

City Council Meeting
10 N. Public Square
February 20, 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

A. Council Meeting Minutes

1. February 6, 2020 City Council Minutes

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

B. Resolutions

1. Historic District Moratorium

Keith Lovell, Assistant City Attorney stated this resolution will extend the current moratorium on all new applications for renovations or improvements of any properties within the Cherokee-Cassville Historic District and the West End Historic District until July 6, 2020.

Motion to approve the resolution was made by Council Member Fox and seconded by Council Member Stepp. 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, EXTENDING THE TEMPORARY MORATORIUM ON ALL NEW APPLICATIONS FOR RENOVATIONS OR IMPROVEMENTS OF ANY PROPERTIES WITHIN THE CHEROKEE-CASSVILLE HISTORIC DISTRICT AND THE WEST END HISTORIC DISTRICT

WHEREAS, on August 15, 2019, the Mayor and City Council approved a resolution placing a moratorium on the Cherokee-Cassville Historic District and the West End Historic District for one hundred twenty days (120) days, being Resolution 20-19; and

WHEREAS, on November 7, 2019, the Mayor and City Council approved a resolution to extend the moratorium on the Cherokee-Cassville Historic District and the West End Historic District until March 6, 2020, being Resolution 26-19; and

WHEREAS, the Mayor and City Council have received the data, documents, and recommendations and compilations from the public, staff, and the Historic Preservation Committee as requested by Resolution 20-19; and

WHEREAS, after reviewing the submitted information, the Mayor and City Council are still evaluating the documents received, reviewing, and considering the information and issues, in order to determine which, if any, recommendations should be made to staff with regard to submitting ordinances for their consideration; and

WHEREAS, due to the anticipated scheduling of the work sessions, and regular scheduled meetings in January and February 2020, and the time needed to adopt any new proposed ordinances, it will be necessary to extend the moratorium; and

WHEREAS, the Mayor and City Council of the City of Cartersville have determined that it is in the best interest of the City of Cartersville, and promotes the general public welfare, health and happiness as well as the historical integrity of the Cherokee-Cassville Historic District and West End Historic District to extend the current one hundred twenty (120) day moratorium which expires on March 6, 2020 until July 8, 2020 on the issuance of demolition permits, application of variances to the Board of Zoning appeals, rezoning applications, and the application and appeal of the subdividing of any contributing property within said districts.

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

1) Effective from the 6th day of March, 2020, the temporary moratorium currently in effect until March 6, 2020, is extended to July 6, 2020 for contributing properties as defined in City of Cartersville Code Section 4.25-33(a)3(a) located in the Cherokee-Cassville Historic District and West End Historic District be extended to prohibit the following:

- a) issuance of drive cuts;**
- b) issuance of demolition permits;**
- c) filing of an application for variance from the building codes and fire codes of the City of Cartersville;**
- d) filing of rezoning applications;**
- e) application and approval of subdivision of property;**
- f) application and approval of preliminary or final plat; and**

- g) the following are exempt from the requirements of this temporary moratorium:
- i) projects with an active land disturbance permit issued by the City of Cartersville prior to the date of the adoption of this moratorium;
 - ii) projects that have been granted variances or a zoning amendment prior to the date of adoption of this moratorium;
 - iii) projects for Bartow County, the City of Cartersville and/or the State of Georgia;
 - iv) projects for which building permits have been issued prior to the date of the adoption of this moratorium;
 - v) demolition permits for buildings declared to be unfit for human habitation by order of the City of Cartersville Municipal Court Judge; and
 - vi) properties that have been issued a preliminary plat prior to the date of adoption of this temporary moratorium.

The current moratorium remains in effect until March 6, 2020, and is hereby extended until July 6, 2020, but is subject to change by the Mayor and City Council.

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

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

ATTEST:

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

C. First Reading of Ordinances

1. Food Truck Ordinance

Randy Mannino, Planning and Development Department Head stated based on questions and comments from the Mayor and Council, the City Attorney's office has prepared a "Mobile Retail Food Establishment" (FOOD TRUCK) ordinance. Said ordinance provides for definitions

and standards for the operation of mobile retail food establishments. The Code Enforcement Office and City Fire Marshal's office have reviewed said ordinance, but Council may want to discuss or consider additional guidelines.

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

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 10 - LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS. its amended by creating a new ARTICLE XIX. MOBILE RETAIL FOOD ESTABLISHMENTS as follows:

1.

ARTICLE XIX. MOBILE RETAIL FOOD ESTABLISHMENTS.

