

**CITY OF CALHOUN  
REGULAR CITY COUNCIL MEETING  
DEPOT COMMUNITY ROOM  
109 SOUTH KING ST  
NOVEMBER 23, 2009 7:00 P.M**

**MINUTES**

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

**ALSO: Eddie Peterson, City Administrator  
William P. Bailey, City Attorney  
Jerry Crawford, Director of Water/Sewer Treatment  
Lenny Nesbitt, Fire Chief  
Larry Gilbert**

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.
  - a) Mayor Palmer gave the invocation
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Councilman Denmon 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 November 9, 2009 of the regular City Council meeting. Council Edwards second the motion with all voting affirmatively, motion carried.
5. **Mayor's Comments**
  - A. Mayor Palmer stressed to the Council and the public the importance of the upcoming 2010 U.S. Census count to the City of Calhoun and Gordon County. "The census occurs every 10 years and the population count for Calhoun will impact funding for our school system, senior centers, Medicaid allocations, child care, nutrition programs, vocational grants, congressional districts, GEFA loans, and a seemingly unending list of State and Federal programs," stated Mayor Palmer.
  - B. Mayor Palmer reminded everyone of the upcoming Mayor's Christmas Motorcade to the Northwest Regional Hospital in Rome, Georgia on December 15, 2009 at 10:00 a.m. The Mayor's Motorcade began in 1958 and is a way to provide holiday gifts for patients of Georgia's mental health hospitals. Any gifts that are not handed out during Christmas

are used for birthdays or other special events throughout the year. Mayor Palmer stated that anyone wishing to donate to the cause could do so by dropping them off at City Hall between now and the day of the event.

- C. Mayor Palmer state that most City offices will be closed on Thursday November 26, 2009 in observance of the Thanksgiving Holiday. The Mayor wished everyone a Happy Thanksgiving.

## 6. Public Hearing

- A. Announce at this time, public hearings on zoning matters 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. **(\*Reminder – Annexation first and zoning as a second motion)**

- 1) Mayor Palmer read an amendment to the West Calhoun Urban Redevelopment Plan dated September 22, 2008. Amendment to include West End Neighborhood Revitalization Phase I Policies and Procedures.

- Mayor Palmer opened the public hearing.
- Mayor Palmer stated that the amendments will allow the City of Calhoun to adhere to State and Federal guidelines for the West Calhoun Community Development Block Grant which involves housing and infrastructure projects.
- Administrator Peterson reviewed the policies and procedures and took special notice to the exhibits within the new document.
- Mayor Palmer asked if there were any other comments/questions.
- There were none so the public hearing was closed.

Councilman Denmon made a motion to approve the amendment. The motion was second by Councilman Hammond will all voting affirmatively, motion carried.

## 7. Old Business

- A. Mayor Palmer gave the second reading of a variance request by Larry Henderson to set up a 12' x55' mobile commercial, industrialized building to be used as a classroom at the airport. The public hearing is January 11, 2010 with a ZRC meeting scheduled for December 29, 2009 and a ZAB meeting scheduled for January 7, 2010.
- B. Mayor Palmer gave the second and final reading of the Beer-Wine-Liquor Renewal request as follows:

### **Beer-Wine- Liquor Pouring**

- ❖ Jeff Mathis for Longhorn Steakhouse
  - ❖ Ian Wonderling for Ruby Tuesday
  - ❖ Livario Hernandez for Los Maguey's
  - ❖ Juan Leon Escamilla for El Nopal
- Councilman Crowley made a motion to approve the renewals. The motion was second by Councilman Hammond with all voting affirmatively, motion carried.

### **Beer Pouring**

- ❖ Kitty Leung for Great Wall Chinese restaurant
  - ❖ Melba Jane Price for Southeastern Pizza Group d/b/a Pizza Hut
  - ❖ Juana Naranjo for El Pueblito Restaurant
  - ❖ Jason B. Marshall for Dawg Pound Sports & Grill
- Councilman Hammond made a motion to approve the renewals. The motion was second by Councilman Edwards with all voting affirmatively, motion carried.

### **Beer-Wine Pouring**

- ❖ Kristina Maddux- Lawrence for Schroeder's
- Councilman Crowley made a motion to approve the renewal. The motion was second by Councilman Edwards with all voting affirmatively, motion carried.

### **Combination beer Package / Pouring and Liquor Pouring in Private Club**

- ❖ William Whittenburg for American Legion Post 47
- Councilman Hammond made a motion to approve the renewal. The motion was second by Councilman Crowley with all voting affirmatively, motion carried.

