

**OFFICIAL MINUTES  
RINCON CITY COUNCIL MEETING  
MONDAY, MARCH 27, 2017  
COUNCIL CHAMBERS  
107 W. 17<sup>TH</sup> STREET  
7:00 PM**

**Councilmembers Present:**

Reese Browher  
Levi Scott, Jr.  
James Dasher  
Christi Ricker

**Councilmembers Absent:**

Paul Wendelken  
Ann Daniel

**Present:**

Ken Lee, Mayor  
W.E. Smith, Jr., City Manager  
Raymond Dickey, City Attorney – Arrived at 7:39 PM  
Dulcia King, City Clerk  
LaMeisha Kelly, City Planner  
Tim Bowles, Public Works  
Phillip Scholl, Police Chief  
Corey Rahn, Fire Chief  
Josh Williams, Lost Plantation Golf Course

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:**

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

**Approval of the March 13, 2017 minutes with the following corrections:**

New business item 9, the second was made by Councilmember Dasher; new business item 11 the motion was made by Councilmember Ricker and the second was made by Councilmember Wendelken. Under administrative reports Mr. Smith said the probation officers case load max was 200, not 250.

The motions to approve were made before Mr. Smith's correction. Both motions were amended to include the administrative report correction.

Motion to approve: Councilmember Ricker  
Second: Councilmember Dasher  
Vote: 3 yes votes, Councilmember Scott abstained

### **Pinning Ceremony for Police Officers and Presentation of City of Rincon Police Officer of the Year**

Officer Fonzie Smith was recognized as the 2016 Officer of the Year.

Sergeants John Murrell, Daniel Thompson, and Donald Wood were recognized for their promotions from Corporal.

### **Old Business:**

#### **1. Second Reading on an Ordinance to Proclaim the Existence and Establishment of the Office of Prosecuting Attorney of the City of Rincon Municipal Court.**

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

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

Motion to remove from the table: Councilmember Scott  
Second: Councilmember Ricker  
Vote by Council: Unanimous

Mayor Lee said there were a few changes from the last review and asked if there were any questions. A motion was made by Councilmember Ricker and the second was made by Councilmember Browher. Traci Rahn, Rahn's Wrecker Service, had questions. Questions and the vote were held until the City Attorney arrived.

Discussion resumed about the wrecker contract at 7:39 PM. Mrs. Rahn, asked were there two separate lists, attorney Dickey said yes one for light duty and one for heavy duty. Attorney Dickey informed Council this contract is similar to Savannah's. Mrs. Rahn also had a questioned the recovery fee of \$25.00. She did not think this was enough, an over turned vehicle could take up a lot of time to recover. Attorney Dickey explained it could be up to \$200 an hour, she said it is hard to pinpoint the dollar cost of an accident it is typically \$350 an hour. Attorney Dickey said the contract would be per wrecker and Mrs. Rahn's concern is she wants a higher fee for class 3. Mrs. Kelly asked how the county handles wrecker services; Mrs. Rahn said they don't have a fee sheet in the county. Councilmember Browher asked why would we have one, Attorney Dickey said this is your city you make the rules, and this would stop wrecker services from price gouging. Mayor Lee asked if we can discontinue the fee guidelines after two hours. Attorney Dickey said he can word it anyway Council wants. Attorney Dickey also said he could put in the contract

cleanup will be billed at industry rate. Councilmember Scott mentioned there was discussion that a tractor with the trailer will count as two units, Councilmember Ricker said yes. The previous motions were withdrawn for further discussion.

Motion to table: Councilmember Dasher  
Second: Councilmember Ricker  
Vote by Council: Unanimous

**New Business:**

**1. Request from Towne Park Commons, L.P. Development Team for Georgia Initiative for Community Housing Support Letters**

Mandy Young, Affordable Equity Partners, Inc., said she came before Council last year and was shy two points from getting the project approved and they are applying again. Mrs. Kelly said because we participate in GHIC, we are on the radar for workforce housing.

Councilman Browher questioned the growth impacts of such projects to the City. It was mentioned this is not subsidized housing.

Motion to approve: Councilmember Scott  
Second: Councilmember Ricker  
Vote by Council: 3 yes votes, Councilmember Browher voted no

**2. Request approval to pay the annual subscription fee for Tyler Technologies, Inc. software in the amount of \$40,300.00. LI #10.4210.4412**

Chief Scholl said this is a budgeted line item. Mr. Smith told Council we have a contract with Tyler already, this is the periodic payment and he doesn't think it would need to be on the agenda.

No action taken.

**3. Request approval to create two Police Officer Positions.**

Chief Scholl said these are the two positions that were discussed in workshop. He will fine tune the job description and would like to begin the recruitment phase.

