

City Council Meeting
10 N. Public Square
June 18, 2020
6:00 P.M. – Work Session
7:00 P.M. – Council Meeting

I. Opening Meeting

Invocation by Council Member Roth.

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 Cary Roth, Council Member Ward Three; Calvin Cooley Council Member Ward Four; Gary Fox, Council Member Ward Five; Taff Wren, Council Member Ward Six; Tamara Brock, City Manager; Meredith Ulmer, City Clerk and Keith Lovell, Assistant City Attorney.

II. Regular Agenda

Mayor Santini held a moment of silence for Linda Benton.

A. Council Meeting Minutes

1. June 4, 2020

A motion to approve the June 4, 2020 City Council Meeting Minutes as presented was made by Council Member Wren and seconded by Council Member Fox. Motion carried unanimously. Vote:6-0.

B. Resolutions

1. Resolution Condemning Racism

Mayor Santini stated in order to protect the health, safety, and welfare of its citizens and visitors, the Mayor and City Council of the City of Cartersville and the City of Cartersville Police Department wish to pass a resolution condemning racism, bigotry, hate, and violence which cannot be tolerated in Georgia and in particular, Cartersville, Georgia. The resolution will be presented at Thursday's meeting.

Council Member Roth made a motion to approve the Resolution and Council Member Stepp seconded the motion. Motion carried unanimously. Vote: 6-0.

RESOLUTION NO: _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA, CONDEMNING RACISM AND DISCRIMINATION

WHEREAS, the Mayor and City Council of the City of Cartersville and the City of Cartersville Police Department, are deeply saddened and concerned by the tragic events that have recently occurred across the country and here in Georgia; and

WHEREAS, the Mayor and City Council of the City of Cartersville and the City of Cartersville Police Department, are expressly opposed to racism, bigotry, hate and violence in any form; and

WHEREAS, the Mayor and City Council of the City of Cartersville and the City of Cartersville Police Department, are committed to actively working against the damaging effects of racism and to ensuring the Constitutional rights of every person who lives, works and visits Cartersville, Georgia; and

WHEREAS, people of all race, color, religion, national origin, sexual orientation, gender, mental disability, or physical ability contribute to Cartersville's strength and well-being; and

WHEREAS, the Mayor and City Council of the City of Cartersville, and the City of Cartersville Police Department, will continue to be honest and transparent with internal and external stakeholders and will continue to build on the culture of trust within the community; and

WHEREAS, the Mayor and City Council of the City of Cartersville, and the City of Cartersville Police Department, believe that equal justice should and can be provided to all. That equal justice and the safety and security which is facilitated by having a police department are not mutually exclusive and should be available to all members of the public. Furthermore, they can and should be provided without racism, bigotry, hate, and violence to all; and

WHEREAS, the City of Cartersville Police Department has long been a diverse department that has a reputation for employing men and women of the highest ethical standards that understand and are taught the importance of equal treatment to every citizen and business owner; and

WHEREAS, the City of Cartersville Police Department is State Accredited, and our officers annually receive more training that exceeds what is the requirement by the State of Georgia; and

WHEREAS, the men and women of the City of Cartersville Police Department appreciate the overwhelming support from our great community and hereby promises to

protect, serve, and exceed the expectation of honesty, transparency, and fair treatment to all citizens; and

WHEREAS, in order to protect the health, safety, and welfare of its citizens and visitors, the Mayor and City Council of the City of Cartersville and the City of Cartersville Police Department wish to condemn racism, bigotry, hate, and violence which cannot be tolerated in Georgia and in particular, Cartersville, Georgia.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA, AS FOLLOWS:

that as representatives of the City of Cartersville Government, we stand with all citizens of the City of Cartersville and the City of Cartersville Police Department against racism in all of its forms and reaffirm our commitment as a City and as a Police Department to providing an environment that supports civil rights for all.

BE IT AND IT IS HEREBY RESOLVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, this ___ day of _____, 2020.

