

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING ST
AUGUST 13, 2012 7:00 P.M.**

MINUTES

**PRESENT: James F. Palmer, Mayor
Al Edwards, Mayor Pro Tem
George Crowley, Councilman
David Hammond, Councilman
Matt Barton, Councilman**

**ALSO: Eddie Peterson, City Administrator
Larry Vickery, Utilities General Manager
George Govignon, Assistant City Attorney
Jeff DeFoor, Director of Electric Utilities
Paul Worley, City Clerk
Chris Cox, Fire Training Officer
Lenny Nesbitt, Fire Chief
Garry Moss, Police Chief
Kim Townsend, Recreation Director
Michelle Taylor, Calhoun City Schools Superintendent
Don Hood, Calhoun City Schools Finance Director
Amy Atkinson, Calhoun Board of Education Chairperson
Eddie Hall, Calhoun Board of Education Member
Debra Moyer, Calhoun Board of Education Member
Bryce Holcomb, Director, Citigroup
Jon Pannell, Gray Pannell and Woodward Law Firm**

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.
 - A. Councilman Hammond gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Councilman Hammond made a motion to approve the agenda, Councilman Crowley seconded the motion. All voted aye, motion approved.
4. Councilman Crowley made a motion to approve the minutes of the July 23, 2012 City Council Meeting. Councilman Barton gave a second with all voting aye, motion approved.
5. **Mayor's Comments:**
 - A. Mayor Palmer recognized and congratulated the Calhoun 7-8 Girls All-Star team and members of the Blue Barracudas. The 7-8 Girls are the GRPA Class B State Champions and there were 5 state champions in the GRPA state swim meet. The Barracudas placed

8th, their best finish ever, at the GRPA state swim meet. Swimmers, coaches, and parents of the Blue Barracudas attended the meeting.

- B. Mayor Palmer announced that there will be a required Community Development Block Grant Public Hearing announcing the \$500,000 grant awarded for the Cherokee Mill Loft project at the Depot Community Room on August 27th at 6:00pm.

6. Council Comments:

- A. Mayor Pro Tem Edwards gave the July reports as follows:

- 1) **Police Department**

- Made 675 cases with 8 DUI's
- Fines collected by Municipal Court - \$67,340.40
- Issued 678 warnings
- Investigated 43 highway accidents, 29 private property accidents
- Provided 71 escorts
- 1,673 incident reports
- Responded to 863 alarms
- Patrolled 56,008 miles
- Responded to 4,659 calls for service by E-911

- 2) **Municipal Court and Probation**

- Total Court cases- 574
- Court cases dropped- 111
- Number of Bond forfeitures- 351
- Number of Probation cases- 50
- Probation Payments- \$15,662.00
- Probation Revocations- 12
- Failure to appear- 65
- Prisoner transports- 27

- 3) **Fire Department- Suppression**

- Responded to 148 calls for service for the suppression division, 6 fire incidents for damages
- Responded to 89 medical service calls
- Responded to 19 hazardous conditions incidents
- Responded to 18 false alarms or false calls, 7 good intent, 0 severe weather & natural disaster
- 5 officers participated in an incident command class.
- 2 firefighters completed a leadership and an instructor's class.
- Department completed 481 man hours of training.
- Trenching for underground power and grading for the retention pond at the training building site has been completed. Notifications to bid have been placed in the paper for the foundation and building erection of the training building/tower.

4) Fire Inspection Department

- 144 total reported activities/inspections which included 25 annual inspections, 4 new business inspections, 37 requested inspections, 24 follow-up or re-inspections, and 50 consultations
- Inspectors have two first warnings for illegal burning in the city.

