

City Council Meeting
10 N. Public Square
September 1, 2016
6:00 P.M. – Work Session 7:00 P.M.

I. Opening Meeting

Invocation by Council Member Tonsmeire

Pledge of Allegiance led by Council Member Hodge

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; Sam Grove, City Manager; Connie Keeling, City Clerk and Keith Lovell, Assistant City Attorney. Taff Wren, Council Member Ward Six; and David Archer, City Attorney were absent.

II. Regular Agenda

A. Council Meeting Minutes

- 1. August 16, 2016**
- 2. August 18, 2016 – Morning Meeting**
- 3. August 18, 2016 – Evening Meeting**
- 4. August 23, 2016**

A motion to approve all the referenced City Council Meeting Minutes with noted corrections was made by Council Member Stepp and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

B. Second Reading of Ordinances

1. Amendment to Existing Area Lighting Ordinance

Don Hassebrock, Electric Department Director came forward and stated City Electric is now offering LED lighting as an option for area lighting to customers. Because this is a new type of lighting we are requesting this type of lighting be added to the existing ordinance. This will enable this lighting to be added to Cogsdale for proper billing and for inventory management. There are no proposed changes to the dollar amounts for the items already covered previously in this ordinance. The monthly cost over time for the LED lights is no more expensive than the equivalent, traditional fixtures we offer. The goal of this change is to accurately track lights on our system, and to make sure our ordinance accurately reflects the lighting options provided by the City. For these reasons stated he is asking City Council to approve the modification of the existing Area Lighting Ordinance 59-12. Mr. Hassebrock stated that there have been no additions or corrections since the first reading and recommended approval.

A motion to approve Ordinance No. 17-16 was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

Ordinance
of the
City of Cartersville, Georgia
Ordinance No. 17-16

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 24. UTILITIES. ARTICLE X. ELECTRIC SYSTEM. SECTION 24-301. GENERALLY** is hereby amended by adding a new subsection (d)(4) in its entirety and renumbering the current subsection (d)(4) to subsection (d)(5) with the following:

1.

Sec. 24-301. - Generally.

- (a) ***Effective date:*** Bills rendered on or after November 20, 2012.
- (b) ***Availability:*** Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) ***Applicability:*** Applicable only to outdoor lighting by ballast-operated vapor lamp fixtures with high pressure sodium (HPS), metal halide (MH), or mercury vapor (MV) lamps, and poles conforming to CES specifications. Service will be rendered only at locations that, in the sole opinion of CES, are readily accessible for maintenance. This tariff is applicable only to outdoor lighting installed, owned and maintained by CES for residential, commercial or industrial use.
- (d) ***Monthly rates:***
 - (1) ***High pressure sodium.***

Size	Type	Rate
100W	Open Bottom	\$10.00
100W	Cobrahead	11.00
150W	Cobrahead	13.00
150W	Post Top	13.00
250W	Cobrahead	16.00
250W	Directional Flood	18.50
250W	Parking Lot	24.50

400W	Cobrahead	18.00
400W	Directional Flood	23.50
400W	Parking Lot	30.50
1,000W	Directional Flood	38.50
1,000W	Parking Lot	38.50

(2) *Mercury vapor.**

Size	Type	Rate
175W	Open Bottom	\$10.00
175W	Cobrahead	11.50
400W	Cobrahead	18.50

* These rates are for existing mercury vapor lights only. No new mercury vapor lights will be installed.

(3) *Metal halide.*

Size	Type	Rate
250W	Directional Flood	\$28.50
250W	Parking Lot	28.50
400W	Directional Flood	34.00
400W	Parking Lot	34.00
1,000W	Directional Flood	40.00
1,000W	Parking Lot	40.00

(4) *LED.*

Size	Type	Rate
1	LED Open-Bottom	\$10.00
1	LED Post-top or Acorn	\$13.00
1	LED Cobrahead	\$13.00
2	LED Cobrahead	\$16.00
3	LED Cobrahead	\$18.00
1	LED Parking Lot	\$28.50
2	LED Parking Lot	\$34.00

3	LED Parking Lot	\$40.00
1	LED Directional Flood	\$28.50
2	LED Directional Flood	\$34.00
3	LED Directional Flood	\$40.00

(5) Poles.

