P.O Box 1390 – 10 Public Square – Cartersville, Georgia 30120 Telephone: 770-387-5616 – Fax 770-386-5841 – www.cityofcartersville.org

**COUNCILPERSONS:** 

Matt Santini – Mayor

Calvin Cooley - Mayor Pro Tem

Gary Fox

Kari Hodge

Cary Roth

Jayce Stepp

Taff Wren

### **AGENDA**

Council Chambers, Third Floor of City Hall– 7:00 PM – 4/2/2020 Work Session – 6:15PM CITY MANAGER: Tamara Brock

CITY ATTORNEY: David Archer

> CITY CLERK: Meredith Ulmer

- I. Opening of Meeting
  - Invocation
  - Pledge of Allegiance
  - Roll Call
- II. Regular Agenda
  - A. Council Meeting Minutes
    - 1. March 19, 2020 (Pages 1 9)

**Attachments** 

### **B.** Second Reading of Ordinances

1. Alcohol Text Amendment (Pages 10 - 11)

**Attachments** 

### C. Bid Award/Purchases

1. Fiber Splicer Kit (Pages 12 - 13)

**Attachments** 

2. Fiduciary Insurance Coverage Renewal (Pages 14 - 15)

**Attachments** 

**3.** Property Insurance Settlement (Pages 16 - 19)

**Attachments** 

**4.** Purchase of Five Patrol Vehicles (Pages 20 - 25)

**Attachments** 

### D. Change Order

1. Fire Station #3 Change Order (Pages 26 - 27)

**Attachments** 

### E. Other

1. Letter to GDOT - Re: Old Alabama Road (Pages 28 - 29)

**Attachments** 

### F. Monthly Financial Statement

1. January 2020 Financial Report (Pages 30 - 34)

**Attachments** 

PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES OFFICE, ADA COORDINATOR, 48 HOURS IN ADVANCE OF THE MEETING AT 770-387-5616.

# City Council Meeting 4/2/2020 7:00:00 PM March 19, 2020

SubCategory:	Council Meeting Minutes
Department Name:	Clerk
Department Summary Recomendation:	The minutes have been uploaded for your review and approval.
City Manager's Remarks:	Your approval of the minutes is recommended with any changes or modifications you may have.
Financial/Budget Certification:	
Legal:	
Associated Information:	

City Council Meeting 10 N. Public Square March 19, 2020 6:30 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. March 5, 2020

A motion to approve the March 5, 2020 City Council Meeting Minutes as presented was made by Council Member Stepp and seconded by Council Member Wren. Motion carried unanimously. Vote: 6-0.

### **B.** First Reading of Ordinances

### 1. Alcohol Text Amendment

Keith Lovell, Assistant City Attorney stated this ordinance provides a regular seating capacity for at least forty (40) persons; provided, that consistent with the definition of lounge, in no event shall the seating capacity of the lounge exceed that of its connected restaurant.

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

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the <u>CITY OF CARTERSVILLE CODE OF ORDINANCES</u>. CHAPTER 4 – ALCOHOLIC BEVERAGES. ARTICLE II. – LICENSING REQUIREMENTS. DIVISION 2. –

APPLICATION AND ISSUANCE. SECTION 4-59. – POURING LICENSES LIMITED TO CERTAIN ESTABLISHMENTS, paragraph (a)(2)b. is hereby amended by deleting said paragraph in its entirety and replacing it as follows:

1.

Sec. 4-59. - Pouring licenses limited to certain establishments.

b. Which provides a regular seating capacity for at least forty (40) persons; provided, that consistent with the definition of lounge, in no event shall the seating capacity of the lounge exceed that of its connected restaurant;

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 and/or alphabetized accordingly to accomplish such intention.

### BE IT AND IT IS HEREBY ORDAINED

MATTHEW J. SANTINI, MAYOR

### C. Easements

### 1. Right of Way Deed of Dedication for Wingfoot Park

Mr. Lovell stated the Right of Way Deed of Dedication dedicates the roads, utility easements, water easements, gas easements, stormwater easements and related infrastructure as listed on the plats for these two phases to the City of Cartersville. This is the final dedication for this subdivision – all other phases have been previously dedicated to the City. It is recommended by Staff and Legal, that the City Council approve this dedication, and that the Mayor and City Clerk sign the Right of Way Deed of Dedication.

Motion to approve the Right of Way Deed of Dedication for Wingfoot Park was made by Council Member Fox and seconded by Council Member Hodge. Motion carried unanimously. Vote: 6-0.

### D. Bid Award /Purchases

### 1. Multi-factor Identification License

Tamara Brock, City Manager stated a couple of years ago, the City implemented a two-factor identification system for access into our computer systems to help prevent unauthorized access into city PCs and servers. Additional research has shown that our current two-factor identification system has some vulnerabilities and staff recommends the purchase of Cisco Duo Security Standard Multi-Factor Authentication System from CDW-G for \$10,488.

A motion to approve Multi-factor Identification License was made by Council Member Roth and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

### 2. Ranger Waterproofing

Mrs. Brock stated the basement of the City Manager's building has experienced some flooding during the excessive amount of rain the city has experienced during the month of February, which has affected the workspace of two fiber employees. In order to protect the city's building and reduce future flooding, staff recommends installing a barrier on the inside wall and water guard interior drain which will cost \$6,596.80. This is an unbudgeted project, but is recommended due to the protection of the city's building and workspace for city employees.

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

### 3. WPCP – Emergency Roof Repair

Mrs. Brock stated Bartow County needed to relocate our existing gas line as part of the Cass-White Road Project. As our line was in a purchased easement owed by the City, and the County wanted to put it in a right-of-way, we wanted an agreement that if it needed to be relocated, it would be at the expense of the County. Staff recommends this item.

A motion to approve WPCP – Emergency Roof Repair was made by Council Member Cooley and seconded by Council Member Fox. Motion carried unanimously. Vote: 6-0.

