

**City of Adairsville
Regular Council Meeting
Adairsville Rail Depot/Council Chambers
107 Public Square
Thursday, January 8, 2015 7:00 p.m.**

MINUTES

PRESENT: Mayor Kenneth "KC" Carson
Councilmember Jerry "Alan" Towe
Councilmember Erwin T. Holcomb
Councilmember Alton "Buddy" Bagley
Councilmember Lee Castro

ALSO: Pam Madison, City Manager; Nicole Scoggins, City Clerk; Arnold Gillman, Police Chief

1. Mayor Carson called the meeting to order and welcomed everyone in attendance.
 - A. Councilmember Castro gave the invocation
2. Mayor Towe led the group in the Pledge of Allegiance to the United States Flag.
3. Councilmember Bagley made motion to approve the December 11, 2014 Council Meeting; December 19, 2014 Special Called Meeting. Councilmember Holcomb seconded motion.

Post 1, Towe – Yes	Post 2, Holcomb – Second, Yes
Post 3, Castro – Yes	Post 4, Bagley – Motion, Yes
Motion passes 5-0	

Agenda Item # 1: Councilmember Bagley made

1st Reading:

MOTION TO APPROVE amendments to Chapter 6 of the City's Code of Ordinances relating to the Alcoholic Beverages.

There are a few modifications to the Ordinance that need to be amended that were inadvertently omitted from the re-write or that will offer better clarification.

1. Add Section 6-2 (e) The Alcoholic Beverages Fees, Fines and Charges Resolution will be kept on file in the Office of the City Clerk.

2. Section 6-53 insert package outlet before pouring outlet.
3. Section 6-53 amend sections (3) and (4) to change 10:00 a.m. to 6:00 a.m., insert “otherwise” between as provided, ,and delete “in subsection (9) herein as there is no (9).
4. Section 6-53 (6) add “licensed” before sidewalk
5. Section 6-53 add section (8) It is unlawful for any licensed establishment to sell, pour or serve alcohol on Thanksgiving Day or Christmas Day.
6. Section 6-56 (d) add “licensed” before sidewalk

The change included in amendment 3 is based upon the licensed establishment’s review of the new ordinance that was delivered. The previous ordinance language was ambiguous and they have apparently been selling as of 6:00 a.m. This is a Council policy decision in terms of the time change.

Staff recommends approval of this item.

Councilmember Holcomb seconded motion.

Post 1, Towe – Yes

Post 2, Holcomb – Second, Yes

Post 3, Castro – Yes

Post 4, Bagley – Motion, Yes

Motion passes 5-0

Agenda Item # 2: Councilmember Towe **MOTION TO APPROVE Amended** Resolution #15-0001 establishing the fees, fines and penalties associated with the Alcoholic Beverages Ordinance, Chapter 6 of the City’s Code of Ordinances.

The attached resolution includes the fees, fines and penalties as previously established by the Council. The additions include the special events permit fee and deposit associated with the addition of this permit.

Staff recommends approval of this item.

Councilmember Holcomb seconded motion.

Post 1, Towe – Motion, Yes

Post 2, Holcomb – Second, Yes

Post 3, Castro – Yes

Post 4, Bagley – Yes

Motion passes 5-0

Agenda Item # 3: Councilmember Bagley **MOTION TO APPROVE** Resolution #15-0002 establishing a Special Events Permit pursuant to the Alcoholic Beverages Ordinance, Chapter 6 of the City’s Code of Ordinances.

The attached resolution establishes the use of a Special Events Permit at certain locations throughout the City and allows the sale of beer and wine at such permitted events.

An application has been developed and is attached for your information.

Staff recommends approval of this item.

Councilmember Castro seconded motion.

Post 1, Towe – Yes

Post 2, Holcomb – Yes

Post 3, Castro – Second, Yes

Post 4, Bagley – Motion, Yes

Motion passes 5-0

Agenda Item # 4: Councilmember Towe **MOTION TO APPROVE** the City's membership in the Georgia Pipeline Emergency Response Initiative (GPRI).

This is a joint effort of the Georgia Fire Chief's Association, the Georgia Municipal Association and the Georgia Pipeline Operators and Emergency Responders Coalition. The creation of GPRI was funded through the Georgia PSC and the majority of gas utilities around the state are becoming members.

The Agreement was sent to the City Attorney for review and approval.

This is a three year membership commitment and the City's dues are estimated to be \$600.00 annually.

Staff recommends approval of this item.

Funding for this item is included in the 2015 Adopted Budget in the Gas Fund.

Councilmember Holcomb seconded motion.

Post 1, Towe – Motion, Yes

Post 2, Holcomb – Second, Yes

Post 3, Castro – Yes

Post 4, Bagley – Yes

Motion passes 5-0

Agenda Item # 5: Councilmember Towe

A. MOTION TO AUTHORIZE the City Manager to extend the existing Agreement with the Strikers Baseball Organization for an additional year at the same rate of compensation.

B. MOTION TO AUTHORIZE the City Manager to work with the Striker's Baseball Organization on an updated Agreement to be considered by the Council in 2015.

The Agreement with the Striker's expired on December 15, 2014. With the pending litigation and other issues, the extension did not make the December Council Agenda.

This item allows for a one year extension while staff works with the Striker's organization on an updated agreement that better reflects the needs of both organizations.

Staff recommends approval of this item.

Councilmember Holcomb seconded motion.

