

# **Town of Tyrone Council Action Minutes**

December 3, 2009

## **Present:**

Mayor Don Rehwaldt  
Councilman Tracy Young  
Councilman Eric Dial  
Councilwoman Grace Caldwell - absent  
Councilwoman Gloria Furr  
Town Manager Chris Venice  
Town Attorney Dennis Davenport  
Town Clerk Pamela Megill  
Finance Manager Penny Hunter

## **Call to Order, Invocation and Pledge of Allegiance**

Mayor Rehwaldt called the meeting to order at 7:00 pm. The invocation was given by Council Member Dial, which was followed by the Pledge of Allegiance.

## **Public Comments**

There were no public comments.

## **Approval of Agenda**

Council Member Young made a motion to approve the agenda, with the exception of Consent Item # 16, regarding approval of an appointment to fill the position of Town Manager. Council Member Dial seconded the motion. Motion approved 3-0

## **Approval of minutes: October 15, 2009, November 2, 2009, November 10, 2009, and November 24, 2009.**

Council Member Young made a motion to approve the minutes. Council Member Furr seconded the motion. Motion approved 3-0.

## **Presentations/Recognitions**

There were no presentations or recognitions.

## **Public Hearing**

- 1. A Public Hearing on a proposal to rename two sections of Swanson Road on the West side of the Town in order to reduce the possibility of confusion when dispatching first responders.**  
*Brandon Perkins, Police Chief*

Police Chief, Brandon Perkins explained the reasons for requesting to rename two section of Swanson Road, and stated that the proposed new road names would be Spencer Lane and Palmetto Court, and requested the changes go into effect on January 31, 2010. Mayor Rehwaldt opened the Public Hearing. No one spoke in favor, and no one spoke in opposition.

Council Member Young made a motion to authorize the changes. Council Member Furr seconded the motion. Motion approved 3-0.

### **Old Business**

- 2. Update on the Project Framework Agreement (PFA) with Georgia Department of Transportation (GDOT) regarding the railroad crossing at Valleywood and East Crestwood. *James Key Phillips, Railroad Crossing Program Manager***

Mr. Phillips, Railroad Crossing Program Manager introduced Mr. Mike Bolden, Assistant State Utilities Engineer. Mr. Bolden provided an update of project specifics and project frameworks. Mr. Bolden provided copies of the proposed agreement between the Department of Transportation of the State of Georgia and the Town of Tyrone for transportation facility improvements, and he also provided a copy of the project description. Mr. Bolden stated that he did not need any decisions from the Town Council that evening, but would need the de minimus letter signed in the near future. Mayor Rehwaldt thanked Mr. Bolden for his update. No decision or vote was taken on this item by the Town Council.

- 3. Consideration of the Town of Tyrone Employee Handbook. *Don Rehwaldt, Mayor***

Mayor Rehwaldt stated that the Employee Handbook had been before the Town Council several times for consideration. Council Member Young stated he had reviewed the handbook, and provided the Mayor and Council Members with an itemized list of proposed revisions to the handbook. Discussions ensued regarding vacation pay, sick leave, exit interviews, mileage rate reimbursements, and health insurance.

Council Member Young made a motion to adopt the Town of Tyrone Employee Handbook with the agreed upon amendments. Council Member Dial seconded the motion. Motion carried 3-0. This adoption will be effective February 1, 2010.

- 4. Consideration of a library policy and ordinance. *Julie Digby, Library Supervisor***

Julie Digby, Library Supervisor stated that the last time the Library Policy was updated was in 1997. A discussion ensued regarding for profit business (eg. tutoring) taking place in the library.

Council Member Dial made a motion to adopt Ordinance No. 2009-09 with deletion of the first paragraph of the second page referencing business use in the library. Council Member Young seconded the motion. Motion carried 3-0.

### **New Business**

- 5. Discussion of the ARCO Engineering Castle Lake Sedimentation Study and a Georgia EPD grant proposal from the Castle Lake Home Owners Association. *Robert Koermer, Castle Lake Home Owners Association***

Mr. Koermer stated that he and members of the Castle Lake Home Owners Association (HOA) had a situation where there are no storm water controls in the Castle Lake watershed basin. A stream primarily identified in an earlier study as the East Branch has been forced to accommodate larger volumes and faster flows of water; ultimately widening its channel and depositing surplus material into the lake. Mr. Koermer stated he, and other members of the HOA, had met with State of Georgia EPD officials. Mr.

Koermer requested that the Town Council partner with the HOA to apply for a State grant. Council Member Young stated the Council would want to first read the grant application and determine exactly what level of involvement would be the responsibility of the Town. No decision or vote was taken on this item.

