

NOVEMBER 25, 1996

7:00 P.M.

REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
226 SOUTH WALL STREET

PRESENT: JOHN D. MEADOWS, III, MAYOR
JOHN D. SHELTON, MAYOR PRO-TEM
PAUL MCENTIRE, COUNCILMAN
JIMMY PALMER, COUNCILMAN
RONALD H. WOODS, COUNCILMAN

ALSO: WILLIAM P. BAILEY, CITY ATTORNEY
KELLY CORNWELL, DIRECTOR UTILITIES/PUBLIC
WORKS
EDDIE PETERSON, ASST. DIRECTOR UTILITIES/
PUBLIC WORKS
CATHY HARRISON, CITY ADMINSTRATOR

1. Mayor Meadows called the meeting to order, welcomed everyone, and gave the Invocation.
2. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
3. Minutes of the November 11, 1996 Regular City Council Meeting were approved as written.
4. Mayor's Comments:
 - a. Mayor Meadows wished a speedy recovery to Hoyt Edwards, recently retired city employee.
 - b. Mayor Meadows reminded everyone of the rescheduling of the December 9, 1996 Council Meeting until December 16, 1996 at 7:00 P.M.
 - c. Mayor Meadows reminded everyone of the public hearings set for December 16, 1996 at 7:00 P.M.: (1) Annexation/New Zoning Request of Laurel Clark for property located at 988 North Wall Street for C-2 zoning; (2) Zoning Change Request of Laurel Clark for property located at 990 North Wall Street to be rezoned from R-1 to C-2 zoning; (3) Zoning Variance Request of In-Home, Inc. for property located at 1279 Mauldin Road for a 10 ft. set back on the south side of the property to allow for a larger building expansion; (4) Annexation/New Zoning Request of J. Russell McBrayer for approximately seven acres, more or less, north of Dews Pond Road and South of Devonwood Subdivision for R-2 zoning; (5) Annexation/New Zoning Request of L.P. Owens for property located on Union Grove Road 500 ft. from the U.S. 41 Intersection on the north side for Ind.-H zoning; (6) Annexation/New Zoning Request of Marvin Taylor for property located on the north side of Union Grove Road at the intersection of U.S. 41 for approximately five acres for C-2 and Ind.-H zoning; (7) Annexation/New Zoning Request of Joe E. Moore and the Estate of Jerry Moore for property located off U.S. 41 South approximately 440 ft. north of the Union Grove Road intersection for A-1 zoning; (8) Annexation/New Zoning Request of Herman Timms for approximately four acres located west of Warrior Path and north of Timms Road for C-2 zoning.
 - d. Mayor Meadows recommended the terms of the board members of the Calhoun Recreation Authority be extended as per the following: Jimmy Palmer and John D. Meadows, III for terms to expire June 30, 2000; Jim Black and Mike Jones for terms to expire June 30, 2002; Henry Holland, Bob Nance, Thomas J. Brown, Jr. for terms to expire August

24, 1998. Following discussion, Councilman Woods made a motion to approve the terms as stated, 2nd by Mayor Pro-Tem Shelton with Councilman Woods, Mayor Pro-Tem Shelton, Councilman Palmer and Councilman McEntire voting affirmatively, motion carried.

- e. Mayor Meadows stated the Golf Advisory Commission had met the previous week, and the primary item of discussion had been the renewal of the snack bar contract with Vickie Roberts. Mayor Meadows stated the Golf Advisory Commission had recommended the contract be renewed for another 12 months. Following discussion, Councilman Woods made a motion to renew the Vickie Roberts Snack Bar Contract through the year 1997, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- f. Mayor Meadows reminded everyone of the Mayor's Motorcade to Northwest Regional Hospital on December 4, 1996 which would leave City Hall at 9:00 A.M.
- g. Mayor Meadows asked for a motion officially designating the Depot Community Room as the official meeting place for the Mayor and Council effective January 13, 1997 and continuing forward at that location for regular meetings to be held the 2nd and 4th Mondays of each month, and for special meetings which will be advertised. Following discussion, Councilman McEntire made a motion to designate the depot community room as the official meeting place as requested, 2nd by Councilman Woods with Councilman McEntire, Councilman Woods, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- h. In a final review of the proposed depot policies, Councilman McEntire made a motion that the policies be approved with the exception that the notation disallowing monthly meetings be deleted, with wording which would allow monthly meetings to be held provided 30 days advanced notice had been given, and each month the room was officially reserved with the understanding that should special events occur, they would have priority over the regularly scheduled monthly meetings. The second change in the policy would be to have no Monday night meetings, in order to allow the Council to meet on special occasions, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

