

CITY COUNCIL MEETING
February 7, 2022
6:30PM, Temple Senior Center
MINUTES

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

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 by Council Member Bracknell, second by Council Member Miller to amend the agenda and add the following item as number 15: Authorize the purchase with American Rescue Plan Act (ARPA) funds of a Kubota RTV- X1100 from Mason Tractor Company at a cost of \$23,000 and the purchase with 2021 SPLOST funds of a CAT TM112 Mulcher from Yancey Brothers Company at a cost of \$24,000, with the primary use of both pieces of equipment being maintenance of sewer and street easements and rights of way. Vote 4-0.

Approval of Minutes:

January 10, 2022 Regular Council Meeting: There was a motion to approve the January 10, 2022 minutes by Council Member Walden, second by Council Member Miller. Vote 4-0.

January 31, 2022 Special Called Meeting: There was a motion by Council Member Walden to approve the January 31, 2022 minutes, with one error that has been corrected: item #2 should also read "second by Council Member Miller, vote 4-0" , second by Council Member Russom. Vote 3-0. Council Member Bracknell abstained.

Public Comments

Mr. Garrett (65 Westridge Drive)- He was present to speak about the dances that are held at the Senior Center every other Saturday night. He said he has been participating in these events since 1985. Recently he has been told that he will have to pay a \$100 cleaning fee each time there is a dance. He explained that this is like a second job for the band members and he would like for them to be able to take a little bit of money home since they are providing entertainment for the senior citizens. He is requesting that they waive the \$100 cleaning fee.

Announcements

City Administrator Bill Osborne stated that there would be no Planning Commission Meeting this month.

OLD BUSINESS

1. (Tabled from meeting of January 31, 2022): Approve the purchase of furniture from Office Creations in accordance with approved plans for the City Hall Expansion Project, which is nearing completion.)

There was a motion by Council Member Bracknell to take this item off the table, second by Council Member Miller. Vote 4-0. Council Member Walden explained that he wanted to have some discussion so that his constituents would understand the way he votes. At the last meeting he explained his displeasure about the \$15,000 curtain that is being purchased for security during court; it will be used to

secure the court computers during lunch. Council Member Walden looked at the codes for security in a court room and there is a small section, but nothing mentions the need for a curtain that locks. The code listed an option for locking the court computers in an office, or having an officer stay with the equipment during the lunch break. He stated he had not heard about the curtain until recently and wasn't sure when the purchase for it was brought up or approved. He also had concerns about the possibility of using temporary or mobile furniture for the Council Chambers. He spoke to Architect Chris Redman and learned that the decision to put in a security curtain and to use mobile furniture was decided early on, in a meeting with Mayor Johnson, Bill Osborne and Lisa Jacobson. Council Member Walden expressed concerns that these ideas were discussed with the Council or brought before them to vote on. There was further discussion about the curtain preventing the type of Council Chamber that would be the most functional. It was also discussed that no dedication ceremony or open house should take place until all of the permanent furniture is in place. Council Member Walden suggested not ordering any furniture until there is a plan in place for all of the furnishings in the City Hall expansion. There was a motion by Council Member Bracknell to table this item until there is a plan in place, second by Council Member Walden. Vote 4-0.

NEW BUSINESS

1. Consider approval of requested Change Order No. 6 on the Temple City Hall Expansion Project contract with Prime Construction in the amount of \$5,905.25 for additional electrical work, pressure washing, and repainting of the existing exterior

Assistant City Administrator Lisa Jacobson explained this change order was discussed last Monday. Council Walden expressed concerns about there not being enough outlets; there is no way that people will be able to plug in their laptops. Ms. Jacobson explained that we told them that we wanted floor outlets for this use, but the builder does not remember the discussion about this. They are going to have to break up part of the floor and concrete to install them. Council Member Russom expressed concerns of paying them for something they missed. Council Member Miller mentioned that with some modular furniture outlets can be installed; that may be a solution. There was a motion by Council Member Bracknell to approve Changer Order No. 6, second by Council Member Miller. Vote 4-0.

2. Hold a public hearing and then consider taking action on the request from Westshire Townhomes, LLC, for approval of the Development Plan for Parcel T04 0060054, Land Lot 139, District 6 at 395 Villa Rosa Road

A representative from Westshire Townhomes was present at the meeting. Mayor Johnson opened the public hearing. There was no one present to speak for or against this request. The public hearing was closed. There was a motion by Council Member Miller to approve the development plan for Parcel T04 0060054, Land Lot 139, District 6 at 395 Villa Rosa Road, second by Council Member Russom. Vote 4-0.

3. Hold a public hearing and then consider taking action on the request from Luckie Equity, LLC, for approval of a Preliminary Plat for seven townhomes on a 1.22-acre tract on the east side of the City of Temple, being Parcel T04 0080090, Land Lot 170, District 6 on U. S. Highway 78

Rhett Harmon, the applicant, was present at the meeting. Mayor Johnson opened the public hearing. There was no one present to speak for or against this request. Mayor Johnson closed the public hearing. There was a motion by Council Member Walden to approve the preliminary plat for seven townhomes on Parcel T04 0080090, Land Lot 170, District 6 on U. S. Highway 78 , second by Council Member Bracknell. Vote 4-0.

