

City Council Meeting
10 N. Public Square
August 17, 2017
6:00 P.M. – Work Session
7:00 P.M. – City Council

I. Opening Meeting

Invocation by Council Member Tonsmeire.

Pledge of Allegiance led by Council Member Hodge.

The City Council met in Regular Session with Matt Santini, Mayor presiding and the following present: Kari Hodge, Council Member Ward One; Louis Tonsmeire, Sr., Council Member Ward Three; Calvin Cooley Council Member Ward Four; Dianne Tate, Council Member Ward Five; Taff Wren, Council Member Ward Six; Sam Grove, City Manager; Meredith Ulmer, City Clerk and Keith Lovell, City Attorney.

Absent: Jayce Stepp, Council Member Ward Two

II. Regular Agenda

A. Council Meeting Minutes

1. August 3, 2017 City Council Minutes

A motion to approve the July 6, 2017 City Council Meeting Minutes as presented was made by Council Member Tate and seconded by Council Member Wren. Motion carried unanimously. Vote 5-0.

B. Appointments

1. Historic Preservation Commission

Randy Mannino, Planning and Development Department Head stated it is recommended to approve Ms. Becky Carr for a position on the Historic Preservation Commission, and to reappoint Mr. Larry Gregory.

A motion to approve Becky Carr as a member of the Historic Preservation Commission and to reappoint Mr. Larry Gregory was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0.

C. Proclamations

1. Tallatoona CAP Proclamation

Mayor Santini stated this is a proclamation recognizing Tallatoona Community Action Partnership for 50 years of service. Mr. Scott Grey, Executive Director of Tallatoona Community Action Partnership came forward and explained the services provided by the organization. The Mayor presented the proclamation to Mr. Grey and the Tallatoona CAP Board Members.

D. First Reading of Ordinances

1. Brew Pubs

Keith Lovell, City Attorney stated these ordinances were written in accordance to the changes in State law. The State now allows alcohol to be manufactured and consumed on the same site with some limitations set by the State. The passage of these ordinances would allow the City's beer manufacturer, Budweiser, to hold its upcoming event in September. These proposed ordinances are recommended for approval by the Alcohol Control Board and staff.

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 – ALCOHOL BEVERAGES. ARTICLE I. – IN GENERAL. DIVISION 1 – GENERALLY. SECTION 4-1. – DEFINITIONS IS HEREBY AMENDED BY ADDING A NEW DEFINITION – BREWPUB AND SECTION 4.1 – DEFINITIONS IS HEREBY AMENDED BY DELETING IN ITS ENTIRETY THE DEFINITION OF MANUFACTURER and is replaced as follows:

1.

Sec. 4-1. - Definitions.

***Brewpub* means any restaurant in which beer or malt beverages are manufactured or brewed, subject to the requirements of O.C.G.A. § 3-5-35 through § 3-5-38, except package sales do not count towards the required point of alcohol sales at said restaurant.**

2.

Sec 4-1. – Definitions

***Manufacturer* means any maker, brewer, producer, distiller, vinter, rectifier, blender, or bottler of distilled spirits or malt beverages and wine or any other alcoholic beverage.**

3.

All other remaining provisions of Section 4-1 are to remain as is and this additional definition is to be made part of the permitted uses in Section 4-1.

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, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

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 – ALCOHOL BEVERAGES. ARTICLE II. - LICENSING REQUIREMENTS. DIVISION 4. PREMISES RESTRICTIONS. SECTION 4-105. – CONSUMPTION ON-PREMISES AND SECTION 4.108. – PLACE OF SALE OR DELIVERY are hereby deleted in their entirety and replaced as follows:

1.

Sec. 4-105. – Consumption on-premises.

It shall be unlawful for anyone to open, drink, or otherwise consume any wine or malt beverage or distilled spirits upon any premises, other than a pouring outlet or package wine outlet, wherein such beverages are sold under a license issued by the city, except as allowed for Brewer's pursuant to O.C.G.A. § 3-5-24.1 and Distiller's as allowed pursuant to O.C.G.A. § 3-4-24.2.

2.

Sec. 4-108. – Place of sale or delivery.

(a) No pouring license shall sell or deliver any alcoholic beverages for any reason except in the pouring outlet for consumption only on the premises, except

pouring outlets located in hotels, which may serve guests in their rooms within the hotel premises if licensed by the state and patrons in banquet and/or conference rooms within the hotel premises, or permitted sidewalk or right-of-way cafes, or caterers.

- (b) Food shall be allowed through drive-in windows or curb service, but alcohol sales shall not be allowed through drive-in windows or curb service.
- (c) Brewpubs may sell by package as outlined by O.C.G.A. § 3-5-36.
- (d) Brewers and Distillers may sell or deliver alcoholic beverages for consumption on the premises as outlined by Section 4-105 of this Chapter; and for consumption off the premises as allowed by O.C.G.A. § 3-5-24.1 and O.C.G.A. § 3-4-24.2, respectively.

3.

All other remaining provisions of Section 4-105 and Section 4-108 are to remain as is and this additional definition is to be made part of the permitted uses in Section 4-105 and Section 4-108.

