

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
CALHOUN, GA
NOVEMBER 28, 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 Safety/ Public Works
Cathy Harrison, City Administrator**

1. Mayor James F. Palmer called the meeting to order. Councilman Crowley gave the invocation.
2. Mayor James F. Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Following a review of the November 14, 2005 regular City Council Minutes Councilman Hammond made a motion to approve as written, second by Councilman Denmon with Councilman Hammond, Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
4. Mayor's comments:
 - a. Mayor Palmer expressed congratulations to the Calhoun High School Football Team and their coaching staff for their winning season. He expressed appreciation to all the fans for their support for the team during the year. The Mayor and Council wish them luck on their final game for the State Championship.
 - b. Mayor Palmer expressed sympathy to Alvin Massingill on the loss of his son, Mathew and to Officer Nancy Palacios on the loss of her mother, Mrs. Joy Henson and Allen Standfield on the loss of his mother. Mayor Palmer also expressed sympathy to the family of Paul Miles a former Calhoun Times Editor who passed away within the last few days.
 - c. Mayor Palmer, Councilman Hammond and Mayor Pro Tem Potts presented two 30 year service resolutions to Randy Jackson and Willie Hicks for their dedicated service to the City of Calhoun. (Exhibit "A")
 - d. Mayor Palmer announced the public hearing for the beer license request of Mukhi, Inc., Calhoun Liquor, Mukesh F. Patel, for a beer package license that will be held on December 12, 2005 at 7:00 p.m. He stated that it was noted earlier that they would be purchasing the beer package business currently operating as Arch City Package Store. However, that is not the case and they will combine

- beer with the current liquor sales license. Arch City will maintain its beer package in a portion of the existing building as currently leased.
- e. Mayor Palmer again reminded everyone of the Mayor's Motorcade to Northwest Regional Hospital in Rome. The occasion will allow the public to provide gifts for patients, many from Calhoun-Gordon County. He stated gifts or donations can be left at City Hall until December 13, 2005, the day of the Motorcade.
 - f. Mayor Palmer stated the second City Council meeting is scheduled for December 26, 2005, which will be a holiday for City employees therefore, he asked if the Council would make a motion to change the City Council Meeting date from December 26, until December 19, 2005. Following a review Councilman Crowley made a motion to move the December 26, 2005 regular City Council Meeting to December 19, 2005 at 7:00 p.m. The motion was second by Councilman Hammond with Councilman Crowley, Councilman Hammond, Councilman Denmon and Mayor Pro Tem Potts voting affirmatively, motion carried.
 - g. Mayor Palmer remind the public of several new beer package license requests:
 - 1.) Philip Beamer Distributor, Inc., Phil Beamer, authorized agent for food and fuel store at 756 Highway 53, East.
 - 2.) Philip Beamer Distributor, Inc., Phil Beamer, authorized agent for food and fuel store at 1240 Red Bud Road.
 - 3.) Red Bud Liquor Store, Inc., Champ Kelly, authorized agent for 1115 Red Bud Road. Mayor Palmer stated all three public hearings will be December 12, 2005 at 7:00 p.m.
 - h. Mayor Palmer reminded the Council and public of a request from Dwight L. Walraven for zoning of R1-B and annexation of a house and lot at 104 Florence Avenue. The hearing is scheduled for January 9, 2006 at 7:00 p.m.
 - i. Mayor Palmer asked Mayor Pro Tem Potts to review the zoning hearing for December 12, 2005:
 - 1) Ronnie Holbrook, agent for Jacqueline S. Roberson for house and lot at 104 Joann Street for a zoning request of R-1B and annexation.
 - 2) Ronnie Holbrook for house and lot at 102 Joann Street for zoning of R-1B and annexation.
 - 3) Ronnie Holbrook, agent for Edna Blankenship for house and lot at 100 Joann Street for R-1B zoning and annexation.
 - 4) Southern Heritage Construction, Inc., for a lot off Highway 41 and North Drive for C-2 zoning and annexation.
 - j. Mayor Pro Tem Potts stated the brick sales for the Downtown Park are underway and it makes a nice Christmas present. Forms are available at the Depot. The deadline is March 1, 2006.
 - k. Mayor Pro Tem Potts reminded everyone that Brunch with Santa will be December 10, 2005 and the forms are available at BB&T and the Main Street Directors office at the Depot. She stated the event is sponsored by BB&T, Cherokee Fair Association and the Main Street Program.
5. Public hearings and Comments: None.
6. Old Business:
- a. Mayor Palmer gave a second reading of a taxi license request of Maria De La Luz Palmerin-Vega with a commercial address of 904 B North Wall Street. Mayor

