

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
CALHOUN, GA
DECEMBER 12, 2005, 7:00 P.M.**

MINUTES

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

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

1. Mayor James F. Palmer called the meeting to order and welcomed everyone in attendance. Councilman Hammond gave the invocation.
2. Mayor James F. Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Councilman Denmon made a motion to approve the November 28, 2005 regular City Council Meeting Minutes as written. The motion was second by Councilman Hammond with Councilman Denmon, Councilman Hammond, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
4. Mayor's comments:
 - a. Mayor Palmer expressed sympathy to the family of Bill Ickes. He stated Mr. Ickes was a valued City employee of approximately 20 years. He stated he worked as long as he was able. Mayor Palmer stated Mr. Bill Ickes will be missed by everyone at the City.
 - b. Mayor Palmer expressed sympathy to the family of John Wayne Hall who was a very dedicated community leader, friend and a dedicated supporter of the City.
 - c. Mayor Palmer reminded everyone that Tuesday, December 13, 2005 at 9:00 a.m. they would be transporting the donations and gifts to Northwest Regional Hospital for the 2005 Mayor's Christmas Motorcade.
 - d. Mayor Palmer reminded the Council and the public that the December 26, 2005 regular scheduled Council Meeting had been changed to December 19, 2005, since City offices will be closed for the holiday on December 26, 2005.
 - e. Mayor Palmer announced a public hearing on the EIP Grant associated with the development of the Clarence King Drive will be held on December 19, 2005 at 7:00 p.m.
 - f. Mayor Palmer asked Mayor Pro Tem Potts to review the zoning hearing schedule for January 9, 2006 at 7:00 p.m.
 - 1) A request from Dwight L. Walraven for zoning of R-1B and annexation for a house and lot located at 104 Florence Avenue.

5. Council Comments:

a. Mayor Pro Tem Potts:

- 1) The street department during the month of November hauled 25 loads of stone, placed 7 new street signs; completed 20 shop work orders. They dug out and patched, utilizing 18 tons of asphalt on Yellow Jacket Drive. They continued hauling dirt from station #2 and the shop, to the new recreation road off of McDaniel Station Road. They started hauling brush from the trees that were cut at the airport. They paved Park Avenue and a section of Harlan Street.
Mayor Pro Tem Potts announced that Mike Phillips and Shawn Chastain had been certified for erosion control.
- 2) The sanitation department gained 3 four yard dumpsters, run their routine route and serviced their vehicles.
- 3) The parks department completed maintenance jobs at the library, police and street departments, City Hall, Downtown Annex. They also began remodeling at the old Line Street School that will be known as the Utility Administrative Offices.
- 4) The cemetery department sold 9 new grave spaces; set new monuments; lowered 2 foot markers; supervised the opening and closing of 9 grave sites and provided routine maintenance at Fain and Chandler Cemetery.
- 5) The animal control department housed 14 dogs and 14 cats; issued a warning for a leash law violation and responded to 41 customer calls.
- 6) The safety report indicated there was a safety class on cellular phones held on November 8, 2005. The risk management team inspected the golf course on November 15, 2005. There were two workman's comp accidents in November.

c. Councilman Denmon:

- 1) The water treatment plant treated a daily average of 12.7 million gallons per day in the month of November 2005 and 39.4% of the City's potable water came from the Brittany Drive Plant.
- 2) The water construction department made 36 connections during the month; changed out 19 old meters; repaired 48 leaks; installed 740 feet of 6-inch pvc water line; made two 6"x 6"x 6" cut in's. They repaired 22 leaks; changed out 19 meters; pulled 15 meters; repaired 1 fire hydrant; received 86 customer calls; provided 350 locates for developers and other customers and requested 103 locates.
- 3) The sewer construction department made 12 sewer connections; repaired 7 sewer services; repaired 7 manholes, inspected 4, 550 feet of sewer main; and they inspected 1,800 feet of sewer service lines; provided 147 locates, repaired 4 lift stations, responded to 2 sewer calls; cleaned 8,750 feet of sewer service lines; opened and inspected 36 manholes; installed 300 feet of 8 inch sewer main and 1 manhole on the Henderson Bend Road to serve the new Colton Ridge Subdivision.
- 4) Sludge disposal applied 1,760 cubic yards or 217.8 dry tons.
- 5) The waste treatment plant treated a daily average flow of 6.33 million gallons per day with a BOD effluent of 8, suspended effluent 12 and COD effluent 62.

