

**OFFICIAL MINUTES  
RINCON CITY COUNCIL MEETING  
MONDAY, APRIL 25, 2016  
COUNCIL CHAMBERS  
107 W. 17<sup>TH</sup> STREET  
7:00 PM**

**Councilmembers Present:**

Paul Wendelken  
Levi Scott, Jr.  
Reese Browher  
James Dasher

**Councilmember Absent:**

Christi Ricker  
Ann Daniel

**Present:**

Wanda Simmons, Interim City Manager  
Raymond Dickey, City Attorney  
Dulcia King, City Clerk  
LaMeisha Kelly, City Planner  
Tim Bowles, Public Works Director  
Mike Osborne, Recreation Director  
Tommy Kee, WWTP Director

**Absent:**

Ken Lee, Mayor

Councilmember Browher made a motion to appoint Councilmember Scott as Mayor Pro-Tem. All hands were raised in favor of the motion.

The meeting was called to order at 7:09 PM. Councilmember Wendelken gave the Invocation and the Pledge to the Flag was recited.

**Approval of the agenda:**

With a correction to item #8, the bid amount for the flow metering and parshall should be \$18,730.00 not \$37,460.00; also an addition to item #8, award bid for the grit removal equipment to Fluidyne Corporation in the amount of \$189,500.00; and a correction to item #12, the times on the resolution should read 12:30 PM to 11:30 PM not 1:00 PM to 11:59 PM.

Motion to approve: Councilmember Dasher

Second: Councilmember Browher

Vote: Unanimous

**Approval of the April 11, 2016 minutes:**

Motion to approve: Councilmember Wendelken

Second: Councilmember Dasher

Vote: Unanimous

**New Business:**

**1. Approval of a request from Rick Lott of the Effingham Chamber of Commerce for a Health Department Waiver Letter and Assemblage Permit, to include the sale of beer and wine, for the Oktoberfest Festival held on September 23<sup>rd</sup> and 24<sup>th</sup>, 2016.**

Rick Lott was present.

Motion to approve: Councilmember Wendelken

Second: Councilmember Browher

Vote by Council: Unanimous

**2. Request from Clarence Morgan, Effingham County Recreation Director, for a donation to the American Diabetes Assoc., Effingham County (Hams for Effingham).**

Clarence Morgan was present; he stated the ADA, Effingham County has a goal of \$10,000.00 and asked Council for a donation. Councilmember Wendelken said we can justify a donation because it is for diabetes and will go back to our community. Council will get back with Mr. Morgan on an amount.

No action taken.

**3. Don Davis, Oak Grove Church of Christ, request to appear before Council to discuss the use of Macomber Recreation Center to hold Sunday Service.**

Don Davis and Richard Dickey, request the use of Macomber Park to hold Church Service. They are in the process of building a new building and put their property up for sale thinking it might be a while before it would be purchased but a group has signed a contract and want immediate use of the property. Churches in the past have used Macomber Park and it is not far from where they are now. It would be a good place for them to meet. They would need it for Sunday morning and evening if possible. Councilmember Scott informed them that we have used that building for a number of occasions and tournaments are held on weekends at the park. They would need to look at the dates to determine. Councilmember Wendelken had concerns about how to split up the weekend rentals. When other churches used the building there was a limited number of people using the facility. Councilmember Wendelken wanted to know the number of people, Mr. Davis said it would be anywhere from 100 – 150. Mrs. Simmons said the last time a church requested the use of one of our facilities it was the Hinely building and it wasn't every week. Oak Grove Church would like to start using the building around June. They will set up the building on Sunday morning and remove the chairs when they are finished. Council will get back with Mr. Davis.

No action taken.

**4. Approval to sign the participant agreement to have a booth at the 2016 Effingham Job Fair on May 25, 2016 at the College and Career Academy.**

Wanda Simmons informed Council she received this from the Chamber and with the number of employee needed this would be a good way for some advertising. It is free of charge and she would like to get permission to move forward and have someone attend.

