

Town of Tyrone Council
Action Minutes
April 15, 2010

Present:

Mayor Don Rehwaldt
Councilman Tracy Young
Councilman Eric Dial
Councilman Ken Matthews
Mayor Pro Tem Gloria Furr
Town Manager, Richard Newbern
Assistant Town Attorney Patrick Stough
Town Clerk Pamela Megill
Finance/HR Manager Penny Hunter

Absent:

Town Attorney, Dennis Davenport

Call to Order, Invocation and Pledge of Allegiance

Mayor Rehwaldt called the meeting to order at 7:00 p.m. The invocation was given by Council Member Dial. Council Member Dial requested a moment of silence to pay respects to honor the memory of United States Army 1st Lt Robert Collins, of Tyrone, Georgia, who was killed in action whilst serving our nation in Mosel, Iraq on April 7, 2010. The moment of silence was observed and was then 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. Council Member Dial seconded the motion. Motion approved 4-0.

Approval of minutes: April 1, 2010 Regular Meeting.

Council Member Furr made a motion to approve the minutes. Council Member Young seconded the motion. Motion approved 4-0.

PRESENTATIONS/RECOGNITION:

1. Proclamation – Confederate History and Heritage Month.

Mayor Rehwaldt read and presented a proclamation for Confederate History and Heritage Month to Mr. Freddie Jones, 2nd Lt Commander, Georgia Division Sons of Confederate Veterans. Mr. Jones accepted the proclamation and thanked and gave appreciation to the Mayor and Council Members for honoring the Confederate History and Heritage Month.

PUBLIC HEARING:

There were no public hearings.

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

2. Proposed Barrier Gate at Handley Park. *Richard Newbern, Town Manager*

Town Manager, Richard Newbern addressed the Mayor and Council Member and stated that staff was requesting the Town Council approve the installation of a permanent barrier gate and fence at Handley Park. Mr. Newbern stated that the proposed gate and fence will be located approximately 50 feet from Handley Road. The estimated cost is \$1,700, plus the expense of the Public Works Department's time to paint the gate and install approximately 280 feet of 4 foot high wire fencing that will extend from the gate. The fence will have a narrow, obscure opening that will allow pedestrians to access Handley Park at any time. The purpose of the gate and fence is to reduce vandalism at the park; during the past week park lights have been shot out. Mr. Newbern also stated that selected organizations such as the Police Department, Recreation Department and the Tyrone Baseball and Soccer Associations would have access to the locked gate. Council Member Young requested that the Baseball and Soccer Association agreements be amended to specify the additional responsibilities of monitoring the gate security.

Council Member Young made a motion to authorize the Town Manager to proceed with getting quotes for a fence and gate and also provide a draft of amended agreements for the Baseball and Soccer Associations specifying how to manage the gate. Council Member Matthews seconded the motion. Motion carried 4-0.

3. AT&T – Request for 10' utility easement next to Library. *Richard Newbern, Town Manager*

Town Manager, Richard Newbern stated the Town Council is asked to approve AT & T's request for a 10-foot wide utility easement to be located along the western border of the Library parking lot. AT&T proposes to install a fiber optic line between the green telecommunications box on Commerce Drive and the transmission tower located to the south of the library. The easement would be 10 feet wide and approximately 600 feet long. It will not require disturbing the Library parking lot. The Town can approve AT& T's request for a utility easement with the following conditions: the easement is non-exclusive, AT&T will provide the Town with a valid easement survey, the easement is acceptable to Town legal counsel, there will be no negative impact on other easements or utilities in place, AT&T will restore the property to the condition it was in prior to the granting of the easement, and AT&T shall pay any out-of-pocket costs that the Town will incur in preparing and granting the easement to AT&T.

Goodman Networks Project Manager, Ron Sholtis and Project Manager, Debbie Bond both provided additional information to the Town Council. Council Member Young expressed his concern that the Council did not have the actual language of the easement to review, and asked how long it would take to have the document prepared and then have it submitted to the Town's legal review. Ms. Bond said she would have the easement prepared and then send it to the Town

Manager, and then it would be passed on for legal review. Ms. Bond stated this action would take her a few days.

Council Member Matthews made a motion to proceed with this easement having Goodman Networks prepare the easement paperwork and get it over to Mr. Newbern so he can have legal review and upon satisfactory terms

Council Member Young seconded the motion. Motion carried 4-0.

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.

**1. Consideration of applicant Timothy Morgan to fill open police officer position.
*Brandon Perkins, Police Chief***

Council Member Young made a motion to approve the Consent Agenda as presented. Council Member Matthews seconded the motion. Motion approved 4-0.

Public Comments

There were no public comments.

Staff Comments

Police Chief Brandon Perkins, stated that at the Retreat the issue of filling two sergeants' positions and holding testing for those positions was discussed. Chief Perkins stated that the tests were conducted April 14, and as a result he was requesting approval from the Council to place Officer Munoz and Acting Sergeant Murphy into those two sergeant positions to be effective April 18, 2010.

Council Member Young made a motion to accept Chief Perkins' recommendation to promote Officer Munoz and Acting Sergeant Murphy to the Sergeant positions; to be effective on Sunday, April 18, 2010. Council Member Furr seconded the motion. Motion approved 4-0.

Town Manager, Richard Newbern, provided a copy of the Finance Report for the month ending March 31, 2010. Mr. Newbern stated that the report summarizes the status of FY 2009/10 revenues and expenditures. Mr. Newbern stated that a similar report will be provided to the Town Council each month, and the Council will receive the usual month-end detailed expense report on the first meeting of each month, followed by this type of report on the second meeting.

Mayor Rehwaldt

There were no comments from Mayor Rehwaldt.

Council Comments

There were no Council comments.

Executive Session

There was no Executive Session.

Adjournment

Council Member Matthews made a motion to adjourn. Council Member Young seconded the motion. Motion carried 4-0.

The Town Council Meeting adjourned at 7:32 p.m.

Pamela J. Megill, Town Clerk

