

**CITY OF CLEVELAND**  
**CITY COUNCIL MEETING**  
**JUNE 13, 2016**  
**MINUTES**

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**CITY COUNCIL MEETING**

The City Council Meeting of the Mayor and Council of the City of Cleveland was called to order by Mayor Shan Ash at 7:00 p.m.

**COUNCIL MEMBERS PRESENT:** Annie Sutton, Bradley Greene, Edward Young, and Nan Bowen.

**APPROVAL OF AGENDA**

On motion by Edward Young, seconded by Nan Bowen, in favor – Annie Sutton and Bradley Greene, and carried unanimously, the Mayor and Council approved the agenda for the June 13, 2016 City Council meeting.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS**

Nadine Wardenga, Planning and Zoning Board Chair, came before the Mayor and Council to present the rezoning request of Ms. Charlene Kent to rezone 108 East Underwood, Tax map and Parcel C01D-093 from R-I Single Family Residential to B-II Highway Commercial Business.

Ms. Wardenga read from the minutes of the Planning and Zoning board meeting held May 26, 2016. The chair presented the application of Charlene Kent requesting a rezoning from R-I Single Family Residential to B-II Highway Commercial Business for approximately 1 acre of property, Tax Map and Parcel C01D-093 located at 108 East Underwood Street. The application includes a request for a variance to the city's development specifications to allow for a gravel parking area as an alternative to the required paved parking area.

Ms. Wardenga read the allowed uses for B-II Highway Commercial Business.

The B-2 highway commercial district is intended primarily for the development of those business activities which mainly cater to the traveling public and which should be located on a major street. Within the B-2 district the following uses are permitted:

- (1) Gasoline service stations, provided that points of access and egress shall be located not less than ten feet from the intersection of street lines; shall not exceed 30 feet in width; and shall not be closer than 40 feet apart;
- (2) Motels;
- (3) Drive-in restaurants;
- (4) Business, professional and governmental offices;
- (5) Retail shops customarily serving tourist or highway trade;

Ms. Wardenga opened the floor to Ms. Charlene Kent for comments.

Ms. Kent explained her plans for the proposed venue/event facility. The area would be used for family events, such as weddings, memorials, family reunions, etc. The home can hold up to 75 people, events would be scheduled to last two to three hours, and there would be no wild behavior.

Ms. Wardenga asked if anyone has checked the occupancy limit. Ms. Kent answered she had researched the code and made a determination on square footage. Ms. Kent confirmed that she held a wedding at the house and comfortably held sixty guests. Ms. Wardenga commended Ms. Kent on the renovation of the house, stating it looks wonderful. Ms. Wardenga asked if Ms. Kent considered restrooms for an event facility. Ms. Kent answered she has renovated a bathroom that is handicap accessible.

Ms. Kent stated the home would be used for family events, during daylight hours, and would only allow traditional southern music and bluegrass music.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS - continued**

Ms. Linda Hobbs, board member, questioned the area for parking. Ms. Kent replied the presentation reflects 34 cars being able to park on the property. Ms. Kent is requesting a variance to pave the parking as she feels asphalt will kill the oak trees and the trees will have to be taken down. Ms. Hobbs questioned the buffer between properties. Ms. Kent answered there is a 50 foot setback and she plans to install a privacy fence with the aesthetic side of the fence facing the neighbors.

Ms. Wardenga expressed the board values the comments from the neighbors and community.

Ms. Wardenga asked if there was anyone present that wanted to speak on the zoning request. Several surrounding property owners were present.

Ms. Debra Kasper, resident 83 Green Street, read a letter in opposition of the zoning change. Ms. Kasper reminded the board of the promise made to keep the east side of Quillian Street residential to protect the neighborhood. Ms. Kasper added that she loves living in downtown Cleveland and wants to preserve the neighborhood.

