliens that do not have an alien registration number may supply another identifying number below:

City of Cartersville
GAS SYSTEM
P.O. Box 1390 • 4 Cook Street • Cartersville, Georgia 30120
Telephone: 770-387-5642 • Fax: 770-387-5638 • www.cityofcartersville.org

TABULATION OF BIDS

CARTERSVILLE PROJECT NO.: CP-11-001 S.R.61 Expansion:
S.R. 113 to Old Alabama Road
BID DATE: 11/7/2011

				1		2		3	
				Consolidated Pipe		**Isco Pipe**		**HD Supply**	
				BASE BID:	**$7,600.00**	BASE BID:	**$9,500.00**	BASE BID:	**$0.00**
ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	**2" P.E. Pipe Pipe**	**10,000**	**ft.**	**$0.76**	$7,600.00	**$0.95**	$9,500.00	**No Bid**	$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
					$0.00		$0.00		$0.00
			BID PROPOSAL	**Total:**	**$7,600.00**	**Total:**	**$9,500.00**	**Total:**	**$0.00**

Item # 13

City of Cartersville
GAS SYSTEM
P.O. Box 1390 • 4 Cook Street • Cartersville, Georgia 30120
Telephone: 770-387-5642 • Fax: 770-387-5638 • www.cityofcartersville.org

TABULATION OF BIDS

CARTERSVILLE PROJECT NO.: CP-11-001 S.R.61 Expansion:
S.R. 113 to Old Alabama Road
BID DATE: 11/7/2011

				4		5	
				McJunkin		**Ferguson Enterprises**	
				BASE BID:	**$0.00**	BASE BID:	**$0.00**
ITEM NO.	DESCRIPTION	EST. QTY.	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	**2" P.E. Pipe Pipe**	**10,000**	**ft.**	**No bid**	$0.00	**No Bid**	$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
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					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
					$0.00		$0.00
			BID PROPOSAL	**Total:**	**$0.00**	**Total:**	**$0.00**

Item # 13

October 24, 2011

MATERIAL BID PROPOSAL

All materials to be considered by this proposal shall be new, unused and manufactured in the United States and shall meet the applicable requirements of the Pipeline Safety Regulations, Code of Federal Regulations, Title 49, Latest Edition and any other applicable requirements and specifications listed in this proposal.

Each bid proposal must be submitted on this form. All blank spaces for bid prices must be filled in, by hand or typewritten, in both words and numerals for unit prices and numerals only for total amounts. In case of discrepancies, words will take precedence over numerals and unit prices will take precedence over totals.

Item Specification:

Polyethylene pipe shall be medium-density polyethylene manufactured in the United States meeting the requirements of ASTM D2513, Latest Edition incorporated by reference of the Code of Federal Regulations, Latest Edition. The resin shall meet the requirements of ASTM D1248 for Type II, Class B, Category 5, Grade P24 polyethylene and ASTM D3350 for polyethylene with a cell classification of 234363E. Polyethylene pipe shall be approved by the Plastic Pipe Institute and shall be provided with the diameter and Dimension Ratio (DR) as specified in the plans. Polyethylene pipe shall be DriscoPlex 6500 PE 2406 gas pipe and tubing as manufactured by Performance Pipe a division of Chevron Phillips Chemical Company LP of Plano, Texas.

ITEM NO.	SIZE	ITEM DESCRIPTION	QTY.	UNIT	UNIT PRICE	TOTAL AMOUNT	EXPECTED DELIVERY DATE (from time of order)
1.	2"	IPS-SDR11-P.E. 2406 Plastic Pipe	10,000	L.F	$ .76 FT (Numerals)	$ 7600.00 (Numerals)	1 DAY (Calendar Days)

Seventy Six Cents
Words *(Unit Price Only)*

TOTAL BID $ 7600.00
Numerals

Consolidated Pipe & Supply Co., Inc.
194 Hurricane Shoals Road
Lawrenceville, GA 30045
770-822-9664
Fax 770-822-9323
800-844-9585
Paul Root
proot@consolidatedpipe.com

BID PROPOSAL SUBMITTED BY:

CPS	Paul	10-24-11
Name of Supplier	Name of Preparer	Date

All price quotes received by the City shall be for the item as called for in the specification for the item above. Any deviation in material, style, model, options, manufacturer, size, etc. of the item must have prior written approval of the City for the bid proposal to be considered. A request for such an approval request must be by submitting any and all applicable specifications of the item to be considered by mail, facsimile or email attachment to the City. All submittals shall include the manufacturer's specifications and clear indication of the item to be quoted. If the specification above does not state "or equal", a quote for only the item in the specification will be accepted. Any and all items delivered in response to this proposal that do not meet the specification as called for or was not approved as an "equal" will be returned to the Supplier at their expense.

