

Minutes  
Special Meeting  
September 7, 2004

Those Present: Mayor Jenkins  
Mayor Pro Tem Lamar Lang

Council members: Thurman Roach  
Ed Lowe  
Jason Anavitarte  
Marlene Hadden  
David Weese

City Attorney: Rick Powell

The meeting was called to order by Mayor Jenkins.

The Mayor directed Attorney Powell to start the meeting with a discussion regarding Ms. Edie Warwick. He read Ms. Warwick's letter dated August 26, 2004, which requested a hearing for an appeal. Attorney Powell advised the Mayor and Council that Ms. Warwick was given the opportunity to resign and that the Mayor and himself were under the impression that after their meeting with Ms. Warwick that her intent was to resign. Attorney Powell informed the Council that Ms. Warwick was paid all her sick time, vacation time and an additional four (4) weeks severance, which she accepted.

Ms. Warwick was called before the Mayor and Council at which time she gave a time line of her employment. She indicated that she was not aware that her employment was to be discussed at the August 23, 2004 Executive Session. She had no indication from the Council that her performance was not meeting the standards of City Clerk and had not been put on any type of probation. She requested an additional five (5) months severance and insurance.

Attorney Powell and the Mayor both verified that she was not requesting her position back, but rather more severance. Councilman Anavitarte indicated that he was not willing to give Ms. Warwick six (6) months severance and insurance. Councilman Roach made a motion to discuss giving Ms. Warwick the six (6) months severance and insurance. No one seconded the motion, however, the Mayor announced to start the discussion. Councilman Lowe questioned whether the discussion and consideration was legal. Attorney Powell stated that the matter was not on the agenda and could not be voted on without the unanimous consent of the Council members present. After discussion, no motion was made, but the Mayor asked who was in favor of providing Ms. Warwick the six (6) months severance and insurance. Council members Lowe, Roach and Weese voted in favor and Council members Hadden, Anavitarte and Lang voted against. Mayor Jenkins voted in favor to break the tie. Councilman Anavitarte expressed his concern on the legalities of the motion and asked that it be withdrawn until the law was investigated. Attorney Powell informed the Mayor and Council if the initial vote was legal that a motion to reconsider would be required. Councilman Anavitarte made a motion to reconsider the matter and to direct Attorney Powell to review the matter and report to the Mayor and Council at a later date, seconded by Councilwoman Hadden. The motion carried unanimously.

Discussion for the bids on the accounting and bookkeeping services were opened and reviewed by the Mayor and Council. The following is a list of the bidders and their rates:

Larry Lewis - \$25.00 per hour  
Diane Minge/PSI Business Solutions - senior account \$35.00 per hour, administrative \$15.00 per hour  
Lavine, White, Salando - \$35.00 - \$65.00 per hour  
MIS Consulting - \$40.00 per hour  
TAS Accounting - \$50.00 per hour  
Lisa Wright, CPA - \$32.00 per hour  
J. Milner, CPA, PC - CPA \$54.00 per hour, Bookkeeping \$36.00 per hour

The other bidders did not furnish rates.

Councilman Roach made a motion to continue the service with MIS Consultants, seconded by Councilman Anavitarte. The motion carried unanimously.

Discussion for the bids on the computer services were opened and reviewed by the Mayor and Council. The following is a list of the bidders and their rates:

Cable & Computer Installations, Inc. - \$95.00 per hour, \$145.00 per hour emergency  
TegMax Technologies, LLC - \$22.00 to \$90.00 per hour, \$125.00 per hour on call  
Insight Public Sector - \$65.00 to \$160.00 per hour  
Leon Kung - \$80.00 per hour  
Network Consulting Services - \$35.00 to \$65.00 per hour, \$80.00 per hour emergency  
Technology Consulting Corporation Worldwide, Inc. - \$36.00 to \$142.00 per hour  
MIS Consulting - \$80.00 per hour  
iMY Consulting, inc. - \$75.00 per hour  
An MOU - \$20.00 to \$40.00 per hour, \$45.00 per hour after hours  
Capital Data Service, Inc. - \$40.00 to \$150.00 per hour  
Kevin Leclair - \$55.00 per hour  
Harry Etienne - \$38.50 per hour  
Robert Fletcher - \$50.00 per hour  
Wan Communications, Inc. - \$75.00 per hour support - \$95.00 per hour program

The other bidders did not furnish rates.

Mayor Pro Tem Lang made a motion to continue the service of MIS Consultants, seconded by Councilman Roach. Council members Lang, Roach, Lowe and Weese voted in favor of the motion and Council members Hadden and Anavitarte voted against the motion.

Donna Nunez from the DUI School of Doraville was called before the Mayor and Council to discuss a variance in the sign ordinance. Attorney Powell informed Ms. Nunez that she would need to make application for a permit for a sign to be placed on the building. The sign located on the City's marquis will be taken care of by the City.

Frank Warren was called before the Mayor and Council to request a conditional use permit for a church to occupy a space at Northpark Business. Councilwoman Hadden made a motion to table

the request, seconded by Mayor Pro Tem Lang. The motion carried unanimously.

Councilwoman Hadden discussed the limitation of the number of people living in a home and the ordinances on the subject of surrounding cities and counties. She suggested that the City adopt a similar ordinance.

The Mayor discussed the Greenspace project. The closing on the property had been postponed due to a lien on the property.

Chief King came before the Mayor and Council with the crime statics and gave a report on the raid at 4007 Red Oak. He reviewed the monthly asset forfeiture report. He expressed concern over the recruiting of gang members at Sequoyah High School.

Chief King requested that a motion be made to move Randy Phillips from the maintenance department to the Police Department as a non-sworn employee. Councilwoman Hadden made a motion to move Randy Phillips from maintenance to the Police Department and to allow the maintenance department to fill Mr. Phillips' position, if necessary, the motion was seconded by Councilman Lowe. The motion carried unanimously.

The bids for a new power generator or generators for the Police Department were opened and reviewed by the Mayor and Council. Mayor Pro Tem Lang made a motion to accept the bid from Perkins Electric Company, seconded by Councilwoman Hadden. The motion carried unanimously.

The bids for new tires for the Police Department cars were opened and reviewed by the Mayor and Council. Councilman Anavitarte made a motion to accept the bid from Kauffman Tire, seconded by Councilman Roach. The motion carried unanimously.

The bids for fuel for the Police Department were opened and reviewed by the Mayor and Council. Mayor Pro Tem Lang made a motion to continue purchasing from RW Davis Oil Company, seconded by Councilman Roach. The motion carried unanimously.

Attorney Powell presented ordinance 04-21 entitled Soil Erosion and Sedimentation Ordinance. Councilwoman Hadden made a motion to waive the first reading and adopt the ordinance as presented, seconded by Councilman Anavitarte. The motion carried unanimously.

Attorney Powell then presented ordinance 04-20 entitled Automated Red Light Enforcement and asked that this be considered the first reading.

Attorney Powell then presented ordinance 04-22 entitled Vehicles For Hire and asked that this be considered the first reading.

There being no further business the meeting was adjourned.