Ms. Kasper read a letter from Susan and Ron Franklin, 154 Green St., opposing the rezoning request of Ms. Kent. The couple has purchased the Green Street home as a retirement home. Mr. and Mrs. Franklin would like to see the east side of Quillian Street remain residential and feel the rezoning request would open it up for other commercial developments.

Ms. Kasper read a letter from Gary Black, resident 149 Green Street, opposing the rezoning request of Ms. Kent. Mr. Black feels it is not in the best interest of the neighborhood.

Ms. Kasper read a letter from Ann Blalock, resident 226 Green Street, opposing the rezoning request of Ms. Kent.

Ms. Judy Armour, resident 172 E. Underwood St., likened herself to a dinosaur of the neighborhood, stating that she and her family moved on E. Underwood when she was nine years old. She stated she was Ms. Thelma Allen's 14<sup>th</sup> child as she was always at the house and playing. Ms. Armour added she felt the renovation of the home is beautiful and would love to see the property remain residential. East Underwood, Quillian Street, and Green Street were the original subdivision. Ms. Armour expressed her concerns of the additional traffic.

Mr. Rush Mauney, resident 177 Old Clarkesville Road, stated the area is one of the oldest neighborhoods that is still intact. As a Council Member for Cleveland, the council used Quillian Street as the dividing line for commercial use. The dentist office project on Quillian Street has strict guidelines to follow in the exterior construction and use. Although he is no longer on the council, he is a neighbor and feels the board should stay true to the commitment to the area.

Mr. Mauney informed the zoning change does not follow the comprehensive plan which is developed through the input of citizens and city and county officials.

Mr. Mauney applauded Ms. Kent on the renovation and knows the work and detail that is involved as he has renovated several buildings himself, but expressed the city cannot just throw out zoning and the comprehensive plan. Mr. Mauney referred to Ms. Kent's comments of personally making sure the home remained a venue, but if the area was sold, it could technically be changed to the uses read by Ms. Wardenga at the beginning of the meeting.

Mr. Mauney stated if anyone wants the zoning change, they should speak up but should consider the impact on the neighborhood. Mr. Mauney feels it is naïve of Ms. Kent to say she will restrict the type of events at the home. Today's environment does not allow for an owner to choose who can or can't use a facility based on the event.

Mr. Mauney asked the board to recommend denying the zoning request of Ms. Kent.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS - continued**

Ms. Shanna Armour, resident 158 E. Underwood St., stated a zoning change to the property may lead to a cycle of other businesses wanting to come in and she does not want to change the neighborhood. Ms. Armour questioned Ms. Kent if she were holding a wedding and Ms. Armour's family decided to play at the pool, would that put the Armour family in a position of not being able to use their property. Ms. Armour stated she and her mother were against the zoning change and also her brother Michael Armour (43 Green St). Ms. Kent answered to Ms. Armour's claim of Michael Armour being against the zoning and informed she had spoken to Michael and he is for the zoning change and is very excited about the proposed use. Ms. Kent also stated she had the support of her neighbor, Ms. Garey, resident 147 Quillian Street. This was disputed by Ms. Garey's grandson and someone disclosed that Ms. Garey was not in a position of health to agree or disagree with the proposal.

Ms. Kent stated the argument of adding traffic is redundant as the area is already used as a cut-through for traffic. Ms. Kent stated the property is basically being condemned and cannot be enjoyed if the board did not approve her request. She informed the real estate business calls this highest and best use. Ms. Kent added she respects the concerns discussed, but feels the concerns of the traffic and use of the property is over the top.

Dennese Stringfellow, board member, stated the home is beautiful and feels we need a cultural place in Cleveland that adds character to the area and act as a tourist attraction. Ms. Stringfellow feels the property would be better served as an event venue.

Jessica Adams, resident 122 Green Street, expressed her concern of the uses allowed for B-II zoning and if the property sold to someone and the use changed from event venue. Ms. Kent answered if she sold the property, she would make sure the use of the property would stay the same. The property needs revenue to function and maintain. Ms. Kent feels residential tenants destroys homes.

