

**CITY COUNCIL MEETING
July 11, 2022
6:30PM, Temple Senior Center
MINUTES**

Call to Order: The meeting was called to order at 6:30PM by Mayor Michael Johnson.
Council Members Present: Hiley Miller, Casey Russom, Howard Walden, Tom Wallace
Council Members Absent: Richard Bracknell

Invocation and Pledge of Allegiance: led by Mayor Michael Johnson

Approve the published agenda of this date's City Council meeting, as presented: There was a motion to approved the revised agenda which was given to the Council, which added items 6, 7 & 8.

Approval of Minutes:

June 6, 2022 City Council Meeting:

There was a motion to approve by Council Member Walden, second by Council Member Wallace. Vote 4-0.

June 30, 2022 Special Called Meeting:

There was a motion to approve by Council Member Walden, second by Council Member Wallace. Vote 4-0.

Public Comments

Melissa Perkins, Bradley St.: She stated that tonight they will be voting on the approval of a pump for the lift station. She wanted to know if there was a time frame of how long this would take. She said this issue has been going on for over a year and they have to plan their life around rain. She said the back flow valve is in place but there is pressure against it. She sent an email three weeks ago, she could not flush the toilet or shower, it terrifies her every time that it rains. Her family is under a tremendous amount of pressure and they want to enjoy their property without the fear of sewage issues. She wanted to know if there is an option to put in a septic tank. She said this issue is affecting two households, they can't enjoy a rain storm, no one should have to live this way. She asked that they please get this done as quickly as possible so that that can get their lives back and enjoy their lives. Council Member Walden asked as soon as the pumps are approved if they are readily available? Public Works Director Hal Burch stated it could take 6-11 weeks. He said emergency bypass pumps can be quicker.

Announcements

City Administrator Bill Osborne explained that last week, he and Deidra Walker met with Marshall Phipps, who appeared before the Council a month ago, regarding his vision of wanting to build a railroad attraction in Temple. He said there is nothing we need to do at this time, and if we want to pursue it, we will have more information available at the next committees meeting. He said that the work started on the painting at the Senior Center today. He is trying to get in touch with the regional manager for GFL to talk about recycling. He will get together with them in the next few days and have a report for the Council.

CONSENT AGENDA

MINUTES July 11, 2022 City Council Meeting

There was a motion by Council Member Wallace to approve the consent agenda, second by Council Member Russom. Vote 4-0.

1. Adopt the resolution, prepared by the Carroll County Board of Commissioners, regarding the proposed Intergovernmental Agreement for the continuing collection and distribution of Local Option Sales Tax (LOST) proceeds for the next ten years among the governments of Carroll County, Temple, Carrollton, Villa Rica, Bremen, Bowdon, Mount Zion, Whitesburg, and Roopville.

2. Approve the Intergovernmental Agreement between the governments of Carroll County and the cities of Temple, Carrollton, Villa Rica, Bowdon, Mount Zion, Whitesburg, Roopville, and Bremen for distribution of Local Option Sales Tax (LOST) proceeds for the next ten years, with the City of Temple to receive 4.40 percent of said proceeds

3. Change the date of the City Council's regular monthly voting meeting in September from the Labor Day date of September 5 to Monday, September 12

OLD BUSINESS

1. (Tabled from meeting of June 30, 2022): Consider rescinding the City Council action on June 6, 2022, which had approved off-site water system and sewer system infrastructure improvement costs relative to the respective developments of HillField Inline Communities, Evergreen at Lakeside, and Azalea Hills Phase 4.

There was a motion by Council Member Miller to take this item off of the table, second by Council Member Walden. Vote 4-0.

There was a motion by Council Member Miller to rescind the Council action on June 6, 2022 which had approved off-site water system and sewer system infrastructure improvement costs relative to the respective developments of HillField Inline Communities, Evergreen at Lakeside and Azalea Hills Phase 4.

NEW BUSINESS

1. Hold a public hearing on the application for the transfer of the alcohol beverage license for the convenience store located at 895 Bar J Road for Jay Mata Di Operating, LLC, for the retail package sale of beer and wine, with the proposed licensee being Roshniben Patel

Mayor Johnson opened the public hearing. The applicants were present at the meeting. There was no one present to speak for or against this item. The public hearing was closed.

