

SEPTEMBER 24, 1984 - 7:30 P.M. REGULAR CITY COUNCIL MEETING WITH
MAYOR BURDETTE, MAYOR PRO-TEM LEWIS, ALD.
KING, ALD. BENNETT AND ALD. MEADOWS IN ATTEND-
ANCE.

1. Mayor Burdette called the meeting to order and gave the invocation.
2. Minutes of the September 10, 1984 regular city council meeting were read and approved.
3. Mayor's Comments:
 - (a) Mayor Burdette reminded the Council of the GMA Pre-Legislative Conference in Atlanta on September 27 and 28.
 - (b) He also reminded the Council of the Public Hearing on the zoning change request of Mary Will Stephens on Lot # 1, Devonwood for October 8, 1984.
 - (c) Mayor Burdette announced the dates of the Mayor's motorcade to Milledgeville and North West Regional as sponsored by GMA for December 12th and 13th, 1984. He asked the Council to promote the project at every opportunity. He stated the gifts sent could be the only Christmas gifts received by many patients. Gifts can be any item useful to men, women and children in the hospital and can be delivered to City Hall up through December 10, 1984.
 - (d) Mayor Burdette stated at the last meeting he had asked the Council to consider calling for a referendum regarding vetoing the sale of alcoholic beverages in the city. He stated he had also asked the City Attorney to give him an opinion on the situation as well. He said based on the opinion, the City Council could not call for a referendum without a petition of 35% of the registered voters of the city of Calhoun in regards to the sale of liquor. The City Council has the right to authorize or deny the sale of beer and some wines without a referendum, but based on the City Attorney's recommendation the legal cost would be astronomical to deny beer and wine sales in the city since store owners have so much equity in their businesses. He said based on the findings there would be no need to call on the Council, but that the situation did not alter his desire to have no beer, wine or liquor sales in the city.
4. Aldermen's Comments:
 - (a) Mayor Pro-Tem Lewis stated the street department had constructed handicap ramps for the Library; will be paving a section of Curtis Parkway on Tuesday; has been getting South Industrial Boulevard ready for base, and had been doing a lot of grubbing and stump removal at the new landfill site.
 - (b) Ald. King stated he would have a detailed police and fire report at the end of the month.
 - (c) Ald. Bennett stated he would give a report for the full month of September on October 8, 1984.
 - (d) Ald. Meadows stated Clifford Free was accepting applications for Civil Defense and the Recreation grant offer should arrive at any time.
5. Public Hearings and Comments:
 - (a) A Public Hearing was opened on the request of Joseph A. Bishop for a variance of the 50 ft. buffer for the two lots zoned R-2 on Springdale Drive and Red Bud Road. Dr. Bishop stated the request was being made because the property was purchased at the first of the year for construction of apartments prior to the adoption of the buffer zone in March. He stated he had purchased a building permit filing his intention of building apartments at the time of the adoption. The adjoining property owners, Dwight Wilson and Jim Burke expressed their desire to maintain their property values as did property owners across the street, and down Pisgah Way. The discussion included questions of uses of buffer areas and the uses of set back footage. After a lengthy discussion of the request by the property owner, adjoining property owners and the Council, Ald. King made a

motion to reduce the buffer area on the west side to 20 ft., providing an undisturbed natural barrier, 2nd by Mayor Pro-Tem Lewis with Ald. Bennett voting affirmatively, and Ald. Meadows voting negatively. Ald. Meadows stated he felt all the property owners should be allowed to reach a compromise on the extent of the buffer. Motion carried.

- (b) East Gate Baptist Church filed a request to waive the building permit fee for construction of additional Sunday School rooms. Ald. Bennett made a motion to waive the fee as other building fees for churches had been waived in the past, 2nd by Ald. Meadows with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion carried.