Sec. 10-606. - Definitions.

- A. Mobile retail food establishment shall mean a retail food establishment that reports to and operates from a commissary and is readily moveable, is a motorized wheeled vehicle, or a towed wheeled vehicle designed and equipped to serve food.
- B. Pushcart shall mean a non-self-propelled vehicle limited to serving commissary prepared or prepackaged food and non-potentially hazardous food, unless the equipment is commercially designed and approved to handle food preparation and service. Pushcarts shall not be required to comply with mobile vehicular safety requirements.
- C. Temporary retail food establishment, including pushcart, shall mean a retail food establishment, other than a licensed mobile retail food establishment, that is not intended to be permanent and that operates at a fixed location for a period of time of not more than 14 consecutive days in conjunction with a single event or celebration.

Sec. 10-607. - License required.

- A. It shall be unlawful for any person to sell, offer for sale, food of any type from a commissary, mobile retail food establishment, pushcart or temporary food establishment without a license first having been granted under this section, except for city sponsored events.
- B. An application for a license or a permit hereunder shall be submitted to the Planning and Development Department of the City of Cartersville setting forth all information required hereunder and in compliance with this ordinance. The business license manager may develop a form of application for the purpose of compliance with this article. The review process for said application shall be conducted in conformity with Cartersville Code Section 10-3 as now existing or as may be hereafter amended.

Sec. 10-608. - Prohibited conduct and requirements.

- A. The mobile retail food establishment shall not conduct business or operate under this article on the public right-of-way.
- B. The mobile retail food establishment shall not operate on any private property without the prior consent of the owners.
- C. The mobile retail food establishment shall maintain a \$1,000,000.00 liability policy. Proof of current liability insurance, issued by an insurance company licensed to do business in the state, protecting the licensee, the public and the city from all claims for damage to property and bodily injury, including death, which may arise from operation under or in connection with the permit. Such insurance shall name the city as an additional insured and shall provide that the policy shall not terminate or be canceled prior to the expiration dated without 30 days' advanced written notice to the city.
- D. The mobile retail food establishment shall not emit sounds, outcry, speaker, amplifier or announcements while traveling on the public rights-of-way.
- E. The mobile retail food establishment shall maintain all state licenses and follow all laws of the state and county health departments.
- F. The license under which a mobile retail food establishment is operating must be firmly attached and visible on the mobile retail food establishment or pushcart at all times.
- G. The Planning and Development Department and the Cartersville Police Department shall make such investigation of each applicant for a permit as in the Planning and Development Department and Cartersville Police Department's judgment may be appropriate. The Cartersville Police Department shall require the applicant to be fingerprinted and photographed. One copy of such photograph shall be permanently attached to the license required to be displayed.
- H. No permit shall be issued to or held by any person unless that person is satisfactory with respect to character and record. In making a determination as to good moral character the Planning and Development Department and the Cartersville Police Department shall consider whether or not the applicant has, at some time prior to the filing of the application, been convicted of a felony or other offense involving moral turpitude, and pertinent circumstances connected with such conviction.
- I. In addition to the grounds shown in Chapter 10 of this Code, the Cartersville Police Department may refuse to issue any permit to any applicant whose record shows one or more convictions for an alcohol related offense within the previous 12-month period or a drug related offense within the previous 36-month period or a pattern of convictions for traffic violations.
- J. The following requirements shall be applicable to all mobile retail food establishments and temporary retail food establishment:
 - 1. The premises where such temporary business is located shall be kept in a clean and sanitary condition.
 - 2. The vendor shall have sufficient parking on the premises to provide parking for the customers and must not allow parking on the streets or adjoining property.