2. Consider taking action on the application for the transfer of the alcohol beverage license for the convenience store located at 895 Bar J Road for Jay Mata Di Operating, LLC, for the retail package sale of beer and wine, with the proposed licensee being Roshniben Patel

There was a motion by Council Member Walden to approve the application for the transfer of the alcohol beverage license for the convenience store located at 895 Bar J Road for Jay Mata Di Operating, LLC, for the retail package sale of beer and wine, with the proposed licensee being Roshniben Patel, second by Council Member Russom. Vote 4-0.

3. Hold a public hearing and then consider taking action on the request for the Preliminary Plat Approval on a 110.74-acre tract of land zoned DCD (Design Concept Development) located on Harmon Road (Parcel T02 0110042) in Land Lot 114, District 6, being Azalea Hills Phase 4. Application by Trey Robinson of Prime Construction and Michael Forlaw of Southeast Civil Group
Mayor Johnson opened the public hearing. There was no one present to speak for or against this request. The public hearing was closed.

Assistant City Administrator Lisa Jacobson explained that the planning commission did recommend approval of this request pending the encroachment issues being resolved. There was a motion by Council Member Russom to table this item until encroachment issues are resolved and for this item to be tabled until the August 1st Council meeting, second by Council Member Wallace. Vote 4-0.

4. Hold a public hearing and then consider taking action on the request for the Final Plat Approval on Asbury Farms Lots 1 – 5, located on a 23.49-acre tract of land zoned R-1 (Single-Family Detached Residential) located on Rainey Road (Parcel T03 0070326) in Land Lot 205, District 6. Application by William Collins of WT Collins

Mayor Michael Johnson opened the public hearing. William Collins was present and stated that they have been trying to get this project to final plat for some time. He said that we are all wanting the same thing, however, it seems really hard to get the information that they need so that they can get to where they need to be. He said it has been a lengthy process going back and forth and he hopes that the City can find a smoother way to process this. There was no one else present to speak for or against this request. The public hearing was closed.

There was a motion by Council Member Walden to approve the Final Plat for Asbury Farms Lots 1-5 located on a 23.49-acre tract of land zoned R-1 (Single-Family Detached Residential) located on Rainey Road (Parcel T03 0070326) in Land Lot 205, District 6, contingent upon the City's Attorney reviewing the bond, second by Council Member Miller. Vote 4-0.

5. (If the Old Business item in the agenda for the Monday, July 11, City Council meeting is rescinded): Consider taking action to approve off-site water system and sewer system infrastructure improvement fees in the amount of \$360,000.00 for the Azalea Hills Phase 4 residential community

There was a motion by Council Member Miller to approve off-site water system and sewer system infrastructure improvement fees in the amount of \$360,000.00 for the Azalea Hills Phase 4 residential community, second by Council Member Walden. Vote 4-0.

6. Consider rescinding the City Council action on June 6, 2002, which had approved increasing residential water tap fees to \$4,350.00 per unit and sewer tap fees to \$8,000.00 per unit, effective as of that date
There was a motion by Council Member Miller to rescind the Council action from June 6, 2022 which had approved increasing residential water tap fees to \$4,350.00 per unit and sewer tap fees to be \$8,000.00 per unit, second by Council Member Walden. Vote 4-0.

7. (If the City Council rescinds the previous agenda item): Consider taking action to adjust the current residential water tap fees to \$3,100.00 per unit and sewer tap fees to \$7,650.00 per unit, to be effective immediately

There was a motion to adjust the current residential water tap fees to \$3,100.00 per unit and sewer tap fees to \$7,560.00 per unit, to be effective immediately, second by Council Member Wallace. Vote 4-0.

8. Discuss proposed revisions to the City of Temple current Community Development Fee Schedule, and then consider adopting this proposed Community Development Fee Schedule to be effective immediately

Council Member Walden stated that he wants to make sure that we put on the committees meeting agenda that we give refunds to anyone that was over charged because of the previous fee schedule.

There was a motion by Council Member Walden to adopt the Community Development Fee Schedule and for it to be effective immediately, second by Council Member Miller. Vote 4-0.

9. Authorize the purchase and installation of an upgrade to the City of Temple Sewer Treatment Plant's Aqua-Aerobic System at a cost of \$49,300, with funding for this project in the adopted 2022 Capital Budget being the Federal government's American Rescue Plan Act (ARPA) allocation to the City of Temple.

