

JULY 22, 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
RON WOODS, COUNCILMAN

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

1. Mayor Meadows welcomed everyone; 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. Councilman Palmer stated the Minutes for July 8, 1996 needed to be amended to state that the soccer fields were not ready for play, but had been improved. Following the amendment, Minutes of the July 8, 1996 Regular City Council Meeting were approved as written.
4. Mayor's Comments:
 - a. Mayor Meadows issued a formal "Thank You" to the Olympic Torch Relay Committee, and to all those volunteer workers in addition to City and County employees who had worked hard to make the Olympic Torch Relay a success.
 - b. Mayor Meadows reminded the Council of public hearings scheduled for August 12, 1996: (1) Rezoning request of In Home, Inc. for approximately 2.5 acres off Moss Memorial Parkway to be rezoned from R-2 to Ind.-G; (2) Annexation request of Gail Milliamson, filed by Robert L. Collins, Jr., for property located at 536 West Belmont Drive, S.E.; (3) Rezoning request of Robert L. Collins, Jr. for the R.M. Meadows Estate for property located at 42 College Street to rezone from R-2 to O&I; (4) Zoning request for newly annexed property of David L. Hiott for Polygon Associates of Tenn., LLC for a lot located on Highway 53 East, West of Quality Inn.
 - c. Mayor Meadows reminded the Council of the grand opening of Fox & Brindle Offices at 1216 North Wall Street at Noon on Tuesday, July 23, 1996.
 - d. Mayor Meadows reminded everyone of the run off election on August 6, 1996. He commended those individuals who had voted in the July Primary Election stating the Calhoun Precinct had a 36% turn out. He encouraged everyone to return on August 6, 1996, and vote for the candidates of their choice.
 - e. City School Board Chairman George Crowley and City School Superintendent Larry Harmon reviewed bids which had been taken for renovation of the kitchen at the City Middle School and High School on July 18, 1996. Chairman Crowley stated the project had been budgeted for over \$416,000.00 with \$150,000.00 from the City budget. The area in which the bids were over was primarily that of equipment. Superintendent Harmon stated on a review by the contractor and school staff, the bid had been lowered, however, the project was still \$62,843.00 over, provided the City could give a letter which would serve as a contingency bond for the project. Following

discussion on the need for the additional space and renovation, Councilman Palmer made a motion to approve the additional \$63,000.00 needed for the project, and to provide a letter to serve as a contingency bond, and to add these funds to the January, 1997 budget amendments at that time, 2nd by Mayor Pro-Tem Shelton with Councilman Palmer, Mayor Pro-Tem Shelton, Councilman McEntire and Councilman Woods voting affirmatively, motion carried.

5. Public Hearings & Comments:

- a. A 2nd reading of the Cross Connection Policy, which is primarily mandated by the State was reviewed. A public hearing was opened. There were no comments, and the hearing was closed. Councilman McEntire made a motion to approve the policy, 2nd by Councilman Woods with Councilman McEntire, Councilman Woods, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

6. Old Business:

- a. A 1st reading of the zoning request for newly annexed property of Stanley Simpson for approximately 2 acres off Gee Road for Ind.-G zoning was given. Councilman Woods made a motion to set the public hearing for August 12, 1996 at 7:00 P.M., 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- b. John Sweitzer reviewed the earlier bids which had been taken for the paving portion of the current CDBG Block Grant project. The low bid was from M&M Contracting of Jasper, Inc. at a price of \$63,378.00, for a short span of street, and a culvert to be erected which would connect Ola and Yarborough Streets. Engineer Sweitzer stated the time for the contractor's bid to be enforceable had expired, however, the contractor stated he would do the job for an additional 5% which would run the contract to \$66,547.00 to help defray increased cost in materials and asphalt prices. Sweitzer stated the second lowest bidder for the project was not interested in accepting the work, and his bid was over \$70,000.00 at the time of the original bid. Kelly Cornwell stated the cost to rebid the project would be over the 5% increase. Following discussion, Councilman McEntire made a motion to accept the price of \$66,547.00 by M&M Contracting of Jasper, Inc., and to authorize the work to begin, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

7. New Business:

- a. A 1st reading of the Amusement License Request of Betty Richie for Betty's Flea Market located at 1000 Highway 41, North was given. Following discussion as to the location, which is the former Motor Aid No. 6 on Highway 41, North, Harrison stated the operation has a business license, however, they do not have a license for amusement machines, and following complaints from the neighborhood, the Administrator notified the Police Department they could inform Ms. Richie that she should remove the machines from her premises until the license is obtained to operate the machines. She complied and stored the machines off site, and promptly applied for an amusement license. Following discussion, Councilman McEntire made a motion to set the public hearing for

August 12, 1996 at 7:00 P.M., 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

