

The Council of the City of Villa Rica met in a regular scheduled meeting on Tuesday, June 1, 2010 in the Council Chambers at 101 Main Street, Holt-Bishop Justice Center, Municipal Courtroom. Those present were Mayor J Collins; Council members Rusty Dean, Verland Best, Woody Holland, Patrick Henrickson and Shirley Marchman; City Manager Larry Wood, and City Attorney David Mecklin. Approximately 53 people were in attendance.

Collins called the meeting to order at 6:00 p.m. The invocation was given by Mayor Jay Collins. All recited the pledge of allegiance.

Marchman made motion to approve minutes from the May 4, 2010 Council meeting/Best seconded. 5/0 motion carried.

Wood presented the Financial Update: Combined cash accounts are about \$7.8 million; GF revenues \$301,101; total expenditures \$553,585; Water/Sewer Revenues, \$445,736; Water/Sewer Expenditures, \$326,949; Capital Project Expenditures \$59,909; SPLOST Capital Expenditures \$180,213. GF Revenues under budget \$8,753 with LOST receipts down slightly from last month. With beginning of fiscal year all departments are currently working under budget.

Two (2) tap fees in May for \$16,980; we have 7 positions open; WWTP spent so far \$24.7 million, should be in operation by the end of 2010.

Old Business

Larry Wood presented the 4th quarter budget revision along with resolution to city council. This is a technical adjustment made to year end budget related to the flood. 1. The GEMA FEMA payments that we received for the damages plus the insurance payments; 2. Was for the GEFA Grant for the Mirror Lake/Old Town pipeline installed last year -\$400,000+ grant received, we needed to show it as income and then as an expenditure going out; 3. Allocations of 457 budget to departments. Holland asked this is pretty much house cleaning to make it equal what we did, and keeps up out of trouble with Frederick. Wood this shows is house cleaning and items we did not budget for, i.e. the flood or that we would get the grant. There will be a couple departments finishing a little over budget, but the Mayor had set a target for us putting \$250,000 in reserves, last time I looked it was just over \$400,000 to put into reserves for last year. Holland made motion to approve this resolution as presented/Dean seconded. 5/0 motion carried.

Larry Wood presented the EIP Grant for the Turano project to council, which had been brought before council before and was approved. The construction agreement has been modified from original document. Turano Georgia Bread Company, LLC that we have applied to DCA and have received grant approval, but Turano wants some of the wording changed. David worked with us to modify some of the wording in document. Turano will not repay grant, which is normal process, if they do not expand the facility and the city has accepted that responsibility. We have a developer that has the adjoining property who has told us if the bread company does not expand they will make us whole for the grant, the property where the sewer line is located will become city property. Engineering has been completed, with just a few changes by company, should have back next week and will then submit to EPD. Holland made motion to authorize Mayor to sign documents/Dean seconded. 5/0 motion carried.

Councilman Best opened discussion regarding the peddler's ordinance and asked council to work with and give direction to Taurus Freeman in what they want in the Peddlers Ordinance and bring that back to the next council meeting and put this ordinance to bed. Dean suggested that council write down what they wanted and gives this to Taurus so he has something that is not a moving target. Mayor asked if we had voted on that ordinance already, Best, yes, but there were too many loop holes, according to Taurus, that needed to be corrected. The biggest issue is the secondary business on a primary business lot and I believe once we institute the farmers market in the Avanti

