

CITY OF CLEVELAND
CITY COUNCIL MEETING
FEBRUARY 7, 2022
MINUTES

CITY COUNCIL MEETING

The City Council Meeting of the Mayor and Council of the City of Cleveland was called to order by Mayor Josh Turner at 6:30 p.m.

COUNCIL MEMBERS PRESENT: Nan Bowen, Rebecca Yardley, Jeremy McClure, and CJ McDonald.

INVOCATION – JEFF FORD, HELEN FIRST BAPTIST CHURCH

Mayor Turner introduced Jeff Ford, Helen First Baptist Church, and asked him to provide a little information about himself. Mr. Ford informed all is well in Helen and has been the pastor for twenty-one years. Mr. Ford led the audience in prayer.

APPROVAL OF AGENDA

On motion by Nan Bowen, seconded by CJ McDonald, in favor – Rebecca Yardley and Jeremy McClure and carried unanimously, the Mayor and Council approved the agenda and removed item number five – Ed Ward to discuss referendum for package sales of distilled spirits. Mr. Ward had a conflict and could not attend.

BRIAN RINDT – CITY ENGINEER – CHURCH STREET SEWER LINE IMPROVEMENTS

The City has received a set of engineering plans for a new, larger-capacity sewage pump station at Woodlands Camp. Woodlands Camp is located within the City limits just off Old Blue Creek Road at Clear Lake. Woodlands Camp currently has a sewage pump station that discharges into the City's sewer system at the top of the hill where Old Blue Creek Road becomes Church Street. Due to planned expansions at the campground, Woodlands Camp will need greater sewer capacity. Therefore, Woodlands Camp has submitted engineering plans to the City to replace the existing pump station with a larger pump station having the capacity of 156 gallons per minute (gpm). The Woodlands Camp Pump Station will discharge into the manhole at the top of the hill shown as MH 1 on Figure 1. This manhole also receives the discharge from the sewage pump station serving the adjacent Yonah Springs subdivision. Figure 1 tracks the sewage flow from these two pump stations down the hill to where it connects to the larger City sewer system. As the sewage flow moves down the hill through the Figure 1 sewer it picks up some houses along the way. The existing sewer would be sufficient to transport the users on the south slope of the hill (Figure 1) but cannot transport the flow from the two pump stations (plus the lesser local amount) when both pump stations are simultaneously pumping. The flow to MH 1 with both pump stations pumping would be 226 gpm (Figure 2). As shown in Figure 2, the Figure 1 stretch of sewer consists of 6 and 8 inch sewers that are made of PVC and, the older ones, vitrified clay (VCP). It is believed that the VCP was installed in the 1950s and 1960s. The 6 inch PVC (MH 2 to MH 5) was installed by City crews around 1975. The 8 inch PVC pipe between MH 1 and MH 2 was installed later probably in conjunction with the development of the Yonah Springs subdivision. The existing Woodlands Camp pump station discharges into MH 2 (MH 1 probably did not exist at that time). The proposed new Woodlands Camp pump station will discharge into MH 1. Each segment of pipe was investigated with regard to the ability of that

BRIAN RINDT – CITY ENGINEER – CHURCH STREET SEWER LINE IMPROVEMENTS – continued

segment to transport the new projected flow with the new Woodlands Camp pump station on-line. The capacity of a sewer pipe is predicated on the following four factors:

1. Size; 2. Slope; 3. Material; and 4. Condition

These four factors were evaluated for the eight pipe segments, and the Sewer Pipe capacity was calculated for each segment (Figure 2, Column H). The current flow was estimated with the Yonah Springs and the current Woodlands Camp pump stations pumping simultaneously (Column I) and with the Yonah Springs and the new proposed Woodlands Camp pump stations pumping simultaneously (Column J). As can be seen, the flow capacity of two pipe segments (MHs 3 to 4, and 6 to 7) will be exceeded.