5) Downtown Development Authority and Main Street Program

- The DDA office continues to work with Landmark Development and Calhoun Affordable Housing to obtain tax credit financing for the proposed Cherokee Mill Lofts. In July, the group was successful in obtaining a \$500,000 Community Development Block Grant for this project and should have the decision of the DCA no later than mid October regarding the tax credits.
- The DDA continues to work with the design and construction companies on Streetscape Phase III and the design of Phase IV. We appreciate the patience of all business owners in the Downtown area and their customers and clients. We anticipate Phase III to be completed by the end of September.
- The Downtown Calhoun Facebook page has contests with free tickets to entertainment events at the Harris Arts Center and the GEM Theatre. We are also sponsors of the performance of Stephen Freeman, a Tribute to Elvis Show on August 25th – tickets are available at the GEM box office. We have also begun a Shop of the Week for Downtown, which features one shop each week to help promote the downtown businesses on the Downtown Calhoun Facebook page.
- The DDA and the Chamber of Commerce hosted the Keep it in the County – Summer Santa event at the BB&T City Park last Friday. A lot of local businesses contributed items to be given away to those presenting shopping receipts from area merchants. The free event featured a concert by Babe's Bayou Band, Santa for the kids and great fun for everyone.

B. Councilman Barton gave the July reports as follows:

1) Street Department

- Completed 21 shop and 24 street department work orders.
- Placed 8 new street signs.
- Inspected and maintained approximately 98 miles of streets and storm drainage.
- Repaired utility cuts and several pot holes at various locations around town using 13 tons of asphalt.
- Mulched around the trees and shrubs at the 58 acre park
- Dug up a large stump on Short Trammell Street, filled the hole with top soil, and covered with sod.

2) Cemetery Department

- Performed routine maintenance on Fain and Chandler Cemetery.
- Supervised the opening and closing of 10 grave sites.
- Sold 7 new grave spaces.

3) **Rabies Control**

- Housed 28 dogs, and 11 cats
- Issued 1 warning
- Answered 41 customer calls

4) **Parks Department**

- The Parks Department grounds crew picked up litter, hauled garbage to the dump, books from the library and maintained records at records room.
- Mowed and weedeated approximately 19 miles of sidewalk, 29 islands, and 42 other designated places in the City.
- The building and maintenance crew performed routine maintenance on designed city buildings and all fountains.
- Repaired and painted the fence at City Hall.

5) **Safety Committee**

- Safety topic- driving safety
- Safety Inspection- Electric Department
- Accidents: Vehicle Accident-0
- Workers Comp: 0

6) **Recreation Department**

- **Youth Baseball and Softball/ Adult Softball** – – During the week of July 10 – 14 Calhoun Recreation Department had 5 teams that participated in the GRPA State tournaments. 7-8 Flea Girls – Won the GRPA State tournament held in Cordele, Ga. bringing the State Championship Trophy to Calhoun for the second year in a row for the 7-8 Girls. 7-8 Flea Boys – participated in the GRPA State tournament as the 5th District Runner-up in Moultrie, Georgia. 11-12 Major Boys – participated in the GRPA State tournament as the 5th District Runner-up in Bainbridge, Georgia.
- Our agency hosted the GRPA 11-12 Traditional Boys Baseball State Tournament with 10 teams from across the state participating, along with the 9-10 Mite Girls Live Arm GRPA State tournament with 7 teams participating. The estimated economic impact for Calhoun and Gordon County for these two GRPA events is \$85,313.00.
- **SWIM:** The Calhoun Blue Barracudas and Calhoun Recreation Department hosted the GRPA 5th District Swim Meet on July 7, 2012. There were 290 swimmers that participated in the meet. There were 34 Blue Barracudas that advanced to the GRPA State Swim Meet held in Tifton July 20 -21. At the GRPA State Meet we had 5 Barracudas that won state championships in their events. The Barracudas finished 8th in the GRPA state swim meet.
- **BOYS AND GIRLS CLUB – OLD NAVY – FUNNOVATION** – The Ratner Pavilion and open space area were the location for the Boys and Girls Club Old Navy Sponsored Funnovation Day on Saturday, July 21. There were an estimated 2,000 people in attendance for the event.

