



120 North Essa Street, Lake Park, Georgia 31636

AGENDA
LAKE PARK CITY COUNCIL
JULY 14, 2015
7:30 pm

Minutes & Financial
Citizens Concerns
Audit presentation
Amending 2015 budget
Resolution 2015-07-07, amending Worker's Compensation coverage
Department reports
Setting fines for false fire alarms
Bids for repairing backhoe
Additional phone line for City Hall
Nortell quote for voicemail after hours
Citizens Concerns
Administrative, Executive reports

7:30 pm

Regular Meeting

July 14, 2015

This regularly scheduled meeting of the Lake Park City Council was called to order at 7:30 pm, July 14, 2015 by Mayor Schindler, who led in flag salute and prayer. Those present, Mayor Schindler, members Carter, Mulkey and Rutland, City Attorney, Clerk Consultant and a large number of interested citizens. Mayor Schindler recapped the July 4th celebration, said he was pleased with all the community coming together to put on this great event.

Member Rutland moved to amend his motion made in the Call Meeting Minutes of June 25, 2015 to read: "Member Rutland made a motion to hire Connie Martinez and to designate her as the Assistant Deputy Clerk of Court, paid at a rate of \$9.00 per, and to work up to 15 hours per week to help with the entry of date and warrants through the court program and GCIC. Total cost \$4,000. for remainder of 2015 budget year, revenue funds coming from Appropriated Funds (fund balance)". Member Rutland then moved approval of the minutes: Public Hearing June 2, 2015, Regular Meeting, June 2, 2015 and Call Meeting of June 25, 2015 as amended, motion second by member Carter, all approved. Financial Statements reviewed and accepted as presented.

There were no Citizens Concerns presented at this time.

Mayor turned the floor over to Tommy Griffin, of the CPA firm, Gary Zeigler to present to Council the completed 2014 audit. This audit is a "unmodified" opinion, being there are no significant findings. Several items were addressed in the 2014 audit, being transfers from SPLOST VI and SPLOST VII, and City's pension obligation. Also noted the City is repaying the fund transfer from the Cemetery Fund listed in the 2012 audit. Mr. Griffin also notified Council that the City needs to begin keeping more detailed inventory lists (by department) with all new capital purchases. Also noted findings of internal control, segregation of duties, in house preparation of financial reports and capital expenditures not being recorded in a timely manner. He (Griffin) then asked if Council accepted this audit and authorized him to submit to the State. Member Rutland so moved, second by member Carter, all approved.

Under amendments to 2015 budget, member Rutland moved to increase Solicitor expenses by \$3,000., funds coming from Appropriated Funds, motion second by member Carter, all approved.

Member Carter moved the City accept the transfer of funds from the Enterprise account in 2012 into

the General Fund as transfer for business expenses, motion second by member Rutland, all approved.

Member Rutland moved the City adopt Resolution 2015-07-07, to include Mayor and Council under the City's Workers Compensation plan. Motion second by member Mulkey, all approved.

Under Department reports, Jeff Patterson was thanked by Mayor for all his hard work on the 4th celebration, he in turn thanked the community service workers and Julie Wilbers for their assistance. City had a contaminated water sample this month, but all follow up samples were clear. Back hoe will only operate in reverse, he present quote to Council (see attached) for repairs, \$3,200. After some discussion, member Rutland moved the he (Patterson) be allowed to obtain all necessary capital improvement repairs to bring the equipment into serviceable condition, costs not to exceed \$6,000., funding from SPLOST VII (Public works). Motion second by member Carter, all approved. If City needs a rental unit while equipment is being upgraded, City will use Preferred Rental. A portable recovery tank is needed for the water system, proposal by Todd Sadler for \$1,080.00 to build one (see attached) was discussed, with member Rutland moving City purchase immediately with SPLOST VII (Public Works) funds, motion second by member Mulkey, all approved. Council reviewed quote from Pro Tree (see attached) for several trees removal within a one block area on Cotton Ave./Broadway St. No action taken, matter will be considered again at the August 4th meeting. Fire Chief David Brown made a few comments regarding the 2014 audit findings concerning his department, and thanked Mayor & Council for their support. ISO will do an inspection/evaluation of the Lake Park Fire Dept. on August 11, 8:30 am and he invited Council to be present. If the Department is able to lower the rating to a 5, or 4, citizens will see a reduction in their insurance premiums. Final note, department is in need of additional equipment (Wood cribbage), quote given for \$805.00. Member Rutland moved to purchase from General Fund budget, member Mulkey second, all affirmative. Chief Brown also reported he did not have all the information Council needed to make decision on setting fines for false alarms at this time, item will be tabled until the August 4th meeting. Police Chief Breletic thanked Fire Department for their contributions during the 4th celebration, he felt the event is "putting Lake Park on the map". He expressed concerns over the 2015 budgeting of funds for housing prisoners, and requested that any restitution monies ordered by the Judge be used to offset this expense. Member Rutland moved same, motion moved same, second by member Mulkey, all affirmative. Chief Breletic talked briefly concerning the new assistant court clerk position, July's court count is at 115 cases. He also reminded Council of increase in payroll for all officers, due to extra hours of the 4th celebration.

