



CITY OF SUMMERVILLE REGULAR COUNCIL MEETING AUGUST 8, 2016 6 PM

CALLED TO ORDER: Mayor Harvey called the meeting to order.

ROLL CALL: Mayor Harry Harvey gave roll call. Council Members David Ford, Earl H. Parris, Mayor Pro Tem Lloyd "Buddy" Windle, Joe Money, Jr. and Zachary Martin were present. Also present was Interim City Manager Tony Carroll and City Attorney Albert Palmour.

INVOCATION: Mayor Harry Harvey gave the invocation.

PLEDGE OF ALLEGIANCE: Council Member Earl H. Parris led the pledge of allegiance.

AGENDA: Mayor Harvey asked if anyone has any changes to the agenda for consideration. Mayor Harvey stated that he would like two items added to the meeting agenda. Mayor Harvey stated that two alcohol vendor license permits for upcoming events have been requested. Mayor Harvey stated that one request for an alcohol vendor permit is for the upcoming BRAG event and one is requested for the September 10th Main Street Concert event by Los Maguey. There were no further additions or changes requested by Council. Council Member David Ford made a motion to approve the meeting agenda with the addition of the two requests for alcohol permits described by Mayor Harvey. The motion was seconded by Council Member Zachary Martin and carried unanimously.

WELCOME: Mayor Harvey welcomed everyone to the August Regular Council Meeting. Mayor Harvey asked that visitors state their name, address, and reason for attending the meeting. Mayor Harvey stated that an opportunity to address Council is now available. Mayor Harvey stated further than an opportunity to address Council would also be available at the end of the meeting. Kenny Fuquea of Santek addressed Council stating that he would like to bid on the city's sanitation services when it is time for the contract to renew. Mayor Harvey asked that Mr. Fuquea speak with the Interim City Manager to get the necessary information concerning the request.

ANNOUNCEMENTS: Mayor Harvey stated that there are a lot of events going on this month and more to come in the near future. Mayor Harvey stated that Susan Locklear will provide information on upcoming events during her report. Mayor Harvey stated that Council Meetings are held the second Monday of each month noting that the public is encouraged to attend.

MAIN STREET: Mayor Harvey asked that Susan Locklear present her report to Council. Susan reviewed the events, training, and planning sessions she was involved with during the month of July. Susan also reported upcoming August and September events. A copy of Susan's July report is attached and becomes part of these minutes.

CODE ENFORCEMENT: Mayor Harvey stated that Joey Norton is not present and requested that Interim City Manager Tony Carroll provide the information associated with Code Enforcement. Tony reported that Joey has three sign permits for Council's consideration which will be presented later in the meeting.

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WATER TREATMENT PLANT: Mayor Harvey requested that Janice Galloway present her report for the Water Treatment Plant. Janice reviewed all work done at the Raccoon Creek Plant, Lowe Spring Plant, the distribution system and lab activities for the month of July. Janice announced that Jason Greene passed his class 3 state operator exam with a high passing score. Council Member Earl H. Parris questioned how much water was pumped last month. Janice replied that she would have to look at last month's report to provide an exact number. Interim City Manager Carroll stated that the volume is up this month due to Lyerly getting water from Summerville due to drought conditions. A copy of Janice's report is attached and becomes part of these minutes.

WASTEWATER TREATMENT PLANT: Mayor Harvey requested that Chris Tuggle review the report he submitted to Council for his department's activity for July. Chris went over his departmental report listing all activities accomplished during the last month. Chris also explained that the number of loads received from septic haulers has greatly diminished because Trion now allows dumping at no charge. A copy of Chris' report is attached and becomes part of these minutes.

PUBLIC WORKS/UTILITIES: Mayor Harvey requested that Terry Tinney review his report for public works and utilities. Terry Tinney reported the activities for the street, water/sewer, and gas departments for the month of July. Terry also provided general status reports on various projects associated with the departments he supervises. A copy of Terry's report is attached and becomes part of these minutes. Council Member Earl H. Parris asked if Terry is making sure that all the valve boxes are raised. Terry responded that he will have to go back for that because there isn't sufficient staff to do that (raise valve boxes) right now.

