



**CITY COUNCIL MEETING
MAY 21, 2018- 7:00 PM
109 SOUTH KING STREET
DEPOT COMMUNITY ROOM**

MINUTES

PRESENT: James F. Palmer, Mayor
George R. Crowley, Mayor Pro Tem
Ray Mitchell Denmon, Councilman
Al Edwards, Councilman
Jackie Palazzolo, Councilwoman

ALSO: Eddie Peterson, City Administrator; Larry Vickery, Utilities Administrator; Paul Worley, Assistant City Administrator; Sharon Nelson, City Clerk; George Govignon, City Attorney; Jeff Defoor, Director of Electric Utilities; Garry Moss, Police Chief; Lenny Nesbitt, Fire Chief; Terry Mills, Assistant Fire Chief; and Commander Don Colburn, Special Operations.

1. **Council Meeting Called to Order**

Welcome

Mayor Palmer called the meeting to order and welcomed everyone in attendance.

Invocation

Mayor Palmer gave the invocation.

2. **Pledge of Allegiance**

Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.

3. **Amendment or Approval of Proposed Agenda**

Mayor Pro Tem Crowley made a motion to approve the May 21, 2018 agenda as presented. Councilman Denmon gave a second with all voting aye. Motion approved.

4. **Amendment or Approval of Minutes**

Councilman Denmon made a motion to approve the minutes of the City Council meeting of May 14, 2018. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.

5. **Mayor's Comments**

- A. Mayor Palmer announced that Calhoun city offices will be closed on Monday, May 28th in observance of Memorial Day.

- B. Mayor Palmer announced that a budget work session would be held immediately following tonight's meeting.
- C. Mayor Palmer announced that the second public hearing of the fiscal year July 1, 2018 through June 30, 2019 Annual Operating Budget and Capital Plan would be held on June 11th, at 7:00 p.m.
- D. Mayor Palmer read a Proclamation expressing support for the designation of May 25, 2018, as National Poppy Day in Calhoun, Georgia and recognizing the importance of honoring those that have worn our nation's uniform. Mayor Pro Tem Crowley made a motion to approve the proclamation. Councilman Denmon gave a second with all voting aye. Motion approved.

6. **Council Comments**

None

7. **Public Hearing and Comments**

Announce at this time, public hearings will be held. The public will have the opportunity to make pro and con comments with a ten minute maximum time limit for each side of the matter, with each person speaking having filed a financial disclosure statement five days prior to the hearing if required, with each person giving their name and address. An inquiry should be made to determine if any elected official has filed a disclosure statement regarding ownership or special interest in any of the agenda items. Zoning Land Use Maps on display in Council Chambers for Zoning Advisory Board and Council hearings.

- A. Public hearing of a Taxicab and Limousine Operator Regulatory License Application for North Georgia Taxi, at a location of 96 East May Street, by Moises Robleto.
 - Mayor Pro Tem Crowley made a motion to table the item until the June 11, 2018 meeting. Councilman Denmon gave a second with all voting aye. Motion approved.

8. **Old Business**

None

9. **New Business**

- A. Mayor Palmer read a request by Echota Baptist Church to block the road beginning at the mailbox by the front steps of the church, College Circle, to the stop sign behind the church at Short North Wall Street from 5:00pm to 9:00pm on Sunday, July 15th through Friday, July 20th for Vacation Bible School. Councilman Denmon made a motion to approve the road closure request. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.
- B. Mayor Palmer read a parade request on the traditional route by Bud Owens for the Annual Northwest Georgia Regional Fair Parade on September 8th at 11:00am. Councilman Edwards made a motion to approve the request pending D.O.T. approval. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.

- C. Mayor Palmer read a parade request on the extended route by the Gordon County Chamber of Commerce and the Downtown Development Authority for the annual Calhoun Christmas Parade on December 13th at 7:00pm. Councilman Edwards made a motion to approve the request pending D.O.T. approval. Councilman Denmon gave a second with all voting aye. Motion approved.
- D. Councilman Edwards made a motion to designate Mayor Pro Tem Crowley as the voting delegate representing the City of Calhoun for the annual GMA membership business meeting. Councilman Denmon gave a second with all voting aye. Motion approved.
- E. Councilman Denmon made a motion to appoint Mayor Palmer as the voting delegate to serve as the City of Calhoun's voting delegate on the Municipal Electric Authority of Georgia's Election Committee, granting authority to cast all votes to which the City is entitled. Councilman Edwards gave a second with all voting aye. Motion approved. Councilman Edwards made a motion to appoint Mayor Pro Tem Crowley as the alternate. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.
- F. Councilwoman Palazzolo made a motion to adopt the March 2018 Design Guidelines and Standards, Primary Connectors/Corridors and Gateways. Councilman Edwards gave a second with all voting aye. Motion approved.
- G. Mayor Pro Tem Crowley made a motion to approve the use of 2018 SPLOST funds to lease a 2019 Elgin Crosswind Sweeper for the Public Works Department. The total cost of the sweeper is \$236,483.99, to be paid in six annual payments beginning January 10, 2019. Councilman Denmon gave a second with all voting aye. Motion approved.

10. Other Written Items Not on the Agenda

Mayor Pro Tem Crowley made a motion to submit the Service Delivery Strategy Addendum extending negotiations for an additional 120 days in an effort to resolve disputed issues. Councilman Denmon gave a second with all voting aye. Motion approved.

