

**MINUTES OF THE
REGULAR COUNCIL MEETING
CITY OF AUSTELL
MONDAY, JULY 7, 2014**

Present: Mayor Joe Jerkins
Kirsten Anderson
Ollie Clemons
Randy Green
Virginia Reagan
Suzanne Thomason

Absent: Scott Thomas

The regular meeting of the Mayor and City Council was held on Monday, July 7, 2014 at 7:00 P.M. at City Hall.

Also present were: Scott Kimbrough, City Attorney; Carolyn Duncan, City Clerk; Sandra Farmer, Deputy City Clerk; General Administration; Randy Bowens, Public Works Director; Jim Graham, Community Affairs Director; Bob Starrett, Police Chief; and Tim Williams, Fire Chief.

1. CALL TO ORDER

Mayor Jerkins called the meeting to order. Scott Kimbrough gave the Invocation and Mayor Jerkins led the Pledge of Allegiance.

Mayor Jerkins asked if anyone would like to add items to the Agenda. Mr. Clemons stated he would like to add 13D. - Austell Elementary Track Project.

Ms. Anderson moved to follow the recommendation of Mayor Jerkins to add this item to the Agenda. Seconded by Ms. Reagan. Motion passed (5-0).

2. CONSENT AGENDA – INFORMATION AND UPDATE

(No Action Required by Council – See Specific Department Director before Meeting.)

3. CONSENT AGENDA

- A. Approve Bills
- B. Approve Legal Bills \$1,362.50
- C. Approve Minutes of Regular Council Meeting May 5, 2014

Mayor Jerkins presented Anita Denney-Moore with a 30 Year Plaque and Pin and thanked her for her thirty years of service and dedication to the City. Mayor Jerkins stated she has been a great employee and has done a great job.

Mayor Jerkins also presented a Plaque to Mr. Jim Graham for his twenty years of service. Mayor Jerkins stated what a great job Mr. Graham has done over the years with the Parks and also the Threadmill Complex and worked really hard.

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He has taken a great interest in the Threadmill and has done a great job on Veterans Park. It is one of the prettiest parks we have and you have really done a great job. Mr. Clemons presented Mr. Graham with a twenty year pin and thanked him for his service and dedication to the City.

Mr. Green moved to follow the recommendation of Mayor Jerkins to approve the Consent Agenda. Seconded by Mr. Clemons. Motion passed (5-0).

4. EXCEPTION TO CONSENT AGENDA

5. CITIZENS REPORT

Mayor Jerkins asked if anyone would like to speak to the Mayor and Council. Mr. Richard Brantley stated his name and stated he had filed a noise complaint. I feel like I should have come on another day since all the plaques and pins are being given out on this special day because I feel like I am spoiling the fun. I do have a serious complaint there is a noise in my house that I hear every day. Some days it is louder than other days. It is every day and every night. It is really unbearable and hard to live in my house. I have already thought about selling my house and moving on. But, since I like it so much I thought I would try and fight the noise that is in my house. But, to my surprise no one is listening. Everyone I have spoken to has pretty much dismissed me. Would not take me serious and would not investigate it. I had to really twist the arms of Code Enforcement to come by my house and listen for the noise which he did but he didn't hear it even though I was hearing it. I then went to a neighbor who has been in the neighborhood for fifty or sixty years and born and raised in this area. He is the one who told me about the noisy plant and he took me by there. This was probably in October and I couldn't believe it because of the distance that could possibly be of where the noise was coming from. I spent the few months listening then I went to Marathon and Colonial Pipeline and I just knew it was coming from there because it was the closest place to me. But, to my surprise it wasn't. Eventually I determined the direction of the noise. I went to my map and it was directly at Austell Boxboard Co. So, over the months and months of complaining and not getting any results I would wake up in the middle of the night and could not sleep I would have to keep my television on because of the noise. I normally don't sleep with the television on but now I have to and with the timer on it and it will go off after I go to sleep. But, if I wake up in the middle of the night at ten o'clock, twelve o'clock, two o'clock in the morning I am up. It is really making my life miserable. All I ask is for someone whoever is in authority or deals with those complaints to help me get to the bottom of the noise. I must give Carastar some credit because they have taken me seriously. Probably, because they were tired of me showing up at their plant which they told me I cannot do that anymore. So, they had a noise Engineer come out several weeks ago and the noise Engineer came into my house and heard the noise.

