

DECEMBER 4, 1989

7:30 P.M. REGULAR CITY COUNCIL MEETING, CITY HALL,
PIEDMONT STREET

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

Also Present: James W. Hobgood, City Superintendent
Joseph Campbell, City Attorney
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 November 20, 1989 Regular and November 24, 1989 Special Meeting were read and approved.
4. Mayor's Comments:
 - (a) Mayor Meadows reminded the Council of the John Bruce zoning variance request hearing for December 18, 1989 at 7:30 P.M. regarding an on premise sign.
 - (b) Mayor Meadows reminded the Council the 2nd regular meeting for December had been changed to the 18th rather than the 25th.
 - (c) Mayor Meadows gave an overview of the National League of Cities held in Atlanta on November 25 through November 29, 1989.
5. Council's Comments:
 - (a) Mayor Pro-Tem King stated the Street Department had been patching streets, sowing and mulching shoulders on Curtis Parkway, hauling leaves and brush, piping ditches in Fairmount due to water line work, hauling cover for landfill and grassing finished areas at landfill. He enjoyed the opportunity of discussing local common problems with officials from other states.
 - (b) Councilman Bond stated it was too early for electric report, although first fiscal year quarter indicates sales are up. The Electric Department is working on the efficiency. One residential building permit was issued for construction valued at \$60,000.00 and two commercial for \$30,500.00 of construction. Councilman Bond stated the NLC meetings were good quality and common concerns of all localities.
 - (c) Councilman Oldfield stated the Police Department made 146 cases in November, 1989, with 15 being DUI's and 20 prisoners serving 71 days in jail. The fines collected were \$16,125.00, 119 incidents worked, 79 accidents, 126 escorts provided and 93 burglar alarms answered. The Fire Department worked 15 incidents and answered 4 false alarms and completed 9 building inspections. Councilman Oldfield attended law enforcement meetings at NLC Conference.
 - (d) Councilman Shelton stated the Water Plant pumped an average of 11,021,000 gallons of raw water daily. The Water/Sewer Construction Department made 32 water taps, 1 sewer tap, installed \$8,000.00 ft. of 6 inch water lines, 2600 ft. of 4 inch water line and 400 ft. of 2 inch water lines. Mr. Shelton stated he had an opportunity to view the new water plant in Atlanta while he was attending the NLC meeting. It has a 135,000,000 gallon per day capacity.
6. Public Hearings:
 - (a) A 2nd reading was given to Charles Holcomb's annexation ordinance request for Lots 5, 6, 30 and 31 of the Rogers Subdivision on Highway 41 South for C-2 zoning. The public hearing was opened, no report from ZAB, no general comments and the hearing was closed. Councilman Oldfield made a motion to waive the 3rd and 4th readings, approve C-2 zoning, 2nd by Councilman Bond with Councilman Oldfield,

Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried. No. 418

- (b) A 2nd reading was given to the Gordon Lay, Ovell Lanham and Marguerite Dutton and Paul Holbrook annexation ordinance requests of three tracts, each .45 acres, off W. Belmont Dr. for C-2 zoning. A public hearing was opened. Steve Earl of Ledbetter properties stated these were part of an area being purchased and rezoned for a shopping area. He provided charts of the area and surrounding properties and their zoning classifications. There was no report from ZAB, no general comments and the hearing was closed. Councilman Bond made a motion to waive the 3rd and 4th readings and approve the three requests for C-2 zoning, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
- (c) Nos. 419, 420, 421 A public hearing was opened on the zoning change request of Julian Fuller for 7.5 acres off W. Belmont Dr. from R-2 to C-2 zoning. Steve Earl of Ledbetter Properties stated this zoning change request was in connection with the Lay, Lanham, Dutton and Holbrook annexation request and would be developed by Ledbetter Properties. There were no other comments and the hearing was closed. Councilman Bond made a motion to approve the change to C-2, 2nd by Councilman Oldfield with Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
- (d) A public hearing was opened on the G. Gosain, manager d/b/a Julia's Restaurant at the Red Carpet Inn on Highway 53, East, beer pouring license request. The police report was clear. There were no comments and the hearing was closed. Councilman Bond made a motion to approve, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion approved.
- (e) Following a 2nd reading, a public hearing was opened on the misdemeanor violations ordinance. Steve Oswalt of Taylor Bonding asked several questions regarding the obligations of bondsmen on Page 6 of the ordinance. Following discussion, Councilman Bond made a motion to continue the hearing at a 3rd reading on December 18, 1989 at 7:30 P.M., 2nd by Councilman Shelton with Councilman Bond, Councilman Shelton, Councilman Oldfield and Mayor Pro-Tem King voting affirmatively, motion carried.

