

City Council Meeting
10 N. Public Square
February 2, 2023
6:00 P.M. – Work Session
7:00 P.M. – Council Meeting

WORK SESSION

Mayor Matthew Santini opened Work Session at 6:00 P.M. Council Members discussed each item from the agenda with corresponding Staff Members.

Mayor Santini closed Work Session at 6:13 P.M.

OPENING MEETING

Mayor Santini called the Council Meeting to order at 7:00 P.M.

Invocation by Council Member Cooley.

Pledge of Allegiance led by Council Member Fox.

The City Council met in Regular Session with Matthew Santini, Mayor presiding, and the following present: Jayce Stepp, Council Member Ward Two; Cary Roth, Council Member Ward Three; Calvin Cooley, Council Member Ward Four; Gary Fox, Council Member Ward Five; Taff Wren, Council Member Ward Six
Dan Porta, City Manager; Julia Drake, City Clerk; and Keith Lovell, Assistant City Attorney.

Absent: Kari Hodge, Council Member Ward One

REGULAR AGENDA

COUNCIL MEETING MINUTES

1. January 19, 2023, Council Meeting Minutes

Council Member Fox made a motion to approve the January 19, 2023, Meeting Minutes. Council Member Cooley seconded the motion. The motion carried unanimously. Vote: 5-0

APPOINTMENTS

2. Appointment of Board Members

Lillie Read, Downtown Development Authority Director, stated the DDA Board would like to recommend the following candidates for appointment to the board beginning in February.

Jayson Fredrick (replacing Jennifer Smith) term ending 2/18/2027.
Lara Jeanneret (replacing Carson McCrary) term ending 2/18/2027.

Council Member Fox made a motion to approve the board member appointments. Council Member Wren seconded the motion. Motion carried unanimously. Vote: 5-0

3. Convention and Visitors Bureau Board

Dan Porta, City Manager, stated two members of the Convention and Visitors Bureau board, Jennifer Wiggins Matthews and David Friederich, would like to continue serving. If reappointed, their new terms would expire December 31, 2026.

Council Member Cooley made a motion to approve the board member appointments. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

RESOLUTIONS

4. Updated Joint Bartow County Comprehensive Plan

Randy Mannino, Planning and Development Director, stated that Cartersville's Comprehensive plan is part of the overall Bartow County Joint Comprehensive Plan, including all of its incorporated cities. The Georgia Department of Community Affairs Planning Standards necessitated a 5-year update for Bartow County. Cartersville participated in said update and has also incorporated the updated Capital Improvements Element adopted by the City at our January 19th Council meeting. We additionally participated in the joint public hearing held on December 14th, 2022 at the Bartow County Courthouse. Though we have already received our "Qualified Local Government" status from the State, this resolution is necessary to finalize the overall Bartow County Joint Comprehensive Plan.

Council Member Fox made a motion to approve the Updated Joint Bartow County Comprehensive Plan. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 5-0

RESOLUTION 03-23

A RESOLUTION
TO ADOPT THE

Bartow County Joint Comprehensive Plan (2023-2027): Including the Cities of Adairsville, Cartersville, Emerson, Euharlee, Kingston, Taylorsville, and White

Whereas, the Georgia Planning Act of 1989 requires local governments to develop and maintain a comprehensive plan to retain their Qualified Local Government status and eligibility for State permits, grants, and loans; and

Whereas, the *Bartow County Joint Comprehensive Plan (2023-2027): Including the Cities of Adairsville, Cartersville, Emerson, Euharlee, Kingston, Taylorsville, and White* is now complete; and

Whereas, such **Joint Comprehensive Plan Update** is approved by the Georgia Department of Community Affairs as meeting Georgia's Minimum Planning Standards and Procedures (effective October 1, 2018); and

Whereas, the second and final public hearing on the draft plan was held on December 14, 2022 at the Bartow County Courthouse at 10:00 am.

Now Therefore Be It Resolved, that the Mayor and Council of the City of Cartersville, Georgia hereby officially adopts the *Bartow County Joint Comprehensive Plan (2023-2027): Including the Cities of Adairsville, Cartersville, Emerson, Euharlee, Kingston, Taylorsville, and White*.

Resolved, this 2nd day of February 2023.

