

JANUARY 10, 1994

7:00 P.M.

ORGANIZATIONAL 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 Henry Holland gave the invocation.
2. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
3. Mayor Meadows swore in Councilman John D. Shelton, and Councilman Jimmy Palmer.
4. Mayor Meadows swore in City School Board Members Judy Wilson, Becky Mathews and Henry Holland.
5. Mayor Meadows gave his annual address as per the attached.
6. Minutes of the December 27, 1993 Regular City Council Meeting were approved as written.
7. Mayor Meadows appointed the following council members to committees for 1994:
 - a. Thomas H. Bond - Street, Sanitation, Rabies Control, Cemetery, Parks, Chairman of the Zoning Advisory Board and the City's exofficio member to the Industrial Development Authority.
 - b. John D. Shelton - Police, Fire, Special License, and also the appointee to the Coosa Valley Regional Development Center Board.
 - c. Paul McEntire - Water Plant, Sewer Plant, Water/Sewer Construction Department and Depot Project.
 - d. Jimmy Palmer - Electric Department, Airport, Building Inspection, also the exofficio member of the Airport Authority Board and the Recreation Commission.
8. Mayor Pro-Tem Bond made a motion to appoint John D. Meadows, III to the Golf Advisory Commission for the term of July, 1994 through June 30, 1995, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.
9. Councilman Shelton made a motion to reappoint Thomas H. Bond as Mayor Pro-Tem for 1994, 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.
10. Mayor Pro-Tem Bond made a motion to appoint Bert Vaughn as City Chaplain, 2nd by Councilman Shelton, with Mayor Pro-Tem Bond, Councilman Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.
11. Councilman McEntire made a motion to appoint William P.

.....JANUARY 10, 1994 REGULAR CITY COUNCIL MEETING.....

Bailey as City Attorney, 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.

12. Mayor Pro-Tem Bond made a motion to appoint R.M. Dobbs & Company as City Auditor, 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 appoint the Calhoun First National Bank as City Depository for checking accounts, 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, with Mayor Pro-Tem Bond abstaining, motion approved.
14. Councilman Palmer made a motion to adopt the City's Banking Resolution for 1994, 2nd by Councilman Shelton, with Councilman Palmer, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
15. Mayor Pro-Tem Bond made a motion to appoint the following City Department Heads for the year 1994:
 - a. Kelly Cornwell - Director Utilities/Public Works
 - b. Cathy Harrison - City Administrator/Clerk/Finance Officer
 - c. Willie Mitchell - Police Chief
 - d. Ferrell Grizzle - Fire Chief
 - e. Dean Harris - Street, Sanitation, Cemeteries, Rabies Control and Parks Superintendent
 - f. Hoyt Edwards - Purchasing Agent
 - g. Eddie Peterson - Systems & Economic Development Coordinator
 - h. Estes Pass - Water Plant Superintendent
 - i. Carlton Rogers - Waste Water Treatment Plant Superintendent
 - j. Dan Shuler - Water/Sewer Construction Superintendent
 - k. Larry Vickery - Electric Superintendent
 - l. Robbie Cole - Golf Pro
 - m. Harold Franklin - Golf Maintenance Superintendent

The motion was 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

16. Mayor's Comments:

- a. Mayor Meadows reminded the Council of the January 17, 1994 City Council Meeting which has been moved up from January 24, 1994.
- b. Mayor Meadows reminded the Council that the GMA Legislative Meeting will be held in Atlanta on January 24, 1994, and he urged everyone to attend.
- c. Mayor Meadows reminded the Council of the Public Hearing scheduled for February 14, 1994 on the Stanley Simpson Annexation Request for approximately eight acres off Water Works Road for R-2 zoning.
- d. Mayor Meadows reminded the Council of the January 17, 1994 Public Hearing for Fast Petroleum, Inc. Beer Package License for U.S. Highway 41, South.

17. Council's Comments:

- a. Mayor Pro-Tem Bond stated the Street Department has continued to work at the golf course, replaced street signs, continued street patching, and continued leaf pickup operations.

- b. Councilman Shelton stated the Fire Department had made three residential calls, two commercial calls, two vehicle calls, two brush and trash calls and answered 13 alarms. Estimated fire damage for the month of December was \$4,400.00. Councilman Shelton stated the Police Department made 157 arrests in December, of which 14 were DUI's. They collected \$14,324.00 in fines, issued 64 warnings, worked 93 accidents, provided 51 escorts and answered 117 burglar alarms. He stated that he had received quite a number of letters regarding the new precinct at the Housing Authority, and those letters were very appreciative of the efforts.
- c. Councilman McEntire stated the Water Treatment Department pumped 316,284,000 gallons of raw water in the month of December for a daily average of 10.203 MGD. The Waste Water Treatment Department treated a daily average of 8.78 million gallons with BOD effluent of 20, suspended solid effluent of 22 and COD effluent of 123. He stated the Water Sewer Construction Department made 51 water taps during the month of December. The Water Construction Department installed 1,600 ft. of 2" PVC water line, 5,435 ft. of 4" PVC water line, 233 ft. of 6" DI water line, 951 ft. of 8" DI water line, and 160 ft. of 12" steel casing.
- d. Councilman Palmer stated the Electric Department sold 23,498,445 KWH to a customer base of 3,699 customers. They provided 20 inspections, issued 24 permits and set five meters. The Building Inspection Department issued permits for \$32,682,763.00 of construction in 1993, mostly due to the March blizzard, as compared to \$13,695,314.00 for 1992.