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

### Added Items:

### 1. Emergency Sick-Vacation Time Relief Ordinance

Mrs. Brock stated the City would be allocating 40 hours extra of vacation-sick leave relief for employees during the Corona Virus crisis.

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

WHEREAS, the United States is currently suffering from a pandemic of COVID 19 due to the Corona virus, and Governor Kemp has declared a public health emergency in Georgia; and

WHEREAS, Corona virus is highly contagious and health authorities have advised social distancing and similar measures to avoid passing the infection to others; and

WHEREAS, the Mayor and Council desire to implement measures above and beyond their current policy of vacation leave to compensate City employees who must be out of work due to this illness ,threat of it, or to provide care for school aged children in the home, and to empower the City Manager to take appropriate measures to respond quickly to this growing health threat without further authorization, during the period of State emergency.

NOW, IT AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Cartersville, Georgia, that the following Ordinance be adopted by the City of Cartersville, and said Ordinance is not to be made a part of the Code of Ordinances for the City of Cartersville.

1.

Sec. 16-8. - Vacation/Sick Time Relief.

- 1. All fulltime employees of the City of Cartersville are hereby granted Vacation Leave from employment in an amount of hours equal 40 hours.
  - a. All fulltime employees who are over the maximum carry-over of 200 hours at the end of the calendar year (as required by Personnel Ordinance 16-30) shall be paid out a maximum of 40 hours vacation leave due to this public health emergency at a date determined by the City Manager.
  - b. Emergency Service Personnel in the Police and Fire Departments will be paid their 40 vacation hours at a date determined by the City Manager.
- 2. No doctor's excuse shall be required for use of vacation or sick (such as that required by Personnel Ordinance section 16-29 and 16-30 for certain use of sick and vacation leave) but any employee who takes vacation leave due to actual illness shall comply with the requirements for the Family and Medical Leave Act excluding the time in service requirement and will be eligible for

- donated sick leave if necessary.
- 3. While taking vacation leave during this state of emergency, the employee shall self-quarantine to the extent reasonable, and shall not leave home during normal working hours except for doctor visits, pharmacy visits, shopping for necessities, caring for family and other urgent matters.
- 4. During any emergency declared by the Governor, the City Manager shall be empowered to require any employee to depart from City premises and use vacation, sick, or donated sick leave for up to two weeks, with or without the consent of the employee, even when the employee is asymptomatic of illness, for the purpose of promoting public health. Under such circumstances, the City Manager shall be further empowered to permit or require selected employees to work from home instead of at City facilities, without using leave.
- 5. During any emergency declared by the Governor, the City Manager shall have the authority to suspend public access to any City facilities normally open to the public, and to suspend the work activity of selected City employees and City departments, in whole or in part, on a temporary basis.
  - 6. This ordinance shall become effective on the date after its enactment and shall stand repealed on January 1, 2021.
  - 7. This ordinance may be superseded in whole or part depending upon future actions by the State of Georgia or Federal government, upon the recommendation of the City Manager and approval by the Mayor and City Council.
  - 8. The provisions of this ordinance shall supersede the provisions of any conflicting ordinance.

2.

The above ordinance is deemed an emergency ordinance only requiring one reading due to the National and State Emergencies declared for COVID-19.

SO ORDAINED, this day of	, 2020.
	MATTHEW J. SANTINI, MAYOR
ATTEST:MEREDITH ULMER_CITY CLERK	,

### 2. Declaration of Local Emergency Ordinance

Mr. Lovell stated this is an emergency ordinance to give emergency powers to Mayor and City Manager. They can waive fees and codes during this time.

Motion to approve the emergency ordinance: Declaration of Local Emergency Ordinance

was mad	de by	Council	Member	Fox an	d second	led by	Council	Member	Hodge.	Motion	carried
unanim	ously.	. Vote: 6	-0.								

<b>ORDINANCE</b>	NO.
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WHEREAS, the United States is currently suffering from a pandemic of COVID-19 due to the Corona virus, and Governor Kemp has declared a public health emergency in Georgia; and

WHEREAS, Corona virus is highly contagious and health authorities have advised social distancing and similar measures to avoid passing the infection to others; and

WHEREAS, the City of Cartersville, Georgia has experienced an event of critical significance as a result of COVID-19 pandemic; and

WHEREAS, in the judgment of the Mayor of the City of Cartersville, there exists emergency circumstances located in the City of Cartersville requiring extraordinary and immediate corrective actions for the protection of the health, safety and welfare of the citizens of the City of Cartersville, including individuals with household pets and service animals; and

WHEREAS, to prevent or minimized injury to people and damage to property resulting from this event;

NOW, THEREFORE, pursuant to the authority vested in the Mayor and City Council by local and state law;

IT IS HEREBY DECLARED that local state of emergency exists and shall continue until the conditions requiring this declaration are abated.

NOW, IT AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Cartersville, Georgia, that the following Ordinance be adopted by the City of Cartersville, and said Ordinance is not to be made a part of the Code of Ordinances for the City of Cartersville

WHEREFORE, IT IS ORDERED:

**(1)** 

That the applicable local emergency operations plan is hereby activated.

**(2)** 

That the following sections of the City of Cartersville Code be implemented:

a) City of Cartersville Code Section 8.5-5, Overcharging; and

b)	City	of	Cartersville	Code	Section	8.5-6,	Closed	or	Restricte	d Ar	eas	and
Cu	rfews,	as	determined	by the	Mayor	based	on recor	nme	ndations	from	the	City
Ma	nager	, P	olice Chief, a	nd Fire	Chief.							

**(3)** 

That the following measures also be implemented:

- a) Those allowed by City of Cartersville Code subsection 8.5-2 (a)(4)b, c, and d.
- b) The Mayor and City Council authorizes the City Manager to implement temporary fee waivers, temporary utility fee waivers and cut-offs, waivers of convenience, credit, debit, paypal, and other transaction fees, waivers of all other fees assessed and waivers of the City of Cartersville Code of Ordinances and procedures as necessary to respond to and protect the public's health, safety and welfare, in regards to COVID-19. A list of all waivers shall be provided to the City Clerk and be kept on file.