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, and the sections of this ordinance may be renumbered to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

E. Contracts/Agreements

1. Carter Street Property to Bartow County

Sam Grove, City Manager stated Cartersville Parcel #C004-0014-023, Tract 2, 0.320 Acres is owned by the City of Cartersville. Bartow County would like to construct an above-ground fueling station on this property which was already understood to be County property.

A motion to approve the Carter Street Property to Bartow County was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried 4-1. Council Member Hodge opposed.

2. City to Land Bank Transaction

Mr. Grove stated this is a Quitclaim Deed from the City to the Land Bank for the property at 16 South Erwin Street. It is recommended for approval.

A motion to approve the City to Land Bank Transaction was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0.

3. Sell of Surplus Line Truck

Derek Hampton, Assistant Electric Department Head stated Finance Director Tom Rhinehart brought the vehicle surplus list to the City's attention for approval at the July 20th Council Meeting. Vehicle #521, a 1993 Line Truck was on the list. The City will have two options to choose from in selling this vehicle. One option is to use GOVDEALS and the other is to sell the vehicle through auction. Mr. Hampton stated either avenue would be sufficient.

The recommended option would be to sell it through the J.J. Kane Auction in Villa Rica, GA, because this company specializes in Construction and Utility Equipment. There will be buyers at this auction specifically looking for this type of equipment.

The Electric Department is asking that City Council approve the signing of the agreement by the Mayor and City Clerk authorizing the sale of this vehicle through the J.J. Kane Auction.

A motion to approve the Sale of the Surplus Line Truck through J.J Kane Auction was made by Council Member Wren and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0.

4. SRCS Agreement

Michael Hill, Assistant Gas Department Head stated this is an amendment to our subscribed regulatory compliance service agreement. It is recommended for Council approval.

A motion to approve the SRCS Agreement was made by Council Member Tonsmeire and

seconded by Council Member Tate. Motion carried unanimously. Vote 5-0.

5. Annual Firefighter Physicals

Chief Carter stated he respectfully requested approval of budgeted funds to conduct the annual firefighter physicals which are in compliance with NFPA 1582 and OSHA 1910.156. These physicals provide the annual required fitness clearance documentation and assist in monitoring the overall health and wellbeing of department personnel. There are limited organizations who can provide this type of exam on-site. After a review by our department's health and safety committee, we are requesting approval to continue with Site-Med, which is based in Kennesaw. This provides for a two-phase physical testing that will occur at City headquarters and also provides a physician who will monitor the firefighters for a year and provide assistance to the department along with human resources if we have any staff members that may have issues arise. The cost for these base physicals will be \$285.00 per firefighter which is an increase of \$15.00 per firefighter over last year. Total Base physical price will be \$20,235.00. After the base physicals are completed, some additional testing may be required of certain individuals who are on the hazardous materials response team and others that may show certain cardiac markers that require follow-up for clearance. Because of this, we are requesting an amount up to, but not to exceed \$24,500.00.

A motion to approve a not to exceed amount of \$24,500.00 for the Annual Firefighter Physicals was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0.

6. Dellinger Park Scoreboard Sponsorship

Greg Anderson, Parks and Recreation Department Head stated with the purchase and installation of new scoreboards for Dellinger Park, there are sponsorship panels available. The Sponsorship Agreement was created by our City Attorney. Part of the agreement is a fee schedule for sponsorship. These numbers are recommended by park staff. Pricing was developed by park staff after speaking with potential sponsors and other park agencies.

It was recommended for City Council approval for sponsorship agreement and related documents. Mr. Anderson also recommended that City Council approve Mayor Matt Santini to sign all agreements and sponsorships through the remainder of 2017, as Cartersville Parks and Recreation Department staff are able to acquire sponsors.

Motion to approve the Dellinger Park Scoreboard Sponsorship and allow the Mayor to sign all agreements and sponsorships for the remainder of 2017 was made by Council Member Tonsmeire and seconded by Council Member Wren. Motion carried unanimously. Vote: 5-0.

F. Bid Award/Purchases

1. Dellinger Park – Decorative Concrete Security Light Poles

Mr. Anderson stated the Parks and Recreation Department wishes to purchase seven decorative concrete security light poles for Dellinger Park. Six of the poles are replacing existing poles, five metal and one wooden, One pole will be added to security light system.

In 2003, the City Parks and Recreation Department (CPRD) began the process of replacing the wooden security light poles in Dellinger Park and the preferred choice was decorative poles manufactured by Ameron Pole Products.

Mr. Anderson recommended the purchase of these decorative concrete poles from Mayer Electric in the amount of \$13,225.00. This is a budget item.

A motion to approve the Dellinger Park Decorative Concrete Security Light Poles was made by Council Member Tate and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0.

