

The Council of the City of Villa Rica met in a regular scheduled meeting on Tuesday, August 3, 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 51 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.

Holland made motion to approve minutes /Dean seconded. 4/0 motion carried.

Wood presented the Financial Update: Combined cash accounts are about \$7.9 million; GF revenues \$335,354; total expenditures \$522,139; Water/Sewer Revenues, \$571,206; Water/Sewer Expenditures, \$237,593; Capital Project Expenditures \$68,154; SPLOST Capital Expenditures \$9,467. GF Revenues under budget \$37,807 YTD with LOST receipts down slightly from last months' budget . Total expenditures for general fund are under by \$443,328.

Currently 6 positions open: Waste Water Treatment Plant operator, Library Manager, Recreation maintenance (full time), 2 PD patrol positions and court clerk position

Construction at WWTP, 17 days ahead of two year schedule, total earned project to date, \$26.0 million

Old Business

Freeman presented ORD-01-10-UDC - Ordinance for the purpose of amending *Article 3, Table 3-1*, Land Use Matrix, of the Unified Development Codes, of the City of Villa Rica Code of Ordinances; to provide an effective date; and for other purposes to city council. After discussion this items was removed from the agenda. Holland made motion to remove from agenda /Dean seconded. 4/0 motion carried

New Business

Freeman presented beautification award to: commercial went to Little Wild Cats, 516 W. Bankhead Hwy., owners Steve and Shelisa Agan; Residential was awarded Syble Bagley, 400 Westview Drive.

Wood present the Resolution to approve placement of General Funds and SPLOST accounts on City Web site but after discussion the was not action or motion made to place these items on the city web site. Item died.

Mayor presentated request from DDA to appoint Tosh Tasova, Olive Tree Restaurant to the DDA Board. Mr. Tasova was not present and Larry Wood stated that in future it would be best to approve on month and the invite appointee to next month council meeting to be sworn or they could be sworn in at the next DDA meeting after council meeting. Holland made motion to approve/Henrickson seconded. 4/0 motion carried

Changes to Downtown Overlay District were presented to city council by Cindy Britt and Pat Large, representing the DDA Board and downtown merchants. Ms. Britt and Ms. Large requested the city to place more stringent zoning requirements for downtown overlay district, being very specific at to what type of businesses would be allowed in downtown. They also requested to have the opportunity to review business license before they were approved to be sure this was the type of business for downtown. It was explained they could look at them but that if business was allowed they would have to approve business license. They also mentions they would like to know of business want to locate so they could meet with them and explain the façade grant and how they can help fund upgrades to facades.

The Mayor presented to Council for discussion the possibility of Commercial Solid Waste Pick-up Franchise. This would enable the city to use the money it generated to put in place a recycling program. Holland, Dean and Henrickson verbally supported this project and asked that staff proceed with getting more information and bids. Henrickson made motion to move forward with this program/Holland seconded. 4/0 motion carried.

Vehicle for Hire for purpose of afterschool transportation company was presented to council by Freeman for discussion. Freeman did make statement that one of the applicants, Mr. Kent Scott received a misdemeanor for driving with a suspended license in 2008; Mrs. Scott does not have any violations on her driving record. Applicant was not present. Council asked if information was available as to why Mr. Scott had license suspended. Mecklin stated we need to find out why license was suspended before approving this item. Holland made motion to move this to September agenda after checking out suspended license charge/Dean seconded. 4/0 motion carried

Freeman presented ORD-02-10-UDC - An ordinance for the purpose of amending *Article 3, Table 3-1*, Land Use Matrix, of the Unified Development Codes, of the City of Villa Rica Code of Ordinances; to provide an effective date; and for other purposes. This was requested by Planning & Zoning Commission. Staff recommended approval. No

public comments in support or opposition. Holland made motion to approve/Henrickson seconded. 4/0 motion carried

Freeman present RA-04-10 - Grady Henley Sr. of Villa Rica, GA, rezoning R-20 (Single-Family Residential) to NC (Neighborhood Commercial), 575 Leslie Drive, Parcel No. V07-009-0003, Land Lot 163 of the 6th District, Carroll County, for office development. The property consists of 2.72+/-acres. Ward 2. This application was postponed by the applicant and the planning commission agreed. Holland made motion to postpone request for 2 months at the request of applicant/Dean seconded. 4/0 motion carried.

Freeman presented RA-05-10 - J.E. George Estate of Villa Rica, GA, rezoning RD (Rural Development) to OI (Office-Institutional), 718 Old Town Road, Parcel No. V04-009-0033, Land Lot 192 of the 6th District, Carroll County, for professional office development, 7.39+/-acres. Ward 3. Planning commission recommended approval with one condition, that applicant performs a traffic study. No plans, conceptual at this point. Ronnie Tibbitts with KW Commercial and we are representing the George family to rezone this property for commercial use, property is on market and final use would be determined by new owner. No public comments in support or opposition. Dean made motion to approve with condition that applicant get a traffic study/Holland seconded. 4/0 motion carried

Freeman presented ALT-01-10 - City of Villa Rica, of Villa Rica, GA, amendment to the Mirror Lake Planned Development, 1881 Stockmar Road, Parcel No. 0206-025-0010, Land Lot 206 of the 2nd District, Douglas County, for an animal exhibit. 29.35+/-acres. Ward 4. Question asked if we could separate and only zone where animals are located. Freeman stated you would have to do a survey to accomplish that. (1)Mike Williamson, 3411 Court, assumed this was permissible, love animals, what is expense to city, insurance, feed, upkeep; (2) Cliff Dickerson, 2445 Ridge Lake Drive, disconnect between the two and does not add anything to gold museum/mine, if entire is rezoned could cause odor, request you do not approve. Holland made motion to approve/Dean seconded. 4/0 motion carried

