



CITY OF MORROW, GEORGIA
Regular Meeting

April 12, 2011

7:30 pm

CALL TO ORDER: Mayor Millirons
PLEDGE OF ALLEGIANCE: All
INVOCATION: Mayor Millirons

1. **ROLL CALL**

2. **APPROVAL OF MEETING AGENDA:**

(Agenda Item 11-04-240)

To add or remove items from the Agenda:

3. **CONSENT AGENDA:**

(Agenda Item 11-04-241)

1. Approval of the March 8, 2011 Regular Meeting Minutes and March 8, 2011 Work Session Minutes.

(Agenda Item 11-04-243)

2. Approval of the March 15, 2011 Special Called Work Session Minutes.

(Agenda Item 11-04-244)

3. Approval of the March 22, 2011 Regular Meeting Minutes and March 22, 2011 Work Session Minutes.

4. **REPORTS AND PRESENTATIONS:**

1. Proclamations Honoring Clayton State Lakers Women's Basketball Team for winning the NCAA Division II National Championship title and Coach Dennis Cox for being named WBCA Division II National Coach of the Year.
(Presented by Mayor Jim Millirons and Councilman Bob Huie)
2. Presentation of Proclamation honoring the students from Boston College for their exemplary efforts during their recent visit to our city under the Volunteers for Communities, Appalachia Project. *(Presented by Mayor Jim Millirons and Councilman Bob Huie)*
3. Presentation on Recycling Program for City of Morrow
(Presented by Dan Defnall, Financial Officer)
4. Presentation on Pain Management Clinics by Morrow Police Department
(Presented by Police Chief Jeff Baker and PD Staff)
5. Financial Report Update *(Presented by Dan Defnall, Financial Officer)*

5. **PUBLIC COMMENT ON AGENDA ITEMS:**

6. **FIRST PRESENTATION:** None at this time

7. **OLD BUSINESS:** None at this time

8. **NEW BUSINESS:**

(Agenda Item 11-03-242)

1. Award of a Police Car Contract to L.G.S. for the purchase of two (2) Dodge Charger Police Cars for the Morrow Police Department in the winning bid amount of \$66,534.20.
(Presented by City Manager Jeff Eady)

(Agenda Item 11-04-245)

2. Approval by Mayor and Council to award NAFECO in Decatur, Alabama the Morrow Fire Departments protective turn out gear purchase in an amount not to exceed \$13,417.52. The City of Morrow Fire Department piggy-backed onto the DeKalb County Fire Department's competitive bid award which allowed the City to save over \$100 per set of gear.
(Presented by Fire Chief, Mark Herendeen)

(Agenda Item 11-04-246)

3. Approval of a Resolution of the Mayor and Council of the City of Morrow to enact a Moratorium on the acceptance and processing of applications for Zoning Permits, Occupancy Permits, Occupational Tax Certificates, and Alcoholic Beverage Licenses for Sweepstakes/Internet Cafés and the issuance of such Zoning Permits, Occupancy Permits, Occupational Tax Certificates and Alcoholic Beverage Licenses; and to Declare an Emergency.
(Presented by City Attorney Laurel Henderson)

(Agenda Item 11-04-247)

4. Approval of a Resolution of the City of Morrow appointing a Hearing Board to hear charges against Councilman John Lampl; to Reschedule the Hearing date; and for other purposes.
(Presented by City Attorney Laurel Henderson)

9. **GENERAL COMMENTS:**

Citizens-
City Manager-
Mayor and Council –

10. **ADJOURNMENT:**

PROCLAMATION

WHEREAS, Under head coach Dennis Cox the Clayton State University Lakers women's basketball team finished their extraordinary 2010-2011 season with a 35-1 record; and

WHEREAS, on March 25, 2011 the Lakers defeated the Michigan Tech Huskies 69-50 for their first ever National Championship title and made school and state history as the first women's team from Georgia to make the claim as National Champions; and

WHEREAS, these young women displayed great talent in their run to the Final Four of the Women's National Collegiate Athletic Association (NCAA), Division II tournament with each team member playing an integral role in the march to the championship game; and

WHEREAS, during the days of the National Championship, the Lakers brought excitement to the NCAA Division II women's tournament and captured the hearts of basketball fans throughout Clayton County, the State of Georgia, the Nation and especially in the City of Morrow; and

WHEREAS, Timethia Bennett, Latonda Bruce, Keona Dixon, Breanna Fort, Alexis Griffin, Drameka Griggs, Brittany Hall, Renee Jackson, Shacamra Jackson, Genesis Kelly, Kayla Mobley, Teshymia Tillman, and Tanisha Woodard are great role models for young women across the Nation; and

WHEREAS, these young women are outstanding individuals who are striving to reach lifetime goals both on and off the basketball court and embody integrity, leadership and class.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Morrow are proud to honor the amazing performance of the Lakers women's basketball team in the NCAA Division II tournament and express its admiration for the achievements and character of this team of remarkable young women.

