

**CITY OF CALHOUN  
REGULAR CITY COUNCIL MEETING  
DEPOT COMMUNITY ROOM  
109 SOUTH KING STREET  
NOVEMBER 22, 2004, 7:00 P.M.**

**MINUTES**

**PRESENT: James F. Palmer, Mayor  
Lorene Potts, Mayor Pro Tem  
George R. Crowley, Councilman  
David Hammond, Councilman**

**ABSENT: Ray M. Denmon, Councilman**

**ALSO: William P. Bailey, City Attorney  
Kelly Cornwell, Director of Utilities  
Eddie Peterson, Director of Public Safety and Public Works  
Cathy Harrison, City Administrator**

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. Following review, minutes of the November 8, 2004 regular City Council meeting were approved as written on a motion by Councilman Crowley, second by Councilman Hammond, with Councilman Crowley, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.
4. Mayor's comments:
  - a. Mayor Palmer reminded the Council and public of the annual Mayors' Motorcade to Northwest Regional Hospital on December 9, 2004. He stated the day is fast approaching and anyone that wishes to donate a gift for the patients should bring those by City Hall by December 9 at 9:15.
  - b. Mayor Palmer reminded the Council of two upcoming training conferences, one being the Mayors' Day in January 2005 in Atlanta and the second being the National League of Cities Conference that is scheduled for the end of November.
  - c. Mayor Palmer reminded the public of the public hearings scheduled for December 13, 2004 regarding a request for a name change for the ABC Beer Package Store. The request is to change the name from Sidney Collins to the Corporate name of ABC Highway 53 Package, LLC, Miriam Whitaker, manager.
  - d. Mayor Palmer stated the city will observe two days for Christmas, December 24 and 27 and due to that, he requested the regular Council meeting scheduled for December 27 to be changed to December 20. Following review, Councilman Hammond made a motion to change the December 27 meeting to December 20, second by Mayor Pro Tem Potts, with Councilman Hammond, Mayor Pro Tem Potts, and Councilman Crowley voting affirmatively, motion carried.

e. Mayor Pro Tem Potts reviewed the zoning hearings scheduled for December 13, 2004, as follows:

- 1) A request for two zoning variances by the Calhoun Board of Education for Berenstein Park on South River Street across from the middle school. The requests are for a 25-foot variance off the right-of-way of King Street for a chain link fence; and a 12-foot variance off the right-of-way of King Street for the visitor's dugout for the new girl's softball complex.
- 2) A request for rezoning from R-2 to C-2 by Kenneth Jones for property at the corner of Yellow Jacket Drive and Pine Street.
- 3) A request for rezoning from R-2 to C-2 by Robert McKinnon for parcels 6, 7, and 8 at 841, 847 and 853 North Wall Street, consisting of three Mill Village homes and lots across from the Lovinggood operation. The request also includes 15-foot setback variances for the sides and back of the lot.

5. Public Hearings and Comments:

a. Mayor Palmer stated at this time, public hearings on zoning matters would be held. The public would have the opportunity to make pro and con comments with a ten-minute maximum time limit for each side of the matter. Each person speaking would be required to have filed a Financial Disclosure Statement five days prior to the hearing, and each person would be required to give their name and address before speaking. An inquiry was made to determine if any of the elected officials had filed a disclosure statement regarding ownership or special interest in the agenda items. The response was negative. Mayor Palmer reviewed the Standards Governing the Exercise of Zoning Power, as follows:

**STANDARDS GOVERNING THE EXERCISE OF ZONING POWER**

- (1) Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.
- (2) Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.
- (3) Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.
- (4) Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities or schools.
- (5) Whether there will be capital costs for capital improvements to serve the area. Capital costs shall include water mains, sewer mains, new street pavement or widening, new fire stations or equipment, new police stations or equipment, and other like costs.
- (6) Whether the zoning proposal is in conformity with the policy and intent of the land use plan.
- (7) Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for their approval; or disapproval of the zoning proposal.
- (8) Whether there are other factors relevant to balancing the interest in promoting the public health, safety, morality or general welfare against the right to the unrestricted use of property.

**VARIANCE CONSIDERATIONS (ONE OR MORE)**

- (a) There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.
- (b) The application of this ordinance to the particular piece of property would create an unnecessary hardship.
- (c) Such conditions are peculiar to the particular piece of property involved.
- (d) Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of this ordinance, provided, however, that no variance may be granted for a use of land or building or structure that is prohibited by this ordinance.

- 1) Mayor Palmer gave a second reading of a rezoning request by Michael Meadows for approximately 30 acres of land in two tracts off I-75, Red Bud Road and Columbus Circle. The request is to rezone from Industrial-G and R-2 to C-2 for future commercial development.
  - a) A public hearing was opened.
  - b) Harrison reported that signs had been placed on the property, notices had been published in the local legal organ and evidence of notification to adjoining property owners had been received.
  - c) Mayor Pro Tem Potts stated the Zoning Advisory Board had met on this matter on November 4, 2004 at 4:30 p.m. Based on information provided by the Zoning Review Committee and by their independent review, it was the consensus of the Zoning Advisory Board members that the C-2 zoning would be more appropriate for the property due to its location near the school and due to the fact that there would be a 60-foot road frontage easement off Red Bud Road, and they recommended approval of the request.
  - d) Mayor Palmer asked if there were any comments by the applicant. Harrison stated the applicant had called, indicating he had a previous commitment with one of his children at school and he would not be able to attend. However, he had left his cell phone number in order to be available to respond to any questions that might arise.
  - e) Mayor Palmer asked if there were any comments by the general public. There were none.
  - f) Mayor Palmer asked if there were any questions by any member of the Council. There were none and the hearing was closed.
  - g) The findings, based upon the zoning standards, were as follows:

**STANDARDS GOVERNING THE EXERCISE OF ZONING POWER**

- (1) The proposal would permit a use that is suitable in view of the use and development of adjacent and nearby property.
- (2) The proposal would not adversely affect the existing use or usability of adjacent or nearby property.
- (3) The property as currently zoned has a diminished value.
- (4) The zoning proposal will result in a use which will cause additional use of existing streets.

- (5) Any costs for capital improvements associated with the project will be borne by the developer.
- (6) The proposal is in conformity with the policy and intent of the land use plan.
- (7) There are no existing or changing conditions that affect the use or development of the property.
- (8) The public health, safety, morality or general welfare would be better served with commercial zoning than industrial zoning, due to the proximity of the school.

f) Based on these findings, Mayor Pro Tem Potts made a motion to waive the third and fourth reading and approve the request for rezoning from Industrial-G and R-2 to C-2, second by Councilman Crowley, with Mayor Pro Tem Potts, Councilman Crowley, and Councilman Hammond voting affirmatively, motion carried.

b. Other hearings and Comments:

1) Mayor Palmer opened a public hearing on a resolution for decreasing the county 2-inch water minimum from \$173.00 to \$132.50, effective immediately. Mayor Palmer asked if there were any questions by any member of the Council or the public. There were none and the public hearing was closed. Councilman Hammond made a motion to approve the resolution decreasing the 2-inch water minimum from \$173.00 to \$132.50, second by Councilman Crowley, with Councilman Hammond, Councilman Crowley, and Mayor Pro Tem Potts voting affirmatively, motion carried.

6. Old business:

a. Mayor Palmer gave a second reading of the alcohol license renewals for 2005 as follows:

ABC Liquor	W. Pass, Inc.	Warren Pass
Abujaber, Inc. d/b/a Lizzi's Deli & Grill	Abujaber, Inc.	Mary Alma Blasengame
American Legion Post 47	American Legion	C. L. Rutledge
Arch City Package	Patricia DeFoor	Patricia DeFoor
B&L Beverage	Tim Bockholt	Tim Bockholt
B&L Liquor, Inc	Lindsey Lewis	Lindsey Lewis
Back Gate	Hussein Asadi	Hussein Asadi
China Cook	Linn Buu Quan	Linh Buu Quan
Dixie Beverage Shop	Barbara Bishop	Barbara Bishop
El Pueblito Mexican Rest.	El Pueblito Mexican Rest.	Juana Naranjo
El Rayos	Gerardo Herrera	Gerardo Herrera
Fast Food & Fuel	Fast Petroleum, Inc.	Changing to Terry Wofford
GAK Package Store	Ghulam Akbar Khan	Ghulam Akbar Khan
Golden Gallon	The Pantry	Karen L. Aldridge
Gondolier's Pizza	Gondolier's Pizza	Alexis Prasinis
Great Wall Chinese Restaurant	Great Wall, Inc.	Kitty Leung
J & P	Patsy Colleps	Patsy Colleps

J J's Package Store	Raymond J. Brown	Raymond J. Brown
Jimmy's Package	Alton DeFoor	Alton DeFoor
Los Gallos De Mexico	Martin Carranza	Martin Carranza
Los Rene's Mexican Restaurant	Gerardo Herrera	Gerardo Herrera
Los Reyes Mexican Rest.	Los Reyes Mexican Rest.	William T. Howard
Mukhi, Inc. - Calhoun Liquor	Mukhi, Inc.	Mukesh S. Patel
Red Bud Liquor Store, Inc.	Red Bud Liquor Store, Inc.	Champ Kelly
Renis Barrett Memorial Home, Inc.	d/b/a VFW Post 5376	Caris L. Roland
South 41 Package	Roy Thomas Aaron	Roy Thomas Aaron
Thurston's, Inc.	Thurston's, Inc.	Tammy West

Following review, Mayor Pro Tem Potts made a motion to approve the alcohol license renewals for 2005, second by Councilman Crowley, with Mayor Pro Tem Potts, Councilman Crowley and Councilman Hammond voting affirmatively, motion carried.