### **Beer Package**

- ❖ Tajash Patel for A- Night Hi-Tech
- ❖ Phil Beamer for Phil Beamer Distributor-Red Bud Rd
- ❖ Phil beamer for Phil Beamer distributor- Hwy 53
- ❖ Hannah Soliman for LA Kyrillos, LLC-Food Mart #530
- ❖ Raymond Brown for J & J's Package Store
- ❖ Ray Tierce for Tierce's Little Giant

- ❖ Alex Warren for Mapco Express #3520
- ❖ Ram Chandra Thapa for ABC Convenience
- ❖ Barbara Bishop for Dixie Beverage Shop

- Councilman Crowley made a motion to approve the renewals. The motion was second by Councilman Edwards with all voting affirmatively, motion carried.

**Beer-Wine Package**

- ❖ Ashish Kumar Chaudhari for Chaudhari Enterprises
- ❖ Douglas Lloyd Busch for Kroger #393
- ❖ Terry Bouldin for Ingles Food Market
- ❖ Leslie Mashburn for The Pantry Inc d/b/a Kangaroo Express #3519
- ❖ Karen Aldridge for The Pantry Inc d/b/a Kangaroo Express #3563
- ❖ Karen Aldridge for The Pantry Inc d/b/a Kangaroo express #3513
- ❖ Michael Boling for Wal-mart Supercenter #1215
- ❖ Laura Fritz for Rite Aid #4751
- ❖ Terry Vonderbogart for Rite Aid #11828

- Councilman Hammond made a motion to approve the renewals. The motion was second by Councilman Crowley with all voting affirmatively, motion carried.

**Beer-Wine-Liquor Package**

- ❖ Jaimin Patel for Liquor Mart
- ❖ Yogesh Patel for Siya Enterprise Inc d/b/a Party Liquor
- ❖ Champ Kelly for Red Bud Liquor Store Inc
- ❖ Mukesh Patel for Mukhi Inc d/b/a Calhoun Liquor
- ❖ Dilip Patel for ABC Liquor

- Councilman Crowley made a motion to approve the renewals. The motion was second by Councilman Edwards with all voting affirmatively, motion carried.

- C. Mayor Palmer gave the second and final reading of Taxi Cab License renewal request as follows:

- ❖ Edwin Herrera- Bojorequez for Taxi Edwin
- ❖ Hermelindo Davila for Taxi Abuelo
- ❖ Miguel Catalan for Old American Taxi (has closed his business since last meeting)

- Councilman Denmon made a motion to approve the taxi renewals. The motion was second by Councilman Crowley with all voting affirmatively, motion carried.

- D. Mayor Palmer gave the second and final reading of Pawn License renewal request as follows:

- ❖ Robert Reich for Georgia Auto Pawn Inc
- ❖ Nancy Long for D & S Pawn Shop
- ❖ Kent Popham for Complete Cash Holdings
- ❖ Larry E. Knight for Corner Pawn
- ❖ Frank McDonald for National Title Pawn of Calhoun

➤ Councilman Hammond made a motion to approve the pawn license renewals. The motion was second by Councilman Denmon will all voting affirmatively, motion carried.

E. Mayor Palmer gave the second reading of a variance request by Thane Langille, 220 Dogwood Dr, for a 4'x 8' x4' accessory building in front set back. Request is for a 3' variance for setback to right of way for a residential well pump house. The public hearing is January 11, 2010 with a ZRC meeting scheduled for December 29, 2009 and ZAB meeting scheduled for January 7, 2010.

## 8. New Business

A. Mayor Palmer gave the first reading of the Beer-Wine-Liquor Renewal request.(Second reading will be December 14, 2009)

### Beer-Wine Pouring

- ❖ Jeff Erwin for Dub's High on the Hog

### Beer Pouring

- ❖ Derrick Williams for Sharkey's Seafood & Wings

### Beer Liquor Pouring

- ❖ Luis Rey Fitz, Solis for El Rayos

### Beer Wine Package

- ❖ Kishor Shah for R & R Beer & Tobacco

B. Mayor Palmer gave the first reading of Taxi Cab License renewal request.(Second reading will be December 14, 2009)

- ❖ Luis Garcia for Taxi Georgia
- ❖ Maximiliano Campos for Taxi Max
- ❖ Andres Hernandez for Oasis Taxi

C. Mayor Palmer gave the first reading of Pawn License renewal request.(Second reading will be December 14, 2009)

- ❖ Roderick Aycox for Instant Car Loans

- ❖ Hugh M. Austin for Title Exchange & Pawn
- ❖ Douglas Driscoll for Park Avenue Pawn

D. Mayor Palmer read a manager change request by Wal-mart from Linda Maples to Michael Boling.

- Councilman Hammond made a motion to approve the manager change request. The motion was second by Councilman Edwards with all voting affirmatively, motion carried.