Palmer stated the applicant has a clear police report and confirmed the address is a commercial address. Councilman Crowley made a motion to approve the taxi license. 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 to the beer, wine and liquor license renewals for 2006.

License Name	Manager or Authorized Agent	Address	Telephone	Type
ABC Highway 53 Package	Marion Whitaker	767 Highway 53 East SE	Calhoun, GA 30701 602-2080	B & W Package
American Legion Post 47	C. L. Rutledge	Post Office Box 494	Calhoun, GA 30703 629-6975	B Pkg & L Pour
Arch City Package *	Patricia DeFoor	962 North Wall Street	Calhoun, GA 30701 629-4986	B Pkg
B&L Beverage	Tim Bockholt	100 Highway 53 SE	Calhoun, GA 30701 629-0861	B Pkg
B&L Liquor, Inc	Lindsey Lewis	100 Highway 53 SE	Calhoun, GA 30701 629-0482	W & L Pkg
Back Gate	Hussein Asadi	355 Richardson Road, Suite 3	Calhoun, GA 30701 629-3669	B Pour
Dixie Beverage Shop	Barbara Bishop	1100 Red Bud Plaza NE	Calhoun, GA 30701 625-5625	B Pkg with Gro.
El Rayos	Luis Rey Fitz, Solis	360 South Piedmont Street	Calhoun, GA 30701 625-1772	B&L Pour
Food Lion	Robert Canders Authorized Agent	1512 Red Bud Road	Calhoun, GA 30701 625-3906	B&W Pkg
Gondolier's Pizza	Alexis Prasinios	427 Indian Hills Shop. Center	Calhoun, GA 30701 625-2322	B Pour
Great Wall Chinese Restaurant	Kitty Leung	1120 North Wall Street	Calhoun, GA 30701 629-2389	B Pour
J & P	Patsy Colleps	549 Highway 53	Calhoun, GA 30701 625-4154	B & W Pkg
J J's Package Store	Raymond J. Brown	876 North Wall Street	Calhoun, GA 30701 629-4186	B Pkg
Kroger #393 Mail to: Andrea Buckles	Doug Busch	136 West Belmont Drive SW	Calhoun, GA 30701 625-4303	B & W Pkg
Kurani Pizza d/b/a Pizza Hut	Melba Jane Price	613 Hwy 53 East	Calhoun, GA 30701 629-0295	B Pour
Lizz's Deli & Grill / Abujaber, Inc.	Mary Alma Blasengame	203 Richardson Road	Calhoun, GA 30701 624-1982	B Pour
Mukhi, Inc. - Calhoun Liquor *	Mukesh S. Patel	960 North Wall Street	Calhoun, GA 30701 629-1361	B, W & L Pkg
Pantry Inc. d/b/a Golden Gallon	Joyce Moody	1476 Red Bud Road	Calhoun, GA 30701 629-7696	Beer Pkg
Pantry Inc. d/b/a Golden Gallon	Hope Kammeraud	1401 Red Bud Road	Calhoun, GA 30701 602-0111	Beer Pkg
R&R Beer & Tobacco (Yamnua Krupa, Inc.)	Kishor Shah	400 West Line street	Calhoun, GA 30701 629-5131	B & W Pkg
Red Bud Liquor Store, Inc.	Champ Kelly	1115 Red Bud Road NE	Calhoun, GA 30701 629-1458	B, W& L Pkg
Renis Barrett Memorial Home d/b/a VFW Post 5376	Edna Talley	Post Office Box 321	Calhoun, Georgia 30701 629-0334	B&L Pour
South 41 Package **	Roy Thomas Aaron	1326 Highway 41 South	Calhoun, GA 30701 629-9623	B & W Pkg
Thurston's, Inc.	Mitzi Hutchinson	114 Court Street	Calhoun, GA 30701 602-4401	B&W Pour
Whittenburg, Inc / HI-Tech Fuel	Linda Whittenburg	295 W Line Street	Calhoun, GA 30701 629-0266	B Pkg