Size	Type	Rate
14'	Acorn Decorative	\$2.00
20'	Acorn Decorative	2.00
20'	Salem Aluminum	1.50
30'	Wood	1.50
35'	Wood	2.00
40'	Wood	2.50
30'	Shoebox Decorative	1.50
35'	Shoebox Decorative	2.00
40'	Shoebox Decorative	2.50
40'	Cobrahead Decorative	2.50

(e) Pole installation charge: A nonrefundable contribution to construction will be required if it is necessary for CES to set a pole or poles in providing leased lighting.

Size	Type	Rate
14'	Acorn Decorative	\$1,000.00
20'	Acorn Decorative	1,000.00
20'	Salem Aluminum	200.00
30'	Wood	150.00
35'	Wood	150.00
40'	Wood	150.00
30'	Shoebox Decorative	600.00
35'	Shoebox Decorative	750.00
40'	Shoebox Decorative	900.00
40'	Cobrahead Decorative	1,000.00

If the customer requires CES to install light fixtures on other CES poles, the customer may be required to pay a contribution to construction to meet a 3 to 1 annual revenue ratio.

(f) *Outdoor lighting service installed beyond the billing meter:*

Size	Discount Per Fixture
100W	\$1.81
150W	2.66
175W	2.84
250W	4.65
400W	6.71
1,000W	16.35

(g) *Term of contract:* The term is a minimum of three (3) years. CES may, at its option, require an advance payment of up to one-half of the estimated maximum annual revenue expected to occur during the term of the contract.

(h) *Mandatory riders:* This tariff is not subject to the future construction charge rider, environmental compliance charge rider, or power cost adjustment rider.

(i) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

(Ord. No. 59-12, § 1, 11-1-12)

2.

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 this the 18th day of August 2016.

ADOPTED this the 1st day of September 2016. Second Reading.

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

ATTEST:

/s/ Connie Keeling
Connie Keeling
City Clerk

2. Amendment to Existing City Governmental Lighting Ordinance

Don Hassebrock, Electric Department Director came forward and stated the goal of this change to the ordinance is to accurately track the lights on our system, and to make sure our ordinance accurately reflects the lighting options the City provides. Mr. Hassebrock stated that there have been no additions or corrections since the first reading and recommended approval.

A motion to approve Ordinance No. 18-16 was made by Council Member Tonsmeire and seconded by Council Member Stepp. Motion carried unanimously. Vote 5-0

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 18-16

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 24. UTILITIES. ARTICLE X. ELECTRIC SYSTEM. SECTION 24-306. GENERALLY** is hereby amended by adding a new subsection (d)(4) in its entirety and renumbering the current subsection (d)(4) to subsection (d)(5) and renumbering the current subsection (d)(5) to subsection (d)(6) with the following:

1.

Sec. 24-306. - Generally.

- (a) ***Effective date:*** Bills rendered on or after November 20, 2012.
- (b) ***Availability:*** Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) ***Applicability:*** Applicable only to outdoor lighting by ballast-operated vapor lamp fixtures with high pressure sodium (HPS), metal halide (MH), or mercury vapor (MV) lamps, and poles conforming to CES specifications. Service will be rendered only at locations that, in the sole opinion of CES, are readily accessible for maintenance. This tariff is applicable only to public street lighting and traffic signals.
- (d) ***Monthly rates:***
 - (1) ***High pressure sodium:***

Size	Type	Rate
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100W	Open Bottom	\$9.00
100W	Cobrahead	\$9.00
150W	Cobrahead	\$11.00
150W	Post Top	\$11.00
250W	Cobrahead	\$13.50
250W	Directional Flood	\$15.50
250W	Parking Lot	\$17.50
400W	Cobrahead	\$17.00
400W	Directional Flood	\$19.00
400W	Parking Lot	\$21.00
1,000W	Directional Flood	\$27.00
1,000W	Parking Lot	\$27.00

(2) *Mercury vapor**:

Size	Type	Rate
175W	Open Bottom	\$9.50
175W	Cobrahead	\$10.00
400W	Cobrahead	\$16.00

* These rates are for existing mercury vapor lights only. No new mercury vapor lights will be installed.

