

SEPTEMBER 10, 1990 REGULAR CITY COUNCIL MEETING, CITY COURTROOM
PIEDMONT STREET

PRESENT: JOHN D. MEADOWS, III, MAYOR
HERBERT KING, MAYOR PRO-TEM
THOMAS BOND, COUNCILMAN
H.A. OLDFIELD, JR., COUNCILMAN
JOHN D. SHELTON, COUNCILMAN

ALSO: KELLY CORNWELL, DIRECTOR PUBLIC WORKS/UTILITIES
T. JOSEPH CAMPBELL, ATTORNEY
CATHY HARRISON, CITY ADMINISTRATOR

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 August 27, 1990 regular meeting were approved.
4. Mayor's Comments:
 - (a) Mayor Meadows announced the Airport Authority would hold a meeting on September 11, 1990 at the City Courtroom.
 - (b) Following a request by Mayor Meadows, Councilman Oldfield made a motion to approve, and authorize the Mayor to sign the Coosa Valley RDC agreement regarding transportation for the elderly, 2nd by Councilman Bond with Councilman Oldfield, Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
5. Council's Comments:
 - (a) Mayor Pro-Tem King stated other than patching, grading on roads and at the golf course, the City received a rating of 100 on a recent landfill inspection. Signs approved earlier have been posted on Boston Road.
 - (b) Councilman Bond stated the Electric Department sold 27,371 KWH of electricity in August to a customer base of 3,531. They provided 39 inspections and issued three permits. The Building Inspector issued eight residential permits for \$623,000.00 of construction and one commercial for \$181,000.00 of construction.
 - (c) Councilman Oldfield stated the Fire Department answered 27 calls and 9 false alarms. The Police Department made 163 cases, 16 being DUI's, with 31 prisoners serving 113 days in jail. They investigated 136 incidents, 60 accidents, 72 burglar alarms, and provided 109 escorts.
 - (d) The Water/Sewer Construction Department made 46 water taps, 6 sewer taps, installed 3,242 ft. of 2" PVC water line, 1000 ft. of 4" PVC water line, 2500 feet of 6" PVC water line, and 305 ft. of 8" sewer line. The Water Dept. pumped 373,350,000 gallons of raw water in August, 1990.
6. Public Hearings:
 - (a) A 2nd reading of the Kenneth and James Boring annexation ordinance for 6.624 acres off East Belmont Drive and

Peters Street for R-2 zoning was given. A public hearing was opened. The Zoning Advisory Board recommended the request be approved. General Comments: Attorney James Hugh Phillips, representing the Borings, asked for approval. He reviewed the location and proposed use of property. Wayne Potter of Potter Enterprises stated he proposed to build 76 units of luxury type apartments, with a pool, weight room and car wash as part of the facility. He stated he owned over 3,000 units in Georgia and Tennessee which they built, maintained and operated. There were no other comments and the hearing was closed. Councilman Oldfield made a motion to waive the 3rd and 4th readings and approve, 2nd by Mayor Pro-Tem King with Councilman Oldfield, Mayor Pro-Tem King and Councilman Shelton voting affirmatively, Councilman Bond abstained, motion carried. Ord. No. 444

(b) A public hearing was opened on the Jesse Harris zoning change request for three lots south of Allen's Chapel on King Street from Ind.-G to R-2. The Zoning Advisory Board recommended approval. There were no general comments and the hearing was closed. Councilman Bond made a motion to approve, 2nd by Mayor Pro-Tem King with Councilman Bond, Mayor Pro-Tem King, Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.

(c) A 2nd reading was given on the Golf Commission Ordinance. A public hearing was opened. There were no comments and the hearing was closed. Councilman Oldfield made a motion to adopt, following waiver of 3rd and 4th readings, 2nd by Councilman Bond with Councilman Oldfield, Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.

Councilman Bond made a motion to appoint the following members to the Commission with terms to be effective July 1, 1990 and end on June 30 of the specified years:

Howard Jones and Jimmy Black	-	Two Years
Mike Jones and Henry Holland	-	Four Years
Bob Nance and Tommy Brown	-	Six Years

with Mayor Meadows for the City Official at a one year term, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried. Ord. No. 443

(d) A public hearing was opened on the Country Cupboard Food Store, Inc., Pat Payton, resident manager, beer/wine package license request for U.S. 41 South. Mayor Meadows stated the application was in order, and the police report was clear. A resident of the area behind the location presented a petition with 29 signatures (all the residents in the immediate area) requesting the Council to deny the license due to increased street congestion and crime. Reverend Leonard Brown and Charlie Chadwick expressed their opposition to the license approval. Mayor Meadows reviewed four of the factors normally considered for a package license. There were no other comments and the hearing was closed. Councilman Oldfield made a motion to deny the request considering these factors:

1. The proximity of the proposed location to any other establishment selling alcoholic beverages of any nature.

2. The character of the neighborhood immediately adjacent to the proposed location.
3. The location would tend to increase and promote traffic congestion and resulting hazards therefrom.
4. Considering the feelings and attitudes of those residing in the area adjacent to the proposed location.

2nd by Councilman Bond with Councilman Oldfield, Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting approval, motion to deny carried.