**CONSENT AGENDA:** All matters listed under this item are considered to be routine by the Town Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

Council Member Young made a motion to approve the Consent Agenda. Council Member Dial seconded the motion. Motion approved 3-0.

6. Ratification of rumble strips and thermal plastic paint at the three-way intersection of Castlewood and Senoia Roads, and the four-way intersection Swanson, Arrowood, and Palmetto Roads. *Chris Venice, Town Manager*
7. Ratification of the 2010 closing dates for the Town of Tyrone public library. *Julie Digby, Library Supervisor*
8. Approval of FY 09 closing budget amendments to balance the budget and to cover over-spent line items. *Penny Hunter, Finance/HR Manager*
9. Ratification of South-Tree Enterprises contract in the amount of \$65,127.17 to complete remodeling of the Police Department basement, to be funded with Federal Seized Assets. *Brandon Perkins, Police Chief*
10. Ratification of Tiffin Metal Products to provide a wall mounted evidence pass through locker for the renovated facility at a cost of \$6,297.50. *Brandon Perkins, Police Chief*
11. Ratification of Cisco-Eagle to provide a modular, two-cell temporary holding unit at a cost of \$3,850.00, to be funded by Federal Seized Assets. *Brandon Perkins, Police Chief*
12. Ratification of Atlanta Certified Environmental to complete asbestos removal and final air testing in the Police Department basement at a cost of \$2,423.00. *Brandon Perkins, Police Chief*
13. Approval of a transfer of \$186.50 from the Library Revenue Book Sales line item to the Special Programs line item. *Julie Digby, Library Supervisor*
14. Approval of a revision of the Recreation Association agreement. *Jennifer Patton, Parks and Recreation Director*
15. Approval of Ordinance No. 2009-10, to amend the code of ordinances of the Town of Tyrone, Georgia, to revise provisions pertaining to the regulation of alcoholic beverage sales by the drink. *Dennis Davenport, Town Attorney*

#### **Public Comments**

Mr. Hank Sanak spoke in favor of the Castle Lake Home Owners Association forming a partnership with the Town of Tyrone to apply for a Federally funded grant.

Ms. Judy Jefferson spoke in favor of the Castle Lake Home Owners Association forming a partnership with the Town of Tyrone to apply for a Federally funded grant.

#### **Staff Comments**

Pamela Megill, Town Clerk stated that she had received no agenda items for the regular scheduled Town Council meeting to be held on December 17<sup>th</sup>, and respectfully suggested the Town Council consider cancelling the December 17<sup>th</sup>, 2009, meeting.

Council Member Furr made a motion to cancel the Town of Tyrone Council Meeting, scheduled for December 17, 2009. Council Member Dial seconded the motion. Motion approved 3-0.

Brandon Perkins, Police Chief provided the Town Council with a memorandum addressing the basement renovations at the Police Department building. Chief Perkins stated there were three issues that he needed approval of from the Town Council pertaining to the basement renovations:

Council Member Dial made a motion to approve Triple R Surveillance to provide the video system and complete the installation for the sum of four thousand, four hundred and seventy-four dollars (\$4,474.00). Council Member Young seconded the motion. Motion approved 3-0.

Council Member Furr made a motion to approve the change order to authorize payment of the sum of four thousand, eight hundred, and eighty-three dollars and thirty-four cents (\$4,883.34) for the replacement of stairs and purchase and installation of a water heater. Council Member Young seconded the motion. Motion approved 3-0.

Council Member Young made a motion to approve the payment of one thousand, two hundred, and ninety-two dollars and fifty cents (\$1,292.50) to Fulton Communications for the purchase and installation of dual data ports for telephones and computer use. Council Member Furr seconded the motion. Motion approved 3-0.

#### **Council Comments**

Council Member Dial addressed and posed questions to the issue of a Fulton County pump station that had leaked sewage into fresh water systems.

#### **Executive Session**

Council Member Young made a motion to adjourn into Executive Session to discuss a personnel matter. Council Member Dial seconded the motion. Motion carried 3-0.  
Council adjourned into Executive Session at 9:05 p.m.

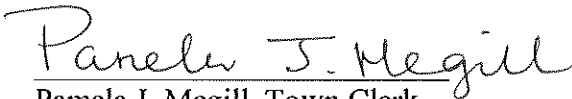
#### **Reconvene**

Mayor Rehwaldt stated the Council had reconvened into Open Session at 9:45 p.m. Mayor Rehwaldt stated the Council had not reached a decision, and there was no action to be taken as a result of the Executive Session.

#### **Adjournment**

Council Member Dial made a motion to adjourn. Council Member Young seconded the motion. Motion carried 3-0.

The Town Council Meeting adjourned at 9:47 p.m.

  
Pamela J. McGill, Town Clerk