4. Announce a Special Called Meeting of the Temple City Council will be held at 5:30 p.m. on Thursday, February 17, at the Temple Senior Center for the purposes of: (a) receiving the 2020 Audit from the CPA firm of Mauldin & Jenkins, participating in a discussion with representatives from said firm and financial consultant Rick Hartley, and then voting to acknowledge receipt of this 2020 Audit; (b) considering approval of the request from Euphoric Development for a variance from the City's requirement for construction of a sidewalk adjacent to its planned development on East Luke Road, in accordance with the findings of the City's consulting engineering firm of Turnipseed Engineers pertaining to the building site's topography; and (c) considering action to clarify the Azalea Hills Phase 3 variance requests
This announcement was made. City Administrator Bill Osborne explained that the notice has been advertised and you can let him know if there are any other items that need to be added to the agenda.

5. Consider the appointment of a new Solicitor for the Temple Municipal Court and set the compensation for this appointee

Chief Lee confirmed that the pay is inclusive for the Solicitor and Public Defender, they will be present at every court case. There was a motion by Council Member Walden to appoint Robert Harker as the new Solicitor for Temple Municipal Court with his compensation being \$900 a month, second by Council Member Russom. Vote 4-0.

6. Consider the appointment of a new Public Defender for the Temple Municipal Court and set the compensation for this appointee

There was a motion by Council Member Bracknell to appoint John McKinley as the new Public Defender for Temple Municipal Court with his compensation being \$400 per month, second by Council Member Miller. Vote 4-0.

7. Adopt a 2021 Fiscal Year budget for the expenditure of the American Rescue Plan Act (ARPA) funds which have been received by the City of Temple, with these ARPA funds having been included in the City's overall adopted FY2021 Capital Fund Budget

There was a motion by Council Member Miller to adopt the 2021 Fiscal Year budget for the expenditure of the ARPA funds, second by Council Member Bracknell. Vote 4-0.

8. Staff report identifying in the City of Temple's adopted 2021 Capital Improvement Plan the amount of \$385.00 remaining in the Federal CARES Act budget following the expenditure of CARES funds, with this balance subsequently having been approved by the City Council for transfer to the City's General Fund
There was a motion by Council Member Bracknell to transfer the remaining CARES ACT funds, in the amount of \$385.00 to the City's General fund, second by Council Member Walden. Vote 4-0.

9. Staff reports concerning: (a) the proposed amendment to the City of Temple's street repair and resurfacing contract with Magnum Paving Company for work on various streets in the Perennial Park, Lakeland Park, and School House Trace residential subdivisions; and (b) recent assistance to the City of Temple from the Carroll County Public Works Department to improve the condition of some streets in the Perennial Park residential subdivision

City Administrator Bill Osborne explained that the proposed amendment from Magnum paving showed an increase of approximately 61% over the original quote, with approximately \$6,800 being for the increased cost of asphalt. Wayne Boatright, with Magnum Paving met with Public Works Director Hal Burch, and came out to Perennial Park and marked the areas for repair. It was explained to Mr. Burch when the original bid was done it was to meet the City's minimum specs and they met those minimum requirements. Doing the repairs that were marked in Perennial Park will give the City a product that will

last a much longer time, or Magnum is willing to meet the minimum requirements of the City's specs and complete the project, but it will not last as long.

10. Consider action on the proposed amendment from Magnum Paving Company pertaining to the City of Temple's street repair and resurfacing contract for work on various streets in the Perennial Park, Lakeland Park, and School House Trace residential subdivisions; and then based on the City Council's decision to approve or reject said proposed amendment from Magnum Paving Company, consider whether to reject the bid from Magnum Paving Company and direct the City Administrator to rebid this street repair and resurfacing project

11. Staff reports concerning: (a) a proposal by Turnipseed Engineers to conduct a citywide water/sewer capacity study in order to determine current needs and to project future needs; and (b) the City of Temple's Capital Improvement Program (CIP), including the possible future study, development, and adoption of Impact Fees

12. Direct the City Attorney, City Administrator, and Public Works Director to work with their counterparts in the Carroll County government in preparing information and following the necessary requirements so an unpaved section of Oak Shade Road located within the city limits of Temple can be closed

13. Consider directing the City Administrator and the City Attorney to prepare and then present to the City Council a proposed Ordinance to provide for a Consent Agenda to be included in the Order of Business for City Council meetings, in accordance with Chapter 2, Article III, Section 2-43 of the Temple City Code

14. Staff report concerning the upcoming required renewal of the State of Georgia Local Option Sales Tax (LOST) agreement between each county government and the municipalities located wholly or partially within that county, which is done each decade following completion of the U. S. Census

15. Authorize the purchase with American Rescue Plan Act (ARPA) funds of a Kubota RTV- X1100 from Mason Tractor Company at a cost of \$23,000 and the purchase with 2021 SPLOST funds of a CAT TM112 Mulcher from Yancey Brothers Company at a cost of \$24,000, with the primary use of both pieces of equipment being maintenance of sewer and street easements and rights of way.

Executive Session, if needed

Closing Comments

Adjournment