

City Council Meeting
10 N. Public Square
March 1, 2007
7:00 P. M. – Work Session 6:00 P.M.

I Opening Meeting

Invocation by Council Member McDaniel.

Pledge of Allegiance led by Council Member Tonsmeire.

The City Council met in Regular Session with Mayor Mike Fields presiding and the following present: Helen Cagle, Council Member Ward One; Joey Womack, 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; David Archer, City Attorney; and Connie Keeling, Assistant City Clerk. Lori Pruitt, Council Member Ward Six and Sandra Cline, City Clerk were absent

II. Regular Agenda

A. Council Meeting Minutes

1. February 15, 2007

A motion to approve the February 15, 2007 City Council Meeting Minutes as recorded was made by Council Member Tate and seconded by Council Member Womack. Motion carried unanimously. Vote 5-0

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

1. Z07-02 Review of rezoning request by Komatsu America Corp. (Robert Augustine, rep.) for approximately 37.09 acres located north of Old River Road near I-75 (R-20 to H-I)

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, the required legal notices have been advertised and he 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 there had been no changes or additions since the last meeting.

Mayor Fields declared the Public Hearing of the rezoning request open.

Robert Augustine representing Komatsu America Corp. spoke to request approval of zoning.

After no further comments, Mayor Fields declared the Public Hearing of the rezoning request closed.

A motion to approve Ordinance No. 15-07 was made by Council Member Tonsmeire and seconded by Council Member Cagle. Motion carried unanimously. Vote 5-0.

Ordinance

of the

City of Cartersville, Georgia

Ordinance No. 15-07

Petition No. Z07-02

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that all that certain tract of land owned by Komatsu America Corporation. Property is located off Old River Road with Komatsu Drive access. Said property contains 37.09 acres located in the 4th District, 3rd Section, Land Lot(s) 465 and 466 as shown on the attached plat Exhibit "A". Property is hereby rezoned from R-20 (Single Family Residential) to H-I (Heavy Industrial). Zoning will be duly noted on the official zoning map of the City of Cartersville, Georgia.

BE IT AND IT IS HEREBY ORDAINED.

First Reading this the 15th day of February 2007.

ADOPTED this the 1st day of March 2007. Second Reading.

/s/ Michael G. Fields

Michael G. Fields

Mayor

ATTEST:

/s/ Connie Keeling

Connie Keeling

Assistant City Clerk

C. Contract/Agreements

1. Etowah Preserve Development Agreement

Gary Riggs, Gas Superintendent, stated that this is a standard development agreement for the Gas Advantage Program with Etowah Preserve Subdivision and is a budgeted item. Mr. Riggs recommended approval of this agreement.

A motion to approve the agreement with the Etowah Preserve Development was made by Council Member Tonsmeire and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0.

D. Bid Award/Purchases

Items 1 – 3 were voted as one motion.

1. Football Helmets

Greg Anderson, Parks and Recreation Director, stated that he had received bids for 150 helmets for our youth football program. He recommended the low bid of \$49.44 per helmet, for a total price of \$7,416.00 from All-Sports America. This is a budgeted item.

2. Ornamental Fencing Douglas Street Park

Greg Anderson, Parks and Recreation Director, stated that bids were accepted for the purchase and installation of ornamental fencing for the new Douglas Street Park. He recommended the low bid of \$20,399.78 from Cartersville Fence because this bid meets the specifications required. This is a budgeted item.

3. Senior Aquatic Pool Exercise Equipment

Greg Anderson, Parks and Recreation Director, stated that quotes were taken for exercise equipment for the Senior Aquatic Center. Items requested to be purchased are: aquatic fitness bike, aquatic fitness treadmill, and aquatic elliptical trainer. These items were very difficult to speck and choose as prices varied from \$450.00 for non commercial to as much as \$16, 562.00. The equipment needed to be industrial/commercial grade with few replacement parts, and did not require AC or DC power. Mr. Anderson recommended purchasing the three pieces of equipment from Neptune Aquatic Systems, Inc. for a total price of \$9,690.00. This is a budgeted item and half the price will be paid by Bartow County.

