

**OFFICIAL MINUTES
RINCON CITY COUNCILMEETING
MONDAY, MAY 11, 2015
COUNCILCHAMBERS
107 W. 17TH STREET
7:00 PM**

Councilmembers Present:

Paul Wendelken
Scott Morgan
Christi Ricker
Reese Browher

Councilmembers Absent:

Levi Scott Jr.
James Dasher

Present:

Ken Lee, Mayor
Wesley Corbitt, City Manager
Raymond Dickey, City Attorney
Wanda Hendrix Simmons, City Clerk - Minutes

The meeting was called to order at 7:08 PM by Mayor Lee. Mayor Lee gave the invocation and the pledge to the flag was recited.

Approval of the agenda:

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

Approval of the minutes of April 27, 2015:

Motion to approve as presented: Councilmember Morgan
Second: Councilmember Wendelken
Vote: Unanimous

Presentation:

Presentation on becoming a Special Needs Certified Community.

LaMeisha addressed this request. She noted that the program is basically a certification with a designation and you pay for the advertisement. She said in regards to the online training, staff would go on line and answer questions regarding to how to deal with people having special needs. She said there are other

communities involved in this process obtaining a certification. Mayor Lee suggested also trying to get the chamber to be a part of this. Councilmember Wendelken said he too thought it would be important to have a business take part in this opportunity also. Councilmember Browher asked what type of benefit it would be to the city other than the online training and designation. Councilmember Morgan said he had been approached by people requesting a special needs playground. Councilmembers said they would like to know what other benefits it would be to the city. LaMeisha said she could reach out to them with a conference call and set up a meeting.

New Business:

1. Y-Delta requests final payment and release of retainage in the amount of \$43,954.25 for the 9th Street Water and Sewer Project. LI#20.7270.4404 and 40.6260.4412.

Alex Metzger of EMC Engineering recommended approval.

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

2. Recommendation to begin one – year maintenance period for 9th Street Water and Sewer project.

Alex Metzger of EMC Engineering recommended approval.

Motion to approve the one year maintenance period beginning on May 11, 2015:
Councilmember Wendelken
Second: Councilmember Morgan
Vote: Unanimous

3. Request to accept proposal from Falcon Fireworks for fireworks show on June 26th in an amount not to exceed \$15,185.00.

LaMeisha said Raymond had reviewed the agreement and that this was a 15-20 minute show. Mayor Lee asked about agreement item #4 in the event of inclement weather. Mayor Lee asked if they did not set anything up would we still be responsible for the 15% cost. Raymond said this was a rescheduling fee and this cost would apply. Councilmember Morgan said that if we were not to have the event at all would we still pay the 15% if we did not reschedule. Raymond said if the city did not reschedule the city would not be responsible for the 15% payment.

Mayor Lee said he thought this was odd that it read that the city is “purchasing” fireworks from Falcon Fireworks. Raymond said he thinks we basically are ordering the fireworks. Councilmember Morgan said if we pay for them then they should be

ours. LaMeisha said she could have him come to the next meeting and address these questions.

Councilmember Browher said maybe he would be willing to negotiate and consider some of our requests. Wesley suggested approval with the inclusion of adding the wording of a cancellation timeframe allowance or providing a substitute date at no cost. Raymond reviewed the portion of the contract that stated “retaining the service of” and noted in regards of item 12 General Provisions, noting once the contract is signed and on item 4 that these two paragraphs were contradictory of one another. Raymond said the 15% only applies if it is cancelled in the event of inclement weather. Councilmember Ricker asked if could approve the contract with changes to the contract that council believed were needed. Raymond said it could be approved with the requested change of waiving the 15% rescheduling fee, and 100% credit allowance.

Motion to approve containing the language of the city attorney’s recommendation:
Councilmember Browher
Second: Councilmember Wendelken
Vote: Unanimous

4. Request to accept proposal from Peachtree Laser for Laser Show on June 26th in the amount of \$16,500.00.

LaMeisha said this was the same company as last year and said this is a custom show. She said this gentleman travels around and has clients such as Brad Paisley, the Farm Tours.

