

**REGULAR MEETING
CITY COUNCIL OF THE CITY OF NASHVILLE
COUNTY OF BERRIEN
OCTOBER 14, 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 Mayor Travis Harper, Aldermen Antonio Carter, Scott Stalnaker, Eric Gaither, Michael Richbourg, Billy Retterbush and Alderwoman Mellisa Watson.

STAFF PRESENT: Mandy Luke, Paul Stagner, Tina Ward, John Reynolds, Peter Schultz, Acting Interim Chief Major Chuck Edwards, Paul Stagner, and Mitchell Moore.

OTHERS PRESENT: Jonathon Fort, Pearlene Daniels, Brenda Thomas, John Black, Bryan Shaw, Allen Davis and Margie Tygart.

ADOPTION OF MINUTES- Mitchell Moore asked the Council to change a word under the Attorney's report. The word Warranty Date should read Warranty Deed. Alderman Richbourg made the motion to approve the minutes from the previous meeting with the change. Alderman Stalnaker seconded the motion. The motion carried unanimously.

ADOPTIONS OF FORMAL AGENDA- Mitchell Moore asked the Council to add a brief Executive Session to the formal agenda. Alderman Richbourg made the motion to adopt the formal agenda with the addition. The motion was seconded by Alderwoman Watson and the motion carried unanimously.

NEW BUSINESS

1. Zoning Variance for Barbeque Business at 807 Adel Road- Mayor Harper told the group the City Council held a Public Hearing at 5:30 pm this evening to discuss the zoning variance for a barbeque business at 807 Adel Road. Mr. Jonathan Fort is requesting permission to open a barbeque pit next to his wife's current business. Mitchell Moore corrected the Mayor and told the group this request will be a special exception not a variance because we are changing the use of the property. Alderman Retterbush made the motion to allow the special exception at 807 Adel Road. The motion was seconded by Alderwoman Watson and the motion carried with Alderman Stalnaker abstaining from the vote due to his wife being kin to the Fort's.

2. Set the Millage Rate for 2013- Mandy Luke told the group she provided a copy of the current 2013 tax digest and five year history of levy which is in the agenda packet. She also has completed the proper advertisement. Mandy suggested the millage rate be set at 8 mils. Council needs to adopt the Resolution approving the millage rate so the tax bill can be mailed out by October 20th. Alderman Gaither made the motion to adopt the Resolution setting the millage rate at 8 mils. Alderman Carter seconded the motion and the motion carried unanimously.

3. Ratify the decision to hire a part time employee for the Farmers Market- Mandy Luke told the group the Council was polled on October 3rd in reference to hiring a part time seasonal employee to run the Nashville Farmers Market. The Employee will work Thursday, Friday, and Saturday. Alderman Stalnaker made the motion to ratify the decision to hire a part time seasonal employee for the Farmers Market. Alderman Retterbush seconded the motion and the motion carried unanimously.

4. Ratify the decision to open a checking account for the Farmers Market- Mandy Luke told the Council everyone was polled on October 3rd in reference to opening a new checking account for the Nashville Farmers Market for the markets accounts payable and sales. Council needs to ratify this decision. Alderman Retterbush made the motion to ratify the decision to open a new checking account for the Farmers Market sales and accounts payable. Alderman Gaither seconded the motion and the motion carried unanimously.

5. Water Expansion for Chaparral Boats- John Reynolds told the group he needs to set up a work session with the Council to discuss this expansion. The water department will be expanding the waterlines at Chaparral Boats which will make for better suppression in and around the area and get rid of some of the old water lines. They will also receive several fire hydrants as well as larger mains to support the expansion. Alderman Stalnaker added the reason for the water line expansion is that Chaparral will be opening a brand new warehouse and hiring around seventy five new employees. Mayor Harper suggested the work session be set for October 21st which is this Monday at 6:00pm.

REPORTS

6. City Manager's/Finance Director's Report- Mandy told the group that she has posted the Special called meetings for Tuesday night at 6:00 pm, and Wednesday at 11:00 am. Also the local paper was emailed a copy of these Special Called meetings. Both meetings will be held in reference to LOST percentages.