parking lot that will take care of a lot of this because that is where this type of seller would be located and not all over the city. Holland stated that a secondary business has always been a moving target. We have tried several different ways to accomplish this and none of them which were ever terribly successful. Sometimes things are governed by the board of health and sometimes they are governed by state law and sometimes ignored by all laws, like the peanuts. To me having a number of secondary businesses in town, I guess in parking lots, is not a bad thing its throw back to the old days, I guess I would hate to have it where every quick shop has got 3-4 secondary businesses out in their parking lot, that gets to be kind of a hodgepodge . Best stated, we need to give Taurus those ideas and sit down with him to work out a good ordinance. Example of some of the problems in past years are people selling, steaks, chairs, etc. on the side of the road and most of those are in the right of way. Dean asked for definition of a secondary business. Holland – if you are zoned for a quick shop and suddenly there is a tent out in your parking lot that is selling whatever, not something that is normally associated with that primary business. Dean, so I rent space in my building, Holland but your building was built as an office building, it has different doors going into it for different offices. Henrickson, yours is not an outside type, peddlers business. Mayor gave example of a transfer truck selling items with a permit given to him by the city, truck parked and caused damage to sidewalks, and these are the kind of loop holes Verland is talking about. Holland asked, want us to write something down and give to Taurus in about a week, Best, yes. Mayor stated this needs to be kept pretty simple, we have one code enforcement officer and five police officers, and if we keep it simple they can help us to enforce this ordinance.

New Business

Chief Mansour along with Captain Scott Parker presented the Patrol Rifle Purchase program to council. This came from training officer, Philip Ball, who did a lot of research on this program. We are currently out gunned on the street, and asking that we are allowed to purchase patrol rifles for the officers that are to be used on the street, in the city with that officer and that over a years' time those rifles are paid back to the city, with payroll deduction which comes with a contract that if they leave the department before they have finished paying for the rifle the remainder will be deducted from the final pay check. Bringing this to you with understanding original money will come out of narcotics fund but will be replaced eventually thru the payroll deduction. All paper work has been run through David's office. David stated he had looked over and initially had some misgiving because we were financing an employee purchase, but there is nothing illegal regarding this process and it would be a discretionary decision of the council's to approve or not. Mansour stated he had been asked why not purchase out right, we just spent \$150,000 for new radio system and we wanted to save money in this fund and not get it to low. This also is a great moral booster for the officers without, in the end, costing the city money. Mayor would like to see us purchase rifles and have them as city property. Best asked number of cars, Mansour, 17 cars and detective will use also. Scott stated each rifle is zeroed in on the individual officer and this is one reason you would not be able to share between officers. Officer does not have to purchase, this is an option for them and they will have to be trained and certified before they can use these rifles. Mayor gave option to purchase 10 rifles and put in car, Chief stated the problem with rotating the rifles is you could not leave in a car with an officer that has not been trained in the use of the rifle and if he used this rifle could put us in a liability situation. Holland asked if we purchased the officers side arms for them, Chief, yes and it is his until he leaves the department. Holland asked this is the same with all the other equipment, Chief yes. Mayor is there a reason we could not purchase 5, would hate to be the one that did not have the money. Dean if we buy all the guns and an officer leaves how much trouble to re-site gun for new officer, Chief would not be that much trouble. Henrickson asked if total cost was \$800 per weapon, Chief, total cost is weapon is \$1145 per weapon with the site. Best would like to look at buying 25 rifles, Dean before you make that motion let's modify it to buy one for everyone that needs a rifle rather than a specific number.

Henrickson made motion to approve rifle purchase program/Marchman seconded 2/3 motion did not carry; Best made motion to purchase rifles for each officer to use and they remain property of the city/Holland seconded 5/0 motion carried. (Note on agenda shows as Old Business but should have been listed as New Business therefore minutes listed under New Business)

NOTE: If we purchase a rifle for every sworn officer we will purchase 32. If we purchase for the officers and the detectives it will be 36.

Cindy Samples presented the employee of the month plaque to Nate Sanders, Utilities Administration.

Councilman Best opened discussion regarding the employee of the month program which was brought about by a previous Council member and original intent was to take the employees and give them something to strive for and has been good, but its' usefulness. What I would like to recommend that we do an employee of the quarterly and have some type of get together and each department wants to name someone that's good or if they just want to come it that would be great to. Holland, no problem with that. Wood stated we could set up a quarterly event, and we could start with the pre-fourth of July event we have each year at the rec. center. Holland, so we are not going to have an employee of the month on the agenda next month, is that what I am hearing? Best that is correct. Best made motion to stop employee of the month program and replace is quarterly recognition/event/Holland seconded – 4/1 Henrickson – motion carried. Note: Best stated that even though we did take this out we still need some type of recognition for the employee throughout the year, be it the city manager's choice or someone else, where someone has done a more than adequate job.

