

APRIL 25, 1994

7:00 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: KELLY CORNWELL, DIRECTOR UTILITIES/PUBLIC
WORKS
WILLIAM P. BAILEY, CITY 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 April 11, 1994 Regular City Council Meeting were approved as written.
4. Mayor's Comments:
 - a. Mayor Meadows expressed appreciation to the elementary students from the City and County School Systems for their posters in recognition of safe drinking water. Mayor Meadows announced the 1st place winner in the county was Emily Amyx from Belwood Elementary, 2nd place was Nichole Sanford from Tolbert Elementary, 3rd place was Rhonda Garrett from Tolbert Elementary. From the City system 1st place went to Josh McEntire, 2nd place went to Josh Gibson and 3rd place went to two students who combined their efforts, Cody Henderson and Joey Moss. Mayor Meadows stated prizes for each of those winners will be awarded at the Council Meeting on May 9, 1994.
 - b. Mayor Meadows stated the GMA Meeting in Dalton on April 14, 1994 was very successful. He stated a large number of regional delegates for the GMA 7th District were in attendance. The meeting was hosted by Jim Middleton and Councilmen from the City of Dalton with Jim Middleton serving as president for the prior year. The newly elected president of the district was Hill Pope of Lafayette who will take office in June, 1994.
 - c. Mayor Meadows announced a public hearing to be held on May 9, 1994 at 7:00 P.M. for Gosain Enterprise Zoning Variance Request; Annexation Ordinance Request of Calhoun Church of Christ; and Zoning Variance Request of Cindy McEntire; also a budget hearing for May 9, 1994.
 - d. Mayor Meadows reminded the Council that the first budget work session will be scheduled for May 2, 1994 at 6:30 P.M. in the City Council Chambers.
 - e. Mayor Meadows stated the cash flow for the golf course for the first nine months of the fiscal year were well above projections. He stated the play had been better than projected as well as actual dollars received. He also stated both city and county school systems are playing at Fields Ferry Golf Course, and tournaments will be held at Fields Ferry for both schools with a Class "A" championship tournament to be scheduled there for next year.
 - f. Mayor Meadows recognized James Howell, a retiring employee with 30 years of service from the City

Sanitation Department. Mr. Howell had selected a retirement ring as opposed to a retirement watch, and the ring was presented to him at the meeting.

5. Public Hearings & Comments:

- a. Mayor Meadows opened the public hearing on the Cathy Dorminy Liquor-by-the-Drink License Application for the Englander Restaurant located on Highway 53, East at the Red Carpet Inn. A police report was given and was clear. There were no other comments and the hearing was closed. Mayor Pro-Tem Bond made a motion to approve the request subject to building inspection approval, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

6. Old Business:

- a. Councilman McEntire made a motion to authorize up to \$7,000.00 for negotiated archaeological and environmental studies at the depot and the half mile bike trail from the depot to the proposed leadership park, 2nd by Councilman Palmer. Councilman McEntire stated the Council had looked at the situation again following discussions with Jim Langford and Larry Evans, the architect who will be assisting the City with the resubmittal of the ISTE A application. There was no further discussion, and the motion was approved by a vote from Councilman McEntire, Councilman Palmer, Councilman Shelton and Mayor Pro-Tem Bond.
- b. Councilman Palmer stated the trip to Anniston on April 20, 1994 was very successful. He stated approximately 28 business men and women and members of the Downtown Development Authority went on the tour and listened to a presentation by several volunteer members of the Spirit of Anniston Main Street Program, as well as, the Main Street Director Scott Barksdale. He stated the members of the Main Street Program had finished several market and traffic studies, and had spent a great deal of time planning their proposed renovations. He stated Anniston was at the beginning point in for renovations. Councilman McEntire stated the Director impressed him by being very specific with his information stating that it was not an easy project, but it could be successful if it was a coordinated effort. Councilman Shelton stated the key to the project was keeping people committed and having a broad base from the entire community involved in the project. Mayor Meadows invited everyone to come and become involved in the downtown project.
- c. Harrison stated the Pro-Shop inventory sales in the amount of \$58,467.29 had been completed on April 15, 1994. She stated a net loss due to theft for a two year period of approximately \$257.00 with \$845.00 being written off as outdated merchandise which could be moved only below cost.
- d. A 2nd reading of an ordinance amendment regarding Council Meetings was given which would provide for Council Meetings every 2nd and 4th Monday evening at 7:00 P.M. throughout the year. Mayor Pro-Tem Bond made a motion to waive the 3rd and 4th readings and to adopt the ordinance amendment, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- e. A 1st reading of an ordinance amendment to amend the penalty portion of the sewer ordinance currently in force was given. Councilman McEntire made a motion to set the public hearing for May 9, 1994 at 7:00 P.M., 2nd by Mayor

