

OCTOBER 10, 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  
JIMMY PALMER, COUNCILMAN

ABSENT: PAUL MCENTIRE, 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 September 26, 1994 Regular City Council Meeting and October 3, 1994 Special Council Meeting were approved.
4. Mayor's Comments:
  - a. Mayor Meadows extended sympathy to Mrs. Bobbie Harris on the death of her husband Clarence Harris.
  - b. Mayor Meadows reminded the Council of three public hearings scheduled for November 14, 1994 at 7:00 P.M.: (1) Zoning Variance Request of Calhoun Auto Parts located at 424 South Wall Street for a five ft. variance off the South side of the property line and a five ft. variance off the front property line to allow erection of an on premise sign which would be approximately 4'x12' and 10 ft. high; (2) Zoning Change Request of the Raymond King Company for 965 North Wall Street for 3.7 acres on the north end of the Old Echota Mill property, the request being to re-zone from C-2 to Ind.-G zoning; (3) Zoning Variance Request of the Raymond King Company for property located at 965 North Wall Street for a 10 ft. variance from the commercially zoned area, and a 28 ft. variance for an addition to an existing building off College Street.
  - c. Mayor Meadows reminded the Council of the GMA Pre-Legislative Meeting in Augusta on October 19-20, 1994.
  - d. Mayor Meadows reported that on the Special Called Council Meeting on October 3, 1994, the Mayor and Council set the millage rate for 1994, including millage for the City and School Budgets of 17.34 mills, .11 mills less than the prior year.
  - e. Mayor Meadows reported to the Council of the efforts by GMA and the National League of Cities along with local Georgia Cities to procure passage of federal legislation regarding mandates. Following discussion, Mayor Pro-Tem Bond made a motion to adopt a resolution regarding federal mandates, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

- f. Mayor Meadows congratulated the City and County School Systems on their work which resulted in Calhoun, Gordon County being recognized by Governor Miller as one of 16 Georgia 2,000 partnership communities.

5. Council's Comments:

- a. Mayor Pro-Tem Bond stated the Street Department had been busy during the month of September patching City streets, installing drive way tiles and storm drainage tiles, and also finishing work at the golf course.
- b. Councilman Shelton stated the Fire Inspector made 40 inspections during the month of September. The Police Department made 208 arrests of which 13 were DUI, and collected \$20,833.00 in fines. They issued 66 warnings and 166 parking tickets. They investigated 174 incidents, provided 70 escorts and answered 89 burglar alarms. The Fire Department answered one commercial call, one vehicle call, two hazardous material calls, 7 public assistance calls, 6 residential fires and 10 false alarms. The dollar damage for the month has not been determined.
- c. Councilman Palmer stated the Electric Department provided 63 inspections during the month, issued 12 permits and set ten meters. The Building Inspector issued permits for two condos at a construction cost of \$800,000.00 and six new single residential homes during the month for total construction cost of \$2,839,800.00.
- d. Mayor Pro-Tem Bond gave Councilman McEntire's Report. He stated the Water Treatment Plant pumped 389,454,000 gallons of raw water for an average of 12.981 million gallons per day. The Waste Treatment Plant treated an average daily flow of 9.53 million gallons with BOD Effluent 15, Suspended Effluent 20, COD Effluent 113. The Water/Sewer Construction Department made 36 water taps during the month and three sewer taps. They installed 3,244 ft. of 6 inch PVC water line and 4,965 ft. of 2 inch PVC water line. They completed the Line Street sewer project which consisted of 1,440 ft. of 8 inch sewer line with ten manholes.

6. Public Hearings & Comments:

ord. No. 559

- a. A 2nd reading of the Annexation Ordinance Request of Milton Stewart for approximately 3.6 acres of land known as 501 Sugar Valley Road for R-1 zoning was given. A public hearing was opened, and the Zoning Advisory Board recommended approval. Mayor Meadows stated that he had received calls regarding a preceived property exchange by the City and Milton Stewart. He stated this was untrue, the City and Milton Stewart had merely exchanged easement for access to various pieces of property, but no land had been exchanged. 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 annexation at R-1 zoning, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.
- b. A 2nd reading of the Zoning Variance Request of Betty and Clyde Allen for part of Lot 24 at 728 College Street to be re-zoned from R-2 to C-N zoning was given. A public hearing was opened, and the Zoning Advisory Board recommended approval, since the area in question had been using the said parcel of property for retail sales for over one year, and since it abutted C-N zoning, there were no further comments, and the hearing was closed. Councilman Palmer made a motion to waive the 3rd & 4th readings, and to approve, 2nd by Mayor Pro-Tem Bond with

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

- c. A 4th reading of the Zoning Variance Request of Weldon C. Childers for a 10 ft. variance from the east property line , and a 10 ft. variance from the rear property line was given. The public hearing was re-opened, and the Zoning Advisory Board stated the rear property line variance had been withdrawn, clearing the way for recommended approval of the request. There were no other comments, and the hearing was closed. Mayor Pro-Tem Bond made a motion to approve the request, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.
- d. A 2nd reading of the Beer/Wine Pouring License Request of Bilbeck, Inc. with Jana Mincey as Manager for the Place on Piedmont was given. A public hearing was opened. Mayor Meadows stated the Police Report for Mr. Lowery, President of the corporation and for Jana Mincey, the proposed manager were clear. There were no other comments, and the hearing was closed. Councilman Palmer made a motion to approve the license request, 2nd by Mayor Pro-Tem Bond, with Councilman Palmer, Mayor Pro-Tem Bond and Councilman Shelton voting affirmatively, motion carried.

