

**Minutes
City of Doraville
Council Meeting
February 17, 2004**

Those present:

Mayor Ray Jenkins

Mayor Pro Tem Lamar Lang

Councilmember Jason Anavitarte

Marlene Hadden

David Weese

Thurman Roach

Ed Lowe

Attorney Rick Powell

1. The meeting was called to order by Mayor Jenkins.
2. The reading of the minutes of the regular meeting of February 2, 2004 followed with a motion to approve, followed by a second.
The motion carried unanimously.
3. There was no one present from DeKalb County to speak to the Mayor and Council regarding sidewalk construction.
4. Mr. Wallace Wilson lives on Harber Valley. He drives a 350 Truck with towing equipment attached. Mr. Wilson felt our commercial vehicle ordinance was not correct as defined by state and federal regulations. He stated his truck was for personal use, it is not classified as a commercial vehicle and should not be penalized for driving his wrecker truck. He drives back and forth to Alabama and feels he should be able to drive the tow truck because of his disability. Mr. Wilson was informed the commercial vehicle ordinance will be enforced for the betterment of all the residents of Doraville.
5. Councilman Jason Anavitarte having worked with Attorney Powell to create Ordinance 04-04 which states the removal of junk vehicles would be within 24 hours after the 72 hour warning period. The ordinance would also carry a minimum fine of \$500.00 imposed for the first offence, and second and subsequent offences would be a \$1000.00 fine.
Motion made Councilman Jason Anavitarte
Seconded by Mayor Pro Tem Lamar Lang
The motion carried unanimously.
6. Mayor Pro Tem Lamar Lang reported the current loss to the City on the sanitation collection is at a deficient of \$4000 per month. Mr. Lang believes an increase of \$2.50 in the quarterly sanitation fee is needed to offset the loss per month the City sustains with the daily garbage collection service.
Motion was made by Mayor Pro Tem Lang to increase the sanitation cost to \$50.00 per quarter.
Seconded by Councilman Thurman Roach.
The motion carried with a majority vote, with a No Vote from Councilman Ed Lowe.
7. Chief King reported an incident which involved a young teen age Doraville girl who was enticed over the Internet to leave her home. She was found in Texas but it took a lot of man

hours to work this case both with Doraville and the FBI. This situation served as reminder to all of us in the communities to know the dangers that come to our children. Chief King also reported since Doraville's police has started to patrol I-285 the accident rate has decreased by 28%. The consequence of these efforts is that drivers know Doraville is out there and they are slowing down.

Chief King presented to the Mayor and Council the retirement of Duke, the K-9 due to back and other health problems. He asked the council to allow Officer Brandi Rogers to take K-9 Duke for a small fee.

Mayor Pro Tem Lamar Lang made the motion to retire Duke the K-9, and also allow Officer Rogers to take him.

Seconded by Councilman Thurman Roach.

The motion carried unanimously.

Chief King reported the problem with the sprinklers in the jail after a detainee damaged the commercial type sprinkler heads. The sprinkler heads will have to upgrade to institutional for use in the jail facility. The sprinkler heads will have to be recessed into the wall. There was a quote request however due to the fact the situation is an emergency, the work will be done immediately, thereby precluding the requirement for 3 bids to be obtained.

Motion made by Councilwoman Marlene Hadden

Seconded by Councilman David Weese.

The motion carried unanimously.

Chief King has contacted several motorcycle dealers with regard to the COPS program motorcycles. He felt the best deal was with Harley Davidson of Athens. The motorcycles would be leased at a cost of \$150.00 per motorcycle per month. The option to purchase after the 1 year lease is available. Float cars would be utilized in inclement weather.

8. Attorney Powell recommended a monthly review of the financial situation which could be ready for review and discussion by the second meeting of each month. The policy as adopted would begin a monthly financial review. This adopted plan could also be included in the Attorney's address to the State Board of Audits as an instrument incorporated to facilitate the auditing procedures of the City.

Motion made by Councilwoman Marlene Hadden to approve a monthly financial analysis and report by the accountant Pricilla Murphy.

Seconded by Councilman Jason Anavitarte.

The motion carried unanimously.

Attorney Powell discussed the need for an executive session to discuss a mediation meeting regarding the Kupkowski litigation.

The last item for discussion was an action for a resolution to be made which gave the Mayor the power to sign the contract with the State for the paving of the designated roads which are Tilly Mill and Flowers Road.

Motion made by Councilman Jason Anavitarte to adopt the resolution.

Seconded by Councilwoman Marlene Hadden.

The motion carried unanimously.

9. Approval of the payment of the bills.

Motion made by Councilman Anavitarte

Seconded by Councilman Weese

The motion carried unanimously.

10. The meeting was opened to the floor. Two gentlemen were present to discuss the commercial vehicle ordinance. They were told to contact the City Clerk to be placed on the agenda to discuss ordinance. All residents were invited to come to both the work sessions and the council meetings.

11. The meeting was closed for executive session.
The executive session was called back to order by Mayor Jenkins.

After Attorney Powell apprised the Mayor and Council of the possible circumstances surrounding the case the decision was made for the only the City Attorney, the Chief of Police and the Mayor to attend the mediation meeting regarding the Robert Kupkowski litigation. The meeting was February 19, 2004. Final outcome of the mediation proceedings will be discussed by Attorney Rick Powell in a Special Meeting with the Mayor and Council.

There being no further business, the meeting was adjourned.