11. Work Reports

- A. Eddie Peterson, City Administrator: None
- B. Larry Vickery, Utilities Administrator notified those present that Calhoun Utilities would be meeting with EPD regarding the nutrient trading program. Members of Municipal Electric Authority of Georgia will be providing a presentation at a future work session for Mayor and Council.
- C. City Attorney Govignon: None

12. Motion to move to Executive Session, if needed

City Attorney Govignon stated there was need to go into executive session to discuss ongoing litigation. He also notified Council members that the abatement hearings on the properties located at 421 and 207 North River Street were held at 5:00 p.m. and both property owners had consented to demolition of their properties. Councilwoman Palazzolo made a motion to move to executive session. Councilman Denmon gave a second with all voting aye. Motion approved.

13. **Motion to return to General Session**

Councilman Edwards made a motion to return to general session. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.

Having been approached by Counsel for North Georgia Electric Membership Corporation (NGEMC) with an offer to resolve the ongoing contested legal situation at the Exit 315 Interstate Interchange, and providing power service for same, the City Attorney, following an executive session, asked the Mayor and City Council for authority to make a counter offer on the amount to be paid NGEMC, with privileged instructions, based upon the City's wholesale and tax free rate that would have been paid had the municipal service connection been originally made as approved by GDOT in 2013. Councilman Edwards made a motion to approve the request authorizing the City Attorney to perform the negotiations. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.

14. **Motion to Adjourn**

There being no other business to come before the Council, Councilman Edwards made a motion to adjourn. Councilman Denmon gave a second with all voting aye. The motion was approved and the meeting adjourned at 7:45 p.m.

Approved:


James F. Palmer, Mayor

Submitted:


Sharon Nelson, City Clerk

VOTING DELEGATE FORM

Annual Membership Business Meeting
2018 GMA Annual Convention

Sunday, June 24, 2018 – 3:15 pm
Savannah International Trade and Convention Center
Chatham Ballroom
Savannah, Georgia

City: Calhoun

Voting Delegate: George Crowley Title: Councilman

Proxy _____ Title _____

(Each member city may designate in writing an elected official from any other member city to vote as their proxy at the membership business meeting. Often, cities designate the GMA President or one of the Vice Presidents as their proxy for the membership business meeting.)

Please return by June 4 to:

Georgia Municipal Association
P.O. Box 105377
Atlanta, Georgia 30348
Attention: Donna Carrington

or scan and email to dcarrington@gmanet.com

A RESOLUTION

BE IT RESOLVED by the Mayor and City Council of the City of Calhoun that
James F. Palmer is hereby appointed to serve as this City's voting delegate on
the Municipal Electric Authority of Georgia's Election Committee, with authority to cast all votes to which
this City is entitled. George Crowley is appointed as alternate voting delegate.

This 2/5th day of May, 2018.

CITY OF Calhoun

ATTEST:

Sharon Nelson
Clerk

James F. Palmer
Mayor

[Signature]
Councilmember

Jacqueline Palayzo
Councilmember

[Signature]
Councilmember

[Signature]
Councilmember



STATE OF GEORGIA
COUNTY OF GORDON
CITY OF CALHOUN

CLOSED MEETING AFFIDAVIT

James F. Palmer, Chair of the City of Calhoun, City Council Meeting, being duly sworn, states under oath that the following is true and accurate to the best of his/her knowledge and belief:

1.

The City Council of Calhoun, Georgia, met in a duly advertised meeting on, May 21, 2018.

2.

During such meeting, the council voted to go into executive session.

3.

The executive session was called to order at 7:25 a.m./p.m.

4.

The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

Consultation with the county attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the county or any officer or employee or in which the county or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1)

Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and (*insert the citation to the legal authority making the tax matter confidential*) _____

Discussion or voting on

Authorizing a settlement as provided in O.C.G.A. § 50-14-3(b)(1)(A)

Authorizing negotiations to purchase, dispose of, or lease property as provided in O.C.G.A. § 50-14-3(b)(1)(B)

Authorizing an appraisal as provided in O.C.G.A. § 50-14-3(b)(1)(C)

Entering a contract for the purchase, disposal of, or lease of property as provided in O.C.G.A. § 50-14-3(b)(1)(D)

Entering into an option to purchase, dispose of, or lease property as provided in O.C.G.A. § 50-14-3(b)(1)(E)

Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a city officer or employee as provided in O.C.G.A. § 50-14-3(b)(2)

_____ Interviewing candidates for executive positions as provided in O.C.G.A. § 50-14-3(b)(2)

_____ Other (describe the exemption to the open meetings law): _____
_____ as provided in (insert the citation to the legal authority exempting the topic): _____

5.

_____ During the course of the closed session devoted to exempt topics, an incidental remark regarding a non-exempt topic or an attempt to discuss a non-exempt topic was made.

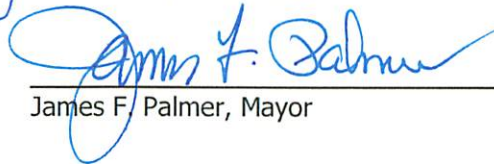
_____ The attempt was immediately ruled out of order and attempts to discuss the same ceased immediately.

_____ The attempt was immediately ruled out of order. However, the comments did not cease, so the closed/executive session was immediately adjourned without discussion or action being taken regarding any non- exempt topic.

6.

Minutes were taken of this meeting in accordance with O.C.G.A. § 50-14-1(e)(2)(C) and will be filed and held for inspection by an appropriate court only.

This 21st day of May, 2018.


James F. Palmer, Mayor

Sworn to and subscribed before me this 22nd day of
May, 2018.


Notary Public

My commission expires:

2/18/2022