- b. Mayor Palmer gave a second reading of the pawn license renewals for 2005 as follows:

Bubba's Pawn Mart	Laurence Mauldin
Cash Express	Cal Rountree
D&S Pawn	Nancy P. Long
Park Avenue Pawn & Jewelry	Douglas Driscoll
Pete's Music City & Pawn	Clifford L. Cochran
The Cash Store	Kent Popham
This & That Pawn Shop	Clyde E. McEntyre
Title Exchange & Pawn	Hugh M. Austin

Following review, Councilman Hammond made a motion to approve the pawn license renewals for 2005, second by Councilman Crowley, with Councilman Hammond, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.

- c. Mayor Palmer gave a second reading of the taxi license renewals for 2005 as follows:

Los Buenos Amigos Taxi	Sonia Romero
Taxi Acapulco	Heliodoro Parra-Rodriguez
Taxi Express	Alba Parra
Taxi Latino	Ofilio Lara
Taxi Union	Isidro Bautista

Mayor Palmer stated according to the police, none of the taxis qualify at this time. However, they could be approved subject to compliance prior to the issuance of any 2005 license. Following review, Councilman Crowley made a motion to approve subject to compliance before the 2005 licenses are issued, second by Councilman Hammond, with Councilman Crowley, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.

- d. Mayor Palmer reviewed a resolution regarding acceptance of the bid from BB&T for a 5-year lease for the sludge disposal truck and equipment, with a request that the cost not exceed \$158,000.00, since the final item of equipment had been obtained. Councilman Crowley stated he would abstain from the matter. Mayor Pro Tem Potts made a motion to adopt the resolution authorizing the lease for a

price not to exceed \$158,000.00 with BB&T at the interest rate previously approved, second by Councilman Hammond, with Mayor Pro Tem Potts and Councilman Hammond voting affirmatively and Councilman Crowley abstaining, motion carried.

e. Mayor Palmer asked Director of Utilities Cornwell to review to proposal for renewal of the Pickens County contract.

1) Director Cornwell stated the Pickens County contract originally had a 2 year deadline and those 2 years are up at this time. He stated the city has just begun to provide water under the contract and Pickens County has not entirely completed their implementation in the form of a second water tank and connecting lines. He stated the Pickens County Commission had requested that the contract be amended to allow the possibility that, if it is agreeable to both parties, the contract be for an additional 20-year period, following the first 20-year period. The second amendment is that in light of the work not being entirely completed, the minimums not come into place until March 31, 2005, and that they be billed only for their usage during the first six months.

2) The Council reviewed the changes as presented for the contract, with the understanding that it would be reviewed each 4 years, with a price to be determined.

3) Mayor Palmer asked if there were any comments or questions. There were none. Councilman Hammond made a motion to approve renewal of the Pickens County water contract as stated by Director Cornwell and to authorize the Mayor to sign, second by Councilman Crowley, with Councilman Hammond, Councilman Crowley, and Mayor Pro Tem Potts voting affirmatively, motion carried.

7. New business:

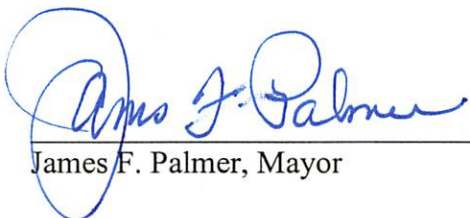
a. Mayor Palmer asked Director Cornwell to review the proposal from the City of Acworth regarding the purchase of power reserves. Director of Utilities Kelly Cornwell stated that with the purchases the city had made from MEAG for additional generation power and also, in addition to the on-site generation power owned by the city, the city has approximately 5 megawatts of generation power reserves that it is not using and that could be sold to the City of Acworth, thereby providing between \$17,000.00 and \$20,000.00 of revenue for the City of Calhoun for the next year. He stated the contract would be only for one year in order that the City of Calhoun could have those reserves available for its use, should they be needed. Following discussion, Councilman Crowley made a motion to approve the contract with the City of Acworth for a one year agreement and to authorize the Mayor to sign, second by Councilman Hammond, with Councilman Crowley, Councilman Hammond, and Mayor Pro Tem Potts voting affirmatively, motion carried.

b. Mayor Palmer gave a first reading of a variance request by Danny R. Greeson to allow construction of multi-family housing at 705 Harlin Street, in an area that was historically for single family housing but zoned R-2. The area is primarily multi-family structures at this time. Mayor Palmer stated the earliest date for a public hearing would be December 13, 2004 at 7:00 p.m. Mayor Pro Tem Potts

- made a motion to set the public hearing for that date and time, second by Councilman Crowley, with Mayor Pro Tem Potts, Councilman Crowley, and Councilman Hammond voting affirmatively, motion carried.
- c. Mayor Palmer gave a first reading of a request for a variance by Jason Shriner for property at 200 South Dale Avenue. The property in question was originally subdivided into six lots, with an undeveloped 12-foot road easement. The request is to allow the sale of two lots with a variance on the frontage required on a public road due to the easement and the division of property. Mayor Palmer stated the earliest date for a public hearing would be December 13, 2004 at 7:00 p.m. Councilman Crowley made a motion to set the public hearing for that date and time, second by Councilman Hammond, with Councilman Crowley, Councilman Hammond, and Mayor Pro Tem Potts voting affirmatively, motion carried.
  - c. Mayor Palmer reviewed the request for a manager change for Fast Petroleum, d/b/a Fast Food & Fuel # 186, on Highway 41 South, from Sharon K. Wright to Terry Wofford. Following review, Councilman Hammond made a motion to authorize the change from Sharon K. Wright to Terry Wofford, second by Councilman Crowley, with Councilman Hammond, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
  - d. Mayor Palmer gave a first reading of a request for an address change for Taxi Acapulco to 234 King Street. Mayor Palmer stated a new lease had been received. Mayor Pro Tem Potts stated she would not be able to vote on this matter. Councilman Crowley made a motion to authorize the address change to 234 King Street, second by Councilman Hammond, with Councilman Crowley and Councilman Hammond voting affirmatively, and Mayor Pro Tem Potts abstaining, motion carried.
  - e. Mayor Palmer gave a first reading of a late application for a pawn license renewal for Pawn Mart, Scotty Brown, manager. Mayor Palmer stated the second reading could be held on December 13, 2004 at 7:00 p.m.
8. Other written items not on the agenda:
- a. Mayor Pro Tem Potts stated the Downtown Development Authority would have a vacancy, since the term of Mr. Eddie Bass has lapsed, and he has expressed a desire to not be reappointed, since it is possible that he may be moving out of the area. The remaining members of the Downtown Development Authority had sent the names of three possible candidates, with inquiries being mailed to each of the candidates, and with only one responding, John Willis. Following review, Councilman Hammond made a motion to approve a four year term for John Willis to serve on the Downtown Development Authority Board, second by Councilman Crowley, with Councilman Hammond, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried. Mayor Pro Tem Potts expressed appreciation to Mr. Eddie Bass for his contributions to the Downtown Development Authority. She stated he had been a very valuable member of the authority and would certainly be missed. This was confirmed by Mayor Palmer and other Council members.
  - b. Mayor Pro Tem Potts stated Brunch With Santa would be held on December 11, 2004 at the Depot from 10:00 a.m. to 2:00 p.m. Mayor Pro Tem Potts stated the brunch would be sponsored by BB&T, the Cherokee Fair, and the Doctors' Clinic.

- c. Mayor Palmer stated due to construction and other considerations, the parking ordinance that was passed over a year ago had not been enforced for the past several months. He stated that with a review of the number of available parking spaces in the downtown area, and with a review of the number of persons working in the downtown area, parking is at a premium. In order to address this matter and to fully evaluate the parking ordinance, the city will once again begin enforcement of the parking ordinance on December 13, 2004. The Mainstreet Director will take brochures by to each of the downtown businesses and the matter will be advertised to notify citizens of this change, effective December 13, 2004.
9. Work Reports:
    - a. Kelly Cornwell, Director of Utilities: **no report.**
    - b. Eddie Peterson, Director of Public Safety and Public Works, stated he had provided a work report to the Council. Mayor Palmer stated the work report would be attached to the minutes of this meeting as “EXHIBIT A.”
    - c. Mayor Palmer inquired about the timeframe of the downtown construction. Director Peterson stated the section that is currently being revamped has been delayed due to weather. However, there is quite a bit of work going on with utility change-outs, additional lighting, and the new sidewalk being poured. He stated based on suitable weather to complete the work, there is approximately 2 to 3 days remaining. He stated the northern section of Park Avenue from the corner of Court Street running north would not be started until after Christmas.
  10. Mayor Palmer stated based upon the need to move to Executive Session for a legal matter, he would request a motion. Mayor Pro Tem Potts made a motion to move to executive session, second by Councilman Hammond, with Mayor Pro Tem Potts, Councilman Hammond, and Councilman Crowley voting affirmatively, motion carried.
  11. Mayor Palmer stated based upon the report of the City Attorney, it would be appropriate for the Council to consider a motion on the civil action settlement. Mayor Pro Tem Potts made a motion to approve the settlement on the Whittenburg civil action, as outlined by William P. Bailey, City Attorney, and to authorize the Mayor and Attorney to sign all required documents, second by Councilman Hammond, with Mayor Pro Tem Potts, Councilman Hammond and Councilman Crowley voting affirmatively, motion carried.
  12. Councilman Hammond made a motion to adjourn, second by Mayor Pro Tem Potts, with Councilman Hammond, Mayor Pro Tem Potts and Councilman Crowley voting affirmatively, motion carried.