Councilman Denmon stated these numbers are down considerably from one year ago.

- 6) The Building inspection department issued 38 permits, for a total estimated construction of \$2,008,000.00, with approximately \$1.8 million for new residential construction.

d. Councilman Crowley:

- 1) The electric department continued working on the pumping expansion electric panels at the water plant. The waste treatment plant project continues with installation of five 250 horse power aeration motors. The Yancey sewer lift station relocation is complete. The construction is complete on two 250 Kva replacements at the Mohawk Twisting Plant. Construction for the Dixon Development on Peters Street and Adair Street is continuing and the first phase of the Village Project on Lennox Road along with the development on Professional Court. Projects in engineering and design are the Belmont Baptist expansion and upgrading lines; service lines on Richardson Road and Peters Street area as well as McDaniel Station Road and Industrial Park lines. He stated the electric department has 36 security lighting items in process. During the month of November the electric department provided and completed work orders for 36 street security and lighting requests; 13 calls for new business and maintenance, and they responded to 11 after hour trouble calls.
- 2) The telecommunications department moved computers and phones for the Drug Task force to the City Hall Annex; they signed agreements with Dalton Utilities to start engineering and construction for a fiber circuit to Health One Alliance; they signed agreements with Tiles of Calhoun for internet service; finished construction of the 48-count fiber sub-ring from the Central Office to Wall Street; they opened 13 work orders and closed 12.
- 3) The electric systems issued 15 permits; provided 74 inspections; set 26 meters and they purchased 31,502,000 KWH of electricity.

d. Councilman Hammond:

- 1) The police department collected \$90,350.00 in fines; made 492 cases with 93 for speeding and 13 for DUI's; they issued 272 warnings; investigated 66 highway accidents; they worked 1,265 incident reports; responded to 200 alarms; provided 47,662 miles of patrol; received 4,069 calls from 911 and issued 12 parking citations for the month.
- 2) The fire department responded to 56 service calls during the month; 10 fire incidents for estimated damages of \$40,000.00. They responded to 12 false alarms; 7 service calls and responded to 11 hazardous incident calls. The department completed in-house training for all firefighter core skills. They conducted fire prevention and public safety education for the boy scouts at station #1. They completed all station and vehicle maintenance work.
- 3) The fire inspection department provided 34 inspections; 8 new business inspections; 6 requested inspections; 3 follow up and 14 consultations. The fire marshal Terry Mills attended a pre-construction meeting for 15 acres on Timms Road; attended a sprinkler class in

Chattanooga; a fuel gas code in Dalton and attended a Statewide Fire Inspector Meeting in Forsyth.

- 4) Councilman Hammond stated the Coosa Valley RDC continues to review their budget and prioritize those items that are most relevant for their dollars. They also are relaying to the state the amount of planning dollars they are providing are not adequate based on the local dollars.
- 5) Councilman Hammond stated the police have received a 1987 Chevrolet Astro Van through the court and they had made a request allowing the vehicle to be sold on the GovDeals website auction as surplus property. He made a motion to approve. The motion was second by Mayor Pro Tem Potts with Councilman Hammond, Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, item approved.

6. Public hearings and Comments:

- a. Mayor Palmer stated at this time the public hearings on the zoning matters would be held, the public would have an opportunity to make pro and con comments with a ten-minute maximum time limit for each side of the matter and with each person speaking being required to have filed a Financial Disclosure Statement five days prior to the hearing if required, and each person providing their name and address before speaking. Mayor Palmer inquired if any of the elected officials had filed a disclosure statement regarding ownership or special interest in the four items on the agenda item. The response was negative.