(3) *Metal halide***:

Size	Type	Rate
250W	Directional flood	\$25.00
250W	Parking Lot	\$25.00
400W	Directional Flood	\$30.00
400W	Parking Lot	\$30.00
1,000W	Directional flood	\$37.00
1,000W	Parking lot	\$37.00
1,500W	Sports lighting	\$43.00

** Not approved for roadway use.

(4) LED:

Size	Type	Rate
1	LED Open-Bottom	\$7.00
1	LED Post-top or Acorn	\$11.00
1	LED Cobrahead	\$9.00
2	LED Cobrahead	\$11.50
3	LED Cobrahead	\$15.00
1	LED Parking Lot	\$23.00
2	LED Parking Lot	\$28.00
3	LED Parking Lot	\$35.00
1	LED Directional Flood	\$23.00
2	LED Directional Flood	\$28.00
3	LED Directional Flood	\$35.00
4	Sports lighting	\$41.00

5) Poles:

Size	Type	Rate
14'	Acorn decorative	\$2.00
20'	Acorn decorative	\$2.00
20'	Salem aluminum	\$1.50
30'	Wood	\$1.50
35'	Wood	\$2.00
40'	Wood	\$2.50
30'	Shoebox decorative	\$1.50
35'	Shoebox decorative	\$2.00
40'	Shoebox decorative	\$2.50
40'	Cobrahead decorative	\$2.50

(6) *Traffic signals:*

	Traffic signal	Traffic flasher	School flasher
Basic service charge per head (CES provides relamping)	\$1.75	\$2.75	\$4.75
Basic service charge per head (Customer provides relamping)	\$1.00	\$1.75	\$2.50

(e) *Pole installation charge:* A nonrefundable contribution to construction will be required of developers/subdividers for CES to set a pole or poles in providing city street lighting.

Size	Type	Rate
14'	Acorn decorative	\$1,400.00
20'	Acorn decorative	\$1,400.00
20'	Salem aluminum	\$400.00
30'	Wood	\$300.00
35'	Wood	\$300.00
40'	Wood	\$300.00
30'	Shoebox decorative	\$600.00
35'	Shoebox decorative	\$750.00
40'	Shoebox decorative	\$900.00
40'	Cobrahead decorative	\$1,000.00

(f) *Term of contract:* The term is a minimum of five (5) years.

(g) *Mandatory riders:* This tariff is not subject to the future construction charge rider, environmental compliance charge rider, or power cost adjustment rider.

(h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

(Ord. No. 61-12, § 1, 11-1-12)

2.

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 this the 18th day of August 2016.

ADOPTED this the 1st day of September 2016. Second Reading.

/s/ Matthew J. Santini

Matthew J. Santini

Mayor

ATTEST:

/s/ Connie Keeling

Connie Keeling

City Clerk

C. Resolutions

1. Resolution to Request Creation of a Festival Zone

Dan Porta, Assistant City Manager stated that this festival zone will be in conjunction with the annual Chamber BBQ that is being held in the Founders Oak parking lot on October 6, 2016. Mr. Porta recommended approval.

A motion to approve Resolution No. 16-16 was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0

Resolution No. 16-16

WHEREAS, the Cartersville City Council approved a Festival Ordinance in June 2014.

WHEREAS, the Chamber of Commerce wishes to establish a Festival Zone for the Annual Chamber of Commerce BBQ, held downtown on Thursday, October 6, 2016; and

WHEREAS, the DDA Board recommends that the South Public Square parking lot be designated a controlled Festival Zone, allowing those of 21 years and older, who show proof of identification and receive a wristband, be allowed to consume purchased alcoholic beverages within the Festival Zone; and

WHEREAS, the Chamber's festival manager, in conjunction with two law enforcement officers, will ensure the safety of all guests, and keep those with alcoholic beverages within the allotted Festival Zone, which is also boarded with fencing, and ample signage; and

WHEREAS, the Director of Planning and Development has received the proposal and application and approved the event with the understanding alcoholic beverages will only be sold by an approved alcohol-license holding businesses;

NOW, THEREFORE BE IT RESOLVED by the City of Cartersville that the Annual Chamber of Commerce BBQ event, planned and implemented by the DDA, and approval by the Director of Planning and Development, be designated a Community Festival.

ADOPTED this the 1st day of September 2016.