A motion to approve the purchase of football helmets, ornamental fencing, and senior aquatic pool exercise equipment was made by Council Member Womack and seconded by Council Member McDaniel. Motion carried unanimously. Vote 5-0.

4. Anthracite Filter for Water Treatment Plant

Sidney Forsyth, Superintendent of the Water Treatment Plant, stated that this bid is to purchase anthracite coal for filters at the water treatment plant. Mr. Forsyth explained that this will add 4” on each of the nine filters at the Water Treatment Plant. He recommended the approval of \$13,619.60 from Carbon Sales, Inc. Budgeted funds are available for this purchase.

A motion to approve the purchase of Anthracite Filter was made by Council Member Tonsmeire and seconded by Council Member Cagle. Motion carried unanimously. Vote 5-0.

5. Purchase of Underground Distribution Truck

David Myers, Electric Superintendent stated that the department needs an Underground Distribution Truck for the additional underground distribution crew. Three bids were requested for the body chassis. Mr. Myers recommended accepting the low bid from Fontaine in the amount of \$44,528.00. This is a budgeted item.

A motion to approve the purchase of the underground distribution truck from Fontaine was made by Council Member Tate and seconded by Council Member Womack. Motion carried unanimously. Vote 5-0.

E. Resolutions

1. Time Change for Civic Youth Day

Sam Grove, City Manager stated that this is one of the two times a year that we move the evening meeting to the morning. The purpose of this change is to accommodate the Civic Youth Day Activities. Mr. Grove recommended approval to move the meeting time to morning instead of evening on April 19, 2007.

A motion to approve Resolution No. 04-07 pertaining to the time change for the April 19 council meeting was made by Council Member McDaniel and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0.

Resolution No. 04-07

WHEREAS, The Mayor and City Council has determined that it is in the best interest of the City of Cartersville and it’s inhabitants and their general health, safety and welfare to reschedule the below referenced meeting of the Mayor and City Council pursuant to the authority provided by the CODE OF ORDINANCES, CITY OF CARTERSVILLE, GEORGIA; and

THEREFORE, NOW BE IT RESOLVED, by the Mayor and City Council of the City of Cartersville that the meeting of the Mayor and City Council scheduled on the 19th day of April, 2007 at 7 PM in pursuant to Section 2-17 of the City of Cartersville Code of Ordinances is hereby rescheduled to the 19th day of April, 2007 at 9 AM.

NOW BE IT AND IT IS HEREBY RESOLVED.

ADOPTED this 1st day of March, 2007

**/s/ Michael G. Fields
Michael G. Fields
Mayor**

ATTEST:

/s/ Connie Keeling
Connie Keeling
Assistant City Clerk

Added Item:

Mayor Fields indicated that there was one item to be added to the agenda concerning speed limits. A motion to add this item to the agenda was made by Council Member Tonsmeire and seconded by Council Member Tate. Motion carried unanimously. Vote 5-0.

F. Speed Limit Ordinance

David Archer, City Attorney stated that the ordinance was returned by the state because the speed limits for the streets were previously recorded by feet and needed to be by miles and the state permit number for each street needed to be added to the ordinance. Mr. Archer recommended that this be done on an emergency reading.

A motion to approve Ordinance No. 14-07 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. 14-07

Now be it and it is hereby **ORDAINED** by the Mayor and City Council of the City of Cartersville, that pursuant to the Official Code of Georgia Sections 40-6-183(d) and 40-6-376, the **CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 12. MOTOR VEHICLES AND TRAFFIC. ARTICLE XI. TRAFFIC SCHEDULES SECTION 12-1002. Speed Limits** is hereby amended by deleting said section in its entirety and replacing same as follows, this replaces Ordinance No. 12.07:

1.