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

- c. Mayor Palmer gave a second reading of the taxi license renewals for 2006:

Business Name	Owner	Address	Telephone
Los Buenos Amigos Taxi	Sonia Romero	408 Court Street	Calhoun, Georgia 30701 624-0304
Taxi Latino	Romualdo Rojo	802 North Wall Street	Calhoun, Georgia 30701 602-3339

Taxi Domingo	Larry W. Carver	114 Erwin Street Suite 1 & 2	Calhoun, Georgia 30703	602-1124
Taxi Oasis	Andres A. Hernandez	203 Richardson Road	Calhoun, Georgia 30703	706-463-7

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

d. Mayor Palmer gave a second reading for the pawn shop renewals for 2006:

Business Name	Owner	Address		Telephone
Cash Express	Cal Rountree	203 West Belmont Drive	Calhoun, GA 30701	602-1888
Comer Pawn	Larry E Knight	408 Court St	Calhoun, GA 30701	625-0193
D&S Pawn	Nancy P. Long	350 Highway 53 East	Calhoun, GA 30701	629-8051
National Title Pawn of Calhoun, Inc.	Frank McDonald	117 West Belmont Street	Calhoun, GA 30701	629-9099
Park Avenue Pawn & Jewelry	Douglas Driscoll	204 Park Avenue	Calhoun, GA 30701	625-0008
Pete's Music City & Pawn	Clifford L. Cochran	115 South Wall Street	Calhoun, GA 30701	629-4463
The Cash Store	Kent Popham	239 West Belmont Drive	Calhoun, GA 30701	629-5512
This & That Pawn Shop	Clyde E. McEntyre	408 South Wall Street	Calhoun, GA 30701	625-0820
Title Exchange & Pawn	Hugh M. Austin	105 South River Street	Calhoun, GA 30701	629-8794

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

7. New Business:

a. Mayor Palmer gave a first reading of the remaining beer, wine and liquor license renewals for 2006:

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	328 West Line Street	602-2233	B Pkg
GAK Package Store	Ghulam Akbar Khan	2281 U. S. Hwy 41 NE	629-4521	B, W & L Pkg

b. Mayor Palmer gave a first reading of the remaining pawn license for 2006: Mayor Palmer stated that all of these would be eligible for a second reading on December 12, 2005.

Pawn Mart	Fredrick Clifford Osborn II	480 Highway 53 East	602-9191	
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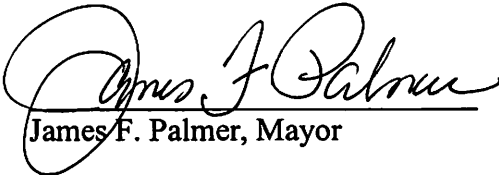
- c. There were no additional taxi license renewals at this time.
- d. Councilman Hammond stated the police department has filed a request for \$1,000.00 to be transferred from confiscated assets to the D.A.R.E Program for the police department. He stated he would make a motion, allowing those funds to be transferred. The motion was second by Councilman Denmon, Councilman Hammond, Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.
- e. Mayor Palmer stated the City currently has two ongoing GEFA Loan projects:
 - 1.) Waste treatment facility improvements.