3. The vendor shall meet all the requirements and conditions of the Zoning Code of Cartersville, Georgia.
 4. The vendor's tent and/or mobile retail food establishment shall comply with the fire code provisions.
 5. The vendor shall not be located within any public right-of-way.
 6. The vendor may not sell any goods or services by means of any outcry, sound, speaker or amplifier of any kind.
 7. The vendor shall possess any and all other occupation tax certificates required by federal, state or county law.
- K. No sale or offer for sale shall be made by any licensee between 11:00 p.m. and 6:30 a.m.
- L. No sale or offer for sale of ice cream, frozen milk, frozen dairy or ice confection products shall be made from a mobile retail food establishment unless each side of the vehicle is marked, in letters and numbers at least three inches in height, with the name and address of the mobile retail food establishment licensee.
- M. The mobile retail food establishment shall comply with all state, federal and local health and safety regulations and requirements and shall obtain and maintain any and all licenses required by any other health, organization or governmental organization having jurisdiction over this subject matter.
- N. The following safety regulations shall apply to any and all vehicles operating under this article or used for mobile retail food establishments:
1. Every vehicle shall be equipped with a reverse gear signal alarm with a sound distinguishable from the surrounding noise level.
 2. Every vehicle shall be equipped with two rear-vision mirrors, one at each side, firmly attached to the outside of the motor vehicle, and so located as to reflect to the driver a view of the highway to the rear, along both sides of the vehicle.
- O. The mobile retail food establishment shall sell food and beverage items only.
- P. The mobile retain food establishment shall not be parked overnight on a residentially zoned or used property unless parked in a fully enclosed garage.
- Q. Food preparation for a mobile retain food establishment shall not be allowed on a residentially zoned or used property.
- R. The mobile retail food establishment prior to the issuance of a permit and during its operation, shall comply with all applicable fire codes.
- S. All grease and food preparation related by-products must be disposed of in an appropriate manner as required by federal, state, and city laws, regulations, and ordinances. Additionally, a log for six (6) months must be kept detailing the date, time, and location of disposal of grease and food preparation related by-products.
- T. No alcoholic beverages may be provided or sold from a mobile retail food establishment.

Sec. 10-609. - Indemnity.

As part of the permitting process set forth herein, any person or entity receiving a permit set forth herein shall execute an indemnity agreement indemnifying and releasing the City of Cartersville, its agents, employees and elected officials from any and all liability against any and all claims, actions and suits of any type whatsoever.

Sec. 10-610 - Appeals.

Appeals from the grant or denial of a license shall be filed and processed in accordance with the procedures set forth in Cartersville Code Section 10-4 as now existing or as may be hereafter amended.

Sec. 10-611. - Revocation and suspension.

The city shall have the right to revoke or suspend any license granted hereunder in accordance with the procedures set forth in Cartersville Code Sec. 10-4 as now existing or as may be hereafter amended and appeals from the revocation or suspension shall likewise be governed by that section. Sec. 10-612 - Fee.

In addition to the occupation tax, every application for license under this section shall be accompanied by a nonrefundable processing fee of \$100.00.

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. T20-01 HPC Design Standard Revisions

David Hardegree, City Planner stated this amendment addresses concerns expressed by City Council and the HPC regarding conflicts, vagueness and inconsistencies in the HPC ordinance and design guidelines. The revisions are intended to define what is a requirement versus recommendation; eliminate or clarify confusing text or references; provide clearer direction and instruction to property owners; and, clearly state what preservation actions are allowed, or not allowed, improving HPCs ability to enforce or vary a requirement.

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

A copy of the design standards is located upon request in the Clerk's Office.

3. Alarm Registration Ordinance

Mr. Lovell stated the Cartersville Police Department is requesting a change to the existing city ordinance regulating burglar alarms. The request is being made so the agency can adequately track repetitive false alarms and submit invoices to those who violate the ordinance as it currently stands. In order to do so, the agency needs accurate resident/business information, such as alarm company, billing address, and contact information. As it stands now, our New World reporting system generates monthly invoices and assigns the mailing address of the alarm location. However, many of residents of the false alarms do not receive mail at the location of the alarm but at different locations such as a post office box. A majority of the businesses receiving invoices do not receive mail locally and rely on a corporate office to pay the invoices (Chick-fil-A, Tractor Supply, Aldi, etc.). In addition, when residents move or businesses change, we are left invoicing based on old data, which can easily be corrected if the ordinance is amended requiring the resident/business to register their alarms and provide updated, accurate information.

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

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 3. ALARM SYSTEMS is hereby amended by adding Section 3-11 - Registration as follows:

1.

Sec. 3-11. *Registration.*

- 1) All alarm systems must be registered within 30 days of installation by the property owner or lessee.**
- 2) All existing alarm systems must be registered within sixty (60) days of the adoption of this ordinance.**

- 3) **Registration is not transferable. Each property owner or lessee must register all new installations or transferred systems.**
- 4) **There will be no registration fee for alarms.**
- 5) **The list should include the name of the alarm owner, phone number, and physical address and billing address, if different.**
- 6) **Failure to register/re-register an alarm system within the allotted time will result in a fine payable by the property owner or lessee as shown in the following schedule:**

FINE SCHEDULE

a)	Failure to register alarm	\$50.00
b)	Respond to unregistered alarm	\$100.00
c)	Failure to comply with Ordinance	
	First Violation	\$50.00
	Second Violation	\$100.00
	Third Violation	\$250.00

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

D. Contracts/Agreements

1. Professional Probation Services, Inc.

Mr. Lovell stated this is an addendum to the probation contract with PPSI that provides probation services for the City of Cartersville Municipal Court. It increases the basic fee from \$35.00 to \$40.00 per month, which is still less than the State charges. All fees are listed out on the addendum. This is provided at no cost to the City, as all fees are paid by the probationers. It is recommended by the Judge for your approval.

