

**CITY OF TEMPLE MINUTES  
REGULAR MEETING OF THE TEMPLE CITY COUNCIL  
MONDAY, JULY 7, 2008 – 6:30 PM  
TEMPLE CITY HALL**

**CALL TO ORDER:**

Mayor Ford called the regular meeting of the Temple City Council to order at 6:35 pm with the following members present constituting a quorum: Councilmember Richard Bracknell, Councilmember Larry Estvanko, Councilmember Larry Mann, Councilmember Hiley Miller and Councilmember William Simmons.

**INVOCATION:**

The invocation was given by Shea Tallent; Pastor at Freedom Missionary Baptist Church.

**CITIZENS COMMENTS:**

Mayor Ford opened the floor for citizen's comments.

Howard Walden, 440 Centerpoint Road, spoke regarding the Rules of Decorum. He said the council has addressed the rules of decorum ten times in the last year and he would like to see them put this issue to rest.

**COMMITTEE REPORTS:**

**Financial Committee:** Mann said that he would have a mid year review of the budget at the end of July.

**Personnel Committee:** Estvanko said that they discussed cross training and training in general at the meeting. He also asked Chief to set up CPR classes for city employees.

**Public Safety Committee:** Simmons had no report.

**Public Works Committee:** Miller said that the public works department was operating at 46 % of their budget. A letter was sent to EPD asking for final release. She said they discussed the government online auction and the Deer Creek liftstation upgrade.

**Recreation Committee:** Bracknell introduced the new recreation director; Thad Ferguson and welcomed him to Temple. Bracknell stated that water cannon had been rented in order to get the football field ready and he would like to see that rental fee converted into a purchase. There have been discussions about the real mower at the recreation. The real mower is one of the items the recreation would like to be put on the government on line auction and the proceeds would go toward the purchase of a zero turn mower. Mr. Bracknell said that it is his understanding that the high school is interested in purchasing the real mower and wanted to know what the proper procedures would be to allow them to purchase it. Mrs. Daley advised that it would need to be put up for auction and they would be allowed to bid on it.

Mrs. Cynthia Daley was introduced by Mayor Ford.

**CONSENT AGENDA:**

Bracknell said that he would like to have the reports from the department heads at the committee meeting. Mann said that he thinks the committee meetings are a good idea but he would like to have a committee meeting/work session in order to work on the agenda for the up coming council meeting. After discussion; Mann motioned to add a work session after the committee meetings to be held the Monday prior to the regular council meeting seconded by Bracknell. The motion carried 4-1 with Estvanko voting against.

Bracknell motioned to approve the consent agenda as presented; seconded by Simmons. The motion carried 5-0.

**PLANNING AND ZONING:** Nothing to discuss.

**OLD BUSINESS:** Nothing to discuss.

**NEW BUSINESS:**

1. **Employee Health Insurance:** Marcy Sanders, Sanders and Associates presented to the council a proposal for other health plans. In the proposal she gave information of what neighboring cities were doing as far as health care and also included a proposed five year plan for the City of Temple. After discussion about the five year plan; complaints about the current provider and the different plan options; Bracknell motioned to switch to United Health Care, Plan 3 at an estimated cost of \$14,939.37 monthly; seconded by Simmons. The motion carried 5-0.
2. **Watershed Protection Plan Annual Progress Review:** Catherine Fox, Fox Environmental told the council that EPD had given us a 30 day extension on our annual progress report. This will give a little more time to get some more of the items completed. She explained there were two items she would like for the council to think about tonight; the plan review process and the development fees. She advised the council that all plans needs to be sent to Edison Engineering for review and the fees that the city has in place right now will not cover the charge for the plan review. After discussion; Fox asked to be able to return to next month's meeting in order to give a further update.
3. **Temple Erosion and Sediment Control Policy and Site Inspection Checklist:** Fox presented a Temple Erosion and Sediment Policy and Site Inspection checklist to the council for adoption. After discussion; Bracknell motioned to adopt the site inspection checklist; seconded by Simmons. The motioned carried 5-0. Mayor Ford said that the Temple Erosion and Sediment Policy would have to be adopted by a resolution; therefore it was postponed until next month.
4. **Governor's Clean Community Challenge:** Mayor Ford presented a letter from the Georgia Department of Community Affairs which basically encourages local government to develop a comprehensive approach to litter prevention and provide the tools necessary to address litter. Bracknell said that he feels that everyone has to get involved in this in order to keep the community clean; therefore he would like to form a committee made up of volunteers so the citizens could be involved. A sheet was passed around in order to have interested citizens to sign up for the committee. After discussion; Bracknell motioned to accept the challenge and to move forward; seconded by Mann. The motion carried 5-0.