Sec. 12-1002. Speed limits.
Speed limits are as follows:

On System
State Permit Number 05-09-06

STATE ROUTE	WITHIN THE CITY/TOWN LIMITS OF and/or School Name	FROM	MILE POINT	TO	MILE POINT	LENGTH IN MILES	SPEED LIMIT
3 US 41	CARTERSVILLE	0.22 mile south of CS 786 Peachtree (south Cartersville City Limits	7.48	0.16 mile south of CS 791 Postelle Street	7.93	0.45	50
3 US 41	CARTERSVILLE	0.16 mile south of CS 791 Postelle Street	7.93	0.01 mile north of CS 701 Zena Drive (north Cartersville City Limit)	10.08	2.15	45
3 US 41	CARTERSVILLE	0.01 miles south of CS 891 Club View Drive (south Cartersville City Limit)	12.10	0.01 mile north of CR 155 Grassdale Road (North Cartersville City Limit)	12.41	0.31	55
61	CARTERSVILLE	0.15 mile north of	3.62	0.03 mile south	6.25	2.63	45

		State Route 113 (south Cartersville City Limit)		of CS 866 Plymouth Drive			
61	CARTERSVILLE	0.03 mile south of CS 866 Plymouth Drive	6.25	0.04 mile south of CS 842 West Main Street	7.23	0.98	35
61	CARTERSVILLE	0.04 mile south of CS 842 West Main Street	7.23	State Route 113	7.68	0.45	25
61	CARTERSVILLE	State Route 113	7.68	0.02 mile south of CS 727 Mary Street	8.48	0.80	30
61	CARTERSVILLE	0.02 mile south of CS 727 Mary Street	8.48	0.05 mile south of CS 707 Mockingbird Drive	8.82	0.34	35
61	CARTERSVILLE	0.05 mile south of CS 707 Mockingbird Drive	8.82	0.01 mile north of CR 1273 Apex Drive	10.35	1.53	45
61	CARTERSVILLE	0.01 mile north of CR 1273 Apex Drive	10.35	0.04 mile north of CR 226 Cline Smith Road	11.63	1.28	50
61	CARTERSVILLE	0.04 mile north of CR 226 Cline Smith Road	11.63	0.02 mile south of CR 765 Ellis Road	13.05	1.42	55
61	CARTERSVILLE	0.02 mile south of CR 765 Ellis Road	13.05	0.09 mile north of CR 264 Aubrey Lake Road (north Cartersville City Limit)	13.97	0.92	50
113	CARTERSVILLE	State Route 61	12.73	State Route 3/US 41	13.03	0.30	35
113	CARTERSVILLE	State Route 3/US 41	13.03	I-75 North Bound On/Off Ramps	14.88	1.85	45
293	CARTERSVILLE	0.08 mile north of CR 336 Old Mill Road (south Cartersville City Limit)	3.18	0.02 mile south of CS 789 McCanless Street	3.93	0.75	35
293	CARTERSVILLE	0.02 mile south of CS 789 McCanless Street	3.93	State Route 61	4.26	0.33	30
293	CARTERSVILLE	This segment of roadway runs common with State Route 61 from MP 4.26 to MP 4.64.					
293	CARTERSVILLE	State Route 61	4.64	0.02 mile south of CR 450 Cherokee Avenue	4.91	0.27	30
293	CARTERSVILLE	0.02 mile south of CR 450 Cherokee Avenue	4.91	0.03 mile south of CS 722 St. Francis Place	5.23	0.32	35
293	CARTERSVILLE	0.03 mile south of CS 772 St. Francis Place	5.23	0.05 mile north of CS 963 Sugar Valley Road (north Cartersville City Limit)	6.29	1.06	40
I-75 SR. 401	CARTERSVILLE	CR 360 River Road (South Cartersville City Limit)	9.49	0.88 mile north of CR 632 Center Road (North Cartersville City Limit)	12.38	2.89	70

*****SCHOOL ZONE HOURS EFFECTIVE*****

A.M. from 30 minutes prior to commencement times to 30 minutes after commencement time – SCHOOL DAYS ONLY.