5. Public Hearings and Comments:

- a. A 2nd reading of the Beer, Wine and Liquor License Renewals for 1997 was given:
 - 1. American Legion - C.L. Rutledge - Beer/Liquor Package and Pouring.
 - 2. Arch City Package - Otto L. Defoor - Beer Package
 - 3. Atlanta Gate Restaurant - Soleh Rashid - Beer, Wine & Liquor Pouring
 - 4. B & L Liquor - Lindsey Lewis - Wine and Liquor Package
 - 5. Calhoun Liquor Store - John H. Bell - Wine and Liquor Package
 - 6. Golden Gallon, Inc. - Nancy G. Williams - Beer Package
 - 7. Gondolier Pizza of Calhoun, Inc. - Evangelos Pateritsas - Beer Pouring.
 - 8. El Pueblito Mexican Restaurant, Inc. - Juana Naranjo - Beer and Liquor Pouring
 - 9. Makibe Corp. d/b/a Holiday Inn Restaurant - Betty

- Gilbert - Beer, Wine and Liquor Pouring
10. J.J.'s Package Store - Raymond J. Brown - Beer Package
11. Jimmy's Package - Alton Defoor - Beer Package
12. B & L Beverage - Cindy Bockholt - Beer Package
13. Pizza Hut, Inc. - Rick Heidemann - Beer Pouring
14. Red Bud Liquor Store - Champ Kelly - Wine and Liquor Package
15. J & P - Patsy Colleps - Beer and Wine Package
16. South 41 Package - Roy T. Aaron - Beer and Wine Package
17. Speedy's Spirits Shop, Inc. - James Thomason, Manager - Wine and Liquor Package
18. Troy's Package - Ronald Robinson - Beer Package
19. V.F.W. - Lois Crump - Beer Package/Pouring
20. Wallace Enterprises - Kim Sanders - Beer and Wine Package
21. Highway 53 Package - Terry Ross - Beer and Wine Package
22. Dixie Beverage Shop - Barbara V. Bishop - Beer Package
23. China Hall - Yong Hwang Laing - Beer and Wine Pouring
24. Los Reyes Mexican Restaurant - William Terry Howard - Beer, Wine and Liquor Pouring
25. Fast Petroleum, Inc. - Teresa Lunsford - Beer Package
26. S.G.P., Inc. d/b/a Brangus Cattle Company - Curt Lucas - Beer and Liquor Pouring
27. Deb's Place - Debra Stephens - Beer Pouring

A public hearing was opened. There were no comments and the hearing was closed. Councilman McEntire made a motion to approve the license renewal requests as stated, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

- b. A 2nd reading of the Amusement License Renewals for 1997 were given:

1. Calhoun Bowling Center - James H. Roark
2. King's Skating Palace - Harvey A. King
3. Martin Theater - Randall Farrell
4. Pizza Hut, Inc. - Rick Heidemann
5. American Legion - Thomas J. McCarey, Jr.
6. Betty's Flea Market - Betty Richie

A public hearing was opened. There were no comments, and the hearing was closed. Councilman Palmer made a motion to approve the request as stated, 2nd by Mayor Pro-Tem Shelton with Councilman Palmer, Mayor Pro-Tem Shelton, Councilman McEntire and Councilman Woods voting affirmatively, motion carried.

