

**REGULAR MEETING
CITY COUNCIL OF THE CITY OF NASHVILLE
COUNTY OF BERRIEN
AUGUST 23, 2010**

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 Bill Turner, Michael Richbourg, Darrin Davis, and Billy Retterbush.

STAFF PRESENT: Chief Clayton, Tina Haughton, Mandy Luke, John Reynolds, Henry Yawn, Tommy Davis, Dawn Morrison, and City Attorney Mitchell Moore.

OTHERS PRESENT: Allen Davis, John Black, Randall Milton, Frank Watts, Margie Tygart, Cheryl Bonham, Virgil Hickox, Todd Jenkins, John Hunkele, and Fern Turner.

ADOPTION OF MINUTES FROM PREVIOUS MEETINGS: Alderman Richbourg made a motion to adopt the Minutes from the previous meeting. The motion was seconded by Alderman Perryman and the motion carried unanimously.

ADOPTION OF FORMAL AGENDA- Mayor Harper requested John Hunkele be added to the formal agenda to give Coastal Engineer report on the Sewer Treatment Plant. Alderman Richbourg made a motion to approve the formal agenda with the change. Alderman Perryman seconded the motion, and the motion carried unanimously.

NEW BUSINESS

1. Barbeque request, behind the “Landmark”- A Public Work Session was held today at 5:30 in reference to the Barbeque request behind the Landmark. Mr. Hickox and Mr. Jenkins told the group again the purpose for the Smoker and the hours in which it will occupy a parking space. Mr. Hickox told the group the

barbeque will be sold inside the Landmark. Mitchell Moore told the group the provision is this is being tied to an ongoing business or an extension to an on-going business, it is not a stand-alone business. Alderman Richbourg made a motion to approve the request through December 31st, 2010, on several conditions. The request can be revisited at anytime if it becomes a hazard, or the public outcry against the smoker. Alderman Davis made another stipulation concerning the hours the smoker is in operation, the smoker will be moved before the lunch hour of the following day when it is in use. Alderman Perryman seconded the motion and the motion carried three to two. Alderman Perryman, Richbourg, and Davis voted yes and Alderman Retterbush and Alderman Turner voted no. Mayor Harper stated if Alderman Stalnaker was present and casted a no vote, the motion would still pass due to his tie breaker, yes vote.

2. VFW request to extend the hours of operation- Mr. Nesmith was not present per Mayor Harper her will have to reschedule to a later date.

3. Coastal Engineering Report- John Hunkele told the group proposed revisions to the Environmental Review and Planning Document (ER & PD) have been forwarded to EPD for review. To the best of our knowledge all items have been addressed with the exception of the required public meeting. The public meeting is scheduled for August 30, 2010 at 5:00 pm. We will attend and assist in conducting the meeting. We will handout materials and make a brief opening statement or presentation. Then we will respond to questions and/or comments. We request that the meeting be recorded so we can prepare a written summary of the questions along with any responses we provide, as well as a publisher certification and a copy of the ad placed before the meeting. An official transcript is not required. At least one or two members of the City Council should try to attend. An environmental/wetlands consultant (WPC Terracon) has been retained to delineate any jurisdictional wetlands by our proposed outfall sewer construction. The field work has been completed and John Hogan has prepared a survey of the wetlands. WPC will obtain Corps of Engineers verification and submit the necessary paperwork for permitting purposes under the Nationwide Permit for Utility construction within wetland areas. The cost of these services is \$2,100.00. John Hogan has completed the fieldwork for the required topographic surveys of the Georgia Power Company Right of Way expect to receive his data early this week. The total estimated cost for the surveying work is \$4,800.00. We are completing the application forms (Form 1 and Forms 2A through 2F) for our NPDES Permit. This was discussed at our recent EPD meeting in Atlanta with Bill Noel. It needs to be filed ASAP but not later than September 10, 2010. We should initiate contact with the Georgia Power Company, research and locate any existing easement

documents and work out an agreement with Georgia Power for the additional utility encroachments required. I will ask John Hogan for his input but it may require some input from Mitchell Moore. We need to write a letter to EPD as a follow up to our meeting of July 16, 2010 on the Consent Order. It should request the required amendment to the Consent Order state that we are pursuing funding through the State's CWSRF and detail our progress to date on the existing Consent Order items. The suggested implementation schedule is as follows: August 17th Submit Proposed Revisions to ER & PD, August 30th Submit Revised DDR, and Public Meeting will be held. September 1st Submit Final ER & PD, September 10th Submit NPDES Permit Applications, September 15th Estimated DDR Approval, October 15th Estimated Issuance of NONSI, November 1st Submit Plans and Specifications, December 10th Estimated Issuance of NPDES Permit, January 10th 2011, Estimated Plans and Specifications Approval, January 12th Advertise for Bids, February 16th Receive Bids, February 21st Notice of Award, March 7th Notice to Proceed, December 1st Complete Watershed Assessment, September 7th 2012, Complete Construction, October 7th Place WWTP in Operation.