Ms. Wardenga questioned why Ms. Kent reapplied for a zoning change (*history note – not stated at the meeting: Ms. Kent applied for a zoning change in 2015 in which it was denied*). Ms. Kent answered it is something Cleveland needs and Cleveland does not have enough culture. The original zoning request for a café was meant to bring southern culture to the area. Ms. Wardenga asked if the use would not have been better on the main highway. Ms. Kent answered she had bonded with the Allen family and fell in love with the history and wanted to make the neighborhood look better.

Mike Allen, Thelma Allen's son, informed the board Ms. Kent is a woman of her word and whatever she says, she will do. Mr. Allen also informed the board that Cleveland will continue to live fifty years in the past and remain in a time warp if they don't change the zoning and added that Cleveland will never grow.

Mr. Chad Knott, local attorney, informed the board, at times, have included conditional and limited uses to a property as was done with the property he now owns on E. Kytle Street.

Ms. Judy Armour questioned the assessment of the property and surrounding properties. Ms. Wardenga informed this is decided by the White County Tax Assessor's office and not the city. Ms. Armour questioned why the property could not be marketed as a home.

Ms. Henrietta Sutton, board member, stated she hears what Mr. Allen is saying of staying stuck in a time warp, but the house is residential and Ms. Kent knew it was residential before she purchased the property. Ms. Sutton informed she sat on the comprehensive plan years ago and the plan is part of the consideration for zoning request. Ms. Sutton stated Quillian Street is the dividing line and the neighborhood east of Quillian should remain residential.

On motion by Henrietta Sutton, seconded by Arthur Palmer, in favor – Sam Pelletier and Linda Hobbs, and carried, the board voted to recommend to deny the rezoning request of Charlene Kent from R-I Single Family Residential to B-II Highway Commercial Business for approximately 1 acre of property, Tax Map and Parcel C01D-093 located at 108 East Underwood Street. As the zoning request is denied, the request for a variance to the city's development specifications to allow for a gravel parking area as an alternative to the required paved parking area is no longer valid.

Dennese Stringfellow voted in opposition of the motion.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS - continued**

Mayor Ash informed the attendees, to keep the meeting moving along, he would each person five minutes to speak on the application.

Ms. Charlene Kent, applicant, presented renderings, and a summary of the reasons for the request of the zoning change. Ms. Kent explained she saw something in the house and felt it needed to be restored and she has put a lot of effort and energy in the renovation.

Ms. Kent presented several site areas showing the areas around the property and how other properties are being utilized. Ms. Kent explained Quillian Street has heavy traffic as it is used as a bypass to avoid the square. Ms. Kent feels there is no privacy at 108 East Underwood to allow for residential living. Ms. Kent explained she moved the house back because of the existing setbacks and felt the city would eventually use the setbacks on East Underwood and Quillian Street. Ms. Kent explained the reasoning for a gravel parking lot is to save the existing hardwoods. The proposed parking presented indicates the area could park up to 34 vehicles.

Ms. Kent expressed her confusion of the denial of her rezoning request from 2015. Ms. Kent stated she sent out 30 questionnaires and 4 were returned. Three of the four were in support of her project. Ms. Kent informed she likes to research how and why people think like they do.

Ms. Kent referred to the White County comprehensive plan which defines the county's vision. One of the questions asked during the comprehensive plan hearings is what is needed in Cleveland and Mr. Mauney, at that hearing, answered the city needed a more pedestrian friendly area. Ms. Kent stated 15 to 18 thousand vehicles drives through Cleveland daily and should be a place where people will stop and eat.

Ms. Kent expressed her concern of the youth staying within the community and the city needs to look at what stirs the youth of the community.

Ms. Kent continued with the comprehensive plan comments stating Bill Owens said the city should work with the county and Carl Dann stated more was needed downtown. Ms. Kent feels her project is following the comprehensive plan. Ms. Kent stated the residents of Green Street enjoy privacy, but her lot has no privacy due to the traffic.

