

City Council Meeting
10 N. Public Square
June 16, 2022
6:00 P.M. – Work Session
7:00 P.M. – Council Meeting

WORK SESSION

Mayor Matthew Santini opened Work Session at 6:02 P.M. Council Members discussed each item from the agenda with corresponding Staff Members.

Council Member Fox made a motion to enter into Closed Session for the purposes of Litigation and Personnel. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0 with Mayor Santini voting.

Mayor Santini closed Work Session at 7:03 P.M.

OPENING MEETING

Mayor Santini called the Council Meeting to order at 7:07 P.M.

Invocation by Council Member Cooley.

Pledge of Allegiance led by Council Member Roth.

The City Council met in Regular Session with Matthew Santini, Mayor presiding, and the following present: Kari Hodge, Council Member Ward One; Cary Roth, Council Member Ward Three; Calvin Cooley, Council Member Ward Four; Gary Fox, Council Member Ward Five; Dan Porta, City Manager; Julia Drake, City Clerk; and Keith Lovell, Assistant City Attorney.

Absent: Jayce Stepp, Council Member Ward Two; Taff Wren, Council Member Ward Six

REGULAR AGENDA

COUNCIL MEETING MINUTES

1. June 2, 2022

Council Member Fox made a motion to approve the June 2, 2022 Council Minutes. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

Appointments

2. Etowah Area Consolidated Housing Authority

Dan Porta, City Manager, stated Ms. Hedy Smith's term on the Etowah Area Housing Authority has expired. She would like to continue serving and if approved, her new term

would expire on April 1, 2027.

Council Member Hodge made a motion to approve the reappointment for the Etowah Area Consolidated Housing Authority. Council Member Cooley seconded the motion. Motion carried unanimously. Vote: 4-0

SECOND READING OF ORDINANCES

3. Budget Ordinance for the Fiscal Year 2022-2023

Tom Rhinehart stated the proposed 2022-2023 budget is a balanced budget and increased \$22,021,065. The increase equates to a 13.98% increase. The proposed budget includes salary adjustments, a slight increase in the city's property tax millage rate, an increase in health insurance premiums for both the city and the employees, and increases in the water and sewer rates, electric, and solid waste rates.

Budget comparison by type for the FY 2023 proposed budget compared to the FY 2022 budget include: personnel expenses increase by \$2,406,735; operating expenses increased \$3,008,690; purchase of commodities increased by \$4,245,255; debt service expenses increased \$1,884,470; decrease in business improvement district \$24,535; capital expenses increased \$9,435,570, and increases to the transfers to the general fund \$1,064,880. Approval was recommended.

Council Member Fox made a motion to approve the Budget Ordinance for the Fiscal Year 2022-2023. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

**Ordinance
of the
City of Cartersville, Georgia**

Ordinance No. 14-22

NOW BE IT HEREBY ORDAINED by the Mayor and City Council that pursuant to the City of Cartersville Charter; the City of Cartersville Fiscal Year 2022 – 2023 budget.

2022 - 2023 Budget Summary

<u>General Fund</u>	<u>Revenues</u>	<u>Expenditures</u>
Revenues	\$33,736,215	
Expenditures:		
Legislative		\$ 3,531,275
Administration		\$ 1,219,460
Finance Dept.		\$ 883,845
Customer Service Dept.		\$ 1,378,805
Police		\$ 7,068,675
Fire		\$10,593,490
Municipal Court		\$ 313,585
Public Works		\$ 2,964,060
Recreation		\$ 4,314,400
Planning & Development		\$ 1,468,620
 <u>Special Revenue Funds</u>		
GO Park Bonds Series 2014	\$ 923,800	\$ 923,800
America Rescue Plan (ARPA)	\$ 3,150,000	\$ 3,150,000
Tourism Product Development	\$ 150,000	\$ 150,000
SPLOST – 2003	\$ 100,000	\$ 100,000
SPLOST – 2014	\$ 50,000	\$ 50,000
SPLOST - 2020	\$ 3,245,000	\$ 3,245,000
DEA	\$ 442,955	\$ 442,955
State Forfeiture	\$ 3,000	\$ 3,000
Hotel/Motel Tax	\$ 1,510,000	\$ 1,510,000
Motor Vehicle Rental Tax	\$ 85,235	\$ 85,235
Grant Funds	\$ 0	\$ 0
Development Fees	\$ 5,000	\$ 5,000
Tax Allocation District	\$ 310,000	\$ 310,000

<u>Enterprise Funds</u>		
Fiber Optics	\$ 2,583,800	\$ 2,583,800
Electric	\$54,485,200	\$54,485,200
Gas	\$34,353,845	\$34,353,845
Solid Waste	\$ 3,638,845	\$ 3,638,135
Stormwater	\$ 1,602,000	\$ 1,602,000
Water & Sewer	\$37,578,785	\$27,353,515
Water Pollution Control Plant		\$ 3,520,060
Water Treatment Plant		\$ 6,705,210
<u>Internal Service Fund</u>		
Garage	\$ 1,573,545	\$ 1,573,545

BE IT AND IT IS HEREBY ORDAINED.

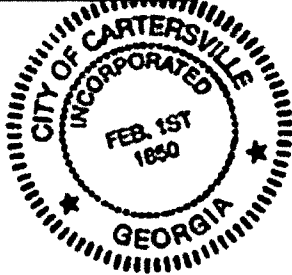
ADOPTED, this 2nd day of June 2022. First Reading.

ADOPTED this 16th day of June 2022. Second Reading.

Matthew J. Sapini
 Matthew J. Sapini
 Mayor

ATTEST:

Julia Drake
 Julia Drake
 City Clerk



4. Amendment to Utilities Ordinance Regarding Solid Waste Rates

Mr. Rhinehart stated the proposed fiscal year 2022-23 budget includes an increase in the Solid Waste Fund to help address the maintenance and capital needs of the Solid Waste Fund. The increase is as follows: a \$2.50 increase per month in the residential solid waste customers and a 10% increase per month in the commercial solid waste customers. Also, residential customers will no longer be required to purchase their solid waste carts as the city will provide one to them. Approval was recommended.

Council Member Cooley made a motion to approve the Amendment to Utilities Ordinance

Regarding Solid Waste Rates. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

Ordinance no. 13-22

Now be it and it is hereby ordained by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 21. SOLID WASTE. ARTICLE II. MUNICIPAL COLLECTION AND DISPOSAL SERVICE. SEC 21-26. GARBAGE CONTAINERS GENERALLY. SEC. 21-34. BILLING. SUBSECTIONS (a) AND (c) AND SEC. 21-35 COMMERCIAL AND MULTI-DWELLING UNITS (HAVING MORE THAN SIX UNITS) COLLECTION CHARGES are hereby deleted in their entirety and replaced as follows:

1.