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

5. Eagle Excavation Inc. requests approval of Change Order #2 in the amount of \$8,042.00 for the Macomber Park Expansion (Ph3) for a total contract amount \$623,983.20. LI# 10.4650.4413.

Alex Metzger of EMC Engineering recommended approval.

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

6. Eagle Excavation Inc. requests approval of Pay Request # 6 in the amount of \$103,328.77 for the Macomber Park Expansion (Ph3) for a total contract amount \$623,983.20. LI# 10.4650.4413.

Alex Metzger of EMC Engineering recommended approval.

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

7. Rain -N- Shine Irrigation requests final payment for the installation of the scoreboards in the amount of \$11,400.00. LI# 10.4650.4413.

Alex Metzger of EMC Engineering recommended approval. Mayor Lee asked if they are operational. Alex said they are now operational. Wesley said when the scoreboards that Coca Cola gave us came in, they did not come with the remote control boxes as they had in the past. Wesley said he had approved purchasing the remote control boxes. Councilmember Browher said the scoreboards need to be used during each game. Councilmember Wendelken said when it is left up to the teams sometimes they do not use them. Councilmember Browher and Councilmember Wendelken said we may need a policy to implement the usage for the scoreboards.

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

8. Request to award bid for Rincon Wastewater Treatment Plant Digester addition.

Alex Metzger of EMC Engineering recommended awarding the bid to The Mechanical Shop \$35,120.00, and noted that they said they could be completed in 10 days. He said they had left off electrical pricing and Alex asked if the bid could be amended to \$37,670.00. Raymond said it would need to be approved as \$35,120.00 as submitted. Wesley said they could agree to the original bid amount and submit for a change order at a later time, and if could wished they could approve a change order amount.

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

Mayor Lee said he had asked in the past for jobs to be recapped after a job is completed so we have a history on the contractor for future working relationships.

9. Approval of items to surplus as scrap.

Wesley said these are in the back area that we had previously discussed with council. Wesley said on the S10 it would be best to scrap this item. Wesley said these items are simply scrap items. Wesley said if we allow this to be scrapped we have someone who will take the scrap in order to clean up the area. Wesley said

this way we could put about 20 spots to put pads for storage for subdivision residents under a rental plan. Councilmember Ricker questioned the liability issues of that. Councilmember Browher asked who would do the work. Wesley said it would be Rahns Wrecker Service. Councilmember Wendelken said Raymond would need to work on that portion.

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

10. Approval of a resolution of the City Council of the City of Rincon to provide for the issuance of the City of Rincon Water and Sewer refunding revenue bond, series 2015.

Raymond said this would allow the bond to be issued up to the amount of \$6,150,000.00, although when the bond is issued it may go down.

Motion to approve: Councilmember Morgan
Second: Councilmember Browher
Vote: Unanimous

11. Approval of the reappointment of Mr. Herb Jones to serve as the non-public representative of Effingham County and the cities of Guyton, Rincon and Springfield for the Coastal Regional Commission Council.

Wesley addressed this request. Wesley said this was a county appointment and we were just being asked to approve him.

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

12. Approval to purchase a Ford F350 Regular Cab pickup with a Service Body under state contract in the amount of \$28,206.00 from Allan Vigil Ford Government Sales. LI#50.7270.5000.

Tim Bowles addressed this request. Tim said this would replace the 1999 GMC and that that the city would keep it as a back up. He said this vehicle would have a lightbar on it.

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

13. Administrative Reports:

(a) City Manager – No report. Wesley said we received an ISO adjustment from a 4 to a 3, 3, x. He said at this time he did not think we had gotten credit for the hose lay. Corey said by Friday they were submitting an appeal to go from an x to a y.

Councilmember Wendelken asked if the hoselay portion could be redone. Corey said we could ask that.

Mayor Lee asked if the Siren installation was complete. Wesley said it should be completed in 2 weeks. Mayor Lee when this is completed he would like to see the locations of the sirens and their coverage locations.

