

OCTOBER 12, 1992

7:30 P.M.

REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
226 SOUTH WALL STREET

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

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

1. Mayor Meadows called the meeting to order.
2. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
3. Minutes of the September 28, 1992 Regular City Council Meeting and the October 7, 1992 Special Called Council Meeting were approved.
4. Mayor' Comments:
 - a. Mayor Meadows reminded the Council of the Public Hearing scheduled for October 26, 1992 regarding an Ordinance concerning a Gross receipts License Fee of 4% for all secondary electric suppliers operating within the City of Calhoun who are not presently paying a Franchise Tax.
 - b. Mayor Meadows reminded the Council of the Revenue Bond Closing Schedule for October 15, 1992 at the Offices of Lex Jolley & Company in Atlanta, Georgia.
 - c. Mayor Meadows stated the Calhoun Recycling Center opened the week of October 5, 1992, and he urged citizens to use the facility in order to save cost and space at the landfill.
 - d. Mayor Meadows reminded the public and Council of an Annexation Request from the Legg family which will be heard November 9, 1992.
 - e. Mayor Meadows reminded everyone of the Mayor's Motorcade in December to Northwest Regional Hospital in Rome for transportation of gifts for patients. He urged everyone to remember those, and to be generous with their giving.
5. Council's Comments:
 - a. Mayor Pro-Tem Bond stated the Street Department had been making drain repairs and had been working at Fain Cemetery , and lots should be available to be sold within the next two months. He stated they had also been preparing for paving and curbing at the depot in order to make use of the small grant received from the Department of Community Affairs.
 - b. Councilman Oldfield reported that four residential permits totaling \$253,000.00 of construction were made in September, 1992, and one permit was issued for a church building for construction of \$700,000.00. The Electric Department sold 29,180,440 KWH of electricity during the month of September to a customer base of 3,636. The Electric Department provided 59 inspections. Mr. Oldfield reported the Recreation Department had completed resurfacing of their tennis courts , and also re-roofing of a building.

- c. Councilman Shelton stated the Fire Department had had losses totaling \$2,550.00 for eight calls during the month of September, and they had completed 37 inspections. The Police Department had 216 arrests during the month of September with 21 being DUI's. They collected a total of \$12,458.00 in fines, they worked 101 incidents, 86 accidents, responded to 82 burglar alarms, and provided 57 escorts.
- d. Councilman McEntire stated the Water Treatment Plant pumped 328,194,000 of raw water during the month of September for a daily average of 10.939 million gallons. The Waste Treatment Department treated an average of 9.608 million gallons per day for the month of September with suspended solids being 18, COD effluent being 100, and BOD being 19. The Water and Sewer Construction Departments made 40 water taps in September, 2 sewer taps, installed 21,010 feet of two inch PVC Water Line, 3900 feet of 4 inch Pvc water line, 1420 feet of six inch waterline, and 220 feet of eight inch sewer line. They repaired 43 leaks, 44 miscellaneous calls and installed 29 new meters.

6. Public Hearings & Comments:

- a. Mayor Meadows opened a public hearing on the Philip Lynch Revolving Loan Application of \$150,000.00 for remodeling, equipping and operating the E.C. Pate Building on Court Street as a restaurant. The proposal would create between 16 and 20 jobs, the Loan Advisory Commission stated, based on banking criteria. The loan would not be approved as presented. They would recommend a loan not to exceed 75% of the current value of the property. The committee did state that it had no jurisdiction for considering the upgrade of a downtown building, nor to place any value on renovation of a building and what it would mean to the downtown area. Mary Richie, Accountant for Mr. Lynch reviewed the proposal regarding the daily patrons, parking, the salary to be withdrawn by Mr. Lynch as a manager, stating that he understood that for the first few years he would be limited to the amount he could withdraw for salary but that he being single, his needs would not be as high as those of a person with family responsibilities. Mrs. Richie opened for questions frpm any of the Council. Councilman Bond stated he felt there was very little to fall back on should there be any problem at any point. The application as stated would work fine if everything fell into place, but if there should be any glitch, there was no contingency for him to fall back on that he could see from the statement presented. Mr. McEntire, a former restaurant owner, stated he realized how hard it was to run a profitable operation, and he felt like the parking limitations in the downtown area would be a factor for the daily patrons they expected. Following further discussion, Mr. Lynch introduced himself, gave a review of his background and stated his ambitions regarding operating a restaurant in his grandfather's building. He stated that he had previous experience, as well as formal training, and that he felt that it would be a successful operation. Following additional comments, Mayor Pro-Tem Bond made a motion to hold the application until October 26 for further consideration, 2nd by Councilman Oldfield with Mayor Pro-Tem Bond, Councilman Oldfield, Councilman Shelton, and Councilman McEntire voting affirmatively, motion carried.