Sec. 21-26 Garbage containers generally.

- (a) The following practices and procedures shall be followed in order to facilitate the collection of garbage:
 - (1) Containers purchased by the resident prior to July 1, 2022, will remain the property of the resident.
 - (2) Every new customer after July 1, 2022, shall be provided one standardized container; unauthorized containers will not be serviced. Additional containers may be obtained from the city for an additional fee. The containers are not to be used for any other purpose.
 - (3) Each city issued container has an imprinted serial number that is assigned to a specific address (not resident). If the resident moves, the container must remain at the assigned address.
 - (4) The customer is responsible for keeping their assigned container secure and in good condition. If the container is stolen or vandalized, the customer must provide a valid police report before the container will be replaced. If a container must be replaced due to negligence, the customer shall be required to pay for a replacement container.
- (b) Special exceptions to the requirements of subsection (a) may be made:
 - (1) For the physically handicapped and elderly individuals on a case-by-case basis. They shall use standardized container, and they will be assessed the normal collection rate for the back door service provided.
 - (2) Those desiring backyard pickup shall use city standardized containers and shall be charged a fee of twenty-five dollars (\$25.00) per month for this service if approved by the public works director.
 - (3) If a multifamily dwelling complex has between six (6) to thirty (30) units, the public works director may authorize at his sole discretion, the use of standardized wheel carts in said complex, provided that there is adequate access to and within said complex.

- (c) Every individual who has opted out of using the city's garbage service as of August 27, 1998, may continue to do so. However, in the event said individual desires to use the city's solid waste collection services at a later date, they may do so, but upon exercising that right, said individual forfeits the right to opt out forevermore.

2.

Sec. 21-34. Billing

- (a) Each residential household will be billed a monthly charge of twenty-three dollars (\$23.00) minimum for garbage collection; said fee includes the cost of collection, curbside recycling, recycling yard waste, and disposal. The monthly fee shall be twenty-one dollars (\$21.00) for a residential household with a homestead exemption for elderly, if the proper form has been filed. Furthermore, there shall be an additional fee of eleven dollars and fifty cents (\$11.50) per month per additional cart per residence. A chart listing out the residential and senior monthly rates is also listed below:

Residential Monthly Rates

1 Curbie	\$23.00
2 Curbies	\$34.50
3 Curbies	\$46.00

Senior Residential Monthly Rates – (Homestead Exemption for Elderly)

1 Curbie	\$21.00
2 Curbies	\$32.50
3 Curbies	\$44.00

- (e) A fee of fifteen dollars (\$15.00) per sticker shall be charged to the customers and stickers may only be purchased in person at city hall or by mail order from the city clerk's office for the collection of the waste material referred to in section 21-33(f) of this chapter. Two (2) stickers (thirty dollars (\$30.00)) are required for all appliances with refrigerant.

Sec. 21-35. Commercial and multi-dwelling units (having more than six units) collection charges.

- (a) Multi-dwelling units having more than six (6) units will be required to have a container and will be charged the following rates:

Container Size	Dumps Per Week	Monthly Rate
2 Yard	1	\$94.00
	2	\$132.00
	3	\$163.00
4 Yard	1	\$121.00
	2	\$183.00
	3	\$230.00
	4	\$292.00
	5	\$354.00
	6	\$462.00
6 Yard	1	\$152.00
	2	\$214.00
	3	\$275.00
	4	\$337.00
	5	\$400.00
	6	\$555.00
8 Yard	1	\$180.00
	2	\$258.00
	3	\$336.00
	4	\$413.00
	5	\$491.00
	6	\$647.00

Extra dumps for dumpsters/containers

\$100.00

- (b) The collection charges for commercial curbies is as follows:

Commercial Curbies	Once Per Week Pickup	Twice Per Week Pickup
1 Curbie	\$35.00	\$49.50
2 Curbies	\$43.00	\$61.50
3 Curbies	\$51.00	\$72.50
4 Curbies	\$58.00	\$82.50
5 Curbies	\$67.00	\$94.50

- (c) Said fee may be adjusted automatically by the department to cover the increase in landfill disposal costs.
- (d) All bills for garbage service shall be sent to customers on the billing date for utilities. These bills are due and payable at the city clerk's office on the specified date on the bills. After that date, service may be ceased until all amounts due are paid.
- (e) A penalty of ten (10) percent shall be added to all bills for garbage service where bills are not paid on the due date as specified on the bill. If a customer is in arrears for a previous month or months, payment shall first be applied to previous bills.

4.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be renumbered to accomplish such intention and any ordinance or part thereof not amended shall remain in effect and be unchanged.

5.

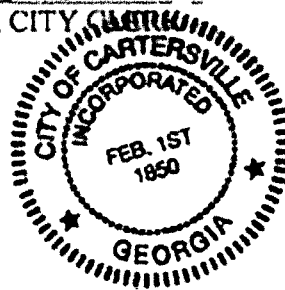
This rate increase will be effective as of July 1, 2022.

BE IT AND IT IS HEREBY ORDAINED.

FIRST READING: June 2, 2022
 SECOND READING: June 16, 2022

ATTEST: 
 JULIA DRAKE, CITY CLERK


 MATTHEW J. SANTINI, MAYOR



5. Amendment to Utilities Ordinance Regarding Water and Sewer Rates

Mr. Rhinehart stated the proposed fiscal year 2022-23 budget includes an increase in the Water and Sewer Fund to help address the maintenance and capital needs of the water fund. The increase is as follows: a 2.5% increase in the residential, commercial, and industrial water and sewer rates for both inside and outside the city limits customers.

The 2.5% increase will allow the water department to continue the maintenance of the existing water and sewer system as well as update/expand the system to fulfill the needs of existing customers. The total estimated increase for a residential water and sewer customer is \$1.10 per month on 7000 gallons consumed.

The amended ordinance also adds a new “Wholesale” rate class for water customers, which currently only includes the Bartow County Water System as a customer. The wholesale and industrial classes are currently set at the same rate.

With the proposed increase in the water and sewer rates, the City of Cartersville residents will remain one of the lowest in the surrounding municipalities. The increase is needed to maintain the existing system and plan for any necessary future expansions. Approval was recommended.

Council Member Fox made a motion to approve the Amendment to Utilities Ordinance Regarding Water and Sewer Rates as amended. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

Ordinance No. 12-22

Now be it and it is hereby ORDAINED by the Mayor and City Council of the City of Cartersville, that the CITY OF CARTERSVILLE CODE OF ORDINANCES CHAPTER 24, UTILITIES, ARTICLE IV WATER SERVICE Section 24-64 WATER AND SEWAGE RATE and Section 24-147 SEWAGE RATES is hereby amended by deleting paragraph (a) (2) and (b)(2) in their entirety and replacing them with the following:

1.