- 2.) Water treatment facility for improvements. GEFA has requested the closing cost for each of those be placed on an amortized schedule and in order for this to be completed it would require approval of the Mayor and Council and authorization for the Mayor to sign the appropriate draft documents. Following discussion Councilman Crowley made a motion to approve the GEFA request and to authorize the Mayor to sign all necessary documents and to approve the draft. The motion was second by Councilman Denmon with Councilman Crowley, Councilman Denmon, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.
- f. Mayor Palmer stated the City had recently excepted bids on the Peter's Creek Sewer Replacement Project. Mayor Palmer asked Director Cornwell to review. Director Cornwell stated there were a total of 5 bidders for the project:
- 1.) The lowest bid from K. M. Davis Contracting Company, Inc., for \$1,530,820.00.
 - 2.) Butch Thompson Enterprise, Inc., bid \$1,774,988.66.
 - 3.) Site Engineering, Inc., bid \$1,775,730.00.
 - 4.) Mayse Construction Company bid \$2,037,609.05.
 - 5.) Bruce Shuler d/b/a C & S Construction bid \$2,258,675.00.
- Director Cornwell stated that it was the recommendation of the utilities department and the engineering firm of Peoples & Quigley, Inc., to accept the low bid of K. M. Davis Contracting Company, Inc., for a bid in the amount of \$1,530,820.00. Councilman Denmon made a motion to accept the low bid for the replacement project to amend the budget to include the bid amount of \$1,530,820.00 and to authorize the use of the renewal and replacement funds for the project. The motion was second by Councilman Crowley with Councilman Denmon, Councilman Crowley, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.
- g. Mayor Palmer announced that the City had received notice from the Department of Community Affairs that the City's EIP Grant Application for assistance with the Mohawk Road Project had been authorized for \$500,000.00. He stated that in order to accept the Grant, the City would need to authorize acceptance and authorize the Mayor to sign all required documents. Mayor Palmer expressed appreciation to the DCA and also to Clarence King for his donation of property, which made the project possible. Councilman Crowley made a motion to accept the \$500,000.00 EIP Grant for the Mohawk Road Project and to authorize the Mayor to sign all required documents. The motion was second by Councilman Denmon with Councilman Crowley, Councilman Denmon, Councilman Hammond and Mayor Pro Tem Potts voting affirmatively, motion carried.
- h. Mayor Palmer stated there were two vehicles that staff is requesting to be declared surplus property and authorization to list these vehicles for sale through GovDeals as previous surplus property vehicles:
- 1.) Police Department 1990 Black Nissan Stanza #1N4GB224LC68043
 - 2.) Street Department 1995 Ford F-150 4X4 Truck #1FTEF14N35NA92498
- Following consideration Councilman Hammond made a motion to authorize the following vehicles as surplus property and to authorize the vehicles to be sold, "AS IS" through GovDeals with GMA. The motion was second by Councilman Denmon with Councilman Hammond, Councilman Denmon, Councilman Crowley and Mayor Pro Tem Potts voting affirmatively, motion carried.

8. Other written items not on the agenda:
 - a. Attorney Bailey stated that he has a full understanding of the amendments that the Mayor and Council wish to make to the Freeport Exemption Regulations that were adopted by the City several years earlier. He stated he will draft those documents allowing the City to broaden the 20% exemption from one of three categories to cover all three categories. He stated the documents would be ready for a first reading on December 12, 2005 and consideration on December 19, 2005.
9. Work Reports:
 - a. Director of Utilities, Kelly Cornwell stated he has submitted his work report as previously indicated. **(Exhibit "B")**
 - b. Director of Public Safety and Public Works, Eddie Peterson stated he forwarded his report to the Mayor and Council for review. **(Exhibit "C")**
10. Mayor Palmer stated there was no need to move to Executive Session.
11. Mayor Pro Tem Potts made a motion to adjourn. The motion was second by Councilman Crowley with Mayor Pro Tem Potts, Councilman Crowley, Councilman Denmon and Councilman Hammond voting affirmatively, motion carried.

