

**CITY OF TIFTON**  
**January 17, 2013**  
**5:00 p.m.**  
**COUNCIL WORKSHOP/CALLED MEETING**  
**Municipal Court Room**  
**130 E. 5<sup>th</sup> Street**

**CALL TO ORDER**

Mayor Jamie Cater called the meeting to order. Councilmembers Johnny Terrell, Marianna Keesee, Chris Parrott, and Julie Smith were in attendance. City Manager Larry Riner, City Attorney Rob Wilmot, City Clerk Rona Martin were in attendance as well.

**DISCUSSION OF MARTIN LUTHER KING, JR. HOLIDAY**

Larry Riner, City Manager stated it was recently brought to his attention that there were some concerns about our sanitation workers having to work on Monday, the MLK Holiday. He stated there are a number of things that cannot be shut down in City government regardless of what day of the year it is. He stated that in order to service hotels/motels and restaurants, a person is brought in on Saturday to empty dumpsters on Saturday morning. He stated this is to alleviate health and rodent issues as those businesses are not able to wait until Monday without running over, to have their garbage dumped. He stated to accommodate holiday schedules we asked our employees in the department if they wished to work Monday. He stated of the 11 employees, only one chose not to work Monday which was not a problem. The other 10 chose to work Monday and dumpsters have to be accommodated as well. He stated we respect all holidays, but also try to be thoughtful to our City employees and accommodate them. He stated no one is being forced to work Monday. Councilman Terrell stated Pat Robinson called him and reminded him of the struggle of Dr. Martin Luther King and how he was killed, which was during the Memphis sanitation strike. He stated the City of Tifton is closed for this holiday, and all of it should be closed. Councilmember Keesee stated that sanitation has to be picked up on Monday. Mr. Riner stated it is not an option not to pick up on Monday's. He explained the schedule and reason for keeping the landfill being open on Saturday and Monday and stated he understands and appreciates what Mr. Terrell is asking us to do, but certain crews still have to be run for the health, safety and welfare of the citizens. Mr. Parrott asked about moving the schedule around. Mr. Riner stated the employees were given the option. Mr. Riner stated this is the first year this has been an issue. Pat Robinson asked what the policy was and why is the City not observing the holiday. Mr. Riner stated we are observing the holiday. She asked if everyone had the option to work. She stated that Dr. King's death surrounded the sanitation strike that took place. Mr. Riner stated some of the employees have to work. He stated the sanitation workers were given the option to work or not. He explained once again the need to have service on Monday for hotels/motels and restaurants. Wylene Wilson talked about the advertisement that was run. Ms. Wilson stated she has worked on this for a number of years and if it is observed, everyone should observe it. Mr. Riner stated, in so much as advertisements have already been run, asked if it would be ok to address and prepare for this for next year so that it is a nonissue in the future. Ms. Wilson agreed as long as it is commercial only. He stated it will be addressed accordingly for next year. Mr. Terrell agreed to moving forward this year as planned, but in the future, we will fix this for next year and the years ahead.

**DISCUSSION OF MOBILE FOOD CARTS/VENDORS**

Mr. Riner stated staff needs Council's input as to which zoning districts these carts can be placed. Mayor Cater asked Keith Hickman about where he wished to place them. Mr. Hickman stated the downtown area around Veterans Park or Fulwood Park, or the Cato Knight parking lot. He is currently working with Orgill and looking at other areas of the industrial park. He stated the Health Department restricts him to two locations in the County. Mr. Riner stated this has to be on private property with permission from the

property owner. Mr. Hickman confirmed such. Mr. Riner stated the ordinance needs to reflect the zones allowed, that they be placed on private property, and that permission be received from the property owner as well as meeting all health department guidelines. Mr. Riner stated he would work with Bert Crowe and Mr. Hickman and move forward. He stated it will be brought back for Council vote.

