

**City of Temple
Monthly Council Meeting
April 2, 2018, 6:30pm
Temple City Hall**

Call to Order:

The meeting was called to order at 6:30PM by Mayor Michael Johnson.

Council Members Present:

Terron Bivins, Richard Bracknell, Todd Rothwell, Howard Walden, Thomas Wallace

Invocation and Pledge of Allegiance

The invocation and Pledge of Allegiance was led by Mayor Michael Johnson.

Approve the published agenda of this date's City Council Meeting, as presented:

There was a motion to add executive session by Council Member Bracknell, second by Council Member Bivins. Vote 5-0.

Council Member Wallace requested that the purchase of replacing equipment for the Villa Rosa Lift station be added to item number 13 on the agenda. The City Attorney confirmed that no amendment is necessary to add this.

There was a motion to adopt agenda as amended by Councilmember Bracknell, second by Councilmember Bivins. Vote 5-0.

Public Comments:

Jeff Shackleford- Mr. Shackleford questioned whether or not the City of Temple has a code of ethics for social media and newspaper media; he stated that if you are staff or a council member there should be a code in place and if you are violating that code, you should not be able to serve.

Approval of Minutes:

March 5, 2018 Regular Council Meeting.....Mayor Michael Johnson

There was a motion by Council Member Walden to approve the minutes, second by Council Member Bivins, Vote 5-0.

Old Business:

None

New Business

1. Second reading of an ordinance to remove from the Temple City Charter any potential requirement that ordinances must be read two times prior to their final adoption.

After asking if there were any comments for or against the ordinance, City Attorney Mike McRae read the ordinance.

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2. Adopt an ordinance providing for elimination of the requirement that ordinances must be read at two meetings of the City Council prior to said ordinances being adopted.

City Attorney Mike McRae clarified that ordinances and resolutions would be sent to the council at least 72 hours in advance of the meeting. Copies would also be available in the City Clerk's office. There was a motion by Councilmember Walden to approve the ordinance, second by Councilmember Bivins. Vote 5-0.

3. Approve a continuation through June 30, 2018, of the City of Temple's consultant agreement with Cynthia Geyer for fiscal services.

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City Administrator Bill Osborne reported at the last committee meeting we had talked about extending the contract for Ms. Geyer's services at possibly 30 day increments or three months. He stated that he talked to Ms. Geyer after the meeting last Monday night and they feel like the best thing to do would be to look at an additional 90 day extension using the same contract we have now; that would take the contract from April 8th through July 7th. No other changes would be made in the contract. There was a motion by Councilmember Bracknell to extend Cynthia Geyer's contract; second by Councilmember Bivins. Vote 5-0.

4. Approve a consulting agreement with Warren Averett, LLC, for advisory services to the City of Temple in the review of current financial reporting processes to ensure effective and efficient reconciling of all funds prior to initiation of the 2017 City Audit.

Councilmember Bivins explained that we are up for an audit, Councilmember Rothwell questioned if we could enter into this agreement without bidding it out. He also questioned since Warren Averett was going to do the City's audit, could they also assist with the "pre-game". City Attorney Mike McRae said he did not think that it needed to be bid out, but there are things in the agreement that he would want to revise. He said the motion should be to authorize the Mayor to sign the document subject to legal review. There was a motion by Councilmember Bracknell for the Mayor to sign the document subject to legal review, second by Councilmember Bivins. Vote 5-0.

5. Select the bank, the term, and the interest rate for the investment of the City of Temple's Wastewater Treatment Plant Construction Account CD in the amount of \$312,099.14, which currently is on deposit with the Bank of the Ozarks with a March 31, 2018, maturity date.

There was discussion about cashing in the CD and getting new meters put in immediately. The Council asked Public Works Director Dwayne Eberhart to get together bids and a plan of action on how much the meters will cost, how quickly they can be installed, etc. and to have this information ready within 20 days. There was a motion by Councilmember Bracknell to cash the CD in, put it in the bank, and to have the Public Works Director start working on this and have the information ready at the Council's next committee meeting, second by Councilmember Bivins. Vote 5-0.

6. Select the company to redesign, host, and support the City of Temple's new web site, and authorize the Mayor to sign a multi-year agreement with the selected company at a specified cost.

There was a motion by Councilmember Bracknell to approve using Municode to redesign, host and support the City's website; the funding will be taken from Computer Services and the Administration Department, not to exceed \$10,000, second by Councilmember Wallace. Vote 5-0.

7. Adopt a resolution providing for changes in pay ranges and position classifications for certain City of Temple jobs and employees.

There was a motion by Councilmember Bracknell to accept the changes in pay ranges and position classifications and to change the salaries, second by Councilmember Bivins. Vote 5-0.

8. Adopt a job description for the position of Police Patrol Officer Private First Class (PFC) in the Police Department.

There was a motion by Councilmember Walden to approve the job description, second by Councilmember Bivins. Vote 5--0.

9. Adopt a job description for the new part-time position of Office Clerk at City Hall.

City Administrator Bill Osborne stated that this item would be postponed.

10. Updated staff report on recent and current activities to improve the City of Temple water and sewer system's operations and financial status, including a presentation by Philip Read of the Georgia Rural Community Assistance Program and a report on the March 29 public hearing on proposed changes in the City's water rates and sewer rates.

City Administrator Bill Osborne stated that we have not time to properly advertise this, so he would respectfully like to request having a special called meeting to be sure that everyone has a copy of the ordinance 72 hours prior to the meeting and it is properly advertised. City Attorney Mike McRae explained that the Council will not be adopting an ordinance tonight.