In witness whereof, I have hereunto set my hand and official seal of the City of Morrow, Georgia, the 12th day of April, 2011.

(Seal)

Jim Millirons, Mayor
City of Morrow

PROCLAMATION

WHEREAS, Dennis Cox has devoted 7 years of service to Clayton State University as Head Coach of the Lakers Women's Basketball team; and

WHEREAS, Dennis Cox has been a champion of Clayton State University and the Lakers Women's Basketball program by dedicating countless hours during and off season assisting students in teaching and training programs; and

WHEREAS, Dennis Cox instilled discipline and determination in these young women as they displayed great talent in their run to the Final Four of the Women's National Collegiate Athletic Association (NCAA), Division II tournament as each team member played an integral role in the march to the championship game; and

WHEREAS, Dennis Cox coached the Clayton State University Lakers Women's Basketball team to be the first Women's team in the State of Georgia to ever win a National Championship title; and

WHEREAS, in March, 2011, Dennis Cox was named the Women's Basketball Coaches Association "Coach of the Year" and also the Schelde North America/Women's Division II Bulletin "Coach of the Year."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Morrow are proud to honor Head Coach Dennis Cox for his coaching achievements which enabled him to lead the 2011 Clayton State University Lakers Women's Basketball team to the National Division II Championship Title in Women's Basketball on March 25, 2011.

In witness whereof, I have hereunto set my hand and official seal of the City of Morrow, Georgia, the 12th day of April, 2011.

Jim Millirons, Mayor

(Seal)

PROCLAMATION

WHEREAS, During March, 2011, the City of Morrow was privileged to host Eighteen Students from Boston College as they worked with the Volunteers for Communities, Appalachia Project at their own expense; and

WHEREAS, Our City benefited greatly from their efforts and hard work as they worked tirelessly in the gardens and grounds of the Reynolds Nature Preserve by putting down new mulch, power-washing and staining the outdoor classroom and restrooms, and building and hanging the bluebird houses throughout the preserve; and

WHEREAS, these Eighteen Students visited Morrow Elementary School where they left a positive impression on these young children as they read to them, helped in directing their physical education activities and interacted one on one with them while sharing their lunch period; and

WHEREAS, six of the Eighteen Students are nursing students who spent a day assisting the staff at the Good Shepherd Clinic which helped to provide medical services for residents of Clayton County who do not qualify for Medicare or Medicaid and who do not have private insurance; and

WHEREAS, for the past 3 years we have been honored to have such energetic, kind, smart and loving students to visit us from Boston College and this year we honor the following eighteen individuals by naming them honorary citizens of the City of Morrow:

Kevin Berry, Michael Burke, Emily Doyle, Anne Fitzgerald, Eric Gordon, Erik Gundersen, Lee Hill, Jonathan Lee, Taryn LeRoy, Sarah McDonnell, Katie Moran, Nicole Radzilowicz, Rachel Saunders, Taylor Shorten, Stephanie Smith, Meyha Swaroop, Jennifer Thevervelil, and Albert Vontz

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Morrow are proud to honor these Eighteen Students and express our gratitude and appreciation through their humanitarian and charitable efforts.

In witness whereof, I have hereunto set my hand and official seal of the City of Morrow, Georgia, the 12th day of April, 2011.

(Seal)

