

APRIL 13, 1987 - 7:30 P.M. REGULAR CITY COUNCIL MEETING

Present: John D. Meadows, III, Mayor
Herbert King, Mayor Pro-Tem
Tom Bond, Councilman
H.A. Oldfield, Jr., Councilman
Paul McEntire, Councilman

Also Present: T. Joseph Campbell, City Attorney
Jim Hobgood, City Superintendent
Cathy Harrison, City Clerk - Treasurer

1. Mayor Meadows called the meeting to order and gave the invocation.
2. Minutes of the March 23, 1987 regular City Council meeting were approved:
3. Mayor's Comments:
 - (a) Mayor Meadows reminded the Council of the GMA District meeting in Rome on May 5, 1987 at 4:00 P.M. and the Chamber and Industrial Development breakfast scheduled for April 15, 1987 at 7:30 A.M. at Shepherds.
 - (b) Mayor Meadows reminded the Council the second April meeting would be on the 20th rather than the 27th.
 - (c) Mayor Meadows asked the Council to consider nominations for the GMA state government service award; Motie Wiggins award and the Georgia Key Citizen award by April 20, 1987.
 - (d) Mayor Meadows read a proclamation regarding National Organ and Tissue Donor Awareness Week.
4. Council Comments:
 - (a) Mayor Pro-Tem King stated the street dept. has finished paving Richards Street; continued construction on Harlan Street; installed drains on Curtis Parkway and South Industrial; clean up work and grassing on Barrett Road; work at Landfill, grassing and drainage. The beautification department has worked on flower beds at East Side School; and the street department has also assisted in construction at the Superintendent's offices at West Line School building.
 - (b) Councilman Bond stated the electric department had a customer base of 3,479, sold 19,619,000 KWH for sales total of \$965,025.00. The City has 246 security lights which generate approximately \$3,700.00 per month.
 - (c) Councilman Oldfield stated the police department made 155 arrests in March of which 19 were DUI's. They collected \$18,140.00 in fines and 20 prisoners served 53 days in jail. The investigators worked 97 incidents, patrolmen worked 78 accidents, 11 with injury; answered 66 burglar alarms; assisted 80 motorists and provided 111 escorts. The fire department worked 19 calls of which 9 were false alarms for a total loss of \$1,500.00. There were 3 building inspections completed.
 - (d) Councilman McEntire stated the waste treatment plant treated a daily average of 7,733,000 gallons, the BOD was 19 and suspended solids were 26. The water plant pumped a total of 342,465,000 gallons in March. The water/sewer construction departments made 64 water taps; 9 sewer taps; installed 402 ft. of 2 inch line; installed 2,000 ft. of 4 inch line and 2,500 ft. of 6 inch line.
5. Public Hearings:
 - (a) A 2nd reading was given to the John Lingerfelt annexation ordinance request for Lot 22 of Amakanata for R-1 zoning. The public hearing was opened. Councilman Bond, Chairman of the Zoning Advisory Committee, stated the committee recommended approval. There were no other public comments and the hearing was closed. Councilman Oldfield made a motion to waive the 3rd and 4th readings and approve annexation for R-1 zoning, 2nd by Councilman McEntire with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion approved. (Ord. No. 337)