C. Councilman Crowley gave the July report as follows:

1) **Water, Sewer, and Engineering**

- The Brittany Drive Expansion Project- Construction of the filter structures is complete. Forming of the walls for the pipe gallery is underway.
- Maintenance crews are approximately 50% complete with the upgrades to the Coosawattee intake. The project consists of replacing check valves and switch gears for three of the four raw water pumps.
- Water system flushing program is in progress again. The largest portion of the system has been completed.
- Water and Sewer relocation for the Union Grove Interchange has begun and is approximately 25% complete.
- Harris Beamer Water Main – The design and permitting is complete and construction is scheduled to begin this month.

2) **Water Treatment Plant Facility**

- Pumped a total of 334,800,000 gallons of water for a daily average of 10,800,000 gallons.
- The Brittany Drive Treatment Plant produced 39.0% of the City's potable water for the month, and Big Springs – 130,560,000 gallons
- Rainfall 5.85"
- Six water treatment staff members attended an eight hour training class based on advanced procedures for laboratory and water testing methods.

3) **Waste Water Treatment Plant Facility**

- Treated a daily average of 4.124 MGD, with an average BOD effluent of 3, average suspended effluent of 9, and an average COD of 34.

4) **Water Distribution**

- 12 Water connections, 43 water service leaks repaired, 24 water main leaks repaired, 12 water services changed from old water main to new main, 5 change out of meters, 70 utility locates called in for work orders, 410 utility locates responded to, and 128 misc. calls
- Completed changing of services from old main to new main along Elm Street.
- Completed replacing water service lines under new sidewalk south of Courthouse.

5) **Waste Water Collection**

- 1,450' Sanitary Sewer Services TV inspected, 354 utility locates completed, 2 lift station repairs completed, 6,450' sanitary sewer lines cleaned, 84 manholes opened and inspected, 1600' right of way cleared
- Installed new sewer service lines under new downtown sidewalk for all buildings just south of the Courthouse.

- Completed installing new 8" sewer main along River Street as part of the sewer line relocation for the new high/middle school project.

6) **Building Inspection Department**

- Issued 25 permits for an estimated cost of \$581,569.00. This included 2 new residential, 2 residential remodeling, 2 residential electrical, 3 commercial HVAC, 1 new industrial HVAC, 1 industrial electrical, and 4 sign permits

D. Councilman Hammond gave the July report as follows:

1) **Electric Department**

MAJOR CONSTRUCTION PROJECTS INCLUDE:

- Calhoun High School, Streetscape Phase # 3, Engineered Floors Phase # 3 Expansions, Mohawk Rug and Textile Expansion

Work orders in process or completed

- Newly created- 75
- Completed and closed- 80
- Consisting of:
- Street and security lighting-10
- New business-8
- After hours trouble and callouts-13
- City electrical maintenance-39
- Meter maintenance/replacement- 41
- New customer meter sets- 8
- Monthly total system locate tickets processed- 482

Electric System supplied – 41,952,637 kwh in July;

MEAG and SEPA supplied 41,743,985 and the City of Calhoun generation plant produced 208,652 KWH making this the best July ever for power sales.

2) **Telecommunications Departments:**

- Completed city network switch replacement.
- Installed two new Internet connections.
- Replaced three hard drives on meter reading server to increase storage space.
- Ordered and installed five new computers.
- Opened 57 and closed 46 work orders.

3) **Geographic Information Systems:**

- Assisted Electric department with pole audit data maintenance.
- Created plot management application for Cemetery.
- Update pre-fire plans for Fire Department
- Added water service laterals to GIS map.
- Updated changes between physical addressing and billing account information.

- Continue to assist Engineering with wastewater inflow/infiltration project, water valve identification tagging, and water hydrant and hydrant valve inventory.

4) Northwest Georgia Regional Commission

- The Commission is starting to accept applications for an Executive Director. The current Director is retiring.
- The Commission's Aging and Work Force Development program will be moving into the Governor's office.

5) Airport

- Councilman Hammond stated that the Tom B. David Airport is continuing with planning and engineering for the new taxiway.