There was a motion by Council Member Wallace to authorize the purchase and installation of an upgrade to the City of Temple Sewer Treatment Plant's Aqua-Aerobic System at a cost of \$49,300, with funding for this project in the adopted 2022 Capital Budget being the Federal government's American Rescue Plan Act (ARPA), second by Council Member Miller. Vote 4-0.

10. Close the unpaved section of Oak Shade Road from its intersection with Steadman Road eastward to a point approximately 150 linear feet west of the first residential driveway on Oak Shade Road.

There was a motion by Council Member Miller to close the unpaved section of Oak Shade Road from its intersection with Steadman Road eastward to a point approximately 150 linear feet west of the first residential driveway on Oak Shade Road, second by Council Member Walden. Vote 4-0.

11. Authorize the purchase and installation of traffic control and directional signage at the intersections of Oak Shade Road with Bar J Road, Etheridge Road, and Steadman Road; and authorize the installation of security gates at the eastern and the western entrances to the City's Sewer Treatment Plant property on Oak Shade Road.

There was a motion by Council Member Wallace to authorize the purchase and installation of traffic control and directional signage at the intersections of Oak Shade Road with Bar J Road, Etheridge Road, and Steadman Road; and authorize the installation of security gates at the eastern and the western entrances to the City's Sewer Treatment Plant property on Oak Shade Road, second by Council Member Walden. Vote 4-0.

12. Direct staff to prepare and issue a Request for Proposals for year-round grounds maintenance of the City of Temple's 138.26-acre Sewer Treatment Plant property, including the spray fields.

There was a motion by Council Member Miller to direct staff to prepare and issue a Request for Proposals for year-round grounds maintenance of the City's 138.26 Sewer Treatment Plant property, including the spray fields, second by Council Member Wallace. Vote 4-0.

13. Authorize the City Attorney's office to prepare a Code of Ordinance for the City of Temple which would parallel Carroll County's Septic Code.

Mayor Johnson explained that this was discussed at the last committees meeting. There was a motion by Council Member Russom to authorize the City Attorney's office to prepare a Code of Ordinance for the City of Temple which would parallel Carroll County's Septic Code, second by Council Member Walden. Vote 4-0.

14. Authorize the Mayor to sign the Audit Agreement letter with the CPA firm of Mauldin & Jenkins pertaining to the City of Temple's 2021 Audit.

City Administrator Bill Osborne explained that he had the Mayor sign the Audit Agreement letter and then realized that we need the Council to authorize him to sign it. Council Member Walden asked if there was a timeline for the audit to be submitted and if we needed to file an extension for it. City Administrator Bill Osborne said his assumption is that the City will get together with Mauldin and Jenkins later this month and that the audit will be submitted around the first of August. He said he doesn't think the City can get an extension for two straight years. He said we will be late, but he doesn't think it will be late enough for it to hurt us.

There was a motion by Council Member Miller to authorize the Mayor to sign the Audit Letter Agreement with Mauldin & Jenkins pertaining to the City's 2021 audit, and for staff to check and see if the City needs to apply for an extension, and to do so if it is allowed, second by Council Member Walden. Vote 4-0.

15. Adopt an Ordinance to prohibit 18-wheeler trucks and their trailers from parking on streets in residential communities for longer than the posted time limits.

Council Member Walden asked if time limits for parking were posted in the City. City Attorney Jackson explained that the ordinance states how long you can park, and if you want to post signs, that is another question. Council Member Walden explained that you have to protect the building industry and their needs for using trucks. The attorney clarified that if the truck is in active operation, that it's not a problem.

There was a motion by Council Member Walden to adopt the Ordinance to prohibit 18-wheeler trucks and their trailers from parking on streets in residential communities for longer than the posted time limits, second by Council Member Russom. Vote 4-0.

16. Authorize the Mayor to sign an agreement with DAL Development & Leadership, LLC, for grant writing and project administration by Donna Lackey, with each identified specific grant and/or loan application request to be approved in advance by the Mayor and City Council before costs are incurred.

City Administrator Lisa Jacobson explained that she is asking for up to \$8,000 to be paid to Donna Lackey; the amount paid for each grant would be dependent upon what the grant is. Council Member Miller requested that we have her look into the railroad grant. There was a motion by Council Member Miller that we authorize the Mayor to sign an agreement with DAL Development & Leadership, LLC for grant writing and project administration by Donna Lackey, with each grant and/or loan application to be approved in advance by the Mayor and Council, in an amount up to \$8,000, second by Council Member Wallace. Vote 4-0.