Sec. 24-64. Water & Sewage Utility Rates.

<u>(a) Water Monthly Billing</u>	<u>City</u>	<u>Outside City</u>
(2) Plus consumption as follows:		
(i) Residential Meters		
(a) 0 – 8 consumptions per month	\$2.26/100 cu. ft./ \$3.01/1000 Gal.	\$4.14/100 cu. ft./ \$5.54/1000 Gal.
(b) 9 – 14 consumptions per month	\$3.39/100 cu. ft./ \$4.54/1000 Gal.	\$4.25/100 cu. ft./ \$5.69/1000 Gal.
(c) 15 – 19 consumptions per month	\$5.13/100 cu. ft./ \$6.85/1000 Gal.	\$5.13/100 cu. ft./ \$6.85/1000 Gal.
(d) 20 + consumptions per month	\$7.16/100 cu. ft./ \$9.58/1000 Gal.	\$7.16/100 cu. ft./ \$9.58/1000 Gal.
(ii) Apartments, Multiples & Commercial Meters	\$3.71/100 cu. ft./ \$4.96/1000 Gal.	\$5.03/100 cu. ft./ \$6.73/1000 Gal.
(iii) Irrigation System Meters	\$5.13/100 cu. ft./ \$6.85/1000 Gal.	\$5.13/100 cu. ft./ \$6.85/1000 Gal.
(iv) Industrial and All Other Meters	\$2.26/100 cu. ft./ \$3.01/1000 Gal.	\$4.14/100 cu. ft./ \$5.54/1000 Gal.
(v) Wholesale Meters	\$2.26/100 cu. ft./ \$3.01/1000 Gal.	\$4.14/100 cu. ft./ \$5.54/1000 Gal.
<u>(b.) Sewage Monthly Billing</u>	<u>City</u>	<u>Outside City</u>
(2) Plus consumption	\$2.48/100 cu. ft./ \$3.32/1000 Gal.	\$4.39/100 cu. ft./ \$5.86/1000 Gal.

2.

This Ordinance shall become effective on July 1, 2022.

3.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be alphabetized accordingly and renumbered to accomplish such intention.

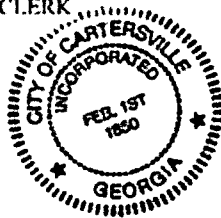
[SIGNATURES ON NEXT PAGE]

BE IT AND IT IS HEREBY ORDAINED

FIRST READING: June 2, 2022
SECOND READING: June 16, 2022


MATTHEW J. SANTINI, MAYOR

ATTEST: 
JULIA DRAKE, CITY CLERK



6. Amendment to Utilities Ordinance Regarding Electric Rates

Mr. Rhinehart stated the proposed budget includes increases to electric rates. The Electric Department is proposing a rate increase based on the rate study provided by Electric Cities of Georgia (ECG), due to general operations of the electric department increasing, and the increased cost of Plant Vogtle Units 3 and 4 going on-line, the proposed increases are necessary to sustain the electric department's expenditures. Along with the increases mentioned above, the cost of the electric department's cost of electricity generation (coal and natural gas) have also increased. The proposed changes include an increase in the base rate of all rate classes. Also, changes will occur in the actual rates of each rate class.

With the proposed changes to the electric rates, the estimated increase to a residential user will be about \$8.00 per month for each 1,000 kWh used. The average Cartersville resident uses 1,013 kWh per month.

Council Member Roth made a motion to approve the Amendment to Utilities Ordinance Regarding Electric Rates. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

ORDINANCE NO. 11-22

NOW BE IT AND IT IS HEREBY ORDAINED by the Mayor and City Council of the City of Cartersville, Georgia, that the CITY OF CARTERSVILLE CODE OF ORDINANCES, CHAPTER 24. UTILITIES, ARTICLE X. ELECTRIC SYSTEM, DIVISION 17, 19, 21, 22, 23, 24, 25, 26, 30 and 35 are hereby amended and/or added by deleting said sections and replacing them with the following:

1.

DIVISION 17. LARGE POWER TIME OF USE; TARIFF LP-TOU-3

Sec. 24-336. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Optional to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
 - (1) Billing demand for the current month and the preceding eleven (11) months must be greater than or equal to one thousand (1,000) kW and less than three thousand five hundred (3,500) kW as defined in the billing demand section of this tariff.
 - (2) The customer may switch to another appropriate tariff following twelve (12) months of service on this tariff.
 - (3) Customer must request this rate in writing.
- (d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate.*

Administrative charge \$400.00

Demand charge (per kW of billing demand 4.15

Energy charge:

Summer - April through October consumption (kWh):

Peak 1 (per kWh) 14.1517¢ - Four-hour period from 1:00 p.m. through 5:00 p.m. for July and August only

Peak 2 (per kWh) 6.021¢ - Eight-hour period from 11:00 a.m. through 7:00 p.m. not including Peak 1 hours

Off-peak (per kWh) 4.5525¢ - All other hours

Winter - November through March consumption (kWh):

Peak 3 (per kWh) 5.667¢ - Four-hour period from 6:00 a.m. through 10:00 a.m.

Off-peak (per kWh) 4.8466¢ - All other hours

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Peak rating periods:* Peak rating periods occur on weekdays only and do not apply on national holidays of the United States of America. Peak periods are stated in Eastern Standard or Daylight Times, whichever is currently in effect. There are ten (10) national holidays of the United States of America observed by this tariff. Dates that fall on a weekend day will roll to the date observed by the State of Georgia.

New Year's Day	January 1
M. L. King Jr.'s Birthday	January 16
Washington's Birthday	February 22
Memorial Day	May, last Monday
Independence Day	July 4
Labor Day	September, first Monday
Columbus Day	October 8
Veterans Day	November 11
Thanksgiving Day	November, fourth Thursday
Christmas Day	December 25

- (j) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

The billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
- (2) Fifty (50) percent of the contract capacity; or
- (3) Nine hundred fifty (950) kW (ninety-five (95) percent of one thousand (1,000) kW).

- (k) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the

measured actual kW in the current month. CFS will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-337—23-340. Reserved.

DIVISION 19. TEMPORARY POWER SERVICE; TARIFF TP-3

Sec. 24-346. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all construction uses and temporary uses such as fairs, carnivals, Christmas tree stands, and similar locations and structures where such service will be for less than twelve (12) months duration.

A high load factor customer served under this rate schedule may petition CES to be reclassified to the small power tariff. At the sole option of CES, a demand meter will be installed and such customer reclassified.

- (d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate:*

Administrative charge \$20.50

Energy charge 14.744¢ per kWh

- (f) *Mandatory riders.* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (g) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

Secs. 24-347—24-350. Reserved.