Approved:



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James F. Palmer, Mayor

Submitted:



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Cathy Harrison, City Administrator

**“EXHIBIT A”**

Report by Eddie Peterson,  
Director of Public Safety and Public Works

1. **Mohawk Road:** Three engineering firms are providing proposals for the Mohawk Road Project. The three firms have a history with Calhoun on various road projects. Arcadis did the civil engineering on Piedmont Street. Volkert & Associates provided the engineering on Executive Park Connector and the Curtis Parkway/Laurel Creek Intersection. Focus Engineering is a new company with P.E.’s from W.K. Dickson, who did work for Calhoun on Court and River Street, and the Tom B. David Airport SR 3 road realignment. All three are pre-qualified by GDOT.

Mohawk has agreed to contract and pay directly the engineering firm that Calhoun chooses. This direct contracting from Mohawk to the engineering firm will expedite the engineering process. Mohawk has also agreed to provide all environmental studies, permits, and processes which includes: The National Environmental Policy Act (NEPA), National Historic Preservation, Wetlands Protection, Endangered Species, Archeological, Georgia Groundwater, and Georgia Safe Drinking Acts.

Calhoun’s survey team will provide; site survey, right-of-way, property lines, topo, and utility locations. The civil engineering firm will provide; construction limits, road design, materials specifications, cross sections (existing and new), earth work summary (clearing, grubbing, excavation, fill), erosion and sedimentation plan, BMP’s, monitoring plan, drainage plan, bridge design, striping, and signage.

When we have a set of plans and design criteria this information will be given to GDOT State Aid in Cartersville. Cartersville will forward a cost and quantity estimate to GDOT Atlanta and a City Contract will be provided for the project.

Time Table:

Select Engineering Firm .....	November 2004
Provide Cartersville GDOT with engineering .....	January 2005
Receive City Contract from GDOT .....	February 2005
Receive all Environmental permits .....	February 2005
Begin Construction .....	March 2005
Complete Construction .....	July 2005

2. **Park Ave:** The Park Avenue Sidewalk project, phase I, is half complete due to weather delays. The process involved demolition, new water and sewer service lines, moving electrical and phone lines, storm drain basins, replacing curb and gutter, decorative street lighting, and new sidewalk with brick borders. The project is time consuming due to traffic, pedestrians, and accommodating businesses. This phase of the project is from Oothcalooga to Court Street. We will delay phase II from Court north to the Police Station due to the Christmas season.

3. **Downtown Parking:** I have talked with Randy Dowling about County employee and County customer parking. County Finance, Purchasing, Building Inspection, and Zoning have moved to the Foremost building. Within the next several weeks Environmental Services will also move to the Foremost building. At the present time Constitutional Officers and their employees are, for the most part, parking around the Courthouse. The other County employees who are using the Foremost building are parking anywhere they can. No one is being directed to park at the parking deck or the new parking area south of the parking deck. I also talked with Suzanne Hutchinson about parking around the Courthouse. Her feelings were that the Courthouse perimeter parking was part of the City street system and should be controlled by the City Parking Ordinance. This may be something that could be discussed with the Board of Commissioner in January 2005. Also, the Environmental Services employees told me that they did not want to move downtown, partly because many of their customers drive dump trucks, low boys, and other large type vehicles. Parking would be difficult for those customers. Please find attached a parking survey of downtown for the past week. I will continue to conduct the survey for the next two weeks.
  
4. **Police Department:** Chief Goswick has been working diligently over the past six months to deal with a serious crime problem at our Public Housing areas. During this six month period their have had incidents which involved drugs, theft, and violent crimes.

<u>Location</u>	<u>Incidents</u>
Calhoun Garden/Richardson Road	97
Edmond Circle/Short McConnell/Pine	119
Edwards Street	3
Fair Street	13
Golden Circle	2
Harkins Street	17
Hillhouse Street	5
Neal/McConnell/MLK	<u>117</u>
	373

Drugs seized were;   66.2 grams marijuana  
                                   16.5 grams cocaine  
                                   193.4 grams methamphetamine

Over 100 people have been arrested during the past six months. Many of those arrested have criminal backgrounds. The problem seems to be a combination of the times we live in and people moving into the projects without screening and verification of the Housing Authority.

5. **Dozer Crawler:** The County Commissioners approved \$194,000 in Transportation SPLOST funds for the purchase of a Komatsu dozer. This dozer is a D-7 class which weights 44,000 lbs and has 185 horse power. We received bids on a John Deere at \$226,000 and a Caterpillar at \$204,000. Kevin McEntire demonstrated all three machines and each worked well in various situations. We feel good about the Komatsu

performance, reliability, service, and price. Calhoun has been able to acquire the following equipment through the Transportation SPLOST funds over the past three years:

<u>Equipment</u>	<u>Price</u>	<u>Useful Life</u>
Dozer	\$194,000	15 years
Motor Grader	155,000	15 years
Brush Truck	90,000	8 years
Leaf Truck	105,000	8 years
Backhoe	63,000	6 years
Two Fleet Vehicles	<u>43,600</u>	8 years
	\$ 650,600	

As you can see, these capital equipment purchases are big ticket items and are necessary to operate a Public Works Department. The Transportation SPLOST has provided a means to purchase equipment and resurface streets without property tax increases. We have used the SPLOST to purchase equipment, resurface streets, purchase and install storm drainage, purchase signals, provide for engineering, and several special projects.

6. **Resurfacing Streets:** Northwest Georgia Paving moved from the City's paving to SR 136 while we were repairing some water leaks on Old Dalton Road. Old Dalton Road, from SR 225 to SR 3 will complete our paving list and should be complete before Christmas. We have paved Jolley Road, Tracy Street, Riverview Drive, Wexford Drive, and Stewart Drive. We also paved an extension of Linda Lane and the school is now allowing car pool riders to use this as an alternate. Judy Neal said that this approach was working well and has significantly improved the morning and afternoon rush.
7. **Lighting Soccer Fields:** The installation of lights for the soccer fields, weather allowing, will begin December 13, 2004 and should take four to five weeks. The final bid price was \$169,560, from Equity Utility, and will allow all four fields to have lighting which meets Georgia High School Association standards and Georgia Soccer Association standards.
8. **Tennis Center:** Plans and designs for the Calhoun Recreation Tennis Center continue to evolve. Plans call for (1) expanding the current 12 courts to 16 courts (2) rebuilding existing 12 courts (3) 40' x 50' tennis center building...restrooms, changing area, information center, concession area, storage, offices (4) interior sidewalk system (5) new lighting system (6) drainage system (7) fencing.

**CITY OF CALHOUN  
CITY COUNCIL MEETING  
EXECUTIVE SESSION  
DEPOT COMMUNITY ROOM  
109 SOUTH KING STREET  
NOVEMBER 22, 2004 – 7:30 P.M.**

**MINUTES**

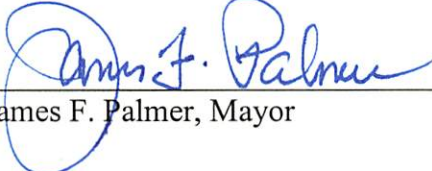
**PRESENT:** James F. Palmer, Mayor  
Lorene Potts, Mayor Pro Tem  
George R. Crowley, Councilman  
David Hammond, Councilman

**ALSO:** William P. Bailey, City Attorney  
Kelly Cornwell, Director of Utilities  
Eddie Peterson, Director of Public Safety and Public Works  
Cathy Harrison, City Administrator

1. Attorney Bailey reviewed the proposed settlement of the civil action filed by Whittenburg regarding the construction of multi-units on College Street. Based upon an agreement by Whittenburg, he would build no more than three townhouses or condominiums that would be sold and not rented, and based upon the City Administrator being authorized to write-off \$15,000.00 of past-due *ad valorem* taxes, and based upon the city's willingness to trade two water taps that have been paid for, for sewer taps, and based upon the city's ability to enforce the agreement regarding the understanding between all parties, it is ready for action if the Council approves. There were no questions.
  
2. Mayor Palmer stated the session was ready to be ended and Council was ready to return to the regular session. Councilman Crowley made a motion to close the executive session and return to the General Session, second by Councilman Hammond, with Councilman Crowley, Councilman Hammond, and Mayor Pro Tem Potts voting affirmatively, motion carried.