11. Adopt an ordinance providing for new water rates and sewer rates to be charged by the City of Temple, starting with the April 2018 billing cycle.

This was covered in item number ten.

12. Adopt an ordinance setting forth the criteria for a new sewer service surcharge to be initiated by the City of Temple on certain industries to cover the extra costs of treating sewage discharged by said industries into the City's sewer treatment facilities, starting with the April 2018 billing cycle.

This was covered in item number ten.

13. Select the company from which the City of Temple will purchase a 52" mower for the Public Works Department, with funding from the Small Tools and Equipment line item in said department's General Fund budget.

There was a motion by Council Member Wallace to purchase the lawnmower from Ace Hardware, second by Councilmember Bracknell. Vote 5-0.

Public Works Director Dwayne Eberhart explained that there is a motor that needs to be repaired at the Villa Rosa lift station. He wants to look at getting a new motor, it was just repaired a year ago. There was discussion about whether or not this was in the budget and if we needed to get quotes. Mr. Eberhart explained that GWI has been the sole source for this product and we have been using them for all of the maintenance and the cost should be between \$10,000-\$13,000. City Attorney Mike McCrae said that he understood this was an emergency situation and that the Council could choose to make a motion that it is an emergency situation and that the motor needs to be purchased immediately. There was a motion by Council Member Bracknell to declare this an emergency situation, second by Council Member Wallace. Vote 5-0. Council Member Bracknell made a motion to replace to the motor and for the purchase to not exceed \$20,000. Council Member Bivins requested that the amount be changed to

\$15,000. After a brief discussion, Council Member Bracknell made a motion to authorize the expenditure for the pump to not exceed \$15,000, second by Council Member Wallace. Vote 5-0.

14. Adopt a resolution providing for the waiver of yard sale permit fees by the City of Temple for the annual multi-county U.S. Highway 78 Yard Sale, to be held on Saturday, April 28.

There was a motion by Council Member Bracknell to waive the permit fees for the Highway 78 yard sale, second by Council Member Walden. Vote 5-0.

15. Approve the refurbishing of Temple's "Welcome" sign adjacent to U.S. Highway 78 on the east side of this municipality.

There was a motion by Council Member Bracknell to take \$500 from the beautification line to refurbish Temple's welcome sign adjacent to Highway 78, second by Council Member Bivins. Vote 5-0.

16. Adopt a resolution to create a farmer's market within the corporate limits of the City of Temple, and to establish rules, regulations, and standards for public participation in said farmer's market to be located in the City's Park.

City Attorney Mike McRae stated if the City is going to start a farmer's market that tonight they would need to adopt the resolution and then have a discussion tonight, or at a special called meeting about how you want to do this. As the chair of the community development committee, Council Member Rothwell explained that this idea had been kicked around for months and that the people that wanted to set it up, have notified the City that they plan to privatize the market. He said it's probably too late for the City to set up a market, vendors are already lined up for the private market. He suggested again that there needs to be a committee set up for community special events, to bring the people of Temple together for positive things. Council Member Walden explained it was his understanding that the City would have the resolution in place in case someone came in and requested to do this. There was a motion by Council Member Bracknell to adopt the farmer's market resolution, second by Council Member Walden. Vote 4-1. Council Member Rothwell opposed.

17. Authorize development of a proposed lease agreement between the City of Temple and the Major Temple Garden Club for a public-private partnership to promote community involvement and beautification activities in the downtown area, including on lots owned by the City and by said private organization.

Council Member Walden asked if the City could provide electricity to the Garden Club lot, in exchange for the club doing beautification projects. He explained that the club is non profit and they want to help beautify the City. There was a motion by Council Member Bracknell to approve the agreement, second by Council Member Walden. Vote 5-0.

18. Decide if the City Council or the City Administrator is to accept and review the application, hold the public hearing, and decide whether to issue the license for a change in licensee for the retail package sale of beer and wine at the convenience store located at 895 Bar J Road.

City Administrator Bill Osborne stated his opinion was that he allow the council to make the decision on the beer and alcohol license. City Attorney Mike McRae said that anything with alcohol is done by the Governing Body and that whatever we do by state law is what we are going to do. He said that Rob Monroe is the expert on alcohol issues in his firm, and he is going to get guidance from him. Mike McRae suggested a temporary moratorium on issuing alcohol licenses pending the new ordinance. He said we can not deny them a beverage license if they have all of the documentation that the current ordinance requires. He suggested that this item be tabled until the Special Called meeting regarding the

Water and Sewer rates. Councilmember Bracknell made a motion to have the Special Called Meeting on April 9th at 6:00PM, to defer any action on this, and between now and then to have a moratorium on beverage licenses. There was a second by Councilmember Bivins. Vote 5-0.

Executive Session

There was a motion by Council Member Bracknell to go into Executive Session, second by Council Member Walden.

City Attorney Mike McRae stated there is a legal/personnel issue. He asked if there was any possibility that there will be anything to vote on. Council Member Bracknell stated no. There was a vote 5-0, to go into Executive session. The regular meeting adjourned at 8:16 PM

The executive session ended at 8:57PM. The Mayor and Council returned to the meeting table at that time.

Closing Comments: None

Adjournment : There was a motion by Council Member Bracknell to adjourn, second by Council Member Bivins, Vote 5-0. The meeting adjourned at 9:00PM.

Mayor Michael Johnson

City Clerk