

**OFFICIAL MINUTES
RINCON CITY COUNCIL MEETING
MONDAY, MARCH 28, 2016
COUNCIL CHAMBERS
107 W. 17TH STREET
7:00 PM**

Councilmember Present:

Paul Wendelken – Arrived at 7:10 PM
Levi Scott, Jr.
Reese Browher
James Dasher
Ann Daniel

Councilmember Absent:

Christi Ricker

Present:

Ken Lee, Mayor
Wanda Simmons, Interim City Manager
Raymond Dickey, City Attorney
Dulcia King, City Clerk
Phillip Scholl, Police Chief
LaMeisha Kelly, City Planner
Tim Bowles, Public Works Director
Mike Osborne, Recreation Director
Tommy Kee, WWTP
Corey Rahn, Fire Chief

The meeting was called to order at 7:03 PM. The Invocation was given by Councilmember Dasher and the Pledge to the Flag was recited.

Approval of the agenda with the addition of Item #10A: Approval of a resolution to update signature cards for BB&T City accounts.

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

Approval of the March 14, 2016 minutes:

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

Budget Amendment Fiscal Year 2016:

Amend 2016 Budget to include monies for the Reuse System, BA-2016-4, for work completed by MR Systems, Inc.

Wanda Simmons stated the work was completed back in 2015. Councilmember Scott asked if this is what was budgeted for the project in 2015. Tim Bowles said this was budgeted in his sewer line item; he had extra money in SPLOST for the SCADA system.

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

Old Business:

1. Request to pay MR Systems, Inc. for parts and labor on the Influent Flow Measuring Equipment from November 2015, in the amount of \$28,690.00. LI# 50.7280.3311. (Item was tabled at the March 14, 2016 meeting)

Vote to remove from table: Councilmember Scott
Second: Councilmember Daniel
Vote by Council: Unanimous

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

2. Discuss procurement options for a street sweeper.

Tim Bowles discussed the two options; a used 2011 Elgin Sweeper for \$95,000.00, as-is and a lease for a refurbished 2011 Elgin Sweeper for \$125,000.00, \$26,000.00 a year lease. Councilmember Daniel stated she would prefer to purchase the refurbished one, since it has a limited warranty. Attorney Raymond Dickey said the lease has to be a series of one year. The budget was \$48,000.00 for a leased sweeper. Councilmember Wendelken suggested putting \$48,000.00 down and Attorney Dickey, Mrs. Simmons and Mr. Bowles get together and look at financing for one year. Attorney Dickey said it has to be structured agreement so that Council has a way out of the lease at least once a year.

Motion to approve the purchase of a 2011 Elgin Pelican Sweeper for \$125,000.00, \$48,000.00 down with staff and attorney to arrange financing: Councilmember Wendelken
Second: Councilmember Daniel
Vote by Council: Unanimous

New Business:

1. Discussion of Fire Department Boot Drive.

Fire Chief Corey Rahn stated the Fire Department did not have the annual boot drive for MDA last year. MDA has relocated out of the County. The firefighters would like to do a boot drive for local agencies in Effingham County. He would like to split the money up, give to Camp Aloha (a bereavement camp for children), MDA and other local civic groups. Chief Rahn would like to do a spring boot drive and fall boot drive. The boot drive held in April will be for Camp Aloha and the fall boot drive will be for another agency. The spring boot drive will be held April 8th from 4:30 PM to 7:30 PM and April 9th 9:00 AM to 1:00 PM, the

rain dates will be April 15th and 16th. They will be providing pizza for Camp Aloha on Friday Night.

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

2. Lloyd Tedder, Plantation Court, Lost Plantation request to appear before Council to discuss drainage issue on 9th fairway.

Mr. Tedder wants an extension of the berm that is at the 9th fairway. The water still runs through his yard, it comes from several neighbors yard to his. Mr. Bowles said if they extend the berm it will make it worst. LaMeisha Kelly asked Mr. Tedder how long does the water sit, he was not sure. Mr. Tedder stated the problem is rain water brings everything to his yard and he can't handle the flood waters from everyone else's yard. Mr. Bowles stated root balls causes a lot of the problem, the golf course has natural rise, and with 2 -4 inches of rain no matter what you do it will still flood. Councilmember Daniel said with the amount of rain, everyone has water standing in their yards. She asked Mr. Tedder if he is agreeable with Council looking into it and getting back to him to see if there is a solution. Mr. Tedder agreed.