- b. A 1st reading of the Liquor Pouring License Request of Saleh Rashid for Atlanta Gate Restaurant located at 273 Highway 53 East, S.E. was given. Councilman Palmer made a motion to set the public hearing for August 26, 1996 at 7:00 P.M., 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- c. A 1st reading of the Ordinance Amendment to the Zoning Code adopting new state requirements was given. Following review and discussion, Councilman Woods made a motion to set two public hearings for the ordinance amendment, those hearings being August 12 and August 26, 1996 at 7:00 P.M., 2nd by Councilman Palmer with Councilman woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- d. A 1st reading of an Ordinance disallowing self inspection by contractors on water and sewer installation was given. Councilman McEntire made a motion to set the public hearing for August 12, 1996 at 7:00 P.M., 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- e. Following review of a License Agreement between the State of Georgia and the City of Calhoun for use of property for the technical school operated as a satellite center of Coosa Valley Tech, Attorney Bailey stated the license was simply a three year revocable license which would allow the City to serve utilities for the facility with a bill being put before the Legislature in January, 1997 which would grant a permanent easement for those utilities to the State owned facility. Following discussion, Councilman Palmer made a motion to approve and to authorize the Mayor and Administrator to execute the Agreement, 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- f. Adminsitrator Harrison stated that she, along with Ruth Powell and Lloyd Fraiser of Coosa Valley Regional Development Center had visited Chantal Matthews of DCA to review the possibility of the City filing an application for a multi purpose block grant with an application deadline being September 16, 1996. Harrison stated the limitations for a multi purpose block grant would be \$800,000.00, which would allow infrastructure improvements and CDBG housing funds with an additional \$200,000.00 through the HOME Program for a total grant application of \$1,000,000.00. Harrison stated the proposed project area would be the Mill Village area, and would include renovation of the water and sewer lines which were installed in 1915, and would also include replacing water lines in the homes, possibly rewiring, replacing sewer lines form the home to the manholes, and would also allow city wide applications to be filed for home improvements which are basically code improvements to homes. The city wide applications would also include applications being placed by some of the home owners in the Mill Village area. Engineer Sweitzer stated that he had met with the Water/Sewer Construction employees on Friday, July 19, 1996, had reviewed the proposed project site. He also met with the Fire Chief, and was made aware of some fire safety concerns for the area which could be eliminated with the aid of a grant. He stated that he felt the project was a viable project, and that

the project area would qualify in terms of low/mod income levels required for the grant. Harrison stated that in order for the City to file a timely application, and one which would tell the story properly for the DCA employees who would be reviewing the applications, that it would be necessary to hold a public hearing as soon as possible (August 12, 1996), however, she suggested that other meetings be held at churches in the immediate area which would help to notify the home owners and get their input for the project. Following discussion, Councilman Shelton made a motion to authorize the City to prepare the grant application and to set a public hearing for August 12, 1996 at 7:00 P.M., 2nd by Councilman Palmer with Mayor Pro-Tem Shelton, Councilman Palmer, Councilman McEntire and Councilman Woods voting affirmatively, motion carried.

8. Other Written Items Not on the Agenda:

- a. A 1st reading was given to the Randy and Elaine Miller Annexation Ordinance Request for 119 Kent Drive. Following discussion, Councilman Woods made a motion to set the public hearing for August 12, 1996 at 7:00 P.M., 2nd by Councilman McEntire with Councilman Woods, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Shelton voting affirmatively, motion carried.
- b. Following discussion, Councilman Woods made a motion to reappoint Tom Shanahan to the Housing Authority of the City of Calhoun for a term to expire October 16, 2001, 2nd by Councilman Palmer with Councilman Woods, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

9. Director Cornwell's Work Report: None

10. Councilman Palmer made a motion move to Executive Session for two legal matters, 2nd by Councilman McEntire with Councilman Palmer, Councilman McEntire, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

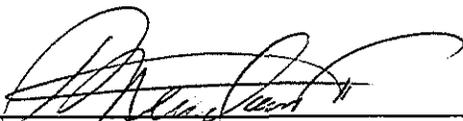
11. Mayor Pro-Tem Shelton made a motion to move to General Session, 2nd by Councilman Palmer with Mayor Pro-Tem Shelton, Councilman Palmer, Councilman McEntire and Councilman Woods voting affirmatively, motion carried.

12. Following consultation with the City Attorney, Councilman McEntire made a motion to allow Haley Stephens to reapply for a zoning change which had been changed within the last year for property located off Dan Cheri Drive, however Mr. Stephens would be required to file the appropriate rezoning application, and go through the entire process, 2nd by Councilman Palmer with Councilman McEntire, Councilman Palmer, Councilman Woods and Mayor Pro-Tem Shelton voting affirmatively, motion carried.

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

Approved:

Submitted:



John D. Meadows, III
Mayor



Cathy Harrison
City Administrator