Quote for additional phone line for City Hall, and Nortell quote for Voicemail was tabled until August 4th meeting.

Under Citizens Concerns, Ms. Mary Jane Yorke approached Council concerning the quote to remove Several large older trees. She suggested Council consult with an arborist before making decision, to look at the long term effect of maintaining the City's green space. She suggested an arborist she has used in the past, Stacy Griffin, Council thanked her for her interest and suggestion. Ms. Fran Wilbers gave a report on the donations received for Tom's Pond Veteran's Memorial Park, a total of \$301.25 was raised and give to City. She also stated a group would be meeting in the near future for planning. She shared with Mayor and Council some fantastic night pictures of the firework show.

Under Administrative/Executive reports, member Mulkey stated he had received complaints about employees texting, using personal cell phone (and ear buds) while conducting City business. He moved the Personnel Policy be amended to read there will be no using of personal cell phones for calling, texting while conducting City business (unless in an emergency), including time in Council meetings and during court session. In addition, no employee shall wear ear buds for personal communicating, or listening to music while on duty, effective immediately. Motion was second by member Rutland, all approved. Mayor Schindler asked City Attorney to explain new Resolution concerning public prayer in public meetings (see attached). This issue has been addressed by the US Supreme Court, and give guidelines on prayer policy. Council will consider this the first reading of Ordinance No. 110.

Jeff Patterson asked to speak again, reporting City of Dasher had donated approx. 36 large Christmas decorations. His department is cleaning them up, installing new bulbs, etc. and should have them ready for the holiday season. Mayor will send letter thanking Dasher for this generous donation. Question was raised on why the American Flags have not been flown, Mr. Patterson replied they were all in disrepair, and they had no way to hang them. Final note, Mayor Schindler informed Council on new regulations passed by the State of Georgia (7/1/2015), regarding credit card usage by employees. City will need to adopt policy, he (Mayor) will work with City Attorney to set spending limits, who is authorized to use, and who will monitor charges.

There being no further business, meeting was adjourned at 9:40 pm.

Read & approved Jacqueline Fowler Date 8-4-15

Minutes copy
converted to
Ordinance # 110

RESOLUTION NO. 20150714

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE PARK, GEORGIA TO ESTABLISH POLICIES AND PROCEDURES REGARDING OPENING INVOCATIONS AND PRAYER TO OPEN COUNCIL MEETINGS, ADOPTING A POLICY OF NON-EXCLUSION FOR SELECTION OF VOLUNTEER INVOCATION SPEAKERS AND A DIVERISTY OF VIEWPOINTS

WHEREAS, the City of Lake Park (the "City") desires to preserve and maintain the tradition of solemnizing its proceedings by allowing and inviting an opening invocation before each meeting for the blessing and solemnizing of the City Council's proceedings for the benefit of the City Council;

WHEREAS, the City recognizes that our history is replete with official references to the value and invocation of Divine guidance in deliberations and pronouncements of the Founding Fathers and contemporary leaders as set forth in the holding of the United States Supreme Court in *Lynch v. Donnelly*, 465 U.S. 668, 675 (1984);

WHEREAS, the United States Supreme Court and Eleventh Circuit have consistently upheld the practice of delivering religious invocations before deliberative public bodies occurring prior to policymaking. See *Town of Greece v. Galloway*, 134 S. Ct. 1811 (2014); *Marsh v. Chambers*, 463 U.S. 783 (1983); *Atheists of Florida, Inc. v. City of Lakeland*, 732 F.3d 577 (11th Cir. 2013);

