

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING ST
SEPTEMBER 28, 2015 7:00 P.M.**

MINUTES

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

ALSO: Eddie Peterson, City Administrator; Larry Vickery, Utilities General Manager; George Govignon, City Attorney; Paul Worley, City Clerk; Lenny Nesbit, Fire Chief; Garry Moss, Police Chief; Jeff Defoor, Director of Electric Utilities

- 1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.**
 - A. Councilman Crowley gave the invocation.**
- 2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.**
- 3. Councilman Crowley made a motion to approve the agenda and Councilman Edwards seconded the motion. All voted aye, motion approved.**
- 4. Councilman Barton made a motion to approve the minutes of the September 14, 2015 City Council Meeting. Councilman Crowley gave a second with all voting aye, motion approved.**
- 5. Mayor's Comments:**
 - A. Mayor Palmer read and presented a Red Ribbon Week Proclamation submitted by the Greater Rome Young Marines for the City of Calhoun and Georgia House Representative John Meadows.**
- 6. Public Hearings and Comments: None**
- 7. Old Business:**
 - A. Mayor Palmer conducted the second reading of an annexation and zoning request of R1-B for 0.63 acres at a location of 257 Hines Road for Wuilliam Lopez. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.**
 - B. Mayor Palmer conducted the second reading of an annexation and zoning request of R1-B for 0.29 acres at a location of 221 Cherokee Drive for Alvin and Sandra Hale. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.**

- C. Mayor Palmer conducted the second reading of a de-annexation request of R1 for 0.95 acres at a location of 109 Sylvan Drive for Marty and Patricia Brown. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.
- D. Mayor Palmer conducted the second reading of a de-annexation request of PRD by North Georgia National Bank for a location of Tate Bend Road for 19.7 acres for map parcel #CG41B-061. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.
- E. Mayor Palmer conducted the second reading of a variance request by Timothy Kirby at a location of 201 Chandler Street. The request is a 10' side set back variance request for a distance of 10 feet to 0 feet to add on to a non-conforming building that was built on the property line in 1938. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.
- F. Mayor Palmer conducted the second reading of a variance request to allow an existing building to be used as an animal clinic, 43 foot variance request from property line, for Barrett Investment Enterprises at a location of 637 Oothcalooga Street. The Zoning Advisory Board will meet on October 8, 2015. The Public Hearing will be on October 12, 2015.

8. New Business:

- A. Mayor Palmer read a special event/road closure request by the Gordon Hospital Foundation for the annual "Run for Your Life 5K". The run is scheduled for Tuesday, October 13th with the race beginning at 6:00pm. This year's race will start on Warrior Path, crossing Red Bud Road to Curtis Parkway, turn right on Dew Pond Road, turn right on Devonwood Drive, right on Normandy Lane, right on Windsor Drive, left on Derby Lane, right on Kent Drive, left on Curtis Parkway, and finishing at Gordon Hospital. Councilman Crowley made a motion to approve the special event/road closure request. Councilman Barton gave a second with all voting aye, motion approved.
- B. Mayor Palmer read a request by the Calhoun Police Department to withdraw \$500.00 from the asset seizure account and donate the proceeds to the Gordon County Chamber of Commerce's Drugs Don't Work program in conjunction with Red Ribbon Week. Councilman Barton made a motion to approve the request. Councilman Crowley gave a second with all voting aye, motion approved.
- C. Mayor Palmer read a request from the Cemetery Department to declare a 2006 Tiger Cub 53" rotary mower as surplus. Serial #STC52A-244IN-9300742. Councilman Barton made a motion to declare the mower surplus. Councilman Crowley gave a second with all voting aye, motion approved.
- D. Mayor Palmer read a request from Downtown Development to declare a three foot Snowburst Christmas Tree Topper and pole adaptor kit as surplus. Councilman Crowley made a motion to approve the request. Councilman Edwards gave a second with all voting aye, motion approved.
- E. Mayor Palmer read a request from the Calhoun Police Department to declare a 1989 Nissan Stanza as surplus. VIN #JN1HT21S1KT220404. Councilman Barton made a motion to declare the vehicle as surplus. Councilman Crowley gave a second with all voting aye, motion approved.