#### **PRESENTATION ON ENVIRONMENTAL MANAGEMENT DEPARTMENT**

Bert Crowe provided a handout of the department and breakdown of statistics for last year. He reviewed code cases, court revenues, a breakdown for cases in each district. He reviewed building permits at 349 with actual revenues at \$97,000 which is over the projected budget. He stated permit valuations have been added to the tax base at \$23,383,000. He stated there were new business inspections at 135 in addition to building permits. He stated they assist with regulatory permits revenues. He stated total revenues are about \$103,000. He reviewed brochures and public relations materials that will be used to educate the public as to what the department provides. Councilmember Smith asked for prices for printing of these materials as she will ask the Tifton Heritage Foundation for funds to print them as well as HPC information. Mayor Cater asked what the expenses were for the year. Mr. Crowe stated net cost was about \$175,000. Mayor Cater asked what an additional code officer would be. He stated about \$45,000 and they hope to hire a dual person for codes and building inspections when funds are available. General discussion was held regarding the department. Councilmember Parrott agreed that education via the brochures and other materials would go far. Councilmember Smith encouraged them to go on Tea Time and WALB and make presentations to the public as an educational effort. Mr. Riner stated we will be providing streaming video in the future for all to view our meetings, view department information, and other information that will be helpful to the general public. Mr. Crowe thanked everyone for their support of the department.

#### **BOARD REPORT**

Rona Martin, City Clerk reviewed the recommendations for the Tift Theatre Board with reappointment of Dave Hetzel and Brian Ray and Tamisha Blackshear replacing Cynthia Hendricks.

#### **MOTION TO SET QUALIFYING FEES FOR 2013 MUNICIPAL ELECTIONS FOR COUNCIL DISTRICTS ONE AND THREE AT \$225.00**

Rona Martin, City Clerk stated a motion was needed to set the qualifying fees for Council Districts One and Three.

#### **RESOLUTION PROVIDING FOR APPROPRIATE STAFF TO MAKE DEPOSITS & WITHDRAWALS IN THE GEORGIA FUND 1 FOR THE CITY OF TIFTON GENERAL FUND (LOCAL GOVERNMENT INVESTMENT POOL)**

Mr. Riner stated these accounts have to be updated to provide for Lois Love and him to sign on these accounts. Discussion was held regarding who signs on the City's accounts.

#### **RESOLUTION PROVIDING FOR APPROPRIATE STAFF TO MAKE DEPOSITS & WITHDRAWALS IN THE GEORGIA FUND 1 FOR THE CITY OF TIFTON SPLOST FUND (LOCAL GOVERNMENT INVESTMENT POOL)**

Mr. Riner stated these account have to be updated to provide for Lois Love and him to sign on these accounts.

**RESOLUTION PROVIDING FOR ALCOHOLIC BEVERAGE LICENSE FOR THE OLIVE GARDEN RESTAURANT LOCATED AT 1208 HWY. 82 W.**

Rona Martin stated the Olive Garden hopes to open in late February or early March. She stated there are no issues with the manager and as such, staff recommends approval of this request, and this item will be on the called meeting agenda for consideration.

**CALLED MEETING**

Mayor Cater called the meeting to order.

**MOTION TO SET QUALIFYING FEES FOR 2013 MUNICIPAL ELECTIONS FOR COUNCIL DISTRICTS ONE AND THREE AT \$225.00**

Councilman Parrott moved, seconded by Councilmember Smith and unanimously carried to set the qualifying fees for 2013 municipal elections at \$225.00.

**RESOLUTION PROVIDING FOR ALCOHOLIC BEVERAGE LICENSE FOR THE OLIVE GARDEN RESTAURANT LOCATED AT 1208 HWY. 82 W.**

Councilmember Keesee moved, seconded by Councilmember Terrell and unanimously carried to adopt a resolution providing for an alcoholic beverage license for The Olive Garden Restaurant located at 1208 Hwy. 82 W.

**EXECUTIVE SESSION TO DISCUSS PERSONNEL, REAL ESTATE AND/OR LEGAL MATTERS**

Councilmember Smith moved seconded by Councilmember Terrell and unanimously carried to enter into Executive Session to discuss Personnel, Real Estate and Legal Matters.

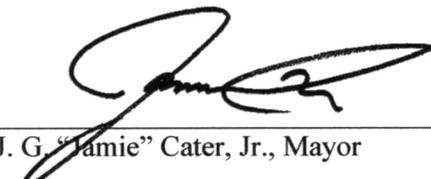
Councilmember Parrott moved seconded by Councilmember Keesee and unanimously carried to come out of Executive Session.

**RESOLUTION PROVIDING FOR EXECUTIVE SESSION**

Councilmember Smith moved, seconded by Councilmember Parrott and unanimously carried to adopt a resolution providing for Executive Session.

There being no further business, the meeting was adjourned.