A motion to approve the Professional Probation Services, Inc. was made by Council Member Wren and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

2. Cost of Service Study Contract

John Dooley, Assistant Director of the Electric Department stated a Cost of Service Study (CoSS) is a comprehensive study that is performed by an analyst for the purpose of determining the actual cost of each kilowatt-hour we sell, and then using that data to determine where our rates and riders need to be set. In order to ensure that our rates remain fair and competitive, it is recommended that a Study be performed every ten years or less. It has been ten years since the Electric Department has initiated a CoSS.

The Electric Department is requesting authorization for the Mayor and City Clerk to approve a service contract with McLean Engineering. The scope of work will include consulting services to perform a CoSS as well as a rate calculator that we can use to make tweaks later, if we chose to do so. There will be draft version submitted for our approval before reaching the final product.

The cost of the completed study is not to exceed \$15,000. This is a budgeted item, and we recommend approval.

A motion to approve Cost of Service Study Contract was made by Council Member Fox and seconded by Council Member Hodge. Motion carried unanimously. Vote: 6-0.

3. Cartersville Little League

Tom Gilliam, Parks and Recreation Department Head stated this is a programming contract with Cartersville Little League to continue offering Baseball to the youth of our community for ages 7 - 14. Cartersville Parks and Recreation and Cartersville Little League has had a partnership as early as the 1960's. We want to continue this partnership with the same terms of agreement as Little League has operated by since they began. Little League will reinvest the profits from their program back into the facility and fields at Hicks Park. Little League will pay the utilities for the concession stand and the restrooms while the Parks and Rec Dept will pay the utilities for the field lighting and the irrigation. The Parks and Rec Dept has had a great relationship with Little League and we are looking forward to an even greater relationship moving forward.

A motion to approve Cartersville Little League was made by Council Member Cooley

and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

4. Southern Soccer Academy

Mr. Gilliam stated this is a programming contract with Southern Soccer Academy to continue offering Soccer to the youth & adults of our community. Cartersville Parks and Recreation and Southern Soccer Academy have had a partnership dating back to another organization called Clash. SSA took over Clash in 2017 to continue offering soccer through the Parks and Recreation Dept. We want to continue this partnership with the same terms of agreement as SSA has operated by since they have been in Cartersville. SSA will reinvest the profits from their program back into the facility and fields at the Soccer Complex. SSA will pay the City the \$20 non-resident fee per player per season. The Parks and Rec Dept has had a great relationship with SSA and we are looking forward to an even greater relationship moving forward.

Motion to approve the Southern Soccer Academy was made by Council Member Roth and seconded by Council Member Cooley. Motion carried unanimously. Vote: 6-0.

5. One Beacon Insurance Settlement

Dan Porta, Assistant City Manager stated with the completion of the new Gas Department Building, Storage Building, Fiber Node Building and Fuel Station, it was time to submit a final claim request to One Beacon Insurance for the July 2015 sinkhole claim. One Beacon had previously paid the city \$781,747 for some of the damage to these structures and left open a reserve for when the buildings and fuel facility were replaced. One Beacon had determined a reserve amount of \$882,318 and initially was not willing to cover the loss of the fuel station previously located at 4 Cook Street.

After going through the total cost for the construction of the new facilities and equipment, a letter was sent to One Beacon requesting reimbursement as follows:

Gas Dept. Administration Building	\$ 500,000
Fiber Dept. Node Building	215,900
Balance on New Storage Building	96,065
Fuel Canopy, Pumps & Equipment	190,404
Demolition of Old Fuel Station	14,829
Total Amount Requested	\$1,017,198

The amount requested was \$134,880 more than One Beacon had originally determined for the loss. After reviewing the letter, One Beacon has agreed to pay the city \$1,007,198, which is the amount requested less our \$10,000 insurance deductible as final settlement for the sinkhole insurance claim. I recommend acceptance of this final settlement amount with One Beacon Insurance.

