

**REGULAR MEETING
CITY COUNCIL OF THE CITY OF NASHVILLE
COUNTY OF BERRIEN
JANUARY 14, 2019
6:00 P.M.**

INVOCATION: Mitchell Moore

PLEDGE: Pledge of Allegiance was led by Mayor Michael Richbourg

WELCOME: Mayor Michael Richbourg

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

STAFF PRESENT: Mandy Luke, Jackie Jordan, Jill Wise, Chief Edwards, John Reynolds, Peter Schultz, Henry Yawn, Mitchell Moore

OTHERS PRESENT: Chris Sullens, Randal Milton, Bryan Shaw, Rodney Nix, Kyle Pearson

ADOPTION OF THE MINUTES FROM THE PREVIOUS MEETINGS – Billy Retterbush made the motion to adopt the minutes from the previous meetings. Eric Gaither seconded the motion and the motion carried unanimously.

ADOPTION OF FORMAL AGENDA – Mellisa Watson made the motion to adopt the formal agenda, with the change to strike item #10-Ball Field/Memorial Park. Scott Stalnaker seconded the motion and the motion carried unanimously

NEW BUSINESS

1. **General Conduct in Council Meetings and City Hall** – Mayor Michael Richbourg – The Mayor explained in order to maintain order and general decorum, any discussion would need to be made at the podium for the record and any further discussion after the meeting needs to be taken outside of City Hall.

2. **Special Exception Request to Approve Storage Buildings/Old Coffee Road/Chris Sullens – Mayor Richbourg/Henry Yawn** – The Mayor asked Mr. Sullens if he had any further information to add. He replied he is now awaiting the Council’s answer to his request. Mellisa Watson made a motion to approve the exception request. The Motion died due to lack of a second.

3. **Noise Complaints of Deep South Speedway – Mayor Michael Richbourg** – The Mayor stated members of the Council have received numerous complaints of noise late in the evening and night from the race track and asked City Attorney Moore of current ordinance pertaining to disturbing the peace and what constitutes disturbing the peace. Chief Edwards said they had received complaints as late as 4:00 a.m. City Attorney Moore said there is no explicit statute referring to decibel levels of noise. Chief Edwards explained the basic ordinance regarding disturbing the peace giving some specific examples stating most of these have an end time around 9:00 p.m. After brief discussion, the Mayor and Council explained they are pro-business and do not want to hurt any business but citizens have a right to peace and quiet after a certain time in the evening. They also mentioned other specific business where there had been many complaints and they were able to come to an agreement on reasonable hours with those businesses and asked Attorney Moore to draft an ordinance restricting the nuisance of noise and hours of operation the noise would be allowed. Eric Gaither made a motion for Attorney Moore to draft an ordinance that addresses business operating over certain decibel levels and hours of operation. Billy Retterbush seconded the motion and the motion carried unanimously.

4. **Beer, Wine & Liquor License Approvals for 2019 – Mayor Richbourg** –

2019 BEER WINE LIQUOR LICENSES				
BUSINESS NAME	APPLICANT NAME	ADDRESS	DESCRIPTION	AMT PAID
Fred’s #2425	Viki Register	719 S Davis St	Beer & Wine	\$1,000.00
Off The Hook Seafood LLC	Kim S Jordan	206 South St	Beer & Wine	\$1,000.00
Pizza Hut #2948	Jessica Lynn Futch	608 S Davis St	Beer License	\$ 500.00
Quick Mart #2	Kaushik P Patel	708 Old Coffee Rd	Wine License	\$ 600.00
TOTAL (4)				\$3,100.00

The Mayor presented the four (4) applications for Beer, Wine & Liquor license applications as listed in the preceding table. Having nothing to prevent the approval of any of them, Mellisa Watson made a motion to approve the license

applications presented. Scott Stalnaker seconded the motion and the motion carried unanimously