Councilman Dean presented renaming Ball Park Road to Sara Sauls Drive to council as a result of the Fullerville Communities reunion and they would like to have the road renamed, because Sara Sauls has been a fixture at Fullerville Ball Park for as long as anyone can remember. Dean would like to have a resolution written up, key to the city and have a ceremony where Dean would present at the unveiling of the street sign. Holland asked if anyone lived on the street. Dean stated no one lives on the street. Dean made motion to approve name change/Best seconded – 5/0 – motion carried.

Taurus Freeman presented Commercial Beautification Award to First Georgia Bank and Residential Beautification Award to Don and Buffy Scoggins, 9999 Bridgewater Pointe.

Larry Wood presented the increase in miscellaneous utility fees to council, at the suggestion of Councilman Best. Changes would be- increasing Administration/connect fee from \$5.00 to \$25.00; adding landlord fee of \$30.00; adding notification fee of \$10.00 (city does a mailing as a courtesy to customers notifying them of possible cut off, would like to stop mailing out notices and just put out door hangers – Henrickson asked what is the difference in cost to mail versus delivering the door hangers, Wood stated approx. cost to mail (includes employee time, material) \$1.00; approx. cost to take out the door hanger \$10.00 per hanger); increasing return check fee from \$20.00 to \$25.00; and increasing transfer of service fee from \$5.00 to \$25.00. Holland asked if you hung a notice that, example, we had an abnormally large bill for you, would that be a \$10 charge, Wood no we would not charge for that. Mayor, the landlord fee, if someone skips out and leave a balance of say \$150.00 will the landlord be billed for this, Wood no. The landlord fee is a one-time fee only, which gets you out of the every time situation. Henrickson stated there should be a fee when you go out and turn off and Wood stated that a few years ago the council voted on a disconnect fee of \$50.00 during business hours and \$75.00 after business hours. We would like to do away with the after hour turn on. Best stated we don't have a good number of people with water, re: their phone number to be called in emergency. Holland stated that phone numbers as not as tradition as they

used to be, many don't even have land line, but use only their cell phone and then change from cell company to cell company. Best made motion to accept fee changes/Dean seconded – 5/0 motion carried.

Chief Mansour presented the resolution to council in support of the 2010 JAG Grant which came available recently and we are eligible for \$11,196.00. Want to use to buy some computers for the vehicles to replace those in vehicles which are worn out. Best made motion to approve/ seconded 5/0 motion carried.