Motion to approve the One Beacon Insurance Settlement was made by Council Member Stepp and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

Motion add an item to the agenda was made by Council Member Hodge and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

6. Sales Tax Refund Consultant

Bob Jones, Water Department Head stated the Water Department would like to retain the services of Tax Specialists of Georgia Southeast, LLC (TSG) to apply for sales tax refunds on two completed projects at the Water Treatment Plant (WTP). They are former Department of Revenue employees who processed sales tax requests when employed by the State. TSG has successfully recovered sales tax refunds for various water projects and come highly recommended.

TSG works solely on commission. They take 25% of the amount recovered, which is due within ten (10) days after receipt of the refund payment from the State. I recommend approval of the agreement with TSG and authorization of the Mayor to sign all documents needed by TSG to recover sales tax paid on the designated projects.

Motion to approve the Sales Tax Refund Consultant was made by Council Member Stepp and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

E. Change Order

1. WTP – Filter Controls Integration Revision

Mr. Jones stated we are required by state law to be a member of the UPC. This is our annual membership dues invoice in the amount of \$10,655.38. I recommend Council approval of this invoice.

Motion to approve the WTP – Filter Controls Integration Revision was made by Council Member Fox and seconded by Council Member Roth. Motion carried unanimously. Vote: 6-0.

2. Added Item: EPD Fine

Mr. Jones stated the Water Pollution Control Plant exceeded the permit limit for Biochemical Oxygen Demand. The plant is permitted to discharge a weekly average of 45 mg/L and discharged 48.6 mg/L for approximately 20 hours. The exceedance was caused by high flows due to torrential rainfall. The Environmental Protection Agency has proposed a \$463.00 fine. Mr. Jones recommended the Mayor and Clerk to sign related documents in order to pay the fine.

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

3. Douthit Ferry Road Widening

Tommy Sander, Public Works Department Head stated Southland Engineering has submitted a change order on the Douthit Ferry Road Widening Project. The change order is an

increase from \$15,000 to \$32,925 from the sub-consultant Geo-Hydro for the Bridge and Wall Foundation investigations. The increase is due to the requirements changing since the project was originally bid and inflation. We recommend approval of this \$17,925 increase.

Motion to approve the Douthit Ferry Road Widening was made by Council Member Stepp and was seconded by Council Member Roth. Motion carried unanimously. Vote: 6-0.

E. Bid Award/Purchases

1. Residential Garbage Cart

Mr. Sanders stated Solid Waste solicited bids for 400 residential garbage carts and recommend the award to Toter, LLC for \$19,164.55. Toter, LLC was not the lowest bid, but we recommend these carts because they are easier to dump and attach better to our cart flippers. We have purchased from them three times in the past and their carts hold up better and require less maintenance. This is a budgeted item.

A motion to approve Residential Garbage Carts was made by Council Member Cooley and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

2. Residential Recycling Cart

Mr. Sanders stated Solid Waste needs 200 residential recycling carts and recommend the award to Otto Environmental Systems for \$8,300.00. We have purchased recycling carts from Otto several times and they keep a good stock of spare parts for maintenance; therefore, we would like to remain with this vendor. This is a budgeted item.

Motion to approve the Residential Recycling Carts was made by Council Member Cooley and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

3. Commercial Front Loader Repair

Mr. Sanders stated Solid Waste needs to replace the rear door, bumper, and skirt on a commercial front loader, truck number 6233. The estimate for this repair from our garage is \$23,043.62 which includes work from Steel Materials totaling \$15,736.01. We are hopeful that we can get a few more years of service out of this truck if this repair is made. This is a budgeted item.

Motion to approve the Commercial Front Loader Repair was made by Council Member ___Roth and seconded by Council Member Stepp. Motion carried unanimously. Vote: 6-0.

4. Commercial Front Loader Lease Renewal

Mr. Sanders stated Solid Waste would like to renew the lease agreement with RDK Truck Sales with financing provided by Leasing 2, Inc. This proposal would provide a new commercial front loader garbage truck on a 13-month lease term for \$6,172.77 per month with a balloon

payment option on the end. RDK guarantees buyback of the truck by paying the balloon payment if we decide not to purchase the truck.

The benefits of this proposal is we keep a truck that is less than one year old to reduce maintenance costs, reduce workload of the garage and reduce downtime.

We are seeking permission for the Mayor to sign all related documents including but not limited to the proposal, application, and agreement. This is a budgeted item.