Approved:

Submitted:

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

  
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Cathy Harrison, City Administrator

**STATE OF GEORGIA  
COUNTY OF GORDON  
CITY OF CALHOUN**

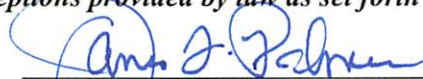
**AFFIDAVIT REGARDING CLOSURE OF OPEN MEETINGS**

Personally appeared before the undersigned officer, duly authorized under the laws of the State of Georgia to administer oaths, James F. Palmer, Mayor, who in his capacity as Chairperson or the person presiding over a City Council meeting of the City of Calhoun, and after being first duly sworn, certifies under oath and states to the best of his knowledge and belief the following:

At its meeting held on November 22, 2004, the City Council's Executive Session voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows (Check or initial, as appropriate:)


- Discussing or deliberating upon the appointment, employment, compensation, hiring, disciplinary action, dismissal, periodic evaluation or rating of a government officer or employee. [O.C.G.A §50-14-3(6)]
- Privileged consultation with legal counsel pertaining to pending or threatened litigation, claims, administrative proceedings or settlements. [O.C.G.A §50-14-2]
- Discussing the future acquisition of real estate. [O.C.G.A §50-14-3(4)]
- Staff meetings for investigative purposes under duties or responsibilities imposed by law. [O.C.G.A §50-14-3(1)]
- Tax matters made confidential by state law. [O.C.G.A §50-14-2]
- Inspection of physical facilities under the jurisdiction of the City Council. [O.C.G.A §50-14-1(a)(2)]
- Meeting with a governing body, officer, agent or employee of another agency at a location outside the geographical jurisdiction of the City Council at which no final action is taken. [O.C.G.A §50-14-1(a)(2)]
- Other (Explanation and citation to statutory authority required:)

*I certify that the subject matter of the closed meeting or the closed portion of this meeting was devoted to matters of official business or policy within the exceptions provided by law as set forth above.*

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

  
\_\_\_\_\_  
Witness

Sworn to and subscribed to before  
me this 22<sup>nd</sup> day of November 2004.

  
\_\_\_\_\_  
Notary Public for the State of Georgia

**CITY OF CALHOUN  
GEORGIA**

**RESOLUTION APPROVING FINANCING TERMS**

**WHEREAS:** The City of Calhoun ("City") has previously determined to undertake a project for Sludge Equipment, and the Finance Officer has now presented a proposal for the financing of such Project.

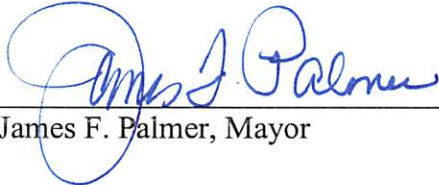
**BE IT THEREFORE RESOLVED, as follows:**

1. The City hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated November 1, 2004. The amount financed shall not exceed \$158,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 3.34%, and the financing term shall not exceed five (5) years from closing.
2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and a Project Fund Agreement as BB&T may request.
3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.
4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).
5. All prior actions of City officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in

conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

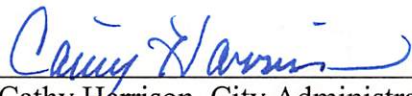
**APPROVED** this 22<sup>nd</sup> day of November 2004.

**City of Calhoun, Georgia**



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

**Attest:**



\_\_\_\_\_  
Cathy Harrison, City Administrator

**CITY OF CALHOUN  
CALHOUN, GEORGIA**

**RATE RESOLUTION**

**WHEREAS**, the Code of Ordinances of the City of Calhoun, Georgia require utility rates, deposits and associated fees be maintained on file in the office of the City Clerk; and

**WHEREAS**, the Mayor and Council of the City of Calhoun, Georgia have authorized amendments to water and sewer rates to fund new debt service, operating and a portion of capital costs for 2004-2005; and

**WHEREAS**, it is necessary to maintain a collective listing of rates;

**NOW, THEREFORE, BE IT RESOLVED**, the water, power, sewer, and other service rates, deposits and fees shall be as follows, effective July 1, 2004 (unless otherwise designated:)

**Water Rates  
Effective November 22, 2004**

<b>Inside City Limits</b>				
	<b>Regular Rates</b>		<b>Senior Citizen Rates</b>	
<b>Line Size (In Inches)</b>	<b>Minimum Bill (Includes First 2,000 Gallons)</b>	<b>Rate per 1,000 Gallons (After First 2,000 Gallons)</b>	<b>Minimum Bill (Includes First 2,000 Gallons)</b>	<b>Rate per 1,000 Gallons (After First 2,000 Gallons)</b>
<b>¾ &amp; 1"</b>	<b>\$ 9.00</b>	<b>\$ 1.22</b>	<b>\$ 7.00</b>	<b>\$ 1.22</b>
<b>2" (Commercial &amp; Residential)</b>	<b>\$ 86.50</b>	<b>\$ 1.22</b>	<b>N/A</b>	<b>N/A</b>
<b>2" (Irrigation)*</b>	<b>\$ 20.00</b>	<b>\$ 1.22</b>	<b>N/A</b>	<b>N/A</b>
<b>4" (Industrial)</b>	<b>\$ 346.00</b>	<b>\$ 1.16</b>	<b>N/A</b>	<b>N/A</b>
<b>6" (Industrial)</b>	<b>\$ 691.00</b>	<b>\$ 1.16</b>	<b>N/A</b>	<b>N/A</b>
<b>8" (Industrial)</b>	<b>\$ 1,211.00</b>	<b>\$ 1.16</b>	<b>N/A</b>	<b>N/A</b>

<b>Outside City Limits</b>				
	<b>Regular Rates</b>		<b>Senior Citizen Rates</b>	
<b>Line Size (In Inches)</b>	<b>Minimum Bill (Includes First 2,000 Gallons)</b>	<b>Rate per 1,000 Gallons (After First 2,000 Gallons)</b>	<b>Minimum Bill (Includes First 2,000 Gallons)</b>	<b>Rate per 1,000 Gallons (After First 2,000 Gallons)</b>
<b>¾ &amp; 1"</b>	<b>\$ 12.00</b>	<b>\$ 1.91</b>	<b>\$ 10.00</b>	<b>\$ 1.91</b>
<b>2" (Commercial &amp; Residential)</b>	<b>\$ 132.50</b>	<b>\$ 1.91</b>	<b>N/A</b>	<b>N/A</b>
<b>2" (Irrigation)*</b>	<b>\$ 30.00</b>	<b>\$ 1.91</b>	<b>N/A</b>	<b>N/A</b>
<b>4" (Industrial)</b>	<b>\$ 531.00</b>	<b>\$ 1.82</b>	<b>N/A</b>	<b>N/A</b>
<b>6" (Industrial)</b>	<b>\$ 1,051.00</b>	<b>\$ 1.82</b>	<b>N/A</b>	<b>N/A</b>
<b>8" (Industrial)</b>	<b>\$ 1,871.00</b>	<b>\$ 1.82</b>	<b>N/A</b>	<b>N/A</b>

\* Irrigation meters must be used between the hours of 11:00 P.M. and 5:00 A.M.

**Outside Gordon County Water Rates (Wholesale)**

<b>Wholesale Rate</b>	<b>Rate per 1,000 gallons</b>
Pickens County	\$1.40

<b>Sprinkler Charge</b>	
Under 2"	\$25.00
2"	50.00
4"	60.00
6"	75.00
8"	85.00
12"	100.00

Unmetered water: \$2.00 per 1,000 gallons estimated to be used.

**Sewer Rates  
Effective July 1, 2004**

<b>Inside City Limits</b>				
Based on Water Line Size (In Inches)	Regular Rates		Senior Citizen Rates	
	Minimum Bill	Rate per 1,000 Gallons (After First 2,000 Gallons)	Minimum Bill (Includes First 2,000 Gallons)	Rate per 1,000 Gallons (After First 2,000 Gallons)
¾ & 1"	\$ 7.00	\$ 2.07	\$ 5.00	\$ 2.07
2" (Residential & Commercial)	\$ 65.00	\$ 2.07	N/A	N/A
4" (Industrial)	\$ 260.00	\$ 1.87	N/A	N/A
6" (Industrial)	\$ 518.00	\$ 1.87	N/A	N/A
8" (Industrial)	\$ 908.00	\$ 1.87	N/A	N/A

<b>Existing Outside City Limits Customers as of July 1, 2003</b>				
Line Size (In Inches)	Regular Rates		Senior Citizen Rates	
	Minimum Bill (Includes First 2,000 Gallons)	Rate per 1,000 Gallons (After First 2,000 Gallons)	Minimum Bill (Includes First 2,000 Gallons)	Rate per 1,000 Gallons (After First 2,000 Gallons)
¾ & 1"	\$ 7.00	\$ 3.50	\$ 5.00	\$ 3.50
2" (Residential & Commercial)	\$ 65.00	\$ 3.50	N/A	N/A
4" (Industrial)	\$ 260.00	\$ 3.50	N/A	N/A
6" (Industrial)	\$ 518.00	\$ 3.50	N/A	N/A
8" (Industrial)	\$ 908.00	\$ 3.50	N/A	N/A

