

FEBRUARY 27, 1995

7:00 P.M.

REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
226 SOUTH WALL STREET

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

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

1. Mayor Meadows welcomed the group, including Troop 13, 39th group with Jessie Bohannon as the Scout Master.
2. Mayor Meadows called the meeting to order, and gave the invocation.
3. Mayor Meadows led the group in the Pledge of Allegiance to the U.S. Flag.
4. Minutes of the February 13, 1995 Regular City Council Meeting were approved as written.
5. Mayor's Comments;
 - a. Mayor Meadows reminded the Council of the two public hearings scheduled for March 13, 1995 at 7:00 P.M. regarding annexation requests of Ivanor Apperson and Joe and Brent Stepp.
 - b. Mayor Meadows reminded the Council and department heads that it is time to begin planning for the 1995-96 budget.
6. Public Hearings & Comments:
 - a. A 2nd reading of the Amusement License Request of the American Legion with Thomas J. McCarey, Manager at 305 West Line Street was given. A public hearing was opened. There were no comments, and the hearing was closed. Mayor Pro-Tem Bond made a motion to approve the request, 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
 - b. A 2nd reading of the Beer/Wine Package License Request for a new store to be constructed at 1290 Curtis Parkway to be owned by Stacy L. Cochran was given. A public hearing was opened. The police report was not available. Ted Baker, as a representative of the Eastgate Baptist Church stated they were opposed to the beer package store being so close to their proximity. City Planner, Eddie Peterson stated the facility had been measured, and was over 800 ft. from the church. Councilman McEntire made a motion to table the request until the police report is received.
 - c. A 2nd reading of a proposed ordinance regarding franchise fees to be assessed on NGEMC for use of City streets and right-of-ways in lieu of a business license tax was given. A public hearing was opened, and there were no comments, however, Mayor Meadows stated due to the short advertising time, that he would request that the item be carried over for a third reading and a 2nd public hearing on March 13, 1995 at 7:00 P.M. Mayor Pro-Tem Bond made

Ord. No. 562A

a motion to follow the Mayor's recommendation and hold for a third reading and a 2nd public hearing, 2nd by Councilman Shelton with Mayor Pro-Tem Bond, Councilman Shelton, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.

- d. Michael Wrobel of Martin's Real Estate Company stated that he and other investors were interested in proposing a restaurant to be located at the Calhoun Depot site. Mr. Wrobel stated that he had developed the depot in Dalton, Georgia along with several other historic sites which had been preserved over the country, and he felt that he would be able to successfully renovate the depot to historic preservation standards, and obtain a tax credit for the local investors, and provide a viable active restaurant for the downtown area. Mr. Wroble further stated the project could be assessed over the next three to six months to determine if it was feasible, and if he could attract enough investors for the project, and he asked the Council to consider this action. He stated the project would entail a transfer of the property to the Downtown Development Authority, with a 29 1/2 year lease by the developers with the Development Authority for the property. Councilman McEntire stated that the City had an immediate need for the property for office space, and that he was concerned that the structure was not safe to be left standing any longer, since that was the primary reason the city has dropped the ISTEA project which would not have funding until 1997. Councilman Palmer stated that he felt it would be a great catalyst for the Main Street Program and for the downtown area to have such a facility, and he encouraged the Council to consider this course of action. Following discussion by all Councilmen, Mayor Meadows asked the group to speak to the Council over the next few days and that the project would be discussed at a later time, giving each elected official the opportunity to review the matter as outlined by Mr. Wroble.

7. Old Business:

- a. Willie Hicks of the Rabies Control Department stated that the first two weeks of the leash law had run relatively smooth. He stated he had several calls, and had picked up several animals. Most, however, had been registered and returned to their owners within a reasonable period of time. However, those who had not been registered had been held, and will continue to be held until the time period expires. He stated the four readings of the ordinance prior to adoption, and the two months which allowed everyone an opportunity to get their property and animals ready for the leash law had helped make it a workable solution for everyone.
- b. Following review, Councilman Shelton made a motion to adopt a resolution endorsing the Coosa Valley Regional Development Commission to continue its administrative entity role on aging for the ten county area, 2nd by Councilman Palmer with Councilman Shelton, Councilman Palmer, Councilman McEntire and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- c. Councilman Palmer made a motion to authorize the Mayor to sign a resolution declaring Arbor Day as William Lawrence Hillhouse Arbor Day, 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

8. New Business:

.....FEBRUARY 27, 1995 REGULAR CITY COUNCIL MEETING.....