All price quotes shall include any and all costs associated with providing the material to the City of Cartersville's storage facilities including but not limited to procurement, delivery, shipping and invoicing.

AFFIDAVIT VERIFYING STATUS FOR CITY OF CARTERSVILLE BENEFIT APPLICATION

By executing this affidavit under oath, as an applicant for a City of Cartersville, Georgia Occupation Tax Certificate, Alcohol License or other public benefits as referenced in O.C.G.A. Section 50-36-1, I am stating the following with respect to my application for a City of Cartersville, Georgia Occupational Tax Certificate, Alcohol License or other public benefit (circle one) for

Paul Root

[Name of natural person applying on behalf of individual, business, corporation, partnership, or other private entity]

Consolidated Pipe + Supply

[Name of business, corporation, partnership]

1) ✓ I am a United States citizen

2) _____ I am a legal permanent resident 18 years of age or older or I am an otherwise qualified alien or non-immigrant under the Federal Immigration and Nationality Act 18 years of age or older and lawfully present in the United States.*

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of Code Section 16-10-20 of the Official Code of Georgia.

Paul Root 10-25-11

Signature of Applicant: Date

Paul Root

Printed Name:

SUBSCRIBED AND SWORN
BEFORE ME ON THIS THE
25th DAY OF October 20 11

Theresa R. Pickens

Notary Public
My Commission Expires:
July 24 2012

THERESA R. PICKENS NOTARY PUBLIC GWINNETT COUNTY GEORGIA MY COMMISSION EXPIRES JULY 24TH, 2012

____
Alien Registration number for non-citizens

*Note: O.C.G.A. § 50-36-1(e)(2) requires that aliens under the federal Immigration and Nationality Act, Title 8 U.S.C., as amended, provide their alien registration number. Because legal permanent residents are included in the federal definition of "alien", legal permanent residents must also provide their alien registration number. Qualified aliens that do not have an alien registration number may supply another identifying number below:

CONTRACTOR AFFIDAVIT AND AGREEMENT

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. 13-10-91, stating affirmatively that the individual, firm, or corporation which is contracting with City of Cartersville has registered with and is participating in a federal work authorization program* [any of the electronic verification of work authorization programs operated by the United States Department of Homeland Security or any equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees, pursuant to the Immigration Reform and Control Act of 1986 (IRCA), P.L. 99-603], in accordance with the applicability provisions and deadlines established in O.C.G.A. 13-10-91.

The undersigned further agrees that, should it employ or contract with any subcontractor(s) in connection with the physical performance of services pursuant to this contract with City of Cartersville, contractor will secure from such subcontractor(s) similar verification of compliance with O.C.G.A. 13-10-91 on the Subcontractor Affidavit provided in Rule 300-10-01-.08 or substantially similar form. Contractor further agrees to maintain records of such compliance and provide a copy of each such verification to the City of Cartersville at the time the subcontractor(s) is retained to perform such service.

The undersigned Contractor is using and will continue to use the federal work authorization program throughout the contract period.

189824
EEV/Basic Pilot Program* User Identification Number

BY: Authorized Officer or Agent (Contractor Name) — 10-25-11 Date

OWNER
Title of Authorized Officer or Agent of Contractor

DAVID KERR
Printed Name of Authorized Officer or Agent

SUBSCRIBED AND SWORN
BEFORE ME ON THIS THE
25th DAY OF October, 20 11

Notary Public
My Commission Expires:
July 24, 2012

THERESA R. PICKENS NOTARY PUBLIC GWINNETT COUNTY, GEORGIA MY COMMISSION EXPIRES JULY 24TH, 2012

* As of the effective date of O.C.G.A. 13-10-91, the applicable federal work authorization program is the "EEV/Basic Pilot Program" operated by the U.S. Citizenship and Immigration Services Bureau of the U.S. Department of Homeland Security, in conjunction with the Social Security Administration (SSA).