**(4)** 

The above ordinance is deemed an emergency ordinance only requiring one reading due to the National and State Emergencies declared for COVID-19.

SO ORDAINED, this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_, 2020.

MATTHEW J. SANTINI, MAYOR

ATTEST:

MEREDITH ULMER, CITY CLERK

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

ATTEST:

Mayor

/s/ \_\_\_\_\_\_ Meredith Ulmer City Clerk



### City Council Meeting 4/2/2020 7:00:00 PM Alcohol Text Amendment

SubCategory:	Second Reading of Ordinances
Department Name:	Planning and Development
Department Summary Recomendation:	This ordinance provides a regular seating capacity for at least forty (40) persons; provided, that consistent with the definition of lounge, in no event shall the seating capacity of the lounge exceed that of its connected restaurant.
City Manager's Remarks:	Through the process of building inspections, it has been brought to the City's attention that an establishment could not meet the 50-seat minimum for a pouring license due to size, but potentially meets all other requirements. We would like to recommend that the number be amended from 50 to 40. This was recommended for your approval by the Alcohol Control Board. This is the second reading.
Financial/Budget Certification:	
Legal:	
Associated Information:	

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the <u>CITY OF CARTERSVILLE CODE OF ORDINANCES</u>. <u>CHAPTER 4 – ALCOHOLIC BEVERAGES</u>. <u>ARTICLE II. – LICENSING REQUIREMENTS</u>. <u>DIVISION 2. – APPLICATION AND ISSUANCE</u>. <u>SECTION 4-59</u>. – <u>POURING LICENSES LIMITED TO CERTAIN ESTABLISHMENTS</u>, <u>paragraph (a)(2)b</u>. is hereby amended by deleting said paragraph in its entirety and replacing it as follows:

1.

Sec. 4-59. - Pouring licenses limited to certain establishments.

b. Which provides a regular seating capacity for at least forty (40) persons; provided, that consistent with the definition of lounge, in no event shall the seating capacity of the lounge exceed that of its connected restaurant;

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 and/or alphabetized accordingly to accomplish such intention.

BE IT AND IT IS HEREBY ORDAINED

	FIRST READING: SECOND READING:		
		MATTHEW J. SANTINI, MAYOR	
ATTEST:	MEREDITH ULMER, CITY CLERK	_	

### City Council Meeting 4/2/2020 7:00:00 PM Fiber Splicer Kit

SubCategory:	Bid Award/Purchases
Department Name:	Fiber
Department Summary Recomendation:	The Fiber Department requests approval to purchase a Sumitomo Quantum Mass Fusion Splicer. This fiber splicer will allow us to splice 12 fibers at once (versus one at a time). It will allow us to splice fiber more efficiently and will save us hours each time it is used. This purchase in the amount of \$15,235.72 is recommended for your approval.
City Manager's Remarks:	This will allow us to splice fiber more efficiently. Your approval of the fiber splicer kit is recommended.
Financial/Budget Certification:	This is a budgeted item.
Legal:	
Associated Information:	



85 PEEPLES VALLEY RD SE CARTERSVILLE GA 30121-5102 Phone: 770-386-9952 Fax: 770-386-9957

To:

CITY OF CARTERSVILLE/COMM

1 ERWIN STREET

CARTERSVILLE GA 30120-3121

Attn:

Gatlin Pruitt Phone: 770-387-5616

Fax:

Email:

Date:

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Proj Name: GB Quote #:

SUMITOMO ELECTRIC

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Release Nbr:

Purchase Order Nbr:

Additional Ref#

Valid From:

01/10/2020 02/09/2020

Valid To: Contact:

CHARLES HOLT

Email:

chuck.holt@graybar.com

**Proposal** 

We Appreciate Your Request and Take Pleasure in Responding As Follows

Item Item/Type	Quan	tity	Supplier	Catalog Nbr	Description	Price	Unit	Ext.Price
100 GB Part #: 254745		1 EA	ELECTRIC	FTA-2	FIBER ARRANGEMENT TOOL	\$790.35	1	\$790.35
200 GB Part #: 254745		<b>EA</b> UPC	ELECTRIC	FAC-24	CONSUMABLES KIT FOR FTA-2	\$22.64	1	\$22.64
300	1	EA	SUMMIT ELECTRIC	TYPE-Q102- M12-KIT-8RM2		\$15,235.72	1	\$15,235.72
00 6B Part #: 2616556		EA UPC	SUMITOMO ELECTRIC #:	TYPE-QH201E- VS-KIT-8RH	HAND HELD FUSION SPLICER	\$3,682.12	1	\$3,682.12
00 B Part #: 2547742		<b>EA</b>	SUMITOMO ELECTRIC	LYNX2- LCUPCSM-900L	LYNX SPLC-ON TCONN SM LCUPC/900UM	\$8.39	1	\$83.90

This equipment and associated installation charges may be financed for a low monthly payment through Graybar Financial Services (subject to credit approval). For more information call 1-800-241-7408 to speak with a leasing specialist-

To learn more about Graybar, visit our website at www.graybar.com

24-Hour Emergency Phone#: 1-800-GRAYBAR



### City Council Meeting 4/2/2020 7:00:00 PM Fiduciary Insurance Coverage Renewal

SubCategory:	Bid Award/Purchases
Department Name:	Administration
Department Summary Recomendation:	The city has received an insurance renewal policy with Philadelphia Insurance Companies for fiduciary insurance coverage in the amount of \$10,476.00. This policy was originally requested from the city's Pension Board. The policy has been in place for several years and covers all city boards. Funding for the insurance policy is paid from pension funds and is recommended for your approval.
City Manager's Remarks:	This is the renewal of the fiduciary insurance coverage relating to all city boards. Your approval is recommended.
Financial/Budget Certification:	This is a budgeted item to be paid for from the Pension Fund.
Legal:	
Associated Information:	