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- (b) A 2nd reading was given to the Dyetron, Inc. annexation ordinance request for tract A of the former Bennett farm for Ind. G zoning. The public hearing was opened. Councilman Bond, Chairman of the Zoning Advisory Committee felt the request was in line with other property use and zoning and recommended approval. There were no other public comments and the hearing was closed. Councilman McEntire made a motion to waive the 3rd and 4th readings and approve annexation for Ind. G zoning, 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman Oldfield voting affirmatively, motion approved. (Ord. No. 338)
- (c) A public hearing was opened on the J.W. Moss zoning variance request for 10 ft. from the rear line for a lot on North Wall Street presently operated as Walter James' Pawn Shop. Councilman Bond, Chairman of the Zoning Advisory Committee stated the two adjoining property owners of the rear had signed that they had no objections. He stated the present building would be torn down for use as parking. Councilman Bond stated the committee felt the changes would improve the lot and recommended the variance request. There were no other public comments, and the hearing was closed. Mayor Pro-Tem King made a motion to grant the 10 ft. variance, 2nd by Councilman McEntire with Councilman Bond and Councilman Oldfield voting affirmatively, motion approved.
- (d) A public hearing was opened on the Marion B. King zoning change request for Lot No. 3 of Devonwood Subdivision from R-1 to O & I. Councilman Bond, Chairman of the Zoning Advisory Board tabled the request until it could be determined the subdivision covenant regulations regarding the lot. Mr. and Mrs. Thornton, adjoining property owners expressed concern for the grading that would be required for O & I construction, and the use of Devonwood Drive as a commercial drive. Kenneth King, a resident of Devonwood Drive stated the committee should consider the county strip which fronts the lot at Red Bud Road, which would make it impossible for a drive to be opened at Red Bud Road. Enoch Overby, a resident of the area, expressed his displeasure to having the lot rezoned. There were no other comments and the hearing was closed. Councilman Oldfield made a motion to continue the public hearing on April 20, 1987, 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman McEntire voting affirmatively, motion approved.
- (e) A public hearing was opened on the DOT recommendations to disallow left turns off Highpoint Drive at Highway 156 and off the Fitness Center private drive at Highway 156. Mrs. Bruce Stansell, Calhoun Animal Clinic, stated she was opposed to the designation of no left turns. She stated she felt the problem was speed. The Council stated they felt they could not regulate the Fitness Center drive since it was not a public street. There were no other comments and the hearing was closed. Councilman McEntire made a motion for the recommended signs to be placed by the state, but to disapprove the no left turn designation for each drive. Councilman McEntire recommended the area be patrolled as much as possible with the aid of radar. The motion was 2nd by Councilman Oldfield with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion approved.
- (f) Mr. Allan P. Walls of North Wall Street at the former Boling home stated the immediate neighborhood had changed and a number of children were living in the area. He stated the traffic on Highway 41, Wall Street did not observe the 25 MPH speed limit and several traffic accidents had recently occurred. He stated he was also concerned about the truck traffic and inquired about the possibility of a designated truck route. The Council discussed the speed limit and more frequent patrolling. The Mayor stated Moss Memorial Parkway was originally designated to be used as a by pass and truck route, but the turn past the railroad crossing causes a shift of loads and endangers the truck and driver. He stated DOT had expressed the need for re-designing that particular area, and they were supposed to have it in line for future work.

- (g) A general discussion was held with Mr. Stephen Chaffin and Mrs. Ann Crews of TeleScripps Cable Service regarding service delivery, price changes, new service connections and etc. The Council expressed appreciation to Mrs. Crews and Mr. Chaffin for their attendance and asked them to visit the Council as often as they could in order to keep them informed.

6. Old Business:

- (a) Following a 2nd reading and a favorable police report, Councilman Oldfield made a motion to approve the Neil Callaway amusement license for Barbecue Sons Restaurant, 2nd by Councilman Bond with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion approved.
- (b) Engineer John Sweitzer reported on contracts currently in progress. He stated there was some difficulty with the Fox Subdivision sewer work and he had requested the contractor to meet with the Council and discuss the situation. Mr. Sweitzer stated 15% of the work had been completed in 50% of the time allowed for the project. He stated there were safety problems which needed to be addressed also.
- Mr. Sweitzer stated the water treatment plant renovations were complete and in service. The second start up attempt will be made on the 4th raw water pump this week. Mr. Sweitzer reported the plans and specs were ready on the Fairmount water line extension and the advertising would begin this week. A water tank had been designed and would be bid in order to get an idea of the price range, and the possibility of future grant funds.

7. New Business:

- (a) Bids were opened on a one ton truck and were as follows:
 Prater Ford, \$10,883.00
 West Dodge, \$11,802.95
 Williams Chevrolet, \$10,938.10
 Councilman Oldfield made a motion to accept the low bid of \$10,883.00 from Prater Ford, 2nd by Councilman McEntire with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried. (See Supp. Bid file in vault)
- (b) Councilman Bond made a motion to authorize Mayor Meadows to sign a certificate of ownership and DOT agreement for leveling and resurfacing of Thomas Street, 2nd by Councilman Oldfield with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion approved.
- (c) Councilman Oldfield made a motion to move the May 25th meeting up to May 18th, 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman McEntire voting negatively, Mayor Meadows voted affirmatively, motion approved.
- (d) A 1st reading was given to the City of Calhoun annexation ordinance request for approximately seven acres adjoining the present waste treatment property off Kirby Road for Ind. G zoning. Councilman Oldfield made a motion to set the public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman Bond with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion carried.
- (e) A 1st reading was given to the Kenneth Eugene Bowen annexation ordinance request for 7 acres off Kirby Road adjoining the City's waste treatment plant property for Ind. G zoning. Councilman Bond made a motion to set the public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman Oldfield with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion carried.
- (f) A 1st reading was given to the Charlie Price annexation ordinance request for 3.6 acres north of the former Meadowbrook farm property for R-1 zoning. Councilman Oldfield made a motion to set a public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman McEntire with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried.