<b>New Outside City Limits Customers after July 1, 2003</b>				
Line Size (In Inches)	Regular Rates		Senior Citizen Rates	
	Minimum Bill (Includes First 2,000 Gallons)	Rate per 1,000 Gallons (After First 2,000 Gallons)	Minimum Bill (Includes First 2,000 Gallons)	Rate per 1,000 Gallons (After First 2,000 Gallons)
¾ & 1"	\$ 9.00	\$ 4.60	\$ 7.00	\$ 4.60
2" (Residential & Commercial)	\$ 130.00	\$ 4.60	N/A	N/A
4" (Industrial)	\$ 398.00	\$ 4.60	N/A	N/A
6" (Industrial)	\$ 788.00	\$ 4.60	N/A	N/A
8" (Industrial)	\$ 1,403.00	\$ 4.60	N/A	N/A

**Fees  
All Utilities**

Transferring Utilities	\$15.00
Returned Check Charge	\$15.00
Cut Off Charges (Reconnect during business hours)	\$15.00
Cut Off Charges (Reconnect after business hours)	\$50.00

**Utility Deposits  
Effective July 1, 1994**

**Residential Renters**

Electric/Water/Sewer	\$130.00
Electric/Water	\$120.00
Electric only	\$100.00
Water/Sewer	\$30.00
Water only	\$20.00

**Owners**

Electric/Water/Sewer	\$80.00
Electric/Water	\$70.00
Electric only	\$50.00
Water/Sewer	\$30.00
Water only	\$20.00

**Cost Recovery Fees:**

**a. Cost Recovery and Connection Fees – Water:**

RESIDENTIAL/COMMERCIAL						
Size	City			County		
¾ inch	\$1,500.00 (Single Family, Individually Metered)			\$2,250.00 (Single Family, Individually Metered)		
¾ inch	Multi-unit Residential/Commercial – \$1,500.00 each for first two units, \$1,200.00 per unit thereafter.			Multi-unit Residential/Commercial – \$2,250.00 each for first two units, \$2,000.00 per unit thereafter.		
1 inch	\$1,600.00			\$2,400.00		
2 inch	\$5,000	\$2,250	\$7,250	\$7,500	\$2,250	\$9,750
INDUSTRIAL						
	City			County		
	Capacity	Install. Fee	Total	Capacity	Installation Fee	Total
4 inch	10,000	15,286	25,286	15,000	15,286	30,286
6 inch	15,000	20,318	35,318	22,500	20,318	42,818
8 inch	20,000	24,690	44,690	30,000	24,690	54,690
10 inch	25,000	26,390	51,390	37,500	26,390	63,890
12 inch	30,000	39,150	69,150	45,000	39,150	84,150

**b. Cost Recovery and Connection Fees – Sewer:**

Line Size	City	County
4 inch	Residential: \$1,500.00 single family;	Residential: \$2,250.00 single family;
4 inch	Multi-unit Residential/Commercial – \$1,500.00 each for first two units, \$1,200.00 per unit thereafter.	Multi-unit Residential/Commercial – \$2,250.00 each for first two units, \$2,000.00 per unit thereafter.
City Industrial		County Industrial
\$1,000.00 per acre of land and \$.50 per gallon of capacity.		\$1,500.00 per acre of land and \$.75 per gallon of capacity.

Note: Hotels and motels are included in commercial fees.

c. **Sprinkler:** Cost plus 10%

**Water Line Extension for Commercial, Industrial and Subdivision Development Projects.**

- a. 

<u>Size</u>	<u>Cost</u>
2 inch/4 inch	Material Cost Plus Labor Cost
6 inch/8 inch	Material Cost Plus Labor Cost
- b. **Water Line Extension on Existing Roads:** As per the Water and Sewer Use Policy on file with the Director of Utilities and Public Works.

**Special Sewer Line Extensions and Connection Fees:**

- a. Service connection fees for project area east of I-75 on Highway 53: Service Station - \$20,000.00; Fast Food Business - \$40,000.00; Motel - \$60,000.00; (Adopted October 14, 1985.) Amended to include retail sales business - \$10,000.00. - - **EXPIRED.**
- b. Commercial/industrial service connection fee for Curtis Parkway - \$3,500.00; (Each connection to be reviewed on its individual merits.) (Adopted April 28, 1986.) - - **EXPIRED.**
- c. Commercial service connection fee for Belwood Road - \$5,000.00 plus normal commercial connection fee currently in force. (Adopted April 4, 1988.) - - **EXPIRED.**
- d. Service connection fee for developers on New Town Road, north of existing line as of July 1, 1987 - \$15.00 per front footage. Existing residential homes, as of July 1, 1987 shall pay normal connection fee if eligible for connection. (Adopted July 13, 1987.) - - **EXPIRED.**
- e. Service connection fee for area on Kirk Drive. Each connection to be \$1,150.00 each, or the prevailing rate, should it be higher on the 10 year period after October 28, 1991. - - **EXPIRED.**
- f. Service connection fee for the area on U. S. 41 and Hood Street. Each commercial connection is to be \$3,000.00, or double the prevailing rate. Residential connections are to be \$1,000.00, or double the prevailing rate for five years, beginning January 19, 1998. - - **EXPIRED.**
- g. Tonya Baker contract, dated October 25, 1999, regarding special sewer district for immediate lots north and south of professional dental office on Curtis Parkway North. Reimbursement up to \$12,500.00 with taps priced at \$4,000.00. The City is to be paid \$1,500.00 and Ms. Baker is to be paid \$2,500.00. The contract expires October 25, 2004.
- h. Alex Feagin contract, dated December 10, 2001, regarding special sewer district for lots adjacent to 1112½ North Wall Street. Reimbursement will be up to \$6,396.00. As each commercial property in the sewer service district is connected to and using City sewer services, the sum \$3,198.00 for each such customer shall be paid by City to Mr. Feagin. The contract expires June 25, 2002. - - **EXPIRED.**

**Water Extensions:**

- a. Raymond King and David R. Walker, dated June 11, 1998, will be due for reimbursement, up to \$14,389.56 for water taps made on a portion of Trimble Hollow and Spring Hill Roads. Taps will be \$2,938.00. The City is to be paid \$1,438.00 and property owners King and Walker are to be paid \$1,500.00. Contract expires June 11, 2003. - - **EXPIRED.**
- b. This type of contract is no longer permitted. The city has revised its line extension policy and current updated copies are available at the office of the Director of Utilities at 700 West Line Street, Calhoun, Georgia.

**Surplus Electric Poles:**

- a. \$.50 per foot for pole of medium to poor condition.
- b. \$1.00 per foot for poles of good (preferred) condition.

**Electric Rates  
Effective for Bill Rendered  
On or After September 1, 2004**

**RESIDENTIAL SERVICE  
Schedule RP-2**

**Availability:** Available in all areas served by the City of Calhoun (the “City”) and subject to the City’s service rules and regulations.

**Applicability:** For all domestic uses of a Residential Customer in a separately metered single or common family dwelling unit.

**Type of Service:** Power normally supplied under this rate shall be 120/240 volts, single phase, 60 hertz. Three-phase service may be furnished, where available.

**Monthly Rate:**

POWER SUPPLY CHARGES	RATE
Transmission Charge	0.5¢ per kWh
Generation Charge: All kWh	5.2¢ per kWh

DISTRIBUTION AND ADMINISTRATIVE CHARGES	RATE
Customer Charge	\$10.00
Energy Charge	1.5¢ per kWh

**Minimum Monthly Bill:** \$10.00

**Senior Citizen Discount:** The Customer Charge shown above will be reduced to \$5.00 for qualifying residents of age 65 and above who use less than 1,000 kWh per month. To successfully apply for this discount, the senior citizen must have a twelve (12) month electricity billing history with the City of Calhoun and must have an excellent payment record.

**Power Cost Recovery (PCR):** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Revenue Adjustments:** The amount calculated at the above rate is subject to increase or decrease under the provisions of the effective Revenue Adjustment Rider.

**Multiple Service:** Where two or more dwelling units are served through a common meter, the monthly Customer Charge will be increased by \$10.00 for each additional separate dwelling unit served. Multiple services sharing a single meter must have prior approval from the City of Calhoun Electric System.

**SMALL GENERAL SERVICE – NON-DEMAND**  
**Schedule SGSND-2**

**Availability:** Available in all areas served by the City of Calhoun and subject to the City’s service rules and regulations.

**Applicability:** This rate is applicable to all non-residential customers delivered or compensated to one standard voltage and where monthly energy consumption must average **less than 5,000 kilowatt hours**. The excess facilities charge rider may also be applied at the discretion of the City.

**Type Of Service:** Single or three-phase, sixty (60) hertz, at a standard voltage.

**MONTHLY RATE:**

<b>POWER SUPPLY CHARGES</b>		<b>RATE</b>
Transmission Charge		0.5¢ per kWh
Generation Charge: First 3,000 kWh		9.8¢ per kWh
Generation Charge: All additional kWh		9.4¢ per kWh
<b>DISTRIBUTION AND ADMINISTRATIVE CHARGES</b>		<b>RATE</b>
Base Charge		\$14.00
Energy Charge		1.0¢ per kWh

**Minimum Monthly Bill:** \$14.00 per meter plus the Monthly Facilities Charge, if any.

**Power Cost Recovery (PCR):** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Revenue Adjustments:** The amount calculated at the above rate is subject to increase or decrease under the provisions of the effective Revenue Adjustment Rider.

**SMALL POWER SERVICE**  
**Schedule SP-2**

**Availability:** Available in all areas served by the City of Calhoun and subject to the City’s service rules and regulations.