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He had a hand held device that would sample the sound. He also setup a device outside on my lawn for twenty-four hours which I was hoping it would go for seven days because that way the highest sounds would be recorded. Well, the noise Engineer stated it would take two weeks to get the information and the data back. Two weeks went by and I called Carastar third week went by and I visited Carastar. They told me the information was not in. I then went to the Threadmill Complex and found someone else to talk to and I really felt like they were trying to get rid of me at the time. So, I spoke with someone who assured me they would talk with the higher authority who was getting very agitated with me. So, they told me they had to do another test which was scheduled for this Friday the 11th and the 14th. Which you understand I have to hear this and it is literally driving me crazy. It is really hard for me to function. I am stuck because it can take as long as they want it to take. I have no one here from the City of Austell to stand up for me are at least or to consider I am going through something very painful and need to do something because it is the job of Code Enforcement as far as nuisance noise is concerned. It is really getting to the point that it is trying. I am here hoping that someone will take me serious and help me work with Carastar and find out how and why that noise is coming from their plant into my house which is outside of the City of Austell. My house is two or three miles and I would have to look at the map but probably four miles by street away from Austell Boxboard. That is a long way for that noise to travel. Whatever ordinance there is that controls the level of noise that Carastar can put out is totally inadequate. I keep hearing no one else is complaining. But, what I hear is no compassion for me or my family who is complaining. I am fighting for my right to live in peace in my own house and that is why I am here today. I left Mr. Green with a copy of the first complaint which was filed with Code Enforcement which was January 2014. A letter from zoning from Mr. Graham whom I have been trying to contact several times. Also, the letter from zoning pretty much shut down any investigation from Code Enforcement which had just started to do. Now Code Enforcement is out of the picture. I am trying to contact Zoning to find out why. I read the letter and although the letter does state the position of zoning I disagree thoroughly with the letter as far as it concerns my residence. It is not just me it is others as well. I seem to be the only one who is representing us. It shouldn't be that others have to be here along with me to be taken seriously. I did write a letter and e-mail to Mr. Graham and left a copy with Mr. Green. My question is why are the legal boundaries that Carastar is allowed to operate in also allowed to send noise to my house. I don't understand it and I am just trying to get to the bottom of this. I am just hoping that addressing this to the Counsel someone will take it seriously. Also, to have a win win situation for Carastar and Mr. Graham. Thank you.

Mayor Jerkins asked if anyone else would like to speak to the Mayor and Council.

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Mr. Tony Cain stated his name and stated to the speaker that you are in the right place because these people will listen to you. Mr. Cain stated he wanted to come here tonight to praise the City Council and especially the Mayor. Right behind the Mayor is a picture by Norman Rockwell it is one of the freedom's that Norman Rockwell painted. The freedom of speech and I have been in this City Council meeting before and I have been in other City Council meetings in other cities and Commission meetings and I can tell you that people are not always allowed to speak. This Council has always allowed everyone to freely speak. That picture behind the Mayor by Norman Rockwell perfectly sums up the City Council and the Mayor and I would like to thank you for it. The street repairs being done all throughout the City of Austell those are the best street repairs I have seen since I was about four years old and my mother lived in the City of Atlanta. I am nearly sixty now and they quit doing it like they used to do it. These street repairs are so smooth you cannot even feel it when your car drives over the repair. They are using heavy rollers going back and forth taking about five times as much time as it takes to do some ordinary repair and to make sure it is smooth and to make sure the asphalt is compacted and to make sure the repairs last. The guys are working at night like ten or ten thirty at night and they are just great. The Austell Street Department has been out there helping them too. Those are some of the hardest working men I have ever seen in my life. They are covered in sweat in the summertime and so polite and they will help you anyway they can and it's great. You are the City Manager and the Mayor and I would like to thank Joe Jerkins specifically for this wonderful job. Also, I want to thank the City Council the Mayor especially for your decades of service to this City and the senior members of the City Council. Virginia Reagan, Randy Green, Kirsten Anderson, and there are a few others who are building up their time. Thank you for not getting the City in debt, bond debt especially. Right across the line here at Douglas County the City of Douglasville was almost bankrupt and they are talking about doubling their property taxes just to pay bond payments. They have built a parking deck, a downtown conference center, a police station, and they have worked on West Pines Golf Club and it's probably with the debt and the interest fees it is probably a hundred million dollars or maybe more. Each one of those is for twenty years. They are so broke they are talking about doubling the property taxes and they have already been raising it over the years. The Douglas County Commissioners has just raised their property taxes by seventeen percent. They can raise the property taxes almost every year for many years. The City of Austell has the lowest property taxes of any city in Cobb County and of the many cities in the metro area. It is all because of the Mayor and the senior members of the City Council and that is a job well done. In Villa Rica the Mayor and the senior members of the City Council and the Police Chief are managing the Police Department, Public Safety; a few years ago Villa Rica had to get rid of its Police Chief. He bought so many Police cars and hired so many extra Police Officers they had to bring in a new man because the City was going broke.