Approved:

Submitted:


James F. Palmer, Mayor



Cathy Harrison, City Administrator

Exhibit "B"
City of Calhoun
Water & Sewer
Special Projects Status Report

November 25, 2005

- **Mauldin Road Water Treatment Plant Modifications and Water System Improvements, Phase IV:** Construction of the Sugar Valley Tank and Brownlee Mountain Tanks is complete. The Brownlee Mountain tank is in operation. The Sugar valley tank is in operation. The two new high service pumps have been installed, electrical work is in progress. Installation of the rate of flow control valves and the meters are complete. We have 85,000 feet of the 87,000 feet of new water mains as part of the DWSRF project installed to date. The filter work is 98 % complete with all 16 filters modified. The filter controls are progressing well and the first console has been installed.

- **Wastewater Treatment Plant Modifications:** The projects completed to date as part of the CWSRF Project are: New Belt Press, Sludge Conveying System, the Lime System, cleaning of the old basins, and new sludge holding facility. The Grit Collection System installation is 95% complete. The aeration and clarification equipment has been delivered. Installation has begun on the aeration equipment. The installation will take approximately 120 days. We are expecting delivery of the two replacement screw pumps in December. The blower building along with the blower installation is 90% complete.

- **The Gordon County/City of Calhoun Sewer Projects –** The contractor is working on final punch list items and should be complete by December 16, 2005 .

- **Engineering has been completed for the Pine Chapel Water Transmission Main and Booster Station.** This project will be advertised for bids in early December 2005.

- **Preliminary engineering is under way for several future sewer infrastructure replacements.** The first of these will be the Peter's Creek Replacement Sewer. Bids were received on November 9, 2005, with KM Davis Contracting Co., Inc. as low bidder. The Amakanada Sewer Project is in the early design stage.

Exhibit "C"

Work Report
Eddie Peterson
November 2005

1. Harris Beamer Monitoring: EPD has approved our request to modify the frequency of sampling groundwater monitoring by about 40 percent. This was a result of most of our wells never having VOC detections (1993-2005) and others that have had VOC detections in the past are now showing no detections. There has also been a continued decrease in the VOC amounts due to natural attenuation. The decrease in monitoring will save Calhoun about \$15,000 next year. We have received the results of the third quarter 2005 methane monitoring at the Harris Beamer site. We monitor 20 sites four times a year. A measurement of 6.00% methane by volume exceeds the lower explosive limit. Since July of 1999 there have been 580 methane bar test taken at the landfill and there has been 16 which exceeded the lower explosive limit. When a test exceeds the LEL another test is taken 30 to 50 feet away. Our results have always shown no migration and results have indicated 0% methane by volume. Historical test indicate that no methane migration has occurred past the property limits of the Harris Beamer Site.

Other things going on with EPD. Jim Ussery, a 25 year veteran of the Georgia EPD will has taken over as EPD Assistant Director. Ussery, who was most recently responsible for regulating hazardous waste facilities, will manage all six branches of the EPD. Ussery will report to Carol Couch, who is Director of EPD. Ussery replaces David Word, who is retiring and has been Assistant Director since 1992.

2. Mohawk Road: The Mohawk Road Project (Clarence King Drive) is 80% complete. Paving is finished with work now concentrating on shoulders and drainage. Grassing, guard rail, striping, and signage will begin shortly. The project could be complete by the end of December if the weather holds.

3. Tennis Courts: Bids for the tennis complex have been received. Fox and Brindle bid \$929,326 and CDB Construction bid \$1,077,414. Five other "tennis construction specialist" did not bid but were subcontractors to Fox & Brindle and CDB Construction. This was for 15 courts and associated construction; foundations, site work, sidewalks, retaining walls, drainage, nets, post, fencing, and bonds.

4. New Drug Dog: Calhoun's new drug dog, Simba, a 19 month old Belgian Malinois, is now on duty. The total cost associated with Simba was \$8,040 and was paid entirely by Fox Systems, Fox & Brindle, Basic Material, Fisher & Associates, Calhoun Pet Care, Foremost Construction, and Gigabytes.

5. 58 Acre Park: The entrance road to the new park is under construction with fill material complete. Almost all of our projects are now weather related as far as completion times. The new mix in the 58 acre park is the Challenge Field and associated construction.