Mayor Ash stated he appreciates the restoration of the house and also referred to the restorations of homes of Rush Mauney.

Mayor Ash opened the floor for comments.

Ms. Lillian Hall owns a home on East Underwood in which her daughter and granddaughter live. Ms. Hall informed she would not have purchased if she knew the area would go commercial. Ms. Hall stated she would have liked to have received the survey Ms. Kent spoke of. Ms. Hall questioned why the zoning was not checked before purchasing or the renovation of the property. Ms. Hall also questioned why Ms. Kent would not do a feasibility study.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS – continued**

Ms. Hall expressed her concern of the zoning change and it would be unlikely to revert back to residential if Ms. Kent sold the property. Ms. Hall expressed her pleasure in the council's decision in 2015 to deny the request and it made her proud that promises were kept.

Ms. Hall also express her concern of the vacant property that fronts East Underwood and if it would go commercial. Ms. Hall feels this would be devastating to the neighborhood.

Kim Sosebee, White County resident, stated she had not planned to speak but felt she would explode if she did not. Ms. Sosebee informed she lived a mile from the location. Ms. Sosebee stated that Cleveland will never grow until they start thinking outside the box and did not understand why the city would not allow a restaurant. Ms. Sosebee apologized to Ms. Kent for the people there in opposition.

Laurie Hubbard, White County Resident, stated she hoped that businesses like what Ms. Kent is proposing would come to the city. Ms. Hubbard stated Cleveland cannot compare to Cornelia or Dahlonega. As for the traffic, Ms. Hibbard stated the traffic was inevitable for the area and that she uses Quillian and East Underwood as a cut through to avoid the square. Ms. Hubbard emotionally stated the city was shutting down one of the beautiful things in White County and the city should be willing to give it a chance that the city needed better restaurants. Ms. Hubbard informed how excited she was that Shan (Mayor Ash) was on board and felt he would bring quaint businesses to Cleveland.

After the talk of a restaurant, Ms. Judy Armour, resident East Underwood, asked if the rezoning is for a restaurant or a venue. Ms. Kent answered she originally wanted a restaurant but rethought her plans due to the cost of a commercial kitchen. Ms. Kent thought the venue would be a better option. Ms. Armour stated Ms. Kent has applied for a restaurant and now a venue and expressed concerns of what the area would be next.

Ms. Judy Armour stated she was nine years old when she moved in and does not want to see the property changed to commercial. Ms. Armour feels if the property is sold or leased, it would leave it open to any type of business. Ms. Armour commended Ms. Kent on the work on the house, but she has also done a lot of work on her home.

Ms. Kent responded she could set in place for no option to change the proposed use. Her attorney, Chad Knott, had informed her, the property could be rezoned with conditions. Ms. Armour informed she does not want a restaurant and the neighborhood does not want it. Ms. Armour informed the Crane house had been renovated into a beautiful residential home. Ms. Armour expressed to the council this was her subdivision, community, and lives here day in and out. Ms. Armour is very passionate about preserving the neighborhood and is against the rezoning. Mr. Armour also stated her passion to preserve the neighborhood included how hard her late brother Billy Helton worked to have a beautiful neighborhood.

Ms. Debra Kasper, Green Street, read the letters of those that could not attend due to illness or other commitments. Letters from Ann Blalock, Green Street, Gary Black, Green Street, Janette Palmer, Green Street, and Susan and Ron Franklin were read in opposition of the zoning change. (*a copy of the letters will be included in the minutes and in the zoning minutes*) Due to the length of the letters, Ms. Kasper's five minutes had expired. Ms. Kasper requested to be able to continue on her behalf as she was representing other families in her neighborhood.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS – continued**

Mayor Ash informed each person is to have five minutes to speak. Ms. Lynn Schaffer asked was Ms. Kent able to speak for twelve minutes and her mother, Debra Kasper, was not able to continue. Mayor Ash stated Ms. Kent was given more time because she was the applicant and it was her hearing. Ms. Schaffer expressed that it was the neighborhood's hearing. Mayor Ash asked Ms. Schaffer if she was willing to give up her time to her mother (Ms. Kasper) and Ms. Schaffer replied yes she would give up her time.