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

ATTEST:

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

2. Resolution of Support for NEA Grant Application

Dan Porta, Assistant City Manager stated that this resolution is to show the City's support of the Downtown Development Authority submitting a grant application to the National Endowment for the Arts. An application was submitted during the 2015 funding cycle which was, unfortunately, not funded. The projects discussed the application will work to further art and placemaking goals as stated in the DDA Master Plan and Mr. Porta recommended approval.

A motion to approve Resolution No. 17-16 was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

Resolution No. 17-16

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE NATIONAL ENDOWMENT FOR THE ARTS OUR TOWN GRANT PROGRAM REQUESTING FUNDING IN THE AMOUNT UP TO \$200,000.00 FOR IMPROVEMENTS IN THE DOWNTOWN AREA.

WHEREAS; The City of Cartersville, is seeking to obtain grant funds to implement improvements in the Downtown area for the purposes of enhancing community engagement, tourism promotion, economic development and increased area vibrancy;

Now, Therefore Be It Resolved By The City Council of The City of Cartersville, Herein Referred To As “The Applicant”,

- 1. That Matthew J. Santini in his official capacity as Mayor is authorized to execute and file an application on behalf of the Applicant, a city government, with the National Endowment for the Arts;**
- 2. That the Mayor is authorized to execute and file such applications and assurances or any other documents required by the National Endowment for the Arts;**
- 3. That the Mayor is authorized to execute a grant contract agreement on behalf of the Applicant with the National Endowment for the Arts; and**
- 4. That the City of Cartersville while making application to or receiving grant funds from the National Endowment for the Arts will comply with state and federal statutes, regulations, executive orders and administrative mandates as required by said agencies.**

APPROVED and ADOPTED this 1st day of September, 2016.

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

ATTEST:

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

D. Other

1. Repaving at Paga Mine Road Training Center

Scott Carter, Fire Chief stated that in 2008 the joint training facility for the City/County Fire was constructed. In a cost saving measure at the time of construction a binder paving was done for the classroom area with the intent of applying the finish coat at a later date. The work will be completed by Bartow County for a maximum cost of \$66,000. Chief Carter recommended approval of the city’s portion of this cost not to exceed \$33,000.

A motion to approve the repaving at the Paga Mine Road Training Center at a cost not to

exceed \$33,000 was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

2. Hunting on Wade Road Property

Bob Jones, Water and Sewer Superintendent stated that in 1992 the city acquired approximately 500 acres off Wade Road as part of the Biosolids Management Plan required by the expansion of the wastewater plant to 12 million gallons per day capacity. The land is used as a disposal site for biosolids produced by the WPCP when private land is unavailable due to weather or use restrictions.

Since the purchase of the property, city employees have hunted in the appropriate seasons. A liability release agreement is now signed by any individual wanting to hunt the property and maintained by the SPCP Superintendent. In the past, hunting was restricted to bow hunting only for safety reasons.

A recent request for permission to hunt the property by a non-city employee raised the question of liability. During review, it was determined that the Water Department Director does not have the authority to grant permission to hunt City property. Mr. Jones stated that he is referring this to Council for a determination on whether to continue to allow hunting on the City Farm or eliminate the practice entirely.

A motion to approve to approve bow hunting by city employees with one (1) guest on city property with a signed waiver approved by the Mayor and Council was made by Council Member Stepp and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

E. Contracts/Agreements

1. WPCP TMDL Engineering Services Agreement

Bob Jones, Water and Sewer Superintendent stated that staff had met with four engineering firms for the purpose of selecting a firm for design of the Water Pollution Control Plant upgrades that will be required by our new National Pollution Discharge Elimination System permit. All the firms are highly regarded by peers in the water industry and each came highly recommended. Mr. Jones stated that after the meetings he was recommending approval of the agreement with Hazen & Sawyer.

A motion to approve the Engineering Services Agreement with Hazen & Sawyer was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0

2. North Erwin Street Water Main Replacement – CSX Agreement

Bob Jones, Water and Sewer Superintendent stated that construction of the North Erwin Street Water Main will require boring under CSX facilities. Installation of the bore requires execution of a Facility Encroachment Agreement and requires a one-time payment not to exceed

\$1,625.00 and Mr. Jones recommended approval.