Taurus Freeman presented RA-01-10, Amanda Haldane of Villa Rica requesting a rezoning from R-20 (single family residential) to NC (Neighborhood Commercial), for property located at 329 Rockmart Road for the purpose of a photography studio, antiques, home and garden décor sales. Property consists of 0.48 +/- acres located in Ward 3. Planning Commission heard this request on May 25, 2010 and recommended denial of the request. Mayor asked what recommendation was from staff, Freeman stated staff recommends denial as well. NOTE: Amanda's support for this request is that there is already commercial within 300 ft. of her property as well as a church up the street from the property, commercial consists of flower shop, coin laundry, car wash, stop & shop type store, along with two (2) churches. Also there is a 100 ft. buffer between her property and the property to the left. For complete comments please see attachment at end of minutes with her statements and her list of signatures from surrounding property owners. Holland asked if she lived in the house, Amanda stated that she does not, but lives 4 houses up on 300 Rockmart Road. Mayor asked for public comments for or against this rezoning to come up. Val Runyon asked if this zoning would change the value of the property or any of the properties in this neighborhood. Holland stated that the county does value commercial property at a higher value than residential. Val, because she does not live in it she needs to get it zoned as neighborhood commercial as opposed to in home business. Holland that is one of the issues yes. Val, so that could make the taxes higher, Holland, it could. No further comments, reverts back to council. Holland, question for Taurus, has been presented to us that this is planned to be commercial at some point, Taurus, that is correct. Holland, are you in agreement with that? Taurus, our 20-year plan it does show as going commercial. Mayor made statement for property owner that contacted him and could not be at meeting, Ms. Hamrick; she did not like this request and asked him to do whatever he could to not let this go thru. This is just a statement request from Ms. Hamrick to the mayor. Best asked why staff and zoning commission both voted denial. Freeman stated staff voted denial because it common practice in the past, when a piece of property is located in a predominately residential area, that when transitioning to commercial that is makes it easier if the requested property is adjoining another piece of commercial property. Mayor asked like S. Carroll Road, Freeman, yes. Holland stated that council voted for rezoning many times. Freeman stated S. Carroll Road was part of a mass rezoning that council approved with an overlay to make transition easier and spur economic development. Holland, everyone had to come in one at a time to get approved. Freeman, correct, also if you look at your zoning map you will note that property at 500, also had approval from other two property owners and all three came in for rezoning. Holland stated that council voted on these several months ago. Mayor thinks it needs to change at some point; weather it needs to change and have that one house right in the middle of residential is a discussion with a valid point. Holland, as applicant pointed out, we have never had anybody apply for this neighborhood commercial before. And it is kind of new to me, but seems like the point was it's a low impact way to get along with neighbors, less noise level. Best did receive comments from Fullerville Baptist Church they would rather see this than something like the Shell station. Henrickson, asked once approved and changed, down the road, they do not want this business any longer, what business can go under that zoning. Freeman, examples, jewelry, apparel store, shoe repair, toy shop, florist, antiques, convenience store without fuel pumps, drug store, etc. Holland, the question that Councilman Henrickson asked is a good question and we tend to lose sight of results, what is presented tonight

is nice, low impact, but once we make the vote anything just read could go into this location. All bets off and any of these business could request and get a permit for that location. Dean as if we could do a conditional use in that zoning, which could keep from opening that door where everything else could follow in that location in the future, of course I am not sure but I don't think our rules allow that. Freeman, no they don't and Holland asked spot zoning and Dean said no the conditional use. Holland, we tried to get away from that Rusty because it was a lot of trouble. Dean, sure it is but it is also a lot of trouble to open the door and not be able to close it. Mayor is there setbacks that will have to meet with the neighbors. Freeman, since it is an existing building it would be grandfathered in, if structure were taken down they would have to come back and meet our setbacks. Holland for parking lots or any other changes to do you have to go by the new rules? Freeman, that is correct. Mayor, Dean has good point about conditional use, since we can't do that the bottom line is do you want to have a business there or you don't. Best, for clarification, this one is home and garden décor sales; this is not selling as you would have at Home Depot.

Dean made motion to accept with a condition a use. (Note: Mayor asked City Attorney if we- stated you can pass a motion that has a condition attached to it, we got away from that because we did not have staff to manage this process, if you put a condition on this, it very difficult to remember a year from now and staff has changed, makes it difficult to keep up with that and every rezoning that goes thru the city, so this is not illegal, but we have tried not to attach conditions. Holland it also became a barter that played out here that no one really liked between the applicant and the council getting a better deal, it was not a good situation.) /**seconded** by Best (Mayor, motion and second for approval of conditional use ; Mecklin, it is not a conditional use rezoning, it is rezoning with that condition as attached to the rezoning of the property, called conditional rezoning, Holland, for what are the three things stated in the rezoning? Dean for what she has requested her business to be. Mayor do you still second that motion. Best, correct, but there is also a stipulation that if this should be another six foot fence. Freeman, yes that is a requirement, Holland, when we go in trouble is when we did one of these conditional uses, the guy said no I am not going to do it, it is certainly something I wish we would not do in the future, or change the whole process, but this seems to be working better for me. Marchman asked next council someone could come in and we would do this all over again. Best not necessarily, there is not president to it, 20 years down the road this is all going to be commercial anyway and I think it needs to start somewhere; Holland, I would not have a problem voting on this as presented, but do have problem with this conditional use – **2/3** – Holland, Marchman, Henrickson – motion did not carry; Holland made motion to accept rezoning request as presented/Best seconded – 3/2 – Henrickson, Dean – motion carried