  
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Rona Martin, City Clerk

  
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J. G. "Jamie" Cater, Jr., Mayor

**AT A MEETING O THE  
CITY COUNCIL OF THE CITY OF TIFTON  
HELD ON 1/17, 2013  
A MOTION TO ENTER INTO EXECUTIVE SESSION**

Council member Smiley makes the following motion:

1. That City Council now enters into executive session as allowed by O.C.G.A. Section 50-14-4 and pursuant to advice by the City Attorney, for the purpose of discussing the following:

(check all that apply)

- Legal Matters.
- Personnel Matters.
- Real Estate Matters.

That each member of this body, in open session, at the conclusion of such executive session, and consistent with the provisions of City of Tifton Resolution No. 99-66, either:

1. Execute the Affidavit, the form of which having been previously approved; or
2. Vote upon the Resolution, the form of which having been previously approved, to be followed by the execution of the above-referenced Affidavit by so many members of this Council that so desire,

all of which is in compliance with O.C.G.A. Section 50-14-4; thereby this body, by appropriate form of either Affidavit or Resolution/Affidavit, ratifying the actions of the Council taken in executive session and confirming that the subject matters of the closed session were within exceptions permitted by the Open Meetings law.

Council member Tierrell seconds the motion.

**Motion Approved**

Those voting in favor of the motion for closure:

**Council Members:**

Those voting against the motion for closure:

**Council Members:**

**AFFIDAVIT**

Personally appeared before the undersigned attesting officer, duly authorized to administer oaths in the State of Georgia:

<u>Present</u>	<u>Absent</u>	
<u>✓</u>	_____	J. G. "Jamie" Cater, Jr.
<u>✓</u>	_____	Marianna G. Keesee
<u>✓</u>	_____	Christopher Parrott
<u>✓</u>	_____	Johnny Terrell
<u>✓</u>	_____	Julie Smith

Who, after being duly sworn, deposes and on oath states the following:

1. I am a member of the Tifton City Council and I was present at a meeting of the City Council held on the 17<sup>th</sup> day of January, 2013.

2. That it was my understanding that O.C.G.A. Section 50-14-4(b) provides as follows:

When any meeting of an agency is closed to the public pursuant to subsection (a) Of this Code section, the chairperson or other person presiding over such meeting shall execute and file with the official minutes of the meeting a notarized affidavit stating under oath that the subject matter of the meeting or the closed portion thereof was devoted to matters within the exceptions provided by law and identifying the specific relevant exception.

3. The subject matter of the closed meeting or closed portion of the meeting held on the 17<sup>th</sup> day of Jan., 2013, which was closed for the purpose(s) of :

- Legal Matters
- Personnel Matters
- Real Estate Matters

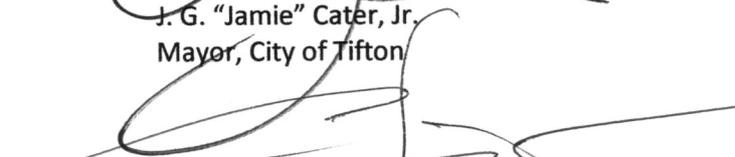
As allowed by O.C.G.A., Title 50, Chapter 14, was devoted to matters within those exceptions and as provided by law.

4. This affidavit is being executed for the purpose of complying with the mandate of O.C.G.A. Section 50-14-4(b) that such an affidavit be executed.
5. This affidavit is likewise executed by the following members of the City Council present at such executive session in support of open and honest government and in compliance with City of Tifton Resolution 99-66.

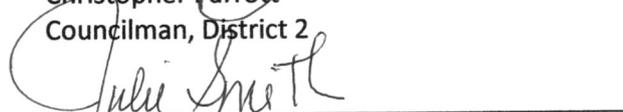
This 17<sup>th</sup> day of January, 2013.

  
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 J. G. "Jamie" Cater, Jr.  
 Mayor, City of Tifton

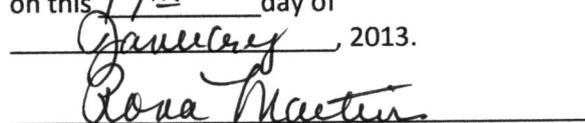
  
 \_\_\_\_\_  
 Marianna G. Keese  
 Councilwoman, District 1

  
 \_\_\_\_\_  
 Christopher Parrott  
 Councilman, District 2

  
 \_\_\_\_\_  
 Johnny Terrell  
 Councilman, District 3

  
 \_\_\_\_\_  
 Julie Smith  
 Councilwoman, District 4

Sworn to and subscribed before me  
 By all City Council members  
 on this 17<sup>th</sup> day of

January, 2013.  
  
 \_\_\_\_\_  
 Notary Public

