

CAVE SPRING CITY COUNCIL
REGULAR MEETING
DECEMBER 12, 2006
6:00 P.M.

PRESENT Mayor Rob Ware, Councilmembers Donnie McCain, Nellie McCain, Ken Landers, Kenneth Kelley, Tony McIntosh were present.

CALL TO ORDER Mayor Ware called the meeting to order.

PLEDGE Nellie McCain led the pledge to the American flag.

AUDIT REPORT Jim Finney presented audit report for 2005-2006. He expressed appreciation for being able to serve as City's auditor. Staff was very helpful during audit process, and there were no findings. Debt service ratio of coverage was 1.3% and is getting where it should be. General fund revenue increased, and expenses decreased. Water/Sewer only used \$10,000 out of prior year's revenue. Day Care ended year with deficit; so Council will need to look at options.

DR. GWEN KIRTLEY PERKINS Dr. Perkins presented Council with information and suggestions for having the exploitation of woodchucks as a special attraction to Cave Spring. She suggested having talented artists construct replicas of woodchucks, possibly with litters, creating an educational display in the Park with stations of interest, selling stuffed woodchucks and pendants. Councilmember McIntosh expressed interest in the idea and thanked Dr. Perkins for coming.

PUBLIC COMMENTS

ALLEN CROWE 3 RIVER STREET Mr. Crowe spoke in reference to proposed adoption of Beer/Wine Consumption On Premises Ordinance. He recited scripture from Bible and asked Council to table the ordinance and never bring it up again.

MELITA ASHWORTH 3 ELAINE DRIVE Mrs. Ashworth stated she was attending to protest adoption of proposed Ordinance. She wanted to give a mother's perspective to Council. When her brother was fifteen years old, he was killed by drunk driver, and she does not want any family to experience the grief and loss her family endured. Consequences come because of actions. The LaCabana Restaurant is located at a very dangerous intersection, and she expressed concern that a drunk driver leaving there could kill someone's child. "Is a child's life worth a little bit of money?" she asked. Mrs. Ashworth loves fact that Cave Spring can move forward, but she does not think this particular issue will benefit Cave Spring.

ALBERT MILLER 19 ALABAMA ST. Mr. Miller stated that many Cave Spring residents and churches are against proposed ordinance. City has enough money to take care of its needs. He stated Cave Spring is a Christian town and does not need this change.

TRACY PACKER 27 RIDGE ROAD He would like to see ordinance passed. It is business owner's responsibility not to over serve. Adults have to take charge of themselves. It is the person who gets behind the wheel who would be at fault, not those who pass the ordinance. Mr. Packer stated there is greater danger with those persons driving back from Rome who have had a drink than those drinking in Cave Spring.

NOLAN GORHAM 31 CEDARTOWN ST. Mr. Gorham disagreed with Mr. Packer stating that he felt like some of responsibility would be on Council, and he believed the Council is responsible for the safety of Cave Spring's residents.

REGULAR COUNCIL MEETING
DECEMBER 12, 2006
PAGE 2 CONTINUED

GARY ASHWORTH
3 ELAINE DRIVE
Mr. Ashworth stated he has been a Christian for thirty years and believes the proposed ordinance is an issue of right or wrong. It is the elected officials' responsibility to vote against it since the majority of residents say they are against it, and the Council needs to represent citizens' wishes. He asked if the Council has prerogative to deny license to applicant. He believes if one restaurant obtains license, other restaurants of this type will be drawn to Cave Spring. Mayor stated that applicants would be given thorough background checks, and if business does not comply with law, license can be pulled.

PHYLLIS MILLER
19 ALABAMA STREET
Mrs. Miller stated she is against proposed ordinance. Deaf people eat at restaurant, and they will see older people drinking and will want to drink also. This is a loving town—the kind of place where a person wants to live.

APPROVAL OF
PAST MINUTES
MOTION: Nellie McCain made motion to approve minutes. Kelley seconded. All voted yes.

DAY CARE REPORT
Mayor reported increase has been requested from United Way for calendar year 2007.

POLICE REPORT
This report was presented in written form.

COURT REPORT
This report was presented in written form.