REPORTS

4. City Manager's /Finance Director's Report- Mandy handed out a copy of the City's Revenue/Expenditure report to each of the Council. She said this is a rough draft of the 2010 fiscal year end. She explained about the different funds, the General fund will be close as far as being within budget for the 2010 fiscal year. The Water and Sewer fund has increased substantially due to water and sewer increases for the sewer treatment plant. Mandy added she increased the amount transferred into the Sinking fund each month so the account can build up a reserve for the payments on the new Sewer Treatment Plant. The Gas fund looks ok for the first time in two years, unless our Auditors find some major changes. Mayor Harper asked Mitchell Moore to see about refinancing the existing loan with USDA through GEFA and lowering the interest rate.

5. City Attorney's Report- Mitchell Moore told the group the City adopted a Resolution in October of last year concerning the DCA redevelopment zones. The resolution only designated certain areas such as residential areas. There have been some policy changes according to DCA as to what qualifies as a designated area or a target area. The City needs to do a revised Amendment adopting these new policies. Mitchell said the draft he has simply revised and restates the already adopted Redevelopment Resolution. Mitchell said he is still working with Dawn Morrison and Crissy Staley on the areas. Mitchell said the Council needs to adopt the revised resolution with the provision that Batter Hometown, Berrien County

Chamber and DCA will designated those areas in the Attached Exhibit A. Alderman Perryman made a motion to adopt the revised and modified and amend the Redevelopment Resolution. Alderman Richbourg seconded the motion and the motion carried unanimously. Mitchell also told the Council we have a provision under the Consumption on the Premises Statue which we can provide for limited use off the premises in connection with any existing catering business that any licensee can sell by the drink off the premises but we will need to adopt that and with the Councils guidance I will explore that but I need your direction on any restrictions. The group discussed limiting the individual caterers on how many times they can serve off the premises. Dawn Morrison told the group the original idea was to add a Catering clause into our existing Ordinance so that businesses that have a pouring license can cater and pour off the premises in a privately owned building down town during certain functions and events. Mitchell said he could have a rough draft by the next meeting for Councils consideration.

6. Department Heads' Report- Dawn Morrison, Better hometown manager, gave an update. She told the group about the Harvest Festival scheduled for September 11th downtown Nashville. She invited everyone to attend. On September 14th she plans to meet with some of the local farmer and get some ideas about the Farmers Market. She has applied for a \$250,000.00 Grant to open a Farmers Market in Nashville. Dawn Also told the group she is applying for another \$20,000.00 Department of Economic Development Grant for the Downtown Center. She informed the group she has also applied with Georgia Communities to be picked as one of the six Cities's the Smithsonian chooses to share "The History of Music".

Tommy Davis updated the Council about the request for a street light on John Street. He said the resident has a street light in place within one hundred yards of the premises all ready so an additional street light will not be needed.

PUBLIC COMMENTS/GENERAL COMMENTS FROM COUNCIL

Allen Davis commented on the Catering Clause. Alderman Turner asked Mandy to contact "Garbage pickup office" and ask them not to leave Mr. McMillan's rebel in the middle of the road. Mr. McMillan lives on Zimmerman. He also asked Tommy to get with Keith about having prison crews clean up around the old Nashville Grocery. He also asked Mr. Henry Yawn to look into the old car wash site on Old Coffee road.

ADJOURNMENT

There being no further business to conduct, Alderman Turner made a motion to adjourn the meeting at 6:50pm. Alderman Richbourg seconded the motion and the motion carried unanimously.

Mayor Travis Harper

Alderman Bill Turner

Alderman Dick Perryman

Alderman Darrin Davis

Alderman Billy Retterbush

Alderman Scott Stalnaker

Alderman Michael Richbourg

ATTEST

Tina Haughton, City Clerk