ATTEST:

/s/ _____
Meredith Ulmer, City Clerk
City of Cartersville, Georgia

/s/ _____
Matthew J. Santini, Mayor
City of Cartersville, Georgia

Kari Hodge, Council Member - Ward 1

Jayce Stepp, Council Member - Ward 2

Cary Roth, Council Member - Ward 3

Calvin Cooley, Council Member - Ward 4

Gary Fox, Council Member - Ward 5

Taff Wren, Council Member - Ward 6

C. Appointments

1. Cartersville-Bartow Library Board

Tamara Brock, City Manager stated Karen Barnhart's term on the Cartersville-Bartow Library Board will expire on June 30, 2020. She would like to continue serving and if reappointed, her new term will expire June 30, 2023.

A motion to approve Karen Barnhart was made by Council Member Wren and seconded by Council Member Cooley. Motion carried unanimously. Vote 6-0.

2. Alcohol Control Board

Randy Mannino, Planning and Development Department Head stated Jennifer Smith has been recommended to serve on the Alcohol Control Board for Ward 1 and her application is attached. If appointed, the new term will be a 4-year term and will expire June 3, 2024.

A motion to approve Jennifer Smith was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 6-0.

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

1. AZ20-01 De-Annexation at 5450 Hwy 20 (Clarence Brown Conference Center) 1.67 acres. Applicant- Bartow County

Mr. Mannino stated Bartow County is requesting the de-annexation of a 1.673-acre tract designated as Tract 2 on the plat. This tract was part of the 20.2 acres that was originally annexed into the city in 2010 for the Clarence Brown Conference Center. In October 2019, a developer purchased the adjacent property to the west from the Board of Regents. The property was rezoned to County PUD (Planned Urban Development). The requested de-annexation will aid the proposed development.

The floor was opened for a public hearing to anyone wishing to speak for or against this item.

Karl Lutjens of Cartersville, GA came forward to speak for the application.

This is a first reading and does not require a vote.

2. AZ20-02 De-Annexation on Bates Rd. (Parcel # C120-0001-002). 55.2 acres. Applicant: Albert E. Meek

Mr. Mannino stated the applicant is requesting to de-annex 55.23 acres of a 101 acre lot (Tax Parcel C120-0001-002) recently purchased to provide additional buffer and privacy for his property at 412 Bates Rd. If de-annexed, a conservation easement may also be established for

additional protection. The de-annexation and rezoning as County A-1 should remove the zoning conditions of the Carter Grove Planned Development. Planning Commission recommends approval, 4-0.

Mayor Santini opened the floor for a public hearing to anyone wishing to speak for or against this item. With no one coming forward the public hearing was closed.

This is a first reading and does not require a vote.

**3. Z20-01 Rezoning at 26 Overlook Pkwy from R-20/G-C to MF-14. 27.7 acres.
Applicant: CF Real Estate Services, LLC**

Mr. Mannino stated the applicant requests the rezoning of 27.71 acres from G-C and R-20 to MF-14 for the construction of 210 apartment units housed within (7) buildings. An amenities area with a clubhouse is also planned. Overlook Pkwy would be extended in order to construct this project. All utilities are in place along Overlook Pkwy. The proposal includes only one and two bedroom units with approximately (107) 1-bedroom units and (103) 2-bedroom units, 51% and 49% respectively. The MF-14 district allows a density of 14 units per gross acre. At 210 units, the density for the site would be 7.6 units per gross acre. Planning Commission recommends approval with a condition to limit the development to one and two bedroom units only, 4-1 vote.

Mayor Santini opened the floor for a public hearing to anyone wishing to speak for or against this item. The following came forward:

Brett Oliver of Atlanta, GA as the developer came forward to speak for the application.

This is a first reading and does not require a vote.

E. Appointments

1. Airport Authority

Dan Porta, Assistant City Manager stated the term of the Airport Authority Chairman, Hans Lutjens, expires on June 19, 2020 and he would like to continue serving on the authority. If reappointed, his term would be extended until June 19, 2024.