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 the 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 Ronnie Holbrook as agent for Jacqueline Roberson a request for R-1B zoning and annexation at 104 Joann Street. A public hearing was opened. Harrison reported notices to adjoining property owners, signs on the property and notices to the local legal organ had been completed. Mayor Pro Tem Potts stated the Zoning Advisory Board had heard this matter on December 8, 2005. This would be an infill and they would recommend approval. However, the property has a lot of clutter and the Zoning Advisory Board recommended, if approved the applicant be given 90 days to provide clean up of the area. Mr. Holbrook, authorized agent for Mrs. Roberson stated she would be able to provide the clean up within the 90 day period. Mayor Palmer asked if there any questions or comments by the applicant. There were none. He asked if there were any questions or comments by the Council or the public. There were none. The hearing was closed. The findings of the Mayor and Council and the Zoning Advisory Board were as follows:

STANDARDS GOVERNING THE EXERCISE OF ZONING POWER

- (1) The zoning proposals will permit a use that is suitable in view of the use and development of adjacent property.
- (2) The zoning proposals will not adversely affect the existing use or usability of adjacent or nearby property.
- (3) The properties affected by the zoning proposal have a reasonable economic use as currently zoned in the unincorporated area.
- (4) The zoning proposal will not result in any additional use of streets or facilities other than those currently existing.
- (5) Should any capital improvements be needed for water, sewer or etc. those cost would be born by the property owner.
- (6) The zoning proposals as presented are in conformity with the policy and intent of the land use plan.
- (7) There are no other existing or changing conditions affecting the use and development of the property that gives supporting grounds for approval or disapproval.
- (8) The only other relevant factors are that the properties will infill an area.

Mayor Pro Tem stated based upon these findings of the Mayor and Council and the Zoning Advisory Board she would make a motion to approve R-1B zoning and annexation for the property at 104 Joann Street with the stipulation that the applicant be given 90 days to remove the clutter. The motion was second by Councilman Crowley with Mayor Pro Tem Potts, Councilman Crowley, Councilman Denmon and Councilman Hammond voting affirmatively, motion carried.

- 2) A second reading of the request by Ronnie Holbrook for R-1B zoning and annexation at 102 Joann Street. A public hearing was opened. Harrison reported notices to property owners, signs on the property and notices to the local legal organ had been completed. Mayor Pro Tem Potts stated the Zoning Advisory Board had heard this matter on December 8, 2005. Mayor Pro Tem Potts stated it is contiguous, an infill and they would recommend zoning and annexation as requested. Mayor Palmer inquired if there were any comments by the applicant. There were none. He inquired if there were any comments by the public or by the Council. There were none. The public hearing was closed. The findings of the Mayor and Council and the Zoning Advisory Board were as follows:

STANDARDS GOVERNING THE EXERCISE OF ZONING POWER

- (1) The zoning proposals will permit a use that is suitable in view of the use and development of adjacent property.
- (2) The zoning proposals will not adversely affect the existing use or usability of adjacent or nearby property.
- (3) The properties affected by the zoning proposal have a reasonable economic use as currently zoned in the unincorporated area.
- (4) The zoning proposal will not result in any additional use of streets or facilities other than those currently existing.
- (5) Should any capital improvements be needed for water, sewer or etc. those cost would be born by the property owner.
- (6) The zoning proposals as presented are in conformity with the policy and intent of the land use plan.
- (7) There are no other existing or changing conditions affecting the use and development of the property that gives supporting grounds for approval or disapproval.
- (8) The only other relevant factors are that the properties will infill an area.

Mayor Pro Tem Potts stated that based upon the findings by the Mayor and Council and the Zoning Advisory Board, she would make a motion to approve the zoning of R-1B and annexation at 102 Joann Street. The motion was second by Councilman Denmon with Mayor Pro Tem Potts, Councilman Denmon, Councilman Hammond, and Councilman Crowley voting affirmatively motioned carried.