Ms. Kasper spent the next few minutes reading a letter on her behalf opposing the zoning change. The letter included several dates of council decisions regarding the neighborhood.

Ms. Shanna Armour, East Underwood, informed she now lives in Billy Helton's home (uncle), and knows that her uncle would be opposed to the zoning request. Ms. Armour is also opposed to the zoning request. Ms. Armour read prepared comments and referenced the minutes of June 2, 2014 in which the council discussed the traffic issues of Quillian and East Underwood Street. The council stated, at the public meeting, the roads are not meant for heavy traffic. Ms. Armour stated the neighbors call the area "the block" and wants to preserve the area.

Ms. Armour added she feels commercial properties should be limited to major streets. Ms. Armour agreed Cleveland was not Dahlonega, but added Cleveland was not designed like Dahlonega.

Ms. Tia Garey, Quillian Street, spoke on behalf of her mother Beatrice Garey. Ms. Garey stated her mother is opposed, as she is, to the zoning change. Ms. Garey also spoke on behalf of her late father, Jack Garey, and spoke of the love he had for the neighborhood and would have never approved of a zoning change. Ms. Garey hopes to preserve the area so that her grandchildren will live there one day.

Ms. Shanna Armour asked for clarification from her brother Michael Armour for the comments made by Ms. Kent claiming Mr. Armour was in favor of the zoning change.

Mr. Michael Armour owns property on Green Street and East Underwood Street. Mr. Armour's family resides on Green Street and he is renovating the Underwood property for residential use. Mr. Armour informed he was not in favor of the zoning change and his only comment to Ms. Kent is he liked the renovations on the Allen house.

Ms. Gail Beckett showed appreciation of the feeling of community and stated it was amazing of how cohesive everyone's comments were to preserve the neighborhood.

Ms. Judy Armour stated she had nothing personal against Ms. Kent. Ms. Armour informed she would have been against the zoning change with any owner of the property. Ms. Kent answered she sent out invitations to speak or meet with her and no one called or visited her.

Rush Mauney, resident Old Clarkesville Road and former council member, applauded Ms. Kent for the work on the Allen house. Mr. Mauney is fully aware of what it takes to renovate a home. Mr. Mauney stated the comments of Ms. Kent wanting the highest, best use of the property runs through his mind, and the property may be a venue today, but what about ten years from now.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS – continued**

Mr. Mauney continued to say the Facebook crowd says Cleveland doesn't want anything, but that is wrong. Cleveland has zoning and there is a purpose to the zoning. Mayor Ash asked Mr. Mauney what his property is zoned. Mr. Mauney stated R-II and knew what Mayor Ash was eluding to concerning the zoning. Mayor Ash answered he was not eluding to anything and informed he was speaking as he was running this meeting. Mayor Ash asked Mr. Mauney about having a bed and breakfast at his residence. Mr. Mauney answered at the time he requested of the council to allow for a bed and breakfast it was the only zoning classification in place.

Mayor Ash stated everyone should consider both sides. Mayor Ash suggested everyone should go look at the property and go through the house. Mayor Ash suggested the property could be used as a bed and breakfast and the city could also create a dead end on East Underwood.

Mr. Mauney replied this neighborhood has come out in mass to oppose the zoning request and questioned what happens if the venue business does not work out.

Ms. Holly Williams, Boulevard Street, informed she has lived in the city for eight years. Ms. Williams does not like any of the restaurants in Cleveland, road access to areas, and continued to make disparaging remarks about the city until her five minutes were expired.