- c. A 2nd reading of the Pawn License Renewals for 1997 was given:

1. Calhoun Trophy & Sporting Goods - Jimmy Gee
2. Cannonballs - Kenneth McEntyre
3. North Georgia Pawn - Walter James
4. This & That - Clyde McEntyre
5. Otasco/Coast to Coast - Jimmy Payne
6. Park Avenue Pawn & Jewelry - Douglas Driscoll
7. Pete's Music City - C. L. Cochran
8. Title Exchange & Pawn of Calhoun - Deborah A. Shuler
9. D & S Pawn - Bobby J. Dobbs
10. A & A Title Pawn - Alex W. Feagin
11. Cash Express - Mike H. Horton

12. PCI Capital Corp. d/b/a Pawn Mart - Joseph Robert Sillers

A public hearing was opened. There were no comments and the hearing was closed. Councilman Palmer made a motion to approve the request as stated, 2nd by Councilman Woods with Councilman Palmer, Councilman Woods, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

- d. A 2nd reading of the new ownership for the Beer Package License Request of ABC Oasis Package Store located at 767 1/2 Highway 53, East for ownership to be effective January 1, 1997 with James Thomason as owner was given. A public hearing was opened. Harrison stated the Police Report was clear. Attorney Bailey stated the request was being filed in a separate legal name from Speedy's Spirits, and would be a valid application. There were no other comments, and the hearing was closed. Councilman McEntire made a motion to approve the request, 2nd by Mayor Pro-Tem Shelton with Councilman McEntire, Mayor Pro-Tem Shelton, Councilman Woods and Councilman Palmer voting affirmatively, motion carried.

6. Old Business:

- a. Following a request by Harrison to extend the deadline for payment of 1996 taxes until January 15, 1997, Mayor Pro-Tem Shelton made a motion to approve the request, 2nd by Councilman Woods with Mayor Pro-Tem Shelton, Councilman Woods, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.

7. New Business:

- a. A 1st reading of the Amusement License Renewal Request of C & N Amusement d/b/a Grand Prix Amusement with Anna Casey and L.C. Nation as owners and being located at 148 West Belmont Drive was given. Following discussion, Councilman Woods made a motion to set the public hearing for December 16, 1996, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- b. A discussion was held on the residential landfill charges which would be needed since the County had notified all haulers and residential users that all waste delivered to the landfill would be charged a landfill charge. Said charge to be \$32.00 per ton with the effective date to be January 1, 1997. Based on these notifications, city staff met with BFI, and based on their rates to be charged to the City of Calhoun for the landfill charge, city staff recommended the rate of \$8.00 per month for landfill and pick-up charges for residential garbage. Commercial garbage, other than in dumpsters, was proposed to be \$16.00 per month for pick-up twice weekly and \$39.00 for pick-up five times per week (Monday - Friday). Following discussion in which the Council stated if the rates were implemented, it would result in an increase to the City's reserves, a reduction in taxes or reduction in utility rates. A 1st reading was given to an amendment to the Solid Waste Ordinance and to the Fee Resolution which would implement these fees. Following further discussion, Councilman Woods made a motion for the item to be set for a public hearing for December 16, 1996 at 7:00 P.M. which would allow each Councilman sufficient time to review, and to gain input from citizens, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton

- voting affirmatively, motion carried.
- c. Harrison provided the Mayor and Council a review of the Budget to Actual Expenses for the First Quarter of the Fiscal Year 1996-97 as per Exhibit A attached.
 - d. A 1st reading of a Zoning Change Request of the Calhoun Seventh Day Adventist Church property located at 350 West Belmont Drive with a request to change from R-1 to C-2 zoning was given. Following discussion of a need to move forward on the request as soon as possible, Councilman Woods made a motion to set a public hearing on the request for December 16, 1996 at 7:00 P.M. with a notion that the Zoning Advisory Board will hold a special meeting on the request on December 12, 1996 at 4:30 P.M., 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
8. There were no other written items not on the agenda.
9. Director Cornwell's Work Report:
- a. Cornwell Stated as per the budget, the City had taken bids for three tank repairs, and had received the low bid from Utilities Service, Inc. of Perry, Georgia which had provided services for the City of Calhoun on a previous occasion, and had performed satisfactorily. He stated the total of the contract for the three repairs would be \$248,087.00, however, the company had preferred not to submit bonds until it was notified of the award of the contract. Councilman McEntire made a motion to award the contract and to authorize the Mayor to sign subject to bonds submitted and approved by Attorney Bailey, 2nd by Councilman Woods with Councilman McEntire, Councilman Woods, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
10. Councilman Woods made a motion to move to Executive Session for legal and personnel discussion, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
11. Councilman Woods made a motion to move to General Session, 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
12. Councilman Woods made a motion to adjourn, 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

Approved:

Submitted:



John D. Meadows, III
Mayor



Cathy Harrison
City Administrator

