

JULY 28, 1997

8:45 P. M.

EXECUTIVE SESSION
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET

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

ALSO: WILLIAM P. BAILEY, CITY ATTORNEY
KELLY CORNWELL, DIRECTOR UTILITIES/PUBLIC
WORKS
CATHY HARRISON, CITY ADMINISTRATOR
MIKE DEVER, ATTORNEY AT LAW

1. Mayor Meadows introduced Mike Dever who reviewed the ruling from the Georgia Court of Appeals. Mr. Dever outlined the action available to the City. That action being to file within ten days, a request for reconsideration of the matter. If a negative vote is provided for the reconsideration within ten additional days, the City could file a Notice for Certiorari. Mike Dever reviewed several items that were incorrect in the ruling from the Georgia Court of Appeals, one being the Burden of Proof which had been referenced to as being an obligation of the City on the question of the 1992 rates. However, he said it was definitely the burden of MEAG to prove their case in that regard. He stated there were several other items, but they were not sufficient to challenge the ruling. He stated that should MEAG file a motion for reconsideration, that he would recommend the City be prepared to file a motion for reconsideration on those items which they had appealed. Following discussion, the Mayor and Councilmen requested that Mr. Dever contact Cliff Adams, and determine if they would be filing a motion for reconsideration or a motion of Certiorari. If it was determined that MEAG would do a filing, then he was authorized to file the motion for reconsideration.
2. Harrison provided a sampling of salaries for various positions with the City of Calhoun compared to those from the City of Rome and City of Cartersville. The Council discussed some of the wages and positions, and stated they would reconsider the matter and would make a decision at a later time.
3. Attorney Bailey reviewed two right-of-way deeds which had been proposed, and reviewed the considerations for each which would be associated with Executive Park Drive. The Council concurred with the considerations for the easements. Attorney Bailey stated the monetary concerns for payment of the property had been made by the private developer who owned property associated with the former Roberson Road and the property he would be donating to provide a complete street to be renamed Executive Drive. He discussed the special curb agreements and etc. Attorney Bailey was authorized to proceed with recording of the titles.

Approved:

Submitted:


John D. Meadows, III
Mayor


Cathy Harrison
City Administrator