Ms. Jessica Adams, Green Street, reminded Mayor Ash of a comment he made if the property is made commercial it cannot go back and that is a huge concern to her and her family. Ms. Adams stated it is their neighborhood and commercial just trickles down to other areas in the neighborhood.

Ms. Laurie Hubbard stated the city can issue restrictions and block off East Underwood.

Ms. Lillian Hall informed the surrounding property owners have everything invested in their properties and the reason Ms. Kent bought the property is because residential is cheaper than commercial.

Ms. Norma Totherow, White County Resident, stated how dismayed she was to receive a call from Chief John Foster after holding an event at the home. Ms. Totherow does not understand why there is opposition to the zoning and Ms. Kent was a woman of her word. Several neighbors proclaimed it is because they live there and it is their neighborhood. Ms. Totherow accused the neighbors of being against Ms. Kent because of her accent and just about everyone in attendance stated that was not true and was offended by the accusation.

Edward Young made a motion to stop the public comments on this zoning issue. Bradley Greene seconded the motion. Mayor Ash did not ask for a vote as he wanted to make sure there were no more public comments to be made. Mayor Ash feels if everyone went through the house it would change their minds. Edward Young and Bradley Greene stated they were ready to vote.

There were no other public comments.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS – continued**

Bradley Greene made a motion to accept the Planning and Zoning Board's recommendation and deny the rezoning request of Ms. Charlene Kent to rezone 108 East Underwood, Tax map and Parcel C01D-093 from R-I Single Family Residential to B-II Highway Commercial Business. This motion was seconded by Nan Bowen. Annie Sutton wanted to make a comment to Ms. Norma Totherow before the final vote and informed Ms. Totherow that she held an event illegally at the house due to the home not receiving a certificate of occupancy from the city's building inspector. Ms. Totherow replied she had been in the Allen house many times and it could hold a lot more people than what attended her wedding. Nan Bowen informed Ms. Totherow she was missing the point. No one is to occupy a home or business, under construction, until a certificate of occupancy is issued upon completion of construction.

Annie Sutton and Edward Young also voted in favor of the motion made and it carried unanimously. No one voted in opposition.

On motion by Annie Sutton, seconded by Bradley Greene, in favor Edward Young and Nan Bowen, and carried unanimously, the Mayor and Council voted to take at short recess at 8:30 p.m.

On motion by Edward Young, seconded by Annie Sutton, in favor Bradley Greene and Nan Bowen, and carried unanimously, the Mayor and Council voted to return to the City Council meeting at 8:38 p.m.

**NADINE WARDENGA – PLANNING AND ZONING BOARD REZONING REQUESTS – continued**

Ms. Wardenga presented the application of Hilda Watson requesting a change of use from R-I Church Assembly to R-I Single Family Residential for less than 1 acre of property, Tax Map and Parcel C01B-072 (C07-053) located at 182 Church Street.

Ms. Wardenga explained the application was tabled to allow Ms. Watson more time to submit the details to change the church from assembly to residential. Although not read aloud, the minutes of the Planning and Zoning Board are referenced herein:

The chair presented the application of Hilda Watson requesting a change of use from R-I Church Assembly to R-I Single Family Residential for less than 1 acre of property, Tax Map and Parcel C01B-072 (C07-053) located at 182 Church Street. The proposed use of this property is for R-I Single Family Residential Use.

Connie Tracas, City Clerk, informed the zoning ordinance allows for churches, schools, and daycares in residential zoning, and in this case the buyer took it literally because of the location of the church, she would be able to have her daughter reside at the church.

Mr. Rob Watson was present to represent the applicant. Mr. Watson was asked how the property would be changed to for residential use. Mr. Watson answered he had no idea of how the property would be changed for residential use and was not aware of the location of the property.

It was suggested to the board to table a consideration of the change of use request until additional information is provided by the applicant.