18. Public Hearings & Comments:

- a. Ord. No. 529 A 2nd reading of the Dwight Wilson Annexation Ordinance Request for property in Amakanata Valley Estates for approximately 33.2 acres for development as Saddlebrook Subdivision Phase III for R-1 zoning was given. The public hearing was opened. The Zoning Advisory Board recommended approval of the request, there were no other comments, and the hearing was closed. Mayor Pro-Tem Bond made a motion to waive the 3rd and 4th readings and to approve the request, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.
- b. Ord. No. 528 A 2nd reading of the Stanley Simpson Annexation Ordinance Request for approximately five acres off Gee Road for Ind.-G zoning was given. The public hearing was opened. The Zoning Advisory Board recommended approval of the request, there were no other comments, and the hearing was closed. Councilman McEntire made a motion to waive the 3rd & 4th readings and approve, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Shelton, and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- c. A public hearing was opened on the Paul Lusk Zoning Change Request for three areas off of Harmony Church Road and Old Red Bud Road as follows:
 - 1. Commercial-2 property fronting on Old Red Bud Road to be re-zoned R-1.
 - 2. Partially developed and undeveloped property joining the above C-2 property currently zoned R-2 to be re-zoned to R-1.
 - 3. The undeveloped property southeast of the Trammell Burch property joining at one corner. Request to

re-zone from R-2 to R-1.

The recommendation of the Zoning Advisory Board was to recommend approval provided the set backs for the area joining the Trammell Burch property be no different than those for the present zoning. Mayor Pro-Tem Bond clarified the recommendation by stating that should Mr. Lusk desire the set back normally required between R-1 property and other property, that those set backs could be maintained, but on his property rather than that of Trammell Burch. There were no other comments, and the hearing was closed. Mayor Pro-Tem Bond made a motion to approve the request with the stipulation on the set backs to remain as recommended by the Zoning Advisory Board for those boundary lines joining the Trammell Burch property, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

- d. A public hearing was opened on the Larry Thomason Zoning Change Request for three areas off of Harmony Church and Red Bud Road as follows:
1. Property off Harmony Church Road on the north, Harmony Church property on the west presently zoned C-2 and requested to change to R-2.
 2. Property off Harmony Church Road joining the Trammell Burch property on the east presently zoned C-2 and requested to change to R-1.
 3. Property south of Trammel Burch property, and other property owned by petitioner presently zoned R-2 requested to change to R-1.

The recommendation of the Zoning Advisory Board was to approve the request with the stipulation that the set backs for those boundary lines joining the Trammell Burch property to remain as they are at present, in other words, should the petitioner require set backs according to the current code, those set backs could be maintained on the property owned by Larry Thomason, and not on the property owned by Trammell Burch. There were no other comments, and the hearing was closed. Councilman McEntire made a motion to approve the zoning change, but to require that set backs for the property joining the Trammell Burch property to remain at the present level as recommended by the ZAB, 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.

- e. Mayor Pro-Tem Bond stated that the Zoning Change Request of Stanley Simpson for property off of Jolley Road to be re-zoned from Ind.-G to R-2 had been withdrawn by Mr. Simpson on January 6, 1994.

19. Old Business:

- a. A 2nd reading of the Johnny Anderson Grand Prix Amusement License Request for property owned by Jean Holbrook at 148 West Belmont Drive was given. Eddie Peterson reported the Building Inspector had reviewed the property, and that the property met the codes and conformed to those rules and regulations governing Amusement Licenses. There were no other comments. Mayor Pro-Tem Bond made a motion to approve the request, 2nd by Councilman McEntire, with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- b. City Administrator Harrison stated that the efforts

toward raising the local funds for providing a technical school for the Calhoun, Gordon County area have been successful, and that if those requests by two business firms are approved at the level anticipated in mid January, 1994, then the goal will have been reached for the funds necessary. Harrison stated there were additional businesses to report on requests, and that with those additional funds, negotiations will continue for the property owners at the northeast boundary for purchase of their property. Harrison stated the next level of work to obtain the technical school will be to make sure the Governor and Legislature approve the request and approve the state funding. She stated this will be the next challenge for the group.

