

JANUARY 30, 1995

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: 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 January 9, 1995 Regular City Council Meeting were approved as written.
4. Mayor's Comments:
  - a. Mayor Meadows stated the Mayor, Council and staff had attended the January 22 and 23, 1995 GMA Legislative Meeting in Atlanta. He stated the highlights of the two day conference were speeches by Speaker of the House Newt Gingrich, Governor Zell Miller, and Lt. Governor Pierre Howard. He stated in his particular committee, they had been very concerned with S.B. 15 which had been put back into committee, and which represented the Peace Officer's Bill of Rights. Mayor Meadows stated that in the absence of the Chairman, he chaired the Municipal Government Committee, and the primary discussion was H.B. 257 regarding the right of contractors to hire inspectors for jobs located within cities and counties, over which local inspectors would have no jurisdiction. Mayor Pro-Tem Bond stated that he attended the criminal justice meeting, and that his group also, was very concerned with S.B. 15. He stated they reviewed 10 to 15 other items and received updates at this stage of the legislature. He stated he would like to commend Representative Shanahan and Senator Ralston for their representation of Calhoun, Gordon County. Councilman McEntire stated he served on the Transportation Committee, and one of their basic areas of concern was the need for rail traffic to take vehicles off the Atlanta streets. He stated that should they be successful in rail traffic, Cartersville would serve as a hub for the North Georgia area. He also stated they discussed the need to increase the gasoline sales tax in order to have more funds for Georgia Highways. Councilman Shelton stated that he also enjoyed Washington Speaker Gingrich, that the conference was successful and had a note of improvement. Councilman Palmer stated that he and Chairman Tim Haney attended an additional session for the Downtown Development Authority members, and they gained considerable insight into the activity of Downtown Development Authorities. He stated he served on the Community and Human Development Committee, and which reviewed legislative issues, and he joined the others in stating it was a successful

conference.

- b. Mayor Meadows reminded the Council of the special meeting with legal council at 9:00 A.M. on January 31, 1995.

5. Public Hearings & Comments: None

6. Old Business:

ord. No. 562

- a. A 2nd reading of the Insurance Company's Occupation License Fee Ordinance Amendment was given. There were no comments. Mayor Pro-Tem Bond made a motion to waive the 3rd and 4th readings and to approve, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.
- b. Councilman McEntire made a motion to authorize Mayor Meadows and Harrison to sign the contracts, loan and other documents on the GEFA Solid Waste Loan No. 93-07-SW in the principal amount of \$1,000,000.00 regarding the sludge dryer, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- c. Mayor Pro-Tem Bond made a motion to authorize Mayor Meadows and Harrison to sign the contract, loan and other documents on the SRF Loan No. 93-007 for \$825,760.00 for the additional sewer interceptor project, 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

7. New Business:

- a. A 1st reading of the Amusement License Application of Russell Offut for R & R Grocery located at 400 West Line Street was given. Councilman McEntire made a motion to set a public hearing, and review for February 13, 1995, 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 Rodney Barnette, Grand Prix Amusement License Request for property located at 148 West Belmont Drive was given. The applicant will be replacing the current owner, Mrs. T. Anderson. Councilman McEntire made a motion to set the public hearing for February 13, 1995, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- c. A 1st reading of the Amusement License Request of Clyde McEntyre, This & That Pawn Shop, located at 401 East May Street was given. Mayor Pro-Tem Bond made a motion to set the public hearing for February 13, 1995 at 7:00 P.M., 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- d. Harrison reviewed the budget to actual income expenses for the first half of 1994-95 as per the attached, and recommended budget amendments based on the six months actual income and expenses. Following review of the budget amendment recommendations, Councilman Shelton made a motion to approve, 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.

8. Other Written Items Not on the Agenda:

- a. A 1st reading of an Annexation Ordinance request for Ivanor Apperson for a lot located on Highway 41, South, on the east side of Erwin Street. Councilman McEntire made a motion to set the public hearing for March 13, 1995 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 Joe and Brent Stepp Annexation Application was read. The application being for approximately 22 acres off the south side of the Dews Pond Road being part of the former Putnam property. Mayor Pro-Tem Bond made a motion to set the public hearing for March 13, 1995 at 7:00 P.M., 2nd by Councilman Palmer with Mayor Pro-Tem Bond, Councilman Palmer, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
  - c. Following review of an agreement from DOT to the City of Calhoun regarding relocation of utilities for road improvements to be made from Line Street to Red Bud Road on Highway 41. Councilman Shelton made a motion to approve the agreement, and to authorize the Mayor to sign, 2nd by Councilman McEntire with Councilman Shelton, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.
  - d. Following review of the proposed Miller Drilling Company well drilling contract in the amount of \$40,170.00 by Attorney Bailey, and review of the Notice to Proceed, Councilman Palmer made a motion to approve and to authorize the Mayor to execute on behalf of the City, 2nd by Councilman Shelton with Councilman Palmer, Councilman Shelton, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
9. Director Cornwell's Work Report: None
10. Councilman McEntire made a motion to move to executive session for legal discussion with the attorney on legal matters, and also on sewer contracts and police liability, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
11. 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.
12. The Mayor and Council reviewed the request for a sewer connection for Best Western for Mr. Bob Gates. Following discussion with Mr. Gates, it was determined that the primary problem regarding the connection, appeared to be an inability for the property owner to connect his line to the City's sewer connection on DOT right-of-way without entering on a neighbor's property who was unwilling to grant an easement. The Council informed Mr. Gates that they would review the site to be sure that they would be able to make the sewer connection without having to access the adjoining property owner's property, however, the connecting line from his facility to the sewer connection would be his responsibility, and any easements needed would need to be obtained by Mr. Gates. The Council also informed Mr. Gates the cost for the connection would be based on current rates since the existing installment agreement had expired, and the three thousand dollars previously paid had been used to make the road bore.

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

Approved:

Submitted:

  
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John D. Meadows, III  
Mayor

  
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Cathy Harrison  
City Administrator