**Applicability:** This rate is applicable to all commercial or industrial electric service which is delivered or compensated to one standard voltage and where the following criteria are met:

1. Billing demand for the current month and the preceding 11 months must be **less than 30 kilowatts** as defined in the Determination of Billing Demand section of this tariff.
2. Average monthly energy consumption shall be **greater than or equal to 5,000 kilowatt hours** based on the most recent 12 months’ data, where available.
3. In the event that average monthly energy consumption becomes permanently less than 5,000 kWh, the customer may switch to the appropriate tariff following 12 months of service on this rate.
4. In the event that the Billing Demand becomes greater than or equal to 30 kilowatts, the customer may be switched to the appropriate tariff.

**Type Of Service:** Single or three-phase, sixty (60) hertz, at a standard voltage.

**MONTHLY RATE:**

<b>POWER SUPPLY CHARGES</b>		<b>RATE</b>
Transmission Charge		\$1.00 per kW
Generation Charges	All consumption (kWh) not greater than 200 hours times the billing demand	9.5¢ per kWh
	All consumption (kWh) in excess of 200 hours and not greater than 400 hours times the billing demand	3.1¢ per kWh
	All consumption (kWh) in excess of 400 hours times the billing demand	2.3¢ per kWh

<b>DISTRIBUTION AND ADMINISTRATIVE CHARGE</b>		<b>RATE</b>
Base Charge		\$30.00
Demand Charge		\$1.25 per kW

**Minimum Monthly Bill:** \$30.00 per meter plus \$8.00 per kW of the billing demand which is in excess of 10 kW.

**Power Cost Recovery (PCR):** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Revenue Adjustments:** The amount calculated at the above rate is subject to increase or decrease under the provisions of the effective Revenue Adjustment Rider.

**Determination of Billing Demand:** The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the billing months of **June** through **September**, the Billing Demand shall be the highest of:

1. The current actual demand, or,
2. Ninety-Five percent (95%) of the highest actual demand occurring in any previous applicable summer month (June through September), or,
3. Sixty percent (60%) of the highest actual demand occurring in any previous applicable winter month (October through May).

For the billing months of **October** through **May**, the Billing Demand shall be the highest of:

1. Ninety-Five percent (95%) of the highest summer month (June through September), or,
2. Sixty percent (60%) of the highest winter month (October through May), including the current month, or,
3. In the circumstance where a customer does not have a twelve-month billing history with the City of Calhoun, the billing demand for the billing months of October through May shall be the current month's actual demand or 95% of the highest previous demand, whichever is greater.

However, in no case shall the Billing Demand be less than the greatest of:

1. The Contract Minimum Demand;

2. Fifty-percent (50%) of the contract capacity; or,
3. 5 kW.

**Determination of Reactive Demand (KVAR):** The metering system described above is capable of measuring reactive demand, defined as the highest 30-minute KVAR imposed on the electric system during the billing month. Excess reactive demand is defined as the KVAR exceeding one-third (33.33%) of the highest measured thirty minute KW demand. The City of Calhoun, at it’s option, may assess an excess reactive demand charge of **\$0.30 per excess KVAR**.

**MEDIUM POWER SERVICE**  
**Schedule MP-2**

**Availability:** Available in all areas served by the City of Calhoun and subject to the City’s service rules and regulations.

**Applicability:** This rate is applicable to all commercial or industrial electric service which is delivered or compensated to one standard voltage and where the following criteria are met:

1. Billing demand for the current month and the preceding 11 months must be **greater than or equal to 30 kilowatts and less than 500 kilowatts** as defined in the Determination of Billing Demand section of this tariff.
2. In the event that Billing Demand becomes permanently less than 30 kW, the customer may switch to the appropriate tariff following 12 months of service on this rate.
3. In the event that the Billing Demand becomes greater than or equal to 30 kilowatts, the customer may be switched to the appropriate tariff.

**Type Of Service:** Single or three-phase, sixty (60) hertz, at a standard voltage.

**MONTHLY RATE:**

<b>POWER SUPPLY CHARGES</b>			<b>RATE</b>
Transmission Charge			\$1.10 per kW
Generation Charges	All consumption (kWh) not greater than 200 hours times the billing demand	First 6,000 kWh	9.0¢ per kWh
		Over 6,000 kWh	8.0¢ per kWh
	All consumption (kWh) in excess of 200 hours and not greater than 400 hours times the billing demand		3.2¢ per kWh
	All consumption (kWh) in excess of 400 hours times the billing demand		2.4¢ per kWh
<b>DISTRIBUTION AND ADMINISTRATIVE CHARGE</b>			<b>RATE</b>
Customer Charge			\$50.00
Demand Charge			\$1.40 per kW

**Minimum Monthly Bill:** \$50.00 per meter plus \$8.00 per kW of the billing demand which is in excess of 30 kW.

**Power Cost Recovery (PCR):** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Revenue Adjustments:** The amount calculated at the above rate is subject to increase or decrease under the provisions of the effective Revenue Adjustment Rider.

**Determination of Billing Demand:** The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the billing months of **June** through **September**, the Billing Demand shall be the highest of:

1. The current actual demand, or,
2. Ninety-Five percent (95%) of the highest actual demand occurring in any previous applicable summer month (June through September), or,
3. Sixty percent (60%) of the highest actual demand occurring in any previous applicable winter month (October through May).

For the billing months of **October** through **May**, the Billing Demand shall be the highest of:

1. Ninety-Five percent (95%) of the highest summer month (June through September), or,
2. Sixty percent (60%) of the highest winter month (October through May), including the current month, or,
3. In the circumstance where a customer does not have a twelve-month billing history with the City of Calhoun, the billing demand for the billing months of October through May shall be the current month's actual demand or 95% of the highest previous demand, whichever is greater.

However, in no case shall the Billing Demand be less than the greater of:

1. The Contract Minimum Demand;
2. Fifty-percent (50%) of the contract capacity; or,
3. 25 kW.

**Determination of Reactive Demand (KVAR):** The metering system described above is capable of measuring reactive demand, defined as the highest 30-minute KVAR imposed on the electric system during the billing month. Excess reactive demand is defined as the KVAR exceeding one-third (33.33%) of the highest measured thirty-minute KW demand. The City of Calhoun, at it's option, may assess an excess reactive demand charge of **\$0.30 per excess KVAR**.

### **LARGE POWER SERVICE** **Schedule LP -2**

**Availability:** Available in all areas served by the City of Calhoun and subject to the City's service rules and regulations.

**Applicability:** This rate is applicable to all commercial or industrial electric service which is delivered or compensated to one standard voltage and where the following criteria are met:

1. Billing demand for the current month and the preceding 11 months must be **greater than or equal to 500 kilowatts and less than 5,000 kilowatts** as defined in the Determination of Billing Demand section of this tariff.

2. In the event that Billing Demand becomes permanently less than 500 kW, the customer may switch to the appropriate tariff following 12 months of service on this rate.
3. In the event that the Billing Demand becomes greater than or equal to 30 kilowatts, the customer may be switched to the appropriate tariff.

**Type of Service:** Single or three-phase, sixty (60) hertz, at a standard voltage.

**MONTHLY RATE:**

POWER SUPPLY CHARGES			RATE
Transmission Charge			\$1.40 per kW
Generation Charges	All consumption (kWh) not greater than 200 hours times the billing demand	First 100,000 kWh	7.8¢ per kWh
		Over 100,000 kWh	6.8¢ per kWh
	All consumption (kWh) in excess of 200 hours and not greater than 400 hours times the billing demand		3.2¢ per kWh
	All consumption (kWh) in excess of 400 hours and not greater than 600 hours times the billing demand		2.4¢ per kWh
	All consumption (kWh) in excess of 600 hours times the billing demand		2.0¢ per kWh

DISTRIBUTION AND ADMINISTRATIVE CHARGE		RATE
Customer Charge		\$75.00
Demand Charge		\$1.60 per kW

**Minimum Monthly Bill:** \$75.00 per meter plus \$8.00 per kW of the billing demand.

**Power Cost Recovery (PCR):** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Revenue Adjustments:** The amount calculated at the above rate is subject to increase or decrease under the provisions of the effective Revenue Adjustment Rider.

**Determination of Billing Demand:** The maximum billing demand shall be based on the highest thirty-minute kW measurement during the current month and the preceding eleven (11) months.

For the billing months of **June** through **September**, the Billing Demand shall be the highest of:

1. The current actual demand, or,
2. Ninety-Five percent (95%) of the highest actual demand occurring in any previous applicable summer month (June through September), or,
3. Sixty percent (60%) of the highest actual demand occurring in any previous applicable winter month (October through May).

For the billing months of **October** through **May**, the Billing Demand shall be the highest of:

1. Ninety-Five percent (95%) of the highest summer month (June through September), or,
2. Sixty percent (60%) of the highest winter month (October through May), including the current month, or,

3. In the circumstance where a customer does not have a twelve-month billing history with the City of Calhoun, the billing demand for the billing months of October through May shall be the current month's actual demand or 95% of the highest previous demand, whichever is greater.