E. Mayor Palmer read an address change request by Maximiliano Campos d/b/a Taxi Max from 1116 South Wall St. to 804 North Wall St.

- Councilman Crowley made a motion to approve the address change request. The motion was second by Councilman Denmon with all voting affirmatively, motion carried.

**9. Other written items not on the agenda.**

A. Mark Molleson representing the Harris Arts Center and the Youth Partnership program request that the Mayor and Council approve a single day alcohol pouring permit for a Harris Arts Center event on February 20, 2010. Mayor Palmer explained that the current City of Calhoun alcohol ordinance does not address special event pouring request. Mayor Palmer provided information to Mr. Molleson that would enable the Harris Arts Center to apply directly to the Commissioner of the Georgia Department of Revenue for a nonprofit single event pouring permit. Mayor Palmer thanked the Harris Arts Center for their hard work and endeavors to improve the quality of life in Calhoun and Gordon County.

**10. Work Reports**

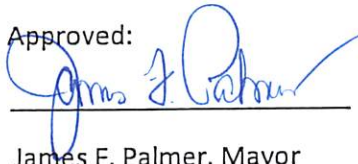
- a) Kelly Cornwell, Director of Utilities
- b) Eddie Peterson, City Administrator

- Administrator Peterson asked the Mayor and Council to approve several amendments to the FY 2008-2009 and FY 2009-2010 Budget. Copy Attached.
- Councilman Hammond made a motion to approve the amendments to the budget. The motion was second by Councilman Crowley with all voting affirmatively, motion carried.

11. Motion to move to executive session, if necessary.

12. Councilman Hammond made a motion to adjourn. The motion was second by Councilman Denmon with all voting affirmatively, motion carried.

Approved:



James F. Palmer, Mayor

Submitted:

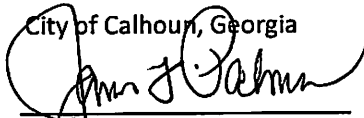


Eddie Peterson, City Administrator

**City of Calhoun**  
**Budget Amendment- 1st Quarter Fiscal 2010**

		<b>Budget</b>		<b>Amended</b>
		<b>Original</b>	<b>Amendment</b>	<b>Budget</b>
<b>General Fund</b>				
Building Permits	1000000-322111	(77,040)	46,870	(30,170)
Wages	1101511-511100	125,950	(35,000)	90,950
Overtime	1101511-511300	2,000	(2,000)	-
Group Insurance	1101511-512100	15,038	(7,200)	7,838
Fica	1101511-512200	7,932	(2,170)	5,762
Medicare	1101511-512300	1,855	(500)	1,355
<i>Building permits collected to date only \$3,967 to be offset by clerk budgeted but not hired.</i>			-	
Streetscape DOT Grant	1000000-334110-79	-	(250,000)	(250,000)
Contingency	1101110-576000	175,000	(50,000)	125,000
Site Improvements	1404220-541200-79	-	300,000	300,000
<i>Streetscape Phase 3 and DOT grant was not budgeted.</i>			-	
DOJ Police Grant	1000000-331120-27	-	(69,760)	(69,760)
Wages	1323223-511100-27	-	55,700	55,700
Insurance	1323223-512100-27	-	9,800	9,800
Fica	1323223-512200-27	-	3,453	3,453
Medicare	1323223-512300-27	-	807	807
<i>Grant for two police officers was not awarded at budget time.</i>			-	
DOJ Police Grant Vehicle	1000000-331150-26	-	(27,481)	(27,481)
Capital Outlay- Vehicle	1323223-542200-26	-	27,481	27,481
<i>Grant for police car was not awarded at budget time.</i>				
GSAR equipment/training	1353520-523701	-	(50,000)	(50,000)
GSAR training grant	1000000-331000	-	50,000	50,000
<i>Carryover from prior year of GSAR training and equipment grant was not budgeted.</i>				
<b>School Capital Projects Fund</b>				
Reimbursement- BOE	3230000-337003	(2,000,000)	2,000,000	-
Interest Revenues	3230000-361000	(50,000)	45,000	(5,000)
Transfer to Fund Balance	3230000-619900	2,050,000	(2,045,000)	5,000
-				
<b>School Debt Service Fund</b>				
Reimbursement- BOE	4300000-337003	(1,034,582)	(1,500,000)	(2,534,582)
Interest Revenues	4300000-361000	(10,000)	(45,000)	(55,000)
Transfer to Fund Balance	4300000-619900	-	1,545,000	1,545,000
<i>Retirement accounts for school bonds were moved back to debt service fund during FY 2009 audit.</i>			-	