7. Old Business:

- (a) Attorney Campbell referred the Shuler Contract to Executive Session.
- (b) Attorney James Hugh Phillips on behalf of Tammy Mitchell, requested the City Council consider a classifying of sewer connection fees for motel/apartment units based on a useage as opposed to one rate of \$400.00 per unit. No official action was taken, but proposal was held for further discussion.

8. New Business:

- (a) Bids were opened for computer hardware/software for the Police Department, exclusive of training, maintenance and supplies. Bids were as follow:

Modems Plus	\$33,830.00
The Small Computer Co.	28,868.00
COTT	60,768.00
Chiefs, Inc.	59,605.00
Data Management Assoc.	23,236.00
Datasys Corp.	29,834.25
National Business computers	43,200.00
Manatron, Inc.	36,932.00
Systems and Methods, Inc.	31,950.00
Computer Solutions	38,489.68
Diversified Computer Sys.Inc.	40,702.00

Bids were referred to the review committee and DCA personnel. Their recommendations will be forwarded back to the Council in a few weeks.

- (b) A 1st reading was given to the Lawrence and Doris Payne annexation ordinance request for Lot 24 of Amakanata Subdivision for R-1 zoning. Councilman Oldfield made a motion to set a public hearing for October 8, 1990 at 7:30 P.M. City Courtroom, 2nd by Councilman Bond with Councilman Oldfield, Councilman Bond, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
- (c) Harrison reviewed the proposed budget amendments for the 1989-90 year end budget. Mayor Pro-Tem King made a motion to adopt a resolution amending the 1989-90 budget, 2nd by Councilman Shelton with Mayor Pro-Tem King, Councilman Shelton, Councilman Oldfield and Councilman Bond voting affirmatively, motion carried.
- (d) A 1st reading was given to the Ronald Potts zoning variance request for 8 ft. off King Street for building. Councilman Bond made a motion to set a public hearing on October 8, 1990 at 7:30 P.M. City Courtroom, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King

voting affirmatively, motion carried.

9. Report of Director of Utilities/Public Works Cornwell
 - (a) Requested Council approve Merrill/Perkell agreement for power line construction to raw water intake off Coosawattee River. Councilman Bond made a motion to approve, subject to attorney's approval, 2nd by Councilman Shelton with Councilman Bond, Councilman Shelton, Councilman Oldfield and Mayor Pro-Tem King voting affirmatively, motion carried.
 - (b) Cornwell asked Mayor to sign a letter requesting state lift the consent order on the waste treatment facility since the City had met it's permit requirements for the past two months.
 - (c) Following a recommendation by Cornwell, Councilman made a motion approving a \$20.00 fee for the delivery of chips from right-of-way trimming and etc., 2nd by Mayor Pro-Tem King with Councilman Oldfield, Mayor Pro-Tem King, Councilman Shelton and Councilman Bond voting affirmatively, motion carried. Oldfield
10. Councilman Bond made a motion to move to Executive Session to discuss contracts with legal council, 2nd by Councilman Shelton with Councilman Bond, Councilman Shelton, Councilman Oldfield and Mayor Pro-Tem King voting affirmatively, motion carried.
11. Councilman Oldfield made a motion to move to General Session, 2nd by Mayor Pro-Tem King with Councilman Oldfield, Mayor Pro-Tem King, Councilman Shelton and Councilman Bond voting affirmatively, motion carried.
12. Mayor Pro-Tem King made a motion to approve and authorize Mayor to sign easements to Randall and Sheila Jones and Marcus Cook for use of the road to the water storage tank to be constructed off McDaniel Station Road, 2nd by Councilman Bond with Mayor Pro-Tem King, Councilman Bond, Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.
13. Following review of proposed cost and Ledbetter's notice it would pay additional cost and provide the needed easements, Councilman Bond made a motion to approve an amendment to the CDBG Fox Subdivision sewer project to accomodate the needs of the Ledbetter development west of the project off Highway 41 and Highway 53, 2nd by Councilman Oldfield with Councilman Bond, Councilman Oldfield, Councilman Shelton and Mayor Pro-Tem King voting affirmatively, motion carried.
14. Following a review of the Fox Subdivision amended budget for the CDBG sewer project, the Council stated the contingency funds available on the project should go toward sewers for the houses (both City/County properties) on the east side of Belmont Drive since the estimated cost equaled the projected contingency balance. The other amendment considered being Deer Park Lane with estimated cost exceeding the contigency by \$30,000.00.
15. Councilman Bond made a motion to reduce the George Mashburn connection fee for sewers to six units of apartments to the inside City rate in consideration of his expenses paid for sewer extensions made approximately 15 years ago on US 41 North, 2nd by Mayor Pro-Tem King with Councilman Bond, Mayor Pro-Tem King, Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.
16. Mayor Pro-Tem King made a motion to adjourn, 2nd by Councilman Bond with Mayor Pro-Tem King, Councilman Bond, Councilman

Shelton and Councilman Oldfield voting affirmatively, motion carried.

Approved:



John D. Meadows, III
Mayor

Respectfully submitted:



Cathy Harrison
City Administrator