7. Public Hearings and Comments:

- A. Mayor Palmer opened the public hearing for a wine package license request by Will Ostuw DBA: Calhoun Drug Company, LLC. at a location of 450 Red Bud Road.
- Mr. Peterson stated that all advertising and legal requirements have been met.
 - Mayor Palmer asked for comments and there were none.
 - Councilman Crowley made a motion to approve the wine package license request. Councilman Barton gave a second with all voting aye, motion approved.
- B. Mayor Palmer opened the public hearing for a wine pouring license request by Alexia Pateritsas DBA: Gondolier Pizza at a location of 427 GA Hwy 53 East.
- Mr. Peterson stated that all advertising and legal requirements have been met.
 - Mayor Palmer asked for comments and there were none.
 - Councilman Hammond made a motion to approve the wine pouring license request. Councilman Crowley gave a second with all voting aye, motion approved.

8. Old Business: None

9. New Business:

- Mayor Palmer asked to move agenda items A. and B. to the end of new business to allow a quorum of the Calhoun City School Board to arrive.
- A. Mayor Palmer conducted the first reading of an annexation and zoning request of R-1B for 0.45 acres at a location of 123 Thomas Street for Patsy Hall. The ZAB will meet on October 4th and the Public Hearing will be on October 8th.

- B. City Attorney George Govignon updated the Council on City owned property at 305 Richards Street. Attorney Govignon stated that the City owns the property and allowed a building to be built on the land and agreed to a 25 year lease. Suntrust Bank wishes to foreclose on the business of Butler Investment Group who occupies the building. Suntrust would like to foreclose on the property and take the assignment of the collateral of the building through the end of the contract, which ends in 2019. The City of Calhoun would in essence be the landlord. The original contract allows for an automatic renewal of the lease for an additional 25 years. Attorney Govignon recommended that the Council modify the resolution by not allowing the automatic renewal of another 25 years. This would allow the property to revert back to the City. Attorney Govignon stated he would report to the Council at the next meeting to see if Suntrust was agreeable to the terms.
- C. Mayor Palmer stated that the Council had an opportunity to approve the Local Option Sales Tax Certificate of Distribution. Gordon County and the City of Calhoun have agreed to base the distribution on population. The population figures are based on the 2010 Census. The proposed distribution formula is as follows: Gordon County- 69.35%, City of Calhoun- 28.35%, City of Fairmount- 1.3%, and City of Resaca- 1.0%. Mayor Palmer made a suggestion to accept Gordon County's proposal of basing the LOST distribution on population. Councilman Barton made a motion to accept the stated proposal. Councilman Crowley gave a second with all voting aye, motion approved. (Distribution Certificate attached)
- D. Mayor Palmer stated that the Calhoun Fire Department had received two bids for the Fire Training Center. The bid specifications included footers, foundation pads, apron around the building, concrete capping on all floors, and erection of the burn building/tower after the delivery from Fire Facilities. Bid number one: Fox & Brindle Construction Company- \$262,000. Bid number two: Momon Construction Company- \$321,597. Councilman Crowley made a motion to approve the low bid from Fox & Brindle Construction Company for \$262,000. Councilman Barton gave a second with all voting aye, motion approved.
- Calhoun City School Board Chairperson Amy Atkinson called the Calhoun City School Board of Education into session with members Eddie Hall and Debra Moyer present. Also, member Eddie Reeves joined the meeting via phone. Board Member Rhonda Washington was absent.
- E. Bryce Holcomb with Citigroup, who has worked with the City on bond work since 1992, gave a presentation concerning the adoption of a Series 2012 Bond Resolution and Bond Purchase Agreement. Mr. Holcomb stated that the City of Calhoun and the City School Board were some of his best clients and commended the Council and School Board for their sound fiscal responsibility and leadership. Mr. Holcomb stated that the remaining General Obligation (GO) Bonds' rate yield and pricing for the new City High/Middle School complex were now locked in. The bonds were sold in a very low rate environment. The total original GO referendum was for 33 million, with bonds worth 21 million being sold last year under a federal program which received a 0% interest rate. The remaining 12 million were sold on August 13th at 3 and 4% rates with investors willing to pay a premium for the bonds. This means that the schools will receive around 12.7 million for the 12 million par amount of the bonds. The bonds are tax exempt and also include a call option

which will allow the City to refinance into a cheaper interest rate in the future if the rates move lower.

