

**REGULAR MEETING
CITY COUNCIL OF THE CITY OF NASHVILLE
COUNTY OF BERRIEN
JULY 08, 2013
6:00 P.M.**

INVOCATION: Mayor Travis Harper

PLEDGE: Pledge of Allegiance was led by Mayor Travis Harper

WELCOME: Mayor Travis Harper

ROLL CALL: Members of the City Council present included Aldermen Eric Gaither, Billy Retterbush, Antonio Carter, Scott Stalnaker, Alderwoman Mellisa Watson, and Mayor Travis Harper.

STAFF PRESENT: Tina Ward, Mandy Luke, Randy Lane, Paul Stagner, John Reynolds, Peter Schultz, Henry Yawn, Major Chuck Edwards, and Mitchell Moore.

OTHERS PRESENT: Mike Sermons

ADOPTION OF MINUTES- Alderman Carter made the motion to approve the minutes from the previous meeting. Alderman Stalnaker seconded the motion. Mitchell Moore pointed out a change under his report the date for the Locklyer litigation is set for July 17th instead of the 4th. The motion carried unanimously with the change.

ADOPTIONS OF FORMAL AGENDA- Alderman Stalnaker made the motion to adopt the formal agenda. The motion was seconded by Alderman Retterbush and the motion carried unanimously.

NEW BUSINESS

1. FY2012 Audit Report- Mike Sirmans from Meeks CPA gave the group an overall synopsis of the FY2012 City of Nashville audit report. He presented each of the Council with a copy of the FY2012 audit report. Mike told the group Meeks CPA has audited the accompanying financial statements of the governmental activities, the business type activities, and the aggregate remaining fund information of the City of Nashville. He pointed out the table of condense and told the group they audited twelve different funds. The majority of these funds are CDBG's, SPLOST, TE projects, that are capital funds which the money goes in and out except for the City's matching part so we will not discuss these funds at this time. The major funds are the General, Water/Sewer, and Gas funds. On page 34 of the booklet under the General fund schedule of assets, liabilities, and fund balances. The total fund balance for the General fund is

\$1,645,740.00 which is an increase from last year of \$188,620.00. On page 35 under the schedule of revenues and expenditures of the General fund the total revenues are \$2,924,429.00 and the total expenditures are \$2,678,638.00 and the profit after the matching transfers to the capital project funds is \$188,620.00. So the General fund has a fund balance increase. On page 65 the Water and Sewer Enterprise fund schedule of assets and with the comparative figures the only difference is where the new waste water treatment plant was capitalized which was about \$5,700,000.00 and we offset this amount with the liabilities under the loan balance which is about \$5,300,000.00. The net assets in this fund are \$5,806,756.00. This is an increase from the last year of \$612,270.00 in the Water and Sewer fund. On page 67 the Water and Sewer enterprise fund the total operating revenues is \$1,562,006.00. The total operating expenses are \$942,434.00, operating income is \$619,572.00 and then the capital contributions are added to make this a net change or increase of \$612,270.00 in the Water and Sewer fund. On page 70 the Gas fund total assets were \$2,259,084.00. The total liabilities were \$355,653.00 and the net assets were \$1,903,426.00. The only difference in that fund was the North Berrien Gas line extension the City had to capitalize on which was around \$300,000.00 and this was offset by the liabilities. The total increased in the Gas fund from last year was \$173,343.00. The Gas funds operating revenues were \$955,154.00 and the total operating expenses were \$788,433.00 and the total increase in assets were \$173,343.00. Mike told the group in conclusion all three of the City's major funds show a profit which leaves the City in good shape. Mike also thanked the Mayor and Council for the opportunity and allowing his firm to do the audit. He also thanked Mandy Luke and her crew for their help and assistance during the audit.

2. Ratify the Resolution for USDA Rural Business Opportunity Grant (RBOG) - Mitchell Moore told the group this Resolution was adopted during the June 10th Council meeting. Council needs to ratify the signing of this Resolution so that it could be included in the grant package. Alderman Retterbush made the motion to ratify the adoption and the signing of the Resolution for the USDA Rural Business Opportunity Grant. Alderman Stalnaker seconded the motion and the motion carried unanimously.

3. Machine Damage in West View Cemetery- Alderman Retterbush told the group that he was contacted by Mr. Vincent Luke in reference to some damage that was done to a grave marker at the West View Cemetery. He asked Randy Lane, and Paul Stagner to visit the grave site to see what kind of damage was done to the foot marker. Apparently there was some machine damage because the stone was chipped on the back left side of the grave marker. We could see the damage was fresh due to the pebbles at the bottom of the marker. Alderman Retterbush called and polled several of the Council members asking the City to cover the cost of repairing the foot marker. Most of the Council agreed. The cost to replace this marker will be \$200.00. Alderman Retterbush made the motion to allow the City to pay for the replacement of this marker. Alderman Gaither seconded the motion. Alderman Carter had some reservations about replacing the marker. He did not want to set a precedence have to pay for everyone who has had damage or will have damage. Paul Stalnaker stated the City Ordinance states that the City will not be held responsible for any damages but it also states that all foot markers are to be buried and flush with the ground and none of the markers in any of the cemeteries are in compliance with the Ordinance. Alderman Stalnaker stated the City will have to look at any

future complaints on damages case by case. He also stated that he believes the damage was done by a piece of City equipment and the City should be responsible for replacing the stone. No one reported this before the City took over mowing the grass so it had to happen after we took over the cemetery maintenance. Alderman Stalnaker also stated he thinks Craig Reliford is doing an excellent job with the cemeteries. Alderman Carter stated he does not believe the City is responsible for the damages and if the City pays for the damages done to this foot marker then we are opening a can of worms. Mitchell Moore asked Paul if this foot marker was in compliance with the Ordinance. Paul stated no the foot marker was not flush with the ground. Mitchell said if they are not in compliance then he believes the Council can hear each complaint and base their decision on a case by case basis. His concern is that the City will set precedence. The Council passed the motion four to one. Mayor Harper wanted the record to reflect he disagreed with the Council's ruling on the matter.