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Park Security System

SubCategory:	Bid Award/Purchases
Department Name:	Parks and Recreation
Department Summary Recomendation:	This purchase request is for two cameras and a network video recorder to be the first phase of a security camera system for Dellinger Park. The areas to be covered in this phase are the tennis area parking and the main parking lot. This past summer Dellinger Park and our patrons were under siege with all the vehicle break-ins. We have nine reported incidents inside Dellinger Park since July 1st and all involved "smash & grabs". In years past there have been random incidents but not to the extent of this past summer. After meeting with the Cartersvulle Police Department and the city's IT department, it was determined that installation of a security camera system would be the most efficient and useful tool in catching and/or deterring these thieves. I recommend the state bid price from Vicon Industries, Inc. in the amount of $11,156.00. Although this is not a budgeted item for Parks & Recreation, I will re-prioritize the park 2011-12 budget to include this purchase. All E-verify and SAVE documents are on file. This is a needed project with the rash of break-ins we have experienced recently. I think it is extremely important that we are pro-active in making our parks safe and inviting to our patrons.
City Manager's Remarks:	As outlined above, this equipment purchase and installation is recommended due to the vehicle break ins at Dellinger Park.
Financial/Budget Certification:	This ia a non-budgeted item and will be paid for through recreation's captial account. A budget amendment will be needed at the end of the year for this item.
Legal:	
Associated Information:	Everify and SAVE documents have been recieved.

Sales Quote

Vicon Industries Inc.
89 Arkay Drive
Hauppauge NY 11788

TEL: (631) 952-2288
FAX: (631) 951-2288

Bill To **City of Cartersville**
Lamar Gresson/David Stiles

Ship to

Salesperson	Job	Shipping Method	Shipping Terms	Delivery Date	Close Date
Bill Grella	Parks & Rec				

Model Number	Product Code	Pre-Configured (add a "C")	Description	GSA PRICE	Qty	Line Total
VN-NVR-6000V6-R	9954-40		NETWORK VIDEO RECORDER; preloaded ViconNet Ver 6, view, record and configure ViconNet IP devices and recorders; 6000 GB internal HDD storage; rack-mount	$ 6,520.00	1	$ 6,520.00
VN-AV8185DN	9600-52		8 MEGAPIXEL H.264/MJPEG DAY/NIGHT CAMERA; 180 degree, 6400x1200; four 8 mm megapixel lenses; indoor/outdoor, surface mount	$ 1,725.00	2	$ 3,450.00
VN-AVDOME6-O-W	9600-96		OUTDOOR VANDAL-RESISTANT 6-IN. DOME; for VN-AV8xx cameras; includes heater, blower, sunshade and wall mount; IP66	$ 593.00	2	$ 1,186.00
	#N/A		#N/A			
	#N/A		#N/A			
	#N/A		#N/A			
						$ 11,156.00
						$ 11,156.00

Vicon standard terms and conditions found herein apply to all quotations. Prices are subject to change without notice.
This quotation package is for guideline purposes only and all prices must be validated by a Vicon representative

Item # 14

VICON

Sales Quote

Vicon Industries Inc.
89 Arkay Drive
Hauppauge NY 11788

TEL: (631) 952-2288
FAX: (631) 951-2288

Bill To City of Cartersville
Lamar Gresson/David Stiles

Ship to

Salesperson	Job		Shipping Method	Shipping Terms	Delivery Date		Close Date
Bill Grella	Parks & Rec						

Model Number	Product Code	Pre-Configured (add a "C")	Description	GSA PRICE	Qty	Line Total

CUSTOMER ACKNOWLEDGEMENT

Vicon recommends including surge protection and/or battery backup as part of the installation of any video security management system. Customers who do not install this equipment accept and assume full and complete responsibility for damage that may occur to their system and system components due to lightning or commercial transient surges caused by inductive load switching, grid switching, capacitor bank discharges and other manmade causes. It is understood that such damage may not be covered under manufacturers' warranties.

Customer's Initials: ___________

Vicon recommends that any purchase of a ViconNet video management system is accompanied by the purchase of a Software Maintenance Package. Only through the purchase of such a package will the customer receive free access to all interim and major software releases, patches and driver update packs for their system. These customers will also receive priority technical support over customers who have not purchased a Maintenance Package. Maintenance Packages may only be purchased at the time a system is originally purchased or when an upgrade is purchased. Customers declining to purchase a Maintenance Package agree to hold Vicon and the installation company harmless and free of obligation from any liability that results from this decision.

