

1. Mayor Burdette called the meeting to order and gave the invocation.
2. Minutes of the January 28, 1985 regular City Council meeting were read and approved.
3. Mayor's Comments:
(a) Mayor Burdette stated City and City School officials would go to New York on February 18 and 19 to get the school bonds rated by Moodys.
4. Aldermen's Comments:
(a) Mayor Pro-Tem Lewis stated the Police Department made 85 cases in January, 1985, 12 DUI's; issued 130 warning tickets; 23 prisoners served 45 days in jail; fines collected were \$6,763.00; Investigators worked 68 incidents; 53 accidents, provided 122 escorts, with 78 motorists being assisted with locked cars.
The Fire Department worked 3 residential fires with \$3,500.00 in damages; 2 commercial fires with \$4,000.00 in damages, 1 industrial fire with \$500.00 in damages. They had reports of 2 hazardous materials, assisted the County with 2 calls, had 8 false alarms and performed 9 building inspections.
(b) Ald. King stated the Sanitation Department had continued to pick up brush and garbage during the rain and snow. The Street Department has been trimming right of way on Curtis Parkway. The asphalt still has not been put on Peters Street Bridge due to unfavorable weather, therefore it cannot be opened. The Landfill Department is hauling chert for the new landfill roadway, and hope to stay at the old industrial site until April, 1985.
(c) Ald. Meadows stated the Electric Department sold 2817 electric customers 13,022,470 KWHs for a total of \$680,192.24 for January, 1985. The Water/Sewer Construction Dept. made 14 water taps, 1 sewer tap for January.
(d) Ald. McEntire stated the Water Plant pumped 313,588,200 gallons of raw water in January. The plant had several burst valves during the extreme cold weather, and one pump is out but should be replaced shortly. The waste treatment plant has been handling over 6½ million gallons per day, with suspended solids at 30 and BOD's at 18.
5. Public Comments:
(a) Owners of the furniture manufacturing business in the Nichols Building at 311 South Wall St. asked the Council to consider compensation for requiring the business to relocate due to the business setting up in an improperly zoned area. Mr. Silvers stated he purchased a business license and was not informed the location was not zoned for manufacturing of furniture. Building Inspector Bowman stated that he notified the owners as soon as he was aware they were in the area. He stated the business was extremely dangerous and the building was not constructed to house the operation with other operations without proper fire walls and etc. Mr. Silvers stated he had itemized his moving cost for a total of \$846.00. After further discussion, Mayor Burdette stated the Council had no legal obligation to compensate Mr. Silvers, but the Council might have a moral obligation to assist him. Ald. McEntire made a motion to compensate Mr. Silvers up to \$600.00, plus refund of business license and utility deposits less useage charges at the time of the relocation. 2nd by Mayor Pro-Tem Lewis with Ald. King and Ald. Meadows voting affirmatively, motion carried.
6. Old Business:
(a) A 2nd reading was given to the Virginia Barrett Howard annexation ordinance request for 3.43 acres off Barrett Road, East side for R-2 zoning. Construction plans were reviewed and density for the area was discussed. Mrs. Howard stated that her sale to the contractor had not been made,

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but was verbal dependent upon annexation. She stated she would make sure that the quality of construction was no less than the plans presented. Ald. King made a motion to waive the 3rd and 4th readings and annex at R-2 zoning, 2nd by Mayor Pro-Tem Lewis with Ald. Meadows and Ald. McEntire voting affirmatively, motion carried. (Ordinance No. 170)

- (b) The 1st reading of the Mary Will Stephens annexation request for an area east of Windsor Drive for R-2 zoning was continued. Building Inspector Bowman stated the City records indicate approximately half of the area being requested for annexation is in the City at this time as R-1 zoning. Haley Stephens stated the family had never made a request to annex the property. Mr. Bowman stated according to prior legal council the property was included in the last legal description presented to the legislature, and was annexed. The Council stated the City Attorney would make a determination of the area and if it was within the City limits a rezoning application would need to be filed for this portion, and a new annexation request could be filed on the balance.
- (c) Mayor Burdette stated the Bill Hensley annexation request was not eligible since there was a 75' area between his property and current City property.
- (d) The Council discussed the Star House request for assistance, but no official action was taken.