Motion to approve staff looking into options for the drainage issue in Lost Plantation Subdivision on the 9th fairway: Councilmember Daniel
Second: Councilmember Scott
Vote by Council: Unanimous

3. Aaron Miller request to appear before Council to discuss donating the Streets in Bent Tree Subdivision to the City.

Aaron Miller, Bent Tree Subdivision was present; he stated he purchased his house back in 2012, and asked the builder to put up a fence around the property due to illegal activities. Last year around December, teenagers tore down the fence and wrote graffiti on streets. He called City Hall for cleanup and found out the City does not own the streets.

He did some research and found out the street was owned by Mr. Trimm. When he contacted Mr. Trimm he told him he donated the streets to the City. Mr. Miller did research and found the development owned the streets. Mr. Miller wants to know if the subdivision buys the street will the City take the streets as a donation from the subdivision. He thinks this would be the most feasible way to get the city to maintain the streets. He will purchase the streets himself at \$350.00 from a tax sale. The purpose for the city to take over the streets is for upkeep and maintenance. Mr. Bowles informed Council that this is Mikal Street (phase 3 Bent Tree Crossing), the end of the cul-de-sac, and the streets are in good shape. Mayor Lee told Mr. Miller that wanting to donate property does not mean it is legal. Councilmember Browher asked staff who is paying for the street lights. Mrs. Kelly stated the City is not, we are paying for sewer, at the time Council voted to take over infrastructure separately (streets, water and sewer, lights)). Councilmember Browher said they have ran across similar situation in the past, the City will have to do the right thing, and direct staff to go forward and see what we need to do take ownership of streets. Attorney Dickey said by law you cannot donate anything to the City, Council will have to

accept and it would have to be in the minutes, then a deed will need to be filed. Council directed staff to look at options for deeding the streets in Bent Tree subdivision to the City.

Motion to approve moving forward with taking the over streets in Bent Tree (all phases):

Councilmember Browher

Second: Councilmember Dasher

Vote by Council: Unanimous

4. Appearance by Savannah Christian Church to discuss placing mobile units on church property and the length of time that the units would be on the property.

Savannah Christina Church Pastor Bill Whitaker was present. The church wants to purchase trailers to add to their facility on Fort Howard Road. The trailers will be place on the left side of the church. There are 4 to 5 trailers that will be put together and be used for an early childhood location. He would like use this option, so they will not have to build an addition within the next five years. The space used for the trailers will eventually be parking according to the Master Plan. Mrs. Kelly said in the Zoning Ordinance Article III, 17 (D) it states any permit issued will be valid for 12 months with option to renew for an additional 12 months. She has not seen the site plan, and will have to make sure this is not being placed in the buffer area. Also what will council do about the fees, how will they be accessed.

No action taken. Pastor Whitaker will fill out the necessary paperwork.

5. Consider sponsorship agreement between Effingham Chamber of Commerce and the City of Rincon for the Annual Oktoberfest, held September 23 – 24, 2016 at Freedom Park.

Rick Lott, appreciates city working with them, this is the 7th year. The agreement is exactly as it has been in the prior years, he has changed the dates. Attorney Dickey questioned item 1a) of the agreement that says Sponsor shall allow Festival signs to be placed on private property, the property referred to is along Prosperity Drive. It should say City property not private property. Mrs. Simmons had questioned about item 2a) and 4a).

Motion to approve with a change to item 1a), from private property to City property:

Councilmember Browher

Second: Councilmember Daniel

Vote by Council: Unanimous

6. Consider sponsorship of the Olde Effingham Days Festival held on April 16, 2016.

The motion was made to sponsor the Olde Effingham Days Festival for the amount of \$500.00

Motion to approve: Councilmember Scott

Second: Councilmember Wendelken

Vote by Council: Unanimous

7. Request to approve contract with Falcon Fireworks for the 2016 Freedom Rings in Rincon, in the amount of \$15,185.00. LI# 10.4101.2210.

