

FEBRUARY 13, 1989 - 7:30 P.M. REGULAR CITY COUNCIL MEETING, CITY COURTROOM
PIEDMONT STREET

Present: Mayor John D. Meadows, III
Mayor Pro-Tem Herbert King
Councilman Tom Bond
Councilman H.A. Oldfield, Jr.
Councilman John D. Shelton

Also Present: T. Joseph Campbell, City Attorney
Jim Hobgood, City Superintendent
Cathy Harrison, City Clerk - Treasurer

1. Mayor Meadows called the meeting to order and gave the invocation.
2. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
3. Minutes of the January 23, 1989 regular City Council meeting were approved.
4. Mayor's Comments:
 - (a) Mayor Meadows informed the Council the 1989 City-County CDBG Fox Subdivision, Phase III Grant was filed on January 31, 1989.
 - (b) Following discussion, the Council expressed interest in meeting with the County to discuss EMA (Civil Defense).
 - (c) Mayor Meadows notified the Council of a ground breaking at Horizon on February 15, 1989 at 1:30 P.M. on Union Grove Road.
 - (d) Mayor Meadows informed the Council that Attorney Campbell served as recorder of the court on January 30, 1989 since he was attending the Mayor's Day meeting.
5. Council's Comments:
 - (a) Mayor Pro-Tem King stated the street department is continuing to remove the Crown Craft building; hauling chert for a drive at the landfill; work on erosion control at the landfill; replaced street signs; bumpers and signs have been installed at Trammell Street before curve, both directions.
 - (b) Councilman Bond stated the building inspection department issued 1 permit for residential construction totaling \$120,000.00 and 5 permits for commercial and other construction totaling \$1,274,738.00 in January, 1989.
 - (c) Councilman Oldfield stated the police made 169 cases in January, 1989, 23 being DUI, with \$12,873.00 collected as fines and 19 prisoners serving 36 days in jail. They worked 121 incidents, 80 accidents, answered 55 burglar alarms and provided 92 escorts. The fire department answered 17 calls for a loss of \$27,000.00 and did 10 building inspections. Fire Station # 2 is now open and in service.
 - (d) Councilman Shelton stated the water/sewer construction departments made 68 water taps, 3 sewer taps in January, 1989, installed 3,000 ft. of 6 inch water line, 1800 ft. of 4 inch water line and 1500 ft. of 2 inch water line. They continue to work on the transfer pump, and the sewer lines off Curtis Parkway. The waste treatment plant had an average flow of 8.5 million in January, 1989 with suspended solids at 40; the water plant pumped an average of 11,161,000 gallons of raw water in January, 1989.
6. Public Hearings:
 - (a) A public hearing was opened on the Jack and Elva Crump zoning change request for approximately 3 acres off Marine Drive and Flowers Road. The request being to change from R-1 to R-3 for a trailer park. The Zoning Advisory Board recommended the request be denied as it did not conform to long range plans for the area and since a similar request near the north industrial area had also been denied. Hugh Amos, an adjoining property referred to a letter from his attorney on the matter. There were no other comments, and the hearing was closed. Mayor Pro-Tem King made a motion to deny, 2nd by Councilman Bond with Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.

- (b) A public hearing was opened on the Sandra Doyle zoning variance request for an off premise sign on the Glenn Carden property on Highway 53 East, west of Golden Circle. The Zoning Advisory Board stated they had no recommendation since a moratorium is currently in effect. Sandra Doyle asked the Council to consider the variance request since it was in an area which had several off premise signs. Councilman Bond stated Mrs. Doyle had been most helpful in supplying information from other communities regarding amending the sign ordinance. The hearing was closed. Mayor Pro-Tem King made a motion to deny due to the moratorium, 2nd by Councilman Oldfield with Councilman Shelton voting affirmatively, Councilman Bond voted to allow the variance, the motion carried to deny.
- (c) A public hearing was opened on the John Ledford owner, Shirley Dutton, manager of the beer/wine package license request for the former RSJ Enterprise, Inc. store, at Handy Go Mart. The police report on Ms. Dutton was clear. There were no comments and the hearing was closed. Councilman Oldfield made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman Shelton voting affirmatively, motion carried.
- (d) A public hearing was opened on the Richard Dixon beer package license request for a lot at the intersection of U.S. 41, North and the Old Dixie Highway. The police report was clear. Mr. Dixon stated it was his desire to see business extended northward and to make use of his property. There were no other comments and the hearing was closed. Councilman Oldfield made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman Shelton voting affirmatively, motion carried.
- (e) A public hearing was opened on the Payless Inn request for a temporary night office trailer to be located at the back of their property on Highway 53 East. The Zoning Advisory Board recommend the request be denied. There were no other public comments and the hearing was closed. Councilman Oldfield made a motion to deny, 2nd by Councilman Bond with Mayor Pro-Tem King and Councilman Shelton voting affirmatively, motion carried.