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The first thing the new Police Chief said was that he had to sell more than one hundred police cars and he had to start firing Officers. They also bought a building they were going to renovate instead of turning out like the Threadmill did and they paid over a million dollars for it and it was going to cost millions to renovate it but they did not do a study on it before they purchased it. The city was going broke so they brought in a new man and had to wake up and see what was going on and to immediately sell over a hundred Police cars and fire Police Officers that is poor management. Our Mayor and the senior Council members have not done anything like that here in Austell. Also, I will say this is one of the straightest City Councils I know of. This is one of the most efficient, best operated, and I am so sorry Mr. Brantley you are having a problem but these are the people to talk too. I think about DeKalb County and it is one corruption thing after another. The Commissioners are using their County credit cards to buy personal airline tickets and to spend thousands of dollars on personal phone bills. The Chairman of the Commissioners was taking fifty thousand dollar bribes from land developers. The D.A. even warned him if he kept on doing these land deals I am going to prosecute you and he did it anyway because he couldn't stop. When it finally came down to Chairman of the Gwinnett County Commissioners stated he was running out of room to put the fifty thousand dollars bribes in small bills because he didn't know what to do with all the money. Clayton County, Fulton County, City of Decatur, it is one scandal after another. We do not have any scandal here with the Austell City Council and it is because of you folks. I want to add this in about Douglas County and I am just about finished. The District Attorney in Douglas County covered for the Commissioners, the Mayor of Douglasville and the City Council. The Mayor of Douglasville stole thirty-seven thousand dollars what they call unauthorized payments from the City. I call it stealing I don't call it unauthorized payments. Every City Council member had thousands of dollars in unauthorized payments. The GBI investigated this thing and it was a very narrow investigation. They didn't look into everything. It was very very narrow. The D.A. in Douglasville did not put these people in jail as they should have been as elected officials instead gave them a slap on the wrist and pay the money back when you can. Now the D.A. turns out some woman in his office and her entire family on a huge payroll and all had SUV's that was supplied by the County the forfeited assets funds and they were driving them were ever they wanted instead of driving them to work and back they put fifteen hundred miles on a vehicle in a weekend and the taxpayers of Douglas County had to pay that. Also, seven thousand five hundred dollars for two pages of transcription with this girlfriend of the D.A which he has now resigned and disgraced. This is what is going on in all these other counties. To hear from some people that you folks are not doing your job, are that your incompetent are that you are not good enough. I think you are about the best City Council I know and I would like to thank you for your work.

Mayor Jerkins asked if anyone else would like to speak to the Council tonight.

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Ms. Heather McNair stated her name and stated she lived behind the building on Shannon Drive. My husband and I started a petition and all but one person has signed this on our street to fill over seventy percent to get speed bumps put in on our street. Over the last six to eight months we have had a huge problem with speeding coming from either end of our road. No one is stopping at the stop signs either at the three-way or at the end. We have tried to slow them down by asking them and I have been run off the road because the street is so narrow. Everybody on that street has children that are outside playing all the time and it is a huge safety issue not just for me but for most of the people on the street. I handed in the complaint about two weeks ago and she told me it would be about three to six months before we would hear anything. I don't know if we need the Police over there but we do need something expedited. It is a huge problem on our street and we have seen people doing fifty or sixty miles per hour between either end of the road. I am not the only one being run off the road. My neighbors on both sides of me have had issues as well. It is ridiculous speeds all through the neighborhood. I live within site of both ends of the street. No one is stopping and they are barely slowing down to stop at the stop sign there. We are hoping to get something done and maybe speed bumps would be helpful or get a policeman out there. Ms. Reagan asked if she turned in the complaint at City Hall or the Threadmill. Ms. McNair stated she turned it in at the Threadmill. Mr. Green asked Chief Starrett what he could do. Chief Starrett stated we have done everything we can do. I have personally been out there and Sergeant Sfreddo who is our number one traffic officer and he has been out there with me and we clocked and haven't found anyone going over thirty-five miles per hour. I know it probably looks like they are running fifty or sixty miles per hour but they are not. We cannot run radar legally on that road and write citations. It is not a State approved radar road. We can watch for them when they are speeding and I am serious we have spent a lot of time out there. Ms. McNair stated yes, I know you have when she first called. I called a couple of times myself as well. Chief Starrett stated we have had an unmarked car sitting there trying to catch someone speeding. We haven't seen anyone going that fast. The speed bumps you have requested might be the answer. I really don't know anymore that we could do at this time. I understand and you guys have done a great job out there. I didn't know about the unmarked cars. Chief Starrett stated he had been out there with radar just to find out the speed. I am not saying they are not going that fast I am sure they are but we have been out there weekends, nights and we have tried everything at different times. Ms. McNair stated she wasn't sure that speed bumps are the answer or how to get that expedited. Thank you. Ms. Anderson asked is there any way we could do speed bumps and expedite that since it is summer and all the kids are out of school. Mr. Bowens stated they have to meet our requirements which are to get seventy-five percent of all the actual residents that live on the street and present that to Council. Ms. McNair stated we have done that and handed that in about two weeks ago.