DIVISION 21. MEDIUM ECONOMIC DEVELOPMENT; TARIFF MED-6

Sec. 24-356. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available to a qualifying customer only with the approval of the City of Cartersville Electric System (CES) on a case-by-case basis in all areas served by CES and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable only to commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
 - (1) New or expanded electric service which is added to the CES system.
 - (2) Non-coincident metered demand.
 - (3) Delivered at one (1) service point.
- (d) *Type of service:* Three-phase, sixty (60) hertz, at a standard voltage.

(e) *Monthly rate*

Administrative charge \$153.00

Demand charge 4.10 per kW of billing demand

Energy charge:

Consumption (kWh) not greater than two hundred (200) hours times the metered demand:

All kWh 5.5221¢ per kWh

Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the metered demand:

All kWh 4.4995¢ per kWh

Consumption (kWh) in excess of four hundred (400) hours times the metered demand:

All kWh 4.0904¢ per kWh

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Billing demand:* The billing demand shall be based on the highest thirty-minute kW measurement and shall be the greater of the customer's metered demand in the current billing month or the maximum demand metered during the prior eleven (11) months including the current billing month. However, in no case shall the billing demand be less than two hundred (200) kW. Until such time as the billing demand can be determined, an estimate will be used by CES for billing purposes that shall be not less than the maximum metered demand for the current billing month.
- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.
- (k) *Term:* Maximum term of initial five (5) years or as stated in contract.
- (l) *Terms and conditions:* Service under this tariff may be discontinued and applicable load placed on the standard applicable tariff if, in the opinion of CES, the customer violates any of the following:
- (1) Any two (2) payments for electric service are not delivered in full by the date due as stated on customer's monthly bill.
 - (2) Electric service furnished is resold.

- (3) More than one (1) delivery point or more than one (1) standard voltage is required.
- (4) Applicable load increase is less than two hundred (200) kW.
- (5) Monthly peak demand is coincident with CES' monthly peak demand.
- (6) Character of service does not meet criteria of this tariff.

Secs. 24-357—24-360. Reserved.

DIVISION 22. RESIDENTIAL POWER SERVICE; TARIFF RP-5

Sec. 24-361. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all domestic uses of a residential customer in a separately metered single-family or multifamily dwelling unit.
- (d) *Type of service:* Power normally supplied under this rate shall be one hundred fifteen/two hundred thirty (115/230) volts, single phase, sixty (60) hertz. Three-phase service may be furnished, where available.
- (e) *Monthly rate.*

Administrative charge \$12.50

Energy charge: *Summer—June through September billing:*

- First 650 kWh 8.7686¢ per kWh
- Next 350 kWh 10.098¢ per kWh
- Over 1,000 kWh 12.1432¢ per kWh

Energy charge: *Winter—October through May billing:*

- First 650 kWh 8.7686¢ per kWh
- Next 350 kWh 8.3595¢ per kWh
- Over 1,000 kWh 7.9505¢ per kWh

- (f) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (g) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

Secs. 24-362—24-365. Reserved.

DIVISION 23. CITY GOVERNMENT SERVICE; TARIFF CG-4

Sec. 24-366. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.

(c) *Applicability:* Applicable to all facilities owned, leased by, or operated by the City of Cartersville for the provision of municipal services including, but not limited to, schools, utilities, fire and police protection, solid waste disposal, and general office functions.

(d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.

(e) *Monthly rate:*

Administrative charge \$20.50

Energy charge: 9.1514¢ per kWh

(f) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.

(g) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

Secs. 24-367—24-370. Reserved.

DIVISION 24. SMALL POWER SERVICE; TARIFF SP-4

Sec. 24-371. Generally.

(a) *Effective date:* Bills rendered on or after July 1, 2022

(b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.

(c) *Applicability:* Applicable to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:

- (1) Billing demand for the current month and the preceding eleven (11) months must be less than or equal to one hundred (100) kW as defined in the billing demand section of this tariff.
- (2) Average monthly energy consumption shall be greater than or equal to three thousand (3,000) kWh's based on the most recent twelve (12) months' data, where available.
- (3) In the event that average monthly energy consumption becomes permanently less than three thousand (3,000) kWh's, the customer may switch to the appropriate tariff following twelve (12) months of service on this tariff.

(d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.

(e) *Monthly rate:*

Administrative charge: \$33.00

Demand charge 3.10 per kW of billing demand

Energy charge:

Consumption (kWh) not greater than two hundred (200) hours times the billing demand:

First 6,000 kWh 11.1147¢ per kWh

Over 6,000 kWh 10.2979¢ per kWh

Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the billing demand:

All kWh 4.3761¢ per kWh

Consumption (kWh) in excess of four hundred (400) hours and not greater than six hundred (600) hours times the billing demand:

All kWh 4.1719¢ per kWh

Consumption (kWh) in excess of six hundred (600) hours times the billing demand:

All kWh 3.9677¢ per kWh

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand in excess of ten (10) kW, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the consumption months of June through September, the billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable summer month (June through September); or
- (3) Sixty (60) percent of the highest actual demand occurring in any previous applicable winter month (October through May).

For the consumption months of October through May, the billing demand shall be the greater of:

- (1) Ninety-five (95) percent of the highest summer month (June through September); or
- (2) Sixty (60) percent of the highest winter month (October through May), including the current month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
- (2) Fifty (50) percent of the contract capacity; or
- (3) 10 kW.

- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-372—24-375. Reserved.

DIVISION 25. MEDIUM POWER SERVICE; TARIFF MP-4

Sec. 24-376. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
 - (1) Billing demand for the current month and the preceding eleven (11) months must be greater than one hundred (100) kW and less than one thousand (1,000) kW as defined in the billing demand section of this tariff.
 - (2) In the event that billing demand becomes permanently less than one hundred (100) kW, the customer may switch to the appropriate tariff following twelve (12) months of service on this tariff.

(d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.

(e) *Monthly rate:*

Administrative charge \$65.50

Demand charge \$3.60 per kW of billing demand

Energy charge:

Consumption (kWh) not greater than two hundred (200) hours times the billing demand:

First 20,000 kWh 9.6154¢ per kWh

Over 20,000 kWh 8.5944¢ per kWh

Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the billing demand:

All kWh 4.5104¢ per kWh

Consumption (kWh) in excess of four hundred (400) hours and not greater than six hundred (600) hours times the billing demand:

All kWh 4.102¢ per kWh

Consumption (kWh) in excess of six hundred (600) hours times the billing demand:

All kWh 3.8978¢ per kWh

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand in excess of thirty (30) kW, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.

(h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

(i) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the consumption months of June through September, the billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable summer month (June through September); or
- (3) Sixty (60) percent of the highest actual demand occurring in any previous applicable winter month (October through May).