BY:



Matt Santini
Mayor, City of Cartersville

ATTEST:



Julia Drake, City Clerk
City of Cartersville



PUBLIC HEARING – 2nd READING OF ZONING/ANNEXATION REQUESTS

5. T23-01: City of Cartersville

Mr. Mannino stated this text amendment to Chapter 26, Zoning, Article XIV, Business Park Overlay District, is to increase the height of allowed buildings from 50ft to 75ft. and to correct a conflict in the language for required parking lot landscape islands. Planning Commission recommended approval 5-0.

Mayor Santini opened the public hearing. With no one to come forward to speak for or against the request, the public hearing was closed.

Council Member Roth made a motion to approve T23-01. Council Member Fox seconded

the motion. Motion carried unanimously. Vote: 5-0

Ordinance No. 01-23

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 26 – ZONING, ARTICLE XIV. – BUSINESS PARK OVERLAY DISTRICT, SEC. 14-3. – GENERAL AREA, HEIGHT AND SETBACK REGULATIONS. The provision regarding “Maximum building height” is hereby deleted in its entirety and replaced as follows:

1.

Sec. 14-3. General area, height and setback regulations.

Maximum building height (see below): 75 feet

2.

All other existing provisions of Sec. 14-3 not changed herein, shall remain as is.

3.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention and any ordinance or part thereof not amended shall remain in effect and be unchanged.

BE IT AND IT IS HEREBY ORDAINED.

FIRST READING: January 19, 2023

SECOND READING: February 2, 2023

ATTEST:


JULIA DRAKE, CITY CLERK


MATTHEW J. SANTINI, MAYOR



Ordinance no. 02-23

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 26 – ZONING, ARTICLE XIV. – BUSINESS PARK OVERLAY DISTRICT, SEC. 14-7. – LANDSCAPING REQUIREMENTS, SECTION B. *Parking lot interior island design* is hereby deleted in its entirety and replaced as follows:

1.

Sec. 14-7. Landscaping requirements.

- B. *Parking lot interior island design.* One (1) tree required per island having no branches maintained below five (5) feet in height for visibility. The remainder of the island shall be adequately landscaped with shrubs and ground cover with a height of no more than three (3) feet at maturity. Islands may contain no curbs, elevated curbs, or depressed curbs.

2.

All other existing provisions of Sec. 14-7 not changed herein, shall remain as is.

3.

It is the intention of the city council, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention and any ordinance or part thereof not amended shall remain in effect and be unchanged.

BE IT AND IT IS HEREBY ORDAINED.

FIRST READING: January 19, 2023

SECOND READING: February 2, 2023

ATTEST:

JULIA DRAKE, CITY CLERK

MATTHEW J. SANTINI, MAYOR



SECOND READING OF ORDINANCES

6. Downtown Entertainment Zone Ordinance – Pub Crawl Cups

Ms. Read stated the DDA is requesting a change to the DEZ Ordinance to include the use of authorized Pub Crawl cups within the district during the events dates only.

Alcohol Control Board approved the use of authorized Pub Crawl cups within the district during the events dates only. Vote 4-0.

DDA Board and staff recommend approval.

Council Member Fox made a motion to approve Downtown Entertainment Zone Ordinance – Pub Crawl Cups. Council Member Stepp seconded the motion. Motion carried unanimously. Vote: 5-0

Ordinance no. 03-23

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES, CHAPTER 4 – ALCOHOL BEVERAGES, ARTICLE II. - LICENSING REQUIREMENTS, DIVISION 4. PREMISES RESTRICTIONS, SECTION 4-106 CONSUMPTION ON OTHER PUBLIC PLACES is amended by deleting section (f)(4) only and replacing the same as indicated below.

1.

Sec. 4-106. - Consumption in other public places.

(f) Downtown Entertainment Zone:

- (4) Drinking alcoholic beverages from a can, bottle, glass, or non-approved disposable plastic cup off-premises is prohibited. The use of silicone Pub Crawl cups are permitted during authorized event dates only and only by authorized ticket holders.

2.

All other existing provisions of Sec. 4-106 not changed herein, shall remain as is.

3.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention and any ordinance or part thereof not amended shall remain in effect and be unchanged.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: January 19, 2023

SECOND READING: February 2, 2023

ATTEST:


JULIA DRAKE, CITY CLERK




MATTHEW J. SANTINI, MAYOR

7. Downtown Entertainment Zone – Service Times

Ms. Read stated the DDA is requesting a change to the DEZ Ordinance to expand the service times of the DEZ to Monday-Saturday during 11:00 am – 10:00pm, excluding Sunday.

