

**CITY OF CALHOUN  
REGULAR CITY COUNCIL MEETING  
DEPOT COMMUNITY ROOM  
109 SOUTH KING ST  
JANUARY 28, 2013 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  
Paul Worley, City Clerk  
Jeff DeFoor, Director of Electric Utilities  
George Govignon, City Attorney  
Garry Moss, Chief of Police  
Lenny Nesbitt, Fire Chief  
Jerry Crawford, Water and Sewer Director  
Michelle Taylor, Calhoun City School Superintendent  
David Scoggins, Board of Education  
Tony Swink, Board of Education**

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. Mayor Palmer stated he wanted to add two items under Mayor's Comments to the agenda, the swearing in of Tony Swink and to announce a grant awarded to the Calhoun Fire Department. Councilman Hammond made a motion to approve the agenda as amended and Councilman Barton seconded the motion. All voted aye, motion approved.
4. Councilman Crowley made a motion to approve the minutes of the January 14<sup>th</sup>, 2013 City Council Meeting. Councilman Edwards gave a second with all voting aye, motion approved.
5. **Mayor's Comments:**
  - A. Mayor Palmer conducted the swearing in of Tony Swink to the Calhoun City Board of Education Post 5 to fulfill the unexpired term of Debra Moyer that will end on December 31, 2015. The Board of Education selected Mr. Swink at the January 15<sup>th</sup> Board of Education meeting. (Oath of Office attached) Mayor Palmer commended the School Board for their dedication and service.

- B. Mayor Palmer reminded the public of a sign variance request by Phillip Beamer for Arby's Restaurant at a location of 1098 Red Bud Road. The 30 foot height variance is needed to relocate the existing sign to comply with a Georgia Department of Transportation request. The ZAB will meet on February 7<sup>th</sup> and the public hearing will be on February 11<sup>th</sup>.
- C. Mayor Palmer reminded the public of a sign variance request by Haley Stephens at a location of 1052 Red Bud Road. The variance request is for a 185 square foot sign. Current ordinance allows for a 120 square foot sign. Variance request of 65 square feet. The ZAB will meet on February 7<sup>th</sup>, 2013 and the public hearing will be on February 11<sup>th</sup>, 2013.
- D. Mayor Palmer announced that the Calhoun Fire Department had received a \$50,000 Federal Homeland Security grant. Fire Chief Nesbitt stated that this was a continuation grant to help acquire or sustain equipment to support the City's Georgia Search and Rescue Program. Mayor Palmer also announced that the Calhoun Police Department (CPD) had been notified by the Governor's Office of Highway Safety the CPD would receive a grant to fully fund a new intoxilyzer. The grant will be roughly \$9,000.00 to purchase the new intoxilyzer. The current model of intoxilyzer used by CPD will no longer be allowed after this year.

**6. Public Hearings and Comments: None**

**7. Old Business:**

- A. Mayor Palmer conducted the second reading of an annexation and zoning of R-1 for 8.04 acres at a location of 527 Henderson Bend Road for Tolbert Brooks Gallman. The ZAB meeting will be on March 7<sup>th</sup> and the public hearing will be on March 11<sup>th</sup>.
- B. Mayor Palmer conducted the second reading of a taxicab license request for Isidro Sanchez Barrera, owner, D/B/A: Taxi El Aguila at a location of 820 North Wall Street. Public hearing will be on February 11<sup>th</sup>.
- C. Mayor Palmer conducted the second reading of a beer pouring request for Steve Bayzid DBA: Paisano's Mexican Restaurant at a location of 803 South Wall Street. The public hearing will be on February 11<sup>th</sup>.

**8. New Business:**

- A. Mrs. Jerri Kitchings addressed the Mayor and Council concerning the needs of the homeless in Calhoun and Gordon County. Mrs. Kitchings stated she would like to see more done to help the elderly, veterans, and homeless in the community. Mayor Palmer thanked her for her concern and discussed some of the positive responses to these problems by our local faith based organizations and nonprofit organizations. In addition, Mayor Palmer discussed the possibility of future public-private partnerships to further assist the homeless in the future.
- B. Mayor Palmer reviewed the Georgia Water and Wastewater Agency Response Network (WARN) Agreement (mutual aid) for Georgia Water Systems. Mr. Vickery stated that this agreement is a similar agreement utilized by the Electric Department that helps to facilitate utilities helping other utilities in times of need

such as tornados, flooding, and other natural disasters. Councilman Barton made a motion to approve the WARN Agreement. Councilman Crowley gave a second with all voting aye, motion approved. (copy attached)

- C. Mayor Palmer asked for a motion to approve a resolution and authorization form for the Mayor and Director of Finance to continue to be the authorized signatories for the MEAG Trust on the city's behalf. Councilman Hammond made a motion to allow the Mayor and Director of Finance to sign the resolution and authorization form. Councilman Edwards gave a second with all voting aye, motion approved. (copy attached)
- D. Mayor Palmer stated that first and second quarter fiscal year 2013 financial statements were included in the agenda packet. Mayor Palmer suggested that approval of the financial statements be tabled so the Mayor and Council would have more time to discuss and review the statements. Councilman Hammond made a motion to table the approval of the financial statements until the next meeting. Councilman Barton gave a second with all voting aye, motion approved.