The 2nd Revolving Loan Request being that of Mr. & Mrs. Ronald Potts for \$60,000.00 for purchase of additional equipment for their present business on King Street. The new equipment would create an additional two jobs. The Public Hearing was opened and the review of the Loan Advisory Commission stated that the application didn't meet the criteria set forth in the guidelines on two items. Those being specifically in the number of jobs created and on the amount of the loan. The Committee stated a current loan for equipment purchased earlier was presently in place and was being paid in a proper manner, therefore, their credit rating with the City's Revolving Fund is excellent. However, there are a limited amount of funds and at present with the applications pending, there are not enough funds to fund the full project. Following further discussion, Councilman Bond made a motion to hold the request until the October 26, meeting in order to gain further input from Mr. and Mrs. Potts, 2nd by Councilman Shelton with Mayor Pro-tem Bond, Councilman Shelton, Councilman Oldfield, Councilman McEntire voting affirmatively, motion carried.

- b. A 2nd reading was given to the Derek Simpson Beer Pouring License Application for the restaurant located at the Red Carpet Inn on Highway 53, East. A Public Hearing was opened, a clear Police Report was given, there were no comments and the Hearing was closed. Mayor Pro-Tem Bond made a motion to approve, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.
- c. A 2nd reading of an Ordinance Amendment regarding the chain of command for city department heads was given. A Public Hearing was opened, there were no comments and the hearing was closed. Mayor Pro-Tem Bond made a motion to Ord. No. 492 waive the 3rd and 4th readings and to approve, 2nd by Councilman Oldfield with Mayor Pro-Tem Bond, Councilman Oldfield, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- d. A Public Hearing was opened on the McArthur/Glenn Sign Variance for 35 feet in height for a sign to be located on Belwood Road for the new outlet center. There were no comments and the hearing was closed. Councilman Oldfield made a motion to grant the variance, 2nd by Councilman McEntire with Councilman Oldfield, Councilman McEntire, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- e. A 2nd reading of the Brown Machine & Tool, Inc. Annexation Request for Lot 14 of Saddlebrook Subdivision for R-1 zoning was given. The Public Hearing was Ord. No. 495 opened, there were no comments other than the Zoning Advisory Committee making a report to recommend approval. There were no other comments and the hearing was closed. Councilman McEntire made a motion to approve for R-1 zoning, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Oldfield and councilman Shelton voting affirmatively, motion carried.

7. Old Business:

- a. A 2nd reading of the Feagin Title and Pawn License Application, Alex W. Feagin, President and Owner for 330 South Wall Street was given. A clear Police Report was also given. Following confirmation of the location which is in the Gary Owen Building, Councilman McEntire made a motion to approve, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.

- b. In reference to a computer amendment, Harrison stated that the original projections for the conversion of the financial and fixed assets, as well as payroll, were under budgeted and an additional \$6,440.00 would be needed in order for proper history to be carried forward into the new format. Following review, Councilman Oldfield made a motion to amend the budget to approve the additional expenditure of \$6,440.00, 2nd by Councilman McEntire with Councilman Oldfield, Councilman McEntire, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried.
 - c. Harrison stated in reference to the 1992 tax digest, the tax assessors office presently has persons in the field reviewing property of those who appealed with new notices of valuations being mailed out weekly. This will proceed until the appeals are to a level of 5% at which time a digest will be calculated with all entities setting their taxes for the 1992 digest which will then be forwarded to the state for approval.
 - d. Following review by Mr. Cornwell for the streets in the Raymond King Subdivision off of Curtis Parkway, Councilman Oldfield made a motion to accept the dedication subject to continued clean up of the area with a notation that water and sewer taps be made in the area before any resurfacing by the City is requested, 2nd by Councilman Shelton with Councilman Oldfield, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
8. New Business:
- a. Harrison reviewed the 1991-92 Budget to actual figures for the prior year. Harrison stated the amended budget of \$35,606,616.00 with actual revenues being at the level of \$35,500,836.00 or a loss of revenue above those projected of \$105,780.00. The expenditures were budgeted at the same level \$35,606,616.00 with actual expenditures of \$35,053,219.00 with expenditures coming under budget \$553,397.00. The percentage the budget was off projections was calculated at 1.2% which was extremely close. The City was fortunate in being able to reduce its Water/Power/Sewer Fund transfers to the General Fund for the year by \$779,584.00 and this was a significant factor in the re-rating of the City's General Obligation Bonds from a BAA1 to an A. Harrison also gave a review of the City's first quarter in the fiscal year 1992-93. The total revenue for the General Fund and the Water/Power/Sewer Fund was predicted at \$33,642,176.00 for the year with the actual revenue received for the first quarter being \$7,624,742.98, the actual expenditures for the same period \$8,041,605.05. Harrison noted that for the 1st quarter the expenditures were in excess of the revenue, however, she noted that the \$867,000.00 transfer to the Board of Education had been transferred from a savings account and was not part of the distribution from the funds received for the quarter, therefore, once that was deducted, there was no deficit.
 - b. In reference to bids for the Water Plant Clearwell Project, Engineer Sweitzer stated a public bid opening earlier in the month there were two bids, one being from Crom Corp. for \$502,315.00, another being from Precon for \$515,040.00 and based on prior work with the Crom Corporation, he would recommend the low bid from Crom of \$502,315.00. Councilman McEntire made a motion to accept the bid and to authorize the Mayor to sign the Notice of Award, 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton, Councilman Oldfield and Mayor Pro-Tem Bond voting affirmatively, motion carried.
 - c. Following review, Mayor Pro-Tem Bond made a motion to approve the City installing the traffic signal at the