Account number 82356957

# PHILADELPHIA INSURANCE COMPANIES

Page 2 of 4

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	Payment / credits	Fees (\$)†	Installment Taxes / amount (\$) • surcharge (\$) •		Previous balance (\$)	Premium applied (\$)	Premium charged (\$)	Term / Bill plan	Policy	Product
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Applications, policy forms, risk management services, and daims management services are available at www.phly.com
\*Denotes change in term premium \*\*\*Denotes the 25% down and 1st installment billed together †May include installment fee

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### City Council Meeting 4/2/2020 7:00:00 PM Property Insurance Settlement

SubCategory:	Bid Award/Purchases
Department Name:	Administration
Department Summary Recomendation:	Travelers Insurance has reached an agreement with Mr. Larry Martin regarding an accident that occurred on July 30, 2018, which involved a city employee on Old Mill Road. The approved settlement amount is \$70,000, which the city is liable for our \$25,000 deductible amount. I recommend approval of the settlement agreement and the payment of the city's \$25,000 deductible.
City Manager's Remarks:	Your approval of the settlement agreement and the payment of the City's \$25,000 deductible is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



The Travelers Indemnity Company Of America Po Box 430 Buffalo, NY 14240-0430

Larry R Martin 24 Snaper Ln Se Cartersville GA 30121

### FULL AND FINAL RELEASE OF ALL CLAIMS ("Release")

I, Larry Martin, (hereafter "Releasors") for good and adequate consideration including the sum of Seventy thousand dollars and no/100 Dollars (\$70,000.00), hereby release and forever discharge City of Cartersville, Public Risk Underwriters, Bartholomev Pierre, and his/her/their/its heirs, executors, administrators, successors and assigns and The Travelers Indemnity Company Of America, including all of its subsidiaries, affiliate companies, and officers, employees, attorneys, directors, agents, and representatives (hereafter "Releasee(s)") and any other person, corporation, association or partnership allegedly responsible for injuries to the person and/or property of the Releasors, and the consequences flowing therefrom, from any and all claims, demands, causes of action, damages, losses, judgments, actions, or lawsuits which we have now or may have, known or unknown, anticipated or unanticipated against Releasee(s) in the future as the result of an accident, incident, casualty or event (the "Incident") which occurred or is alleged to have occurred at or near Old Mill Rd. near Erwin St., in the city/town of Cartersville in the state of GA, on the 30 day of July, 2018.

The Releasor(s) warrant(s) that no promise or inducement has been offered except as herein set forth; that this Release is executed without reliance upon any statement or representation by the Releasees, or their representatives, or physicians, concerning the nature and extent of the injuries and/or damages and/or legal liability therefore; and that the Releasor(s) is/are of legal age, legally competent to execute this Release and accept(s) full responsibility therefore.

Releasor(s) know that this payment is a full and final settlement of all claims for injuries and other damages incurred as a result of the Incident.

Releasor(s) understand that payment is not an admission of liability or of negligence. It is understood and agreed that the Releasee(s) shall not be estopped or otherwise barred from asserting, and expressly reserve the right to assert, any claim or cause of action against other party(ies) not subject to this Release.

Releasor(s) is/are hereby notified in accord with O.C.G.A. § 33-7-12 that this is a settlement: negotiated by The Travelers Indemnity Company Of America the insurer of Releasees, that the insurer does not have the written consent of the Releasees to this settlement, and as such, the Releasees are not necessarily thereby precluded from the further assertion of claims against Releasor(s) arising out of the incident or occurrence described herein.

Releasor(s) agree that the Releasee(s) are hereby released and discharged from any liability, "responsibility, or assertion of any and all subrogation rights, liens or other claims held by any other person or entity which are or may be asserted as a result of the Incident. Releasor(s) further agree to indemnify the Releasee(s) in the event that Releasee(s) are obligated to make payment resulting from other lawsuits, liens or claims, asserted by any person or entity as a result of the Incident and for the cost incurred in defending same.

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Releasor(s), for the consideration set forth in this Release, further agrees to satisfy any and all liens or claims against the proceeds of this Release, specifically including, but not limited to, any lien, claim or conditional payment reimbursement demand asserted by or on behalf of Medicare or any entity claiming any right of reimbursement under the Medicare Secondary Payer Act. Releasor(s) further agree(s) to hold harmless, indemnify and defend Releasee(s) from any claims arising from the failure of Releasor(s) to satisfy any such liens, claims, and/or Medicare conditional payment reimbursement demands. These obligations include Releasor(s)' payment and/or reimbursement of any and all reasonable attorney's fees and expenses incurred by Releasee(s) in connection with the failure of Releasor(s) to satisfy any such liens; claims, and/or Medicare conditional payment reimbursement demands.

Releasor(s) also agrees to hold harmless, indemnify, and defend Releasee(s) with respect to any and all other claims that may be presented by Releasor(s), Medicare, and/or any other party acting on Releasor(s)' or Medicare's behalf, including, but not limited to, administrative or civil fines, penalties, and interest, as well as any damages that arise out of, result from, and/or occur as a consequence of any adverse administrative or legal actions, up to and including the loss of Releasor(s)' future Medicare benefits and/or Medicare eligibility. These obligations include Releasor(s)' payment and/or reimbursement of any and all reasonable attorney's fees and expenses incurred by Releasee(s) in connection with the failure of Releasor(s) to perform these obligations. Releasor(s) promise that if any valid lien is asserted, I/we will use the proceeds of this settlement to satisfy it.

Releasor(s) has/have been given an opportunity to consult with an attorney and do not believe that any further advice is necessary and are satisfied that I/we has/have read and understand this document and this settlement.