Taurus Freeman presented RA-02-10, Burnell Redding of Villa Rica requesting a rezoning from LI (Light Industrial) to GI (General Industrial), for property located on Highway 78 between Leggett Drive for the purpose of multi-user industrial site. Property consists of 20.21 +/- acres and is located in Ward 2. This item was postponed by planning commission due to the applicant being absent at the meeting. Staff requested that you postpone this to a later date. Mayor did he let you know he was not coming, Freeman, no. Holland, stated that something must have happened because he knows what he is doing and I make a motion to postpone this until it is heard by the Planning Commission/Dean seconded – 5/0 – motion carried.

Contracts:

Larry Wood presented CROY Engineering contract for revised budget proposal of Multi-Plate Arch stream crossing design at the cost of \$6,700. Grant the city received 4-5 years ago and have already spent \$120-130,000 in engineering fees on two different locations. Originally planned to build pathway from Shoreline or Publix are back across industrial park to the Cleghorn Street Health Center but could not get approval for this portion of the path, we went back and redesigned this to **start at the Avanti** building and end at the Cleghorn Street Health Department. There is a stream

located on current plan and we are required by GDOT to do this foot study which is \$6,700 and because it exceeds the \$5000 limit I bring this to you for your consideration. Best I would rather see Jeff draw it up and give to Danny and have him fix it. CROY is the single source on this because they did the previous engineering, did not bid out. Do you want us to go forward with this project or find a third site and go in different direction, but that would cost more engineering money also.

Holland, this is a good time to get on my soap box, nice to get half million from state but all we are going to build for the 1 half million, probably less now that we have spent \$120-130,000 just trying to figure out what we are going to do, on half of a trail that went not on any main thoroughfare and through the woods, not a complete trail but half a trail as it was originally presented to us, I have a real problem building half of something and then having the financing or the commitment from this council to continue to make it finished. I think if you build a trail that goes away from public site and scrutiny from the police department and anything else that you are asking for trouble. What happens at night when there is not light on the trail with kids or undesirables or whoever gets into things they shouldn't be doing, so I'm totally against the whole project and have been from day one and have said so numerous times, but to keep spending more money on this seems silly until we find something that really makes a lot of sense and before you guys and ladies vote to move ahead with this thing, I have said my peace and hush, I sure think this is a waste of money. Henrickson-the trail to nowhere. Henrickson I think it is a good plan but I think it's in the wrong place. Holland that being that it is not under the watchful eye of our police department? Henrickson a more suitable, safer direction. Holland so far we have spent \$50,000 and we haven't got squat to show for it, as far as I am concerned, it's like the winner here is the engineering company. I am totally against spending \$6,700 for this. Best, ask Wood about looking at another location and he stated that he and Jeff Reese has been talking about the other alternatives such as sulfur trail coming into town, not sure the grant will qualify, down Stockmar Road and connect Mirror Lake with our Gold Mine Museum, also a path over at V-Plex. Best how about a trail over on the western side of the city or the northern or southern side of town instead of the eastern side of town. Wood we will accept any suggestions council would like to make. Marchman stated that other sites could be unsafe and the fact that the city owned all the property over at the Health Center location, with basketball goals, etc., not an unsafe area, Mayor agrees. Mayor said original hopes were that councils/staff coming after us would utilize that trail and open up more areas of the city, creating economic development opportunities, may be 5-10 years down the road. Mayor feels we will benefit in the long run and we have made this commitment to downtown. Marchman reminded that this area should not be labeled as an unsuitable area. There is crime in Mirror Lake and all over the city. Holland my main objection to is it's an area you cannot get to by car, there that are places there would be hidden from public view, I don't like any path like that, that does not go thru and not come out somewhere. I have nothing against the area it is located in or passing, it is a fact that we are doing half of it for a lot money and fiddling with it for four years and we still have not done anything. Here's another \$6700 they are asking us to spend but my objection is the fact that it is a path that does not meet the goals that we originally set for half million dollars we thought we could build a path that went all the way from point A to point B, now we are only going to get from point A to half way to point B. Dean asked where it begins and stops, Wood stated it starts at Avanti Building and stops at Cleghorn Street near the Health Center and has to be built according to GDOT specification. We get the \$500,000 once we let contract. Dean asked could we get a price for what it would cost city to complete trail from Cleghorn Street to Mirror Lake? Holland can you bring back to us next month with an approximate cost. Wood yes. Freeman you will still need right away pricing for project. Dean made motion to find cost to finish second half of pathway from Cleghorn Street to Mirror Lake/Best seconded – 5/0 motion carried. (Note: MacTec when asked about another bid, their professional opinion was to continue with CROY as this is their specialty.)