P.M. from 30 minutes prior to dismissal time to 30 minutes after dismissal time –
SCHOOL DAYS ONLY.

SIGNS TO BE ERECTED BY THE GEORGIA DEPARTMENT OF TRANSPORTATION.

OFF SYSTEM
State Permit Number 05-09-06

ROAD NAME	WITHIN THE CITY/TOWN LIMITS OF and/or School Name	FROM	TO	LENGTH IN MILES	SPEED LIMIT
Arrowhead Drive (CS 813)	CARTERSVILLE	CS 961 Etowah Drive	CS 853 Allison Circle	0.32	30
Arrowhead Drive (CS 854)	CARTERSVILLE	CS 853 Allison Circle	CS 844 Old Mill Road	0.26	30
Aubrey Street (CS 764)	CARTERSVILLE	CS 769 Jones Street	State Route 293	0.28	25
Bartow Street (CS 818)	CARTERSVILLE	State Route 293	CS 769 Jones Street	0.43	30
Bartow Street (CS 857)	CARTERSVILLE	State Route 61	CS 822 Cook Street	0.38	30
Bartow Street (CS 847)	CARTERSVILLE	CS 822 Cook Street	CS 847 Georgia Blvd.	0.29	30
Buford Street (CR 332)	CARTERSVILLE	State Route 61	CS 747 Jones Mill Road	0.24	30
Carter Street (CS 759)	CARTERSVILLE	CS 746 Douglas Street	CS 818 Bartow Street	0.44	30
Cherokee Avenue (CR 450)	CARTERSVILLE	0.24 mile west of CS 802 Jackson Street (Cartersville City Limit)	CS 802 Jackson Street	0.24	35
Cherokee Avenue (CR 450)	CARTERSVILLE	CS 802 Jackson Street	State Route 293	0.44	30
Cherokee Avenue (CS 845)	CARTERSVILLE	State Route 293	CS 785 Dixie Avenue	0.69	25
Church Street (CS 778)	CARTERSVILLE	CS 818 Bartow Street	State Route 3/US 41	0.74	25
Cook Street (CS 822)	CARTERSVILLE	State Route 293	CS 857 Bartow Street	0.34	30
Crestwood Drive	CARTERSVILLE	CS 953 Rowland Springs Road	CS 710 Pioneer Trail	0.46	30
Dixie Avenue (CS 785)	CARTERSVILLE	CS 791 Postelle Street	CS 975 Dixie Avenue	0.61	30
Dixie Avenue (CS 975)	CARTERSVILLE	CS 785 Dixie Avenue	CS 841 Martin Luther King, Jr. Drive	0.42	30
Dixie Avenue (CS 722)	CARTERSVILLE	CS 841 Martin Luther King, Jr. Drive	CS 722 Opal Street	0.28	30
Dogwood Drive (CS 894)	CARTERSVILLE	CS 747 Jones Mill Road	CS 894 Camelia Lane	0.53	30
Douglas Street (CS 746)	CARTERSVILLE	CS 778 Church Street	CS 714 Porter Street	0.79	30
Douthit Ferry Road (CR 343)	CARTERSVILLE	State Route 61	0.10 mile north of CR 465 Pine Grove Road	1.00	45
Douthit Ferry Road (CR 343)	CARTERSVILLE	0.10 mile north of CR 465 Pine Grove Road	0.15 mile south of CR 465 Pine Grove Road (Cartersville City Limits)	0.38	35
Douthit Ferry Road (CR 343) *** <u>SCHOOL ZONE</u> ***	CARTERSVILLE MIDDLE SCHOOL	0.13 mile north of CR 465 Pine Grove Road	0.25 mile south of CR 465 Pine Grove Road	0.38	25
Erwin Street (CS 890)	CARTERSVILLE	CS 992 South Bridge Drive	CS 830 Leake Street	0.47	35

