

**CITY OF TEMPLE MINUTES
TEMPLE CITY COUNCIL
THURSDAY, AUGUST 9, 2012 @ 6:30 PM
TEMPLE CITY HALL**

CALL TO ORDER:

Mayor Ford called the regular scheduled Council Meeting to order at 6:34pm with the following members present constituting a quorum: Council Member William Simmons, Council Member Hiley Miller; Council Member Jay Mann; Council Member Terron Bivins and Councilmember Richard Bracknell

INVOCATION: The invocation was given by Council Member Jay Mann

Mayor Ford welcomed the Newly Elected District 3 Commissioner Tommy Lee

CITIZENS COMMENTS:

Mayor Ford opened the floor for citizen's comments:
There were none

COMMITTEE MEETING REPORTS:

Public Safety: Agenda Item

Community Development: Agenda Item

Recreation: Council Member Richard Bracknell addressed the other Council Members as well as the audience regarding the happenings over at the Temple Recreation Department. There are a lot of projects going on over at the Recreation Department, you can actually see the footprints for the walking trails that are coming along. We have completed the water fountains. The parking lot where the old police department was located has now been covered with crush and run for extra parking. The pavement will come in the near future. The lake is important but at this time, not a top priority. The Recreation Department submitted a new land grant application the end of July; we should know something back from it in December. We have a lot of exciting things going on at the Recreation Department.

Personnel: No Report

Senior Center: No Report

Financial: No Report

Public Works: Agenda Item

CONSENT AGENDA:

Council Member William Simmons motioned to approve the consent agenda; seconded by Council Member Terron Bivins. Motion carried 5-0

OLD BUSINESS:

- 1.) Ordinance to AMEND the Code of Ordinances to regulate sales of Malt Beverage and Wine on Sundays and the sale of Distilled Spirits or Alcoholic Beverages by the drink on Sundays; And for all other purpose; to provide severability; to provide penalties; to provide for repeal of conflicting Ordinances and provisions; to provide for adoption and effective date; to provide for codification; and to provide for other lawful purposes; 2ND READ**

City Attorney explained the amendment to the ordinance. After the explanation Council Member William Simmons motioned to approve the amendment; seconded by Council Member Terron Bivins. Motion carried 4-1 with Council Member Hiley Miller opposing.

NEW BUSINESS:

- 1.) Approval of 2012 Millage Rate:**

City Administrator Kim Pope recommends to the Council to keep the millage rate the same at 7.050; although it was recommended through the state to increase it to 7.394. Council Member Terron Bivins motioned to approve the recommendation of the City Administrator; seconded by Council Member Jay Mann. Motion carried 5-0

- 2.) Award the Temple Johnson Lake Siphone Drain Improvements: Aquatic Restoration**

Council Member Hiley Miller made a recommendation from the Public Works Committee to award the lowest bid to AQUATIC RESTORATION, LLC in the amount of \$18,500.00; seconded by Council Member Richard Bracknell. Motion carried 5-0

- 3.) Discussion of water bill for the Major Temple Garden Club:**

City Attorney Cynthia Daley made a recommendation for the Council to send this item back to committee for further discussion. Council Member Terron Bivins motioned to send back to committee. Council Member Jay Mann asked to amend the motion to add that there will be no further action taken on this item until after it is discussed at the next Committee Meeting; seconded by Council Member Terron Bivins. Motion carried 5-0

- 4.) Consideration of Ordinance to regulate Farm Animals in Residential and Rural Zoning Classifications:**

Council Member Jay Mann recognized Brad Parks who was in attendance and prepared to make a recommendation on the Farm Animals in Residential and Rural Zoning Ordinance; however after further review of the ordinance Council Member Jay Mann would like to send this Ordinance back to Committee for further review and possible changes; seconded by Council Member Richard Bracknell. Motion carried 5-0

- 5.) Consideration of Resolution setting Surcharge and Base rate for DUI or other alcohol related fines at the Police Department:**

Council Member William Simmons explained that starting July 1, 2012 the state imposed a surcharge for all DUI or other alcohol related fines in the police departments. The State would start collecting ½ of the charges for these cases. There we would have to set the surcharge for these fines up 50% to keep from losing that money. Council Member William Simmons made a motion to increase the surcharges on these related fines only; seconded by Council Member Hiley Miller. Motion carried 5-0

6.) Consideration of Ordinance for Designating Open Records Clerk: 1st Read

City Attorney Cynthia Daley completed the first read of the Ordinance. The 2nd read will be held at the September Council Meeting

7.) Certification of Distribution for Local Sales & Use Tax with Haralson County:

Council member Hiley Miller approved the Temple portion of the LOST tax through Haralson County; seconded by Council Member Richard Bracknell. Motion carried 5-0

MAYOR AND COUNCIL CLOSING COMMENTS:

Bivins: None

Miller: Backpack program every Friday

Simmons: None

Miller: None

Mayor Ford: None

EXECUTIVE SESSION:

Council Member Hiley Miller motioned to adjourn to go into executive session @ 6:49 pm; seconded by Council Member William Simmons. Motion approved 5-0

Council Member Hiley Miller motioned to come out of executive session back into regular sessions @ 7:35 pm; seconded by Council Member William Simmons.

Council Member Richard Bracknell motioned to amend the agenda; seconded by Council Member Hiley Miller. Motion carried 5-0

Council Member Richard Bracknell motioned to allow the City Administrator to allow a part-time position (12-hours a week) at the Senior Center; seconded by Council Member William Simmons. Motion carried 5-0

ADJOURNMENT: With no further business to discuss; Councilmember Richard Bracknell motioned to adjourn at 7:36 pm; seconded by Councilmember William Simmons. The motion carries 5-0

Rick Ford - Mayor

Attest:

Angie Costner – City Clerk