WHEREAS, the City recognizes that our City and Nation are comprised of individuals with a diversity of viewpoints, including but not limited to, faiths, religions, beliefs, and non-beliefs. Accordingly, the City will make reasonable efforts to invite, locate, and welcome individuals with a diversity of viewpoints to offer the opening invocation for the benefit of the City Council and the City's policies shall not be intended, implemented, or construed in any manner to affiliate the City Council with or express any preference for or against any faith, non-faith, or religious denomination;

WHEREAS, in recognition of the diversity of faiths, ideas, viewpoints, and various beliefs as referenced herein, it shall be the policy of the City that sectarian prayer may be allowed that is solemn and respectful in tone that invites the City Council Members to reflect upon shared ideals and common ends before embarking on the business of governing. However, invocation speakers are hereby requested to refrain from exploiting the invocation period with proselytizing or advancing any one belief, view, or religion; disparaging any other faith or belief; denigrating nonbelievers or religious minorities; threatening damnation; or preaching conversion; and

WHEREAS, the City Council intends, and has intended in the past practice, to adopt a policy that does not proselytize or advance any faith, or show any purposeful

preference of one religious view to the exclusion of others.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE PARK, GEORGIA, AS FOLLOWS:

SECTION 1. Chapter 2, Article II of the Lake Park Code is hereby amended to add a new Sec. 2-24.1 as follows:

Sec. 2-24.1 Opening Invocation

- (a) Intent. It shall be the policy of the City Council that the procedures stated in this rule concerning opening invocation shall govern all official meetings of the City Council and that the members of the City Council and City staff shall adhere to these rules. These policies and procedures are not intended, shall not be implemented, and shall not be construed in any way to affiliate the City Council or the City with, nor express a preference for or against any faith, belief, opinion, religion, or denomination. Rather, these policies and procedures are intended to acknowledge and express the City Council's respect for the diversity of religious denominations and faiths represented and practiced among the citizens of the City.
- (b) Timing. After the Call to Order of all official meetings of the City Council an Opening Invocation as described herein shall occur. The opening invocation will occur and be completed during the opening, ceremonial portion of the City Council meeting and shall in no event occur, or be construed to occur, during the policymaking or legislative portions of the City Council meeting. Persons delivering the invocation shall limit their remarks to no more than two minutes.
- (c) Speaker Selection. The opportunity to give the opening invocation shall be open to all, regardless of religious affiliation or non-affiliation. The Council shall publish on the city website an invitation to volunteers interested in delivering the invocation. The respondents to the invitation shall be scheduled on a first-come, first serve basis to deliver the invocation. All reasonable efforts shall be made to ensure that a variety of invocation speakers are scheduled for City Council meetings. Notwithstanding the preceding, no invocation speaker shall be scheduled to offer an invocation at consecutive meetings of the City Council, or at more than three (3) City Council meetings in any calendar year. The volunteer delivering the invocation shall not receive compensation from the City for his/her participation or services.
- (d) No member of the City Council, City employee or staff shall engage in any prior inquiry, review, or involvement in, the content of any invocation to be offered by an invocation speaker. However, consistent with U.S. Supreme Court precedent, invocation speakers are hereby advised that the invocation should not denigrate nonbelievers or religious minorities; threaten damnation; or preach conversion. Statements reflecting ideals relating to peace and security for the nation, safety of our armed forces, police, firefighters and emergency service personnel, wisdom for the lawmakers, and justice for the people are encouraged.
- (e) The City Clerk may add the name and affiliated organization of the selected invocation speaker for a particular meeting to the City Council agenda next to the "Invocation" item.

(f) In addition to volunteers submitting requests, the City Council may invite religious leaders, chaplains, ministers, rabbis or similar of congregations located within the jurisdictional limits of the City and Lowndes County to conduct the opening invocation, keeping in mind the objective of including a variety of speakers in the giving of the invocation.

(g) Conduct of Opening Invocation. Persons in attendance at the City Council meeting are invited to stand during the opening invocation and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. Such invitation constitutes a general invitation that a person in attendance may stand if he/she wishes to do so for such observances.

(h) Agenda Disclaimer. The following statement shall be placed at the bottom of City Council meeting agendas:

Any invocation that is offered before the official start of the City Council meeting shall be the voluntary offering of a private person, to and for the benefit of the City Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious beliefs or views of this, or any other speaker. Persons in attendance at the City Council meeting are invited to stand during the opening invocation and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered. A person may exit the City Council Chambers and return upon completion of the opening invocation if a person does not wish to participate in or witness the opening invocation.