Freeman presented ABL-03-10, Walgreen's, 9591 Conners Road, Land Lot 175, 2nd District, Douglas County; 684 W. Bankhead Hwy, Land Lot 158, 6th District, Carroll County; for the sale of Retail Package Malt Beverages & Wine. Ward 4. Staff review and they meet all city requirement and staff recommends approval. Best made motion to approve/Dean seconded 4/0 motion carried

Freeman presented ABL-04-10, Walgreen's, 684 W. Bankhead Hwy, Land Lot 158, 6th District, Carroll County; for the sale of Retail Package Malt Beverages & Wine. Ward 4. Staff review and they meet all city requirement and staff recommends approval. Holland made motion to approve/Best seconded 4/0 motion carried

Wood presented Updates to Employee Handbook to city council.

Georgia Work Ready. Before we accept application for employment potential applicant would have to bring certificate showing they have taken and passed the test. Holland made motion approve/Henrickson seconded. 4/0 motion carried

Administration Fee. For all court mandated forms, charging one time set up fee of \$25 plus \$3 per payday for administrative duties. Discussion with council regarding legality, Mecklin, yes it is legal. Dean made motion to approve/Holland seconded. 4/0 motion carried

Regular Employee Definition. Mayor's request redefine city full time employees to increase the minimum hours (30) to require 40 hours per week for employees hired or rehired on or after September 2, 2010. Discussion regarding PD and determined that one week would be short but next would be over 40 hours (David Mecklin will work with GMA to come up with acceptable language). But at end of month it adds up to 40 per week. Holland made motion to approve to define a full time employee as someone who works 40 hours per week/Henrickson seconded. 4/0 motion carried

Wood presented Industrial Pre-Treatment Surcharge to city council. Recommended rates for Villa Rica Industrial Customers: BOD (Biochemical oxygen demand) for excess over 250 mg/l @ \$.40 per lb.; TSS (Total suspended solids) for excess over 250 mg/l @ \$.40 per lb. Our current cost per pound to process is \$2.50. This will help to encourage industrial customers to watch and control their solids. Graduated scale was suggested. Holland made motion to move to September agenda/Dean seconded 4/0 motion carried

Consideration of Contracts –

Rindt-McDuff-North Pump Station- Wood: Larry asked Fred to put together proposal for diversion of the old North Plant. Fred suggests moving the pump station back into Carroll County to old sewage treatment plant which takes it out of the North Georgia Metropolitan Planning District. Phase one starts with 2 pumps and makes space to add 3rd pump, this unloads plant by 50%. Cost \$87,900.00 and includes cost for EPD and is a not to exceed cost. Holland made motion to approve/Dean seconded 4/0 motion carried

Pest Control Contract – Reese: Sent out bids for new contract for pest control on all city buildings. Received 9 bids and Alternative Environments was low bid at \$3,792 per month and \$1,500 annually for termite control. Holland made motion to approve/Dean seconded 4/0 motion carried

Georgia Department of Natural Resources – Wood: Continued contract with Department of Natural Resources, this is a required contract. Holland made motion to approve/Dean seconded 4/0 motion carried

Carroll County Inter Governmental Tax Collection – Wood: This is for tax collection and is a required contract, continuation of what we have been doing and there was no increase for this year. Holland made motion to approve/Dean seconded 4/0 motion carried

Rindt-McDuff-Change Order for Plant Operations under consent order – Wood: This invoice from is one from last December that we did not pay. Fred provided time sheets for Carl Jones. Change order \$14,599.96. Henrickson made motion to approve payment of \$14,599.96/Dean seconded. 4/0 motion carried.

Carroll County School System- Resource Officer- Mansour: Holland made motion to approve/Henrickson seconded 4/0 motion carried

Geo Hydro Testing Contract - \$40,000.00-Wood: Item was discussed during the Public Facility Authority meeting. Holland made motion to approve/Henrickson seconded 4/0 motion carried

Payments over \$5,000:

Dominica Recreation Products, Inc.- \$75,000.00 Ryan McClain Playground – Reese: McClain family has raised \$15,000 which will go back into the city to complete the pricing of the playground: \$60,000 from city/\$15,000 from McClain Family. Also there will be a work day for volunteers to install the playground (there will be a company representative there to be sure everything is installed correctly). Holland made motion to approve/Dean seconded 4/0 motion carried

Krown Sports/Soccer Wholesale - \$11,250.00 – Soccer Uniforms – Reese: Henrickson made motion to approve/Holland seconded 4/0 motion carried

Team Sales-South Metro - \$14,280.00– Football uniforms – Reese: Holland made motion to approve/Dean seconded 4/0 motion carried

Unemployment Payment for 1st Quarter - \$6,458.00 – Wood (added to agenda): Unemployment payments for the 1st quarter of this year. Holland made motion to approve/Dean seconded 4/0 motion carried

City Update – No city update given

Public Comment

Jacqueline Dost, 120 Shady Lane, Carrollton, GA. Executive Director of Keep Carroll Beautiful and wanted to commend mayor and council for looking into and considering a recycling system and that she also works with Hands on Carroll and this will take place in October and they could possibly get volunteers to work with and help construct the playground.

Executive Session

Holland made motion to move into executive session at 8:25pm for pending litigation, real estate and personnel /Dean seconded 4/0 motion carried. Council adjourned.

J Allen Collins – Mayor

ATTEST:

Barbara Daniell - City Clerk