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si form / mon side 20s	/	/ <u>**/29</u> .1 :
Larry Martin		ಕಾರ್'
Print Name / Releasor	Print Name Releasor	
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Susan Wartin Print Name	DATED: 3/25/20 <sub>Tim</sub>	e_7:30am
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### City Council Meeting 4/2/2020 7:00:00 PM Purchase of Five Patrol Vehicles

SubCategory:	Bid Award/Purchases
Department Name:	Police
Department Summary Recomendation:	The P.D. purchased five new patrol vehicles from Brannen Motor Company last week. These vehicles are replacement vehicles for our fleet and the older vehicles will be declared surplus. The vehicles are budgeted items and will be paid for out of federal asset forfeiture funds.  It should be noted that in August 2019, I requested to purchase five new patrol vehicles (2020 Dodge Chargers) and it was subsequently approved by the City Council. I was notified in December 2019 that Dodge would not be building the Dodge Charger police package in 2020. In December 2019, the police department opted to request bids for the Ford Explorer police package. In March 2020, the Ford Motor Company shut down the plants making the Ford Explorer police package because of COVID-19. On March 19, 2020, the P.D. found five 2020 Ford Explorers police package vehicles on the lot at Brannen Motor Company in Unadilla, Georgia and the City Manager approved the purchase on March 19, 2020. On March 23-25, 2020, Brannen Motor Company shipped the Ford Explorers to the Cartersville Police Department.  The cost of the vehicles was \$33,450.00 per vehicle for a total of \$167,250.00. The purchase of the vehicles and the equipment (Lights, siren, cage, computer, in-car camera, etc.) will not exceed \$280,000.00. This is a budgeted item (federal asset forfeiture money) and the E-Verify and E-Save documents have been submitted to the police department and are on file.
City Manager's Remarks:	This is a change to the Council's original purchase approval for the Explorers. Chief McCann was notified by the Ford Motor Company on March 19th. Due to the delay in the cars that had already been experienced, I gave him permission to locate vehicles on a lot. He was able to find the vehicles he needed for an additional \$4,260 with the same not to exceed amount of \$280,000. Your approval of this change in purchase is recommended.
Financial/Budget	This was a budgeted item to be paid from the Federal DEA

Certification:	
Legal:	
Associated Information:	



### Memorandum

**To** : Tamara Brock, City Manager

From : Chief Frank L. McCann

**Date** : March 30, 2020

**Ref**: Purchase of five patrol vehicles.

The P.D. purchased five new patrol vehicles from Brannen Motor Company last week. These vehicles are replacement vehicles for our fleet and the older vehicles will be declared surplus. The vehicles are budgeted items and will be paid for out of federal asset forfeiture funds. It should be noted that in August of 2019 I requested to purchase five new patrol vehicles (2020 Dodge Chargers) and it was subsequently approved by the City Council. I was notified in December 2019 that Dodge would not be building the Dodge Charger police package in 2020. In December 2019 the police department opted to request bids for the Ford Explorer police package. In March of 2020 the Ford Motor Company shut down the plants making the Ford Explorer police package because of COVID-19. On March 19, 2020, the P.D. found five 2020 Ford Explorers police package vehicles on the lot at Brannen Motor Company in Unadilla, Georgia and the City Manager approved the purchase on March 19, 2020. On March 23-25, 2020 Brannen Motor Company shipped the Ford Explorers to the Cartersville Police Department. The cost of the vehicles was \$33,450.00 per vehicle at a total of \$167,250.00. The purchase of the vehicles and the equipment (Lights, siren, cage, computer, in-car camera, etc.) will not exceed \$280,000.00. This is a budgeted item (federal asset forfeiture money) and the E-Verify and E-Save documents have been submitted to the police department and are on file.

### CITY OF CARTERSVILLE

### **PURCHASING DEPARTMENT**

CARTERSVILLE, GEORGIA

TO: Brennan Motor Company

MARK

**GOODS AND INVOICES** 

PUR. ORD. NO. 15541

PLEASE ENTER THE FOLLOWING ORDER:

Ship and Invoice to P.O. 1390 Cartersville, Georgia 30120

Department Police

Ship Via

Route

Terms

F.O.B.

		F.O.B.		
Account No.	Quantity	DESCRIPTION	Unit Price	Extension
10-2110-54-2201	5	2020 police package Ford Explorer	\$33,450.00	\$167,250.00
		Total  APPROVED  POLICE DEPT  CHARGE ACCOUNT(S)  100 - 2100 -  100 - 2100 -  210 - 2110 - 54 - 222 167,280  TOTAL  Approved by the Little		\$167,250.00
		Shipments must show plainly the Department.		

IMPORTANT — ORDER NUMBER MUST APPEAR ON YOUR INVOICE.
SEND ACKNOWLEDGMENT AND ALL CORRESPONDENCE TO PURCHASING DEPARTMENT.
Mail Invoices in DUPLICATE to PURCHASING DEPARTMENT.
EACH SHIPPING CONTAINER MUST SHOW DEPARTMENT NAME AND ORDER NUMBER.

CITY OF CARTERSVILLE

By

No. 15541

Item #6

City Manager

### City of Cartersville P.O. Box 1390 Cartersville, Georgia 30120

Attn: Police Department
Contact: Deputy Chief J.M. DiPrima 770,697,6228
jmdiprima@cartersvillepolice.com

### Bid Specification Sheet Request for Bid

New

Quantity: 5

Model Year: 2019 or 2020

Make: Ford Explorer Interceptor

Brannen Motor Company 1080 2<sup>nd</sup> St. Unadilla, GA. 31091

### **Vendor Information:**

The vehicle offered shall meet or exceed the requirements listed below (unless otherwise noted). Bidders are to indicate in the "Meets or Exceeds Specifications" column if bid specifications are met. All bids <u>must</u> include completed <u>SAVE</u> and <u>E-Verify</u> Documentation. Failure to provide these documents will result in the bid being rejected, items not specified may be included. If specifications listed do not meet current specifications of the vehicle, please describe the specifications of the vehicle your bid includes. The final bid will be awarded by city council action on a regularly scheduled meeting date. The lowest/best bidder will be contacted. Bids submitted after the submission due date, incomplete, or not to specification will not be accepted. The City of Cartersville reserves the right to reject any or all bids.

