

Special Called Council Meeting via Zoom.
Zoom Meeting ID: 835 2515 2323
10 N. Public Square
April 23, 2020
10 A.M.

I. Opening Meeting

This meeting was conducted via ZOOM.

Invocation by Council Member Roth

Pledge of Allegiance led by Mayor Santini

The City Council met in Special Called Session with Matt Santini, Mayor presiding and the following present: 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; Samantha Fincher, Deputy City Clerk, Keith Lovell and David Archer, City Attorneys.

Absent: Kari Hodge, Council Member Ward One

II. Resolution

1. Joint Supplement Referendum Resolution

Keith Lovell, City Attorney stated this is a joint resolution of the Board of Education of Bartow County and Cartersville School Board supplementing and amending the resolution adopted January 27, 2020. The date of the election shall be changed from May 19, 2020 to June 9, 2020 due to the state of emergency caused by COVID-19.

A motion to approve the Joint Supplement Referendum Resolution was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote 5-0.

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

Meeting Adjourned

/s/ _____
Matthew J. Santini
Mayor

ATTEST: /s/ _____
Meredith Ulmer
City Clerk

A JOINT SUPPLEMENTAL REFERENDUM RESOLUTION OF THE BOARD OF EDUCATION OF BARTOW COUNTY AND THE CARTERSVILLE SCHOOL BOARD, SUPPLEMENTING AND AMENDING THE JOINT REFERENDUM RESOLUTION ADOPTED JANUARY 27, 2020, IN ORDER TO POSTPONE THE ELECTION PROVIDED FOR IN SAID JOINT REFERENDUM RESOLUTION; AND FOR OTHER PURPOSES

WHEREAS, the Board of Education of Bartow County (the "Bartow Board"), which is charged with the duties of contracting debts and managing the affairs of the Bartow County School District (the "Bartow District"), and the Cartersville School Board (the "Cartersville Board"), which is charged with the duty of managing the affairs of the City of Cartersville School System (the "Cartersville System"), adopted a Joint Referendum Resolution (the "Original Resolution") on January 27, 2020 for the purpose calling an election (the "Election") to be held in all the precincts in Bartow County on the May 19, 2020, in order to submit to the qualified voters of Bartow County the question of whether or not a one percent sales and use tax for educational purposes of the Bartow District and the Cartersville System should be re-imposed within Bartow County, upon the termination of the one percent sales and use tax for educational purposes presently in effect, for a maximum period of time of 20 calendar quarters, for the purposes of providing funds to pay (1) for the Bartow District, the cost of the Bartow Projects (as defined in the Original Resolution), all at a maximum cost of \$120,000,000; and (2) for the Cartersville System, the cost of the Cartersville Projects (as defined in the Original Resolution), all at a maximum cost of \$36,000,000; and

WHEREAS, the Original Resolution also provided that if reimposition of the tax is approved by the voters of the Bartow District, such vote shall also constitute approval of the issuance of general obligation debt of the Bartow District in the principal amount of \$45,000,000; and

WHEREAS, the Bartow County Board of Elections and Registration (the "Election Superintendent"), which is the Superintendent of Elections of Bartow County, by its resolution adopted on February 10, 2020, a certified copy of which has been furnished to the Bartow Board and the Cartersville Board (collectively the "School Boards"), joined the School Boards in their call of the Election for May 19, 2020; and

WHEREAS, the School Boards and the Election Superintendent published a notice of the Election on February 13, 2020 in the Daily Tribune News, which is the newspaper in which sheriff's advertisements for Bartow County are published and in the official organ of Bartow County, which date of publication was not less than ninety (90) days prior to the May 19, 2020 election date in accordance with law; and

WHEREAS, on March 14, 2020, the Governor of Georgia declared a public health state of emergency posed by the COVID-19 pandemic and the Secretary of State of Georgia suspended in-person voting in the Presidential Preference Primary to be held on March 24, 2020 and all local elections to be held in conjunction with said primary and

directed in-person voting to resume for those elections as part of the already scheduled May 19, 2020 General Primary; and

WHEREAS, on April 8, 2020, the Governor of Georgia extended the public health state of emergency due to the COVID-19 pandemic, and on April 9, 2020, the Secretary of State of Georgia postponed the General Primary/Presidential Preference primary election until June 9, 2020; and

WHEREAS, as a result of such actions by the Governor and the Secretary of State, it is necessary for the School Boards and the Election Superintendent to postpone the Election to June 9, 2020 and to take such actions as are necessary for the Election to be held on June 9, 2020;

NOW, THEREFORE, BE IT JOINTLY RESOLVED by the Board of Education of Bartow County and the Cartersville School Board, and it is hereby resolved by authority of the same, as follows:

Section 1. The Election is postponed and shall be held on June 9, 2020 in accordance with Georgia law.