Alcohol Control Board denied the expansion of the service times of the DEZ to Monday - Saturday during regular service hours, excluding Sunday. Vote 4-0.

Council Member Stepp made a motion to deny the Downtown Entertainment Zone Ordinance – Service Times. Council Member Roth seconded the motion. Motion carried with Mayor Santini voting Vote: 4-2 with Council Member Fox and Wren in opposition of the denial.

8. Downtown Entertainment Zone Ordinance – Map Expansion

Ms. Read stated The DDA is requesting a change to the DEZ Ordinance to expand the map west on Main Street to Noble Street and to expand the map east on Cherokee Avenue to Stonewall Street.

Alcohol Control Board denied the request to expand the map west on Main Street to Noble Street and to expand the map east on Cherokee Avenue to Stonewall Street. Vote 2-2.

Council Member Wren made a motion to approve Downtown Entertainment Zone Ordinance – Map Expansion. Council Member /fox seconded the motion.

Council Member Roth made a motion to amend the approval to only include the expansion to Noble St and to deny the expansion to Stonewall. With no second, motion failed.

Continuing with the original motion, motion passed. Vote: 4-1 with Council Member Roth opposing.

Downtown Entertainment Zone



February 3, 2023

Ordinance no. 05-23

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES, CHAPTER 4 – ALCOHOL BEVERAGES, ARTICLE I, – IN GENERAL, DIVISION 1. GENERALLY, SECTION 4-1 DEFINITIONS is amended by deleting the definition of Downtown Entertainment Zone and replacing the same as indicated below.

1.

Sec. 4-1. – Definitions.

Downtown entertainment zone means and includes the following area as delineated on the map dated _____ and entitled "Downtown Entertainment Zone" incorporated herein below:

[INSERT NEW MAP]

2.

All other existing provisions of Sec. 4-1 not changed herein, shall remain as is.

3.

It is the intention of the city council, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention and any ordinance or part thereof not amended shall remain in effect and be unchanged.

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: January 19, 2023

SECOND READING: February 2, 2023

ATTEST: 
JULIA DRAKE, CITY CLERK


MATTHEW J. SANTINI, MAYOR



9. Schedule of Charges Update

Freddy Morgan, Assistant City Manager, stated a request to remove advance payment requirements for the City of Cartersville School System, City of Cartersville, or Bartow County (a)(14) h.

This was a first reading and will be voted on at the February 16, 2023 City Council Meeting.

CONTRACTS/AGREEMENTS

10. Amendment to Intergovernmental Agreement for Cartersville Farmers Market

Mr. Porta stated the City of Cartersville, along with the CVB and Bartow County, have shared in the salary cost for the Farmers Market Coordinator and have agreed to increase each of their contributions from \$5,000 to \$7,000 annually.

Council Member Roth made a motion to approve the Amendment to Intergovernmental Agreement for Cartersville Farmers Market. Council Member Fox seconded the motion. The motion carried unanimously. Vote: 5-0

11. Sublease Renewal for the Welcome Center

Mr. Morgan stated the DDA requests to renew the sublease of space in the Welcome Center to Cartersville Outfitters, a locally owned retail shop.

Council Member Roth made a motion to approve the Sublease Renewal for the Welcome Center. Council Member Fox seconded the motion. The motion carried unanimously. Vote: 5-0

12. Updated Architectural and Engineering Services Costs

Mr. Morgan stated this is the updated professional services fee schedule between the City and CPL based on the Guaranteed Maximum Pricing (GMP) provided by Reeves Young for the Water department administrative complex. These fee percentages were in the original agreement approved at the February 17, 2022, Council meeting.

Council Member Cooley made a motion to approve the Updated Architectural and Engineering Services Costs. Council Member Fox seconded the motion. The motion carried unanimously. Vote: 5-0

13. Guaranteed Maximum Price (GMP) from Reeves Young

Mr. Morgan stated the GMP is provided by Reeves Young for the Water department administrative complex. We are seeking approval of the \$11,910,419 GMP plus a \$600,000 contingency (site work) for a total of \$12,510,419 to be paid from Water department reserves.

Council Member Cooley made a motion to approve the Guaranteed Maximum Price (GMP) from Reeves Young. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

BID AWARD/PURCHASES

14. Pension Fund Investment Advisor Quarterly Invoice

Mr. Morgan stated Segal Marco Advisors has submitted their quarterly invoice. This invoice is budgeted and paid from the Pension fund account in the amount of \$18,000.00. It is recommended for approval.