### **Supporting Data:**

Bidders <u>may</u> furnish catalog pages, specification sheets, or similar data to support statements made in Meets or Exceeds Specifications Column.

Ford Explorer Interceptor	Meets or Exceeds Specifications YES NO	Comments
3.3L Direct-injection V6 FFV AWD, 4DR	4	Option codes: 998 & 44U
Driver/Front passenger air bags	4	(Standard)
Power seats, windows, locks, steering	<b>V</b>	(Standard)
Navigation system/Bluetooth technology	<b>*</b>	*Bluetooth is standard; No Navigation option
Charcoal black heavy duty cloth bucket seats	<b>'</b>	(Standard)
Tilt steering	<b>V</b>	(Standard)
Heavy duty alternator	~	(Standard)
Factory A/C, Rear HVAC	~	Option code: 17A
Heavy duty braking package	<b>V</b>	(Standard)

Upgraded licavy duty battery	•		(Standard)
Driver's side spot light/LED	•	X	Option code: 51R
AM/FM Stereo radio	•		(Standard)
Factory tinted side windows	*		(Standard)
Exterior paint - White	*		Option code: YZ
Full size spare tire	•		(Standard)
Reverse sensing, backup camera	·	X	Option code: 76R
Keyless entry (4+ fobs)	~		Option code: 55F
Black steel wheels, chrome center cap	4		(Standard)
Heavy duty rubber floor mats (no carpet)	•		(Standard)
TOTAL PER UNIT COST	***************************************		\$ <del>33,57</del> 1.00
TOTAL UNITS			ж. 5
TOTAL COST Inchides delivery to Carteriyille City Garage 500 South Tennessee Street Carteriyille, GA. 30120			\$ <del>167,855.00</del>

Anticipated number of weeks until delivery (after approval): 16 - 20 weeks

*All bids are due No Later Than January 3, 2020 @ 5:00 p.m.	
*Bids will be opened on January 6, 2020 @ 9:00 a.m. at the Cartersville Police Department	
*Bids will not be awarded or selection discussed prior to approval by city council	

\$33,450.00 each DELIVERED

TOTAL FOR (5)=\$167,250.00



### City Council Meeting 4/2/2020 7:00:00 PM Fire Station #3 Change Order

SubCategory:	Change Order
Department Name:	Administration
Department Summary Recomendation:	During the construction of Fire Station #3, the city's Construction Manager At Risk, Abuck, Inc., had to make some changes to allow the construction to continue. Abuck discussed these changes with Chief Carter and myself before the work was done. Due to these changes, the overall project costs exceeded the Construction Manager's Guaranteed Maximum Price by \$23,879. Note that \$7,645 of this additional cost was due to the fence additions from the adjacent property development which the city was compensated for. I recommend approval of the \$23,879 change order for Abuck, Inc. for Fire Station #3.
City Manager's Remarks:	Your approval of the Change Order from Abuck, Inc. in the amount of \$23,879 is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



## **PATA** Document G701™ – 2017

### Change Order

PROJECT: (name and address) Cartersville Fire Station #3 1 N. Erwin St. Cartersville GA **OWNER**: (name and address)

City of Cartersville

1 N. Erwin St. PO Box 1390

Cartersville, GA 30120

CONTRACT INFORMATION:

Contract For: Fire Station #3

Date: 06/04/2018

ARCHITECT: (name and address)

Croft Architects-Engineers

3400 Blue Spring Rd. Ste 200

Kennesaw, GA 30144

CHANGE ORDER INFORMATION:

Change Order Number: 001

Date: 03/24/2020

**CONTRACTOR:** (name and address)

ABUCK, Inc.

526 Discovery Pl

Mableton

### THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Incorporate scope of work changes into the Fire Station # 3 project for costs associated with approved CCR's (9-13) and approved COR's (001-008). This Change Order also converts the Kitchen Equipment Allowance carried in the GMP to a credit for the Owner to utilize and offset a portion of the associated COR's.

3,326,978.00 The original (Guaranteed Maximum Price) was The net change by previously authorized Change Orders The (Guaranteed Maximum Price) prior to this Change Order was 3,326,978.00 The (Guaranteed Maximum Price) will be (increased) by this Change Order in the amount of 23,879.00 The new (Guaranteed Maximum Price), including this Change Order, will be 3,350,857.00 The Contract Time will be (increased) by ( 38 ) days.

The new date of Substantial Completion will be 1/7/2020

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change

Directive.		
NOT VALID UNTIL SIGNED BY THE	ARCHITECT, CONTRACTOR AND OWNE	R.
Croft Architects-Engineers	ABUCK, Inc.	City of Cartersville
ARCHITECT (Firm name)  1 FBO. Jim Cha	CONTRACTOR (Firm name)	OWNER (Firm name)
SIGNATURE	SIGNATURE	SIGNATURE
	MCP. Terry Crumbley / President PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
3/27/2020	03/24/2020	
DATE	DATE	DATE

### City Council Meeting 4/2/2020 7:00:00 PM Letter to GDOT- Re: Old Alabama Road

SubCategory:	Other
Department Name:	Administration
Department Summary Recomendation:	With the pending RFP on the Old Alabama Road widening project, the Airport Authority sees that any excess dirt from the road project can benefit the airport. This letter to GDOT shows that Bartow County and the City of Cartersville are in agreement with the Old Alabama Road coordination and benefit that any excess dirt from this project will save tax dollars at the Cartersville-Bartow County Airport. I recommend approval for the Mayor to sign the attached letter.
City Manager's Remarks:	This would allow the Airport to use any excess dirt from the Old Alabama Road Project if approved by GDOT. Your approval for the Mayor to sign the attached letter is recommended.
Financial/Budget Certification:	
Legal:	
Associated Information:	



### **BARTOW COUNTY**

### Steve Taylor, Sole Commissioner

March 25, 2020

Russell McMurray, Commissioner Georgia Department of Transportation 600 West Peachtree Street, NW Atlanta, GA 30308

RE: PI# 621410 Old Alabama coordination with expansion of Cartersville-Bartow County Airport

Dear Commissioner McMurray:

The City of Cartersville and Bartow County remain committed to working together for the benefit of the airport's expansion and are in recognition of the impacts this is having on the implementation of the Old Alabama Road widening project. We appreciate the consideration your Department has taken to accommodate our interest in maintaining our general aviation airport.