Jim Millirons, Mayor



2752-B Hwy 129 South
Po Box 1846
Cleveland, Ga 30528

Estimate

DATE	ESTIMATE NO.
11/19/2010	1520

NAME / ADDRESS
MORROW PD 6311-A MURPHY DRIVE MORROW, GEORGIA 30260

Toll Free 1-(866) 937-2547 866 YES 2 LGS
Local 706-219-4070
Fax 706-348-6136

**LaPrade Government Sales
Public Safety Products and
"Turnkey" Emergency Vehicles**

JOB

ITEM	DESCRIPTION	QTY	Total
SOU-EPL8000	Pinnacle Interior Lightbar - All Blue w/ Takedowns		715.00
SOU-EPL8000R	REAR Pinnacle Interior Lightbar for CV - All Blue (mounts on deck)		687.20
FED-640000	SIREN, 640 SERIES, 100W, PROGRAMMABLE SLIDE SWITCH & LIGHT CONTROL	1	325.00
FED-AS124	AS124 SPEAKER (750501)	1	135.00
JD-425-6138	JOTTO DESK CONSOLE FOR 2006 DODGE CHARGER, W/ CUP HOLDERS	1	270.00
JD-425-6029	STORAGE COMPARTMENT ARMREST W/ NO LOCK	1	85.00
JD-425-5542	LAPTOP SIDE MOUNT FOR DODGE CHARGER	1	278.00
KEN-TK8160HK	VHF MOBILE 450-49MHZ 45 WATT		485.00
ANT-1/4WAVE	1/4 WAVE ANTENNAE W/ COAXIAL (NMOQW152)	1	25.00
GRH-5075	GO RHINO BUMPER FOR DODGE CHARGER	1	215.00
3out	Sho-Me Able2 3 Outlet power point (model 14.0553)	1	19.00
Shop Supplies	Shop Supplies	1	40.00
DA-DVM-500PLUS	DIGITAL IN-CAR VIDEO SYSTEM INSIDE REARVIEW MIRROR -DVM 500PLUS	1	4,395.00
NOVA-W6W	HIDE-AWAY LED low profile, ultra high Intensity LED, Flange Mount	4	396.00
PAT-475-0510	Security Partition for 06+ CHARGER - VP6 has clear lexan panel instead of recessed panel	1	459.00
PAT-HSEP-CR	LOWER EXTENSION PANEL FOR CHARGER CAGE	1	49.00
labor	INSTALLATION OF EQUIPMENT, WARRANTY ON WORKMANSHIP ONLY	8	800.00
Shop Supplies	2010 Dodge Charger Hemi with 2 tone paint	1	23,949.00
	<i>car has Power Seat, 18" wheels & pick-up included</i>		
Price is subject to change. Estimate valid for 30 days. Thanks!		Total	\$33,327.20



2752-B Hwy 129 South
Po Box 1846
Cleveland, Ga 30528

Estimate

DATE	ESTIMATE NO.
11/19/2010	1519

NAME / ADDRESS
MORROW PD 6311-A MURPHY DRIVE MORROW, GEORGIA 30260

Toll Free 1-(866) 937-2547 866 YES 2 LGS
Local 706-219-4070
Fax 706-348-6136

**LaPrade Government Sales
Public Safety Products and
"Turnkey" Emergency Vehicles**

JOB

ITEM	DESCRIPTION	QTY	Total
FED-LEGENDPKG	fully loaded LEGEND Lightbar, AS124 Speaker W/ mounting Bracket, & PA 640 siren/switchbox	1	1,795.00
JD-425-6138	JOTTO DESK CONSOLE FOR 2006 DODGE CHARGER, W/ CUP HOLDERS	1	270.00
JD-425-6029	STORAGE COMPARTMENT ARMREST W/ NO LOCK	1	85.00
JD-425-5542	LAPTOP SIDE MOUNT FOR DODGE CHARGER	1	278.00
KEN-TK7160HK	KENWOOD MOBILE RADIO PACKAGE	1	432.00
ANT-1/4WAVE	1/4 WAVE ANTENNAE W/ COAXIL (NMOQW152)	1	25.00
GRH-5075	GO RHINO BUMPER FOR DODGE CHARGER	1	215.00
3out	Sho-Me Able2 3 Outlet power point (model 14.0553)	1	19.00
Shop Supplies	Shop Supplies	1	40.00
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PAT-475-0510	Security Partition for 06+ CHARGER - VP6 has clear lexan panel instead of recessed panel	1	459.00
PAT-HSEP-CR	LOWER EXTENSION PANEL FOR CHARGER CAGE	1	49.00
labor	INSTALLATION OF EQUIPMENT, WARRANTY ON WORKMANSHIP ONLY	8	800.00
Shop Supplies	2010 dodge charger police Hemi with 2 tone paint	1	23,949.00
<i>CAR with power seat, 18" wheels & Pick up included</i>			
Price is subject to change. Estimate valid for 30 days. Thanks!		Total	\$33,207.00

NAFECO
1515 West Moulton Street
Decatur, AL 35601
United States of America
Phone: 1-800-628-6233

Order Number
673524-00

ORDER CONFIRMATION

Date
4/01/11

Page
2

Acct#: MOR055
Bill To: CITY OF MORROW
1500 MORROW ROAD

Ship To: MOR055
CITY OF MORROW
C/O CHIEF MARK HERENDEEN
1500 MORROW RD.