- 3) A second reading of a request by Ronnie Holbrook, authorized agent for Edna Blankenship for R-1B zoning and annexation at 100 Joann Street. A public hearing was opened. Harrison reported notices to adjoining property owners, signs on the property and notices to the local legal organ had been completed. Mayor Pro Tem Potts stated the Zoning Advisory Board had heard this matter on December 8, 2005 and determined it was contiguous, it would be an infill and it is similar to the other items on the agenda. The Zoning Advisory Board had recommended the zoning and annexation as requested. Mayor Palmer asked if there were any questions by the applicant. There were none. Mayor Palmer asked if there were any comments by the public or by the Council. There were none and the public hearing was closed. The findings of the Mayor and Council and the Zoning Advisory Board were as follows:

STANDARDS GOVERNING THE EXERCISE OF ZONING POWER

- (1) The zoning proposals will permit a use that is suitable in view of the use and development of adjacent property.
- (2) The zoning proposals will not adversely affect the existing use or usability of adjacent or nearby property.
- (3) The properties affected by the zoning proposal have a reasonable economic use as currently zoned in the unincorporated area.
- (4) The zoning proposal will not result in any additional use of streets or facilities other than those currently existing.
- (5) Should any capital improvements be needed for water, sewer or etc. those cost would be born by the property owner.
- (6) The zoning proposals as presented are in conformity with the policy and intent of the land use plan.
- (7) There are no other existing or changing conditions affecting the use and development of the property that gives supporting grounds for approval or disapproval.
- (8) The only other relevant factors are that the properties will infill an area.

Mayor Pro Tem Potts stated that based upon these findings of the Zoning Advisory Board and the Mayor and Council she would recommend R-1B zoning and annexation of the property at 100 Joann Street. The motion was second by Councilman Hammond with Mayor Pro Tem Potts, Councilman Hammond, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

- 4) A second reading of the Southern Heritage, Inc.'s request for zoning of C-2 and annexation for a lot on Highway 41 North and North Drive. A public hearing was opened. Harrison reported notices to adjoining property owners and signs on the property and notices to the local legal organ had been completed. Mayor Pro Tem Potts stated the Zoning Advisory Board also heard this matter on December 8, 2005 and they determined the property is contiguous, the zoning is similar to other development in the area and it would be an infill. She stated she would recommend the zoning of C-2 and annexation. Mayor Palmer asked if there were any comments by the applicant. There were none. He asked if there were any comments by the public or by the Council. There were none. The hearing was closed. The findings of the Mayor and Council and the Zoning Advisory Board were as follows:

STANDARDS GOVERNING THE EXERCISE OF ZONING POWER

- (1) The zoning proposal will permit a use that is suitable in view of the use and development of adjoining and nearby property.
- (2) The zoning proposal will not adversely affect the existing use of usability of nearby property.
- (3) The property has a reasonable economic use as currently zoned in the County.
- (4) The zoning proposal will not result in a use that will be excessive or burdensome on the existing streets or utilities since it is a small lot.
- (5) Any capital costs associated with the development will at the expense of the property owner.

- (6) The zoning proposal is in conformity with the policy and intent of the land use plan.
- (7) There are no other known existing or changing conditions affecting the use and development of the property that supporting grounds for approval or disapproval.
- (8) The only other relevant factor to balancing interest and promoting public health are etc. is the fact that the property is an infill and is within the projected growth area over the next twenty year period.