However, in no case shall the Billing Demand be less than the greater of:

1. The Contract Minimum Demand;
2. Fifty-percent (50%) of the contract capacity; or,
3. 475 kW.

**Determination of Reactive Demand (KVAR):** The metering system described above is capable of measuring reactive demand, defined as the highest 30-minute KVAR imposed on the electric system during the billing month. Excess reactive demand is defined as the KVAR exceeding one-third (33.33%) of the highest measured thirty-minute KW demand. The City of Calhoun, at it's option, may assess an excess reactive demand charge of **\$0.30 per excess KVAR.**

**EXTRA LARGE POWER**  
**Schedule XLP-2**

**Availability:** Available in all areas served by the City of Calhoun subject to the City's service rules and regulations.

**Applicability:** This rate is applicable to all commercial or industrial electric service which is delivered or compensated to one standard voltage and where the following criteria are met:

1. Billing Demand for any of the current and preceding eleven (11) months must be greater than or equal to 5,000 KW.
2. In the event that Billing Demand in subsequent months becomes permanently less than 5,000 KW, as modified by the Determination of Billing Demand section, the Customer may switch to the appropriate rate after twelve (12) months' service under this rate.

**Type of Service:** Single or three phase, 60 hertz, at a standard voltage.

**Monthly Rate:** Customer Charge .....\$148.37

**Energy Charge:**

All Consumption (kWh) not greater than 200 hours times the billing demand	\$0.07949 per kWh
All consumption (kWh) in excess of 200 hours and not greater than 400 hours times the billing demand	\$0.02862 per kWh
All consumption (kWh) in excess of 400 hours and not greater than 600 hours times the billing demand	\$0.02722 per kWh
All consumption (kWh) in excess of 600 hours times the billing demand	\$0.02488 per kWh

**Minimum Monthly Bill:** Base charge plus \$8.00 per KW of Billing Demand, plus excess KVAR Charges and Power Cost Recovery as applied to the current month metered energy in kWh.

**Power Cost Recovery:** The amount calculated at the above rate will be increased under the provisions of the effective Power Cost Recovery Rider, including any applicable adjustments.

**Determination of Billing Demand:** The Billing Demand will be based on the highest KW measurement during the current month and the preceding eleven (11) months. Summer months are defined to be the monthly billings for consumption occurring predominantly during the months of June, July, August, and September. Winter billing months are all other months.

For the summer billing months, the Billing Demand will be the greatest of:

1. The current month's actual demand;
2. Ninety five percent (95%) of the highest actual summer demand; or
3. Sixty percent (60%) of the highest actual demand occurring in any previous applicable winter month.

For the billing months of **October** through **May**, the Billing Demand shall be the highest of:

1. Ninety five percent (95%) of the highest actual summer demand; or
2. Sixty percent (60%) of the highest actual winter demand, including the current month.
3. In the circumstance where a customer does not have a twelve-month billing history with the City of Calhoun, the billing demand for the billing months of October through May shall be the current month's actual demand or 95% of the highest previous demand, whichever is greater.

In no case will the billing demand be less than the greatest of:

1. The contract minimum;
2. Fifty percent (50%) of the contract capacity; or
3. Ninety five percent (95%) of 1,000 KW.

**Determination of Reactive Demand:** Where there is an indication of a power factor of less than 95% lagging, the City may, at its option, install metering equipment to measure Reactive Demand. The Reactive Demand will be the highest 30-minute KVAR measured during the month. The Excess Reactive Demand will be the KVAR, which is in excess of one-third (1/3) of the measured actual KW in the current month. The City will bill excess KVAR at the rate of \$0.30 per excess KVAR.

**Revenue Adjustment Rider:** The bill calculated at the above rate is subject to change in such an amount as may be determined under the provisions of the City's revenue adjustment riders (if any,) or as may be later amended. At the time of the effective date of this rate, there are no revenue adjustment riders.

### **LARGE INDUSTRIAL RATE** **Schedule IND-1**

**Availability:** This rate schedule is available to retail customers throughout the service area of the City of Calhoun (the "city") and meeting the requirements of the Applicability Section herein. This service is available only at the delivery point of a specific, qualifying retail customer and is not available for resale from one retail customer to another. Service hereunder may be discontinued if, in the opinion of the city, the customer violates the terms and conditions of this rate schedule.

**Applicability:** At the city’s sole discretion, this rate schedule may apply to any new or existing industrial customer added to the city’s electrical system and having a metered demand of at least 5,000 kW. A minimum one-year contract is required to commence service under this rate schedule and is renewable annually thereafter unless otherwise contractually specified by the city. Service under this rate schedule may be terminated and transferred to the city’s applicable rate schedule if, in the opinion of the city, the character of service does not meet the criteria herein.

**Type of Service:** Service under this rate schedule is firm and shall consist of alternating, three-phase, 60-hertz current at one standard available voltage, delivered at one metering point and compensated to that voltage.

**Metering:** The method of service will utilize a dedicated watt-hour meter provided and read by the city. At the discretion of the city, metering costs associated with this service may be assessed to a new customer initially as a single charge.

**MONTHLY RATE:**

DISTRIBUTION AND ADMINISTRATIVE CHARGE	RATE
Customer Charge	\$155.00
Transmission Demand Charge	\$1.50 per kW of maximum monthly metered demand in kW

ENERGY CHARGES	RATE
First 160,000 kWh	9.818¢ per kWh
All over 160,000 kWh	6.369¢ per kWh
Next 300 HUD	2.550¢ per kWh
Over 500 HUD	2.060¢ per kWh

**Power Cost Recovery Rider:** The amount calculated above shall be increased in accordance with the city's currently applicable power cost recovery rider or its replacement.

**Excess Reactive Demand:** The city may, at its option, install metering equipment to measure Reactive Demand, defined as the highest thirty-minute KVAR measured during the month. The Excess Reactive Demand is defined as the KVAR exceeding one-third of the actual highest measured thirty-minute demand in the current month. In the opinion of the city, if excess reactive demand occurs as a result of service to the retail customer, the City may assess a monthly charge not to exceed \$0.30 per excess reactive kW.

**Facility Charge:** A monthly charge to recover the costs of facilities required to serve the retail customer may be assessed by the city.

**Monthly Bill:** The monthly bill shall be the sum of the following charges where applicable: customer, metering, transmission demand, energy, power cost adjustment, facility, reactive demand and applicable taxes.

**Minimum Monthly Bill:** The total amount of any monthly bill shall not be less than the sum of the customer charge and applicable charges for transmission demand, facilities and taxes.

**Terms of Service:** The rates, terms and conditions of this rate schedule are subject to periodic review and modification as deemed necessary by the City .

**Effective Date:** Service rendered on and after January 1, 2002.

**POWER COST RECOVERY RIDER**  
**Schedule PCR-2**

The amount charged for each kilowatt hour (kWh) of energy sold by the City under rate schedules which include the Power Cost Recovery Schedule shall be increased (but not decreased) by an amount equal to:

$$\text{PCR} = ( (\text{M}\$ + \text{S}\$ + \text{O}\$) / ( (1 - \text{L}) * \text{K} ) ) - \text{F}$$

**Where:** PCR Monthly Power Cost Recovery in \$/ kWh to five (5) significant digits, \$0.00000. PCR must be greater than or equal to \$0.00000.

**M\$** the total dollar amount billed by the Municipal Electric Authority of Georgia (MEAG) for the most recent monthly billing period adjusted as follows:

1. Add an amount not to exceed the total monthly reduction in said MEAG bill which has resulted from the actual operating efforts of the City's interruptible/self supplied power customers. The reduction, if any, will be calculated on a monthly basis by applying the methodology used in the then current MEAG bill.

**S\$** The total dollar amount billed by SEPA (Southeastern Power Administration) for the most recent monthly billing period.

**O\$** Other charges which the City deems necessary to collect or rebate through the PCR mechanism, defined in the "Revenue Adjustment Rider."

**K** The total kilowatt-hours delivered to the City by MEAG for the most recent monthly billing period. Total herein is defined to be MEAG Bulk power energy plus SEPA energy less energy adjustments described in M\$, all as shown on the monthly MEAG bill.

**L.** Unbilled kWh usage (Losses) of the City for the most recent fiscal year, expressed as a decimal fraction. The initial value, until actualized, will be 3.13% (0.0313.)

**F** The monthly budgeted base wholesale power cost in \$/ kWh.

The monthly base applies to bills rendered by the City on or after the date the City receives its MEAG bill.

**HOURLY ENERGY PRICING**  
**HP-1 Rate Rider**

**Availability:** Service under this rate schedule is available only at the delivery point of the qualifying retail customer served and metered by the City of Calhoun (the city), and is not available for resale to any other customer.

**Applicability:** This rate schedule applies to retail industrial customers of the city having a metered demand of at least 5,000 kW and currently served under the city's IND-1 Rate Schedule or its successor. The city reserves the exclusive right to determine the applicability of this rate to any retail customer and to determine the applicability of IND-1 to the customer's reference load as hereinafter defined. Service under this rate schedule may be terminated and transferred to the applicable rate schedule if the character of service does not meet the criteria herein.

**Type of Service:** Alternating current, three phase, 60 hertz at standard available voltages, delivered at one metering point and compensated to that voltage.

**Metering:** The preferred method of service will utilize a dedicated, hourly recording meter that is electronically accessible by remote data acquisition systems suitable for use by the city and its assigns.