20. New Business:

- a. A 1st reading of the Beer/Wine/Liquor Pouring License Request for Makibe Corp., Betty Gilbert Manager, d/b/a Holiday Inn Restaurant on Highway 156 was given. Mayor Meadows stated the application was in order, and the earliest date for a public hearing would be February 14, 1994. Councilman McEntire made a motion to set the public hearing for February 14, 1994 at 7:00 p.m., 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- b. A 1st reading of the Billy V. Hensley annexation Ordinance Request for six lots being 25 ft. wide at 112 Edwards Street for R-2 zoning was given. Harrison stated the R-2 zoning was based upon the size of the lots. Councilman Shelton made a motion to set the public hearing for February 14, 1994 at 7:00 p.m., 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- c. A 1st reading of the Floyd and Dorothy M. Reed Annexation request for three lots 25 Ft. wide each at 111 Fox Street for R-2 zoning was given. Councilman Palmer made a motion to set the public hearing for February 14, 1994 at 7:00 p.m., 2nd by Councilman Shelton with Councilman Palmer, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.

21. Other Written Items Not on the Agenda:

- a. a 1st reading for the Arthur Brown Zoning Variance Request for 10 ft. relief for the area located off of Gee Road at I-75 was given. Mayor Pro-Tem Bond made a motion to set the public hearing for the Variance Request for February 14, 1994 at 7:00 p.m., 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- b. A 1st reading of the Tina Louise Silvers Wine and Liquor Pouring License Request for the Englander at the Red Carpet Inn off Highway 53, East was given. Harrison stated the recent Wine and Liquor License approved for Mr. G. A. Gosain for the same location had been withdrawn since Mr. Gosain had expressed a desire to be relieved from the license due to a fear of the license interfering with his other business activities. The license approved for Mr. Gosain had been issued, but no wine or liquor had been purchased from wholesalers, and none had been sold at retail under the license. The owners of the restaurant were not able to apply for the license in their name, due not being able

to meet the residency requirements, therefore, the application was being filed in the name of an employee for the restaurant Ms. Tina Louise Silvers. The application was in order. Councilman McEntire made a motion to set the public hearing for February 14, 1994 at 7:00 p.m., 2nd by Councilman Bond with Councilman McEntire, Councilman Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

22. Director Cornwell's Work Report:

- a. Cornwell stated the City of Calhoun had been chosen as a model City for the study for the Georgia, Alabama and Florida water dispute which has been underway for the past couple of years. The City of Calhoun will represent the Northwest Georgia area, and will also represent a city in the carpet production area. Cornwell stated the Georgia Environmental Protection Division had fought for Calhoun to be recognized as a model city since it did represent the carpet industry in terms of water usage.
- b. Cornwell stated the present policy requires that any bid exceeding \$25,000.00 be brought to the Mayor and Council. He stated recently that the City had procured bids for a two ton truck at the Sanitation Department which will replace the 1978 model brush truck presently in operation. He stated bids were \$33,496.00 from Prater Ford and \$33,977.48 from Service Chevrolet. He stated the current budget calls for the bids not to exceed \$28,000.00. Following discussion, Mayor Pro-Tem Bond made a motion to approve the low bid of \$33,496.00 from Prater Ford, and to approve a budget amendment to allow the purchase of the vehicle, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton, and Councilman McEntire voting affirmatively, motion carried. Cornwell also stated the purchasing department had made an effort to procure bids for a bucket truck for the Electric Department, however, one of the two companies which sells the type of equipment failed to submit a bid, therefore, only one bid was submitted by Altech Industries for a price exceeding \$90,000.00 which was above that included in the budget, however, Altech did submit a bid for a used vehicle, a demonstrator, which had approximately 100 hours of use, and stated they were asking \$86,940.00 for the vehicle, plus hydraulic tools which would cost approximately \$2,000.00 more. Following review of the request, Councilman Palmer made a motion to approve the bid of Altech Industries for the demonstrator at \$86,904.00 plus additional funds, approximately \$2,000.00 for the hydraulic tools, provided the Electric Department test the vehicle and equipment, and if approved by the department, to authorize purchase, 2nd by Mayor Pro-Tem Bond, with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

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

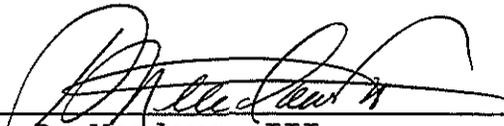
24. Councilman Palmer made a motion to move to General Session, 2nd by Councilman Shelton with Councilman Palmer, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.

.....JANUARY 10, 1994 REGULAR CITY COUNCIL MEETING.....

25. Mayor Pro-Tem Bond made a motion to authorize the City Finance Officer to purchase tickets for the Chamber of Commerce Banquet for City Officials and Department Heads up to ten tickets, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
26. Mayor Pro-Tem Bond made a motion to adjourn, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.

Approved:

Submitted:



John D. Meadows, III
Mayor



Cathy Harrison
City Administrator

I

I

I