Post 1, Towe – Motion, Yes

Post 2, Holcomb – Second, Yes

Post 3, Castro – Yes

Post 4, Bagley – Yes

Motion passes 5-0

Agenda Item # 6: Councilmember Holcomb **MOTION TO APPROVE** the appointment of Brandon Bowen of Jenkins and Bowen to serve as the City's Solicitor for the Adairsville Municipal Court.

The City does not currently have a solicitor and as a result the police officers serve as prosecutors for municipal court. This item is consistent with the City's Charter and Mr. Bowen has proposed a flat rate of \$550.00 per month. As Solicitor there is prep for court and only the officers that have a case where a trial has been requested will be required to appear.

The Chief has advised that we currently spend approximately \$800.00 per month on overtime. While there will still be some expense related to a part-time officer transporting those from jail to appear in court, this action should reduce the overall expense.

Staff will evaluate the effectiveness of this approach over the next 3-6 months and make recommendations if necessary.

The City Attorney has reviewed the proposal and supports with a 3-6 month evaluation.

Staff recommends approval of this item.

Funding for this item is included in the 2015 Adopted Budget in the Municipal Court Fund.

Councilmember Castro seconded motion.

Post 1, Towe – Yes

Post 3, Castro – Second, Yes

Motion passes 5-0

Post 2, Holcomb – Motion, Yes

Post 4, Bagley – Yes

Agenda Item # 7: Councilmember Towe

- A. MOTION TO APPROVE** William Rolland Evans for appointment to the Adairsville Zoning Board of Appeals for a two year term as nominated by Councilmember Alan Towe.
- B. MOTION TO APPROVE** Jenny Smith for appointment to the Downtown Development Authority to a four year term as nominated by Councilmember Lee Castro.
- C. MOTION TO APPROVE** George Hayes for Appointment to the Planning Commission for a one year term as nominated by Councilmember Alan Towe.

Mr. Evans submitted his application and meets the qualifications of the position. Councilmember Alan Towe nominates him to the Adairsville Zoning Board of Appeals for a two year term. This position is currently vacant.

Ms. Smith submitted her application and meets the qualifications of the position. Councilmember Castro nominates her to the Downtown Development Authority for a four year term. This position is currently vacant.

Mr. Hayes submitted his application and meets the qualifications of the position. Councilmember Towe nominates him to the Planning Commission for a one year term. This position is currently vacant.

Staff recommends approval of this item.

Councilmember Castro seconded motion.

Post 1, Towe – Motion, Yes

Post 3, Castro – Second, Yes

Motion passes 5-0

Post 2, Holcomb – Yes

Post 4, Bagley – Yes

Agenda Item # 8: Councilmember Towe **MOTION TO APPROVE** extension of the Agreement with Keck and Wood, Inc. for engineering services related to the SR 140 Widening and Reconstruction Project.

GDOT has split the SR 140 project into two phases. This requires additional engineering on behalf of the City's utilities. Keck and Wood has been working closely with GDOT on this project. While the cost of the utility relocation is being covered by utility aid from GDOT, the engineering services related to the relocation of the City's utility lines is the responsibility of the City.

This extension is necessary to complete the project.

Staff recommends approval of this item.

Funding for this item is in the 2015 Adopted Budget in the Gas and Water Funds.

Councilmember Holcomb seconded motion.

Post 1, Towe – Motion, Yes

Post 2, Holcomb – Second, Yes

Post 3, Castro – Yes

Post 4, Bagley – Yes

Motion passes 5-0

Agenda Item # 9: Councilmember Castro **MOTION TO ACCEPT** donation of \$350.00 from the Cartersville Bartow County CVB to the Beautification Committee.

The Beautification Committee assisted the CVB with the decoration of their Christmas tree at the Clarence Brown Center and as a token of their appreciation they have donated \$350.00 to the Beautification Committee for their work in the City.

Staff recommends approval of this item.

Councilmember Bagley seconded motion.

Post 1, Towe – Yes

Post 2, Holcomb – Yes

Post 3, Castro – Motion, Yes

Post 4, Bagley – Second, Yes

Motion passes 5-0

Agenda Item # 10: Councilmember Bagley **MOTION TO APPROVE** Resolution # 15-0003 to set and publish the qualifying fees for the November 3, 2015 election.

The attached resolution includes the qualifying fee for Mayor, Council Post # 1 and Council Post # 2 for the upcoming November 2015 election.

According to official code of Georgia annotated section 12-2-131 (1) (A), notice shall be published in a general election, regarding a qualifying fee for each municipal office. If salaried office, such fee shall be 3% of the total gross salary, if not a salaried office, such fee shall not exceed the amount of \$35.00.

The qualifying fees for City Council will be \$78.00. The qualifying fee for Mayor will be \$156.00.

Staff recommends approval of this item.

Councilmember Towe seconded motion.

Post 1, Towe – Second, Yes

Post 3, Castro – Yes

Motion passes 5-0

Post 2, Holcomb – Yes

Post 4, Bagley – Motion, Yes

Citizens wishing to speak:

n/a

Adjournment: 7:15 p.m.

Councilmember Bagley made motion to adjourn; Councilmember Towe seconded motion.

Post 1, Towe – Second, Yes

Post 3, Castro – Yes

Motion passes 5-0

Post 2, Holcomb – Yes

Post 4, Bagley – Motion, Yes

MINUTES ADOPTED:

DATE OF: **02-12-2015**

Kenneth J. Carson, Mayor

Nicole Scoggins, City Clerk