RECREATION DEPARTMENT: Mayor Harvey requested that Kris Willis review the Recreation Department activities for the month of July. Kris reported on the current signup for the upcoming football, cheerleading, and soccer season. Kris also reported that the first Back to School Bash was a success even though the turn-out was not as large as expected. Kris reported that Summerville will host the North Georgia Youth Football League Jamboree which is a pre-season event. Kris stated that this is the first time Summerville has hosted this event. Council Member Earl H. Parris asked how Summerville was selected. Kris explained that they were waiting on the high school construction to be completed before hosting the event. Kris stated that it was Summerville's turn to host. Kris explained that there will be more than 20 teams participating in the event.

POLICE DEPARTMENT: Mayor Harvey requested that Captain Tucker provide the Police Department report. Captain Harold Tucker reviewed all activities and funds received for the Summerville Police Department, Municipal Probation, and State Probation. Copies of the associated reports are attached and become part of these minutes.

Captain Tucker stated that he wanted to give special thanks to the Worlds Church of the Living God located on Seventh Street. Captain Tucker stated that the Summerville Police Department received a personal invitation to join the congregation for a prayer service dedicated to law enforcement. Captain Tucker stated that several members of law enforcement attended the service lead by Pastor Moses Whitfield. Captain Tucker expressed gratitude for the congregation's warm reception and prayers.

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POLICE DEPARTMENT CONTINUED: Council Member Earl H. Parris stated that the number of calls for the Police Department is up then asked Captain Tucker what is the average number of calls per month. Captain Tucker stated that he couldn't tell him that number without pulling the past twelve months reports and doing the math. Captain Tucker stated that he can tell Council that last month the Summerville Police Department had around 700 calls verses this month's calls of 956.

FIRE DEPARTMENT: Mayor Harvey requested that Chief Robbie Lathem review the Fire Department report. Chief Lathem reported the number and category of all calls handled by the Summerville Fire Department as well as the average response time. A copy of the July Fire Department report is attached and becomes part of these minutes.

CITY MANAGER: Mayor Harvey requested that Interim City Manager Tony Carroll give his report to Council. Tony stated that Council has the financial report for the month of July noting that revenue was in excess of expenses with the city in the black. Tony also reviewed highlights of the financial report covering the bank balance, restricted cash balance, and the outstanding reimbursements balance. A copy of the financial report is attached and becomes part of these minutes.

Interim City Manager Carroll reported that Council Member Joe Money, Council Member David Ford, and Terry Tinney joined him to meet with splash pad developers. Interim City Manager Carroll reported that what was listed at \$157,000 in 2007 is now \$221,000 noting that the price continues to go up for the project.

MINUTES: Mayor Harvey asked if there are any changes or corrections requested to the minutes of the previous meeting. With no changes or corrections needed, Council Member Joe Money, Jr. made a motion to accept the minutes as prepared and presented. The motion was seconded by Council Member David Ford and carried unanimously.

PROPERTY AND CASUALTY INSURANCE: Mayor Harvey stated that everyone has received the GIRMA coverage comparison for Fire Department property and casualty insurance coverage. Mayor Harvey asked that Interim City Manager Tony Carroll give information on the document. Tony explained that second page of the document shows both policies; VIFS and GIRMA. Tony explained that the VIFS policy is \$10,522 annually verses GIRMA's policy which is around \$3,000 per year. Council Member Earl H. Parris stated that he thinks the city should maintain what it has stating that there are some differences. Council Member Parris stated that he sees the depreciation of fire trucks as associated with replacement value an issue as well as reimbursement for volunteer firefighters is \$1,000. Council Member Parris stated further that he doesn't think the two policies are apples to apples. Mayor Harvey stated that he recommends going with the GMA GIRMA policy for the same reasons that were stated. Mayor Harvey stated that the city replaces vehicles on a regular basis and volunteers are covered on their own insurance. Mayor Harvey asked what other Council Members think. Mayor Pro Tem Lloyd "Buddy" Windle asked Fire Chief Robbie Lathem what he thinks. Fire Chief Lathem stated that he has not reviewed the policy so he had no opinion. Council Member Earl H. Parris stated again that the volunteer firefighters are not covered. Mayor Harvey stated that if volunteer firefighters are acting within the scope of their job they are covered.