7. New Business:

- (a) Clerk Harrison made a report and recommendation on the repayment of funds by Carriage Industries, Inc. from the Urban Development Action Grant the City had received earlier. Ald. Meadows made a motion to adopt the proposal, establishment of a pool of funds to be loaned to qualifying business or industry which would assist with retaining jobs or creating jobs for the area. A favorable interest rate of not less than 78% of prime, with a repayment period of not more than ten years. The proposed application was adopted, with a review committee of Tom Bond, Jimmy Black, David Lance, Henry Holland and Cathy Harrison being appointed to review the applications and make a recommendation to the Council. Loans to be secured by first mortgages on real or fixed capital equipment or personal guaranty if financial statements warrant. Ald. King 2nd the motion with Ald. McEntire and Mayor Pro-Tem Lewis voting affirmatively, motion carried.
- (b) Ald. King made a motion to approve the Clerk's proposal to handle the 1984 insurance premium tax refunds on a written request basis only. Refunds to be made once a month from the existing insurance premium tax pool with no interest to be paid, 2nd by Ald. Meadows with Ald. McEntire and Mayor Pro-Tem Lewis voting affirmatively, motion carried.
- (c) A 1st reading was given to the buffer zoning amendment regarding clarification of proper zones.
- (d) A 1st reading was given to the beer pouring license request of Kamel H. Yacoub, d/b/a Lizzi's Pizza & Deli with Lois Jean Holt as Manager. A public hearing was scheduled for February 25, 1985 at 7:30 P.M.
- (e) Ald. Meadows made a motion to adopt a resolution approving and authorizing the Mayor to sign the Southeastern Power contracts, in order for the City to continue to receive its share of the wholesale power, 2nd by Mayor Pro-Tem Lewis with Ald. King and Ald. McEntire voting affirmatively, motion carried.
- (f) A 1st reading was given to the annexation ordinance request of William Harold and Norma Jackson for a lot in Idle Acres for R-1 zoning.

8. City Supt. Hobgood stated the City had violated it's state water permit twice in 1984. He stated he felt the City Council should seriously consider an engineering study to determine the course the City should follow for the next twenty years regarding improvements and enlargement of the existing raw water plant, or relocation to the new intake facility.

The Council discussed policy regarding sewer line extensions. The policy discussed but not officially adopted was to have the developer do the engineering and installation on his property with the City inspecting and accepting or denying as a part of the City system. The City would install the trunk line to the developer's line, at a negotiate cost.

Other cost to be considered at the February 25, 1985 meeting:

Supt. Hobgood presented a street light survey by Jack Bell of areas on other power sources within the City. The study was reviewed and will be considered for funding.

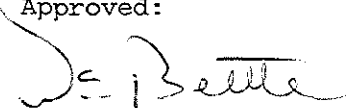
Supt. Hobgood stated there was a problem on the Ernest Owens property regarding the Louise Avenue right-of-way as revealed by the survey. To correct the problem the City would need to deed a triangle shaped area 0.202 acres to Ernest Owens on the eastern side of Louise Avenue (as per the plat dated February 5, 1985, and Ernest would need to deed a triangle shaped area 0.224 acres to the City on the western side.) The effect would shift the street right-of-way west approximately 40 ft. at the deepest point. Mayor Pro-Tem Lewis made a motion to authorize the exchange and authorize the Mayor to sign the deed as per the plat dated February 5, 1985, 2nd by Ald. Meadows with Ald. King and Ald. McEntire voting affirmatively, motion approved.

Supt. Hobgood stated the Fox Subdivision sewer project was progressing well, but stated he would like to put a new six inch water line in the area before the streets were repaved. He stated the County wished to install fire hydrants in the area also. The line would be approximately one and one-half miles and would cost approximately \$15,000.00 for materials. The Council authorized the installation during the current construction phase.


Supt. Hobgood presented the revised electric rate information as requested by the Council. After a lengthy discussion, Ald. Meadows made a motion to adopt a resolution adopting the rates as per the study, effective March 1, 1985, 2nd by Ald. McEntire with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion carried.

9. Mayor Burdette stated he had received a request from Rev. Robert Allen regarding a water line break at the Resaca Campground which resulted in an extremely large bill. After discussing the current policy regarding leaks, Mayor Pro-Tem Lewis made a motion to reduce the cost to one-half the inside rate, 2nd by Ald. King with Ald. Meadows and Ald. McEntire voting affirmatively, motion carried.
10. Ald. Meadows made a motion to adjourn, 2nd by Ald. King with Ald. McEntire and Mayor Pro-Tem Lewis voting affirmatively, motion carried.

Approved:


W.C. Burdette,
Mayor

Respectfully submitted:


(Mrs.) Cathy Harrison,
City Clerk - Treasurer