Mayor Pro Tem Potts stated that based upon the findings of the Mayor and Council and the Zoning Advisory Board she would make a motion to approve the zoning of C-2 and annexation for the lot at North 41 and North Drive. The motion was second by Councilman Hammond with Mayor Pro Tem Potts, Councilman Hammond, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

b. Other hearings and public comments:

- 1) Mayor Palmer stated there were four public hearings scheduled for new beer package license request and opened the public hearings:
 - a. Mukhi, Inc. d/b/a Calhoun Liquor, Mukesh F. Patel authorized agent for store on North 41 Highway. Mayor Palmer stated the police report is clear. This would be a beer package license to be coordinated with the company's existing liquor and wine package licenses. Mayor Palmer asked if there were any comments by the public or by the Council. There were none. The public hearing was closed. Councilman Crowley made a motion to approve the beer package license request to coordinate with the existing liquor and wine request of Mukhi, Inc. d/b/a Calhoun Liquor with Mukesh F. Patel as authorized agent. The motion was second by Councilman Hammond with Councilman Crowley, Councilman Hammond, Councilman Denmon and Mayor Pro Tem Potts voting affirmatively, motion carried.
 - b. A request by Philip Beamer Distributor, Inc., with Phil Beamer as authorized agent for license with food and fuel store at 756 Highway 53 East. Mayor Palmer stated the police report is clear and the survey report is clear. It is a new location. Mayor Palmer asked if there were any comments by the applicant, public or by the Council. There were none. The public hearing was closed. Councilman Denmon made a motion to approve the request. The motion was second by Councilman Hammond with Councilman Denmon, Councilman Hammond, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
 - c. A request by Philip Beamer Distributor, Inc., with Phil Beamer as authorized agent for license with food and fuel store at 1240 Red Bud Road. Mayor Palmer stated the police report and survey report is clear and this is a new location. Mayor Palmer asked if there were any comments by the applicant, public or by the Council. There were none. The public hearing was closed. Mayor Pro Tem Potts made a motion to approve the request. The motion was second by Councilman Hammond with Mayor Pro Tem Potts, Councilman Hammond, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

- d. A request of Red Bud Liquor Store, Inc., Champ Kelly, authorized agent for 1115 Red Bud Road. Mayor Palmer stated the police report is clear. The license will coordinate with existing liquor and wine package license. He stated if granted this would result in the closure of the license for Jimmy's Package Store. Mayor Palmer asked if there were any comments by the applicant, public or Council. There were none and the hearing was closed. Councilman Hammond made a motion to approve the request as stated. The motion was second by Mayor Pro Tem Potts with Councilman Hammond, Mayor Pro Tem Potts, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.
- Mayor Palmer stated since these applications are approved for 2005 at this late time frame they would automatically include renewals for 2006.

7. Old Business:

- a. Mayor Palmer gave a second reading for the remaining beer, wine and liquor license request for 2006:

EL Pueblito Mexican Restaurant	Juana Naranjo	206 Park Avenue	625-2434	B&L Pour
Los Gallos De Mexico	Martin Carranza	235 West Line Street	602-7881	B&L Pour
Los Gallos De Mexico	Martin Carranza	1220 Red Bud Road	602-6916	BW&L Pour
Los Reyes Mexican Restaurant	William T. Howard	442 Highway 53	629-1535	BW&L Pour
Fast Food & Fuel (Fast Petroleum, Inc.)	Worth L. Thompson	1402 US 41 South	602-2233	B Pkg
Fast Food & Fuel (Fast Petroleum, Inc.)	Worth L. Thompson	326 West Line Street	602-2233	B Pkg
GAK Package Store	Ghulam Akbar Khan	2261 U. S. Hwy 41 NE	629-4521	B, W & L Pkg

Following review Councilman Crowley made a motion to approve the renewal license for 2006 as stated. The motion was second by Councilman Hammond with Councilman Crowley, Councilman Hammond, Councilman Denmon and Mayor Pro Tem Potts voting affirmatively, motion carried.

- b. Mayor Palmer gave a second reading for the taxi license request for 2006:

Taxi Oasis	Andres A. Hernandez	203 Richardson Road	706-463-7158
Taxi Domingo	Larry W. Carver	114 Erwin Street Suite 1 & 2	602-1124

Following a review of the second readings Councilman Crowley made a motion to approve the renewals for 2006. The motion was second by Councilman Denmon with Councilman Crowley, Councilman Denmon, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.