Motion to approve the Commercial Front Loader Lease Renewal was made by Council Member Roth and seconded by Council Member Stepp. Motion carried unanimously. Vote: 6-0.

5. Transco Steel Line Pipe

Michael Hill, Gas Department Head stated we requested bids from six (6) pipe suppliers, and Consolidated Pipe was the only bid proposal we received. Attached is the tabulation of the bid. I recommend Council approval of the steel pipe bid proposal in the amount of \$230,396.80 for the Transco Delivery Point at Brown Farm Road.

Motion to approve the Transco Steel Line Pipe subject to approval from the City Manager and the City Attorney's Office was made by Council Member Fox and seconded by Council Member Stepp. Motion carried unanimously. Vote: 6-0.

G. Contracts/Agreements

1. Old Alabama Road Relocation

Mr. Hill stated The Old Alabama Road widening and reconstruction requires the Gas System to relocate the existing facilities within the City of Cartersville utility easements that are in conflict with the road construction. The estimate prepared by our office to perform this relocation totals \$16,168.40 and was forwarded to GDOT on Jan 9, 2020. This includes a lump sum agreement and a resolution that must be executed. I recommend Council approval of this agreement and resolution.

Motion to approve the Old Alabama Road Relocation was made by Council Member Stepp and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

H. Grant Application/Acceptance

1. GA/EMS Grant Acceptance

Chief Carter stated he respectfully requests approval to accept a reimbursement grant from the Georgia Emergency Medical Services Association. This is a reimbursement program funded by the State of Georgia through the Georgia Trauma Care Network Commission. These funds in the amount \$4859.50 are to offset the costs incurred by our department and City for the EMTB program of FY 2019-20. There is no match or obligation. The funds are based on the

successful completion of the program by our firefighters. We recommend approval and ask that these funds be applied to our FY 2019-20 budget to offset these training expenditures with a budget adjustment in the amount of \$4859.50 to reflect this change.

A motion to approve GA/EMS Grant Acceptance was made by Council Member Cooley and seconded by Council Member Hodge. Motion carried unanimously. Vote: 6-0.

I. Bid Award/Purchases

2. Rent for Old Fire Station #3

Mr. Porta stated the city received an invoice from Lisa Walker, the new owner of old fire station #3, for \$11,600 for rent at 1220 West Avenue from December 1, 2019 through January 27, 2020. This invoice was due to the additional time our fire personnel stayed in the old fire station while the new one was still under construction. After reviewing the construction schedule and the reasons for the delayed opening of the new station, I recommend that the city be responsible for 20 days or \$4,000 of the 58 days we are being invoiced and that Abuck Inc., the Construction Manager for this project be responsible for the remaining 38 days.

A motion to approve Rent for Old Fire Station #3 was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0. _____

J. Monthly Financial Report

1. December 2019 Financial Report

Tom Rhinehart, Finance Department Head gave the financial report comparing December 2019 to December 2018.

Motion to add an item to the agenda was made by Council Member Wren and seconded by Council Member Fox. Motion carried 5-1 with Council Member Roth voting in opposition.

Discussion Item: Pub Crawl

The proposition was to have participants in the Pub Crawl to have the ability to walk site to site with beer in their event designated cup. Council had several options. Ask Staff to move forward and put something in place. Do not ask Staff move forward and put something in place. Put something in place, but only for the Fall Pub Crawl. Do not put anything in place at all.

Mr. Lovell stated if Council directs Staff to move forward with it for the Spring Pub Crawl it would require an emergency reading and a Special Called Meeting of the Alcohol Control Board.

Council Member Roth made a motion to table the item. With no second, the motion died. Motion to approve moving forward and directing staff to bring and ordinance forward

was made by Council Member Stepp and seconded by Council Member Wren. Motion carried 5-1 with Council Member Roth voting in opposition.

Public Hearing: HPC Design Standards

Mayor Santini opened the floor for a public hearing with no one coming forward to speak about the HPS Design Standards the hearing was closed.

Mayor Santini asked the audience if there anything else that needed to come before Council:

Hoyt Hatfield, 46 Wellington Drive came forward to speak in opposition of the moratorium.

Greg Cordell, 401 West Ave came forward to speak in opposition of the moratorium. Mr. Cordell stated he believed the process has taken too long and is causing hardships.

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

Meeting Adjourned

/s/ _____
Matthew J. Santini, Mayor

ATTEST:

/s/ _____
Meredith Ulmer, City Clerk