Three potential remedies have been identified, as follows:

1. Replace the 6 inch VCP pipe between manholes 6 and 7 with an 8 inch PVC pipe. (A new 8 inch PVC pipe would pipe at the same slope would have a capacity of 694 gpm.) This particular sewer segment has exhibited difficulties independent of its flow carrying capacity.
 - It is located off the street right-of-way (on private property)
 - It has a distinct bend with no corresponding manhole
 - It is VCP
 - It has been a problem to maintain

In discussions with the design engineer for the Woodlands Camps pump station, it was indicated that the flow could be reduced to some extent by using a lower volume pump with a greater pumping frequency.

2. In anticipation of additional future sewage flows from the Blue Creek area, replace the 6 inch pipes with 8 inch pipes.
3. Run the 6 inch proposed force main from Woodlands Camps down the hill, following the sewer line to manhole 7

		Unit	Opt	Opt	Opt	Opt	Opt
		Cost	#1	#1	#2	#2	#3
	Units		Units	Costs	Units	Costs	Units
							Costs
8" PVC Sewer Pipe	LF	\$ 70	480	\$ 33,600	2428	\$ 169,960	
6" PVC Forcemain	LF	\$ 55					2450 \$ 134,750
erosion & sed control	LS			\$ 1,500		\$ 4,500	\$ 4,500
Service Connections	ea	\$ 400	1	\$ 400	15	\$ 6,000	
sewer connections	ea	\$ 2,500			2	\$ 5,000	
manholes/air rel valve	ea	\$ 3,500	2	\$ 7,000	8	\$ 28,000	2 \$ 7,000
Pavement Repair	SY	\$ 50	15	\$ 750			100 \$ 5,000
Full Width Pavement	SY	\$ 25			4405	\$ 110,125	
SubTotal Construction				\$ 43,250		\$ 323,585	\$ 151,250

**BRIAN RINDT – CITY ENGINEER – CHURCH STREET SEWER LINE IMPROVEMENTS –
continued**

Mr. Rindt provided evaluations and a route of the current line and manhole locations. The new Woodlands Camp development will increase by three times the existing capacity. The existing line is an old clay pipe built by city crews a long time ago. Clay pipe is a maintenance problem. Replacing the line will also give the city the opportunity to get off a section located on personal property or get a proper easement.

Mayor Turner asked about the route for option three. Mr. Rindt explained the line would run from Woodlands Camp, down Church Street, down Woodman Hall Rd, and left onto Old Nacoochee Rd to manhole #7. It was questioned why the line could not continue down Church Street. Mr. Rindt explained it possibly could, but he has not looked into that option due to the line needing an upgrade. Mr. Rindt was asked if the improvements on Old Nacoochee would handle a potential mixed use development on property that fronts Helen Highway to Old Nacoochee. Mr. Rindt stated he was not aware the property would be developed but answered yes. Mr. Rindt was also asked if the Old Nacoochee line would set the city up to extend up Helen Highway and he answered yes.

Rebecca Yardley asked what the life of a VCP line is. Mr. Rindt answered it depends but could last for 100 years or more. VCP and PVC is immune to most contaminants in the sewer system and does not rust. The biggest maintenance problem are the joints to connect the pipes together.

Ms. Yardley asked Mr. Rindt which option he recommended. Mr. Rindt answered to go with option 2 if the city expects more development in the area.

Nan Bowen asked what is the capacity at Woodlands Camp. Mr. O'Bryant answered the camp is at full capacity and have plans to mirror the camp on the other side of the lake.

Jeremy McClure asked if the camp was committed to the new development. Mr. O'Bryant answered yes, the camp has the demand and financing.

Ms. Yardley asked if the city can use ARPA funds. Mr. O'Bryant answered upgrades to lines may not be eligible. Ms. Yardley asked, as a member of the council, to research the final guidance of how the funds can be used.

Mayor Turner asked if the lines in figure one only service the camp. Mr. Rindt answered it would only serve the areas at the top of the hill.

The Mayor and Council will consider the options presented by Mr. Rindt.

GRANT KEENE – CITY ATTORNEY

Grant Keene, City Attorney, did not have new business to report, but may have a comment on an agenda item.

TOM O'BRYANT – CITY ADMINISTRATOR

Tom O'Bryant, City Administrator, presented the following items.