Erwin Street (CS 890)	CARTERSVILLE	CS 830 Leake Street	CS 778 Church Street	0.23	25
Erwin Street (CS 890)	CARTERSVILLE	CS 778 Church Street	CS 764 Aubrey Street	0.55	35
Erwin Street (CS 890)	CARTERSVILLE	CS 764 Aubrey Street	State Route 293	0.59	30
Etowah Drive (CS 961)	CARTERSVILLE	0.02 mile south of CS 908 Glen Cover Drive (Cartersville City Limits)	State Route 61	1.65	35
Etowah Drive (CS 961) *** SCHOOL ZONE ***	<u>Cartersville Elem. School</u>	0.13 mile south of CR 465 Pine Grove Road	0.13 mile north of CS 844/876 Old Mill Road	0.45	25
Euharlee Road (CR 628)	CARTERSVILLE	State Route 61	0.21 mile west of CS 958 Old Chulio Road	0.32	35
Euharlee Road (CR 628)	CARTERSVILLE	0.21 mile west of CS 958 Old Chulio Road	0.22 mile west of CS 959 Topridge Drive (Cartersville City Limits)	1.08	45
Friction Drive (CS 923)	CARTERSVILLE	State Route 113	CR 533 Brown Farm Road	0.42	35
Georgia Boulevard (CS 847)	CARTERSVILLE	CS 992 South Bridge Drive	CS 856 Bartow Street	0.31	30
Gilmer Street (CS 747)	CARTERSVILLE	Church Street Bridge	CS 749 Johnson Street	0.51	30

ROAD NAME	WITHIN THE CITY/TOWN LIMITS OF and/or School Name	FROM	TO	LENGTH IN MILES	SPEED LIMIT
Arrowhead Drive (CS 813)	CARTERSVILLE	CS 961 Etowah Drive	CS 853 Allison Circle	0.32	30
Goodyear Avenue (CS 729/730/731)	CARTERSVILLE	State Route 293	CS 733 Litchfield Road	0.54	25
Highland Lane (CS 705)	CARTERSVILLE	State Route 61	CS 706 Davis Drive	0.30	30
Industrial Park Road (CR 532)	CARTERSVILLE	CR 629 Peeples Valley Road	Pettit Creek Bridge	1.07	35
Johnson Street (CS 749)	CARTERSVILLE	CS 725 Roosevelt Street	CS 747 Gilmer Street	0.36	30
Jones Mill Road (CR 332/CS 747)	CARTERSVILLE	CS 714 Porter Street	CSX Railroad Underpass	0.60	30
Leake Street (CS 830)	CARTERSVILLE	State Route 61	State Route 293	0.46	25
Luckie Street (CS 815)	CARTERSVILLE	CS 853 Valley Drive	CS 846 West Avenue	0.45	30
Main Street (CS 842)	CARTERSVILLE	CS 804 Lee Street	State Route 61	0.37	30
Martin Luther King, Jr. Drive (CS 841)	CARTERSVILLE	CS 747 Gilmer Street	State Route 3/US 41	0.68	30
Mayflower Street (CS 737)	CARTERSVILLE	CS 731 Pilgrim Street	CS 732 Wingfoot Trail	0.44	25
Meadow Lane (CS 896)	CARTERSVILLE	CS 747 Jones Mill Road	CS 894 Camelia Lane	0.52	30
Mineral Museum Road (CS 934)	CARTERSVILLE	State Route 61/US 411	0.27 mile south of State Route 61/US 411	0.27	25
Mission Hills Drive (CS 924)	CARTERSVILLE	CR 450 Mission Road	CS 925 Forest Hills	0.55	25
Mitchell Avenue (CS 868)	CARTERSVILLE	CS 807 Terrell Drive	CS 866 Plymouth Drive	0.26	30
Morningside Drive (CS 795)	CARTERSVILLE	CS 841 Martin Luther King Jr. Drive	0.20 mile south of CS 796 Forrest Hill Drive	1.31	30
Nelson Street (CS 753)	CARTERSVILLE	CS 785 Dixie Avenue	State Route 61	0.32	30