7. Old Business:

- a. Attorney Bailey discussed a proposed resolution by the Council regarding the Freeport referendum held in September, 1994, which had been voted on favorably by city citizens. Following discussion, the Council asked that the proposed resolution be held until the next meeting, at which time the Council would wish to restrict the Freeport exemption to one item for 20%.
- b. Attorney Bailey stated he and Adminsitrator Harrison had reviewed the existing animal control ordinances, and he proposed a 1st draft of the Leash Law requirements which would be incorporated with other dog ordinances. Following discussion, Attorney Bailey was asked to prepare the proposed ordinance in ordinance form for the next meeting.
- c. Attorney Bailey reviewed a final resolution dealing with the lease/purchase of the fire truck through AmSouth which would qualify the lease/purchase as a favorable tax exempt item for AmSouth Bank. Following discussion, Councilman Palmer made a motion to adopt the resolution, 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond and Councilman Shelton voting affirmatively, motion carried.

8. New Business:

- a. Eddie Peterson from the Purchasing Department stated the City had received bids on two items which were over the amounts listed in the budget: (1) Water Treatment Plant hyster to replace a 1947 hyster. The budget called for a \$15,000.00 cap, and the lowest bid received had been \$15,400.00 ranging up to a price over \$16,000.00. Following discussion and review of the bids, Mayor Pro-Tem Bond made a motion to accept the low bid of \$15,400.00 for a Toyota Hyster, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively motion carried. (2) Four Wheel Drive vehicle to replace the existing five year old Four Wheel Drive presently operated by the Director of Utilities/Public Works. The budget called for a \$19,000.00 cap with two bids being available, one for a 1995 Jeep Cherokee Four Wheel Drive sports vehicle at

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\$20,157.18 from Jasper Jeep, and a 1994 Ford Explorer Four Wheel Drive vehicle at \$21,044.00 from Prater Ford. Following discussion, the Council stated the Ford Explorer would be a larger vehicle, and would allow greater flexibility of use. Following discussion, Councilman Palmer made a motion to approve the bid of \$21,044.00 from Prater Ford for the Ford Explorer. The primary reason being due to the larger size, 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond and Councilman Shelton voting affirmatively, motion carried.

- b. A 1st reading of the Annexation Ordinance Request of Joe Stepp for 204 Kirk Drive, Unites 1, 2, 5, 6, 9 and 10 for R-2 zoning was given. Mayor Pro-Tem Bond made a motion to set the public hearing for November 14, 1994 at 7:00 P.M., 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.
- c. The Mayor and Council reviewed a Manager Change Request for Golden Gallon Beer Retail Sales License, the request being to replace Mary Brown with Nancy G. Williams as manager. Mayor Meadows stated the Police Report was in order. Mayor Pro-Tem Bond made a motion to confirm the Manager Change to Nancy G. Williams, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.

9. Other Written Items Not on the Agenda:

- a. A 1st reading was given to the Thurman Carpets Zoning Variance Request in reference to the Interstate Sign Ordinance to increase in total square footage of signs in one direction from 672 sq. ft. to 756 sq. ft. for two faces. The sign would be an on premise sign. Councilman Palmer made a motion to set the public hearing for November 14, 1994 at 7:00 P.M., 2nd by Mayor Po-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond and Councilman Shelton voting affirmatively, motion carried.
- b. Following discussion of a complaint of Mrs. Margie Creekmore at 106 Debbie Place regarding a dog nuisance. A hearing was set for 4:00 P.M. on October 24, 1994.
- c. Attorney Bailey reviewed a request by the First National Bank of Palding County to recognize the mortgage of the lease the City had given to Butler Investments for the construction of a building off of Richard Street for Southern Bell. The loan being \$250,000.00 to build the facility. Following discussion, Mayor Pro-Tem Bond made a motion to recognize the mortgage as evidenced by their legal notification, 2nd by Councilman Palmer, with Mayor Pro-Tem Bond, Councilman Palmer and Councilman Shelton voting affirmatively, motion carried.

10. Director Cornwell's Work Report:

- a. Cornwell stated the side walk project on South Wall Street was underway, and hopefully would be finished quickly. He stated the City had been working with the Recreation Department in moving dirt for three fields, and also had worked with the school for sodding the baseball field. He also stated the water work for the new landfill facility at Redbone Ridge was almost complete, and that other line work following proper sign ups was underway.

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

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Approved:

Submitted:

  
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John D. Meadows, III  
Mayor

  
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Cathy Harrison  
City Administrator