Customer's Initials: ___________

Directions for use of quote program:

1. Enter your correct discount percentage in the yellow box at top of sheet
2. Use the "Model Number" drop down menu to select the correct model you wish to quote
3. The program will automatically populate the necessary cost and description information
4. Enter the quantity of the item you require and the extended cost will automatically calculate

Thank you for your business!

WWW.VICON-SECURITY.COM

Item # 14

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Malt Beverage Tax Refunds

SubCategory:	Discussion
Department Name:	Finance
Department Summary Recomendation:	The city has received notice from two malt beverage vendors that they have erroneously paid the city malt beverage taxes since 2007. The beverage taxes should have been paid to the City of Emerson and have been remitted to the City of Cartersville. The beverage vendors are North GA Distributing Co and Eagle Rock Distributing Co. Verification of the addresses of the business establishments involved was conducted and the addresses were indeed found to be in the City of Emerson and not in the City of Cartersville. As a result, both of the distributing companies have asked the city to reimburse them for the overpayments in order that the funds are rightfully sent to the City of Emerson. North GA Distributing will deduct the overpayment of $9,844.80 from their next malt beverage tax remittance to the city due December 10, 2011. Eagle Rock Distributing is asking that the city issue a check to them for the malt beverage tax overpayment in the amount of $18,245.64. Since these amounts involve prior fiscal years along with the current fiscal year, the city will record the necessary entries to reflect the correct amount in the current fiscal year as well as the prior fiscal years. I recommend approval of North GA Distributing Co to deduct $9,844.80 from there next malt beverage tax remittance and the payment from the city to Eagle Rock Distributing Co in the amount of $18,245.64 for their overpayment of malt beverage taxes to the city.
City Manager's Remarks:	This distribution of over payment requires your approval which is recommended.
Financial/Budget Certification:	This item will be refunded through the malt beverage tax revenue line item.
Legal:	
Associated Information:	

J&L Ventures, LLC

Distributors of Fine Malt Beverages

11/1/2011

Cartersville City Clerk
Attn: Connie Keeling
P.O. Box 1390
Cartersville, GA 30120

Dear Ms. Keeling

Per our phone conversation of 11/1/11, I have reviewed the transactions for the following accounts:

Red Top Texaco	Love's Travel Stop #359
300 Red Top Mountain	150 Allatoona Road
Cartersville, GA 30121	Cartersville, GA 30120

We erroneously had these two accounts assigned to the City of Cartersville. It seems that both the State license posted at the account and the Department of Revenue website had both of these accounts listed as City of Cartersville in error. It is my understanding that these accounts are actually licensed by the City of Emerson. A representative from the City of Emerson contacted the State Department of Revenue to request a correction to both the State website and to the actual State license for these accounts. Subsequently, we corrected the assignment of these accounts to the City of Emerson and have calculated the erroneous payment of local excise tax to the City of Cartersville as follows:

Year	Case Equiv's	Tax Rate	Local Tax
2007	1470 CE's	$1.20	$1,764.00
2008	1486 CE's	$1.20	$1,783.20
2009	1589 CE's	$1.20	$1,906.80
2010	1634 CE's	$1.20	$1,960.80
2011	2025 CE's	$1.20	$2,430.00
Total :	8204 CE's		**$9,844.80**

Please find enclosed two sales reports that detail the cases equivalent sales by year for each account. Please contact me at your earliest convenience to discuss plans to correct this overpayment of tax to the City of Cartersville.

Sincerely,

Rick Bentley

Rick Bentley
Controller
North Georgia Distributing Company, LLC
A Division of J&L Ventures, LLC
706-232-2064 x-419 or rick@ngdc.us

3 Villa Drive • Rome, GA 30165
Office 706 232 2064 Fax 706 232 8441

Case Equivalents

 10/31/11 15:11

J&L VENTURES   EXACT DATES   - 10/31/11 OZ= $\boxed{288}$ CTDATE-050 PAGE 1

43675	B4	TONY FREEMAN	770 386-8783				
RED TOP TEXACO 300 RED TOP MOUNTAIN CARTERSVILLE GA 30121	DE		2007	2008	2009	2010	01/01/11 THRU 09/30/11
43675 RED TOP TEXACO			1470	1486	1589	1634	1248