4. Peddlers Permit- Paul Stagner told the Council that recently the City has had a number of door to door salespeople coming into the City. The City Nashville has an Ordinance which was passed in 1967 for a Peddlers Permit. Council needs to enforce this Ordinance and set the fee schedule for the peddlers permit. This will allow City officials a way to track the door to door sales people. Paul told the group he checked with several other towns and most have the same Ordinance. The City of Valdosta requires each peddler to provide \$1000.00 security bond. The Peddlers license will only be for door to door sales people who will be here for thirty days or less. This will take the place of the Occupational Tax for the vendors who set up for a City event. They will be required to have a peddlers permit for the event. Alderman Stalnaker made the motion to enforce the Peddlers License and set the fees for the license as follows: \$25.00 administration fee, \$20.00 original vendor fee, and \$5.00 for each additional person who is working with the vendor. Alderwoman Watson seconded the motion and the motion carried unanimously.

5. Beer and Wine Application for Rancho Alegre Mexican Restaurant- Paul Stagner told the group the Mireya Serrano Solis with Rancho Alegria Mexican Restaurant applied for a beer and wine license. All fees were paid in full and a criminal history was completed with no records found. However the owner of the property is still not in compliance with the grease trap ordinance. Alderman Stalnaker made a motion to approve the beer and wine license with the contingency the license be held until they are in compliance with the grease trap ordinance. Alderman Gaither seconded the motion and the motion carried unanimously.

REPORTS

6. City Manager's/Finance Director's Report- Mandy Luke handed the group a handout on the bank balances by account. She pointed out the water and sewer fund. Currently we have sixteen months' worth of funds to operate on at this time and we will need to transfer out around five hundred thousand from the water and sewer to the sinking fund for the loan payment and determine if we need to pay on the loan or hold this money and hold off on raising the debt service fees a while longer. She will get back with the Council when she determines what exact amount will be needed to transferee out of the water and sewer fund and held in the

sinking fund. Mandy also pointed out currently we have seven months' worth of funds to operate on at this time in the general fund. In the gas fund we have ten months' worth of funds to operate on, and in the SPLOST account we have nine months' worth of funds to operate on at this time. Mandy informed the group she will not be attending the last meeting in July. This meeting the Council will need to adopt the Resolution for the budget. Advertising for the budget will start next week. She asked Council if any changes need to be made on the budget or if it is ok as it is now, so that she can prepare everything including the Resolution for the next meeting. Mandy pointed out there were no major changes made in the budget so far the only changes made are in the water and sewer fund. No changes will be made in the gas fund and the only changes in the general fund will be after the LOST litigation is complete. She also told the group that Buck Warren the Chief for the City's Fire department requested the volunteer fire department's portion of retirement fees be paid for by the City. She stated several other Cities are paying these fees now in order to retain volunteers. Mandy suggested that the Council leave the budget as it is and once the LOST litigation is over we can revisit the budget and alter it if needed.

6. City Attorney's Report- Mitchell Moore told the group he submitted the request for an ice skating rink to the underwriter for the City and they advised what the City needs before any contract is signed a certificate of insurance is showing the City of Nashville as the insured. Council agreed with Mitchell that the contract does not need to be signed until the City has the insurance certificate with the City of Nashville as the insured. Mitchell also updated Mandy and Randy on the uniform company. He said he has not heard anything back from them on the termination of their contract. Mitchell told the group when the company representative come into the office we need to let him know their services will be terminated as of August 1st 2013. Also we need the representative to leave a list of how many uniforms the City employees have so they can turn them in to the company. Alderman Retterbush stated that one all uniforms are turned in make sure the paperwork stating the amount is signed off on by the employee, the department head and the uniform company's representative.

7. Department Head's Report- Randy Lane requested the Council approve the repaving of Hull Avenue and East Dennis Street and McPherson with the LMIG money which is \$51000.00. According to Roger Fowler the City should accept the two year LMIG award. One will be the \$51,000.00 and the other is \$56,000.00 because the cost of paving is so high the City can't afford to repave. If the City is awarded the LMIG for two years the cash match will only be \$33,000.00. We can also use the \$18000.00 left over for striping the roads. Alderman Gaither made the motion to approve the LMIG money be used to pave Hull Avenue, East Dennis and the remainder to be used toward striping the roads. Alderman Retterbush seconded the motion and the motion carried unanimously.

PUBLIC COMMENTS FROM PUBLIC/COUNCIL

Mayor Harper said he would like to thank the Fire department and everyone involved for the fourths fireworks display. He also wanted to thank the Police department for all their hard work

in making sure the traffic flow was smooth. Alderman Stalnaker also wanted to add to the Mayor list the Street department and everyone behind the scene that made the fireworks display enjoyable.

ADJOURNMENT

There being no further business to conduct, Alderman Carter made a motion to adjourn the meeting at 6:50p.m. Alderman Stalnaker seconded the motion and the motion carried unanimously.

Mayor Travis Harper

Alderman Eric Gaither

Alderwoman Mellisa Watson

Alderman Antonio Carter

Alderman Billy Retterbush

Alderman Scott Stalnaker

Alderman Michael Richbourg

ATTEST

Tina Ward, City Clerk