5. **Proposal for Committee Chairperson Compensation:** Bracknell motioned to establish that the chairperson of each committee receives \$50.00 per month compensation for the committee duties and that the compensation will take effect according to the laws of the State of Georgia regarding salary increases; seconded by Simmons. The motion carried 5-0.
6. **2008 Millage Rate:** Mayor Ford explained that the council had to decide if they wanted to roll back the millage rate or keep it the same. To maintain the current rate of 7.050 mills it would require three public hearings. The State required rollback calculation to avoid a technical tax increase would be 6.922 mills and require no hearings. Simmons motioned to leave the millage rate the same (7.050 mills) and go forward with three public hearings with the first hearing to be held July 17, 2008 at 6:30 pm (Temple City Hall); seconded by Mann. The motioned carried 5-0.
7. **Codification of Ordinances:** Chief Repetto advised that he had been in contact with two companies in order to get estimates for the codification. The first estimate was from a company out of Tallahassee, Florida for \$9,000.00 base and the second estimated coming from a company out of Cincinnati, Ohio for \$6,950.00 base. Mann asked that this be addressed at a later date after the budget had been reviewed.
8. **Amendment: Rules of Decorum:** Bracknell motioned to make amendments to the Rules of Decorum. 1. Add the sentence "A citizen may speak for or against an agenda item for a period of three (3) minutes per agenda item" to Paragraph (B) Public Participation on and Agenda Item and to add Section (C.) Waiver: "The mayor or presiding officer and the city council may either waive the three (3) minute requirement which is applicable to either public comment or public participation on an agenda item, or allow an open forum on any issue by a majority vote of the council". The motion was seconded by Mann and carried 4-0 with Mr. Estvanko abstaining.
9. **Amendment: Bidding Process:** Bracknell motioned to amend the bidding process by adding A to J Electrical, Edison Engineering, and Cynthia Daley (Daley, Koster & LaVallee, LLC), City Attorney and by removing C.A. Thomas; seconded by Mann. The motion carried 5-0.
10. **Amendment: Zoning Ordinance:** Mrs. Daley explained that this amendment was only to correct typographical errors and sentence fragments and not to change the language of the ordinance. Bracknell made a motion to waive the first (1<sup>st</sup>) reading and adopt the Zoning Ordinance amendment by 2/3 of the votes seconded by Simmons. The motion carried 4-1 with voting Estvanko against. Mrs. Daley read the Amendment to the Zoning Ordinance.
11. **RESOLUTION: SPLOST Intergovernmental Agreement, Carroll County:** After discussion; Bracknell made a motion to approve the SPLOST Intergovernmental Agreement as presented seconded by Mann. The motion carried 5-0.
12. **ORDINANCE: Code of Ethics Ordinance: Action Taken:** Mrs. Daley; City Attorney explained that the City of Temple had applied for and been granted the certification of a City of Ethics; however there are two parts to this process. We have already passed the resolution adopting the policy; which is the first part and now we have to complete the second part which is to create an ordinance which sets the rules and how the rules are going to be enforced. Upon adoption of this ordinance; the City of Temple will have completed the second half of the requirements to become a Certified City of Ethics. Daley, City Attorney began reading the Code of Ethics Ordinance; however was interrupted by Mayor Ford after reading several pages. He apologized to Mrs. Daley but stated that due to the document being twelve pages long; he would like to recommend the document be distributed and let that be the 1<sup>st</sup> read by publication. Simmons made a motion to accept the Code of Ethics Ordinance by Publication 1<sup>st</sup> read July 7, 2008 and 2<sup>nd</sup> read being August 4, 2008 seconded by Mann. The motion carried 4-0 with Estvanko abstaining.

**13. Proposal: Police Sub-Station:** Mayor Ford explained that John and Joy Tyler, owners of Goin' Postal and Joy's Sweet Connection is offering free space to the city for a police sub-station. After discussion; Bracknell motioned to assign this to the Public Safety Committee which will meet July 28, 2008 seconded by Simmons. The motion carried 5/0.

**MAYOR AND COUNCIL CLOSING COMMENTS:**

**EXECUTIVE SESSION:** Simmons moved to adjourn into Executive Session at 8:10 p.m. for the purpose of discussing personnel, real estate and legal matters; seconded by Bracknell. Motion carried 5/0.

**RETURN TO REGULAR SESSION:** Bracknell moved to return to regular session at 8:23 p.m.; seconded by Simmons. Motion carried 5-0.

**ADJOURNMENT:** With no further business, Simmons moved to adjourn at 8:25 p.m., seconded by Bracknell. Motion carried 5/0.

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Rick Ford - Mayor

ATTEST:

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Kim Pope - City Clerk