A motion to approve Hans Lutjens was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0. _____

F. GDOT Grant for Airport

Mr. Porta stated GDOT Aviation has allocated the remaining grant funds in their current fiscal year budget for the Cartersville-Bartow Airport to help pay for a safety improvement at the airport. The main use of these funds is for an Engineered Materials Arrestor System (EMAS) which is a device to stop airplanes that are unable to stop on their own before going off the end

of the runway. The State portion of the grant funds is \$2,649,482.50 and the Federal grant funds is \$209,560.50. The local match is \$1,031, 253.07. Mr. Porta recommended approval of these grant funds.

A motion to approve the GDOT Grant for Airport was made by Council Member Step and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

G. Bid Award/Purchases

1. Croy Engineering Airport Services

Mr. Porta stated the Cartersville-Bartow Airport Authority has contracted with Croy Engineering to assist them with engineering work for the runway pavement rehabilitation project, storm drainage system and Runway 19 Runway Safety Area (RSA) project. A number of these invoices for work by Croy Engineering have been paid by the Airport Authority, however, due to the large project sizes, I am requesting the attached invoices be paid by the city and a request will be made to Bartow County for 50% of the cost. The total of the attached invoices is \$219,907.65 and is recommended for your approval.

A motion to approve Croy Engineering Airport Services was made by Council Member Stepp and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0. ____

2. Matthews Garage Vehicle Repair

Mr. Porta stated a city vehicle was recently involved in a vehicle accident and the other driver is 100% at fault. The estimated repair cost from the city's insurance company, Travelers is \$6,318.82. Our insurance company will subrogate the claim and seek reimbursement from the other party's insurance company. Mr. Porta requesting approval of repair work from Matthews Garage for this vehicle repair.

A motion to approve Matthews Garage Vehicle Repair was made by Council Member Hodge and seconded by Council Member Cooley. Motion carried unanimously. Vote 6-0.

3. Police Protective Equipment

Deputy Chief Cloniger stated he is requesting approval to purchase protective equipment for all of our sworn police officers. Our current gear is approximately 40 years old and needs to be replaced.

The police department sent a request for bids (RFB) for protective gear to three companies and received three bids from the companies. The following are the bids for the protective gear that met the specifications:

| | |
|--------|-------------|
| Cormac | \$32,832.00 |
|--------|-------------|

| | |
|-------|-------------|
| Danna | \$32,940.00 |
| Galls | \$33,742.00 |

Mr. Cloniger recommended the best bid from Cormac for \$32,832.00. Part of this purchase is a budgeted item. However, all items are needed and payment for all items will be made using state asset and federal asset forfeiture funds. The E-Verify and E-Save documents have been submitted to the police department and are on file. I am requesting your support and recommendation for this purchase.

Motion to approve the purchase of Police Protective Equipment was made by Council Member Roth and seconded by Council Member Stepp. Motion carried unanimously. Vote: 6-0.

4. D & C Meter Restock 2020-01

Bob Jones, Water Department Head stated the Distribution and Collection Office (D&C) needs to restock ¾-inch residential meters. Delta Municipal is the Neptune distributor for Georgia and thus a sole source provider. They have provided a quote of \$6,200.00 for 100 Neptune T-10 direct read meters. I recommend approval of this purchase.

Motion to approve D & C Meter Restock 2020-01 was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 6-0.

5. Emergency Repairs to Tower 1 Truck

Scott Carter, Fire Chief stated they request permission for emergency repairs to our Tower 1 truck. These repairs must be completed for the tower truck to pass its annual certification and operate properly and safely. The repairs include, but are not limited to, new slides for the aerial rails, rebuilding the radiator, and balancing the ladder and cabling system. These repairs will be performed by Ten-8 who is the only certified Pierce Fire apparatus mechanic in our area capable of this extensive of a repair. This work will take place at their Cobb County facility. We are requesting an amount up to and not to exceed \$17,000.00.

A motion to approve Emergency Repairs to Tower 1 Truck was made by Council Member Cooley and seconded by Council Member Roth. Motion carried unanimously. Vote: 6-0.