For the consumption months of October through May, the billing demand shall be the greater of:

- (1) Ninety-five (95) percent of the highest summer month (June through September); or
- (2) Sixty (60) percent of the highest winter month (October through May), including the current month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
 - (2) Fifty (50) percent of the contract capacity; or
 - (3) Ninety-five (95) kW (ninety-five (95) percent of one hundred (100) kW).
- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-377—24-380. Reserved.

DIVISION 26. LARGE POWER SERVICE; TARIFF LP-5

Sec. 24-381. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:

- (1) Billing demand for the current month and the preceding eleven (11) months must be greater than or equal to one thousand (1,000) kW and less than three thousand five hundred (3,500) kW as defined in the billing demand section of this tariff.
 - (2) In the event that billing demand becomes permanently less than one thousand (1,000) kW, the customer may switch to the appropriate tariff following twelve (12) months of service on this tariff.
- (d) *Type of service* Three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate.*
- Administrative charge: \$164.00
- Demand charge \$3.60 per kW of billing demand
- Energy charge:
- Consumption (kWh) not greater than two hundred (200) hours times the billing demand:
- First 200,000 kWh 7.4806¢ per kWh
- Over 200,000 kWh 6.4586¢ per kWh
- Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the billing demand:
- All kWh 4.4146¢ per kWh
- Consumption (kWh) in excess of four hundred (400) hours and not greater than six hundred (600) hours times the billing demand:
- All kWh 4.0058¢ per kWh
- All consumption (kWh) in excess of six hundred (600) hours times the billing demand:
- All kWh 3.8014¢ per kWh
- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.
- For the consumption months of June through September, the billing demand shall be the greater of:
- (1) The current actual demand; or
 - (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable summer month (June through September); or

- (3) Sixty (60) percent of the highest actual demand occurring in any previous applicable winter month (October through May).

For the consumption months of October through May, the billing demand shall be the greater of:

- (1) Ninety-five (95) percent of the highest summer month (June through September); or
- (2) Sixty (60) percent of the highest winter month (October through May), including the current month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
 - (2) Fifty (50) percent of the contract capacity; or
 - (3) Nine hundred fifty (950) kW (ninety-five (95) percent of one thousand (1,000) kW).
- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-382—24-385. Reserved.

DIVISION 27. EXTRA LARGE POWER SERVICE; TARIFF XLP-4

Sec. 24-386. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
 - (1) Billing demand for the current month and the preceding eleven (11) months must be greater than or equal to three thousand five hundred (3,500) kW as defined in the billing demand section of this tariff.
 - (2) In the event that billing demand becomes permanently less than three thousand five hundred (3,500) kW, the customer may switch to the appropriate tariff following twelve (12) months of service on this tariff.
- (d) *Type of service:* Three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate:*

Administrative charge: \$256.00

Demand charge \$4.10 per kW of billing demand

Energy charge:

Consumption (kWh) not greater than two hundred (200) hours times the billing demand:

First 700,000 kWh 6.398¢ per kWh

Over 700,000 kWh 5.386¢ per kWh

Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the billing demand:

All kWh 4.374¢ per kWh

Consumption (kWh) in excess of four hundred (400) hours and not greater than six hundred (600) hours times the billing demand:

All kWh 3.9692¢ per kWh

Consumption (kWh) in excess of six hundred (600) hours times the billing demand:

All kWh 3.7668¢ per kWh

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the consumption months of June through September, the billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable summer month (June through September); or
- (3) Sixty (60) percent of the highest actual demand occurring in any previous applicable winter month (October through May).

For the consumption months of October through May, the billing demand shall be the greater of:

- (1) Ninety-five (95) percent of the highest summer month (June through September); or
- (2) Sixty (60) percent of the highest winter month (October through May), including the current month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or

- (2) Fifty (50) percent of the contract capacity; or
- (3) Three thousand three hundred twenty-five (3,325) kW (ninety-five (95) percent of three thousand five hundred (3,500) kW).
- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-387—24-390. Reserved.

DIVISION 29. SMALL GENERAL SERVICE; TARIFF SG-3

Sec. 24-396. Generally.

- (a) *Effective date.* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to nonresidential customers where monthly energy consumption is less than three thousand (3,000) kWh's per month. A high load factor customer served under this rate schedule may petition CES to be reclassified to the small power tariff. At the sole option of CES, a demand meter will be installed and such customer reclassified.
- (d) *Type of service:* Single or three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate.*

Administrative charge \$20.50

Energy charge:

Summer—June through September billing:

All kWh 14.744¢ per kWh

Winter—October through May billing:

All kWh 12.9033¢ per kWh

- (f) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (g) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.

Secs. 24-397—24-400. Reserved

DIVISION 30. EXTRA LARGE POWER TIME OF USE; TARIFF XLP-TOU-3

Sec. 24-401. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.
- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Optional to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
 - (1) Billing demand for the current month and the preceding eleven (11) months must be greater than or equal to three thousand five hundred (3,500) kW as defined in the billing demand section of this tariff.
 - (2) The customer may switch to another appropriate tariff following twelve (12) months of service on this tariff.
 - (3) Customer must request this rate in writing.
- (d) *Type of service:* Three-phase, sixty (60) hertz, at a standard voltage.

(e) *Monthly rate:*

Administrative charge: \$405.00

Demand charge \$4.20 per kW of billing demand

Energy charge: *Summer* - April through October consumption (kWh):

Peak 1 14.3842¢ per kWh - Four-hour period from 1:00 p.m. through 5:00 p.m. for July and August only

Peak 2 5.3920¢ per kWh - Eight-hour period from 11:00 a.m. through 7:00 p.m. not including Peak 1 hours

Off-Peak 4.0745¢ per kWh - All other hours

Energy charge: *Winter* - November through March consumption (kWh):

Peak 3 5.0720¢ per kWh - Four-hour period from 6:00 a.m. through 10:00 a.m.

Off-Peak 4.3377¢ per kWh - All other hours

- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Peak rating periods:* Peak rating periods occur on weekdays only and do not apply on national holidays of the United States of America. Peak periods are stated in Eastern Standard or Daylight Times, whichever is currently in effect. There are ten (10) national

holidays of the United States of America observed by this tariff. Dates that fall on a weekend day will roll to the date observed by the State of Georgia.

New Year's Day	January 1
M. L. King Jr.'s Birthday	January 16
Washington's Birthday	February 22
Memorial Day	May, last Monday
Independence Day	July 4
Labor Day	September, first Monday
Columbus Day	October 8
Veterans Day	November 11
Thanksgiving Day	November, fourth Thursday
Christmas Day	December 25

- (j) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

The billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
- (2) Fifty (50) percent of the contract capacity; or
- (3) Three thousand three hundred twenty-five (3,325) kW (ninety-five (95) percent of three thousand five hundred (3,500) kW).

- (k) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Secs. 24-402—24-405. Reserved.