Council Member Cooley made a motion to approve Pension Fund Investment Advisor Quarterly Invoice. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

15. Everbridge Annual Costs

Logan Bagley, Public Relations and Communications Manager, stated the Everbridge invoice representing the annual cost for this service which totals to \$10,190.60. This budgeted purchase is recommended to Council for payment.

Council Member Roth made a motion to approve Everbridge Annual Costs. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

16. Water Meters for Stock

Sidney Forsyth, Water Department Director, stated the attached quote is for one pallet of ¾” Sensus iPerl meters plus ancillary metering equipment from the sole source supplier, Kendall Supply for \$36,870.60. These are the same meters and equipment being installed in the AMI project. This represents between 4-6 month’s supply at present. The items are all in stock and available for immediate delivery. Approval to purchase the meters were recommended. This is a budgeted item to be paid from account #505.3320.52.2390.

Council Member Roth made a motion to approve Water Meters for Stock. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

17. Duo MFA Support Renewal

Steven Grier, FiberCom Director, stated approval was recommended to pay \$10,552.60 to CDWG for annual support of our Cisco 2 factor authentication system. This system is used on all city computers and servers for added login security. This is a budgeted item.

Council Member Wren made a motion to approve Duo MFA Support Renewal. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

18. Fiber Pathway Installation

Mr. Grier stated this item is for the construction and installation of a fiber pathway to be built to 3 spec buildings near Hillview Ave. and Apex Dr. The total amount is \$17,339.75 from NCI. This is not a budgeted item but will be funded with the 2020 SPLOST. Approval was recommended.

Council Member Fox made a motion to approve Fiber Pathway Installation. Council Member Cooley seconded the motion. Motion carried unanimously. Vote: 5-0

Council Member Wren made a motion to add two (2) items to the agenda. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

19. Purchase of Power DMS

Frank McCann, Police Chief, stated approval was requested for the renewed subscription of Power DMS, which is a database used to organize our training, state certification, field training, and CALEA files. This database saves manpower hours and makes us more efficient and effective. The yearly subscription cost for this database is now \$9,942.60. This is a

budgeted purchased and will be paid for utilizing federal asset forfeiture funds and the e-save and e-verify documents are on file.

Council Member Wren made a motion to approve Purchase of Power DMS. Council Member Cooley seconded the motion. Motion carried unanimously. Vote: 5-0

GRANT APPLICATION/ACCEPTANCE

20. FY 2023 GEMA Homeland Security Grant Program Funding

Mr. McCann stated approval was requested to apply for a GEMA Homeland Security Grant (FY 2023) to purchase a total of 10 Ballistic Shields, six (6) 24" x 36" portable shields and four (4) 70' x 31" Level IV Portable Response Barriers, and 10 fully equipped optics/flash suppressors/rail lights Daniel Defense MK18, 5.56 caliber tactical rifles.

The portable response barrier shields are critical to active shooter response at any large structure(s), specifically the City of Cartersville School buildings. The smaller shields will be deployed daily by members of the Uniformed Patrol Division, Criminal Investigations Division and Drug Task Force. The tactical rifles will be issued to members of the Cartersville Police Department's Tactical Team.

The total cost of these ballistic shields is \$61,564.00 and the total cost of the rifles is \$32,270.00.

Council Member Wren made a motion to approve FY 2023 GEMA Homeland Security Grant Program Funding. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

ADDED ITEMS

21. Polco Citizen Survey

Mr. Porta stated this invoice was for the citizen survey in the amount of \$ 24,800 and was recommended for approval.

Council Member Cooley made a motion to approve the Polco Invoice. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

22. Shri Parshva Sewer Easement

Keith Lovell, Assistant City Attorney stated it was recommended to enter into the agreement for the sewer easement.

Council Member Wren made a motion to approve the Sewer Easement. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 5-0

Mayor Santini asked if there was any other business that needed to come before Council.

Rayburn Taylor, 414 W Main St., came forward and stated that the Cartersville Public Library was proposing a patio addition for events. Mr. Taylor strongly stated he was in opposition of this addition as it would affect his property.

ADJOURNMENT

With no other business to discuss, Council Member Stepp made a motion to adjourn.

Meeting Adjourned at 7:37 P.M.

/s/ _____
Matthew J. Santini
Mayor

ATTEST:
/s/ _____
Julia Drake
City Clerk