**Monthly Charges:**

**Administrative Charge:** .....\$160.00  
**Revenue Adjustment Factor:** .....\$ 0.0035  
per kilowatt-hour (kWh)  
**Transmission Demand Rate:**.....\$1.50  
per kilowatt (kW) of Transmission Billing Demand, hereinafter defined

**Energy Charges:** The monthly energy charges or credits shall be the net sum of all applicable hourly energy charges and credits occurring during the billing period. The applicable hourly energy charges shall be product of the customer's hourly energy consumption above the customer's reference load, measured in kW in each hour of the billing period, and the applicable hourly market energy rate in \$/kWh for the corresponding hour, as transacted through The Energy Authority on behalf of the customer by MEAG. The applicable energy credits shall be the product of the customer's hourly energy consumption below the customer's reference load, measured in kW in each hour of the billing period, and the applicable hourly market energy rate in \$/kWh for the corresponding hour, as transacted through The Energy Authority on behalf of the customer by MEAG. The customer's reference load shall be for an annual period and shall be the hourly demands in kW as mutually agreed upon by the customer and the city to typify the customer's annual load shape, which will be billed to the customer under either the city's current IND-1 Rate Schedule or its successor in each respective month. Total net charges and/or credits resulting from HP-1 shall be applied to the customer's reference load billing under the city's IND-1 Rate Schedule or its successor in the corresponding billing month.

**Pricing Availability:** The customer will be given access to the MEAG web site for day-ahead and hour-ahead hourly energy transaction prices. Upon request, the customer also may receive electronic notices whenever the hourly energy market prices are expected to exceed a predetermined level as specified by the customer. The hourly market energy transaction prices will be updated twenty (20) minutes before each hour on the MEAG System Control and Data Acquisition (SCADA) system available to the customer via the MEAG energy internet website.

**Yearend Adjustment:** At its sole discretion, the city may issue a billing adjustment to the customer to reflect changes in its wholesale costs for the prior annual period as may be determined by MEAG. Such adjustments may appear as credits or charges to the customer in the monthly bill immediately following the city's receipt of the adjustment amount from MEAG.

**Determination of Transmission Billing Demand (Tbd):** The TBD shall be the amount by which the customer's measured kW demand coincident with the MEAG system peak demand occurring in the applicable billing month exceeds the customer's reference load in the same hour. The determination of the TBD may be modified each calendar year as necessary to reflect any associated changes in the MEAG Annual System Budgets and/or wholesale billing.

**Excess Reactive Demand:** At its option the City may install metering equipment to measure Reactive Demand, defined as the highest 30-minute kVAR measured during the month. The Excess Reactive Demand is defined as the kVAR exceeding one-third the actual highest measured demand in the current month. In the opinion of the City, if excess kVAR occurs as a result of service to the retail customer, a charge not to exceed \$0.30 per excess kVAR may be assessed.

**Total Monthly Bill:** The total monthly bill under this rate schedule shall be the sum of the following charges: Administrative, Revenue Adjustment, Transmission Demand, Energy, Facilities, applicable Excess Reactive Demand, and applicable fees and taxes.

**Effective Date and Periodic Review:** This rate schedule is effective with service rendered on and after January 1, 2002, and is subject to periodic review and adjustment as deemed appropriate by the city, based upon changes in its wholesale billing arrangement with its wholesale power suppliers.

**OFF-PEAK DEMAND RIDER**  
**Schedule OPDR-1**

**Availability:** Available in all areas served by the City of Calhoun (the "City") and subject to the City's service rules and regulations. The Customer must complete and sign the appropriate rider request form.

**Applicability:** Applicable to retail contract customers taking service under the LP rate. The Customer must have an average monthly load factor over the prior twelve months of 50% or greater.

The rider will apply for a period of at least twelve (12) consecutive months. The City reserves the exclusive right to determine the applicability of this rider to any customer. Use of this rider in conjunction with any other rate or pricing method shall be at the sole discretion of the City. The City may terminate the use of this rider at any time before the next billing cycle if, in the opinion of the City, the nature of the customer's load does not meet the criteria herein.

**Monthly Charge:** Administrative Charge of \$150.00 per month

**DEFINITIONS:**

**On Peak Usage:** Power usage during the consumption months of June through September that occurs on weekdays from 11 AM to 7 PM except during the following Holidays: Independence Day, and Labor Day.

**Off Peak usage:** All power usage that occurs during periods not included in On Peak usage as defined above.

**Determination Of Billing Demand:** The billing demand as modified by this rider shall be the greatest of Sixty percent (60%) of the highest current or preceding eleven (11) months of off-peak demand, or 110% of the on-peak demand. At the City’s discretion, the October to May demand provision that uses 100% of winter demands, (for customers without twelve month’s of billing history), may be waived and/or an estimated demand history may be substituted.

**Metering:** At the City’s discretion, additional metering costs incurred by the City for service under this rate may be billed to the customer.

**Adjustments:** At its sole discretion, the City may adjust this rider as needed to reflect changes in costs or load reduction goals.

**ECONOMIC DEVELOPMENT SERVICE**  
**Schedule EDR-2**

**Availability:** Available in all areas served by the City of Calhoun and subject to the City’s service rules and regulations.

**Applicability:** To commercial and industrial electric service of over 900 kilowatts of connected load where the customer has the choice to receive electric service from the City of Calhoun and from at least one other alternate supplier. This rate schedule is effective for the **first sixty (60) months of service** and begins with the initial commercial operation of the enterprise. Upon the conclusion of this Economic Development phase, the customer will be reclassified to the standard retail rate schedule (either LP or XLP) which would otherwise be appropriate.

**Type Of Service:** Single or three-phase, sixty (60) hertz, at a standard voltage.

**MONTHLY RATE:**

POWER SUPPLY CHARGES			RATE
Transmission Charge			\$1.87 per kW
Generation Charges	<b>Summer</b> – June through September Billing	First 200 HUD	6.07¢ per kWh
		Next 200 HUD	3.85¢ per kWh
		Over 400 HUD	2.05¢ per kWh
	<b>Non-summer</b> – October through May Billing	First 200 HUD	3.27¢ per kWh
		Next 200 HUD	2.82¢ per kWh
		Over 400 HUD	2.17¢ per kWh

DISTRIBUTION AND ADMINISTRATIVE CHARGE		RATE
Customer Charge		\$150.00
Facilities Charge		See Below

<sup>(1)</sup> Billing demand is determined by the maximum hourly demand recorded on the Customer’s meter during the current billing month.

**Facilities Charge:** A monthly facilities charge to recover the costs of specific distribution and interconnection facilities installed for the Customer may be assessed on a monthly basis by the City.

**Energy Cost Adjustment:** The amount calculated above shall be increased whenever the average posted supplemental hourly energy price from the Municipal Electric Authority of Georgia (“MEAG”) in the applicable billing month exceeds the corresponding baseline value. Baseline values shall be those hourly market energy prices forecasted for calendar year 2001. The total energy cost adjustment shall be the product of the total energy consumption in kWh for the current billing month and the difference between the averages of the posted and baseline hourly supplemental energy prices for the applicable billing month.

**Revenue Adjustments:** Do not apply to this rate schedule.

**Minimum Monthly Bill:** Shall be the sum of the Transmission Demand Charge, the Customer Cost and the Facilities Charge.

**Metering:** The City of Calhoun will provide and utilize a continuously recording metering system for billing purposes. At the option of the City, the installed cost of such metering system may be assessed to the customer as a single charge upon commencement of service.

**Excess Reactive Demand:** The metering system described above is capable of measuring reactive demand, defined as the highest 30-minute KVAR imposed on the electric system during the billing month. Excess reactive demand is defined as the KVAR exceeding one-third (33.33%) of the highest measured thirty-minute KW demand. The City of Calhoun, at its option, may assess an excess reactive demand charge of **\$0.30 per excess KVAR.**

**SECURITY LIGHTS**

Initial charge if a pole must be set for the security light only \$150.00

Lamp Wattage	Type	Rate
150	High Pressure Sodium	\$8.00
150	Utility Type	10.00
250	Utility Type	12.00
400	Utility Type	18.00
400	Flood Type	20.00
400	Metal Halide Flood Type	22.00

(If security light service is discontinued within the first twelve months, the customer must pay a minimum of twelve months’ fee.)

**TEMPORARY SERVICE**

Original Connection Fee-\$60.00, plus monthly charges for KWH used in accordance with the SGSND-2 rate.

**General:** All bills shall include state sales tax as calculated under the prevailing rates as local and state laws dictate.

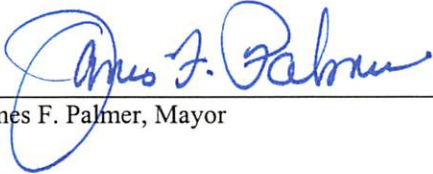
If any section, sentence, clause, or portion of this resolution is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of the resolution.

Upon approval by the Mayor and City Council of the City of Calhoun, Georgia, this resolution shall become effective and will repeal all resolutions or parts of resolutions in conflict herewith.

**EFFECTIVE DATE:** All rates are effective July 1, 2004, unless otherwise noted.

**ADOPTED** this the 22<sup>nd</sup> day of November 2004.

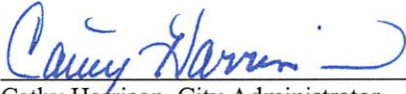
City of Calhoun, Georgia



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James F. Palmer, Mayor

Attest:



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Cathy Harrison, City Administrator