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PROPERTY AND CASUALTY INSURANCE COVERAGE CONTINUED:

Council Member Joe Money, Jr. made a motion to approve obtaining property and casualty insurance coverage for the fire department through GMA. The motion was seconded by Council Member Lloyd "Buddy" Windle. The motion passed with Council Members Windle, Money, and Martin voting in favor of the vote. Council Member Earl H. Parris voted in opposition of the motion. Council Member David Ford stated that the VFIS insurance representative is a relative so he will abstain from voting on the motion.

LMIG – 2017: Mayor Harvey stated that the next item for discussion is to authorize the Mayor to sign an agreement for the 2017 LMIG paving project. Mayor Harvey requested Interim City Manager Tony Carroll to provide information concerning this item. Tony stated that Council has a listing of the Georgia DOT LMIG project list for 2017. Tony explained further that the total project is \$77,787.03 with the city required to match 30% of the project cost. Tony stated that the actual dollar value of the match will be \$18,262.15. Tony read the streets listed for this project. Council Member David Ford made a motion to authorize Mayor Harvey to sign the 2017 LMIG paving project agreement. The motion was seconded by Council Member Zachary Martin and carried unanimously.

BOARD OF DIRECTORS FOR THE TREE ORDINANCE: Mayor Harvey asked that City Attorney Albert Palmour speak about the Tree Ordinance and establishing a Board of Directors in association to that ordinance. Attorney Palmour stated that the city currently has a tree protection ordinance. Attorney Palmour explained that currently the City Manager selects an arborist for the city. Attorney Palmour stated that to be a Tree City a Board of Directors needs to be established. Attorney Palmour explained that the board would consist of seven people appointed by the Mayor and Council. Interim City Manager Carroll stated that meeting the criteria to become a Tree City would provide an opportunity to become eligible for more grant funds. Council Member David Ford made a motion to establish a seven-person Board of Directors to be added to the city's current Tree Ordinance. The motion was seconded by Council Member Joe Money, Jr. and carried unanimously.

MAIN STREET BOARD APPOINTED AS DOWNTOWN DEVELOPMENT AUTHORITY BOARD:

Mayor Harvey stated that the next item for discussion is having the Main Street Board of Directors appointed as the Downtown Development Authority. Mayor Harvey requested Susan Locklear provide information on this item. Susan explained that the Main Street Board works under the Downtown Development Authority. Susan explained that having the Main Street Board serve as the Downtown Development Authority offers opportunities for the city to be eligible for grants such as façade grants. Susan explained that the seven-member board would serve staggered four year terms. Susan explained further that the board would need to have Downtown Development Authority training for certification. Susan stated that Summerville could be a host city for the required training and offer the opportunity for surrounding areas to participate. Mayor Pro Tem Lloyd "Buddy" Windle asked if the people that serve on the board have to live in the city. Susan stated that it isn't a requirement but Council would want board members to have a direct interest in the objectives. City Attorney Albert Palmour stated that the Mayor and Council set the Main Street Board Member qualifications.

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MAIN STREET BOARD APPOINTED AS DOWNTOWN DEVELOPMENT AUTHORITY BOARD: Mayor Harvey stated that Council is being asked to approve the board and approve the associated training then bring the names for the board to the next meeting. Council Member Earl H. Parris made a motion to establish the Main Street Board of Directors that will serve as the Downtown Development Authority and will consist of seven people with staggered four year terms. The motion was seconded by Council Member David Ford and carried unanimously.

