

CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING ST.
FEBRUARY 22, 2010 7:00PM

MINUTES

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

ALSO: Eddie Peterson, City Administrator
William P. Bailey, City Attorney
Kelly Cornwell, Director of Utilities
Garry Moss, Calhoun Chief of Police
Jerry Crawford, Director Water/Sewer

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 Edwards made a motion to approve the proposed agenda. Councilman Crowley second the motion with all voting affirmatively, motion carried.
4. Councilman Hammond made a motion to approve the minutes of February 8, 2010 of the regular City Council meeting. The motion was second by Councilman Crowley.
5. **Mayor's Comments:**
 - A. Mayor Palmer expressed his condolences to the family of Lee Johnson whom passed away February 16. Mr. Johnson had retired from the Calhoun Police having served for 31 years.
 - B. Mayor Palmer reminded the public and Council of a zoning change request for Pauline O. Davis Revocable Trust for a zoning change from R-2 to C-2 for property located on Curtis Parkway a portion of parcel C52-040. The

property is 0.923 acres. Public hearing is March 8, 2010 with a ZAB meeting on March 4, 2010 and a ZRC meeting on February 25, 2010.

- C. Mayor Palmer again stressed the importance of an accurate 2010 Census Count for Calhoun and Gordon County. Over the next 10 year period millions of dollars in Federal and State money will flow into Calhoun and Gordon County based on the population count of our jurisdictions. These monies and service not only impact Calhoun and Gordon County government but almost every individual and family are affected in some form or fashion by the census count.

6. Public Hearings: NONE

7. Old Business:

- A. Mayor Palmer had the second reading on a liquor and wine pouring license request by Jason B. Marshall D/B/A Dawg Pound located at 165 Outlet Center, Suite #5, Calhoun, Ga.
- The date for the public hearing is March 8, 2010.

8. New Business:

- A. Mayor Palmer read the first reading on a wine and beer pouring license request by Mitzi Hutchinson D/B/A Thurston's Café & Coffeehouse, Inc. located at 114 Court Street, Calhoun. He stated the earliest date for a public hearing will be March 22, 2010.
- Councilman Hammond made a motion to set the public hearing date as March 22, 2010. The motion was second by Councilman Crowley with all voting affirmatively, motion carried.

9. Other written items not on agenda: None

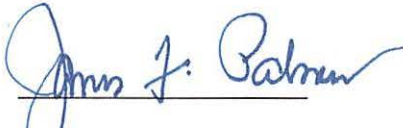
10. Work Reports:

- A. City Administrator Eddie Peterson presented the six month budget report to the Mayor and Council. Mr. Peterson requested that the Mayor and Council recognize by motion that the 2009 School Tan has been repaid to Regions Bank by the City of Calhoun and the City School Board had repaid the City of Calhoun \$1,500,000.00. The city paid the TAN off by a transfer from the general reserve account of \$1,028,332.00 and \$129,067.00 from golf savings. Councilman

Crowley made the motion and Council Barton second.

11. Councilman Hammond made a motion to go into Executive Session, Councilman Edwards second the motion. All voted aye. Councilman Crowley excused himself and left the room due to the Executive Session involving a customer of North Georgia National Bank. The Mayor and Council discussed the possible purchase of property and water rights from Julian Jones current owner of Big Spring Water Company. Councilman Hammond made a motion to end the Executive Session and go back into regular session. Councilman Barton second and all voted aye, motion carried.
12. Councilman Hammond made a motion to adjourn the Council meeting. Councilman Barton second the motion, all voted aye, motion carried.

Approved:



James F. Palmer, Mayor

Submitted:



Eddie Peterson
City Administrator

CITY OF CALHOUN
Regular City Council Meeting
Depot Community Room
109 South King Street
February 22, 2010 -7:00 P.M.


EXECUTIVE SESSION MINUTES

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

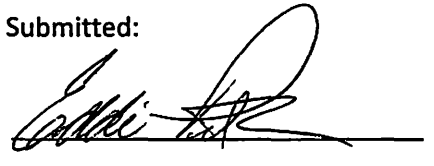
Also: Eddie Peterson, City Administrator
William P. Bailey, Attorney
Kelly Cornwell, Director of Utilities

1. Mayor Palmer opened the meeting.
2. Councilman Crowley had excused himself and left the room due to the Executive Session involving a customer of North Georgia National bank. The Mayor discussed the possible purchase of property and water rights from Julian Jones current owner of Big spring water Company. Mayor Palmer stated that the Big Spring Water company adjoins Calhoun's well and water plant operations in the area and addition property would benefit Calhoun from an environmental, security and production standpoint. Mayor explained that negotiations would begin shortly.
3. Councilman Hammond made a motion to end the Executive Session and go back into regular session. Councilman Barton second. All voted aye, motion carried.

Approved:


James F. Palmer, Mayor

Submitted:


Eddie Peterson, City Administrator

**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:

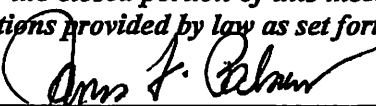
At the meeting held on February 12, 2007 the City Council's Executive Session voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows (Check or initial, as appropriate :)

- 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.

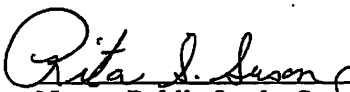


Witness



James F. Palmer, Mayor
City of Calhoun, Georgia

Sworn to and subscribed to before
me this 22 day of February 2010.



Notary Public for the State of Georgia