Jon Pannell, with Gray Pannell and Woodward Law Firm, has been acting as the Bond Council for the City and the School Board. Mr. Pannell went over the joint bond resolution with the City Council and the Board of Education which lays out the terms of the bonds by pledging the education sales tax as payment. There is also an intercept program that the Board of Education must participate in. Also, there is a Bond Purchase Agreement that must be signed by the Mayor and School Board Chairperson.

- F. Jon Pannell explained the Post Issuance Compliance Policies and Procedures Resolution that names a Post Issuance Compliance Officer. (PICO) The PICO will be the City of Calhoun's Finance Director, Andrea Bramlett. The PICO is responsible for continuing disclosure of information, for all tax information to be filed properly, and assigns the responsibility of training others within the City to be knowledgeable of the process of overseeing the bond issuance in case the PICO leaves the City. This is necessary to ensure a smooth transition when turnover occurs within the City.

- Mayor Palmer asked if there were any more questions. Councilman Crowley made a motion to approve the Bond Resolution. Councilman Barton gave a second with all voting aye, motion approved. (bond resolution summary attached)
- Councilman Barton made a motion to approve the Post Issuance Compliance Policies and Procedures. Councilman Crowley gave a second with all voting aye, motion approved. (copy attached)
- Calhoun Board of Education Chairperson Amy Atkinson asked for a motion to approve the presented Bond Resolution. Board Member Eddie Hall made a motion to approve the Bond Resolution. Board Member Eddie Reeves gave a second with all voting aye, motion approved.
- Calhoun Board of Education Chairperson Amy Atkinson asked for a motion to approve the presented Interceptor Resolution. Board Member Eddie Hall made a motion to approve the Interceptor Resolution. Board Member Eddie Reeves gave a second with all voting aye, motion approved.

10. Other written items not on the agenda: None

11. Work Reports:


A. City Administrator Peterson

- Mr. Peterson reported that the City's new fuel depot, the law enforcement building on Piedmont Street, and the multi-purpose recreational building should all be finished by the end of the month.

B. General Manager Vickery

- Mr. Vickery stated that the City of Calhoun's electric rate was ranked the third lowest in the State of Georgia by the Georgia Public Service Commission based on a residential usage rate of 1,500 KWH.
 - Mr. Vickery discussed a proposal from the Finance Department to transfer \$700,000 from electric reserves to pooled cash to cover the needed cash flow levels for Calhoun Utilities. The need for the transfer is mainly due to unfunded GDOT projects. Councilman Crowley made a motion to approve the \$700,000 transfer. Councilman Barton gave a second with all voting aye, motion approved.
12. Mayor Palmer stated that there was a need to go into executive session to discuss personnel matters. Councilman Crowley made a motion to go into executive session. Councilman Hammond gave a second with all voting aye, motion approved.
 13. Councilman Hammond made a motion to adjourn the executive session. Councilman Barton gave a second with all voting aye, motion approved.
 13. Councilman Hammond made a motion to return to general session. Councilman Barton gave a second with all voting aye, motion approved.
 15. Councilman Barton made a motion to adjourn. The motion was seconded by Councilman Hammond with all voting aye, motion approved.