Old Mill Road (CS 876)	CARTERSVILLE	CR 343 Douthit Ferry Road	CS 961 Etowah Drive	0.90	45
Old Mill Road (CS 844)	CARTERSVILLE	CS 961 Etowah Drive	CS 860 Bob White Road	0.36	40
Old Mill Road (CS 844) *** School Zone ***	CARTERSVILLE	CS 961 Etowah Drive	500 feet west of School Drive	0.32	35
Old Mill Road (CS 844)	CARTERSVILLE	CS 860 Bob White Road	CS 858 River Road	0.34	45
Old Mill Road (CS 844/CR 336)	CARTERSVILLE	CS 858 River Road	State Route 293	0.80	35
Pine Grove Road (CR 465)	CARTERSVILLE	CR 343 Douthit Ferry Road	0.21 mile south of CR 344 Cummings Road (Cartersville City Limit)	0.90	30
Pine Grove Road (CR 465) *** School Zone ***	CARTERSVILLE	CR 343 Douthit Ferry Road	0.13 mile south of CR 343 Douthit Ferry Road	0.13	25
Plymouth Drive (CS 866)	CARTERSVILLE	State Route 61	CS 807 Terrell Drive	0.44	30
Porter Street (CR 334/CS 714)	CARTERSVILLE	CS 890 Erwin Street	State Route 61	0.73	30
Ridgeview Drive (CS 817)	CARTERSVILLE Cartersville Elem. School 7:30 – 8:30 am 2:20 – 3:30 pm	CS 816 Boatner Avenue	CS 853 Allison Circle	0.42	30
River Drive (CS 858)	CARTERSVILLE	CS 844 Old Mill Road	CS 992 River Drive	0.27	35
Riverside Drive (CS 922)	CARTERSVILLE	State Route 51	0.62 mile north of State Route 61	0.62	35
Rowland Springs Road (CS 953)	CARTERSVILLE	CS 841 Martin Luther King Jr., Drive	CR 632 Center Road	0.45	30
Terrell Drive (CS 807)	CARTERSVILLE	State Route 61	CS 876 Old Mill Road	0.57	30
Thoroughbred Lane (CS 936)	CARTERSVILLE	CS 992 Erwin Street	CS 855 Georgia Boulevard	0.38	30
Wansley Drive (CS 943)	CARTERSVILLE	CR 632 Center Road	CS 701 Zena Drive	0.46	30
West Avenue (CS 846)	CARTERSVILLE	State route 293	State Route 61	0.51	25
Woodland Drive (CS 806/867)	CARTERSVILLE	CS 805 Pine Street	CS 866 Plymouth Drive	0.49	30
Zena Drive (CS 701)	CARTERSVILLE	State Route 3/US 41	CR 229 East Felton Road	0.33	30

SIGNS TO BE ERECTED BY THE CITY OF CARTERSVILLE.

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.

3.

To comply with the State of Georgia Radar Permit, it is necessary that said Ordinance be emergency in nature and adopted with one reading.

BE IT AND IT IS HEREBY ORDAINED

ADOPTED this the 1st day of March 2007. Emergency Reading.

/s/ Michael G. Fields
Michael G. Fields

Mayor

ATTEST:

/s/ Connie Keeling
Connie Keeling
Assistant City Clerk

Council Member Tate wanted to recognize City Manager Sam Grove for receiving certification from the International City Management Association and is one of sixteen credential managers in the state of Georgia and less than one thousand world wide.

After several other announcements a motion to adjourn the meeting was made by Council Member Tonsmeire and needing no seconded. Motion carried unanimously.

/s/ _____
Michael G. Fields
Mayor

ATTEST:

/s/ _____
Connie Keeling
Assistant City Clerk