5. **2nd Reading Ordinance #O-06-18/Amend Motorized Wheelchairs Ordinance – City Attorney Mitchell Moore** – Attorney Moore explained this would be the second reading of the Ordinance to amend the Motorized Wheelchairs Ordinance. Billy Retterbush made a motion to approve and adopt the Ordinance. Antonio Carter seconded the motion and the motion carried unanimously.
6. **2nd Reading Ordinance #O-07-18/Amend Motorized Carts Ordinance – City Attorney Mitchell Moore** – Attorney Moore explained this would be the second reading of the Ordinance to amend the Motorized Carts Ordinance. Billy Retterbush made a motion to approve and adopt the Ordinance. Antonio Carter seconded the motion and the motion carried unanimously.
7. **Affidavit and Resolution for the November 26, 2018 Executive Session – City Attorney Mitchell Moore** – Attorney Moore explained the Affidavit and Resolution for the Executive Session that took place on November 26, 2018 regarding a property matter. Antonio Carter made a motion to approve the Affidavit and Resolution. Eric Gaither seconded the motion and the motion carried unanimously.
8. **Resolution for Language Access Plan (LAP) changes for CDBG, CHIP and other GA DCA and HUD Grants and Programs (Mike Jacobs/SGRC) – Mandy Luke** – Mayor Richbourg explained the Resolution from the Southern Georgia Regional Commission in order to allow the City to continue to apply for funds through CDBG, CHIP and other GA DCA and HUD grants and programs. Scott Stalnaker made a motion to approve and adopt the Resolution. Antonio Carter seconded the motion and the motion carried unanimously.
9. **Budget Amendment Resolution for FY2018 – Mandy Luke** – Mrs. Luke explained the items that were not in the original 2017-2018 fiscal year budget including the new police vehicles and equipment for the vehicles, the new fire truck that we were not able to get the grant and loan through USDA because funds had been frozen due to the hurricanes, the required cancer insurance policy for the volunteer fire department that we did not have an amount for at the time, insurance for the new employees in the Street department that were approved after the budget was adopted, the new mini backhoe for the Water and Sewer Department, LMIG's for two years that were combined, improvements

and maintenance on the Bi-Lo building and the YES Center, Police Department Law Enforcement Officers Liability Insurance that was more than projected and fees from the City Wide clean-up which is a total increase of \$619,000. Scott Stalnaker made a motion to approve the Budget Amendment Resolution. Mellisa Watson seconded the motion and the motion carried unanimously.

REPORTS

10. **City Manager's/Finance Director's Report** – Mrs. Luke reported the auditors are working on the 2018 Fiscal Year which is due the end of February but our area is included in the disaster area from the Hurricane which gives us an extension of sixty (60) or ninety (90) days and they will probably take advantage of that extension.
11. **City Attorney's Report** – Attorney Moore briefly explained the solicitation for bids for the Hay Field/Spray Field and the NURA project stating the advertisements will run a minimum of four (4) times in Valdosta, Tifton and Cook County in addition to Berrien County. Mr. Moore also gave a brief update regarding easements pertaining to the WINFab property and the property off of Melba Street which he is actively completing.
12. **Department Head's** – John Reynolds mentioned they are still waiting on back ordered meters to complete the radio read meter project. Mayor Richbourg asked Mr. Reynolds to check into an additional monitor for the radio read meters in order to catch problems sooner. Jill Wise reported working on a report necessary to maintain the Main Street which requires reporting of ten (10) standards. She also mentioned the next event would be the Chili cook-off on February 23rd at Connie's Children's Park. Chief Edwards provided the Mayor and Council with the annual police report for 2018.

PUBLIC COMMENTS

Randal Milton mentioned an issue he recently had with dirty water at his residence that John Reynolds helped him with. He also asked about the waiting time at the red lights which the Mayor explained is controlled by D.O.T. but the City would try to contact them regarding the issue. Bryan Shaw provided the Mayor and Council with a proposed amendment to the Historic Preservation Ordinance and the Mayor said it can be placed on the next Agenda. Rodney Nix said he represents Pines Organization

explaining they oversee and maintain ball fields in Ray City and Alapaha and they are interested in the City's Memorial Park ball field. The Mayor explained the County used to maintain this field and they had been in discussion about this and the City wants to give them first right of refusal but if they are no longer interested, they would discuss his request. Chris Sullens asked for feedback as to why his special exception request for storage buildings on Old Coffee Road was not approved. The Council explained the location being in a residential area, the overwhelming response of the residents against it and it appeared it would be too congested. Mr. Sullens also asked about the full time code enforcement position. The Mayor and Chief Edwards said they have an officer for the position and it is in progress.

COUNCIL COMMENTS

Eric Gaither thanked Peter Schultz for some work recently done on a walkway at the high school. Antonio Carter asked the status of the grease trap at The Brown Bag and Mayor Richbourg explained John Reynolds had recently discussed this with her and asked him to visit again regarding the status. Kyle Pearson commended Steve Adams with the Fire Department stating how much he appreciates Steve visiting the children each year with the fire truck and providing them with hats and educational information and how much the children enjoy it.

ADJOURNMENT

There being no further business to conduct, Billy Retterbush made a motion to adjourn the meeting at 7:02 p.m. Antonio Carter seconded the motion and the motion carried unanimously.

Mayor Michael Richbourg

Alderman Eric Gaither

Alderwoman Mellisa Watson

Alderman Antonio Carter

Alderman Billy Retterbush

Alderman Scott Stalnaker

Alderman Walter Steward

ATTEST:

Jackie Jordan, City Clerk