MORROW,GA 30260
United States of America

MORROW,GA 30260
United States of America

Ordered..: 4/01/11 Cust. P.O.#.: CHIEF HERENDEEN Ship Via...: Best Way
Order Taker: Angela Henderson Ship terms:
Phone #.....: 17709614008 Terms.....: NET 30

Line	Qty. Ordered	Qty. Shipped	Loc.	Item/ Description	UOM	Disc %	Unit Price	Extend. Price
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NAFECO
1515 West Moulton Street
Decatur, AL 35601
United States of America
Phone: 1-800-628-6233

Order Number
673524-00

ORDER CONFIRMATION

Date
4/01/11

Page
3

Acct#: MOR055
Bill To: CITY OF MORROW
1500 MORROW ROAD

Ship To: MOR055
CITY OF MORROW
C/O CHIEF MARK HERENDEEN
1500 MORROW RD.

MORROW,GA 30260
United States of America

MORROW,GA 30260
United States of America

Ordered..: 4/01/11 Cust. P.O.#.: CHIEF HERENDEEN Ship Via...: Best Way
Order Taker: Angela Henderson Ship terms:
Phone #.....: 17709614008 Terms.....: NET 30

Line	Qty. Ordered	Qty. Shipped	Loc.	Item/ Description	UOM	Disc %	Unit Price	Extend. Price
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AH/MG

Material Total: 13,417.52
Balance Due: 13,417.52

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF MORROW TO ENACT A MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR ZONING PERMITS, OCCUPANCY PERMITS, OCCUPATIONAL TAX CERTIFICATES, AND ALCOHOLIC BEVERAGE LICENSES FOR SWEEPSTAKES/INTERNET CAFÉS AND THE ISSUANCE OF SUCH ZONING PERMITS, OCCUPANCY PERMITS, OCCUPATIONAL TAX CERTIFICATES AND ALCOHOLIC BEVERAGE LICENSES; AND TO DECLARE AN EMERGENCY.

WHEREAS, the City of Morrow may legitimately regulate the location and operation of businesses within the City, including Sweepstakes/Internet Cafés; and

WHEREAS, for the purposes of this Resolution, a “Sweepstakes/Internet Café” is defined as any premises upon which any “Computerized Sweepstakes Device,” as defined below, is located for the use or entertainment of the public, whether or not such premises has other business purposes of any nature whatsoever; and

WHEREAS, for the purposes of this Resolution, a “Computerized Sweepstakes Device” is defined as any computer, machine, game, or apparatus which, upon the insertion of a coin, token, access number, magnetic card, or similar object, or upon the payment of anything of value, and which may be operated by the public generally for use as a contest of skill, entertainment, or amusement, whether or not registering a score, and which provides the user with a chance to win anything of value that is not de minimis. Machines designated for use by the State of Georgia Lottery Commission are not Computerized Sweepstakes Devices for purposes of this Resolution; and

WHEREAS, the Council is aware of the proliferation of Sweepstakes/Internet Cafés and of inquiries to other Georgia cities regarding the establishment of a Sweepstakes/Internet Café in those cities; and

WHEREAS, the Council is aware legislation (H.B. 164) is presently pending before the Georgia legislature that provides for the regulation of amusement machines and Computerized Sweepstakes Devices that provide redemptions, and further defines the extent of local government regulation of those businesses; and

WHEREAS, the City of Morrow’s zoning ordinance does not presently recognize a Sweepstakes/Internet Café and does not classify the same for proper zoning district(s); and

WHEREAS, the City of Morrow’s occupational tax ordinance does not presently recognize a Sweepstakes/Internet Café and therefore the same is not classified for occupational tax rates; and

WHEREAS, the City of Morrow’s Alcoholic Beverage License Ordinance does not address Sweepstakes/Internet Cafés; and

WHEREAS, dependent upon the outcome of the proposed legislation the Council desires to study the appropriateness of adopting one or more Resolutions that reasonably regulate the location and operation of Sweepstakes/Internet Cafés in order to minimize or regulate potential negative secondary effects on the community that may be found to result from the operation of one or more Sweepstakes/Internet Cafés in the City, and to further the public health, safety and general welfare; and

WHEREAS, this Council believes that a moratorium on the acceptance and processing of applications for zoning permit approvals, certificates of occupancy, occupational tax certificates, and alcoholic beverage licenses for Sweepstakes/Internet Cafés, as defined herein, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will afford City officials and this Council the time necessary to put into place reasonable zoning and business regulations to further the aforesaid purposes.