Belwood/Highway 53 intersection, provided the materials and signal is furnished by the Department of Transportation and to authorize the Mayor to sign the contract, 2nd by Councilman Oldfield with Mayor Pro-Tem Bond, Councilman Oldfield, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

9. Director Cornwell's Work Report:

- a. Director Cornwell stated there were two items that needed to be purchased for the City at this time, one being a leaf machine which was not in the budget, but which the Street Department would delete another item in their budget of equal value in order to make this purchase. The 2nd item being a concrete saw for more than one city department, but which is in the budget. Following bid openings, one being for the leaf machine, being from Consolidated Systems, Inc. for \$11,611.00, a 2nd bid for the leaf machine from ODB Municipal Products for \$12,700.00, Councilman Oldfield made a motion to hold the bids until they are reviewed for conformance with specifications, 2nd by Councilman McEntire with Councilman Oldfield, Councilman McEntire, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried. The Bids opened for the concrete saw were Dixie Construction Products for a CC 3500 Diamond Saw for \$6,680.00, Maxwell and Hitchcock, Inc. a Target Saw for \$6,770.00, Burch-Lowe, Inc. did not submit a bid. Councilman Oldfield made a motion to hold the bids for review to specs, 2nd by Mayor Pro-Tem Bond with Councilman Oldfield, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- b. Director Cornwell reviewed bids taken for well monitoring for the landfill as part of the landfill closure which is in the City's budget, and reviewed bids received from ATEC Associates, Inc., Chattahoochee Geotechnical Consultants, and Atlanta Testing and Engineering. These bids have been reviewed by the City's Engineer, Piedmont Olsen & Hensley and their recommendation is to take the bid from Chattahoochee Geotechnical Consultant for well installation and geological report of \$18,375.00 for thirteen wells and with a sampling and laboratory analysis cost for one year of \$10,805.00 for a total annual fee of \$29,180.00. The annual price from ATEC being \$34,820.00 and the annual price form AT&E being \$40,300.00. Following additional review, Councilman Oldfield made a motion to accept the engineer's recommendation and to award the project to the Chattahoochee Geotechnical Consultants for \$29,180.00, 2nd by Councilman Shelton with Councilman Oldfield, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- c. Director Cornwell reviewed a memorandum from the current manager of Municipal Electric Authority of Georgia, Mr. Frank Olsen regarding the proposed 1993 Budget for MEAG and how it effects each individual city which participates in the authority. Mr. Cornwell stated the budget as presented currently and as determined by the City is detrimental to our rating structure, and Mayor Meadows stated the City is opposing this rate for the City of Calhoun for wholesale power and stated the City had authorized Director Cornwell to meet with board members individually and to present our situation as well as the city has been seeking alternates for supplemental power which would offset some of the costs.

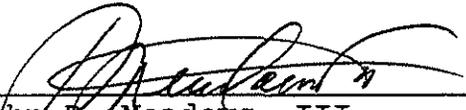
10. Councilman McEntire made a motion to move to Executive Session for legal matters, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Oldfield and Councilman Shelton voting affirmatively, motion carried.

11. Councilman Oldfield made a motion to move to General Session, 2nd by Mayor Pro-Tem Bond, with Councilman Oldfield, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Oldfield voting affirmatively, motion carried.

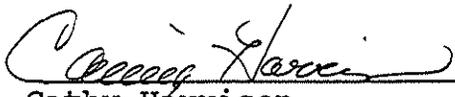
13. Councilman Oldfield made a motion to adjourn, 2nd by Mayor Pro-Tem Bond with Councilman Oldfield, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

Approved:

Submitted:



John B. Meadows, III
Mayor



Cathy Harrison
City Administrator