1. Fire Department Grant Application
 - a. The Fire Department has made a request to apply for the 2022 Georgia Firefighter Standards and Training Council (GFSTC) Fireworks Tax Grants. The grant application is due February 16, 2022.
 - b. The Fire Department would like to apply to the GFSTC for funding assistance for the purchase of five Automated External Defibrillators (AEDs). The AEDs the city currently have in place are older and have been discontinued so replacement parts for them are no longer available. The cost of the new AEDs are approximately \$3,500 each for a total cost of \$17,500. The city must provide at least a 10% match of local funds for the purchase. The Fire Department has budgeted funds to cover the local match portion of the grant.
 - c. City Council will need to approve the Fire Department application to the GFSTC for grant funding for the purchase of five AEDs.

Fire Chief Ricky Pruitt gave a history of the current equipment. Carol Jackson was able to get funding of \$7500 for AEDs in the mid-90's. Approximately fourteen years ago the city purchased reconditioned AEDs at \$700 per unit.

Chief Pruitt informed the city's equipment is out of date and can no longer get repaired or replacement pads or parts. The department have enough pads for two calls. Chief Pruitt will ask the county for assistance with supplies if the need arises. Mayor Turner assured Chief Pruitt he and the council would assist with corresponding with the county for materials.

The new equipment will monitor vitals and will transmit to EMS equipment to be recorded at a medical facility. The equipment is a combo unit that can be used on children and adults.

Ms. Yardley asked how many AEDs does the department have and Chief Pruitt answered five and the grant is to replace the five. Mayor Turner asked the turn-around on the grant award. Chief Pruitt answered it is typically a two or three month turn-around.

Jeremy McClure asked if the new equipment will come with the needed pads. Chief Pruitt answered yes.

On motion by Nan Bowen, seconded by Rebecca Yardley, in favor Jeremy McClure and CJ McDonald and carried unanimously, the Mayor and Council approved the Cleveland Fire Department to apply for the 2022 Georgia Firefighter Standards and Training Council (GFSTC) Fireworks Tax Grant to purchase AEDs with the city matching 10% of the total grant.

TOM O'BRYANT – CITY ADMINISTRATOR – continued

2. Update of City Alcohol Ordinance
 - a. The City has received inquiries from two groceries stores who possess alcohol licenses for package sales of beer and wine if the city would consider allowing “online curbside pickup” of alcoholic beverages as part of their online shopping/pickup services.
 - b. The State of Georgia recently updated state law allowing this type of sale, except where prohibited by local ordinance. The new rules, in response to COVID-19 and shifts in consumer shopping patterns to online purchases, provides enabling language and parameters for this type of alcohol sale.
 - c. The City alcohol ordinance currently prohibits curb service and the sale of alcohol outside the licensed building.
 - i. (Sec. 4-184 (b). - Drive-in window or curb service. (b) Curb service or other sales of alcoholic beverages outside the building licensed to sell is expressly prohibited except as may be permitted by section 4-89 (licensed caterers), section 4-88 (outdoor golf course sales), and section 4-94 (patio sales).
 - d. Under the guidance of city council, staff request to update the city code addressing the issue of online curbside pickup for the sale of alcoholic beverages. Code updates will require a minimum of two readings for consideration of the proposed amendments.

Rebecca Yardley read the Rules of Department of Revenue Alcohol and Tobacco Tax Unit 560-2-3 (2) parts c; d; and e

- c: Retailers shall require any customer to register with the retailer before permitting the customer to order Alcoholic Beverages for “online curbside pickup.”
- d: A retailer may not knowingly transfer Alcoholic Beverages as part of an “online curbside pickup” service to an individual or business providing delivery for hire.
- e: Any employee delivering Alcoholic Beverages to a vehicle for “online curbside pickup” must confirm the individual receiving the Alcoholic Beverages is at least 21 years of age.

Ms. Yardley questioned how this will be monitored and enforced.

Mr. O’Bryant answered the retailer has basic information on each consumer that registers for curb-side pickup. Ms. Yardley followed up with stating the employee must be at least 21 years of age and must have an issued badge. Ms. Yardley would like to know how it is enforced if the service is allowed. Mayor Turner asked Mr. Keene who will hold the burden of following the rules of the city and the state. Grant Keene agreed the burden will be on the city, but you cannot possibly enforce all actions. Mr. O’Bryant concurred the responsibility will be on the city.

