

**OFFICIAL MINUTES
RINCON CITY COUNCIL MEETING
MONDAY, JANUARY 9, 2017
COUNCIL CHAMBERS
107 W. 17TH STREET
7:00 PM**

Councilmembers Present:

Paul Wendelken
Levi Scott, Jr.
Christi Ricker
Ann Daniel

Councilmembers Absent:

Reese Browher
James Dasher

Present:

Ken Lee, Mayor
W.E. Smith, Jr., City Manager
Raymond Dickey, City Attorney
Dulcia King, City Clerk
LaMeisha Kelly, City Planner
Tim Bowles, Public Works Director
Phillip Scholl, Police Chief
Corey Rahn, Fire Chief
Mike Osborne, Recreation Director

The meeting was called to order at 7:06 PM. The Invocation was given by Mayor Lee and the Pledge to the Flag was recited.

Approval of the agenda, with the removal of old business item 1:

Recommendation for revision to Wrecker Contract (Tabled at December 12, 2016 meeting).

Motion to approve: Councilmember Daniel
Second: Councilmember Ricker
Vote: Unanimous

Approval of the December 12, 2016 minutes:

Motion to approve: Councilmember Scott
Second: Councilmember Wendelken
Vote: Unanimous

Approval of the December 19, 2016 minutes, with the following correction:

In Mayor and Council administrative reports Council Browner asked about the \$40,000 for the Recreation Department, not \$440,000.

Motion to approve: Councilmember Ricker

Second: Councilmember Scott

Vote: Councilmember Daniel abstained

Old Business:

1. Recommendation for revision to Wrecker Contract (Tabled at December 12, 2016 meeting).

This item was removed from the agenda.

Public Hearing:

Turn meeting over to Public Hearing Officer, Raymond Dickey:

Public Hearing for petition filed by Kroger Company requesting a variance to Article 11, Section 7 to subdivide an 18.77 acre property into two (2) parcels (a 16.188 acre parcel and a 2.584 acre parcel) located at 459 and 461 South Columbia Avenue. The property is owned by The Kroger Company; the property is zoned GC (General Commercial). Map# R2120017

Open Public Hearing: 7:10 PM

Attorney Dickey asked Mrs. Kelly if the property had been marked and had it been advertised in the legal organ, she said yes. Joshua Akins, with Coleman Co., Inc, was present to answer any questions. Kroger has already had one subdivision request and this needed to come before Council because it was within the 12 month timeframe set in the ordinance. Mrs. Kelly Kroger is looking to subdivide to move ahead with commercial building

Close Public Hearing: 7:12

Turn the meeting back over to Mayor Lee.

Vote on petition filed by Kroger Company requesting a variance to Article 11, Section 7 to subdivide an 18.77 acre property into two (2) parcels (a 16.188 acre parcel and a 2.584 acre parcel) located at 459 and 461 South Columbia Avenue. The property is owned by The Kroger Company; the property is zoned GC (General Commercial). Map# R2120017

Motion to approve: Councilmember Scott

Second: Councilmember Ricker

Vote by Council: Unanimous

New Business:

1. Kroger Company requests approval of the subdivision of an 18.77 acre property into two (2) parcels (a 16.188 acre parcel and a 2.584 acre parcel) located at 459 and 461 South Columbia Avenue. The property is owned by The Kroger Company; the property is zoned GC (General Commercial). Map# R2120017

Motion to approve: Councilmember Wendelken

Second: Councilmember Daniel

Vote by Council: Unanimous

2. Request for approval of preliminary site plans for Dr. Suds Car Wash. The property is located on Hwy 21 S; property is owned by Dr. Suds, LLC and zoned GC-General Commercial. Map# R2120005

Jeff Watson and John Land, with Dr. Suds LLC., Matt Widner and Steven Keys were present. Mrs. Kelly said staff recommends approval of the preliminary site plans. Mrs. Kelly said the only concern was the decel lane. Mr. Widner said if they add a decal lane it would be the width of the property and will cause a conflict on adjacent properties. Mayor Lee asked Mrs. Kelly if DOT gave written confirmation of this, Mrs. Kelly said she has talked to DOT. This is a self-service car wash. Motion to approve with the condition that the outstanding items are addressed: Provide NRCS approval, Georgia DOT permit for the storm water tie-in, driveway, sidewalk and utility work and provide flow test for the basis of the water system design.

Motion to approve: Councilmember Daniel

Second: Councilmember Scott (Council Scott amended the second to include the outstanding items)

Vote by Council: Unanimous

3. Request approval to purchase two vehicles from Allan Vigil Ford-Lincoln for the Police Department in the amount of \$50,837.00. LI# 10.4210.4410

Chief Scholl said he can get two cars for less than it cost for one. One will be a CID vehicle and the other an administrative vehicle. Both will be purchased under a state contract and both will be CID vehicles eventually.

Motion to approve: Councilmember Scott

Second: Councilmember Ricker

Vote by Council: Unanimous

4. Request to discuss proposal to have the Lewis and Clark Circus at Freedom Park from March 10 – 12, 2017.

Mr. Osborne said Lewis and Clark has contacted him and wants to hold two shows per day for three days. Councilmember Wendelken said it was a big hit. Mr. Osborne said Lewis

and Clark told him it was one of the biggest turnouts in the area. Before the vote Councilmember Wendelken mentioned the City of Rincon being a sponsor and asked Mr. Osborne if it will be the same as last year, he said yes.