Larry Wood presented Keck & Wood contract on North Loop Proposal in the amount of \$169,889 and bottom line is if you want a North Loop we have to spend this money. Currently \$1.6 million designated in 2012 for right away acquisition and currently on the State Transportation improvement plan. Best who has asked to make additional changes: Keck & Wood – moved from 4-lane to 2-lane, Federal said they would only fund a 2-lane, because of the time frame, some studies have expired and must be re-done, later can expand to a 4-lane. Holland asked; can we put the 4-lanes if we are smart and design right the first time. K&W: we are making adequate space to later upgrade to a 4-lane. Edwards Pitman, they are the environmental company who will do all the historical reports, etc. Holland we have done this, it is out of date? K&W, yes so this has to be looked at and reported and some of the rules have changed, due to the Federal Highway Administration. Holland, it is an expensive project with no benefit to the citizens of Villa Rica, so far we are just paying out and not getting any benefits. K&W, this is the most definitive GDOT has been, putting in place hold money. Best right now we are into it at \$666,000.00 for \$18 million. K&W stated cost is a not to exceed cost and could possible come in at a lower cost. Wood just want you to understand, we have spend a half million and will spend another half million if you want this road built. Best made motion to approve both contracts for a total of \$169,889/Holland seconded – 5/0 motion carried.

Chief Mansour presented to council contract with Don Rich Ford for the purchase of three (3) Patrol Cars, total for all vehicles - \$67,320.00 (\$67,020.00 low bidder Aiken Ford), made decision since there was only a difference in Don Rich Ford and Aiken Ford of \$300.00 we would go with the local bidder and keep the dollars in Villa Rica. Mayor asked how council felt about finance and revenue projections. Best stated that the commitment was made to PD 3 years ago to purchase cars and I don't care about finances when someone is in danger across town and PD gets in a car and it won't start. I believe it to be a budget item and have no problem with it. Best made motion to approve purchase of police cars/Holland seconded – 5/0 – motion carried.

Larry Wood presented Dean Grading contract for the Florence circle Sewer line replacement at a cost of \$6,500.00. Old line into a very busy lift station and needs to be replaced, no engineers needed or permit from EPD. Best made motion to accept/Holland seconded – 5/0 – motion carried.

Payments over \$5000.00:

Jeff Reese presented to council request for 85 cheerleading uniforms to council in the amount of \$10,284.15 from TeamLeader, this is a budget item and funds are available. Holland made motion to accept/Best seconded – 5/0 – motion carried.

Jeff Reese presented to council request for repair of West Industrial Blvd. in the amount of \$7,826.00 from CARR Contracting, Inc. Identified that pipe was cracked but road was beginning to cave in so we applied and received funds for this (FEMA) initial estimate was \$10,999.12. Best asked if we got a bond, Jeff stated that we do not require a bond on projects this size. Holland asked where bonds start, Mecklin stated for public improvement project that it is state law to have bonds on projects beginning at \$100,000. Holland made motion to accept/Best seconded 5/0 motion carried.