Please let us know if we can provide additional information.

Signed.

Steve Taylor

Sole Commissioner

Matthew J. Santini, Mayor City of Cartersville



### City Council Meeting 4/2/2020 7:00:00 PM January 2020 Financial Report

SubCategory:	Monthly Financial Statement
Department Name:	January 2020 Financial Report
Department Summary Recomendation:	Attached are the financial reports for January 2020.
City Manager's Remarks:	To note for January, unrestricted cash was down for the month while restricted cash saw a slight increase. Please review the attached financials before the meeting on Thursday. Tom will not be presenting the information to you all on Thursday, but will be available by phone if you have questions on the January 2020 Financials.
Financial/Budget Certification:	
Legal:	
Associated Information:	

# MONTHLY SUMMARY As of January 31, 2020

		As	As of January 31, 2	2020	
Item # 9	FY 2018-19	FY 2019-20	FY 2018-19	FY 2019-20	100.00% OF BUDGET
		January-20	January-19	January-20	(Year to Date)
GENERAL FUND excluding SPLOST, DDA &	Sch	ax Revenue & Expenditu	THE STATE OF THE S		
REVENUE		\$1,751,831	\$16,318,996	\$19,460,755	73.01%
EXPENDITURE	\$2,316,151	\$3,233,914	\$14,119,353	\$15,977,931	59.95%
Gen. Fund Net Profit (Loss)	\$397,779	(\$1,482,083)	\$2,199,643	\$3,482,824	
WATER & SEWER					
REVENUE	\$1,884,714	\$1,897,167	\$13,525,677	\$14,165,224	31.25%
EXPENDITURE	\$1,663,220	\$3,145,849	\$11,416,844	\$19,255,335	42.48%
Wtr. & Swr. Fund Net Profit (Loss)	\$221,494	(\$1,248,682)	\$2,108,833	(\$5,090,111)	
GAS					
REVENUE	\$3,666,663	\$2,700,530	\$14,731,670	\$12,944,584	44.87%
EXPENDITURES	\$3,642,576	\$1,999,855	\$18,709,762	\$11,996,841	41.59%
Gas Fund Net Profit (Loss)	\$24,087	\$700,675	(\$3,978,092)	\$947,743	
ELECTRIC					
REVENUE	\$3,869,683	\$3,784,899	\$29,453,099	\$29,448,680	62.49%
EXPENDITURES	\$3,785,472	\$3,727,520	\$27,210,708	\$26,764,758	56.79%
Electric Fund Net Profit (Loss)	\$84,211	\$57,379	\$2,242,391	\$2,683,922	
<u>STORMWATER</u>					
REVENUE	\$126,445	\$128,229	\$878,170	\$973,132	63.65%
EXPENDITURE	\$114,422	\$142,563	\$1,080,963	\$896,017	58.61%
Stormwater Fund Net Profit (Loss)	\$12,023	(\$14,334)	(\$202,793)	\$77,115	
SOLID WASTE					
REVENUE	\$251,245	\$283,066	\$1,486,018	\$1,989,779	66.82%
EXPENDITURE	\$199,360	\$261,068	\$1,589,058	\$1,852,548	62.21%
Solid Waste Fund Net Profit (Loss)	\$51,885	\$21,998	(\$103,040)	\$137,231	
FIBER OPTICS					
REVENUE	\$204,738	\$192,262	\$1,310,654	\$1,374,981	61.99%
EXPENDITURE	\$244,064	\$162,974	\$1,417,355	\$1,047,227	47.21%
Fiber Fund Net Profit (Loss)	(\$39,326)	\$29,288	(\$106,701)	\$327,754	

				% of Monthly Totals to
	Description	1/31/2020	FY 2020 Budget	Budget
General Fund	Total Revenues	\$19,460,755	\$26,653,300	73.01%
	GO Bond Proceeds from School	\$0	\$0	#DIV/0!
	Property Taxes-City Portion Only	\$3,727,930	\$3,684,815	101.17%
	Local Option Sales Tax (LOST)	\$2,568,176	\$4,493,260	57.16%
	Other Taxes	\$5,481,489	\$9,106,915	60.19%
	Building Permit & Inspection Fees	\$249,773	\$350,000	71.36%
	Fines and Forfeitures	\$166,952	\$541,845	30.81%
	Operating Transfers In-City Utilities	\$1,751,304	\$3,010,955	58.16%
	Other Revenues	\$5,515,131	\$5,465,510	100.91%
	Total Expenditures	\$15,977,931	\$26,653,300	59.95%
	Personnel Expenses	\$11,138,016	\$18,094,310	61.56%
	Operating Expenses	\$4,340,366	\$7,824,290	55.47%
	Capital Expenses	\$157,774	\$279,000	56.55%
	GO Bond Proceeds from School		\$0	#DIV/0!
	Debt Pymt - JDA/CBA		\$0	#DIV/0!
	Library Appropriations	\$341,775	\$455,700	75.00%
Water & Sewer Fund	Total Revenues	\$14,165,224	\$45,330,345	31.25%
	Water Sales	\$8,299,280	\$11,825,000	70.18%
	Sewer Sales	\$4,463,909	\$6,480,000	68.89%
	Bond Proceeds		\$25,600,000	0.00%
	Use of Reserves		\$844,845	0.00%
	Prior Year Capacity Fees		\$0	#DIV/0!
	Other Revenues	\$1,402,035	\$580,500	241.52%
	Total Expenditures	\$19,255,335	\$45,330,345	42.48%
	Personnel Expenses	\$2,338,574		56.43%
	Operating Expenses	\$2,117,518		45.84%
	Capital Expenses	\$11,188,847		36.25%
	Transfer To General Fund	\$1,249,938		60.16%
	Debt Payments	\$2,360,458	\$3,619,465	65.22%
Gas Fund	Total Revenues	\$12,944,584		44.87%
	Gas Sales	\$11,487,462		49.57%
	Gas Commodity Charge	\$853,946		42.32%
	Bond Proceeds	\$0		#DIV/0!
	Proceeds from Capital Leases	\$92,285	\$0	#DIV/0!
	Other Revenues	\$510,891	\$976,810	52.30%
	Use of Reserves	\$0		0.00%
	Use of Borrowed Funds	\$0	\$0	#DIV/0!
	Total Expenses	\$11,996,841	\$28,847,030	41.59%
	Personnel Expenses	\$1,345,556		59.40%
	Operating Expenses	\$780,533		44.67%
	Purchase of Natural Gas	\$7,371,190		43.64%
	Transfer to General Fund	\$1,791,314		58.33%
	Debt Service	\$388,255		49.88%
	Capital Expenses	\$319,993	\$4,092,685	7.82%