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

**4. Approve an addendum to the Tyler Technologies, Inc. Agreement.**

Chief Scholl informed Council that neither structure nor wording changed on the contract. One of Tyler Technologies, Inc.'s third party vendors has been brought out; the service will not change for us this is simply a name change.

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

**5. Y-Delta, Inc. requests approval of Change Order #3 in the amount of a \$118,274.02 contract increase, for a total contract cost of \$1,413.356.37. LI# 40.6260.4422 and 50.7270.4410**

Alec Metzger said this is for extending the water and sewer lines on Fort Howard and Old Augusta Roads. The contract date will increase by 60 days.

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

**6. R. B. Baker Construction requests payment of Pay Request #6 in the amount of \$257,043.09, for Hwy 21 ROW Improvements. LI# 70.4430.4412 and #10.4430.4412**

Mr. Metzger informed Council this is for additional stripping and signage, repaving Fort Howard Road, and the drainage and manhole on Fort Howard Road and Highway 21. The retainage is still being held and they are getting ready for DOT inspection.

Council had questions about the turn lanes on to Hwy 21 and would like Mr. Metzger to inform DOT of these concerns.

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

**7. R.B. Baker Construction requests approval of Change Order #7 in the amount of a \$39,853.07 (Kroger Funded) increase, for a total contract cost of \$2,196,758.88. LI# 70.4430.4412.**

Mr. Metzger said this was a request by Kroger to fix the stripping on Brentwood Dr. They have discussed this with Mrs. Kelly. Mayor Lee asked Mr. Bowles if he had spoken with the contractors, he said yes.

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

**8. Approval of Budget Amendment 2017-02 to provide from available SPLOST Fund Reserves additional funds for two Public Works trucks that were ordered in 2016, but not delivered until 2017.**

Mr. Bowles said the order was placed in August 2016 and budgeted in 2016 and not delivered until March 2017.

Motion to approve: Councilmember Scott

Second: Councilmember Browner

Vote by Council: Unanimous

**9. Approval of Budget Amendment 2017-03 to provide from additional revenues in Golf Course Membership Fees, the funding for batteries/maintenance required for existing golf carts.**

Mr. Williams said there is an increase in membership revenue and he would like to transfer the additional funds to replace the batteries in the golf carts. The dollar amount is \$26,000.

Motion to approve: Councilmember Ricker

Second: Councilmember Scott

Vote by Council: Unanimous

**10. The Fire Department request approval to surplus, SCBA Carbon Cylinders, an Aluminum 26' fly ladder, three aluminum intake valves and one brass pump impellor.**

Chief Rahn said the equipment has no value, the ladder fell off a truck during Hurricane Matthew and bent two rungs, and he would like to scrap these.

Motion to approve: Councilmember Dasher

Second: Councilmember Ricker

Vote by Council: Unanimous

**11. Administrative Reports:**

**City Manager** – Mr. Smith mentioned he attended a conference in Athens; he has also has been researching a GMA sponsored product called IT in a box for the City to possibly use; he has ordered a server for City in preparation for the new software; is working on a letter to Omni Tracks; the insurance meetings will start on tomorrow, and the new utility customer service representative, Carly Flowers has started.

**City Engineer** - No report

**Fire Department** - No report

**Building/Zoning Dept.-** Mrs. Kelly said everything has been turned into FEMA, hopefully in a few weeks we will have the reimbursement offer.

**Water/Sewer/Public Works** – No report

**Lost Plantation** – Mr. Williams reminded Council we are doing spray foam this week; Councilmember Browher asked did they get everything worked out with the ventilation, Mr. Williams said yes.

**Mayor and Council** – Councilmember Dasher wanted staff to remind Chief Scholl to have the officers report street lights that are out, he also said Mr. Moxley wanted to have a golf course workshop with Council again. Councilmember Scott wanted to thank Mr. Bowles for work on the 9<sup>th</sup> Street drainage project. Mr. Bowles said they still need to remove some trees on Carolina Avenue by the bridge. Councilmember Browher said there were rocks left on Myrtle Street after the paving was complete and he would like to see those cleaned up. Councilmember Browher asked about the Popeye’s project, Mrs. Kelly said the final plans approval may be the May 24, agenda.

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

No executive session

**Adjourn:**

Motion to adjourn: Councilmember Dasher  
Second: Councilmember Ricker

Before the vote, resident Bernard Martin addressed Council. Mr. Martin said over the weekend had a chance to use Veterans’ Park and walked to monument, he thinks the city has fell down on the upkeep of the monument and park. Councilmember Browher said he had issue with the water fountain also and did not like how it looked. Mayor Lee informed Mr. Martin that Council will discuss the park at the next workshop.

Resident Matthew Spaccarelli, said he looked up the state records on wrecker contracts and he said the rates go by weight.

Vote by Council: Unanimous