Motion to approve: Councilmember Wendelken

Second: Councilmember Dasher

Vote by Council: Unanimous

**5. Approval to purchase UV Disinfection Light Bank to refurbish the current system to gain proper redundancy to the UV Disinfection System. LI# 50.7280.3311**

Tommy Kee told Council the treatment plant depends on UV light for disinfection, currently we are running one bank and there is no redundancy. The company that we purchased the system from will not service it unless we have Trojan lights. What we are using is working well but we need to look at the redundancy. Councilmember Scott asked if this was in the budget. Wanda Simmons said there is money to cover this item, but there will not be much left in the budget. She also mentioned they have a warranty of five years, 12,000 hour with a full replacement. Councilmember Wendelken asked, should we stay with this same company. Mr. Kee stated performance wise this is a good product and they have an excellent service. Councilmember Wendelken asked about the cost, Mr. Kee said it would not exceed \$26,559.00. Mrs. Simmons said we will do a budget amendment on the next agenda.

Motion to approve the purchase light bank from Templeton & Associates not to exceed \$26,559.00: Councilmember Wendelken

Second: Councilmember Dasher

Vote by Council: Unanimous

**6. Amend 2016 budget to establish a Special Projects Fund, the revenues and expenditures related to the widening of Hwy 21.**

Mrs. Simmons informed Council this would move the EIP Grant monies for Hwy 21 widening project to a special fund.

Motion to approve: Councilmember Browher

Second: Councilmember Dasher

Vote by Council: Unanimous

**7. Request to contract with Terracon to conduct materials testing for HWY 21 ROW Improvements project.**

Alec Metzger, informed Council this is part of the widening project material testing and it was not included in the contractor's contract. He recommends Terracon. Councilmember Wendelken asked would this come from the funds mentioned in item #6, Mrs. Simmons said yes. Mr. Metzger said the cost will include the technician's time plus whatever test they perform. Mrs. Kelly said this is time sensitive. Attorney Dickerson asked if the cost would be over \$20,000, Mr. Metzger said less than \$10,000.

Motion to approve based on staff recommendation not to exceed \$30,000: Councilmember Dasher

Second: Councilmember Wendelken

Vote by Council: Unanimous

**8. PC Simonton & Associates recommends awarding the following bids associated with Headworks equipment from LI# 50.7280.4411: The influent screen to Parkson Corp. in the amount of \$179,922.00; The odor control unit to Bioair, LLC. in the amount of \$67,590.58; The grit removal to Fluidyne Corp. in the of \$189,500.00 ; The flow metering and parshall to Kazmier and Associates, Inc. in the amount of \$18,730.00.**

Marcus Sack, PC Simonton & Assoc., informed Council they had received the bids for the headworks on April 7<sup>th</sup> and these are his recommendations. These companies stand behind their products and give good warranties. They should start construction on the headworks in the next 90 days.

Motion to approve: Councilmember Browher

Second: Councilmember Dasher

Vote by Council: Unanimous

**9. Middle Georgia Outdoor Lighting requests approval of Change Order #1 in the amount of \$1,483.48 for a total contract cost of \$214,993.48. LI# 20.4650.4413**

Mr. Metzger said this change order was due to the bad soil conditions where they are placing the poles. Slurry had to be pumped in the hole to allow them to set the poles.

Motion to approve: Councilmember Wendelken

Second: Councilmember Dasher

Vote by Council: Unanimous

**10. Change HHNT payment line item numbers on invoices 43135, 43444, and 42948 from 40.6260.4416 to 40.6260.4418 for the Lower Floridan Well payments.**

Motion to approve: Councilmember Dasher

Second: Councilmember Browher

Vote by Council: Unanimous

**11. Transfer the Public Works Arctic Cat ATV to the Police Department.**

Tim Bowles informed Council the Artic has become obsolete for Public Works, the Police Department has express an interest, if not used it would sit at the shop and go to waste.

Motion to approve: Councilmember Browher  
Second: Councilmember Dasher  
Vote by Council: Unanimous

**12. Resolution to submit to the voters of Rincon, Georgia whether or not the sale of package beer and wine shall be allowed to be sold on Sundays from 12:30PM until 11:30PM.**

Attorney Dickey informed Council this is for package sales on Sunday, not for consumption on premises. A resolution has to be done by council calling for an election. This is not Council passing alcohol sales on Sunday; this is a resolution for voters to determine.