Electric Fund	Description Total Revenues Electric Sales Other Revenues	<b>1/31/2020</b> <b>\$29,448,680</b> \$28,539,699 \$908,981	FY 2020 Budget \$47,128,390 \$45,760,995 \$1,367,395	% of Monthly Totals to Budget 62.49% 62.37% 66.48%	
	Total Expenses	\$26,764,758	\$47,128,390	56.79%	
	Personnel Expenses	\$1,530,052	\$2,557,110	59.84%	
	Operating Expenses	\$868,364	\$1,629,795	53.28%	
	Purchase of Electriity	\$22,478,160	\$38,970,235	57.68%	
	Capital Expenses	\$324,474	\$1,265,410	25.64%	
	Transfer to General Fund	\$1,563,708	\$2,705,840	57.79%	
	Transier to General Fund	Ψ1,300,100	Ψ2,100,040	37.7976	
Stormwater Fund	Total Revenues	\$973,132	\$1,528,800	63.65%	
	Stormwater Revenues	\$879,304	\$1,482,800	59.30%	
4"	Mitigation Grant Revenue	\$0	\$0	#DIV/0!	(
*	Other Revenues	\$19,264	\$10,000	192.64%	
	Proceeds from Capital Leases	\$74,564	\$36,000	207.12%	
	Use of Reserves	\$0	\$0	#DIV/0!	
	Stormwater Improvement Funds	\$0	\$0	#DIV/0!	
	Total Evnances	¢006.046	\$1,528,800	E0 C40/	
	Total Expenses	\$896,016	\$1,52 <b>6,600</b> \$794,345	58.61%	
	Personnel Expenses	\$461,843	· · ·	58.14% 59.75%	
	Operating Expenses Capital Expenses	\$369,796	\$618,920		
	Capital Expenses	\$64,377	\$115,535	55.72%	
Solid Waste Fund	Total Revenues	\$1,989,779	\$2,978,000	66.82%	
	Refuse Collections Revenues	\$1,656,963	\$2,774,000	59.73%	
	Other Revenues	\$145,795	\$49,000	297.54%	
	Proceeds From Capital Leases	\$187,021	\$155,000	120.66%	
	Total Expenses	\$1,852,549	\$2,978,000	62.21%	
	Personnel Expenses	\$797,200	\$1,298,360	61.40%	
	Operating Expenses	\$907,198	\$1,524,640	59.50%	
	Capital Expenses	\$148,151	\$155,000	95.58%	
Fiber Optics Fund	Total Revenues	\$1,374,981	\$2,218,200	61.99%	
riber optics runu	Fiber Optics Revenues	\$1,202,847	\$2,004,000	60.02%	
	GIS Revenues	\$65,575	\$113,200	57.93%	
	Proceeds from Capital Leases	\$26,268	\$113,200	#DIV/0!	
	Other Revenues	\$80,291	\$101,000	79.50%	
	Other Revenues	φου,291	\$101,000	79.50%	
	Total Expenses	\$1,047,227	\$2,218,200	47.21%	
	Personnel Expenses	\$408,060	\$714,740	57.09%	
	Operating Expenses	\$553,456	\$884,140	62.60%	
	MEAG Telecom Statewide Pymt	\$0	\$0	0.00%	
	Debt Payment	\$4,779	\$15,305	0.00%	
	Capital Expenses	\$80,932	\$604,015	13.40%	

Total Unrestricted Cash Balance Total Restricted Cash Balance	Cash Position	Cash Position  Total Unrestricted Cash Balance  Total Restricted Cash Balance
		6/30/19 7/31/19 8/31/19 9/30/19 \$40,251,710.03 \$38,456,775.96 \$38,418,828.41 \$36,834,019.31 \$181,915,991.66 \$182,603,781.75 \$182,259,321.76 \$183,491,168.79
\$36,616,221.50 \$186,017,679.78	1/31/20	7/31/19 \$38,456,775.96 \$182,603,781.75
	2/28/20	8/31/19 \$38,418,828.41 \$182,259,321.76
	3/31/20	9/30/19 \$36,834,019.31 \$183,491,168.79
	4/30/20	10/31/19 \$35,720,053.48 \$184,019,838.49
	5/31/20	11/30/19 12/31/19 \$36,316,216.85 \$38,579,091.94 \$185,424,490.82 \$185,911,548.24
	6/30/20	12/31/19 \$38,579,091.94 \$185,911,548.24

Highlights for the Month of January 2020: Unrestricted cash decreased due to decreases in the General, Grant, Water, Electric, Stormwater, and Garage funds, and were offset by increases in the Gas, Solid Waste, and Fiber funds.

Restricted cash increased due to decreased cash in the Go Parks & Rec Bond, SPLOST 2003, Hotel Motel, Federal DEA, and Pension funds, and was offset with increases in the Motor Vehicle, Debt Service, and SPLOST 2014 Funds.