6. Old Business:

- (a) A 2nd reading was given to the Loy R. Knight annexation ordinance request for approximately 2 acres off Barrett Road, North of the Beatrice Knight property, for R-1 zoning. Mayor Pro-Tem Lewis made a motion to waive the 3rd and 4th readings and approve at R-1 zoning, 2nd by Ald. King with Ald. Meadows and Ald. Bennett voting affirmatively, motion carried. (Ordinance No. 145)
- (b) A 2nd reading was given to the Bert Watts annexation ordinance request for a 78' x 103' lot off Barrett Road, north of the Kelly Cornwell property for R-2 zoning. Ald. Bennett made a motion to waive the 3rd and 4th readings and approve at R-2 zoning. Ald. Bennett then made a motion to amend the original motion annexing the property contingent upon the erection of a fence on the joint property line of Kelly Cornwell. Ald. Meadows made a motion to 2nd the amendment, with Ald. King and Mayor Pro-Tem Lewis voting affirmatively. Ald. King, Mayor Pro-Tem Lewis, Ald. Meadows and Ald. Bennett voted affirmatively on the amended motion, motion carried. (Ordinance No. 146)
- (c) In reference to the video sales and rentals to minors, City Attorney Campbell stated he had spoken with the Alpharetta City Attorney about their ordinance which primarily addresses adult book stores. He stated he wished to investigate the movie rating systems and the enforcement of the rating systems. The Council asked Attorney Campbell to follow up and make recommendations for an ordinance suitable to the city of Calhoun.
- (d) A 3rd reading was given to the speed limit ordinance amendment for several city and state routes in the city as was recommended by the Dept. of Transportation. A lengthy discussion followed on the proposed amendment with Ald. King making a motion to waive the 4th reading and adopt, with the speeds to be effective January 1, 1985, 2nd by Ald. Bennett with Ald. Meadows and Mayor Pro-Tem Lewis voting affirmatively, motion carried. (Ordinance No. 147)

7. New Business:

- (a) Phil Overton, Executive Director of the Chamber of Commerce, presented a recommendation from the Industrial Development Authority Attorney and Bond Attorneys regarding the January, 1984 city and county Industrial Development agreement. The request being to change the word designate to recommend throughout the agreement. Mr. Overton stated the change would allow the present conditions of the agreement to remain intact until the end of the year, at which time the legislature would be requested to change the authority to a joint city and county authority. This would allow both governments to approve proposed directors, but would eliminate any elected officials of either government to serve as directors. Mayor Pro-Tem Lewis made a motion to approve the recommendation to amend the agreement wording from designate to

recommend, 2nd by Ald. Bennett. During discussion, Attorney Campbell advised Ald. King to abstain since he is a current director of the authority. Ald. Meadows changed a negative vote to an affirmative vote. Ald. King stated he was in favor of the action and he would like to change his abstention to an affirmative vote to made it unanimous. The motion was approved unanimously. An inducement was presented by Phil Overton from Bill Hancock for a Downtown Development project on King Street north of the Carol and Bob Nance property, at a requested cost of \$50,000.00. The project would be to build a wholesale carpet outlet of 3300 sq. ft. The Council set the public hearing for October 8, 1984, at 7:30 P.M. Phil Overton, presented a request to assist Needlecraft, Sunset Designs, with the diverting of public waters from private industrial property in order for the company to double the size of their building and increase their work force by approximately 200 people. The cost of pipe would be approximately \$26,000.00 and labor of approximately \$15,000.00. Ald. Meadows made a motion to share the cost of the materials and labor. 2nd by Ald. King. During discussion, Mayor Burdette stated he felt the city should not become involved in developing private property except for extension of utilities on a share cost basis. Ald. Bennett and Mayor Pro-Tem Lewis voted affirmatively, motion carried.

- (b) A 1st reading was given to the annexation ordinance request of Julian D. Fuller for 7 acres, more or less, off West Belmont Drive east of South Industrial Blv. for R-2 zoning.
- (c) A 1st reading was given to the annexation ordinance request of Larry Kirby for 3.11 acres off Highway 41, South (Calhoun Farm Store) for C-2 zoning.
- (d) A 1st reading was given to the annexation ordinance request of Albert H. Hart, Jr. for Lots 1, 2, 3, 4, 5, 6 of the former Juanity Hunt property on Hunts Drive for R-2 zoning.

- 8. City Superintendent Hobgood reported the raw water pump situation had not been resolved, hoped to have an answer by the next Council meeting. Mr. Hobgood stated James Fox had been visiting other plant sites, Macon and Atlanta, regarding the belt press process, and reviewing maintenance and upkeep. Supt. Hobgood stated the easement with Ronnie Talley had been completed. A plat and topo had been done and forwarded to the airport engineer. This should result in a lower of cost by Northwest Georgia paving on the airport contract since the entrance to the site would be much shorter.
- 9. Mayor Pro-Tem Lewis made a motion to allow the 1st Methodist Church to close the street west of the church on October 27, 1984 from 8:00 A.M. until 3:00 P.M., 2nd by Ald. King with Ald. Meadows and Ald. Bennett voting affirmatively, motion carried.
- 10. Ald. King made a motion to adjourn, 2nd by Ald. Bennett, with Ald. Meadows and Mayor Pro-Tem Lewis voting affirmatively, motion carried.

Approved:



W.C. Burdette,
Mayor

Respectfully submitted:



(Mrs.) Cathy Harrison,
City Clerk - Treasurer

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