FIRE DEPARTMENT
REPORT
This report was presented in written form. City calls were 31.8%, and County calls were 68.2%. They will have specifications for new fire engine by next Work session. Cost will be approximately \$250,000-\$300,000. Committee for Fire Hall presented these suggestions: (1) Concentrate on present and future needs. (2) Must elect architect and come up with general plan of what is needed. (3) Would like to award contract to architect at January meeting. (4) Need to get professional services lined up and a general time line. Mayor will contact Kevin Poe.

WATER REPORT
This report was presented in written form.

ADJUSTMENTS
MOTION: Kenneth Kelley made motion to approve Wallace Rental Building adjustment. Landers seconded. All voted yes. Council wants new meter installed for Todd Lambert and readings monitored.

CLERK'S REPORT
Council set work session meeting for 9 a.m. January 4, 2007. Clerk reported Walking Trail Grant had been submitted. Mayors' Motorcade reception was attended by Judy Dickinson and Betty Sue Hickman. Ben Carter, Architect for Dining Hall, will meet with Mayor December 14.

MOTION TO ADD
TO AGENDA
UNDER NEW
BUSINESS
MOTION: Nellie McCain made motion to advertise request for proposals from architectural firms for design of new fire hall. Kelley seconded. All voted yes.

REGULAR COUNCIL MEETING
DECEMBER 12, 2006
PAGE 3 CONTINUED

MOTION TO
PAY BILLS

MOTION: Nellie McCain made motion to pay bills. Kelley seconded. All voted yes.

OLD BUSINESS

MOTION TO APPROVE
2ND READING-
ORDINANCE FOR ON
PREMISES CONSUMP-
TION OF BEER/WINE

MOTION: Kenneth Kelley made motion to approve second reading. Landers seconded. McIntosh voted yes; Kelley, yes; Landers, yes; Donnie McCain, no; Nellie McCain, no. Motion carried.
MOTION: Kenneth Kelley made motion to set fee for beer and wine license at \$400.00 each for consumption and packaged sales. McIntosh seconded. McIntosh voted yes; Kelley, yes; Landers, yes; Donnie McCain, no; Nellie McCain, no. Motion carried.

DOWNTOWN
DEVELOPMENT
AUTHORITY

Information packets have been sent to all applicants. Council suggested conducting interviews of applicants.

NEW BUSINESS

CITY HALL
PURCHASES

MOTION: Nellie McCain made motion to purchase carpet for Council meeting room and conference room not to exceed \$1,250. Donnie McCain seconded. All voted yes. Three bids were obtained.
MOTION: Nellie McCain made motion to purchase water heaters for two restrooms at City Hall at cost of \$258 from Home Depot, the only vendor available. Landers seconded. All voted yes.
MOTION: Kenneth Kelley made motion to purchase lights for Council meeting room and conference room from PDI at cost of \$550. Other bids not obtained due to matching other lighting in office. Donnie McCain seconded. All voted yes.

REMOVAL
OF TREES

MOTION: Kenneth Kelley made motion to award bid to Trees Unlimited at cost of \$950 for removal of trees. McIntosh seconded. All voted yes. Three bids were obtained.

OLD CITY HALL

Attorney reported he had researched Old City Hall property and found no restrictions on it. City has ownership or property and can do what it wants to with it. Mayor reported roof work would be up to \$30,000. City is responsible for repairs. He stated that wood shop in back is second oldest historical piece of property here. Council will discuss options at later date.

VOTE ON NEW
EMPLOYEES

MOTION: Kelley made motion to approve new employees Lee Fortune in Police Department and Nathan Turner in Water Department. Donnie McCain seconded. All voted yes.

ADVERTISE REQUEST
FOR ARCHITECT
PROPOSAL FOR
FIRE HALL

MOTION: Nellie McCain made motion for clerk to advertise request for architect proposals to design new fire hall to be received no later than 5 p.m. January 8, 2007 to be opened at Council Meeting January 9, 2007. Kelley seconded. All voted yes.

REGULAR COUNCIL MEETING
DECEMBER 12, 2006
PAGE 4 CONTINUED

ADJOURN Mayor adjourned the meeting.

MAYOR

CLERK

DATE