FAIRWAY RECREATION CENTER: Mayor Harvey stated that he hoped that there would be more information available concerning the Fairway Recreation Center re-development. Mayor Harvey asked Interim City Manager Tony Carroll to provide information on this item. Tony explained that currently they are waiting on the topography for the project. Tony stated that he expects the design to be ready for bid in a couple of weeks. Mayor Harvey asked if there are any questions. Mayor Harvey stated that he would like to see this project going as soon as possible. Council Member Earl H. Parris asked how long the project would take. Tony responded that it could take anywhere from three to six months depending on the weather. Tony stated that he hopes the project would be done in time to use the facility for some of the Christmas activities. Tony stated that there has been discussion about tearing down the old change house. Mayor Harvey asked if there are still a lot of records stored in that building. Captain Harold Tucker stated that the Police Department has quite a few records stored in that building that have to be maintained. City Attorney Albert Palmour stated that the city may want to consider scanning the documents and storing what is needed in a digital format. Mayor Harvey stated that if that is done a company would be needed to come in and handle that process. Mayor Harvey stated that having the records digitized would most likely be an expensive process. Mayor Harvey stated that options would need to be investigated. Interim City Manager Tony Carroll stated that once the specs are set for the Fairway center a Special Called Meeting could be held to set the item for bid.

WASTEWATER TREATMENT PLANT BI-ANNUAL UV PARTS PURCHASE: Mayor Harvey stated that the Wastewater Treatment Plant is asking for authorization to purchase replacement parts for the U.V. system with the funds to pay for the \$20,839.00 purchase coming from S.P.L.O.S.T. Mayor Harvey asked that Chris Tuggle provide information on this item. Chris explained that the parts in the U. V. system need to be replaced once every two years as routine maintenance. Chris explained further that the cost of the replacement parts is in the budget. Council Member Earl H. Parris asked how much S.P.L.O.S.T. funds are in the budget. Tony responded that there is around \$328,000 S.P.L.O.S.T. funds in the budget. Council Member Parris asked if the funds are ear marked for specific things. Tony responded that the S.P.L.O.S.T. funds are assigned to specific items. Council Member David Ford made a motion to approve the purchase of replacement parts for the Wastewater Treatment Plant U.V. system at a cost of \$20,839.00. The motion was seconded by Council Member Joe Money, Jr. and carried unanimously.

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OLD GARAGE ON HENRY STREET: Mayor Harvey stated that the next item for discussion is tearing down the old garage on Henry Street and replacing it with a 40' x 50' metal building to be used for records storage and equipment maintenance with the project cost not to exceed \$32,000. Interim City Manager Tony Carroll explained that the project would allow all the records from Fairway to be moved. Tony also stated that if Council approves the item it will be set for bid. Tony stated that the project is not a budgeted item. Council Member Earl H. Parris asked if the metal building could be constructed at another location. Council Member Parris asked if there is room for the building at the sewer plant. Interim City Manager Carroll responded that the land at the sewer plant needs to be retained for expansion. Mayor Harvey asked if there are any more questions or concerns. Council Member Joe Money, Jr. made a motion to make the purchase of the 40' x 50' metal building not to exceed \$32,000. There was no second to the original motion so the motion died. Mayor Harvey asked if Council wants to consider other options. Council Member Zachary Martin stated that a list of city properties would help in making a decision. Council Member David Ford made a motion to table any action to the old garage on Henry Street. Council Member Earl H. Parris seconded the motion. The motion passed with Council Members Ford, Windle, Parris, and Martin voting in favor of the motion. Council Member Joe Money, Jr. voted in opposition to the motion.