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- (g) A 1st reading was given to the Jeffery F. and Madonna Smith annexation ordinance request for Lot 85 of Devonwood Subdivision for R-1 zoning. Councilman Oldfield made a motion to set the public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman Bond with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion approved.
- (h) A 1st reading was given to the Dyetron, Inc. annexation ordinance request for Tract B and C of the former Bennett farm off Moss Memorial Parkway for Ind. G and C-2 zoning. Councilman McEntire made a motion to set the public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman Oldfield with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion approved.
- (i) A 1st reading was given to a zoning variance request of 8 ft. by Larry E. Clark for an addition to Triangle Grocery off Red Bud Road. Councilman Oldfield made a motion to set a public hearing for May 18, 1987 at 7:30 P.M. 2nd by Councilman Bond with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion approved.
- (j) Councilman Oldfield made a motion to table the Shrine Rodeo parade request since a desired route was not listed, 2nd by Councilman Bond with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion carried.
- (k) A 1st reading was given to an ordinance amendment regarding purchase, possession and consumption of alcoholic beverages by persons under 21 years of age.
- (l) Mike Eddings requested relief from building and fire codes which require a second entrance/exit from the new office building on Court Street. He explained he would be willing to provide indemnification for the City if relief was granted. The Mayor asked each Council person to view the site during the week and be prepared to act on the request on April 20, 1987.
8. City Supt. Hobgood asked the Council to hold beautification projects until the fall in order for the street department to catch up on planned work. Mr. Hobgood reported the 36 inch water line should be in this week and relocation of the line would be started shortly in order for the State's work to be started. Mr. Hobgood stated City crews would do the utility relocation on 41 North to the extent possible. Councilman McEntire made a motion to allow the City to burn brush within the City limits on the former Roach property at the discretion of Supt. Hobgood, 2nd by Councilman Oldfield with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried.
- Councilman Oldfield made a motion to declare the following City property as surplus and advertise for public sale on May 2, 1987, 2nd by Councilman Bond. Motor grader - Serial No. Elgin Sweeper; 955 Caterpillar Loader; 1971 Ford Pickup; 1967 Chevrolet Two ton truck; 1981 Ford LTD Ser. No. 2FABP31G8BB138085; 1982 Ford LTD Ser. No. 2FABP31GXCB205660; and former Salaway property off Dale Avenue. 2nd by Mayor Pro-Tem King with Councilman Bond and Councilman Oldfield voting affirmatively, motion carried.
9. Attorney Campbell was requested to review the liability insurance coverage restrictions regarding out of City police action by officers.
10. Clerk Harrison provided the Council with a report on the cemetery trust account presently handled by the Calhoun First National Bank trust department and asked the Council to consider for action on April 20, 1987.
- Clerk Harrison provided an amended proposal for the guidelines of the revolving loan program associated with past UDAG funds and the new EIP grant funds. The Council was asked to review and consider a recommendation by the Loan Review Committee on April 20, 1987.
- Councilman Bond made a motion to appoint Steve Simms to the Loan Review Committee since he had retired from the bank, 2nd by Councilman Oldfield with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion approved. Clerk Harrison recommended the Phil Smith ad valorem taxes for 1984 (\$5.76), 1985 (\$8.05) and 1986 (\$8.04) on a boat be removed from tax digest since Mr. Smith had signed an affidavit with the tax assessor stating the boat had been sold prior to January 1, 1984. Mayor Pro-Tem King made a motion to remove the taxes from the digest as requested, 2nd by Councilman Bond with

Councilman McEntire and Councilman Oldfield voting affirmatively, motion approved.

- 11. A 1st reading was given to a zoning variance request of 15 ft. for Ray Duncan for the property north of the truck terminal on River Street. The request being made due to an offset in the right of way. Councilman Oldfield made a motion to set the public hearing for May 18, 1987 at 7:30 P.M., 2nd by Councilman McEntire with Councilman Bond and Mayor Pro-Tem King voting affirmatively, motion carried.
- 12. A 1st reading was given to a temporary construction trailer request to be located on W.C. Bryant Parkway for GBT (Ga. Bank and Trust). Councilman Bond made a motion for a public hearing to be set for May 18, 1987 at 7:30 P.M., 2nd by Councilman Oldfield with Councilman McEntire and Mayor Pro-Tem King voting affirmatively, motion carried.
- 13. Mayor Pro-Tem King made a motion to adjourn, 2nd by Councilman McEntire with Councilman Bond and Councilman Oldfield voting affirmatively, motion carried.

Approved:

Respectfully submitted:

John D. Meadows, III,
Mayor

(Mrs.) Cathy Harrison,
City Clerk - Treasurer

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