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Ms. McNair stated her husband turned in the complaint and the petition at the Threadmill. Mr. Demeritt asked Ms. McNair if she had a copy of the petition and the complaint. Ms. McNair stated she did at home. Mr. Demeritt asked Ms. McNair if she would e-mail the complaint and petition to him. Chief Starrett stated we will still patrol the area. Mr. Green stated it sounds like the speed bumps would be the answer. Ms. McNair stated it's not just our street it is the whole neighborhood. Mayor Jerkins asked if anyone else would like to speak to the Council. A gentleman from the audience asked if you could get the radar approved in that area. Mayor Jerkins stated no, they will not approve in that area there is just certain areas and streets the State can approve radar. It has to be certain sight distance, certain speed limit, etc. Chief Starrett stated the State tells us what streets and what restrictions. Mayor Jerkins asked if anyone else would like to speak to the Mayor and Council. No one spoke.

**6. GAS SYSTEM REPRESENTATIVE
JOE JERKINS**

Mayor Jerkins stated he attended the meeting and they approved the budget for the next fiscal year.

**7. FINANCE REPORT
VIRGINIA REAGAN, CHAIRPERSON
Denise Soesbee, Director**

A. Financial Report

**8. GENERAL ADMINISTRATION
KIRSTEN ANDERSON, CHAIRPERSON
Carolyn Duncan, Director**

A. No Report

**9. POLICE DEPARTMENT
VIRGINIA REAGAN, CHAIRPERSON
Bob Starrett, Police Chief**

A. Police Report
B. Code Enforcement Report

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C. Purchase of Tasers

The Police Committee recommends the Police Department purchase Tasers from TASER. The total cost of the purchase will be \$34,753.50. The money will come from the Drug fund. A copy of the bill is attached.

Ms. Reagan moved to follow the recommendation of the Police Committee to approve the Purchase of Tasers. Seconded by Mr. Green. Motion passed (5-0).

Ms. Reagan stated last year we tried to get a grant for the tasers but they came back and stated the crime rate was too low to receive the grant.

D. Firearms Upgrade

Ms. Reagan stated the Police Committee recommends the Police Department upgrade their firearms to current models. The cost will be \$3350.00 with the trade in of the old firearms. The money will come from the Drug Fund. A copy of the bill is attached.

Ms. Reagan moved to follow the recommendation of the Police Committee to approve the Firearms Upgrade. Seconded by Mr. Green. Motion approved (5-0).

**10.FIRE DEPARTMENT
RANDY GREEN, CHAIRPERSON
Tim Williams, Fire Chief**

A. Fire Report

B. Gym Grand Opening

Mr. Green stated the Gym Grand Opening will be on July 16, 10:00 A.M. to 2:00 P.M.