H. Budget

1. Budget Ordinance for the Fiscal Year 2020-21

Tom Rhinehart, Finance Department Head stated the proposed budget is a balanced budget and decreased \$8,252,150 over the FY2019-20 budget. The decrease equates to a 4.99% decrease. The proposed budget includes no salary adjustments, no increase in the city's property tax millage rate, an increase in health insurance premiums for both the city and the employees, the sale of the old police department building located on Main Street, and the general fund borrowing funds from the utility funds.

Budget comparison by type for the FY2020-21 proposed budget compared to the FY2019-20 budget includes: personnel expenses increase by \$521,045; operating expenses decreased \$2,667,180; purchase of commodities increased by \$581,460; BID tax expenses increased by \$1,260; debt service expenses increased \$107,905; capital expenses decreased \$7,291,070, and transfers to the general fund increased \$494,430. I recommend approval of the proposed FY2020-21 budget as presented.

A motion to approve Budget Ordinance for the Fiscal Year 2020-21 was made by Council Member Fox and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

Ordinance
of the
City of Cartersville, Georgia

Ordinance No. _____

NOW BE IT HEREBY ORDAINED by the Mayor and City Council that pursuant to the City of Cartersville Charter; the City of Cartersville Fiscal Year 2018 – 2019 budget.

2018 - 2019 Budget Summary

| <u>General Fund</u> | <u>Revenues</u> | <u>Expenditures</u> |
|----------------------------------|---------------------|---------------------|
| Revenues | \$25,859,450 | |
| Expenditures: | | |
| Legislative | | \$ 1,400,470 |
| Administration | | \$ 1,132,185 |
| Finance Dept. | | \$ 1,313,145 |
| Customer Service Dept. | | \$ 777,005 |
| Police | | \$ 5,891,870 |
| Fire | | \$ 7,629,145 |
| Municipal Court | | \$ 267,615 |
| Public Works | | \$ 2,519,350 |
| Recreation | | \$ 3,451,850 |
| Planning & Development | | \$ 1,235,805 |
| Downtown Development Authority | | \$ 241,010 |
| <u>Special Revenue Funds</u> | | |
| GO Park Bonds Series 2014 | \$ 1,714,300 | \$ 1,714,300 |
| SPLOST – 2003 | \$ 39,795 | \$ 39,795 |
| SPLOST – 2014 | \$ 3,295,380 | \$ 3,295,380 |

| | | |
|--|---------------------|---------------------|
| DEA | \$ 357,330 | \$ 357,330 |
| State Forfeiture | \$ 22,365 | \$ 22,365 |
| Hotel/Motel Tax | \$ 957,080 | \$ 957,080 |
| Motor Vehicle Rental Tax | \$ 77,670 | \$ 77,670 |
| Grant Funds | \$ 181,780 | \$ 181,780 |
| Impact Fees | \$ 0 | \$ 0 |
| Business Improve Dist Tax | \$ 31,390 | \$ 31,390 |
| Development Fees | \$ 10,960 | \$ 10,960 |
| Tax Allocation District | \$ 279,065 | \$ 279,065 |
| | | |
| Cartersville Building Authority | \$ 5,486,020 | \$ 5,486,020 |
| SDBG Supplemental Dis Rec | \$ 131,905 | \$ 131,905 |

Enterprise Funds

| | | |
|--------------------------------------|---------------------|---------------------|
| Fiber Optics | \$ 2,120,110 | \$ 2,120,110 |
| Electric | \$49,126,240 | \$49,126,240 |
| Gas | \$35,962,150 | \$35,962,150 |
| Solid Waste | \$ 2,649,715 | \$ 2,649,715 |
| Stormwater | \$ 1,597,000 | \$ 1,597,000 |
| Water & Sewer | \$40,113,000 | \$19,271,770 |
| Water Pollution Control Plant | | \$14,991,835 |
| Water Treatment Plant | | \$ 5,849,395 |

Internal Service Fund

| | | |
|---------------|---------------------|---------------------|
| Garage | \$ 1,572,820 | \$ 1,572,820 |
|---------------|---------------------|---------------------|

BE IT AND IT IS HEREBY ORDAINED.