17. Authorize the City's consulting engineering firm of Turnipseed Engineers to begin design work on improvements to the Billings Road and Bradley Street sewer lift stations, in addition to the previously approved design work on improvements to the Villa Rosa lift station, with funding for these three projects from the 2021 SPLOST program.

There was a motion by Council Member Russom to authorize Turnipseed Engineers to begin design work on improvements to the Billings Road and Bradley Street sewer lift stations in addition to the previously approved design work on improvements to the Villa Rosa lift station, with funding for these three projects from the 2021 SPLOST, second by Council Member Walden. Vote 5-0.

18. Authorize the purchase from the City of Temple's 2021 SPLOST program of an emergency bypass pump at a cost not to exceed \$60,000, with said pump to be used at the City's various sewer lift stations.

Council Member Russom asked until we have this pump, is there an alternative, do we have an emergency service? Public Works Director Hal Burch explained that the City can rent one. There was a motion by Council Member Russom to authorize the purchase of an emergency bypass pump, from the 2021 SPLOST, at a cost not to exceed \$60,000, second by Council Member Wallace. Vote 4-0.

19. Authorize the purchase of pumps at a cost of \$16,000.00 each for the Billings Road Lift Station, the Bradley Street Lift Station, and the Windy Mill Lift Station, with the \$48,000.00 funding from the City's 2021 SPLOST program.

There was a motion by Council Member Wallace to authorize the purchase of pumps at a cost of \$16,000.00 each for the Billings Road Lift Station, the Bradley Street Lift Station, and the Windy Mill Lift Station, with the \$48,000.00 funding from the City's 2021 SPLOST, second by Council Member Walden. Vote 4-0.

20. Authorize the purchase of a Kubota Tractor from Mason Tractor Company at a cost not to exceed \$39,000, and with funding from the City of Temple's 2021 SPLOST program.

Recreation Director, Ingrid McKinley had several quotes for the tractor. Council Member Walden made a trip to Mason Tractor Company to see what type of tractor she was looking at. While there, he talked with salesman, Tim Thomas, who went over the itemized quote with him. Mr. Walden explained that the quote was more than the City had budgeted and we needed to get the cost down closer to \$36,195. He told the manager that the City likes to keep their money in the County whenever possible. Mason Tractor agreed to reduce the price through a state contract, and with Kubota and Mason also taking a cut, and he was able to save the City \$1473. With it being a state contract price, no further quotes are needed.

There was a motion by Council Member Walden to authorize the purchase of a Kubota Tractor from Mason Tractor Company, at a cost not to exceed \$39,000 with the funding coming from 2021 SPLOST, second by Council Member Russom. Vote 4-0.

21. Authorize the issuance by the City Recreation Department of separate Requests for Proposal for the gymnasium LED lighting improvements and for the Villa Rosa Community Park improvements, with funding from the City's 2021 SPLOST program.

City Administrator Bill Osborne explained that these requests are included in the Capital Budget for the Recreation Department. There was a motion by Council Member Miller to authorize the issuance by the Recreation Department of a Request for Proposal for the gymnasium LED lighting improvements and for the Villa Rosa Community Park improvements, with the funding from 2021 SPLOST, second by Council Member Walden. Vote 4-0.

22. Authorize repairs and improvements to the public sidewalk in front of the United Methodist Church on Carrollton Street, with funding from the 2021 SPLOST program.

City Administrator, Bill Osborne, explained that if this is approved, it doesn't mean we will automatically go out and complete the repairs and improvements. He stated that the City has to ask for GDOT's approval and whether or not we will have to do a survey, or anything else. He said this will move us to the next step.

There was a motion by Council Member Wallace to authorize repairs and improvements to the public sidewalk in front of the United Methodist Church on Carrollton Street, with funding from the 2021 SPLOST program, second by Council Member Walden. Vote 4-0.

23. Authorize and approve the radius council desk in the total amount of \$35,000.00, with the first payment for the design and deposit for materials to be paid in the amount of \$10,000.00.

There was a motion by Council Member Miller to authorize and approve the radius council desk in the total amount of \$35,000, with the first payment for the design and deposit for materials to be paid in the amount of \$10,000, with the funding for this coming from the FF&E fund, second by Council Member Walden. Vote 4-0.

Closing Comments- N/A

Executive Session, if needed- N/A

Adjournment: There was a motion to adjourn by Council Member Wallace, second by Council Member Walden. Vote 4-0. The meeting adjourned at 7:51PM.