**11.PUBLIC WORKS DEPARTMENT
KIRSTEN ANDERSON, CHAIRPERSON
Randy Bowens, Director**

A. Northview Drive Resurfacing

Ms. Anderson stated the Department Staff has requested price proposals from vendors for resurfacing of approximately 2,268 square yards of Northview Drive. Following is tabulation:

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| <u>Vendor</u> | <u>Proposal Amount</u> |
|-----------------------------------|-------------------------------|
| RP Paving Solutions, LLC | \$24,800.00 |
| Cruse Paving, Inc. | \$30,877.64 |
| Able Asphalt Paving Company, Inc. | \$31,825.00 |
| A & A Asphalt Paving, Inc. | \$39,325.00 |

Ms. Anderson moved to follow the recommendation of the Public Works Committee to award this project to the lowest and most responsive vendor, RP Paving Solutions, LLC in an amount not to exceed \$24,800.00. Funding will come from the fiscal year 2014 SPLOST in an amount not to exceed \$24,800.00. Seconded by Mr. Clemons. Motion passed (5-0).

B. Gym Parking Lot Paving

Ms. Anderson moved to follow the recommendation of the Public Works Committee to award this project to Cruse Paving, Inc. in an amount not to exceed \$23,613.68. Funding will come from the fiscal year 2014 SPLOST in an amount not to exceed \$23,613.68. Seconded by Ms. Reagan. Motion passed (5-0).

C. Substance Abuse Training

Ms. Anderson stated our office has coordinated with Local Government Risk Management Services to provide substance abuse training. Four sessions have been scheduled for Wednesday, August 6, 2014 for 9:00 A.M., 10:45 A.M., 1:00 P.M., and 2:45 P.M. All sessions will be held in the Courtroom at the Threadmill Complex (Suite 165). Upon completion of this training, all employees will receive a certificate of completion.

The main objective of this training will be to help participants understand the impact of substance abuse in the workplace and to suggest ways they can help deal with this serious problem. Upon completion of this training, participants should be able to: comprehend the harmful impact of substance abuse in the workplace, understand the requirements of the law and company policy, identify ways in which alcohol and drugs impair job performance, recognize signs of substance abuse, and take appropriate action to deal with abuse problems.

Ms. Anderson moved to follow the recommendation of the Public Works Committee to approve mandatory substance abuse training for all City employees. Seconded by Mr. Clemons. Motion passed (5-0).

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D. Privatization of Residential Solid Waste Services

Ms. Anderson stated the City of Austell currently uses a Pay-As-Your-Throw garbage bag collection system where customers can purchase a 20 gallon garbage bag for \$1.50 each or a 32 gallon garbage bag for \$2.75 each. This price includes the cost of the garbage bag, the collection, and disposal. Public Works staff completed a survey and on average the Solid Waste Division collects approximately two tons of household garbage, or about 225 customers, weekly.

We have explored the possibility of privatizing our solid waste services because our current garbage collection system is no longer cost effective. Our current garbage truck has exceeded its useful life and would need to be replaced to continue to provide an effective service.

Following are a few highlights:

Privatization

- Cost savings
- Access to technology
- Risk minimization

Current Number of Garbage Companies

- Approximately 21 companies servicing the City of Austell
- Not registered and/or no business license
- Many do not have liability Insurance
- Damage to roadways
- There are times when multiple garbage trucks are on the same roadway causing congestion

Cost of Equipment

- Aging Equipment
- New collection truck approximately \$150,000.00 to \$175,000.00 to meet future needs

A solicitation for Request for Proposals was advertised on the City of Austell's website, Georgia Municipal Associations procurement website, and in the Marietta Daily Journal. A mandatory pre-conference was held on June 11, 2014 for prospective service providers to address any concerns of the proposal documents.

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The Request for Proposals have been reviewed and the Public Works Department recommends awarding a contract to Republic Services of Georgia being the lowest, best, and most responsive proposer.

Following is Tabulation:

| <u>Vendor</u> | <u>Proposal Amount</u> |
|------------------------------|-------------------------------|
| Republic Services of Georgia | \$9.15 per month |
| Waste Industries | \$9.99 per month |
| Waste Management | \$15.25 per month |

RECOMMENDATION

It is the recommendation of the Public Works Committee to award a contract for the privatization of residential curbside solid waste collection services to Republic Services of Georgia. Republic Services of Georgia has been the sole provider for recycling collection within the City of Austell since 1994 and have provided top quality collection and customer service.

After approval of contract, the following steps will take place.

- a. Notice of Award issued July 8, 2014
- b. An introduction letter will be prepared and mailed to all property owners and Homeowners Associations.
- c. Public Education/Town Hall meetings will be scheduled; updates to the City website will be made.
- d. City staff will finalize an updated Solid Waste Ordinance to be reviewed by the City Attorney and adopted by the City Council at the August 4, 2014 City Council Meeting.
- e. New 95 gallon refuse carts will be delivered to all residents.
- f. Solid waste services will begin September 1, 2014.