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

**5. Request approval to purchase 30 grinder pumps in the amount of \$23,807.40.
LI# 50.7270.4405**

Mr. Bowles said the last inventory of grinder pumps were ordered in August 2016 and there are five left.

Motion to approve: Councilmember Daniel
Second: Councilmember Scott
Vote by Council: Unanimous

6. Request approval of budget amendment BA-2017-01, to amend the FY 2017 Budget.

This budget amendment is to adjust the adopted 2017 budget to the desired final budget. Mr. Smith said he recognized the updated budget was not included in the packet at last meeting for approval of the 2017 budget. Also three other things were included; the expenditure that came with GEFA loan, money for water testing, and there was a clerical error; the net results stayed the same.

Motion to approve: Councilmember Daniel
Second: Councilmember Scott
Vote by Council: Unanimous

7. Y-Delta, Inc. requests approval of Change Order #1 in the amount of a \$59,563.98 contract decrease, for a total contract cost of \$1,265,369.51. LI# 10.4430.4414

Alec Metzger informed Council this was a decrease in the total contract.

Motion to approve: Councilmember Ricker
Second: Councilmember Scott
Vote by Council: Unanimous

**8. Y-Delta, Inc. requests approval of Pay Request #1 in the amount of \$79,036.71, for work completed on the Fort Howard Road Utility Extension project.
LI# 10.4430.4414**

Mr. Metzger said Y-Delta just got started; the material was delivered, and he went out and verified.

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

9. Savannah River Utilities requests payment of Pay Request #2 and Release of Retainage (Final Payment) in the amount of \$17,945.90, for work completed on the 9th Street Watermain Extension. LI# 20.6260.4413

Mr. Metzger said he went out and looked at the project and they have completed the punch list items. A motion was made to approve along with the start of the one year warranty period.

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

10. Request approval to reschedule the January 23, 2017 Council Meeting due to Mayor's and Effingham Days at the Capitol in Atlanta.

A motion was made to reschedule the meeting to Monday, January 30, 2017.

Motion to approve: Councilmember Ricker
Second: Councilmember Scott
Vote by Council: Unanimous

11. Request approval to set the Qualifying Fees for the 2017 Municipal Election.

The 2017 municipal election qualifying fees for Council seat will be \$90.00 and Mayor's seat will be \$126.00.

Motion to approve: Councilmember Ricker
Second: Councilmember Daniel
Vote by Council: Unanimous

12. Appointment of Jesse "Ben" Blackwell, Jr. to the Rincon Planning and Zoning Board.

Mrs. Kelly said there was one vacancy left, and Mr. Blackwell has agreed to serve. Mayor Lee said he thinks Mr. Blackwell will be a great asset.

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

13. Appointment of the Mayor Pro Tem for 2017.

Councilmember Wendelken made motion to appoint Councilmember Ricker and Councilmember Daniel made motion to appoint Councilmember Scott. Councilmember Wendelken's motion died for lack of second.

Motion to approve Councilmember Scott as 2017 Mayor Pro Tem: Councilmember Daniel
Second: Councilmember Ricker
Vote by Council: 3 yes votes, Councilmember Wendelken, voted no.

14. Administrative Reports:

City Manager – Mr. Smith informed Council about the issues with the liquor license for Lost Plantation, but we do have the beer and wine license. He also informed Council he has asked department heads to submit their goals for the year and he did get them.

City Engineer - Mr. Metzger prepared a project summary and handed out it out to Council. He also prepared a contractor score card; he will email this to Mrs. Kelly when a project is closed out they will have the score card on file. Mayor Lee said he thinks this is a good start but would like to see more detail in the score card.

Mr. Smith said he has received bids for Lost Plantation project at \$96,525.00; he will proceed if there were no questions. There were no further questions.

Chief of Police – Written report included in the Council packet.

Fire Department - Written report included in the Council packet. Chief Rahn said he will have the end of year report at the next meeting, and hopefully have a quote for the truck repair that is needed.

Building/Zoning Dept. – Written report included in the Council packet. Mrs. Kelly said she has workshop items, so a workshop is needed soon.

Recreation Dept. – Written report included in the Council packet.

Water/Sewer/Public Works – Written report included in the Council packet. Mr. Bowles said the hurricane cleanup is pretty close to being completed.

Wastewater – Written report included in the Council packet.

Finance – Written report included in the Council packet.

Lost Plantation – Written report included in the Council packet.

Mayor and Council – Councilmember Daniel thanked staff for the written reports.

15. Executive session to discuss personnel, pending litigation, attorney client privilege, and real estate.

Motion: Councilmember Daniel

Second: Councilmember Scott

Vote by Council: Unanimous

Motion to return to meeting: Councilmember Scott

Second: Councilmember Ricker

Vote by Council: Unanimous

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

Motion to approve: Councilmember Wendelken

Second: Councilmember Daniel

Vote by Council: Unanimous

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

No action taken.

Adjourn:

Motion to adjourn: Councilmember Wendelken

Second: Councilmember Ricker

Vote by Council: Unanimous