6. Traffic Signal Upgrade at Dews Pond and Curtis Parkway: Last week turn arrows were installed at this intersection. After some tweaking of time cycles this should improve morning and afternoon drive times and congestion.

7. Traffic Signal at Newtown Church/Harmony Church Roads and SR156: GDOT officials were in Calhoun on November 17, 2005 to review a proposal to install a traffic control signal at SR156 and Newtown/Harmony Church Road. District Engineer, Kent Sager, will look at the Calhoun proposal to see if it meets GDOT criteria. Calhoun, Gordon County, Food Lion, and GDOT could work on this signal as a joint project.

8. TE Proposal: During December 2005 Transportation Enhancement applications for the 10th Georgia Congressional District will be decided by GDOT Board member Mike Evans. We feel like Calhoun's Street Scape application is well done, justifiable, and offers continuity. It will take more than a good application to secure our place in funding. Mike Evans, Vice Chairman, State Transportation Board, 212 Dahlonega Street, Cumming, Georgia 30040, (678) 771-1000.

9. Practice Fields: Practice fields, off SR136 connector, are at final grade. We will sow grass, work on some drainage areas, and build a parking lot. These fields should be ready for use by spring 2006. The area is large enough for two regulation soccer fields.

**CITY OF CALHOUN
GEORGIA**

RESOLUTION #004

WHEREAS, William (Willie) Hicks, has been employed by the City of Calhoun, GA. since September 29, 1975, and

WHEREAS, William Hicks, began as the Assistant in the Animal (Rabies) Control Department of the City of Calhoun, and

WHEREAS, the Animal Control Department initially served Calhoun and Gordon County, and

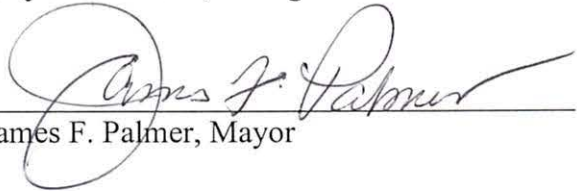
WHEREAS, the County established a separate Animal Control Office, William Hicks became the sole Animal Control Officer in January 1986, and

WHEREAS, William Hicks, upgraded the facility and his duties were expanded in 1994 when the City elected officials adopted a leash law for dogs and amended the operating ordinances for the department.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun hereby recognize and commend William Hicks for his faithful service to the City of Calhoun for the past thirty years and expect him to continue in the service as Animal Control Officer for the City of Calhoun.

ADOPTED this the 28th day of November 2005.

City of Calhoun, Georgia


James F. Palmer, Mayor

Attest:


Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

RESOLUTION #003

WHEREAS, Randy Jackson, has been employed by the City of Calhoun since April 1, 1975; and

WHEREAS, Randy Jackson, began his service as a radio operator, and was elevated to a police patrolman on September 10, 1975; Promoted to Corporal in February 1978; Promoted to Sergeant in May 1978; to Lieutenant and Investigator in February 1980, and to Assistant Police Chief in January 1991, and

WHEREAS, Randy Jackson, accepted the position of City Marshall in June 2003, and established the Municipal Court Administrative Office separate from the Police Department, and

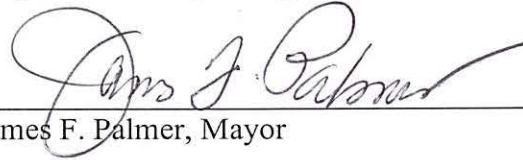
WHEREAS, Randy Jackson, assisted with the establishment of in house Probation Services in July 2005, and

WHEREAS, under the direction of Randy Jackson and his staff, the City's Municipal Court Administrative Office has become one of the most efficient in the State of Georgia.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the City of Calhoun hereby recognize and commend Randy Jackson for his faithful service of thirty years to the City of Calhoun, GA., and expect him to continue in his service of Supervisor of the Municipal Court Administrative Office and Probation Office.

ADOPTED this the 28th day of November 2005.

City of Calhoun, Georgia



James F. Palmer, Mayor

Attest:



Cathy Harrison, City Administrator