

Regular Council Meeting

January 5, 2016

Meeting called to order by Mayor Harley at 7:00pm.

Invocation given by Councilman Andrews.

Pledge of Allegiance led by Councilman Evans.

Welcome extended to all by Mayor Harley, recognizing Houston County Commissioner Jay Walker and Judge Nunn.

Present were Mayor John R. Harley, Councilman Cameron Andrews, Councilman Randall Wright, Councilman J. Micheal Evans, Councilman Edward D. Armijo and City Attorney Rebecca Tydings.

Mayor Harley stated that we need to place the following item on the agenda by motion: Resolution-Houston County Pre-Disaster Mitigation Plan, placing item on the agenda as number 7 and all other items will follow in numerical sequence. Motion made by Councilman Wright to add item to agenda; seconded by Councilman Evans. Motion carried.

Public Comments

Edward Tucker, 121 Tivoli Park Rd, Centerville, Ga.: Mr. Tucker wanted to address (2) topics:

1. Captain of Police-Mr. Tucker seeking permission tonight to address Post 1, Councilman Andrews. Mayor Harley asked Mr. Tucker did he not want to address all the members of council. Mr. Tucker stated that he wanted to ask direct questions to Post 1, Councilman Andrews. Mayor Harley stated at this time the council will not provide answers due to the nature of not knowing content of questions. Mayor Harley asked Mr. Tucker if he has had a discussion with Councilman Andrews. Councilman Andrews confirmed that he had recently spoken with Mr. Tucker. Mr. Tucker stated that the purpose is to show that there has been a lack of communication in the past between the co-chairs on council, which is an agenda item. Mayor Harley gave approval to continue with discussion. Mr. Tucker asked the following questions:
 - Councilman Andrews were you aware of the promotion of Sergeant Hadden to Captain Hadden prior to the council meeting in November? Councilman Andrews stated "I don't believe that I was".
 - Were you made aware by the Council over that department of his supervisory role in the Centerville Police Department? Councilman Andrews "no".

Mr. Tucker expressed his opinion, stating that Captain Hadden wasn't interviewed for this position, feels this was not done within the policy. Adding that there was another Sergeant that had a college degree whom was not considered for the position.

2. Employee Contracts: Mayoral discussion on creation, purpose and legality: Mr. Tucker referenced an executive session that was held in June 2015 and court case McDonough vs Campbell.

Intention to protect the city for holding future council financially responsible. Mentioned that he was not the creator of the contracts, due to deployed in Asia at that time. Mr. Tucker denies any part of creating contracts while serving on the council. Only after he returned back from deployment then became involved. If this is important for the City Attorney and City Clerk to have a contract with 6 months of severance, why shouldn't every department head in Centerville have a contract?

Mayor Harley stated the city has looked into the issues raised in the past regarding employee contracts. We believe they are on sound footing and based on legal opinion that we have obtained. The contracts were written after the Supreme Court case that you mentioned. They were written with the case in mind, which this legal opinion states. Mayor Harley stated that he finds it interesting that Mr. Tucker is against them, but when he was appointed as Director of Police Services he wanted a contract. Mayor Harley stated that the first council meeting, January 2012, Mr. Tucker serving as councilman at that time, reflected feelings about contracts and how he played a very instrumental role of the negotiation.

Mr. Tucker denies that he asked for a contract. In addition, stated that he never once said that he wanted contracts gone, they are not illegal, it's the financial burden that it places on the city.

Councilman Evans stated as the city council we are here to manage.

Adoption of Minutes

December 1, 2015 Regular Council Meeting: Motion made by Councilman Wright to adopt as written; seconded by Councilman Andrews. Motion carried.

Old Business

New Business

Swearing in of Councilman Post 3 (Councilman J. Micheal Evans) & Post 4 (Edward D. Armijo): Mayor Harley recognized Judge Nunn. Post 3-J. Micheal Evans (Term ends 12-31-2019) and Post 4- Edward D. Armijo (Term ends 12-31-2019) officially sworn in by Judge Nunn.

Presentation to Captain Harlowe: Mayor Harley publicly thanked Captain Harlowe for all of his hard work. Stating that Captain Harlowe went above and beyond. Presented Captain Harlowe with a shadow box with a key to the city.

Home Based Business Caring Hands Professional Cleaners, 103 Asbell Way (LuAnne Cox & Sandra Long): Councilman Andrews made motion to approve; seconded by Councilman Wright. Motion carried.

Audit Presentation FY 2014-2015 Nichols, Cauley & Associates: Mayor Harley recognized Beth Tabor, partner Nichols, Cauley & Associates. Annual financial report and management letter was presented to Mayor and Council. Mrs. Tabor provided a narrative overview and analysis of the financial activities of the City of Centerville for the fiscal year ending June 30, 2015. The city's basic financial statements are comprised of three components: 1) government-

wide financial statements 2) fund financial statements and 3) notes to the basic financial statements. The audit report also contains supplementary information, in addition to the basic financial statements. Mrs. Tabor recognized City Accountant Harrison for her professionalism as the City Accountant and assisting the firm during the audit process. In addition, thanked the Mayor and Council for the opportunity to work with the city.

Resolution Houston County Pre-Disaster Mitigation Plan: Mayor Harley recognized, Crystal Gaillard, Government Services Specialist Middle Georgia Regional Commission. Mrs. Gaillard reported that the pre-disaster mitigation plan is a joint plan to include Perry, Warner Robins and Centerville. It is updated every 5 years. The plan has been accepted by FEMA & GEMA. Ready for adoption. Mrs. Gaillard, provided a brief rundown of the planning process. There were no changes to any of the hazards, identify any prevalent hazards and plan to mitigate. Mayor Harley entertained motion to adopt the resolution. Motion made by Councilman Andrews to adopt resolution as written; seconded by Councilman Wright. Motion carried. See Resolution 2016-1.