DIVISION 35. EXTRA EXTRA LARGE POWER SERVICE; TARIFF XXLP-1

Sec. 24-418. Generally.

- (a) *Effective date:* Bills rendered on or after July 1, 2022.

- (b) *Availability:* Available in all areas served by the City of Cartersville Electric System (CES) and subject to CES's service rules and regulations.
- (c) *Applicability:* Applicable to all commercial or industrial electric service which is delivered or compensated to one (1) standard voltage and where the following criteria are met:
- (1) Billing demand for the current month and the preceding eleven (11) months must be greater than or equal to fifteen thousand (15,000) kW as defined in the billing demand section of this tariff.
 - (2) In the event that billing demand becomes permanently less than fifteen thousand (15,000) kW, the customer may switch to the appropriate tariff following twelve (12) months of service on this tariff.
- (d) *Type of service:* Three-phase, sixty (60) hertz, at a standard voltage.
- (e) *Monthly rate:*
- Administrative charge \$310.00
- Demand charge \$10.25 per kW of billing demand
- Energy charge:
- Consumption (kWh) not greater than two hundred (200) hours times the billing demand:
- First 700,000 kWh 5.5224¢ per kWh
- Over 700,000 kWh 4.5014¢ per kWh
- Consumption (kWh) in excess of two hundred (200) hours and not greater than four hundred (400) hours times the billing demand:
- All kWh 3.4804¢ per kWh
- Consumption (kWh) in excess of four hundred (400) hours and not greater than six hundred (600) hours times the billing demand:
- All kWh 3.0720¢ per kWh
- Consumption (kWh) in excess of six hundred (600) hours times the billing demand:
- All kWh 2.8678¢ per kWh
- (f) *Minimum monthly bill:* Administrative charge, plus seven dollars (\$7.00) per kW of billing demand, plus reactive demand charges, plus charges in any applicable rider.
- (g) *Mandatory riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of the effective future construction charge rider, environmental compliance charge rider, and power cost adjustment rider.
- (h) *Optional riders:* The amount calculated in this tariff is subject to increase or decrease under the provisions of any applicable rider that may be approved by the City Council of the City of Cartersville.
- (i) *Billing demand:* The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the consumption months of June through September, the billing demand shall be the greater of:

- (1) The current actual demand; or
- (2) Ninety-five (95) percent of the highest actual demand occurring in any previous applicable summer month (June through September); or
- (3) Sixty (60) percent of the highest actual demand occurring in any previous applicable winter month (October through May).

For the consumption months of October through May, the billing demand shall be the greater of:

- (1) Ninety-five (95) percent of the highest summer month (June through September); or
- (2) Sixty (60) percent of the highest winter month (October through May), including the current month.

However, in no case shall the billing demand be less than the greater of:

- (1) The contract minimum demand; or
- (2) Fifty (50) percent of the contract capacity; or
- (3) fourteen thousand two hundred fifty (14,250) kW (ninety-five (95) percent of fifteen thousand (15,000) kW).

- (j) *Reactive demand:* Where there is an indication of a power factor of less than ninety-five (95) percent lagging, CES may at its' option install metering equipment to measure reactive demand. The reactive demand is the highest thirty-minute kVAR measured during the month. The excess reactive demand is the kVAR which is in excess of one-third of the measured actual kW in the current month. CES will bill excess reactive demand at the rate of thirty-three cents (\$0.33) per excess kVAR.

Sec. 24-419—24-420. Reserved.

It is the intention of the city council and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Cartersville, Georgia, and the sections of this ordinance may be alphabetized accordingly and renumbered to accomplish such intention.

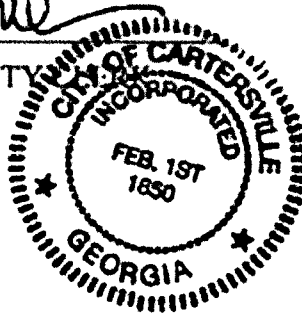
BE IT AND IT IS HEREBY ORDAINED

FIRST READING: June 2, 2022

SECOND READING: June 16, 2022


MATTHEW J. SANTINI, MAYOR

ATTEST: 
JULIA DRAKE, CITY CLERK



FIRST READING OF ORDINANCES

7. Model Home Permit Ordinance Amendment

Randy Mannino, Planning and Development Director, stated this ordinance is needed to eliminate the final sentence that required final plat approval before utilities could be hooked up.

This was a first reading and will be voted on at the July 7, 2022 meeting.

8. Out of Date Ordinances

Mr. Porta stated this item would be removed from the agenda.

RESOLUTIONS

9. Renewal of Business Improvement District

Keith Lovell, Assistant City Attorney, stated the necessary 51% of signatures have been obtained from property owners and the DDA is seeking approval from Council to renew the Downtown Business Improvement District. This is a resolution to accept the petition.

Council Member Fox made a motion to approve the acceptance of the petition. Council Member Hodge seconded the motion. Motion carried unanimously. Vote: 4-0

RESOLUTION 10-22

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE APPROVING AND AUTHORIZING THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT FOR TAX YEAR 2022

WHEREAS, the Downtown Development Authority of Cartersville has presented a petition pursuant to O.C.G.A. § 36-43-1, *et. seq.*, to the impacted individuals relating to the adoption of a Business Improvement District to commence and enter for tax year 2022; and

WHEREAS, pursuant to O.C.G.A. § 36-43-1, *et. seq.*, the Downtown Development Authority of Cartersville has provided said petition and related documents to the Mayor and City Council of the City of Cartersville; and

WHEREAS, pursuant to O.C.G.A. § 36-43-1, *et. seq.*, the Mayor and City Council shall refer the attached petition and related documents to each City Department for their submission of a report to the Mayor and City Council by July 1, 2022, in which they shall provide their recommendation to approve of, disapprove of, or give qualified approval with the modifications to the district plan, with reasons therefore; and

WHEREAS, the Mayor and City Council shall publish and hold a public hearing at its regularly scheduled City Council Meeting regarding said plan on July 7, 2022, and shall consider the adoption or denial of said request at its regularly scheduled City Council Meeting on July 21, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, IN THE STATE OF GEORGIA, AS FOLLOWS:

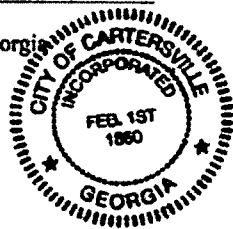
That said petition and related documents be forwarded to the City Departments as required, that reports be submitted, a notice be published, a public hearing be conducted, and a meeting for approval or denial to be held as indicated above.

BE IT AND IT IS HEREBY RESOLVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, this 16th day of June, 2022.