NOW, THEREFORE, the City of Morrow hereby resolves:

Section 1. For a period of six (6) months from the effective date of this Resolution, the City shall not accept or process any applications for zoning permits, certificate of occupancy, or occupational tax certificates, and alcoholic beverage licenses for Sweepstakes/Internet Cafés, and further shall not issue any such approval during said six-month period. This moratorium shall apply to all applications currently pending or under review by the City of Morrow and staff as of the date of this Resolution.

Section 2. For purposes of this Resolution, a “Sweepstakes/Internet Café” is defined as any premises upon which any computerized sweepstakes device is located for the use or entertainment of the public, whether or not such premises has other business purposes of any nature whatsoever.

Section 3. For purposes of this Resolution, a “Computerized Sweepstakes Device” is defined as any computer, machine, game or apparatus which, upon the insertion of a coin, token, access number, magnetic card, or similar object, or upon the payment of anything of value, and which may be operated by the public generally for use as a contest of skills, entertainment or amusement, whether or not registering a score, and which provides the user with a chance to win anything of value that is not de minimis. Machines designated for use by the State Lottery Commission are not Computerized Sweepstakes Devices for purposes of this Resolution.

Section 4. This Resolution is declared to be an emergency measure necessary for the public health, safety and general welfare of the City and its residents and property owners and for the further reason that it is necessary to impose an immediate moratorium to have a pause for planning purposes so as to further the orderly development of the City with respect to the establishment and operation of Sweepstakes/Internet Cafés, to adopt well thought-out and contemporary zoning and business regulations for the City and to protect the public interest and rights of property owners. This Resolution shall take effect and be in force from and after its adoption.

Section 5. This moratorium may be terminated by the Council prior to the expiration of six (6) months upon the adoption by the Council of appropriate zoning, business, occupational tax and alcoholic beverage licensure Resolutions.

APPROVED BY THE MAYOR AND COUNCIL OF THE CITY OF MORROW on the 12th day of April, 2011.

Jim Millirons, Mayor

ATTEST:

Evyonne Browning, City Clerk

Reviewed:

Laurel E. Henderson, City Attorney

A RESOLUTION OF THE CITY OF MORROW APPOINTING A HEARING BOARD TO HEAR CHARGES AGAINST COUNCILMEMBER JOHN LAMPL; TO RESCHEDULE THE HEARING DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City Council adopted Res. No. 2010-11-16 on Nov. 23, 2010, calling for a notice of charges to be drafted and a hearing date to be established with respect to the Council's determination that reasonable cause exists to believe that Councilmember Lampl has engaged in conduct detrimental to the interests of the City, its employees, and its citizens, which conduct may warrant Councilmember Lampl's removal from the City Council; and

WHEREAS, such notice was drafted, was signed and dated February 9, 2011, and was served by hand delivery to Councilmember Lampl on February 9, 2011 at 2:15 hours by Chief Jeffery C. Baker, Police Chief of the City of Morrow; and

WHEREAS, the hearing called for was originally scheduled for February 28, 2011 but was continued as a result of a request from Councilmember Lampl for more time to hire an attorney and prepare a defense; and

WHEREAS, it is the desire of the City Council to finalize proceedings for such hearing;

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Hearing against Councilmember Lampl originally scheduled for February 28, 2011 is rescheduled for April 27 and 28, 2011.

Section 2. That the following persons are appointed as members of the Hearing Board and charged with hearing the charges lodged against Councilmember Lampl by the Feb. 9, 2011 Notice of Hearing: Jeff Todd, Bernard McMullin, and Jim Elliott.

Section 3. That the firm of Elarbee Thompson is appointed to serve as the prosecutor of the hearing.

Section 4. That the City Attorney shall serve as legal advisor to the Hearing Board. All communications between the City and the Members of the Hearing Board shall continue to be made through the City Attorney, and no City officers or employees shall directly contact Hearing Board Members outside of their appearances and testimony at hearing.

So Resolved, this 12th day of April, 2011.

Jim Millirons, Mayor

Attest:

Evyonne Browning, City Clerk

(Seal)