Authorization/ Designation of Signatory on all City of Centerville Bank Accounts: City Accountant Harrison stated that there will be (3) separate motions. First address, CB&T, provided a copy of schedule with all bank accounts, also an example of corporate resolution. Seeking approval for these 6 accounts.

Tonight we will be seeking to approve several resolutions to change the signatures on the CB&T and Colony bank accounts due to the swearing in of new council members and change in command staff at the police department.

We will first address the bank accounts with CB&T Bank.

You will find in your folder a schedule of the City's bank accounts with CB&T bank and the authorized signors for each account. Each account has what is called a corporate resolution attached to the signature page provided by the CB&T bank. Behind this schedule is an example of the corporate resolution. Tonight we are seeking approval for M&C to approve the 6 corporate resolutions with new authorized signatures with CB&T bank for the GF operating, Gf Payroll, W&S operating, W&S R&E acct, Municipal Court Account and Confiscated asset account.

Thus the first motion will be to approve these 6 corporate resolutions with the new authorized signatures for these 6 CB&T bank accounts.

Motion made by Councilman Wright to approve 6 corporate resolutions; seconded by Councilman Andrews. Motion carried.

Next, we will address the Safe deposit Box and SPLOST 12 bank account with Colony Bank. In your folder you will find a City resolution amending authorized access to the safety deposit box at colony bank. This resolution changes the authorized signors to Captain Charles Hadden and Detective Sergeant Montford. This account was established for safe keeping of evidence from open cases and authorized signatories must be police officers associated with these cases. Both authorized individuals are required to be present to place cash in or take cash out of the safe deposit box.

Motion to be made is to approve the resolution changing the individuals authorized to access the account associated with the safe deposit box to Captain Charles Hadden and Detective Sergeant

Montford. Motion made by Councilman Wright to approve resolution as written; seconded by Councilman Andrews. Motion carried. See Resolution 2016-2.

The last account to address is the SPLOST 12 account at Colony bank. Process to change authorized signatures for this account is to present to bank approved minutes stating who authorized signors will be for the SPLOST 12 account and then have each authorized signors go to colony bank to sign signature card/resolution at the bank. M&C will need to bring and present their driver’s license as well at the time of signing.

Motion tonight will be to approve as authorized signors for the SPLOST 12 Bank account, Mayor John R Harley, Councilman Cameron Andrews, Councilman Randall Wright, Councilman J Michael Evans and Councilman Edward Armijo. Motion made by Councilman Wright to approve; seconded by Councilman Evans. Motion carried.

2016 Municipal Court Appointments: Mayor Harley read letter from Susan McNally, solicitor and pro tem Judge. Letter attached and made part of official minutes. City Attorney Tydings stated that it’s time of the year again to reappoint the legal personnel of the court. Recommendations are listed below. All individuals have agreed to serve again. Doing something a little different this year will appoint additional MCAP & MCAPD just in case a conflict arises. Motion made by Councilman Evans to approve appointments; seconded by Councilman Armijo. Motion carried.

- Municipal Court Judge – Jeff Grube
- Municipal Court Judge Pro Tem – Carl Veline
- Municipal Court Assistant Prosecutor – Greg H. Bell
- Municipal Court Public Defender – Clarence Williams
- Municipal Court Assistant Prosecutor – Jocelyn Daniell
- Municipal Court Assistant Public Defender – Duncan Munn

2016 Mayor Pro Tem-Councilman Wright: Mayor Harley entertained motion to approve. Motion made by Councilman Andrews to approve; seconded by Councilman Wright. Motion carried.

Councilmembers over Department Rotation: Mayor Harley entertained motion to approve or amend. Motion made to approve the following councilmembers over department for 2016; seconded by Councilman Armijo. Motion carried.

<u>Water & Sewer</u>	<u>Fire</u>	<u>Police</u>	<u>Administration</u>
Primary Andrews	Wright	Evans	Armijo
Secondary Armijo	Andrews	Wright	Evans

Discussion Identity Theft Prevention Program: City Accountant Harrison bringing item forward for discussion and will bring back before Mayor and Council for proposed adoption at the January work session. Anyone that is receiving funds or setting up account will be required to attend in house training. No motion or action taken.

2015 Assistance to Firefighters Grant (AFG): Fire Chief Jones stated that this is point of information re: grant. This is annual grant-micro \$25,000, 5% match; \$ 1,180.00 cost of the city. Purchase radios and equipment. No motion or action taken.

Comments from Council

Post 1 Councilman Andrews, congratulated Post 3 Councilman Evans and Post 4 Councilman Armijo. Closing comment “Susan McNally will be missed”.

Post 2 Councilman Wright, stated that he looks forward working with everyone.

Post 3 Councilman Evans, excited about the New Year. Enjoying serving with current Council members and looking forward to serving with Councilman Armijo. “Let’s have some fun”.

Post 4 Councilman Armijo, thanked the citizens for being elected. Mr. Armijo stated that he is a people person and looks forward to working with everyone and plans on doing his very best for the City of Centerville.

Mayor Harley stated we have an exciting year coming up, a lot of things going on in the city. The citizens deserve the best of what we can do for them.

Meeting adjourned at 8:14pm.

Mayor John R. Harley

City Clerk Krista Bedingfield

Date