1470
1486
1589 } Case equiv.
1634
1248
7427
x 1.20
$8912.40

Case Equivalents

 10/31/11 15:11

J&L VENTURES EXACT DATES - 10/31/11 OZ= $\boxed{288}$ CTDATE-050 PAGE 1

43235		B4	TONY FREEMAN				
	LOVE'S TRAVEL STOP #359 150 ALLATOONA ROAD CARTERSVILLE GA 30120	DE	2007	2008	2009	2010	01/01/11 THRU 09/30/11
43235	LOVE'S TRAVEL STOP #359						777

777 Case equiv.
x 1.20
$932.40

EAGLE ROCK DISTRIBUTING COMPANY

To: City of Cartersville

ATTN: Connie Keeling

From: Eagle Rock Distributing Accounting Dept.

Date: October 31, 2011

Re: Erroneous Payment of Taxes

To Whom It May Concern:

We were notified by the City of Emerson on 10/24/11 that the Red Top Sunoco located on 300 Red Top Mountain Road SE, Cartersville, GA 30120 was actually in the City of Emerson's taxing jurisdiction. We have been paying local tax to the City of Cartersville since we took over the Rome distributor location on 1/23/2007.

We have calculated all tax paid to the City of Cartersville for this account which totals to $18,245.64. The details of each invoice are on the enclosed spread sheet. This amount should have actually been paid to the City of Emerson. We are requesting a refund for the full amount.

Please contact me if you have any further questions and I will be happy to assist you. My direct line is 678-836-2022.

Very Respectfully,

Melanie Caines

Melanie Caines
Staff Accountant

1375 Beverage Drive Stone Mountian, GA 30083 (770) 498-5500 Fax: (678) 836-2028

City of Emerson

Chartered 1889

MALT BEVERAGE
BUSINESS LICENSE
VALID JANUARY 1 THRU DECEMBER 31, 2011

NAME OF BUSINESS	TYPE OF BUSINESS	LICENSE FEE
75 STARMART, INC.	**Convenience Store**	**$600.00**
LICENSE HOLDER	CONTACT	LICENSE NUMBER
75 Starmart, Inc. **300 Redtop Mountain Rd, SE** **Cartersville, GA 30120**	**Mohammad Rahman**	**2011-1**

This license is granted by the City and accepted by licensee subject to all of the terms and conditions of the ordinance governing the issuance and retention of the same.

DATE ISSUED:

December 14, 2010

Debbie Shinall
City Clerk

CITY OF EMERSON
SEAL
GEORGIA

Post Office Box 300 • Emerson, Georgia 30137
Phone (770) 382-9819 • Fax (770) 606-1731

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
September 2011

SubCategory:	Monthly Financial Statement
Department Name:	Finance
Department Summary Recomendation:	Attached is the financial report for September 2011. Also attached is the supplemental financial information and the cash position for the same time period.
City Manager's Remarks:	Tom Rhineheart will review September's numbers for you at the City Council meeting.
Financial/Budget Certification:	
Legal:	
Associated Information:	