Motion to approve Sunday package sales to go on the ballot for November 8, 2016:  
Councilmember Dasher  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

**13. Approval to renew property and liability insurance with Georgia Interlocal Risk Management Agency (GIRMA) for the amount of \$127,611.00.**

This is a \$1,500.00 increase from last year.

Motion to approve: Councilmember Wendelken  
Second: Councilmember Browher  
Vote by Council: Unanimous

**14. Affordable Equity Partners, Inc. requests approval of City of Rincon Resolution supporting the DCA tax credit application for Towne Park Commons, L.P., which would be located on Towne Park Drive West.**

Chris Murphy, Carellas Law Firm and Mandy Young were present. Affordable Equity has built here before, the apartments beside Kroger. Mrs. Young did inform Council the name has changed to Town Park Commons and she hope they will see this project as beneficial for the community. Councilmember Wendelken asked if this would be three stories, Mrs. Young said yes. Affordable Equity is required to keep properties for 15 years. This is a 10 million dollar project. Mrs. Kelly said this approval is not for the GICH letter (which will get points), they are asking for a resolution of support.

Motion to approve: Councilmember Dasher  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

**15. Request that City Council accepts the annexation petitions from Ameris Bank for properties located on Hwy 21, for a total of 91.79 acres.**

Mrs. Kelly told Council this was the former Coastal Bank properties located on Hwy 21.

Motion to approve: Councilmember Browher

Second: Councilmember Wendelken

Vote by Council: Unanimous

## **16. Administrative Reports:**

**City Manager** – No written report. Councilmember Scott recognized members of the boy scouts that were present.

**City Engineer** – No written report.

**Building/Zoning Dept.** – No written report. Mrs. Kelly asked Council when they would like the next workshop to be held. It will be May 4. Mrs. Simmons expressed concern about having the workshop at City Hall because safety reasons, the building is not very secure. Councilmember Wendelken stated maybe we can have a police officer at the building while we are there. Councilmember Browher said that probably would be a good idea to have some kind of security there.

**Recreation Dept.** – Mike Osborne told Council he sent everyone a report by email. He informed Council that Lewis and Clark were pleased with the turn out for the circus and he is having back surgery soon.

**Water/Sewer/Public Works** - No written report.

**Wastewater** – No written report.

**Mayor and Council** - Councilmember Browher asked about the golf course greens, Mr. Bowles said they are starting to come around. Councilmember Browher also informed staff about potholes on Willowpeg Way that need to be addressed. He also mentioned the timbering of trees on Fort Howard Road and that it looks pretty shabby. He wanted to know if anything could be done about it. Mrs. Kelly said there are wetlands there and it is environmentally best so it can grow back, if she clears all the stumps there will be drainage issues. Councilmember Browher said there are trees lying on the ground that haven't been removed; Mrs. Kelly said they will check on it. Councilmember Dasher said there is a lot they can do to that site to make it look better. Mrs. Kelly will get with the developer and see about them cleaning this up. Councilmember Browher asked about Kroger's opening date, it is still scheduled for June 15. Councilmember Wendelken mentioned the circus, he said the crowds were good and the goal was to get people to eat locally and they did. Councilmember Browher asked about Chick fil la, Mrs. Kelly said they are working on their site plan and have not been willing to commit to a construction date.

## **17. Executive session to discuss personnel, pending litigation, attorney client privilege, and real estate.**

Motion: Councilmember Wendelken  
Second: Councilmember Dasher  
Vote by Council: Unanimous

Motion to return to meeting: Councilmember Dasher  
Second: Councilmember Wendelken  
Vote by Council: Unanimous

**18. Follow the statutes of executive session, to put on file an executive session affidavit and resolution.**

Motion to approve: Councilmember Wendelken  
Second: Councilmember Dasher  
Vote by Council: Unanimous

**19. Take any action that is needed on the items from executive session.**

No action taken.

**Adjourn:**

Motion to adjourn: Councilmember Browher  
Second: Councilmember Dasher  
Vote by Council: Unanimous