Approved:



James F. Palmer, Mayor

Submitted:



Paul Worley, City Clerk

BOND RESOLUTION

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF CALHOUN AND THE BOARD OF EDUCATION OF THE CITY OF CALHOUN TO REGULATE AND PROVIDE FOR THE ISSUANCE OF THE CITY OF CALHOUN GENERAL OBLIGATION SCHOOL BONDS, SERIES 2012, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$12,000,000 (THE "BONDS"), AS AUTHORIZED BY A VOTE OF THE QUALIFIED VOTERS OF THE CITY OF CALHOUN IN AN ELECTION HELD ON NOVEMBER 2, 2010, PURSUANT TO AND IN CONFORMITY WITH THE CONSTITUTION AND STATUTES OF THE STATE OF GEORGIA; TO REGULATE AND PROVIDE FOR THE FORM OF THE BONDS; TO PROVIDE FOR THE ASSESSMENT AND COLLECTION OF A DIRECT ANNUAL TAX SUFFICIENT IN AMOUNT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; TO PROVIDE FOR THE ISSUANCE AND SALE OF THE BONDS; TO PROVIDE FOR THE PLEDGE OF EDUCATIONAL SALES TAX PROCEEDS TO THE PAYMENT OF A PORTION OF THE BONDS; AND FOR OTHER PURPOSES.

**A RESOLUTION OF THE CITY OF CALHOUN, GEORGIA
AUTHORIZING AND ADOPTING POST-ISSUANCE COMPLIANCE
POLICIES AND PROCEDURES FOR GOVERNMENTAL TAX-EXEMPT
BONDS AND TAX CREDIT BONDS**

WHEREAS, the City of Calhoun, Georgia (the "Issuer") is a municipal corporation duly created and validly existing under the laws of the State of Georgia (the "State"); and

WHEREAS, the Issuer has previously issued or may in the future issue one or more series of governmental purpose bonds or other form of tax-exempt obligations (the "Tax-Exempt Bonds") the interest on which is excluded from gross income of the owners thereof pursuant to Sections 103 and 141-150 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Issuer has previously issued or may in the future issue one or more series of governmental purpose tax credit bonds or other form of obligations (the "Tax Credit Bonds") that entitle the Issuer, the owners of the Tax Credit Bonds, or any other permitted party to either a credit against federal income tax liability or a refundable credit from the United States Treasury; and

WHEREAS, the Tax-Exempt Bonds and the Tax Credit Bonds may be referred to collectively as the "Tax-Advantaged Bonds"; and

WHEREAS, in connection with the issuance of each series of Tax-Advantaged Bonds, the Issuer has executed or will execute covenants and certificates wherein the Issuer represents that it expects and intends to be able to comply with and will, to the extent permitted by law, comply with the provisions and procedures set forth in such covenants and certificates and will do and perform all acts and things necessary or desirable in order to assure either (i) that the interest on the series of Tax-Exempt Bonds to which such covenants and certificates relate will be excluded from gross income of the owners thereof for federal income tax purposes or (ii) that the Tax Credit Bonds to which such covenants and certificates relate will remain eligible for the applicable federal income tax credit; and

WHEREAS, upon recommendation of the Internal Revenue Service (the "IRS"), the Issuer has determined that it is advantageous and in the best interests of the Issuer and the owners of the Tax-Advantaged Bonds to adopt certain post-issuance compliance policies and procedures ("PICPP") substantially in the form set forth in this resolution (this "Resolution") as may be supplemented from time to time as provided herein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Calhoun (the "Mayor and Council"), the governing body of the Issuer, as follows:

Section 1. Incorporation of Tax Closing Documents. This Resolution shall be deemed to include and hereby incorporates all covenants, certificates, instructions and information reporting documentation contained in the closing transcript or record of proceedings for any series of Tax-Advantaged Bonds, whether executed in connection with the issuance of any such series of obligations or executed post closing, (the "Tax Closing Documentation") for each issue of Tax-Advantaged Bonds of the Issuer.

Section 2. Assignment of Responsibility. The Mayor and Council hereby assigns the responsibility for post-issuance compliance set forth in this Resolution to the Issuer's Finance Director. Such officer is hereby designated the Post-Issuance Compliance Officer ("PICO"). Some or all of the responsibilities of the PICO may be assigned by the Mayor and Council to another officer or employee of the Issuer (together the "Authorized Representatives").

Section 3. Tax Documentation and Retention. The PICO will assemble and document to his or her satisfaction the location of all Tax Closing Documentation for each issue of Tax-Advantaged Bonds of the Issuer. All Tax Closing Documentation accumulated for each series of Tax-Advantaged Bonds shall be maintained for a period of three (3) years following the final maturity of the Tax-Advantaged Bonds.