ADOPTED, this ___ day of November 2019. First Reading.

ADOPTED this ___ day of December 2019. Second Reading.

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

ATTEST:

**/s/ _____
Meredith Ulmer
City Clerk**

I. Contracts/Agreements

1. Contracts for Performing Services

Mr. Rhinehart stated this item includes the Contracts for Performing Services for those agencies that are awarded funds each year as part of the annual budget. The dollar amount recommended is the same as last year. The agencies and amounts for this year are:

Cartersville-Bartow Library/ \$454,500
Cultural Arts Alliance/ \$51,000
Juvenile Court/ \$15,000
Bartow Health Access/ \$2,000
Good Neighbor Homeless Shelter/ \$2,000
Summer Hill Learning Center/ \$1,200
Bartow-Cartersville Joint Development Authority/ \$200,000

A motion to approve Contracts for Performing Services as amended was made by Council Member Stepp and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

J. Second Reading of Ordinances

1. Employee Benefits – Holidays

Mr. Rhinehart stated the Employee Benefits ordinance is being updated to include holiday pay for the police and fire department employees.

A motion to approve Employee Benefits – Holidays was made by Council Member Wren and seconded by Council Member Stepp. Motion carried unanimously. Vote: 6-0.

ORDINANCE NO. _____

NOW BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL THAT THE CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 16 – PERSONNEL. ARTICLE II. – EMPLOYEE BENEFITS. DIVISION 1. – GENERALLY. SECTION 16-28. – HOLIDAYS is deleted in its entirety and replaced with the following:

1.

Sec. 16-28. Holidays.

(1) All regular employees except policemen and firemen shall receive the following holidays: January 1; Martin Luther King, Jr., birthday, on the day designated by the state; Good Friday; Memorial Day, the last Monday in May; July 4; Labor Day;

Veterans Day, November 11; Thanksgiving Day and the Friday following Thanksgiving Day; and Christmas Eve and Christmas Day. If a holiday falls on Sunday, the employee shall receive as a holiday the Monday immediately following. If a holiday falls on Saturday, the employee shall receive as a holiday the Friday immediately preceding the holiday.

(2) Policeman and firemen who are working on the holidays approved in paragraph (1) above, shall be paid an additional hourly wage for each hour worked during the holiday.

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: _____
SECOND READING: _____**

MATTHEW J. SANTINI, MAYOR

**ATTEST: _____
MEREDITH ULMER, CITY CLERK**

2. Sick-Personal Leave Bonus

Mr. Rhinehart stated the ordinance has been updated for FY20-21 to remove the sick/personal leave bonus normally received by eligible employees.

A motion to approve Sick-Personal Leave Bonus removal was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

ORDINANCE NO. _____

NOW BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL THAT THE CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 16 – PERSONNEL. ARTICLE II. – EMPLOYEE BENEFITS. DIVISION 1. – GENERALLY. SECTION 16-30. – SICK/PERSONAL LEAVE is hereby amended by adding a new paragraph (i) as follows:

1.



Sec. 16-30. Sick/personal leave.

(i) Due to the COVID-19 pandemic, the reimbursement for unused sick/personal leave, as provided for in paragraph (g) of Sec. 16-30 of this Chapter, is cancelled for the calendar year 2020.

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: _____
SECOND READING: _____

MATTHEW J. SANTINI, MAYOR

ATTEST: _____
MEREDITH ULMER, CITY CLERK

K. Monthly Financial Statement

1. April 2020 Financial Report

Mr. Rhinehart came forward and gave a summary of the financial statements comparing April 2020 and April 2019.

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

Meeting Adjourned

/s/ 
Matthew J. Santini
Mayor

ATTEST:

/s/ 
Meredith Ulmer
City Clerk