On motion by Linda Hobbs, seconded by Dennese Stringfellow, in favor – Arthur Palmer, Sam Pelletier, and Henrietta Sutton, and carried unanimously, the Planning and Zoning recommend to table the request of Hilda Watson requesting a change of use from R-I Church Assembly to R-I Single Family Residential for less than 1 acre of property, Tax Map and Parcel C01B-072 (C07-053) located at 182 Church Street until further information is provided.

The mayor and council were informed the clerk had spoken with Ms. Watson and discussed the additional information needed. Ms. Watson is meeting with the building inspector and will create a list to renovate to residential status.

The Planning and Zoning Board will hear the application again at the July 28, 2016 meeting. No action was taken by the mayor and council.

**BRIAN RINDT – CITY ENGINEER**

1. Mr. Rindt invited the Mayor and Council to dine with him at the Pirate's House while at the GMA convention.
2. All the easements have been obtained for the 129 North Sewer project. The city will place an advertisement for bids in the local paper.
3. The city is waiting for USDA to confirm if grant money is available for the new water tank. Edward Young reminded Mr. Rindt that he does not want Brown tank to bid on the project.

**HAZARD MITIGATION PLAN UPDATE – RESOLUTION 2016-08**

White County and the cities of Cleveland and Helen are required to have a Hazard Mitigation Plan.

The plan is updated every five years. Chief Foster, Chief Pruitt, and the City Clerk worked with White County Emergency Management to update the plan. The committee also received input from Cleveland Public Works. The city is required to officially adopt the updated plan.

On motion by Bradley Greene, seconded by Nan Bowen, in favor – Annie Sutton and Edward Young, and carried unanimously, the Mayor and Council approved the updated Hazard Mitigation Plan, Resolution 2016-08.

**2016-07 SANITATION RATE INCREASE – 2<sup>ND</sup> CONSIDERATION AND ADOPTION**

The Mayor and Council reviewed the proposed sanitation rate increase. The rates are scheduled to go into effect July 15, 2016.

Charges for public collection and disposal. Monthly charges for public collection and disposal of solid waste shall be as follows:

**Residential** - For one collection, per week, one 90 gallon container:

- |  |         |
|--|---------|
| 1. Residential occupancy - 1 person          | \$7.88  |
| 2. Residential occupancy - 2 persons         | \$12.50 |
| 3. Residential occupancy - 3 or more persons | \$18.75 |

**Commercial** - 90 gallon container:

- |   |         |
|---|---------|
| 1. One container - one collection per week    | \$27.50 |
| 2. One container - two collections per week   | \$55.00 |
| 3. One container - three collections per week | \$82.50 |

**Commercial** – Dumpsters and other containers of more than 90 gallons:

Rental fee for dumpsters - \$12.00 per month

**Commercial** - 90 gallon container:

- |  |         |
|--|---------|
| 1. One container - one collection per week | \$27.50 |
|--|---------|

**2016-07 SANITATION RATE INCREASE – 2<sup>ND</sup> CONSIDERATION AND ADOPTION - continued**

- |    |  |         |
|----|--|---------|
| 2. | One container - two collections per week   | \$55.00 |
| 3. | One container - three collections per week | \$82.50 |

**Commercial** – Dumpsters and other containers of more than 90 gallons:  
Rental fee for dumpsters - \$12.00 per month

[Collections]	1 container	2 containers	3 containers	4 containers
Once per week	\$80.00	\$120.00	\$160.00	\$240.00
Two per week	\$120.00	\$200.00	\$280.00	\$360.00
Three per week	\$160.00	\$280.00	\$400.00	\$520.00

On motion by Nan Bowen, seconded by Bradley Greene, in favor – Annie Sutton and Edward Young, and carried unanimously, the Mayor and Council approved and adopted 2016-07 Amendment of the Solid Waste Management Ordinance Fee Schedule.

**GRANT KEENE – CITY ATTORNEY**

Grant Keene, City Attorney, informed the Mayor and Council an application to annex has been submitted by the Kiwanis for property located on Highway 129 South.