SECTION 2. CONFLICTS. This Resolution shall supersede any previous rules, policies, procedures, or resolutions to the extent of any conflict with this Resolution.

SECTION 3. SEVERABILITY. If any portion of this Resolution is finally determined by a court of competent jurisdiction to be invalid, unconstitutional, unenforceable, or void, the balance of the Resolution shall continue in full force and effect.

SECTION 4. EFFECTIVE DATE. The Resolution shall take effect immediately.
SO DONE THIS THE ____ DAY OF _____, 2015.

By:

Eric Schindler, Mayor

ATTEST:

Tabitha Fowler, City Clerk

July 14th City Council Meeting

ISO coming August 11th 830am

Cribbing to go with the rescue air bags

Price for wood cribbing is 805.00 and for plastic is 1495.00

Mini pumper/Rescue Truck still down

GMA Grant finally approved air bags have been ordered(6000.00)

Norfolk Southern grant was approved (1000.00)

Fines for excessive fire/burglar alarms



Lake Park Volunteer Fire Department

120 Essa Street • Lake Park, Georgia 31636
Telephone (229)559-1959 • Fax (229)559-7499
lakeparkfirega@gmail.com

The cost for cribbing is \$380.00 you get 4 bags.
The costs below are additional if wanted and are priced for 4 bags.

Add double screwed webbing handles for \$112.00 (4 bags)
Add painted ends for \$32.00 (4 bags)
Add station number on end for \$16.00 (4 bags)
Add embroidered truck name (RESCUE 1) on bags for 40.00 (4 bags)

Unfortunately, the shipping is \$265.00 for the 4 bags!! I was shocked, but that is what UPS charges due to the size and weight.

So total cost including shipping would be 805.00 this breaks down as follows :

| | |
|----------------|--------|
| Cribbing | 380.00 |
| Shipping | 265.00 |
| Handles | 112.00 |
| Station Number | 16.00 |
| Painted ends | 32.00 |
| Total | 805.00 |

RESOLUTION
CITY OF LAKE PARK, GEORGIA
2015-07-07

A RESOLUTION AUTHORIZING ELECTED OFFICIALS OF THE CITY OF LAKE PARK, GEORGIA TO BE COVERED UNDER WORKER'S COMPENSATION;

Be it resolved by the City Council of Lake Park, Georgia, and it is hereby resolved by the authority of same:

Section I: Elected Officials shall be covered under the GMA Worker's Compensation Self-Insurance Fund while performing their duties on behalf of the City.

Section II: All Resolutions or parts of Resolution in conflict herewith are repealed.

Attest:



Eric I. Schindler
Mayor

WORKERS' COMPENSATION BENEFITS

FOR

**VOLUNTEER FIREMEN, VOLUNTEER CERTIFIED POLICEMEN &
ELECTED OFFICIALS**

THROUGH THE GMA WORKERS' COMPENSATION SELF-INSURANCE FUND

PLEASE CIRCLE YES TO THOSE STATEMENTS YOU WISH TO IMPLEMENT:

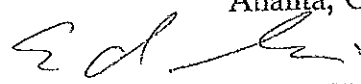
Our city wishes to provide workers' compensation benefits for:

- Yes All Elected Officials
- Yes Volunteer Firemen
- Yes Volunteer Law Enforcement Officers Who Have Passed The Georgia State Requirements For Police Training
- Yes We Are Including A Copy Of The Resolution Indicating What The City Council Wishes To Do

Please forward this notice along with copy of resolution to:

George R. Van Leuven, Jr.
Manager of Risk Management Services
Georgia Municipal Association
201 Pryor St.
Atlanta, GA 30303

Signed by:



Eric I. Schindler

Title:

Mayor

City:

Lake Park, Georgia

Date:

July 7, 2015

A F F I D A V I T

COUNTY OF Lowndes

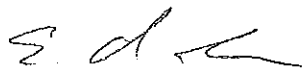
STATE OF Georgia

I, Eric I. Schindler, the undersigned, being the Mayor
(Title)

of the City of Lake Park, Georgia
(Name of Applicant) swear (or affirm) that to the best of my
knowledge and belief, the statements contained in the application, including the accom-
panying documents, are true and complete.

Sworn before me this 14th
day of July, 2015.

Andrew Peterson
Notary Public



(Signature of Authorized Official)

My commission expires: 9-5-2015