ATTEST:

/s/ Julia Drake
Julia Drake, City Clerk
City of Cartersville, Georgia

/s/ Matthew J. Santini
Matthew J. Santini, Mayor
City of Cartersville, Georgia



Council Member Hodge made a motion to add four (4) items to the agenda. These items include the following: Emergency Equipment Replacement, Water Meters for Stock, Travelers

and Liberty Mutual Coverage, and Ante Litem Notice. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

BID AWARD/PURCHASES

10. Pipe Purchase, Great Valley Commerce Center

Michael Dickson, Gas Department Director, stated the Gas System is requesting the purchase of 3,500 feet of 4-inch steel pipe for the Great Valley Commerce Center Development on Logistics Parkway in Highland 75. This is part of an extension agreement associated with this project that was previously approved by Council. Three bids were requested, but only one was submitted. Consolidated Pipe and Supply of Lawrenceville, GA submitted the low bid of \$58,800. This is not a budgeted item, but is fully reimbursable and Council's approval to accept the bid was recommended.

Council Member Hodge made a motion to approve the Pipe Purchase, Great Valley Commerce Center. Council Member Cooley seconded the motion. Motion carried unanimously. Vote: 4-0

11. Sensus Size 880 Gas Meters

Mr. Dickson stated The Gas System is requesting the purchase of forty (40) Sensus size 880 gas meters to replenish our current stock. Equipment Controls Company of Norcross, GA is the sole source provider of this equipment and they provided a quote of \$41,525.20. These meters are fully compatible with our new AMI System and can be delivered immediately. This is a budgeted purchase and Council's approval was recommended.

Council Member Roth made a motion to approve the Sensus Size 880 Gas Meters. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

12. Vector Solutions Renewal

Scott Carter, Fire Chief, stated Fire respectfully request approval of a budgeted item for training. These are the annual fees for Vector Solutions, originally known as Target Solutions, which is a software and records management system that maintains all of the training records for Cartersville Fire Department, reports for ISO and Georgia Fire Standards Training Council. In addition to record retention, it provides digital training opportunities as part of a blended classroom and virtual training program for Fire, Haz Mat, Drivers Training and EMT. The cost of this program is \$7,591.50 and it is a budgeted item. We appreciate your positive consideration for this item.

Council Member Roth made a motion to approve the Vector Solutions Renewal. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

13. Emergency Equipment Replacement

Chief Carter stated the Fire Department was respectful requesting permission to replace the damaged equipment from the fire at Innovative Chemical on Riverside. Four (4) hazardous materials encapsulated flash suits and four (4) sets of boots that were damaged in that fire. The

suits are \$2,500.00 each and the booths are \$172.66 each. This is a total of \$10,690.64 plus shipping and handling.

The request is for an amount not to exceed \$12,000 to cover this purchase. This is not a budgeted item, however, it will be reimbursed by ICT under City of Cartersville Ordinance Chapter 9-19 and Code of Federal Regulations CFR 40 and 49.

Council Member Fox made a motion to approve the Emergency Equipment Replacement. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

14. Main Street Pump Station Bid Award

Sidney Forsyth, Water Department Director, stated the Water Department opened the rebuild/rehab project bids for the Main Street water booster pump station. Because of the specialized nature of the project, contractors were pre-qualified to ensure their ability to complete the project as designed. Four (4) contractors were pre-qualified, but only two (2) submitted bids, as follows:

Heavy Constructors	\$2,772,129.00
Sol Construction	\$3,153,600.00
Willow Construction	No Bid
Haren Construction	No Bid

It was recommended to award this vital infrastructure improvement contract to the low bidder, Heavy Constructors, Inc. of Marietta GA. This is a budgeted project to be paid by Water Capacity Fees out of account # 505.3320.54.3408.

Council Member Hodge made a motion to approve the Main Street Pump Station Bid Award. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

15. Field Loader Replacement

Mr. Forsyth stated The Water Department currently uses a 1994 Caterpillar 924F loader with over 6,300 hours to move and load bio-solids as they are land applied. This machine is vital to maintaining our land application permit and program. The loader has, over the last year, needed more frequent and costly repairs to remain in operation and is in immediate need of substantial repairs or replacement.

Bids were solicited and opened for a replacement loader. Three bids meeting specifications were received, with the best bid being from Flint Equipment for \$193,327.00. This loader is in stock and has a 10-day delivery time, versus an estimated 20 and 26 weeks from the other bidders.

It was recommended to purchase the machine from the vendor with the best bid, Flint Equipment for \$193,327.00, due to delivery time and interchangeable implements with the current plant loader. This is a budgeted expense to be paid from account #505.3330.54.2100.

Council Member Roth made a motion to approve the Field Loader Replacement. Council Member Hodge seconded the motion. Motion carried unanimously. Vote: 4-0

16. Water Meters for Stock

Mr. Forsyth stated the Water Department typically places smaller meter stock orders on a monthly basis. This month, the Water Department was informed that ¾” domestic meters are between 4-6 months estimated delivery time for both the new Sensus AMI supplier and Delta Municipal, out non-AMI meter supplier.

The quote received was for one pallet of ¾” Sensus iPerl meters from Kendall Supply for \$23,961.60. These are the same meters being installed in the AMI project and are in stock, to be delivered this week.

This is a budgeted item to be paid from account #505.3320.54.2325.

Council Member Fox made a motion to approve the Water Meters for Stock. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

17. GPC Make Ready for Emerson Fiber Build

Steven Grier, FiberCom Director, stated this item is for the make ready work required by Georgia Power to engineer and permit our fiber attachments to GPC-owned poles between Monroe Crossing and the Emerson Police Department/City Hall. This item is budgeted in the FY2022-2023 upcoming budget, but the quote is only valid until June 22nd and will be paid for in the current budget, which has funds available.

Council Member Fox made a motion to approve the purchase of GPC Make Ready for Emerson Fiber Build. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

18. FiberCom Office Furniture

Mr. Grier stated this item is for the purchase of new office furniture for the new FiberCom office on South Tennessee Street. The total price is \$25,590.95 from Office Furniture Expo. This is not a budgeted item, but the funds are available, and approval was recommended.

Council Member Cooley made a motion to approve the FiberCom Office Furniture. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

19. Garage Cooling Fans

Freddy Morgan, Assistant City Manager, stated cooling fans are needed for the Garage building in order to maintain air circulation and a healthy temperature for our employees while working on City vehicles. The proposal is for two (2) new HVLS 10’ ceiling fans, two (2) new HVLS 6’ portable fans as well as installation. The total project cost including equipment and labor is \$35,231.25 and is recommended for your approval. This is a budgeted purchase and will be paid out of the current budget.