Ord. No. 540A

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

7. New Business:

- a. Mayor Meadows stated the City had received a request from Gordon Hospital for street closings for the annual 5K Fun Run sponsored by the hospital. He announced this would be their sixth annual run, and the route would be Red Bud Road to Curtis Parkway to Kent Drive through the Devonwood subdivision back to Kent Drive, retracing the original route. Police Chief Mitchell outlined the route as proposed by the hospital. He stated the request to completely close Curtis Parkway for a two hour period would be extremely hard on both Reeves Transportation and CTI since that is a route used for entrance and exit of vehicles to I-75. He stated the prior year, the City had closed one lane of Red Bud Road and Curtis Parkway, and had been able to successfully maintain safety. Following additional discussion with Chief Mitchell and Street Superintendent Dean Harris, the Mayor and Council approved the Fun Run with the understanding that only one lane would be closed and the Police Department would provide patrolling to ensure safety for the group.
- b. Eddie Peterson stated in the Purchasing Department a side mower for a tractor in the Street Department had been bid and the lowest bid of \$8,169.00 from Reinhart was \$3,169.00 over the amount listed in the budget. Following discussion, Mayor Pro-Tem Bond made a motion to approve the low bid from Reinhart of \$8,169.00, and to further authorize a budget amendment for the additional \$3,169.00, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- c. Mayor Meadows stated that he would like to express sympathy to part time employee Elaine Boaz on the loss of her mother Mrs. Maycliff Boaz who was a retired teacher from the Calhoun community.
- d. A first reading was given to an ordinance amendment to Ordinance No. 507 adopted in July, 1993 to state the effective due date would be the first printing of each of the codes as listed in the ordinance. Councilman Palmer made a motion to set the public hearing for May 9, 1994 at 7:00 P.M., 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

8. Other Written Items Not on the Agenda:

- a. Attorney Bailey stated the city and property owners L.P. Owens and Benita Owen Phillips had agreed to exchange property at the golf course to straighten meandering lines and also to allow enough space for the City to build a third lake on property in a flood plain area. Attorney Bailey stated that in order to exchange property according to state law, the City would need to post notice in the legal organ for four weeks, and would need to have both parcels appraised, therefore, the actual question of exchange of property could not be voted on prior to June 13, 1994, however, he stated it was appropriate for the City to adopt a resolution of intent. Following discussion, Councilman McEntire made a motion to adopt said resolution, 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- b. Attorney Bailey stated the City of Calhoun presently has

a revolving loan with Stephen Pendley which includes a second mortgage on property located on McConnell Road. The first mortgagee presently being Nations Bank. He stated Mr. Pendley proposes to pay Nations Bank, and to borrow funds from Georgia Bank & Trust, and to pay down the first lien position by \$10,000.00. He stated Mr. Pendley had requested the City sign a subordinate agreement approving the payment of Nations bank and allowing Georgia Bank & Trust to fall within the first mortgage position, but at a lower value by \$10,000.00. Following discussion, Mayor Pro-Tem Bond made a motion to adopt a resolution for this purpose, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

9. Director Cornwell's Work Report:

- a. Cornwell stated the South Calhoun Baptist Church had requested special consideration for a sewer tap for an addition to their building on Pine and South River Street. Following discussion, Mayor Pro-Tem Bond made a motion to approve the request to allow South Calhoun Baptist Church to be considered in the same manner as other churches as would be reviewed in prior minutes and determined, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
10. Mayor Pro-Tem Bond made a motion to move to Executive Session, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
11. Councilman McEntire made a motion to move to General Session, 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
12. Councilman Shelton made a motion to adjourn, 2nd by Councilman McEntire, with Councilman Shelton, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.

Approved:

Submitted:



John D. Meadows, III
Mayor



Cathy Harrison
City Administrator