7. Old Business:

- (a) A 2nd reading was given to the following B/W/L licensees 1990 Renewal Requests:
ABC Oasis Package Store (James D. Thomason), American Legion (Dewitt Carter), The Beer Store (Phillip Beamer), Got-M-Inc. (Richard Trimble), Handy-Go Market (Shirley Dutton), Holiday Inn Restaurant (Greta Hayes), Highway 53 Package (Terry G. Ross), Louie's Package (Louie and Faye Worley), Murphy's (Thomas J. McCary), North 41 Package (Richard Dixon, Jr.), Pizza Hut, Inc. (Ronald H. Leamer), Red Bud Road Liquor Store (Champ Kelly), Shepherd's Motel and Restaurant (W.G. Robertson), Speedy's Spirits Shop, Inc. (James Thomason), Troy's Package (Ronald B. Robinson), VFW (John O. Pettitt). Councilman Oldfield made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Oldfield, Mayor Pro-Tem King, Councilman Bond and Councilman Shelton voting affirmatively, motion carried.
- (b) A 2nd reading was given to the following amusement licensees for 1990 renewal requests:
April Fresh Homestyle Laundry (Mary E. Hall), Buck's Homestyle Laundry (Julian D. Fuller), Paul Jones, King's Skating Palace (Harvey King), The Putting Place (Wm. Moore). *
- (c) A 2nd reading was given to the following pawn licensees for 1990 renewal requests:
Calhoun Trophy and Sporting Goods (Jimmy Gee), North Ga. Pawn Shop (Walter L. James), This and That Pawn Shop (Roy McEntyre), Title Exchange and Pawn of Calhoun, Inc. (Deborah Shuler). Councilman

Councilman Oldfield made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Oldfield, Mayor Pro-Tem King, Councilman Bond and Councilman Shelton voting affirmatively, motion carried.

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8. New Business:

- (a) Bids were reviewed for the City's liability coverage for 1990. They were:

<u>Type</u>	<u>Company</u>	<u>Bid</u>
General Liab.	Old Republic	\$45,578.00
	American Southern	\$39,277.00
Vehicle Liab.	Old Republic	\$61,293.00
	Hartford	\$42,300.00
	American Southern	\$60,692.00
Worker's Comp.	Old Republic	\$125,963.00
Police Liab.	Scottsdale	\$20,588.00
Public Officials	Scottsdale	\$8,447.00

(No other A rated company will bid, but Old Republic will only write it if they can get general liability coverage, also.)

(Other companies declined; said they could not compete with Scottsdale on police liability and public officials.)

Following discussion, Councilman Oldfield made a motion to approve Old Republic for Worker's Comp., (\$125,963.00); General Liability, (\$45,578.00); Scottsdale for Police Liability, (\$20,588.00), Public Officials, (\$8,447.00) and Hartford Auto, (\$42,300.00), Counselor's Fee (\$2,450.00), 2nd by Councilman Shelton with Councilman Oldfield, Councilman Shelton, Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried.

- (b) Following a review by Electric Superintendent Cornwell, Councilman Bond made a motion to adopt a resolution regarding authorization of supplemental power sales contract (MEAG), 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
- (c) A 1st reading was given to the City of Calhoun annexation ordinance request for 7.337 acres at the Waste Treatment Plant for zoning. Councilman Shelton made a motion to set the public hearing for January 8, 1990 at 7:30 P.M., 2nd by Councilman Bond with Councilman Shelton, Councilman Bond, Councilman Oldfield and Mayor Pro-Tem King voting affirmatively, motion carried.
- (d) A 1st reading was given to the G. Gosain beer pouring license renewal for 1990 for Julia's Restaurant on Highway 53, East. A 2nd reading was scheduled for December 18, 1989.
- (e) A 1st reading was given to the Pete Cochran pawn shop license renewal request for 1990. A 2nd reading was scheduled for December 18, 1989.
- (f) A 1st reading was given to the new amusement license request of James Calvin Baker for 1990 located at 905 Oothcalooga Street. A 2nd reading was scheduled for December 18, 1989 at 7:30 P.M.
- (g) A 1st reading was given to the zoning variance request from Anita Davis for a sign to be located off Curtis Parkway. Councilman Bond made a motion to set a public hearing for January 8, 1990 at 7:30 P.M., 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.

9. City Superintendent Hobgood's Work Report:

- (a) City Superintendent Hobgood stated since the engineering work for the water system improvements had been split, the 6½ cap is not adequate for the lowered value of each contract. He stated following consultations with both firms, Hensley-Schmidt, Inc. and

Sweitzer and Peoples, Inc., he would recommend the cap be increased to 7%. Following discussion, Councilman Bond made a motion to approve the cap at 7% on both contracts, and to authorize the Mayor to sign subject to contract form and substance approval of the City Attorney, 2nd by Mayor Pro-Tem King with Councilman Bond, Mayor Pro-Tem King, Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.

- (b) Superintendent Hobgood stated bids would be opened on the water/sewer construction work for 1990 on December 7, 1989 at 10:00 A.M., City Courtroom.
 - (c) DOT has informed Superintendent Hobgood that the proposed red light at River St. and Highway 53 has been postponed until the 41 Highway widening is to be started.
 - (d) City has received a large sump pump to try for thirty days before deciding to purchase or return.
 - (e) Corp. of Engineer Meeting at Sweitzer and Peoples has been changed from December 13 to December 14, 1989.
10. Councilman Oldfield made a motion to move to Executive Session to discuss real estate acquisition, 2nd by Councilman Bond with Councilman Oldfield, Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
 11. Councilman Bond made a motion to move to General Session, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
 12. Mayor Pro-Tem King made a motion to officially affirm the City's position on the existing and proposed landfills as was discussed with county officials in joint work sessions, 2nd by Councilman Oldfield with Mayor Pro-Tem King, Councilman Oldfield, Councilman Shelton and Councilman Bond voting affirmatively, motion carried.
 13. Councilman Bond made a motion to adjourn, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.

Approved:



John D. Meadows, III
Mayor

Respectfully submitted:



(Mrs.) Cathy Harrison
City Clerk - Treasurer