2. Recreation Work Van Purchase

Tom Rhinehart, Finance Department Head stated recreation is in need of a prisoner work van. After the last council meeting, Greg Anderson, Parks and Recreation has inquired in the vendor, Wade Ford, would honor the price bid by Wade Ford for the prison work van purchased by stormwater. Mr. Rhinehart contacted the vendor and asked if they would honor the price and was told that they would honor the price. The bid price is for a total of \$31,541.00 which includes the extended warranty that the City Garage has requested. The purchase of the recreation work van to be from Wade Ford in the amount of \$31,541.00 is recommended for Council.

A motion to approve the purchase of a van from Wade Ford for the Parks and Recreation Department with the extended warranty for a total of \$31,541.00 was made by Council Member Tonsmeire and seconded by Council Member Wren. Motion carried unanimously. Vote 5-0.

3. IT Server Cabinets

Dan Porta, Assistant City Manager stated the Fiber Department would like to purchase server cabinets and cable racks to store City servers, IT equipment and fiber cables to serve these devices at the new fiber building. The cost of these cabinets and ladder racks is \$8,280.88 and it is recommended for approval.

A motion to approve the purchase of the IT Server Cabinets was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0.

4. Cisco Router

Mr. Porta stated the Fiber Department needs to purchase a Cisco Router from Centrics IT to help direct internet traffic at the City's firewall. Currently the City purchases Internet bandwidth from two independent carriers who have their own diverse routes. This is important to

keep the City's Internet operational in case one route accidentally has a line cut. The purchase of a Cisco Router will prevent problems that arise from having two internet service providers connected to one firewall. This router has the ability to scale up in terms of capacity for future growth. The cost of the new Cisco Router from Centrics IT is \$16,985 and is recommended for your approval.

A motion to approve the purchase of the Cisco Router was made by Council Member Tonsmeire and seconded by Council Member Cooley. Motion carried unanimously. Vote 5-0.

5. Audio/Visual Storage Server

Chief McCann stated a request for approval to purchase an audio/video storage server to store our in-car camera and body camera audio and video footage. The City is required to keep this video for 30 months if a criminal case is made and we are rapidly running out of room on our current storage server.

The police department sent a request for bids (RFB) for an audio/video server to three companies and City Police received three bids. The following are the bids for the server from each company that met the specifications: CDW-G \$7,934.85; Data, INC. \$8,999.00; Rapid Expres \$9,672.00. Chief McCann recommended the low bid, CDW-G, for \$7,934.85. This is a budgeted item, federal asset forfeiture money, and the E-Verify and E-Save documents have been submitted to the Police Department and are on file. This item is recommended for approval by City Council.

Motion to approve the purchase of the Audio/Visual Server was made by Council Member Cooley and seconded by Council Member Wren. Motion carried unanimously. Vote: 5-0.

6. Patrol and CID Vehicles

Chief McCann stated a request for approval to purchase five patrol vehicles and two CID vehicles. These are replacement vehicles for our fleet and the older vehicles will be declared surplus. Two of the patrol vehicles are replacements for vehicles that were involved in accidents and will be paid for out of the city's insurance account. The rest of the vehicles are budgeted items and will be paid for out of federal asset forfeiture funds.

The police department sent a request for bids (RFB) for patrol vehicles to eight local car dealerships and also placed the RFB on the city's website. We subsequently received three bids from dealerships. The following are the bids for the patrol vehicle from each dealership that met the specifications: Robert Loehr Dodge \$23,453.00/vehicle for a total of \$117,270.00; Don Jackson Dodge \$23,681.58/vehicle for a total of \$118,407.90; Ginn Commercial \$24,062.00/vehicle for a total of \$120,310.00.

The police department sent a request for bids (RFB) for two CID vehicles to eight local car dealerships and also placed the RFB on the city's website. We subsequently received three

bids from dealerships. The following are the bids for the CID vehicles from each dealership that met the specifications: Robert Loehr Dodge \$23,512.00/vehicle for a total of \$47,024.00; Don Jackson Dodge \$23,648.00/vehicle for a total of \$47,296.00; Ginn Commercial \$23,778.00/vehicle for a total of \$47,556.00.

The total amount for all of the vehicles is \$164,294.00 with two vehicles, \$43,906.00, being paid out of the City's insurance account.

The low bid is recommended: Robert Loehr Dodge for both the patrol vehicles and the CID vehicles. The purchase of the vehicles and the equipment, such as: lights, siren, cage, computer, in-car camera will not exceed \$240,000.00.

This is a budgeted item, federal asset forfeiture month, and the E-Verify and E-Save documents have been submitted to the Police Department and are on file. Chief McCann requested support and recommendation for this purchase.

Motion to approve the purchase of the Patrol and CID Vehicles was made by Council Member Wren and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote: 5-0.


1. June 2017 Financial Report

Tom Rhinehart, Finance Department Head came forward and gave the monthly financial report comparing June 2016 to June 2017. Mr. Rhinehart stated the information presented are unaudited numbers due to the year's end. Mr. Rhinehart went over changes in revenue, expenditures, and financials of each fund from June last year to June this year.

After announcements, a motion to adjourn the meeting was made by Council Member Wren and needing no second. Motion carried unanimously. Vote 5-0.



/s/ 
Matthew J. Santini
Mayor

/s/ 
Meredith Ulmer
City Clerk