ADOPTED this 23rd day of November 2009

City of Calhoun, Georgia  
  
 \_\_\_\_\_  
 James F. Palmer, Mayor

Attest:  
  
 \_\_\_\_\_  
 Eddie Peterson, City Administrator

**City of Calhoun, Georgia**  
**Fiscal Year 2009 Budget Amendments**

*School SPLOST Fund*  
*Schedule of Revenues, Expenditures and*  
*Changes in Fund Balances - Budget and Actual*  
*For the Fiscal Year Ended June 30, 2009*  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Intergovernmental	\$ -	\$ 100,000	\$ 100,000	\$ 100,000	\$ -	\$ 2,500,000
Contributions	-	15,000	15,000	15,947	947	28,880
<b>Total Revenues</b>	<b>-</b>	<b>115,000</b>	<b>115,000</b>	<b>115,947</b>	<b>947</b>	<b>2,528,880</b>
<b>Expenditures</b>						
Capital Outlay						
Education	-	780,000	780,000	775,395	4,605	650,542
<b>Excess of Revenues Over Expenditures</b>	<b>-</b>	<b>(665,000)</b>	<b>(665,000)</b>	<b>(659,448)</b>	<b>5,552</b>	<b>1,878,338</b>
<b>Other Financing Sources</b>						
Appropriation of fund balance	-	665,000	665,000	-	(665,000)	-
<b>Net Change in Fund Balances</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>(659,448)</b>	<b>\$ (659,448)</b>	<b>1,878,338</b>
<b>Fund Balances Beginning of Year</b>				<b>1,878,338</b>		<b>-</b>
<b>Fund Balances End of Year</b>				<b>\$ 1,218,890</b>		<b>\$ 1,878,338</b>

*School SPLOST fund created during fiscal year 2008 audit and after the 2009 budget process.*

*2005 SPLOST Fund*  
*Schedule of Revenues, Expenditures and*  
*Changes in Fund Balances - Budget and Actual*  
*For the Fiscal Year Ended June 30, 2009*  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Intergovernmental	\$ 2,232,780	\$ (310,000)	\$ 1,922,780	\$ 1,924,158	\$ 1,378	\$ 1,816,431
Investment earnings	-	-	-	1,304	1,304	1,490
<b>Total Revenues</b>	<b>2,232,780</b>	<b>(310,000)</b>	<b>1,922,780</b>	<b>1,925,462</b>	<b>2,682</b>	<b>1,817,921</b>
<b>Expenditures</b>						
Capital Outlay						
Public works	2,253,633	(2,253,633)	-	-	-	-
<b>Excess of Revenues Over Expenditures</b>	<b>(20,853)</b>	<b>1,943,633</b>	<b>1,922,780</b>	<b>1,925,462</b>	<b>2,682</b>	<b>1,817,921</b>
<b>Other Financing Sources and Uses</b>						
Transfers in	1,289,762	(1,000,000)	289,762	288,533	(1,229)	-
Transfers out	(1,268,909)	(943,633)	(2,212,542)	(1,403,629)	808,913	(1,249,945)
<b>Total Other Financing Sources and Uses</b>	<b>20,853</b>	<b>(1,943,633)</b>	<b>(1,922,780)</b>	<b>(1,115,096)</b>	<b>807,684</b>	<b>(1,249,945)</b>
<b>Net Change in Fund Balances</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>810,366</b>	<b>\$ 810,366</b>	<b>567,976</b>
<b>Fund Balances Beginning of Year</b>				<b>567,976</b>		<b>-</b>
<b>Fund Balances End of Year</b>				<b>\$ 1,378,342</b>		<b>\$ 567,976</b>

*2005 SPLOST fund originally budgeted for Utility water and sewer projects to be constructed in this fund. However, during fiscal 2008 audit process, it was decided these could be more easily tracked and monitored if constructed in the Utility's water and sewer fund.*