MONTHLY SUMMARY
As of September 30, 2011

	FY 2010 - 11 MONTH OF September-10	FY 2011 - 12 MONTH OF September-11	FY 2010 - 11 Year to Date September-10	FY 2011 - 12 Year to Date September-11	100.00% OF BUDGET (Year to Date)
GENERAL FUND *excluding SPLOST, DDA & School System Property Tax Revenue & Expenditures*					
REVENUE	$1,399,528	$1,415,328	$4,346,596	$4,240,333	17.56%
EXPENDITURE	$1,409,190	$1,801,208	$4,705,671	$4,485,456	18.58%
Gen. Fund Net Profit (Loss)	**($9,662)**	**($385,880)**	**($359,075)**	**($245,123)**	
WATER & SEWER					
REVENUE	$1,320,003	$1,307,184	$3,821,368	$3,743,855	19.65%
EXPENDITURE	$946,300	$924,338	$3,071,857	$2,813,643	14.77%
Wtr. & Swr. Fund Net Profit (Loss)	**$373,703**	**$382,846**	**$749,511**	**$930,212**	
GAS					
REVENUE	$1,439,521	$1,473,338	$4,126,752	$4,207,684	14.59%
EXPENDITURES	$1,594,180	$1,579,595	$5,095,987	$4,900,047	16.99%
Gas Fund Net Profit (Loss)	**($154,659)**	**($106,257)**	**($969,235)**	**($692,363)**	
ELECTRIC					
REVENUE	$3,906,965	$4,202,752	$11,875,933	$13,088,961	30.02%
EXPENDITURES	$3,472,809	$3,793,155	$10,699,111	$11,639,379	26.70%
Electric Fund Net Profit (Loss)	**$434,156**	**$409,597**	**$1,176,822**	**$1,449,582**	
STORMWATER					
REVENUE	$99,186	$102,396	$296,806	$305,705	25.89%
EXPENDITURE	$97,267	$131,675	$247,897	$278,422	23.58%
Stormwater Fund Net Profit (Loss)	**$1,919**	**($29,279)**	**$48,909**	**$27,283**	
SOLID WASTE					
REVENUE	$164,295	$163,362	$490,502	$487,250	18.83%
EXPENDITURE	$136,340	$143,652	$370,658	$384,481	14.86%
Solid Waste Fund Net Profit (Loss)	**$27,955**	**$19,710**	**$119,844**	**$102,769**	
FIBER OPTICS					
REVENUE	$245,002	$130,067	$512,453	$400,977	24.78%
EXPENDITURE	$100,761	$104,076	$311,778	$267,863	16.55%
Fiber Fund Net Profit (Loss)	**$144,241**	**$25,991**	**$200,675**	**$133,114**	

Cash Position	6/30/11	7/31/11	8/31/11	9/30/11	10/31/11	11/30/11	12/31/11
Total Unrestricted Cash Balance	$9,926,033.63	$10,145,726.90	$10,173,855.99	$10,402,752.04			
Total Restricted Cash Balance	$54,303,771.24	$52,874,718.85	$51,914,429.58	$50,486,885.85			

Cash Position		1/31/12	2/28/12	3/31/12	4/30/12	5/31/12	6/30/12
Total Unrestricted Cash Balance							
Total Restricted Cash Balance							

** Note - The decrease in Resticted Cash is due to the change in the City's Pension Plan. The plan has decreased in value about $3.8 million because of the swings in the mutual funds over the last three months and the plan's volatility with the mutual funds it is invested in. This should, in time, stabilize when the economy becomes more stable.

	Description	Through 9-30-11	FY 2012 Budget	% of Monthly Totals to Budget
General Fund	**Total Revenues**	**$4,240,332**	**$24,146,955**	**17.56%**
	GO Bond Proceeds from School	$0	$2,568,890	0.00%
	Property Taxes-City Portion Only	$31,162	$1,289,320	2.42%
	Local Option Sales Tax (LOST)	$1,161,010	$4,818,625	24.09%
	Other Taxes	$1,235,265	$6,950,240	17.77%
	Building Permit & Inspection Fees	$8,894	$45,000	19.76%
	Fines and Forfeitures	$130,255	$590,000	22.08%
	Operating Transfers In-City Utilities	$944,127	$3,776,510	25.00%
	Other Revenues	$729,619	$4,108,370	17.76%
	Total Expenditures	**$4,485,455**	**$24,146,955**	**18.58%**
	Personnel Expenses	$3,188,715	$14,377,795	22.18%
	Operating Expenses	$1,174,678	$6,139,870	19.13%
	Capital Expenses	($26,368)	$604,700	-4.36%
	GO Bond Proceeds from School	$34,505	$2,568,890	1.34%
	Debt Pymt - JDA/CBA	$0	$0	#DIV/0!
	Library Appropriations	$113,925	$455,700	25.00%
Water & Sewer Fund	**Total Revenues**	**$3,743,855**	**$19,051,945**	**19.65%**
	Water Sales	$2,261,168	$8,132,500	27.80%
	Sewer Sales	$1,255,631	$4,292,000	29.26%
	Bond Proceeds	$0	$5,000,000	0.00%
	Other Revenues	$227,056	$1,627,445	13.95%
	Total Expenditures	**$2,813,643**	**$19,051,795**	**14.77%**
	Personnel Expenses	$673,897	$3,067,295	21.97%
	Operating Expenses	$613,805	$2,897,170	21.19%
	Capital Expenses	$79,492	$6,816,010	1.17%
	Transfer To General Fund	$705,822	$2,667,940	26.46%
	Debt Payments	$740,627	$3,603,380	20.55%
Gas Fund	**Total Revenues**	**$4,207,684**	**$28,845,855**	**14.59%**
	Gas Sales	$3,849,362	$24,807,545	15.52%
	Gas Commodity Charge	$286,065	$1,245,000	22.98%
	Bond Proceeds	$0	$2,055,000	0.00%
	Proceeds from Capital Leases	$0	$32,500	0.00%
	Other Revenues	$72,257	$705,810	10.24%
	Total Expenses	**$4,900,047**	**$28,845,855**	**16.99%**
	Personnel Expenses	$371,467	$1,758,845	21.12%
	Operating Expenses	$105,313	$816,120	12.90%
	Purchase of Natural Gas	$3,637,181	$20,365,910	17.86%
	Transfer to General Fund	$726,945	$3,295,150	22.06%
	Capital Expenses	$59,141	$2,609,830	2.27%