Section 2. The ballots to be used in the Election shall have printed thereon the question to be determined by the voters, as such question is set forth in the Original Resolution.

Section 3. The date of the Election shall be and is hereby changed to June 9, 2020. All references in the Original Resolution to "the 19th day of May, 2020" shall be changed to "the 9th day of June, 2020."

Section 4. The Secretary of the Bartow Board is hereby ordered and directed forthwith to furnish the Election Superintendent with a duly certified copy of this Supplemental Resolution in order that the Superintendent of Elections may take such action in the premises as provided by law.

In addition, the Election Superintendent is hereby authorized and requested to join with the School Boards in publishing an updated notice of the Election in accordance with law in the newspaper in which sheriff's advertisements for Bartow County are published and in the official organ of Bartow County, once a week for five (5) weeks immediately preceding the date of the Election, and the notice of the Election shall be in substantially the form set forth in the Original Resolution and as previously published on February 13, 2020, with such changes or corrections as shall be necessary in the discretion of the Election Superintendent to correctly state (i) that the date of the Election is June 9, 2020, (ii) that the last day to register to vote in the Election is May 11, 2020, (iii) the dates that absentee by mail ballots for the Election will be issued by the Election Superintendent, and (iv) the dates that advance voting in the Election will take place at various times and locations, and to otherwise provide proper notice of the Election now to be held on June 9, 2020.

Section 5. The School Boards hereby confirm the existence and applicability of the Original Resolution and ratify, restate, and reaffirm all of the applicable terms, conditions, and provisions as set forth in the Original Resolution and as supplemented and amended by this Supplemental Resolution. Except where otherwise expressly indicated in this Supplemental Resolution, the provisions of the Original Resolution are to be read as part of this Supplemental Resolution as though copied verbatim herein, and provisions of this Supplemental Resolution shall be read as additions to, and not as substitutes for or modifications of (except as otherwise specifically provided herein), the provisions of the Original Resolution. Except as expressly amended, modified, or supplemented by this Supplemental Resolution, all of the terms, conditions, and provisions of the Original Resolution shall remain in full force and effect.

Section 6. Any and all resolutions in conflict with this Supplemental Resolution this day passed be and they are hereby repealed.

Section 7. This Supplemental Resolution shall take effect immediately upon its adoption.

[Signatures appear on the following pages]

PASSED, ADOPTED, SIGNED, APPROVED, AND EFFECTIVE, in the case of the
Bartow Board, this 20th day of April, 2020.

BARTOW COUNTY SCHOOL DISTRICT

By: _____
Chairman

PASSED, ADOPTED, SIGNED, APPROVED, AND EFFECTIVE, in the case of the Cartersville Board, this 20th day of April, 2020.

CITY OF CARTERSVILLE SCHOOL SYSTEM

By: 
President

The Mayor and City Council of the City of Cartersville have concurred in the calling of the Election described in this Supplemental Resolution.

CITY OF CARTERSVILLE

By: 
Mayor



**STATE OF GEORGIA
BARTOW COUNTY**

SECRETARY'S CERTIFICATE

I, the undersigned Secretary of the Cartersville School Board, **DO HEREBY CERTIFY** that the foregoing pages constitute a true and correct copy of a supplemental referendum resolution adopted by the Cartersville School Board at an open public meeting duly called and lawfully assembled on the 20th day of April, 2020, in connection with calling an election pertaining to the re-imposition or non-re-imposition of a one percent sales and use tax for educational purposes, the original of such supplemental referendum resolution being duly recorded in the Minute Book of the Cartersville School Board, which Minute Book is in my custody and control. At all times during such meeting, at least four members of the Cartersville School Board were present.

I do hereby further certify that the following members of the Cartersville School Board were present at such meeting:

Kelley Dial
Carolyn Johnson
Kathi White
Travis Popham
S. Pat Broadnax
Louise Panter
Tim Chason

and that the following members were absent:

and that such supplemental referendum resolution was duly adopted by a vote of:

7 Ayes and 0 Nays.

WITNESS my hand and the official seal of the Cartersville School Board, this the 20th day of April, 2020.

(SEAL)





Secretary, Cartersville School Board