Ms. Anderson moved to follow the recommendation of the Public Works Committee to award a contract for the privatization of residential curbside solid waste collection services to Republic Services of Georgia. Republic Services of Georgia has been the sole provider for recycling collection within the City of Austell since 1994 and have provided top quality collection and customer service.

Mr. Green stated he had a few things to mention before we vote. Mayor Jerkins stated we need to figure out when it will start and we will collect it.

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There are other issues as well if someone doesn't wish to use our service. If they opt out, stating they will take their garbage elsewhere. We will have to work with them because they cannot use another garbage service. Mr. Bowens stated that is correct. Mayor Jerkins stated if they have means to take their garbage to work they can do also. Another garbage service cannot come into the City and pickup. We need to decide when it will start and it needs to be at least ninety days, I think. This will give other companies time to give up their services. Mr. Green asked what if the current garbage companies tell their customers they will not accept less than 3 months pay. Mayor Jerkins stated that is why I said to wait 3 months to give them time. Ms. Anderson stated on the information it states that solid waste will begin on September 1, 2014. Mayor Jerkins stated that is why I said we need to give them at least 90 days. We need to give the residents time to contact their garbage services and cancel their services they have now. Mr. Green stated we need to give them at least 3 months and the thing I am worried about is if they go to the garbage service and they will not accept payment no less than 3 months payments. Mr. Bowens stated we have Monica Moseley with Republic here and she can answer that question. There is a current customer who has outside service with a garbage service now and once this goes into place then if that company says in order for us to continue we have to give a full payment and let's say that's three months payment and we start our service would the company be able to initiate some kind of collection prior to for those members who don't want to pay that three months in advance, you see what I am saying. Ms. Moseley asked are we billing the City first of all. Mr. Bowens stated we need to continue. We are basically paying the recycling fee right now through Republic which comes out on our water billing. We had discussed that at some length and there are two options. We can continue to do the billing or Republic can do the billing. If Republic does the billing the cost is a small amount more. Since we are already doing the recycling and they provided recycling for us the whole package would be for garbage collection and recycling the entire cost would be \$13.00. To give the customers the best rate we can continue to do the collections ourselves. Ms. Moseley stated so what we can do, we can bring them on and we can bill the City and then the City can bill the customers. Mr. Green stated so that way no one is left in the dark. Mr. Green asked, in the contract how long is it for, at that kind of rate. Ms. Moseley stated it is for three years. Mr. Demeritt stated we did put in the RFP if they did come back with a rate increase they have to come back to us with any adjustments. Ms. Mosley stated it is an annual review. Ms. Anderson asked do we want to change the dates. It says in the paperwork the solid waste services will begin September 1, 2014. Also, after approval of the contract, the following steps will take place.

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Ms. Anderson moved to follow the recommendation of the Public Works Committee to award a contract for the privatization of residential curbside solid waste collection services to Republic Services of Georgia. Republic Services of Georgia has been the sole provider for recycling collection within the City of Austell since 1994 and have provided top quality collection and customer service. Also, added to this motion the residents not taking the garbage service will need to fill out the proper forms with Public Works at the Threadmill Complex stating they will dispose of their garbage themselves without the use of outside garbage service and renew this annually. Seconded by Ms. Reagan. Motion passed (5-0).

After approval of contract, the following steps will take place.

- g. Notice of Award issued July 8, 2014*
- h. An introduction letter will be prepared and mailed to all property owners and Homeowners Associations.*
- i. Public Education/Town Hall meetings will be scheduled; updates to the City website will be made.*
- j. City staff will finalize an updated Solid Waste Ordinance to be reviewed by the City Attorney and adopted by the City Council at the August 4, 2014 City Council Meeting.*
- k. New 95 gallon refuse carts will be delivered to all residents.*
- l. Solid waste services will begin October 1, 2014.*

Mr. Green stated one other thing we need to make sure they will pick up when the customers are not able to bring to the curb or road. Mr. Bowens stated we will use the same criteria as we use now. Mayor Jerkins stated it will be the same as recycling if they are not able they can request it and we will pick up at the back door and that is in the contract. Mr. Demeritt stated for those that wish not to use the service will have to fill out a form each year for the City. Mayor Jerkins stated we have a couple of questions from the audience.