	Description	Through 9-30-11	FY 2012 Budget	% of Monthly Totals to Budget
Electric Fund	**Total Revenues**	**$13,088,961**	**$43,600,295**	**30.02%**
	Electric Sales	$12,751,380	$42,254,840	30.18%
	Other Revenues	$337,581	$1,345,455	25.09%
	Total Expenses	**$11,639,379**	**$43,600,295**	**26.70%**
	Personnel Expenses	$463,332	$2,087,265	22.20%
	Operating Expenses	$271,890	$1,223,745	22.22%
	Purchase of Electrcity	$10,159,992	$37,588,300	27.03%
	Capital Expenses	$107,040	$499,095	21.45%
	Transfer to General Fund	$637,125	$2,201,890	28.94%
Stormwater Fund	**Total Revenues**	**$305,705**	**$1,181,000**	**25.89%**
	Stormwater Revenues	$302,820	$1,170,000	25.88%
	Other Revenues	$2,885	$11,000	26.23%
	Prior Year Carryover	$0	$0	#DIV/0!
	Stormwater Improvement Funds	$0	$0	#DIV/0!
	Total Expenses	**$278,422**	**$1,181,000**	**23.58%**
	Personnel Expenses	$89,907	$449,680	19.99%
	Operating Expenses	$83,800	$519,690	16.12%
	Capital Expenses	$104,715	$211,630	49.48%
Solid Waste Fund	**Total Revenues**	**$487,250**	**$2,587,900**	**18.83%**
	Refuse Collections Revenues	$476,543	$2,060,290	23.13%
	Other Revenues	$10,707	$48,200	22.21%
	Proceeds From Capital Leases	$0	$479,410	0.00%
	Total Expenses	**$384,481**	**$2,587,900**	**14.86%**
	Personnel Expenses	$221,086	$1,059,505	20.87%
	Operating Expenses	$163,395	$1,048,985	15.58%
	Capital Expenses	$0	$479,410	0.00%
Fiber Optics Fund	**Total Revenues**	**$400,977**	**$1,646,900**	**24.35%**
	Fiber Optics Revenues	$364,637	$1,539,800	23.68%
	GIS Revenues	$24,025	$102,500	23.44%
	Other Revenues	$12,315	$4,600	
	Total Expenses	**$267,863**	**$1,646,900**	**16.26%**
	Personnel Expenses	$124,735	$531,810	23.45%
	Operating Expenses	$84,297	$675,675	12.48%
	MEAG Telecom Statewide Pymt	$57,351	$229,415	25.00%
	Capital Expenses	$1,480	$210,000	0.70%

City of Cartersville

City Council Meeting
11/17/2011 7:00:00 PM
Appeal Requested by Tarascos Tacos and Wings

SubCategory:	Public Hearing
Department Name:	Planning and Development
Department Summary Recomendation:	You will find attached a letter from Tarascos Tacos and Wings requesting that you reconsider the probation period sentencing on the Alcohol Ordinance violation.
City Manager's Remarks:	The appeal is requested per the attached letter.
Financial/Budget Certification:	
Legal:	
Associated Information:	

11/10/11

Attn: Sam Grove and City Council

Re: Tarascos Tacos and Wings

To whom it may concern:

I am requesting a review in the Alcohol violation sentence for Tarascos Tacos and Wings. I would like to ask that the City Council board members reconsider the probation period for our restaurant due to the other two appeals that were granted a reduction in some manner. I greatly appreciate each and every one of you for your time and consideration in this matter.

Best Regards,

Vanessa Cabanas

Vanessa Cabanas