Mrs. Kelly wanted to be able to lock in that date with Falcon Fireworks, last year they put on a top notch show and she is asking for approval so they can proceed.

Motion to approve: Councilmember Daniel

Second: Councilmember Scott

Vote by Council: Unanimous

8. P. C. Simonton requests approval of Pay Request #3 in the amount of \$8,560.00, for engineering services associated with the WWTP Headworks replacement. LI# 50.7280.4411.

Marcus Sack was present; he informed Council that this pay request was for GO technical investigation and P.C. Simonton's clerical work.

Motion to approve: Councilmember Scott

Second: Councilmember Dasher

Vote by Council: Unanimous

9. HHNT Consulting Engineers requests approval of pay request #3 in the amount of \$8,728.31, for engineering services associated with the Lower Floridan Well project. LI# 40.6260.4416

Tim Baumgartner was present; he informed Council this pay request was for surveying and drafting. The GO technical report did come in on Friday.

Motion to approve: Councilmember Dasher

Second: Councilmember Wendelken

Vote by Council: Unanimous

10. Request to subdivide 1,156 sq. ft. on Wadley Circle from 59.59 acres in Towne Park East Development (Map #R2490600) for existing Lift Station.

Mrs. Kelly stated a few months ago Council voted to accept the Wadley Circle lift station, but the lift station had not been subdivided. She needs Council approval for deed showing the subdivided property.

Motion to approve: Councilmember Browher

Second: Councilmember Scott

Vote by Council: Unanimous

10A. Approval of a resolution to update signature cards for BBT City accounts.

Mrs. Simmons informed Council the signature cards needed to be updated to include Councilmember Ann Daniel.

Motion to approve: Councilmember Scott

Second: Councilmember Browher
Vote by Council: Unanimous

11. Administrative Reports:

City Manager – Ms. Simmons introduced Dave from Next Wave Designs to discuss a possible City of Rincon app. He built a demo app for the golf course and city hall. These apps will allow a user to schedule tee times and pay water bills on their phones. Council was able to view Pooler's app which Dave had designed. The app could be fully paid for by using sponsors, the City will be able to send push notifications about road closures and construction. The cost to build the app will be \$1,250.00 (this is the fee that goes to app stores) and to maintain \$75.00 a month, the first year the total will be \$2,150.00. Attorney Dickey asked if this app could be linked to an emergency management app.

Mrs. Simmons also provided Council with a list of work performed by the bull gang for the last two weeks and showed pictures. Research was done on Ms. Grimmer's bill, which was high, Eddie's lawn care did repair some pipes, how does Council want her to move forward, inform Ms. Grimmer about a payment plan. Council needs to turn in the bio sheets for independence publishing.

Chief of Police – Chief Scholl, informed Council that Corporal Giaquinto is maintaining both dogs, because there is not a second handler.

Fire Department – Fire Chief Rahn would like Council to join a live pressure wash burn on Saturday at 6:00pm.

Building/Zoning Dept. – No written report.

Recreation Dept. – Mike Osborne informed Council that they had youth baseball tournament at Macomber Park that brought in around 15 teams. It was rained out around 3:00 PM. The sand pro and all four pitching mounds did arrive. There will be an ad in newspaper for Lewis and Clark and he is hoping they have good turnout.

Water/Sewer/Public Works – No written report.

Wastewater – Tommy Kee informed Council that Duran passed his Wastewater Treatment Operator Class 2 test. He is gathering documents needed to submit for the license.

Mayor and Council – Council Browher informed staff there is a problem with the road at East 7th Street and Richland Avenue, at the 4 way stop.

Wade Burcham, with Integrated Science (Water Quality Monitoring contractor) informed Council the testing has been done and everything looked as expected.

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

Motion: Councilmember Scott
Second: Councilmember Dasher

Vote by Council: Unanimous

Motion to return to meeting: Councilmember Dasher

Second: Councilmember Daniel

Vote by Council: Unanimous

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

Motion to approve: Councilmember Scott

Second: Councilmember Browher

Vote by Council: Unanimous

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

No action.

Adjourn:

Motion to adjourn: Councilmember Scott

Second: Councilmember Wendelken

Vote by Council: Unanimous