Ms. Turner stated if people pay for private garbage collection by the quarter it would be Jan. Feb. March, April, May & June, July, August, and September and the last would start in October. If you planning to start in October and people are in a three month system in between and they have paid three months in advance for their garbage collection is it up to them to get refunded from the private company they have currently. Mayor Jerkins stated we will start in October so it should work out. Ms. Turner stated you said there were twenty-one different garbage companies in the City. Mayor Jerkins stated we have to start somewhere. Ms. Turner stated she understood.

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Mayor Jerkins stated someone might get beat out of something but we will try and work them to refund it or something and that is the best we can do. They will make up for it because most of them are paying as high as twenty dollars and we are only charging nine dollars and something.

In the long run they will come out better if they do have to pay extra. Ms. Turner asked if collections would still be on Monday's. Mayor Jerkins stated he did not know what day it would be. Mr. Bowens stated we haven't decided what pick up days as of yet. Mayor Jerkins stated the gentlemen in the audience had a question. The gentlemen in the audience stated his question had already been answered about the disabled.

**12.PARKS DEPARTMENT
SCOTT THOMAS, CHAIRPERSON
Jim Graham, Director**

- A. No Report

**13.COMMUNITY DEVELOPMENT
OLLIE CLEMONS, CHAIRPERSON
Jim Graham, Director**

- A. Austell Area Community Improvement Commission Advisory Board Member Appointment

Mr. Clemons stated as a result of him leaving the Board we recommend the following Board Member Joyce Simmons-Celestine.

Mr. Clemons moved to follow the recommendation of approving the Austell Area Community Improvement Commission Advisory Board Member Appointment Joyce Simmons-Celestine. Seconded by Ms. Reagan. Motion passed (5-0).

- B. Jim Graham 20 Year Service Presentation
C. Wellness Day Event

Mr. Clemons moved to follow the recommendation of the Community Development Committee to table this item. Seconded by Ms. Reagan. Motion passed (5-0).

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D. Austell Elementary Track Project

Mr. Clemons stated the first of this year the Austell Elementary Coach approached me and Mr. Bowens and discussed the need or the desire for the school to have a track. Discussing this with Mr. Bowens and the Public Works Department looking into this and after the necessary approval started the project. The project is at a point where now it needs the sealant and I would like to turn this over to Mr. Bowens so he can tell us what we need at this point.

Mr. Bowens stated we were approached by Councilman Clemons and Coach Pruitt of Austell Elementary in regards to them not having a track for the children. She had solicited the Cobb County School Board to have a track for the children to exercise on. They have the ample space for the big field but no funding. She was asking if the City could do something. I initially started out by trying to solicit donations from material companies in order to get materials. I had spoken with the Mayor about us using some of the equipment and actually assisting in installing the track if we could use donations. We were not very successful with the donations although everybody was saying they would contribute something. In doing so we had several different projects going throughout the City with resurfacing. We spoke with some vendors and asphalt companies about the milling we have the large piles of grindings that came up after resurfacing Austell-Powder Springs Road and Love Street. We probably had in excess of about sixty or seventy tons of that we stored across from Legion Field. So we thought this would be the ideal material to use for a track. So, we got a game plan together we went out and decided what we were going to do so it would be inexpensive and hold up and provide them a good running surface for track and field day and things of that nature. We went out with some crews and some equipment and started laying the track out and actually put it down without using borders and were able to set the track. Coach Pruitt is planning on having the news media out to the school and from the School Board to have a ribbon cutting on August 16, 2014. We currently have a little labor and a little work in the project and the minimal cost of about three hundred dollars. With the seal coat and the gentleman from Seal Masters had offered to give us the machine or loan us the machine to do the seal coat as long as we bought the materials. The materials total up to about five hundred dollars. To make the surface nice and smooth and then we can paint it and stripe it and have a nice running track that will last for a long time and hopefully the Mayor and Council will approve this. The owner of the company that is providing the materials for us said there is a second coat that needs to go on there said he would donate that. The students will have a good running track for years to come at a minimal cost.

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Mayor Jerkins asked if five hundred was enough. Mr. Bowens stated five hundred was the initial cost of the sealant but what we requested was seven hundred dollars and that would put the total cost of the City at about a thousand dollars. Mayor Jerkins stated so seven hundred is what you need. Mr. Bowens stated, yes, it is. Mayor Jerkins stated the railroad interest last year was approved by the Council to spend a hundred and eighteen thousand and six hundred dollars. We actually spent a hundred and seventeen thousand and fifty-six dollars so there is fifteen hundred and forty-four dollars left that was not spent. I would recommend taking seven hundred dollars from that to give to Austell Elementary School out of that fund if the Council votes to approve. This would help the Austell Elementary School.