7. City Attorney's Report- Mitchell Moore updated the group on the K & E Solar Panel project. EPD has de-listed the property and no further action required. Mitchell has received some firm communication from DNR on the comply-status report. They did establish that there were no levels of sufficient quantities to require further action. So, from the City's stand point they have confirmed the "no further action" status. The only information they needed was why the property was listed and then de-listed. Mitchell said he provided them with that information. Mitchell stated the City is now waiting on the easement approval from Georgia Power. First the agreement has to be worked out between the private individual south of the

property and K & E Solar Panel. The Council also needs to decide as to whether to classify it as a tax or as a rental and we will have to let the City's Auditors answer that question. Mitchell said there is a statute that provides for taxing energy. Mitchell spoke about structuring the agreement at just the right rate. Georgia Power is waiting on the lease agreement between K & E and the City of Nashville before they sign the agreement between K & E and Georgia Power. Mitchell's question for the Council was do they want this project to get up and running and see what it is going to generate as far as tax revenue. Alderman Richburg asked Mitchell if he could find a county or municipality within five counties who has done a project like this and see how they classified the revenue, tax or rental. Council asked Mitchell to look into finding out which of the two, either tax revenue or a lease, is more beneficial to the City. Mayor Harper suggested that Randy Lane check this out instead of Mitchell because he is familiar with it and can spend more time doing the research. Mitchell also updated the group on the disk golf issue. The Council wanted me to make sure this tournament was on City property and not on County property and also check on the insurance. Mitchell said he received a sketch of the course from Mr. Gaither and based on the tax records it all falls on City property. According to the City's insurance each player needs a release and hold harmless provision. Mr. Gaither said that he will purchase the spectator or special event coverage to handle it. Mitchell said he prepared a release agreement and sent the document to Mr. Gaither for review.

8. Department Head's Report- John Reynolds asked the group if Thursday after noon be a good time to hold the Work Session for Chaparral. Chaparral's people will be here on Thursday. After some discussion the Council decided the Work Session will be held on Monday October 21st at 6:00.

PUBLIC COMMENTS FROM PUBLIC/COUNCIL

Margie Tygart made a request from the Nashville Woman Club. The club would like to landscape Memorial Garden Cemetery. They will be collecting funds through private donations in order to get the job done. Mayor Harper asked what type of landscaping were they planning to do. Mrs. Tygart said they want to plant some shrubs and plants. Alderman Richbourg said he would be glade to sign off on the request but requested that Mrs. Tygart bring in the plans for the cemetery landscaping for Councils approval.

Bryan Shaw told the group the Historic Preservation Commission would like to be added to the work session set for October 21st so they can complete the next step which is identifying the properties and putting together a map for the boundaries which will be sent to Atlanta for their input. He added we are doing this step by step and in accordance to the Historic Preservation Law. These boundaries will be the same as well as the properties we will present what the State requires us to send up there. Alderman Stalnaker asked for a copy of the properties before the meeting for the Council to look at. Bryan Shaw suggested a power point presentation as well as a copy of the properties to be presented. Alderman Richbourg told Mr. Shaw that the Council will hold that portion of the Work Session at 5:30 pm.

EXECUTIVE SESSION

Alderman Richbourg made the motion to go into Executive Session at 6:35pm. Alderman Stalnaker seconded the motion and the motion carried unanimously. Alderman Richbourg made the motion to come out of the Executive Session at 6:53pm. Alderman Carter seconded the motion and the motion carried unanimously.

REGULAR MEETING RECONVENED

Alderman Richbourg made a motion to allow Mayor Harper sign a Resolution with the County on the LOST tax as long as it is sign just as it was ten years prior. Alderman Carter seconded the motion and the motion carried unanimously.

ADJOURNMENT

There being no further business to conduct, Alderman Richbourg made a motion to adjourn the meeting at 6:55p.m. Alderman Carter 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