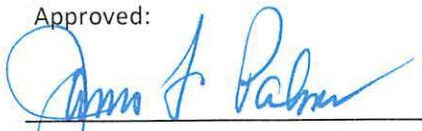
**9. Other written items not on the agenda: None**

**10. Work Reports:**

- A. Administrator Eddie Peterson
- B. General Manager Larry Vickery
- C. George Govignon

- 11.** Councilman Hammond made a motion to adjourn. The motion was seconded by Councilman Edwards with all voting aye, motion approved.

Approved:

  
\_\_\_\_\_  
James F. Palmer, Mayor

Submitted:

  
\_\_\_\_\_  
Paul Worley, City Clerk

**Resolution of  
The City of Calhoun, Georgia**

WHEREAS, the City is a Beneficiary of the Municipal Competitive Trust (the "Trust") that MEAG Power established as of January 1, 1999; and

WHEREAS, pursuant to the terms of the Trust, the City is allowed to transfer certain funds between accounts and withdraw certain funds from accounts by written direction to MEAG Power and the Trustee; and

WHEREAS, by official action of the City, a City official was delegated authority to make deposits to the Trust and to communicate City decisions with respect to the Trust to MEAG Power and the Trustee; and

WHEREAS, in order to improve the notification process, MEAG Power has requested that all written directions communicating City decisions with respect to the Trust be executed by two independent City officials; and

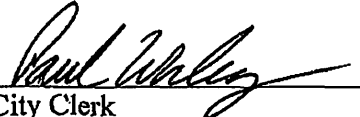
WHEREAS, the City, after due consideration, has determined that such procedural changes are in the best interest of the City.

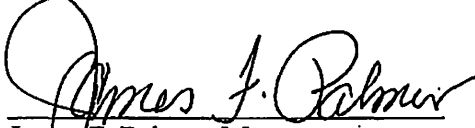
NOW, THEREFORE, BE IT RESOLVED that henceforth James F. Palmer, Mayor and Andrea K. Bramlett, Director of Finance (together, the "Authorized Officials") are authorized to communicate City decisions with respect to the Trust by jointly executing written directions to MEAG Power and the Trustee; and


FURTHER RESOLVED that the City hereby authorizes the Authorized Officials to execute, and the City Clerk to attest and deliver, certificates specifying the names, titles, term of office and specimen signatures of the Authorized Officials and other certificates and documents that MEAG Power may require from time to time to effect the purposes of the Trust and this Resolution.

This the 28 day of January, 2013.

ATTEST:

  
\_\_\_\_\_  
City Clerk  
[SEAL]

  
\_\_\_\_\_  
James F. Palmer, Mayor

  
\_\_\_\_\_  
Andrea Bramlett, Finance Director

INCUMBENCY AND SIGNATORY CERTIFICATE

I, the undersigned, Paul Worley, DO HEREBY CERTIFY that I am the duly appointed and acting City [Clerk/Secretary] of The City of Calhoun (the "City"). I HEREBY FURTHER CERTIFY that the below named persons have been duly appointed or elected, as applicable, have been qualified, are duly holding the offices set opposite their names on this day and the signatures set opposite their names are their genuine signatures:

<u>Name</u>	<u>Office</u>	<u>Term Expires</u>	<u>Signature</u>
<u>James F. Palmer</u>	<u>Mayor</u>	<u>12/31/2015</u>	<u>James F. Palmer</u>
<u>Andrea K. Bramlett</u>	<u>Director of Finance</u>	<u>At the pleasure of the Council</u>	<u>Andrea K. Bramlett</u>

IN WITNESS WHEREOF, I have hereunder subscribed my name and affixed the official seal of the City this 28 day of January, 2013.

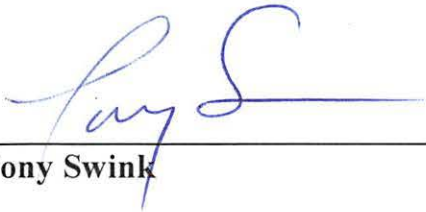
[SEAL]

Paul Worley  
By: Paul Worley  
Its: City Clerk

**OATH OF OFFICE  
CITY SCHOOL BOARD**

**“I, Tony Swink, do solemnly swear (or affirm) that I will truly perform to the best of my abilities the duties of Calhoun Board of Education Member, Post 5, by adopting and enforcing such measures as in my judgment shall be best calculated to promote the educational needs of the inhabitants of the City of Calhoun and the common interest thereof.”**

**This, the 28<sup>th</sup> day of January, 2013.**

  
\_\_\_\_\_  
Tony Swink