6. Old Business:

- (a) City Superintendent Hobgood reviewed the rock and hauling bids submitted earlier and made a recommendation to accept the bid of Vulcan, Fairmount, on the no. 57 stone and crusher run. Following discussion, Mayor Pro-Tem King made a motion to accept the Vulcan, Fairmount, bid for crusher run at \$4.45 per ton and no. 57 stone washed at \$5.45 per ton, 2nd by Councilman Bond with Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.
Superintendent Hobgood stated he had averaged the prices submitted on the hauling. He stated one bid from Cowart Trucking was not submitted on the proper form, nor did it quote a bid for any hauling in the County, therefore it was not considered in his recommendation. He stated the average from Northwest Ga. Paving and Carl Causby was the same, \$2.25, but he would recommend Carl Causby bid since he had been hauling satisfactorily for the City for years. Following discussion, Mayor Pro-Tem King made a motion to accept the bid of Carl Causby for \$2.50 per ton from Rome and \$2.25 per ton from Adairsville or Fairmount, 2nd by Councilman Bond with Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.

7. New Business:

- (a) Clerk Harrison submitted a map of the City limit area which included all the annexations, and zoning changes approved in 1988 and asked the Council to approve. The map was reviewed. Councilman Oldfield made a motion to approve, 2nd by Councilman Shelton with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried.

- (b) The Council discussed a request for 3.7 acres of City property near the airport to be donated to the State of Georgia for the purpose of constructing a state crime lab thereon. Councilman Shelton made a motion to adopt a resolution authorizing the donation, provided the property revert to the City should the use as a crime lab be discontinued, 2nd by Councilman Bond with Councilman Oldfield and Mayor Pro-Tem King voting affirmatively, motion carried.
 - (c) Superintendent Hobgood and Attorney Campbell reviewed a request by Bell South to extend a lease for a lot 50' x 100' near the entrance of the Tom B. David Airport scheduled to expire in April, 1989 for an additional 25 years at \$300.00 annually. The lease would allot multi-plex switching to be installed at the site. Following discussion, Councilman Bond made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.
 - (d) Mayor Pro-Tem King made a motion to approve and authorize the Mayor to sign a certificate of ownership and maintenance agreement with DOT for a proposed paving contract for 1.12 miles at Harlan and McDaniel Streets, 2nd by Councilman Oldfield with Councilman Shelton and Councilman Bond voting affirmatively, motion carried.
 - (e) A 1st reading was given to the Ernest Ralston request to rezone his residential zone property around Talley Avenue and Crest Drive to Commercial-2. Councilman Oldfield made a motion to set the public hearing for March 13, 1989 at 7:30 P.M., 2nd by Councilman Bond with Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
 - (f) Councilman Oldfield made a motion to submit the Battle of Resaca parade permit of May 20, 1989 to the State and to approve for the City, 2nd by Councilman Bond with Mayor Pro-Tem King and Councilman Shelton voting affirmatively, motion carried.
 - (g) Clerk Harrison and Attorney Campbell stated two corporate beverage license applications had been received, but they were not in proper order. The Council asked both be notified to complete with a certificate of good standing from the Secretary of State's office and a corporate resolution.
8. City Superintendent Hobgood stated Tom E. Shanahan had a request to extend a water line approximately 1400 ft. with a sign up of 5 taps on the Big Springs Road. The cost would be approximately \$3,200.00. Following discussion, Councilman Bond made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Shelton and Councilman Oldfield voting affirmatively motion carried.

Billy Moore was on hand to discuss the water line extension near the Causby farm estimated at \$31,091.00 materials, \$13,690.00 labor on the County road and \$10,490.00 material and \$5,977.00 labor on their property. Following discussion, the Council asked Mr. Moore to come back with a proposal for the Council to consider.

Superintendent Hobgood stated he had attempted to find a used hyster for some time to be used for loading and unloading pipe, but previous prices had been \$20,000.00 or more. He stated he was currently looking at a used case hyster from Alvin Brownlow of Cartersville for \$12,500.00. He stated the item was in the budget, and he would recommend purchase. Following discussion, Mayor Pro-Tem King made a motion to approve, 2nd by Councilman Bond with Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.

Superintendent Hobgood reported advertising had started on the renovations for the waste treatment plant and bids would be opened in mid March, 1989. He stated he would be starting the drainage work near Harvey Combs approved earlier by the Council.

Mr. Hobgood reported on the present status of the depot.

Following discussion, Councilman Bond made a motion to approve a utility easement and authorize the Mayor to sign near the Airport and Wellco to Georgia Power Company on a route approved by Electric Superintendent and Superintendent Hobgood, 2nd by Councilman Oldfield with Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.

9. Councilman Oldfield made a motion to move to executive session to discuss legal matters, 2nd by Councilman Bond with Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
10. Mayor Pro-Tem King made a motion to move back to general session, 2nd by Councilman Bond with Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.
11. Councilman Oldfield made a motion to adjourn, 2nd by Councilman Shelton with Mayor Pro-Tem King and Councilman Bond voting affirmatively, motion carried.

Approved:



John D. Meadows, III,
Mayor

Respectfully submitted:



(Mrs.) Cathy Harrison,
City Clerk - Treasurer