Mr. Keene, in referring to the agenda item of the package store referendum, informed the State made amendments to the alcohol law in 2021 which allowed for the referendum to be initiated by a petition of 20% of the registered voters in Cleveland (previously 35%) or by resolution to call for an election by the Mayor and Council.

NEW BUSINESS

1. The minutes of December 6, 2021 and January 10, 2022 were reviewed. Ms. Yardley presented Scribner errors that need to be changed to each of the minutes. Exact clarification in the wording of the motion for the zoning of Family Promise needs to be looked and possibly modified. On motion by Nan Bowen, seconded by CJ McDonald, in favor – Rebecca Yardley and Jeremy McClure and carried unanimously, the Mayor and Council approved the minutes of December 6, 2021 and January 10, 2022 with changes.
2. Public comments – Judy Lovell presented the local newspaper from 1912 which included national and local news. She read the local news of someone who was arraigned by Judge Kytle for disorderly conduct; Mr. Canvender, N. GA. Agriculture Center, was hired to survey the city streets but had a delay due to heavy rain; and AG Quinn found a pair of pants and can be picked up at his store by whomever lost a pair a pants. Mayor Turner congratulated the White County Middle School Girls Basketball team for winning the North Georgia Mountain League championship in Ellijay. Major Aaron Weiland's daughter, Ollie Weiland, will compete in the all-state wrestling matches in Macon.

OLD BUSINESS

1. On motion by Rebecca Yardley, seconded by Nan Bowen and carried, the minutes of December 3, 13, and 17, 2021 were approved and signed. Jeremy McClure and CJ McDonald did not vote on the motion as they were not in office at the time of the approved minutes.

EXECUTIVE SESSION

On motion by CJ McDonald, seconded by Jeremy McClure, in favor – Nan Bowen and Rebecca Yardley and carried unanimously, the Mayor and Council voted to enter into executive session to discuss personnel issues at 7:20 p.m.

RETURN TO COUNCIL MEETING

On motion by Rebecca Yardley, seconded by CJ McDonald, in favor – Nan Bowen and Jeremy McClure and carried unanimously, the Mayor and Council voted to return to the city council meeting at 7:50 p.m. Mr. O'Bryant checked to see if anyone had stayed to return to the meeting.

The Mayor and Council discussed and decided to change the first Monday meeting format and publish as a work session. If there are any actions that need to be taken during or at the first Monday meeting, the council will announce a called meeting.

Nan Bowen suggested the zoning ordinance short term rental classification is on the next agenda. It was discussed the classification and the ordinance amendment needs to be in place at the same time.

The pawn shop application and fees were discussed. Mr. O'Bryant explained the application is ready and the resolution for the fee schedule will on the next agenda. Mr. McDonald expressed his desire to get the pawn shop application and fees approved. Mr. McClure asked if Chief Shoemaker decided on a program. Mr. O'Bryant believes he has at a cost of \$2200 to \$8700. Ms. Yardley reminded these items should not be discussed as they are not on the agenda.

Ms. Yardley asked that packets are ready for pick-up on Thursday.

ADJOURNMENT

On motion by CJ McDonald, seconded by Jeremy McClure, in favor – Nan Bowen and Rebecca Yardley, and carried unanimously, the Mayor and Council voted to adjourn the meeting of February 7, 2022 at 7:54 p.m.



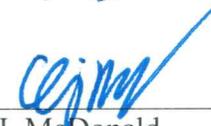
Josh Turner Mayor



Jeremy McClure Council Member
Ward 3



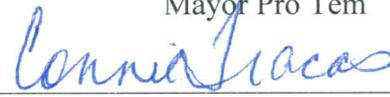
Nan Bowen Council Member
Ward 1



C.J. McDonald Council Member
Ward 4
Mayor Pro Tem



Rebecca Yardley Council Member
Ward 2

ATTEST: 

Connie Tracas City Clerk