Council Member Cooley made a motion to approve the Garage Cooling Fans. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

20. Library HVAC

Mr. Porta stated the HVAC unit for the library classroom area needs to be replaced. We requested quotes and received four (4) bids for the 2.5-ton replacement unit:

Mike Jones HVAC	\$9,132.00
Pendley HVAC	\$9,768.59
Weaver HVAC	\$10,135.00
Meadows HVAC	\$14,493.00

We are requesting approval for 50% of the lowest bid (\$9,132.00). With Council approval, the City will agree to provide 50% contingent upon the library receiving the other 50% from a Major Repair & Renovation grant. This is not a budgeted purchase, but will be paid from the FY2022-23 budget.

Council Member Hodge made a motion to approve the Library HVAC. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

21. First Quarter 2022 Motorola Radio Invoice

Mr. Porta stated Bartow County has submitted the first quarter 2022 invoice for the Motorola radio system that is used by our Police, Fire, FiberCom, Gas, Electric, Public Works and Recreation Departments. This is a budgeted item and I recommend approval to pay this invoice in the amount of \$38, 259.81.

Council Member Cooley made a motion to approve the First Quarter 2022 Motorola Radio Invoice. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

22. Travelers/Liberty Mutual

Mr. Porta reviewed the premiums for the Travelers Liberty Mutual Coverage and recommended approval.

Council Member Fox made a motion to approve the Travelers/Liberty Mutual Summary. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0.

23. M & R Services Meter Testing Invoice

Derek Hampton, Electric Department Director, stated The Electric Department utilizes a 3rd party vendor to test a sample group of our meters and the related appurtenances annually. This is a step to ensure accuracy of billing practices and proactively identify any field errors.

The Electric Department is requesting that council authorize the payment of the invoice from M&R Systems for \$7,616.00. This is a budgeted annual expense.

Council Member Hodge made a motion to approve the M & R Services Meter Testing Invoice. Council Member Cooley seconded the motion. Motion carried unanimously. Vote: 4-0

24. 150 kVA, 3-Phase Transformer Purchase

Mr. Hampton stated The Electric Department is requesting authorization to purchase a 150kVA pad-mounted transformer. We used our last equivalent transformer and need a replacement for our stock. We obtained (4) quotes, and are requesting to purchase the unit from Solomon Transformer. As you probably noticed, this is not the cheapest of the four quotes – however we consider this the best bid due to it being a company that we’ve had positive dealings in the past and the delivery time of 8-9 weeks (40-42) weeks for the lower two bids). Being that we currently do not have a spare unit in stock, the delivery time is worth the upcharge.

Approval was recommended to purchase the 150kVA transformer from Solomon Transformer for \$18,603.00. This is a budgeted expense.

Council Member Roth made a motion to approve the 150 kVA, 3-Phase Transformer Purchase. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

CONTRACTS/AGREEMENTS

25. 77 Quail Run - Distributed Generation Agreement

Mr. Hampton stated the property owner at 77 Quail Run would like to interconnect an eligible distributed generation system that would operate in parallel to the City’s electric system to offset part or all of their electricity requirement. The Electric Department recommends Council approve and sign the interconnection agreement.

Council Member Fox made a motion to approve the Distributed Generation Agreement at 77 Quail Run. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

26. Renewal Program Provider Contracts

Erik Pabst, Parks and Recreation Assistant Director, stated this item includes the Renewal Contracts for Program Providers relating to current programs they are offering through the Parks and Recreation Department. Listed below are the Providers with their Program offerings:

Cartersville Little League – Youth Baseball
Southern Soccer Academy – Youth Soccer and Camps
Top Shelf Concessions – Concessions Provider
Wire2Wire – Running Clubs and Camps
Legion Lacrosse – Youth Lacrosse and Camps

These existing Program Providers will continue to give the City 20-25% of their gross revenue, including all of the non-resident fees.

Top Shelf Concessions will give the City 15% of their gross monthly revenue.

Council Member Fox made a motion to approve the Renewal Program Provider Contracts. Council Member Roth seconded the motion. Motion carried unanimously. Vote: 4-0

27. Contracts for Performing Services

Mr. Rhinehart stated this item includes the Contracts for Performing Services for those agencies that are awarded funds each year as part of the annual budget. The agencies and amounts for this year are:

- Cartersville-Bartow Library/ \$469,500
- Cultural Arts Alliance/ \$41,000
- Juvenile Court/ \$15,000
- Bartow Health Access/ \$2,000
- Good Neighbor Homeless Shelter/ \$2,000
- Eddie Lee Wilkins Youth Association/ \$18,000
- Bartow-Cartersville Joint Development Authority/ \$200,000
- Downtown Development Authority/ \$220,000

All of these contracts are budgeted in FY2023.

Council Member Roth made a motion to approve the Contracts for Performing Services. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0

MONTHLY FINANCIAL REPORT

28. April 2022 Financial Report

Mr. Rhinehart reviewed the April 2022 Financial Report comparing the numbers to April 2021.

OTHER

29. Ante Litem Notice

Mr. Lovell stated his office had received an Ante Litem notice from John Foy and Associates regarding Janell Hackett's alleged claims against the City relating to an incident which occurred on or about February 11, 2022.

Furthermore, Mr. Lovell suggested to deny the Ante Litem notice.

Council Member Roth made a motion to deny the Ante Litem Notice. Council Member Fox seconded the motion. Motion carried unanimously. Vote: 4-0


RESOLUTION NO. 11-22


RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF CARTERSVILLE, GEORGIA

WHEREAS, on or about June 3, 2022, the City of Cartersville received an Ante Litem Notice dated May 19, 2022, from John Foy & Associates, concerning Jenell Hackett's alleged claims against the City relating to an incident which occurred on or about February 11, 2022.

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Mayor and City Council that the City of Cartersville denies the Ante Litem Notice claim submitted as referenced above, based on the information currently available to it, and directs the City Attorney's Office to inform John Foy & Associates of said denial.

BE IT AND IT IS HEREBY RESOLVED this 16th day of June, 2022.

/s/ 
Matthew J. Santini, Mayor
City of Cartersville, Georgia

ATTEST:
/s/ 
Julia Drake, City Clerk
City of Cartersville, Georgia



FINAL COMMENTS

Mayor Santini stated that Father's Day was approaching and wanted to wish all the fathers out there a Happy Father's Day.

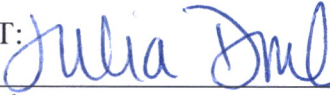
Council Member Roth stated the 4th of July Parade would be sponsored by the Rotary Club of Etowah and start at Tabernacle Baptist Church. Following the parade, around 3:00pm, there would be vendors, food, and fireworks at dark at Dellinger Park and invited everyone to join in the festivities.

ADJOURNMENT

With no other business to discuss, Council Member Fox made a motion to adjourn.

Meeting Adjourned at 7:43 P.M.

/s/ 
Matthew J. Santini
Mayor

ATTEST:
/s/ 
Julia Drake
City Clerk

