

**CITY OF CLEVELAND**  
**CALLED CITY COUNCIL MEETING**  
**AUGUST 17, 2020**  
**MINUTES**

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**CALLED COUNCIL MEETING**

The Called Council Meeting of the Mayor and Council of the City of Cleveland was called to order by Mayor Josh Turner at 6:30 p.m.

**COUNCIL MEMBERS PRESENT:** Nan Bowen, Rebecca Yardley, Kevin Stanley, and Bradley Greene.

**APPROVAL OF AGENDA**

On motion by Rebecca Yardley, seconded by Nan Bowen, in favor – Kevin Stanley and Bradley Greene, and carried unanimously, the Mayor and Council approved the agenda for the Called Council Meeting of August 17, 2020.

**TOM O'BRYANT – CITY ADMINISTRATOR**

**RESOLUTION 2020-23 CARES ACT**

Tom O'Bryant, City Administrator, discussed the CARES funding available to the city. The decision to accept the funding was postponed from the August 10, 2020 so that staff and the council could gather additional information.

Mr. O'Bryant participated in a conference call with the Governor's Office of Planning and Budget (OPB), Georgia Municipal Association (GMA), and the Georgia Department of Community of Affairs (DCA) to discuss the merits of accepting the funding. DCA is tasked with working with all governments to accept the funding in accordance with the guidelines.

The CARES funding will pay for equipment, technology, etc. that is deemed to be COVID-19 related. The funding also will pay for public safety payroll and benefits, less administration positions. The CARES Act includes a presumption that all public safety duties are COVID-19 related and can be reimbursed. The CARES funding will provide enough funding for two months of public safety payroll and benefits. Mr. O'Bryant explained the importance of this funding being received as a revenue in the city's general fund and will reduce the city's liability of using the fund reserve to balance revenues to expenditures. Mr. O'Bryant informed there may be two more rounds of funding. All associated agencies are working out the details and have not issued guidance on the next round of funding.

Bradley Greene asked Mr. O'Bryant to confirm the funding would go into the city's general fund and Mr. O'Bryant answered yes, as a revenue.

Kevin Stanley reiterated Mr. O'Bryant's earlier statement that the funds received would be deposited into the city's general fund and would reduce the city's use of the fund reserve to balance the budget.

Bradley Greene informed he contacted Senator Kelly Loeffler and she confirmed the funding could be used to offset payroll expenses related to public safety due to the presumption of all public safety duties are COVID-19 related.

**TOM O'BRYANT – CITY ADMINISTRATOR**  
**RESOLUTION 2020-23 CARES ACT - continued**

Kevin Stanley stated this acceptance of funding is not for equipment but to offset payroll expenses. Mayor Turner asked for confirmation that the funding will not be used for the supplies and equipment that has been purchased for the pandemic. Mr. O'Bryant answered the funding will be used for public safety payroll, that the city has spent through the months of March and April. This funding will reduce the fund reserve used to balance the budget.

On motion by Nan Bowen, seconded by Rebecca Yardley, in favor – Kevin Stanley and Bradley Greene, and carried unanimously, the Mayor and City Council voted to approve Resolution 2020-23 CARES ACT with the condition the funding will be used to offset the city's liability of using fund reserves to balance the budget and the funding will be considered a reimbursement of payroll and benefits for public safety employees, less administration.

In addition to the resolution, the CARES ACT agreement requires city officials to certify the following:

- a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions (related to said Grant agreement) by any federal department or agency;
- b) Have not within a three-year period preceding this application (said Grant Agreement) been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- c) Are not presently indicted for or otherwise criminally charged by a government entity (federal, state, or local) with commission of any offenses enumerated in the immediately preceding provision;
- d) Have not within a three-year period preceding this application (said Grant Agreement) had one or more public transaction(s) (federal, state, or local) terminated for cause or default; and
- e) Is not listed in the federal government's terrorism watch list as described in federal Exec. Order 13224, 3 C.F.R. Section 2001 Comp. p. 49077.

Grant Keene, City Attorney, prepared a certification document of the above statements for the Mayor and City Council to approve and sign. This certification is kept in-house and will be documentation for auditing purposes. The Mayor and Council sign the certification as the governing authority and also individually.

On motion by Rebecca Yardley, seconded by Bradley Greene, in favor – Nan Bowen and Kevin Stanley, and carried unanimously, the Mayor and City Council approved and signed, as a governing authority and individually, the certification of the statements listed above.



**TOM O'BRYANT – CITY ADMINISTRATOR – continued**

**ADDENDUM TO GMRC – WATER/SEWER INFRASTRUCTURE MAPPING SERVICES**

The city has an agreement with Georgia Mountain Regional Commission (GMRC) to map the city's water and sewer infrastructure. Due to the pandemic, GMRC has not been able to complete the project and is requesting an extension through June 30, 2021. GMRC submitted an addendum to the existing agreement.

On motion by Bradley Greene, seconded by Rebecca Yardley, in favor – Nan Bowen and Kevin Stanley, and carried unanimously, the Mayor and City Council voted to approve the addendum to the Georgia Mountain Regional Commission to extend the project until June 30, 2021.

**NEW BUSINESS**

1. Public Comments – Chief Foster was asked how school traffic was going. School went back in session Friday, August 14, 2020.

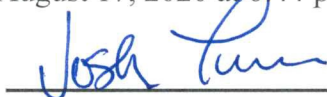
Chief Foster stated it has been a “bear” and it is taking six officers to direct traffic at the schools within the city limits. Rebecca Yardley asked if he had any suggestions and Chief Foster answered it would help if parents would let their children ride the bus. Chief Foster added the traffic situation will work itself out in a couple of weeks.

Bradley Greene informed a school bus driver came by his business to thank the city, on behalf of all the drivers, for the road improvements on Kenimer and Old Blairsville Road.

Mayor Turner asked Chief Foster to begin keeping track of all hours spent directing traffic at the school.

**ADJOURNMENT**

On motion by Rebecca Yardley, seconded by Bradley Greene, in favor – Nan Bowen and Kevin Stanley, and carried unanimously, the Mayor and City Council adjourned the Called City Council Meeting of August 17, 2020 at 6:44 p.m.



Josh Turner,

Mayor



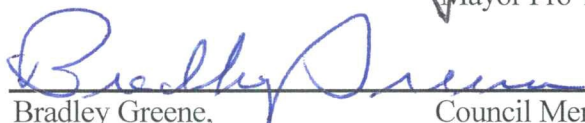
Kevin Stanley,

Council Member  
Ward 3  
Mayor Pro Tem



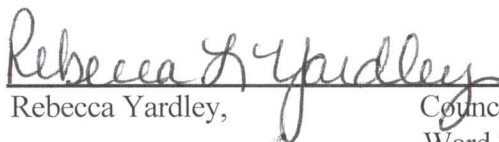
Nan Bowen,

Council Member  
Ward 1



Bradley Greene,

Council Member  
Ward 4



Rebecca Yardley,

Council Member  
Ward 2

Attest:



Connie Tracas,

City Clerk