**CHIEF JOHN FOSTER – POLICE DEPARTMENT**

Chief Foster submitted a class request for Raymond Rutledge for child safety seat training. The request was approved.

**NEW BUSINESS**

1. The city has presented a proposal for repaving city streets for the 2017 DOT LMIG program. On motion by Edward Young, seconded by Annie Sutton, in favor Bradley Greene and Nan Bowen and carried unanimously, the Mayor and Council approved the list and Mayor Ash was given authorization to sign.
2. On motion by Edward Young, seconded by Bradley Greene, in favor – Annie Sutton and Nan Bowen and carried unanimously, the Mayor and Council voted to cancel the first Monday meeting, July 4, 2016, in observance of Independence Day. A meeting will be scheduled once the city has received the dates to hold millage rate hearings.
3. Public comments – Annie Sutton mentioned the thank you letter from Officer Ronnie Wingo's family and the family of Bill Jackson. Ms. Sutton stated how proud she was of the city and the fire department's participation in Mr. Jackson's funeral procession. Edward Young spoke of several anecdotes of his time with Bill Jackson and Clyde Turner Jr.

### **OLD BUSINESS**

1. The minutes of May 2016 were signed.
2. Last week the mayor and council discussed the fees from the Steedley firm for the water tank and well project. The fee schedule is \$122,000, which includes grant writing and the administration of the grant (reporting, etc.). This is 7% of the total project costs.

USDA feels the city has the staff have the staff and can also provide staff to do what the Steedley Firm will do. The city signed a contract with the Steedley Firm January 5, 2015. City staff, Brian Rindt and Angela Steedley met with USDA February 2015 and it was not mentioned the agency would not cover the fees. The USDA does not plan to cover administration fees.

On motion by Bradley Greene, seconded by Nan Bowen, in favor Annie Sutton and Edward Young and carried unanimously, the Mayor and Council voted to approve the fee schedule and authorized Mayor Ash to sign.

3. The city has received approval from DOT for the LMIG Safety program. The city will start with replacing city street signs with breakaway decorative poles and reflective signs. The mayor and council signed the purchase order to purchase the signs and equipment.

### **EXECUTIVE SESSION**

On motion by Bradley Greene, seconded by Edward Young, in favor –Annie Sutton and Nan Bowen, and carried unanimously, the Mayor and Council voted to enter into executive session to discuss possible litigation at 9:19 p.m.

### **RETURN TO COUNCIL MEETING**

On motion by Annie Sutton, seconded by Bradley Greene, in favor – Edward Young and Nan Bowen, and carried unanimously, the Mayor and Council voted to return to the City Council Meeting of June 13, 2016 at 9:22 p.m. No further business was discussed.

### **ADJOURNMENT**

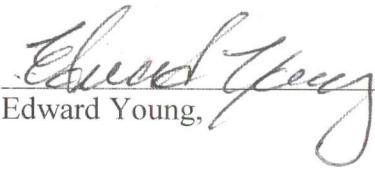
On motion by Edward Young, seconded by Annie Sutton, in favor – Bradley Greene and Nan Bowen, and carried unanimously, the Mayor and Council voted to adjourn the City Council Meeting of June 13, 2016 at 9:23 p.m.

Signatures next page

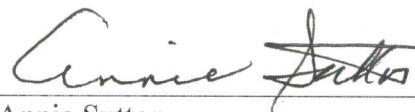
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Shan Ash a/k/a Roy Ash, III Mayor



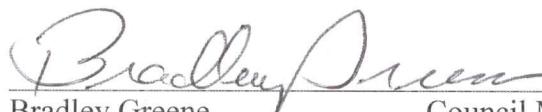
Edward Young, Council Member



Annie Sutton, Council Member



Nan Bowen, Council Member



Bradley Greene, Council Member

ATTEST:



Connie Tracas, City Clerk