- c. Mayor Palmer gave a second reading for the remaining pawn license request for 2006 as follows:

Pawn Mart	Fredrick Clifford Osborn II	460 Highway 53 East	602-9191
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Following a review of the second reading Councilman Hammond made a motion to approve the 2006 license. The motion was second by Councilman Denmon with Councilman Hammond, Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.

8. New Business:

- a. Attorney Bailey gave a first reading in detail of the proposed resolution amending the Freeport Exemption Regulation. The resolution will allow a 20% exemption

in all three categories. Mayor Palmer stated a second reading would be held on December 19, 2005 at 7:00 p.m.


- b. Attorney Bailey gave a first reading of an ordinance amendment regarding building codes that are adopted. He stated the amendment would eliminate existing codes in the City's code of ordinances. It would re-establish all those that had been renamed and new ones authorized and recommended by the State. Mayor Palmer stated a second reading of the proposed ordinance amendment would be held on December 19, 2005 at 7:00 p.m.
 - c. Mayor Palmer gave a first reading of the Red Bud Village, LLC., an application for PRD zoning and annexation for approximately 15 acres west of the medical offices on Timms Road. The request also includes two variance relief requests regarding density and unit size to accommodate the development of a residential retirement community. The earliest date for a public hearing will be February 13, 2006 at 7:00 p.m. Mayor Pro Tem Potts made a motion to set the public hearing for that date and time. The motion was second by Councilman Hammond with Mayor Pro Tem Potts, Councilman Hammond, Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.
 - d. A first reading of David J. Baker, as agent for T.J. Barnette and Frida Kirby a zoning request for C-2 zoning and annexation of approximately $\frac{3}{4}$ acre tract located N.W. of Calhoun Auto Outlet at 446 Highway 53 East. Mayor Palmer stated the earliest date for a public hearing would be February 13, 2006 at 7:00 p.m. Councilman Denmon made a motion to set the public hearing for that date and time. The motion was second by Councilman Crowley with Councilman Denmon, Councilman Crowley, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.
 - e. Mayor Palmer stated Jim Mathews with the Starr-Mathews Insurance Agency had met with the Mayor and Council at the Work Session to review in detail the proposed renewal coverage for liability and other coverage for the year 2006. He stated that based upon utilization, the general liability had increased substantially. The coverage for vehicle insurance was lower and other liability coverage had a slight increase. The proposed coverage for the school system had an increase in automobile coverage due to utilization and an increase in number of vehicles. The coverage for the schools is through Utica Mutual and coverage for the City through St. Paul's and Zurich. Following a review of the proposal Councilman Hammond made a motion to approve the renewals. The motion was second by Councilman Denmon with Councilman Hammond, Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
9. Other written items not on the agenda: None.
10. Work Reports:
- a. Director of Utilities Kelly Cornwell. No report.
 - b. Director of Public Safety and Public Works Eddie Peterson stated the City had taken proposals on rebuilding 12 existing tennis courts and adding 3 new tennis courts for a total of 15 courts at the River Street Recreation Complex. He stated the initial proposal from Fox & Brindle was for \$929,326.00 and a proposal for CDB Construction was for \$1,077,414.00. He stated that based upon the high proposals of each, the City had negotiated with the low party. They lowered the

work to be completed and this reduced the price to \$587,705.00. He stated he would recommend accepting the low proposal from Fox & Brindle for the amended price of \$587,705.00. Mayor Pro Tem Potts made a motion to accept the proposal from Fox & Brindle for \$587,705.00 as recommended. The motion was second by Councilman Denmon with Mayor Pro Tem Potts, Councilman Denmon, Councilman Hammond and Councilman Crowley voting affirmatively, motion carried.

11. Mayor Palmer stated there was no need to move to Executive Session.
12. Mayor Pro Tem Potts made a motion to adjourn, second by Councilman Hammond with Mayor Pro Tem Potts, Councilman Hammond and Councilman Denmon and Councilman Crowley voting affirmatively, motion carried.

Approved:

Submitted:


James F. Palmer, Mayor


Cathy Harrison, City Administrator