

AUGUST 9, 1993

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
JOHN D. SHELTON, COUNCILMAN
PAUL MCENTIRE, COUNCILMAN
JIMMY PALMER, COUNCILMAN

ALSO: WILLIAM P. BAILEY, CITY ATTORNEY
KELLY CORNWELL, DIRECTOR UTILITIES/PUBLIC WORKS
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 July 26, 1993 Regular City Council Meeting were approved.
4. Mayor's Comments:
 - a. Mayor Meadows reminded the Council of a Public Hearing scheduled for August 23, 1993 on Jim Nichols d/b/a D.D.'s Creekside Restaurant for a Liquor-by-the-Drink License Request.
 - b. Mayor Meadows reminded the Council of the Transportation Plan Hearing for August 24, 1993 in Rome at the Days Inn at 7:00 P.M.
 - c. Mayor Meadows announced that the City of Calhoun had received the GFOA (Government Finance Officers' Association) Award for the City's 1992 Annual Report. He congratulated the office staff and auditing firm, specifically Sandy Long.
 - d. Mayor Meadows asked the Council to affirm an application to be filed on behalf of the City and County for a \$200,000.00 grant to assist with the infrastructure work for the proposed technical school to be located in Calhoun/Gordon County. He recommended that the City issue a letter of support waiving tax fees and building permit fees if the structure is located within the City Limit area. Councilman Shelton made a motion to approve and to authorize the Mayor to issue the letter, 2nd by Mayor Pro-Tem Bond with Councilman Shelton, Mayor Pro-Tem Bond, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.
 - e. Mayor Meadows stated that a Sister Cities Council would meet on August 10, 1993 at 10:00 a.m. at the City Council Chambers. There will be members of the City of Dalton, City of Lafayette, City of Chatsworth, City of Cartersville and City of Rome attending the meeting to discuss items of interest. The meeting will last approximately two hours.
 - f. Mayor Meadows stated the City of Calhoun has received approximately \$132,000.00 from the State and Federal Emergency Management Agency in reference to the March, 1993 Blizzard.
5. Council's Comments:
 - a. Mayor Pro-Tem Bond stated the Street Department has been busy during the month of July patching and installing

drain tile at the City School System and also working on right-of-ways.

- b. Councilman Shelton stated the Fire Department answered four commercial calls, five vehicle calls, one downed aircraft, and eight brush fires for an estimated damage of \$5,150.00. He stated the Police Department made 184 arrests, 12 being DUI's, collected \$13,492.00 in fines, issued 98 warnings, 200 parking tickets, investigated 187 incidents and 85 accidents. They answered 97 burglar alarms and provided 38 escorts.
- c. Councilman McEntire stated the Water Treatment Plant pumped 393,372,000 gallons of raw water for an average of 12.96 thousand gallons per day. The Waste Treatment Plant treated an average of 8.79 thousand gallons per day. The Water/Sewer Construction Department made 53 water taps and 6 sewer taps during the month of July.
- d. Councilman Palmer stated the Electric Department sold 27,415,826 KWH to a customer base of 3,695 persons. They performed 31 inspections, installed 4 meters and issued 10 permits. The Building Inspection Department issued 7 building permits for the month for total construction from January until July 30 of \$14,270,516.00.

6. Public Hearings and Comments:

- a. A 2nd reading of the Zoning Variance Request of Marie Silvers for 15 ft. off Court Street for a lot at the corner of Court and Oothcalooga for construction of a church was given. A public hearing was opened. The Zoning Advisory Board stated following a review, they recommended the request be denied. The lot is relatively small, and would not allow the lot owner to build a church which could be expanded as membership grew. Mr. Coggins stated that he would be able to build a relatively small church on the lot without the variance, but that it would be better if he could obtain the variance. There were no other comments and the hearing was closed. Mayor Pro-Tem Bond made a motion to deny the request, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- b. A 2nd reading of the resolution regarding water and sewer rates and a revenue neutral electric rate was read as had previously been discussed at the public hearings for the 1993-94 budget. Following the reading, Councilman Palmer made a motion to approve, 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried.

7. Old Business:

- a. Bryce Holcomb of Lex Jolley & Company presented the Mayor and Council with a review of the bids for the bonds taken by his firm on August 5, 1993. He stated due to the City's bond rating of "A" and due to the timeliness, his firm was able to obtain excellent rates ranging from 2.75 to 4% on the bonds to mature from July, 1994 through July, 1999. Attorney Bailey read a resolution regarding the sale of the bonds and the refunding of the 1985 GO School Bond Issue. Mayor Pro-Tem Bond made a motion to adopt the resolution and affirm the sale of the bonds, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.
- b. Mayor Meadows read a "call of the election" for September 21, 1993 in which the election would be held at the Recreation Department in reference to the question regarding school tax exemption up to \$20,000.00 of assessed value for those person 65 years

or older. Councilman McEntire made a motion to approve and advertise the "Call for Election", 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.