GAS DEPARTMENT OFFICE BUILDING – CORNER OF GEORGIA AND UNION AVENUE: Mayor Harvey asked Interim City Manager Tony Carroll to provide information concerning maintenance of the Gas Department office building. Interim City Manager Carroll responded that there were two bidders for the project. Tony stated that one was a no bid and the second one was for \$22,000 from Grantoak. Council Member Earl H. Parris stated that he thinks the building needs to be torn down and be rebuilt. Council Member Parris also stated that he thinks the item needs to be tabled until all Council Members visit the building to witness the structure's condition. Mayor Harvey stated that it would be best to table this item and take no action at this time.

SIGN REQUEST – STRANDS & TANS: Mayor Harvey stated that Joey Norton is not present for the meeting so he will ask Interim City Manager Tony Carroll to provide information on the item. Tony explained that Joey stated that this sign request meets sign ordinance requirements and recommends approval of the request. Council Member David Ford made a motion to approve the sign application for Strands & Tans as submitted. The motion was seconded by Council Member Joe Money, Jr. and carried unanimously.

SIGN REQUEST – THE FURNITURE SHOP: Mayor Harvey stated that the second sign request is for The Furniture Shop. Interim City Manager Tony Carroll stated that this sign request is within sign ordinance specifications and is recommended for Council approval. Council Member Earl H. Parris asked if all signs have to be flat against the building. Tony answered that signs do not have to be flat against the building. Tony explained further that if a sign is displayed in a manner allowing for two sides of a sign to be visible then the dimension of each side of that sign are added together for the total square footage. Tony explained that the size of the sign is larger if designed for a one sided display. City Attorney Albert Palmour stated that it would be up to Council to decide if a variance would be allowed if a two sided sign exceeded the sign ordinance regulations. Council Member David Ford made a motion to approve the sign application for The Furniture Shop. The motion was seconded by Council Member Joe Money, Jr. and carried unanimously.

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SIGN REQUEST – ROBERT’S AUTO DETAIL: Mayor Harvey asked that Interim City Manager Tony Carroll provide information concerning the sign application for 35 East First Street for Robert’s Auto Detail. Interim City Manager Tony Carroll explained that the sign ordinance regulations allow a 36 square foot sign for this location. Tony explained that the application is for a 40 square foot sign. Tony stated further that it is Joey’s recommendation that the request be denied because it is over regulation size. Council Member Joe Money, Jr. made a motion to deny the 40 square foot sign request for Robert’s Auto Detail at 35 East First Street. The motion was seconded by Council Member David Ford and carried unanimously. Mayor Harvey stated that Council will take another look at a sign request for this location if it is submitted meeting the sign ordinance size regulations.

TWO MOBILE HOMES FOR 90 CHEROKEE STREET: Mayor Harvey asked Interim City Manager Tony Carroll to provide information on the request to place two mobile homes at 90 Cherokee Street.

Tony read Joey Norton’s written statement to Council which is; “This is a mobile home park located within the city limits of Summerville. It has been in a dilapidated state for several years and has been an issue for building inspection for sometime. Attempts have been made to clean it up but the property has been in many hands and unable to get any one person in court to get an order to clean up. There have been problems with people living in the empty homes without power and water and they were made to vacate the property under threat of prosecution.

Several months ago building inspections was contacted by a Miss Cooper from a Remax real estate company about someone wanting to purchase the property. At the time they were advised that the property could continue as a mobile home park. Since that time the city put a moratorium on mobile homes and the new owner is ready to install three homes in the park. One of these would be used as a caretaker to over see the clean up of the property. Cleaning of the property has already begun and is an improvement over what it has been for years now. I recommend we allow the continued placement of mobile homes on this property. This property can be a viable living area for persons in the city and clean up a large eye sore at the same time. The owner is aware of the codes and what will be required by the city ordinances to continue to place homes on this property.”