A motion to approve CSX Agreement was made by Council Member Tonsmeire and seconded by Council Member Hodge. Motion carried unanimously. Vote 5-0

F. Engineering Services

1. WPCP TMDL Engineering Studies

Bob Jones, Water and Sewer Superintendent stated that the first two tasks for design of the Water Pollution Control Plant (WPCP) nutrient modifications are a complete facility evaluation (Task 1) and a facility master plan (Task 2). Each task builds on the previous task and is needed to develop the best plant design.

Task 1 will involve a detailed characterization of current plant process equipment and capacities. It will involve detailed chemical analyses of current and historical influent and effluent parameters. A process model will be constructed and calibrated with data collected from the detailed studies and a facility evaluation report generated. Task 1 essentially defines the starting point from which design alternatives can be evaluated.

Task 2 will identify several critical planning milestones through development of a Facility Master Plan. The plan will develop a maximum treatment capacity of the current plant site, address various alternative treatment processes, will evaluate placement of equipment and tankage up to maximum capacity as well as evaluating solids handling requirements. The plan will identify the most economical increments for expansion up to maximum capacity and develop triggers for when those expansions projects should begin.

The proposed “not to exceed” fee for each task is as follows:

· Task 1 – Facility Evaluation	\$107,540
· Task 2 – Facility Master Plan	<u>\$117,620</u>
Total:	\$225,160

Mr. Jones recommended approval.

A motion to approve the Engineering Studies was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

G. Bid Award/Purchases

1. 2016-2017 Water Department Annual Chemical Purchase Order Approval

Bob Jones, Water and Sewer Superintendent stated that this is the annual approval for chemicals used throughout the year and will expedite staffs ability to order chemicals on an as

needed basis. Pricing is as follows.

Sodium hypochlorite	\$0.75/gal
· Chlorine gas	\$0.197/lb
· Polymer	\$1.66/lb
· Sodium Bisulfite	\$0.1137/lb
· Aluminum Sulfate	\$0.1435/dry lb
· Lime Slurry	\$0.0495/lb
· Ortho-Poly Phosphate	\$1.46/lb
· Sodium Fluorosilicate	\$0.46/lb
· Hydrofluosilicic Acid	\$0.22/lb
· Diesel Fuel	Mkt.Price/gal
· Degreaser	\$22.50/gal

Mr. Jones recommended approval.

A motion to approve the annual chemical purchase order was made by Council Member Hodge and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0

2. WPCP Secondary #3 Gearbox Replacement

Bob Jones, Water and Sewer Superintendent stated that the gearbox for the secondary #3 lift screw failed four weeks ago. The gearbox was shipped to a repair/rebuild facility where it was deemed a total loss. Requests for a replacement were solicited and Mr. Jones recommended approval of the low bid from Motor & Gear in the amount of \$10,750.00.

A motion to approve the Secondary #3 Gearbox Replacement was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0

3. Orthography, Contours & Oblique Data for GIS

Dan Porta, Assistant City Manager stated as part of the 2014 SPLOST, funding was included for a flyover of all property within Bartow County to update the Geographic Information System (GIS) that is used by all city departments as it relates to city infrastructure, wards, etc. The city share of the \$350,680 cost was 19.3% which is based on the sales tax

allocation and Mr. Porta recommended approval.

A motion to approve update to the Geographic Information System (GIS) was made by Council Member Stepp and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0

4. 2016 LMIG/SPLOST Resurfacing

Tommy Sanders, Public Works Director stated that the bid award is for the project PW-2016-LMIG and the low bidder is Northwest Georgia Paving, Inc. for \$605,248.70. The project includes 10 city streets for a total of 5.29 miles. Funding for this project is \$233,233.34 from GDOT Local Maintenance Improvement Grant, approximately \$45,000 from Elcher Management Group for their portion of Summit Ridge Drive and the remainder \$327,015.36 from the 2003 SPLOST. Mr. Sanders recommended approval of the resurfacing and approval for the Mayor to sign any and all related documents.

A motion to approve the 2016 LMIG/SPLOST Resurfacing as presented and approval for the Mayor to sign any and all related documents was made by Council Member Stepp and seconded by Council Member Tonsmeire. Motion carried unanimously. Vote 5-0

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

Meeting Adjourned

/s/ _____
Matthew J. Santini
Mayor

ATTEST:

/s/ _____
Connie Keeling
City Clerk