8. New Business:

- a. The Annexation Ordinance Application of Alvin and Sandra Hale was been withdrawn at their request.
- b. A 1st reading of the Annexation Ordinance Application of Ben D. Morrow for property located at 101 Richardson Road was read for R-2 zoning. Mayor Pro-Tem Bond made a motion to set the public hearing for September 13, 1993 at 7:30 p.m., 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- c. Mayor Meadows stated that two members of the Housing Authority Board, Mr. Dick Tribble and Mr. Claude Nichols were vacant, and the Housing Authority Board had recommended two new members. The new member recommended for the position of Dick Tribble being Ray Denmon who's term would expire July 27, 1998. Councilman McEntire made a motion to appoint Ray Denmon to fill the position of Mr. Dick Tribble, the term expiring July 27, 1998, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried. Mayor Meadows stated for the position of Claude Nichols, the Board had recommended Jim Franklin who's term would expire July 23, 1998. Councilman McEntire made a motion to appoint Jim Franklin to the Housing Authority Board for a term to expire July 23, 1998, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- d. Mayor Meadows read a resolution regarding the preliminary loan application for 50 additional units for the housing authority. Executive Director of the Housing Authority, Ms. Patsy Thacker, stated the application would be for 40 units for the elderly and 10 family units. Following discussion, Councilman Shelton made a motion to adopt a resolution regarding preliminary loan application for 50 additional units, 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- e. Mayor Meadows stated that in addition to the loan application, the Cooperative Agreement would need to be amended to expand the number of units to include the 50 proposed units. Councilman Shelton made a motion to amend the cooperative agreement between the City of Calhoun and the Housing Authority, 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- f. A 1st reading of an Annexation Ordinance ratifying all city annexations up to and including No. 517, and amending the voting district/precinct boundaries was given. Councilman Bond made a motion to hold a public hearing on September 13, 1993 at 7:30 P.M., 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- g. A 1st reading of an ordinance regarding adult entertainment was given by Attorney Bailey. Councilman McEntire made a motion to set a public hearing for September 13, 1993 at 7:30 P.M., 2nd by Mayor Pro-Tem

Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

9. Other Written Items Not on the Agenda:

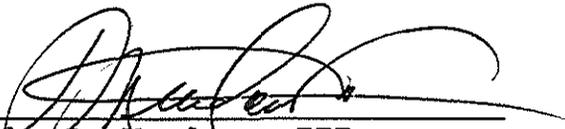
- a. Mike Patel of Hampton Inn made a request for a 50 ft. variance in height for a sign to be located on Highway 53, East, and also for a smaller sign to be located on the road easement into the Hampton Inn property on Highway 53, East. Mayor Pro-Tem Bond made a motion to set the public hearing for September 13, 1993 at 7:30 p.m., 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- b. Mayor Meadows read the resolution regarding contracting with GMA to provide cable regulation services to the City of Calhoun. Following the reading, Mayor Pro-Tem Bond made a motion to adopt the resolution and to authorize Mayor Meadows to sign the agreement for services with GMA, 2nd by Councilman McEntire with Mayor Pro-Tem Bond Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

10. Director Cornwell's Work Report:

- a. Cornwell stated DOT had asked the City to sign two confirmations for closing of streets for Mac Avenue, Lumber Street, and also a third one for Reeves Street. Following discussion on the requests, Mayor Pro-Tem Bond made a motion to approve and to authorize the Mayor to sign for Mac Avenue and Lumber Street closings, however, the City would decline to sign on Reeves Street, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
 - b. Cornwell reviewed the Phase III Soil Testing and Boring Engineering proposals from Atlanta Testing Engineer, and recommended the Council sign the authorization for a cost of \$4,580.00 in association with Phase III of the Water Treatment Facility Project. Following review, Councilman Palmer made a motion to approve the engineering contract and to authorize the Mayor to sign with Atlanta Testing Engineering in the amount of \$4,580.00, 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried.
 - c. Director Cornwell stated the former contractor who had agreed to provide special test street applications to the lower part of Hicks Street had been unable to fulfill the agreement on the proposal, and he asked the Council for permission to go ahead with traditional paving for the area. The Council had previously approved an expenditure up to \$5,000.00. The council authorized the repaving of the area.
11. Councilman McEntire made a motion to move to Executive Session for real estate and personnel matters, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Shelton and Mayor Pro-Tem Bond voting affirmatively, motion carried.
12. Mayor Pro-Tem Bond made a motion to move to General Session, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

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

Approved:



John D. Meadows, III
Mayor

Submitted:



Cathy Harrison
City Administrator/Clerk