Mr. Clemons moved to follow the recommendation to approve the seven hundred dollars from the amount of money that the Mayor stated was unspent from the railroad funds from last year and use it to help complete the Austell Elementary School track project. Seconded by Ms. Reagan. Motion passed (5-0).

14.ATTORNEY, DUPREE & KIMBROUGH

A. Cobb S.P.L.O.S.T.

Mr. Kimbrough stated we talked last week about putting the Cobb County S.P.L.O.S.T. expenditure list for tonight and we have not received that back from Cobb County. I was in contact with Julie Livingston from Cobb County Attorney's office last week and they probably will not have that back until sometime mid next week. By it having to be approved by Monday, the 21st we will have to do a Special Called Meeting probably next Thursday or Friday. Please go ahead and pencil this in on your calendars because it will probably be one of those two days to address the S.P.L.O.S.T. projects for our next year.

15.MAYOR'S REPORT

A. CMA MEETING

NO MEETING/SUMMER BREAK

TIME:

LOCATION:

B. Comcast – Letter to Secretary of State

C. Comcast – Resolution

Mayor Jerkins stated basically Comcast has requested to go to the State with a Franchise Agreement instead of with the City of Austell. We had to do a letter to the State and a Resolution.

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They are in the process of going under the State Franchise Agreement instead of the City Franchise Agreement. I need a motion to approve to send a letter and a Resolution to the Secretary of State.

Mr. Clemons moved to follow the recommendation of Mayor Jerkins to approve a written letter and Resolution to the Secretary of State. Seconded by Ms. Anderson. Motion passed (5-0).

D. Douglas County Animal Control Agreement

Mayor Jerkins stated this part of House Bill 489 Douglas County. We are partly in Douglas County a little bit and the City of Villa Rica is in Douglas County a little bit and Douglasville is in Douglas County. We also have our own Fire Department and Villa Rica does not have their own Fire Department and neither does Douglasville. They still have not come to an agreement on theirs. All we need to do is to approve the Animal Control and what this is about they will put funds into an account and will access what the County costs each year for the animal control. Each City will have a portion of that to pay and our part of it will be a small amount. Douglasville will have a small amount to pay as well as Villa Rica. Based on what that is they will pay ours and we will pay each month a small amount based on the percentage of what we collect. We need a motion to approve this agreement.

Ms. Reagan moved to follow the recommendation of Mayor Jerkins to approve the Douglas County Animal Control Agreement. Seconded by Ms. Thomason. Motion passed (5-0).

**E. Reappointment of Gas Board Directors – Ann Collins
A.D. Wilder**

Ms. Anderson moved to follow the recommendation of Mayor Jerkins to approve the reappointments of Ann Collins and A.D. Wilder as Gas Board Directors. Seconded by Ms. Reagan. Motion passed (5-0).

F. Intergovernmental Agreement Regarding Millage Rate Within Municipalities in Cobb County, Georgia

Mayor Jerkins stated this is also part of House Bill 489 in Cobb County. This is based on double taxation between the County and the Cities.

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For ten years we have received a check from the county and ours for the last ten it has been fifty-eight thousand dollars. The County has given all of the cities two and half million dollars per year and it was divided up. This next ten years will start at four million five hundred and fifty thousand dollars the first year and the tenth year it goes to five million four hundred and something thousand dollars which it amounts to fifty million dollars. Our portion of it starts out a hundred and four thousand dollars a year and it goes up a little every year and this is because of the double taxation. This is one reason our taxes will be down to zero. This is part of our agreement with the County. The cities will also get a portion of it but our part will be a hundred and four thousand dollars a year starting in October. It will increase a little each year and this is part of the House Bill 489. Mayor Jerkins stated we need a motion to approve this agreement.

Mr. Green moved to follow the recommendation of Mayor Jerkins to approve the Intergovernmental Agreement Regarding Millage Rate Within Municipalities in Cobb County, Georgia. Seconded by Ms. Reagan. Motion passed (5-0).

16.ADJOURN

Ms. Anderson moved to follow the recommendation to adjourn the meeting. Seconded by Ms. Reagan. Motion passed (5-0).