Section 4. IRS Correspondence and Audits. The PICO will consult with qualified bond counsel immediately upon receipt of any correspondence from, or opening of an examination of any type with respect to Tax-Advantaged Bonds of the Issuer, by the IRS.

Section 5. Periodic Review Requirements. The PICO will review the implementation of the PICPP set forth in this Resolution with the Mayor and Council at least annually during the term of any outstanding series of Tax-Advantaged Bonds.

Section 6. Training Requirements. The PICO will develop a training program that is designed to inform any successor PICO of the requirements of the PICPP and periodically train all the Authorized Representatives of their duties under the PICPP. Such training program may be developed with internal materials and shall include a review of the Code and the IRS's website established for the use of the tax-exempt bond community located at <http://www.irs.gov/taxexemptbond/index.html?navmenu=menu1>.

Section 7. Continuing Disclosure Obligation. In connection with the issuance of each series of Tax-Advantaged Bonds, the Issuer may be obligated to execute a continuing disclosure certificate (the "Disclosure Certificate"). If the Issuer is obligated to execute a Disclosure Certificate, the PICO shall be responsible for annual compliance with such Disclosure Certificate or shall be responsible for hiring a Dissemination Agent (as defined in the Disclosure Certificate) to comply with such annual disclosure obligations.

Section 8. Approval and Adoption. The Mayor and Council hereby approves and adopts the PICPP set forth in this Resolution.

Section 9. Time is of the Essence. The Mayor and Council hereby authorizes and directs the PICO and any designated Authorized Representatives to take such actions deemed necessary, appropriate or desirable to effect the implementation of the PICPP set forth in this Resolution immediately.

ADOPTED this 13th day of August, 2012.

CITY OF CALHOUN, GEORGIA

(SEAL)

BY:

James J. Palmer
Mayor

ATTEST:

BY:

Paul Wesley
City Clerk

Distribution Certificate



CERTIFICATE OF DISTRIBUTION

TO: State Revenue Commissioner

Pursuant to an Act of the Georgia General Assembly, effective January 1, 1980, relating to Local Sales & Use Taxes, the governing authorities for the qualifying municipalities and the county located within the special district coterminous with the boundaries of Gordon County hereby certify that the proceeds of the combination city/county local sales and use tax generated in such district shall be distributed by the State Revenue Commissioner as follows:

City of <u>Calhoun</u>	shall receive	<u>28.35</u>	%
City of <u>Fairmount</u>	shall receive	<u>1.30</u>	%
City of <u>Resaca</u>	shall receive	<u>1.00</u>	%
City of _____	shall receive	_____	%
City of _____	shall receive	_____	%
County of <u>Gordon</u>	shall receive	<u>69.35</u>	%

This certificate shall continue in effect until such time as a new certificate shall be executed as provided in said Act.

By executing this schedule the county and cities, acting through their respective officers, represent that all municipalities lying wholly or partly in the tax jurisdiction have been given an opportunity to show that they are 'qualified municipalities,' as that term is used in the Act, and that all municipalities listed herein as recipients are 'qualified' and so may receive distribution from the proceeds of the tax.

Executed on behalf of the governing authorities of the qualifying municipalities representing not less than a majority of the aggregate population of all qualifying municipalities located within the special district and the governing authority of the county, this 7th day of Aug 20 12.