Larry Wood stated he would email city update to council on 6/2/2010.

Mayor made statement the he would not veto the purchase of the patrol cars so go ahead and order vehicles.

Public Comment:

James Conner, 400 W. Montgomery Street. I went to school to get a car dealer license and I was made aware that anytime in the State of Georgia when you buy a car and you resale that car for a profit it's against the law and you can only sell 5 cars a year as an individual and if you sell 1 as a business man you are breaking the law because you don't have a dealers' license. There is an opportunity for me to sell a few and I just like to see what I have to do to get a zoning in the existing building that I have or if it is already zoned to where I can buy a business license? Mayor said for him to talk to Taurus, Taurus stated that it was not permitted in our downtown district or in our overlay, but they are requesting staff to present next month that would allow them to sell cars. Holland asked, we can't sell cars downtown, then we just purchased 3 cars from a non-existing dealership. Freeman stated that this dealership was grandfathered in. Mayor asked Freeman to put something together to allow them to sell cars. Holland asked where would you park vehicles, James said there would not be many, but he has a gravel lot in back that would be out of view.

Val Runyon, Van Wert Road. Go back to where you passed the Landlord utility fee. I feel like the city should be getting a profit from the landlords, we already loose so much money because most of the time people are breaking their leases and sticking the landlord with large amounts of rent owed. And we want water turned on so we can clean the property so we can rent it. And now you are asking us to pay a fee. One \$30 does not sound like a lot but if you own 10 properties that's \$300.00, that's a lot of money when we are already stuck with rent. The city of Carrollton the turn on the water for 30 days, no charge, clean up your property, if you want to leave it in your name you pay a minimal fee and you then put it on a landlord agreement. I just ask that you maybe reconsider that, one house is not that much but when you own a large amount of property it's a lot of money we are already loosing, have to repair, paint, etc. Ask that you reconsider and turn on for a minimum of 30 days that we can get in clean them up, get the painters in, and get the floors done. I just had one downtown. If I pay this in 10 years are you going to be able to track my \$30, you are going to ask me to pay another \$30. Landlord not the problem, they are not the ones not paying the water bill.

Wayne Shelton, 612 Henderson Street. Want to thank ya'll for approving her zoning. Picking up on a few things tonight and lots of money going toward that side of town (East) and I want to talk on behalf of the people in that I have known since I was a kid and have gotten to know in last 24 years. People in Fullerville need a side walk, they walk to get groceries, to wash clothes, they don't always have phone, may get water cut off, but these people are part of your town and need you to spend money over there, When you see a mother and her kid walking where there is no sidewalk think about that when you spend \$100,000 for engineering. There are people in your community that need help, I see every day. Those people with cannot and won't come speak for themselves, but I want to thank Amanda for bringing me up here tonight to speak for them. You need to think of the whole city. All I got to say...Mayor asked where sidewalks were needed for the community, Wayne state just the Fullerville area, the sidewalk ends before you get to the church. Mayor asked if there was a side walk that comes all the way to downtown, Wayne says that side walk don't even come to Henderson Street. Mayor asked if there was a sidewalk at Fullerville Church, Wayne stated only in front of the Holiness Church, not a side walk on 101 at all. Holland sated that had we gotten away from doing sidewalks would like to see us get back to doing those again. At one time the city manager ask each of us where we would like to see sidewalks, so work with Rusty and he will get to work on it, we use workers from prison and just pay for concrete.

Val Runyon, Van Wert Road, Peddlers Ordinance, is this strictly for downtown or the city and does this apply to Wal-Mart because they sell a lot of puppies and stuff out of the parking lot. Also sidewalks, who is going to handle? Rusty said he would handle list for all wards.

City Manager stated there was one land acquisition for executive session and Mayor said there were personnel issues to talk about.

Mayor, do I hear a motion that we move into executive session, Holland so moved. (at approx. 8:30pm)

Executive Session:

J Allen Collins – Mayor

ATTEST:

Larry Wood – Acting City Clerk