(b) City Engineer — No written report.

(c) Chief of Police – Not present

(d) Fire Department – Corey discussed the ISO Rating and the time and hard work that had been put into this. Wesley said this would be a great savings for the businesses in the city.

(e) Building / Zoning Dept. – Retail Strategies has the information for their initial presentation in Las Vegas. She said they would be coming into town in July with their recruitment strategies. She said base camps should be set up online so we can see what status they are at. She mentioned that next week council should see more information regarding the 4th of July event. Councilmember Wendelken said Mrs. Rachael Jackson was very hurt that the city was not having a parade. Mayor Lee said he had seen our Designation as a “Number 1 City for Young Families” on a billboard on the other side of the county. Council mentioned putting that on the email. In regards to the city letterhead, LaMeisha said the design could be improved to get more on the letterhead by restyling it. Councilmember Browner said it could be restyled. The following meeting dates were noted: May 18th workshop and June 1, June 8 and June 22nd council meeting dates. June 15th meeting with the county and municipalities.

(f) Recreation Dept.- Not present

(g) Water / Sewer / Public Works- No written report. Councilmember Morgan asked where we were on changing the water meters out. Tim said we had about 200 to 300 left on the West Side.

(h) Wastewater- Not present

(i) Finance- Not present

(j) Lost Plantation – Not present

(k) Mayor and Council- Councilmember Ricker stated that the Effingham County Navigator Team was sponsoring some recycling campaigns, and asked if we could put this on the LED signs. Councilmember Morgan said he thought the LED lights were to be one color of not flashing lights. He said one of our signs by Walgreens was changing colors. LaMeisha said there must be a malfunction with the side. LaMeisha said this sign requires a plug in to change colors, but we don't have that yet. Councilmember Wendelken said maybe we should change the ordinance to accommodate color changes.

Mayor Lee asked where we were with the roof on the Macomber Building. LaMeisha said she would check on that date. Mayor Lee referenced the Palmetto Pipe Line and had a minor discussion on it.

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

Motion to approve: Councilmember Browher

Second: Councilmember Morgan

Vote: Unanimous

Motion to return to meeting: Councilmember Ricker

Second: Councilmember Wendelken

Vote: Councilmember

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

Motion to approve: Councilmember Browher

Second: Councilmember Wendelken

Vote by Council: Unanimous

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

No action taken.

17. Approval of contract with Maier Auction to auction the surplus property on Blue Jay Road.

Motion to approve: Councilmember Morgan

Second: Councilmember Wendelken

Vote: Unanimous

18. Consideration of the bids obtained on the surplus property on Blue Jay Road from Maier Auctions.

Motion to accept the bids of each parcel as listed below:

<u>Parcel</u>	<u>Amount</u>
1	\$130,000.00
2	Not Sold
3	\$ 34,000.00
4	\$ 84,000.00
5	\$100,000.00
6	\$ 81,000.00
Total	\$429,000.00

Motion to approve: Councilmember Ricker

Second: Councilmember Browher
Vote: Unanimous

19. Approval of sale(s) contract(s) for any bid(s) accepted from the surplus property auction on Blue Jay Road.

Motion to approve the purchase and sales contract for parcel 1 in the amount of \$143,000.00 with Larry Yaughn as purchaser;

Motion to approve the purchase and sales contract for parcel 3 in the amount of \$37,400.00 with Wendall Kessler;

Motion to approve the purchase and sales contract for parcel 4 in the amount of \$92,400.00 with Charles Greer;

Motion to approve the purchase and sales contract for parcel 5 in the amount of \$110,000.00 with Vipulkumar Patel;

Motion to approve the purchase and sales contract for parcel 6 in the amount of \$89,100.00 with Susan Anderson;

Councilmember Browher

Second: Councilmember Morgan

Vote: Unanimous

Adjourn:

Motion to adjourn: Councilmember Morgan

Second: Councilmember Ricker

Vote by Council: Unanimous

The motion adjourned.

Ken Lee, Mayor

Wanda Hendrix Simmons, City Clerk