- F. Mayor Palmer read a request from the Calhoun-Gordon County Airport Authority to re-appoint Philip Beamer to the Authority for a three year term. Mr. Beamer's current term expired on June 30, 2015. Councilman Barton made a motion to approve the request. Councilman Edwards gave a second with all voting aye, motion approved.
- G. Mayor Palmer conducted the first reading of a beer and wine pouring license request by Joshua Sellers DBA: Sellers Chop House at a location of 114 Court Street. Councilman Barton made a motion to set the public hearing on October 26th. Councilman Edwards gave a second with all voting aye, motion approved.
- H. Mayor Palmer conducted the first reading of a beer and wine package license request by Vinod Patel DBA: A Knight's #2 at a location of 1531 Dews Pond Road. The proposed manager is Terry Patel. Councilman Crowley made a motion to set the public hearing on October 26th. Councilman Edwards gave a second with all voting aye, motion approved.
- I. Mayor Palmer conducted the first reading of an ordinance to amend Chapter 22: Businesses, Article III: Division 5- Recycling processing centers for the purchase, sale or processing of post-consumer or post-industrial materials and to amend the zoning ordinance. Attorney Govignon stated that this ordinance has the principal purpose of categorizing three different levels of recycling into Commercial Recycling Centers, Scrap Metal Processors, and Industrial Recycling Processing Centers. The three different levels allows for different regulations appropriate for the varying recycling activities. This includes requirements such as suitable set-backs, fencing, and paved parking and driveways. Existing recycling facilities will be grandfathered, but will be required to register with the City within 90 days. After the registration, any material change to the operation will require re-permitting and conformance to the new ordinance. Councilman Crowley made a motion to set the public hearing on October 26th. Councilman Edwards 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

- Mr. Peterson reviewed the General Government cash report. The City's reserve investments are now running through North Georgia National Bank as a conduit to other banks such as the Federal Home Loan Bank to enable the City to get better interest payments. These are investment securities ranging from 0.5%-2% with an average of 1.8%. Around 2009 interest investments shrunk around the country and the City started paying more in fees than in interest received for its required reserve levels. After the changes, the City is budgeting \$30,000 in interest revenue and should receive this amount or more. The revolving loan fund is in a position where another loan needs to be made. The City is always looking for businesses who can utilize this loan program. The City's cash accounts are in a better position this year than last year and has improved over the past several years.

B. General Manager Larry Vickery

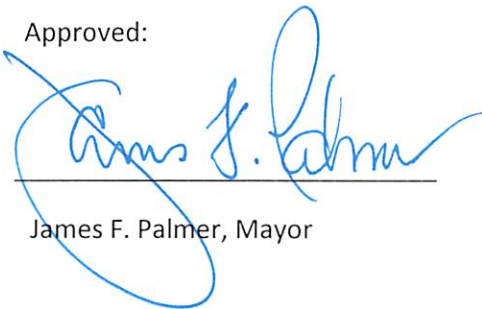
- Mr. Vickery stated that the cash report showed Calhoun Utilities in a good position. However, utilities is still short on reserve requirements. Councilman Edwards made a motion to approve both the General Government and Utility cash reports. Councilman Crowley gave a second with all voting aye, motion approved.

C. City Attorney George Govignon

- Mr. Govignon stated that after being asked to research if local attorneys were subject to occupation taxes, it was determined that they are now subject to the occupational tax and will be drafting an opinion to this affect.
- Mr. Govignon stated that the City held hearings on a list of dilapidated housing on September 25th. Municipal Court ordered the abatement of the nuisances within 60 days by the responsible property owners and 30 days on a property that is overgrown with vegetation, but the house does not need to be razed. If the responsible party does not raze the structure the City can have it removed and assess the costs to the property owner who then has up to three years to repay the costs. Mr. Govignon stated that some of the property owners were present at the hearing and they wanted the City to demolish their dilapidated house and agreed to pay back the costs.

11. Councilman Barton made a motion to adjourn. The motion was seconded by Councilman Crowley with all voting aye, motion approved.

Approved:



James F. Palmer, Mayor

Submitted:



Paul Worley, City Clerk