**County SPLOST Fund**  
**Schedule of Revenues, Expenditures and**  
**Changes in Fund Balances - Budget and Actual**  
**For the Fiscal Year Ended June 30, 2009**  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Intergovernmental	\$ 410,000	\$ 190,050	\$ 600,050	\$ 585,826	\$ (14,224)	\$ 1,077,764
Contributions	-	-	-	-	-	1,731
<b>Total Revenues</b>	<u>410,000</u>	<u>190,050</u>	<u>600,050</u>	<u>585,826</u>	<u>(14,224)</u>	<u>1,079,495</u>
<b>Expenditures</b>						
Capital Outlay						
Public works	410,000	143,550	553,550	553,516	34	385,101
Culture and recreation	-	46,500	46,500	46,401	99	670,361
<b>Total Expenditures</b>	<u>410,000</u>	<u>190,050</u>	<u>600,050</u>	<u>599,917</u>	<u>133</u>	<u>1,055,462</u>
<b>Excess (Deficiency) of Revenues Over (Under) Expenditures</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>(14,091)</u>	<u>\$ (14,091)</u>	<u>24,033</u>
<b>Net Change in Fund Balances</b>				(14,091)		24,033
<b>Fund Balances (Deficits) Beginning of Year</b>				<u>(95,556)</u>		<u>(119,589)</u>
<b>Fund Balances (Deficits) End of Year</b>				<u>\$ (109,647)</u>		<u>\$ (95,556)</u>

**Revenue Bonds Debt Service Fund**  
**Schedule of Revenues, Expenditures and**  
**Changes in Fund Balances - Budget and Actual**  
**For the Fiscal Year Ended June 30, 2009**  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Investment earnings	\$ -	\$ -	\$ -	\$ 39	\$ 39	\$ 42
<b>Expenditures</b>						
Debt Service						
Principal	247,600	-	247,600	247,600	-	239,900
Interest and fiscal charges	120,145	1,500	121,645	121,645	-	131,785
<b>Total Expenditures</b>	<u>367,745</u>	<u>1,500</u>	<u>369,245</u>	<u>369,245</u>	<u>-</u>	<u>371,685</u>
<b>Excess (Deficiency) of Revenues Over (Under) Expenditures</b>	<u>(367,745)</u>	<u>(1,500)</u>	<u>(369,245)</u>	<u>(369,206)</u>	<u>39</u>	<u>(371,643)</u>
<b>Other Financing Sources</b>						
Transfers in	367,745	1,500	369,245	369,045	(200)	371,685
<b>Net Change in Fund Balances</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>(161)</u>	<u>\$ (161)</u>	<u>42</u>
<b>Fund Balances Beginning of Year</b>				<u>208</u>		<u>166</u>
<b>Fund Balances End of Year</b>				<u>\$ 47</u>		<u>\$ 208</u>

Bonding agent's fees not included in the budget.

**School Tax Fund**  
**Schedule of Revenues, Expenditures and**  
**Changes in Fund Balances - Budget and Actual**  
**For the Fiscal Year Ended June 30, 2009**  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Property taxes	\$ 124,000	\$ 10,000	\$ 134,000	\$ 133,712	\$ (288)	\$ 97,775
<b>Total Revenues</b>	124,000	10,000	134,000	133,712	(288)	97,775
<b>Expenditures</b>						
<b>Current</b>						
Education	124,000	10,000	134,000	133,712	288	97,775
<b>Excess of Revenues Over Expenditures</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	-	<u>\$ -</u>	-
<b>Fund Balances Beginning of Year</b>				116,520		116,520
<b>Fund Balances End of Year</b>				<u>\$ 116,520</u>		<u>\$ 116,520</u>

**West Calhoun Grant Fund**  
**Schedule of Revenues, Expenditures and**  
**Changes in Fund Balances - Budget and Actual**  
**For the Fiscal Year Ended June 30, 2009**  
*(With Comparative Actual Amounts For the Year Ended June 30, 2008)*

	2009				Variance With Final Budget	2008
	Original Budget	Budget Amendment	Final Budget	Actual		Actual
<b>Revenues</b>						
Intergovernmental	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>Expenditures</b>						
<b>Current</b>						
Housing and development	-	20,000	20,000	19,454	546	-
<b>Excess (Deficiency) of Revenues Over (Under) Expenditures</b>	-	(20,000)	(20,000)	(19,454)	546	-
<b>Other Financing Sources</b>						
Transfers in	-	20,000	20,000	16,799	(3,201)	-
<b>Excess of Revenues Over Expenditures</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	(2,655)	<u>\$ (2,655)</u>	-
<b>Fund Balances Beginning of Year</b>				-		-
<b>Fund Balances End of Year</b>				<u>\$ (2,655)</u>		<u>\$ -</u>

*Fund created for new grant and not included during fiscal year 2009 budget process.*

ADOPTED this 23rd day of November 2009

City of Calhoun, Georgia

James F. Palmer, Mayor

Attest:

Edith Peterson, City Administrator