- a. A 1st reading of the Annexation Ordinance Request of Floyd C. Reed for Lots 365, 366, 367 and 368 of the Mason Subdivision of Fox Street for R-2 zoning was given. Councilman McEntire made a motion to set the public hearing for March 13, 1995 at 7:00 P.M., 2nd by Councilman Shelton with Councilman McEntire, Councilman Shelton, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- b. A 1st reading of the Elease Nichelson Hardship Application for locating a mobile home on her lot at 107 Adair Street in order for her son to assist her. Mayor Pro-Tem Bond made a motion to hold a public hearing for March 13, 1995 at 7:00 P.M., 2nd by Councilman McEntire with Mayor Pro-Tem Bond, Councilman McEntire, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.
- c. A 1st reading of the Amusement License Request of the VFW, Lois Crump, Manager, for the West Line Street Location was given. The request being for five arcade machines. Councilman Shelton made a motion to set the public hearing for March 13, 1995 at 7;00 P.M., 2nd by Councilman McEntire with Councilman Shelton, Councilman McEntire, Councilman Palmer and Mayor Pro-Tem Bond voting affirmatively, motion carried.
- d. A 1st reading of the Jerry Lackey Annexation Ordinance Request for Lot 7 of Block "L" of Black Oaks Park, Belmont Farms, Inc. for R-1 zoning was given. Councilman Shelton made a motion to set the public hearing for March 13, 1995 at 7:00 P.M., 2nd by Mayor Pro-Tem Bond with Councilman Shelton, Mayor Pro-Tem Bond, Councilman McEntire and Councilman Palmer voting affirmatively, motion carried.
- e. Harrison presented the June 30, 1994 Audit to the Mayor and Council, and asked that they review and direct any questions to either she or the internal auditor, Sandra Long. Harrison also presented a proposed budget calendar for adoption of the 1995-96 budget. The Council reviewed the calendar, and approved the work sessions with the Council on May 1 and May 15, 1995 at 6:30 P.M.
- f. A 1st reading was given to the Sarah M. King Beer/Wine Package License Application for the ABC Package Store on Highway 53 at I-75. Councilman Palmer made a motion to set the public hearing for March 13, 1995 at 7:00 P.M., 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.
- g. A 1st reading of the T&T Title Pawn License, James W. Pickler, Jr., Manager for 440 Highway 53, East was given. Mayor Meadows announced that the 2nd reading would be held on March 13, 1995 at 7:00 P.M.

9. Other Written Items Not on the Agenda:

- a. Terry Greeson, Renae Irish and Eric Pass of local businesses asked the Council to consider the current Peddler License Fee which allows individuals to enter the city for a relatively small license fee and the expense of a bond, be able to obtain a business license to operate for peak seasons which is in direct competition with their businesses. They asked that the Council consider amending the ordinance to increase those fees. Following their comments, the Mayor and Council expressed an interest in reviewing those fees, and consider those at the March 13, 1995 City Council Meeting.
- b. Following review of the approximate two miles of proposed paving to be done through DOT contracts, Councilman Palmer made a motion to approve the ownership and maintenance agreement with DOT, and to authorize the

Mayor to sign, 2nd by Mayor Pro-Tem Bond with Councilman Palmer, Mayor Pro-Tem Bond, Councilman Shelton and Councilman McEntire voting affirmatively, motion carried.

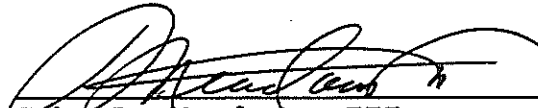
10. Director Cornwell's Work Report:

- a. Director Cornwell stated the National Guard Armory had requested the City of Calhoun consider allowing the armory to use approximately 30x40 ft. space at any City building which might be available for them to house a simulated firing range computer which would be used by the National Guard Armory several days per month, but would also be available for the Calhoun Police Department to use approximately 25 days or more per month. Director Cornwell stated that it would be possible after modifications were made to the Gym located on McConnell Road which is presently being used for records storage, to house the computer. Questions were asked regarding the temperature in the building, and if the computer needed a temperature controlled environment. Following further discussion, the Council asked the matter be considered, however, they stated they would need additional information prior to making a decision.

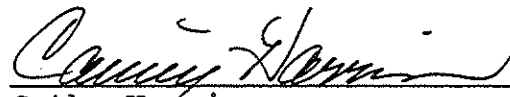
- 11. Councilman McEntire made a motion to adjourn, 2nd by Mayor Pro-Tem Bond with Councilman McEntire, Mayor Pro-Tem Bond, Councilman Shelton and Councilman Palmer voting affirmatively, motion carried.

Approved:

Submitted:



John D. Meadows, III
Mayor



Cathy Harrison
City Administrator