

Regular Council Meeting  
November 18, 2004

Mayor Marse called to order the regular scheduled meeting of November 18, 2004 at 7:00 pm.

Members Present: Mayor J.M. Marse, Council members Janice McLean, Earl King, Ray Jackson, Mike Helton, and Jean Arrant were present. Also present: Attorney Clayton Adkinson and City Clerk Diane Riley.

Councilman Helton gave the invocation and the Pledge of Allegiance was recited.

No minutes were presented for approval.

Old Business:

Charles Peters presented the engineer's report with the following detail: the WWTP upgrade contract started on 11/8/04, but the company has not mobilized on the plant. They are planning for next week. Relocation plans for the water/sewer lines at highway 20/331 are complete. DOT plans to have all the right of ways acquired soon and we need to plan for construction in June or July 2005. DOT is now working on the area pass Old Jolly Bay. Charles stated that the City may apply for some forms of grants to assist in the cost of moving these lines. Bay Loop upgrade survey design is about 85% complete. North Bay system is coming together and Charles would like the new and old system to run together for 3-4 months. Time frame for billing to start is January 2005.

New Business:

Representative Glen Hanson of the Center for Municipal Solutions presented a review of an application submitted by Cox Communication. The application is a request to replace the existing television tower with a higher tower. The request is valid by the applicant so Mr. Hanson is prepared to recommend the issuance of a special conditions permit. There are several conditions or considerations that need to be addressed and they are as follows: there must be a certified engineering report stating the wind load and design. The report must state that this is going to be a 150 foot tower. Another condition is the set back requirements are not within the guidelines for it does not meet the fall zone. The Center for Municipal Solutions does not make a recommendation on this consideration, it is left up to the governing body. Letters have been sent to the property owners by Cox and these letters are reflected within the presentation. City attorney, Clayton Adkinson asked what height of the tower would meet the set back. Mr. Hanson responded by stating the existing tower does not meet the requirement, of 110 times the height of the tower for the fall zone. After a brief discussion it was noted that 1 adjacent owner just wanted to know if it would lower his property value and the other was not the recorded property owner. Mark O'Kelly, the representative for Cox Communications addressed the Council with an explanation of what happens if the tower should fall. Attorney Adkinson stated that he wanted the City indemnified of any liability and it must be shown within the application. Councilman King motioned to approve the special conditions permit, with all other conditions being met, for Cox Communications to upgrade their existing tower on highway 331 S. Councilwoman McLean seconded the motion, it carried, 5-0.

Don Russell of Caring and Sharing spoke to the Council about the organization. It is offering a Thanksgiving dinner for anyone needing a meal and socializing. It will be at the Damascus Church. He also stated that everything is donated to Caring and Sharing and would appreciate any support that the community could offer.

Clerk Riley prepared a letter of financial hardship for Walter Spraggins to take to his bank. Mr. Spraggin addressed the Council with questions of misunderstanding for what he was doing to get his property zoned for his proposed expansion of his existing business. He complained of 3 weeks passing with no information to work with. Mayor Marse explained to him that he is required to pay the fees for the

comprehensive plan amendment, because the City would not waive these fees, and the process of changing his zoning would start.

Myra Byrd was unable to do a full time position as a custodian, so she did not attend the meeting. Wanda Bird stated the same thing, but would accept a part time position if the Council so chose. Councilman King motioned to hire Wanda Bird as a part time custodian, with no more than 24-30 hours a week. Councilman Helton 2<sup>nd</sup> the motion, it carried, 5-0. Council requested that Clerk Riley call a lock smith to adjust the doors at the community center.

Councilwoman McLean explained to the Council that she and others had met with a SCADA system provider called Data Flow. They have provided a cost proposal for the water and sewer stations. Councilman King questioned the need for the system at this time. The proposal is flexible and can be amended at anytime. The system is a great product, but the cost is a major concern for the departments. Hal Lukefield is the representative for Data Flow. He presented a power point presentation and explained the system to the Council. No actions were taken by the Council at this time.

Other Business:

Councilman Arrant readdressed the Christmas party for the employees. After considering the request of the employees, she instructed Clerk Riley to check out a place and time for a party. It was agreeable to the Council. She then asked if the Council is going to appoint a planning board. Attorney Adkinson stated that the Council should only appoint 5 members to the board. Each council member nominated as follows: Councilman Jackson: Charlie Simmons, Councilman King: Kim Yerby, Councilman Helton: Jerry Griffith, Councilwoman Arrant: Wayne Miller, and Councilwoman McLean: Ernest Nettles. Councilman King motioned to appoint each nominated person to the planning board, and have Clerk Riley make sure they would accept the position. Councilman Jackson 2<sup>nd</sup> the motion, it carried, 5-0. Clerk Riley is to get a copy of the land development code and comprehensive plan for each member. She also needs to get out letters to them telling them about the first meeting.

With no other business, Councilman Helton motioned to adjourn at 8:45 pm.

ATTEST:

APPROVED:

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J.M. Marse, Mayor

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Diane Riley, City Clerk

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Janice McLean, President of Council