James F. Palmer Calhoun
MAYOR OF THE CITY OF

MAYOR OF THE CITY OF

MAYOR OF THE CITY OF

MAYOR OF THE CITY OF

MAYOR OF THE CITY OF

Julie Bailey
CHAIRMAN BOARD OF COMMISSIONERS OF
Gordon COUNTY

CITY OF CALHOUN
Regular City Council Meeting
Depot Community Room
109 South King Street
August 13, 2012

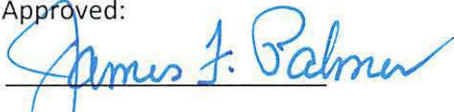
EXECUTIVE SESSION MINUTES

Present: James F. Palmer, Mayor
Al Edwards, Mayor Pro Tem
George Crowley, Councilman
David Hammond, Councilman
Matt Barton, Councilman

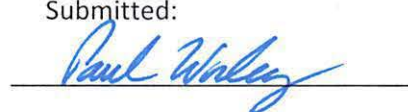
Also: Eddie Peterson, City Administrator
Larry Vickery, General Manager
George Govignon, City Attorney
Paul Worley, City Clerk

- A. Mayor Palmer stated that there was a need to go into executive session to discuss personnel matters. Councilman Crowley made a motion to go into executive session. Councilman Hammond gave a second with all voting aye, motion approved.
- B. Mayor Palmer opened the executive session and stated that there was a need to discuss a proposal by the Industrial Development Authority. (IDA) The IDA would like to create a director type position to oversee the business of the IDA. The IDA would like the City of Calhoun to commit to a 50% funding of the position with the other 50% coming from Gordon County. The IDA would like the City and the County to commit to an annual funding of \$75,000 each for the position. Several of the Council members stated that they were not necessarily opposed to the idea, but would like more information about the structure of the process. The Council agreed to ask the IDA to give a presentation at a future work session to further discuss the issue.
- C. The discussions were concluded and no votes were taken.
- D. Councilman Hammond made a motion to adjourn the Executive Session, Councilman Barton seconded the motion, all voted aye, motion approved.

Approved:


James F. Palmer, Mayor

Submitted:


Paul Worley, City Clerk

STATE OF GEORGIA
COUNTY OF GORDON
CITY OF CALHOUN

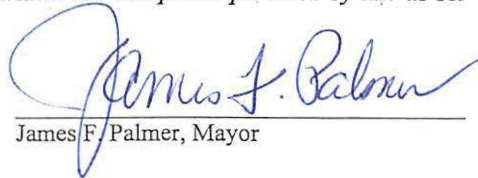
AFFIDAVIT REGARDING CLOSURE OF OPEN MEETINGS

Personally appeared before the undersigned officer, duly authorized under the laws of the State of Georgia to administer oaths, James F. Palmer, Mayor, who in his capacity as Chairperson or the person presiding over a City Council meeting of the City of Calhoun and after being first duly sworn, certifies under oath and states to the best of his knowledge and belief the following:


At its meeting held on 8-13 the Council's Executive Session voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows (Check or initial, as appropriate:)

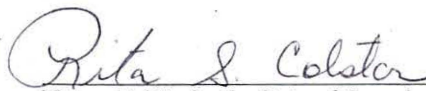
- Discussing or deliberating upon the appointment, employment, compensation, hiring, disciplinary action, dismissal, periodic evaluation or rating of a government officer or employee. [O.C.G.A §50-14-3(6)]
- Privileged consultation with legal counsel pertaining to pending or threatened litigation, claims, administrative proceedings or settlements. [O.C.G.A §50-14-2]
- Discussing the future acquisition of real estate. [O.C.G.A §50-14-3(4)]
- Staff meetings for investigative purposes under duties or responsibilities imposed by law. [O.C.G.A §50-14-3(1)]
- Tax matters made confidential by state law. [O.C.G.A §50-14-2]
- Inspection of physical facilities under the jurisdiction of the City Council. [O.C.G.A §50-14-1(a)(2)]
- Meeting with a governing body, officer, agent or employee of another agency at a location outside the geographical jurisdiction of the City Council at which no final action is taken. [O.C.G.A §50-14-1(a)(2)]
- Other (Explanation and citation to statutory authority required:)

I certify that the subject matter of the closed meeting or the closed portion of this meeting was devoted to matters of official business or policy within the exceptions provided by law as set forth above.


James F. Palmer, Mayor


Witness


Sworn to and subscribed to before
me this 14th day of
August, 2012.


Notary Public for the State of Georgia