Council Member Earl H. Parris asked how many mobile homes does this involve. Interim City Manager Carroll responded that it would involve at least 10 mobile homes. Tony explained further that the new owner has taken two out and brought one in. Council Member Earl H. Parris stated that he thinks the new owner should be forced to comply with city ordinances. City Attorney Albert Palmour stated that the new owner needs to bring what’s there into compliance before any more (mobile homes) come in. Attorney Palmour stated that Council voted on a mobile home moratorium which would need to be withdrawn. Attorney Palmour stated that everyone needs to be on the same page for the process. Council Member David Ford asked how long is the mobile home moratorium. Mayor Harvey stated that until everything is brought into compliance with existing code ordinance he recommends keeping a moratorium in place. Council Member Earl Parris asked what the time frame is for the property owner to get everything up to compliance standards. Mayor Harvey stated that the city can ask that compliance be accomplished by next month’s meeting.

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TWO MOBILE HOMES FOR 90 CHEROKEE STREET CONTINUED: Council Member Earl H. Parris stated that he didn't want to hold improvements back. City Attorney Palmour stated that Joey stated that the property could be kept as a mobile home park. City Attorney Palmour stated further that it is justified to require the property be brought into compliance. Council Member David Ford asked if the requirement is for all of the city or just the historic district. Mayor Harvey responded stating that it is for the whole city. Mayor Harvey stated that a motion is needed to have no more mobile homes brought in at 90 Cherokee Street and maintain a mobile home moratorium. Council Member Earl H. Parris stated, "I make that motion". The motion was seconded by Council Member Zachary Martin and carried unanimously.

ALCOHOL VENDOR LICENSE – BRAG & MAIN STREET CONCERT: Mayor Harvey stated that two alcohol vendor licenses were added to the agenda. Mayor Harvey stated that one alcohol vendor license has been requested from Los Maguey's for the September Main Street Concert events. Mayor Harvey stated that the second alcohol vendor license has been requested for the BRAGS event. Mayor Harvey stated that it is reported that both entities have all of the required documentation and insurance. Interim City Manager Carroll stated that the road can be closed to any thru traffic for the bike ride event. Council Member Joe Money, Jr. asked if the event will be in the city park. Interim City Manager Tony Carroll stated that it is scheduled for Dowdy Park. Council Member David Ford stated that the City of Rome does the same thing. Susan Locklear stated that they (BRAG) have three million dollars of insurance coverage for the event. Council Member Earl H. Parris stated that this type of an event is not new to BRAG. City Attorney Albert Palmour stated that the alcohol sales would be only to BRAG people. Interim City Manager Tony Carroll interjected that alcohol sales would be from 12 noon until 9:30 PM. Council Member David Ford made a motion to approve the alcohol vendor license requests as presented. The motion was seconded by Council Member Earl H. Parris and carried unanimously.

EXECUTIVE SESSION: Mayor Harvey stated that an Executive Session is needed to discuss real estate and the hiring of a public official and city manager. Council Member David Ford made a motion to go into Executive Session. The motion was seconded by Council Member Earl H. Parris and carried unanimously.

CLOSE EXECUTIVE SESSION: Council Member David Ford made a motion to close the Executive Session and go back into regular session. The motion was seconded by Council Member Zachary Martin and carried unanimously.

NO ACTION TAKEN IN EXECUTIVE SESSION: Mayor Harvey stated that no action was taken in Executive Session. Mayor Harvey stated that the names of the three finalists for the City Manager position will be released this week pending confirmation that the three finalists are still interested in the job.

QUESTIONS FROM THE PUBLIC: Mayor Harvey asked if there are any questions from the public.

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REAL ESTATE: Jason Espy of the *Summerville News* asked what is the real estate purchase being discussed. Mayor Harvey responded stating that there has been no action taken at this time.

ADJOURN: Mayor Pro Tem Lloyd "Buddy" Windle made a motion to adjourn. The motion was seconded by Council Member Zachary Martin and carried unanimously.

HARRY HARVEY – MAYOR

Attest:

JILL DURHAM – CITY CLERK, G.C.M.C.