



**CITY COUNCIL MEETING  
JUNE 11, 2018- 7:00 PM  
109 SOUTH KING STREET  
DEPOT COMMUNITY ROOM**

**MINUTES**

**PRESENT:** James F. Palmer, Mayor  
George R. Crowley, Mayor Pro Tem  
Ray Mitchell Denmon, Councilman  
Al Edwards, Councilman  
Jackie Palazzolo, Councilwoman

**ALSO:** Eddie Peterson, City Administrator; Larry Vickery, Utilities Administrator; Paul Worley, Assistant City Administrator; Sharon Nelson, City Clerk; George Govignon, City Attorney; Jeff Defoor, Director of Electric Utilities; Garry Moss, Police Chief; Captain Tony Pyle, Police Chief Elect; Lenny Nesbitt, Fire Chief; Terry Mills, Assistant Fire Chief; Jerry Crawford, Director of Water & Wastewater; Don Colburn, Special Operations Commander; Andrea Bramlett, Finance Director; Suzanne Roberts, DDA Director; Brad Carrick, Telecommunications Director.

**1. Council Meeting Called to Order**

**Welcome**

Mayor Palmer called the meeting to order and welcomed everyone in attendance.

**Invocation**

Mayor Pro Tem Crowley gave the invocation.

**2. Pledge of Allegiance**

Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.

**3. Amendment or Approval of Proposed Agenda**

Councilwoman Palazzolo made a motion to approve the June 11, 2018 agenda as presented. Councilman Edwards gave a second with all voting aye. Motion approved.

**4. Amendment or Approval of Minutes**

Councilman Denmon made a motion to approve the minutes of the City Council meeting of May 21 2018. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved. Councilman Edwards made a motion to approve the minutes of the City Council executive

session of May 21, 2018. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.

5. **Mayor's Comments**

None

6. **Council Comments**

A. Councilwoman Palazzolo submitted May reports as follows:

1) **Public Works**

**Animal Control**

- Housed 27 dogs and 9 18 cats
- Number of dogs adopted: 1
- Number of cats adopted: 0
- Number of dogs rescued: 5
- Number of cats rescued: 10
- Number of dogs reclaimed by owner: 12
- Number of cats reclaimed by owner: 0
- Number of dogs euthanized: 1
- Number of cats euthanized: 0
- Number of warnings given: 15
- Number of bite cases: 1
- Citations issues: 1

**Street Department**

1. Completed 29 shop and 31 street dept. work orders.
2. Installed 12 new street signs.
3. Cleaned out ditches on West May Street.
4. Repaired utility cuts and pot holes using approximately 18 tons of asphalt.
5. Hauled playground mulch to the recreation department.

**Cemetery Department**

1. Performed routine maintenance on Fain and Chandler cemetery.
2. Supervised the opening and closing of 14 grave sites.
3. Sold 3 new grave spaces.

**Parks Department**

1. The grounds crew picked up litter, mowed, trimmed bushes, hauled garbage to the dump, and maintained records at records room.
2. The maintenance crew maintained designated buildings downtown.
3. Replaced mower deck spindles on three mowers.
4. Changed air conditioner filters at the library, the depot and McConnell center.

**Recycling**

• OCC	24.1 tons	\$2,169.00
• Loose OCC	3.4 tons	\$ 0.00
• Plastics	2.28 tons	\$ 0.00
• Paper	0.0 tons	\$ 0.00
• Mixed Plastic	0.0 lbs.	\$ 0.00
• Glass	4.87 tons	\$ 73.05
• Aluminum	818 lbs.	\$ 531.70
• Steel Cans	869 lbs.	\$ 43.45

2) Recreation Department

1. **YOUTH SPORTS:**

**Baseball and Softball –**

The spring youth baseball and softball season was completed on May 28 for 7-8; 9-10; 11-12 age divisions. The 13-14 division was completed June 4. A total of 80 games were played and 86 practices were scheduled throughout the month.

All Star Team Selection meetings were held May 14 – 16. The following all-star teams were

Selected: 7-8 Boys – 2 teams; 7-8 Girls – 1 team; 9-10 Boys – 1 team; 11-12 Boys – 1 team.

**TOURNAMENTS:**

**USA Softball -16U Qualifier –** The USA Softball 16U Qualifier was held May 5. There were a total of 4 teams that participated in this one day tournament with 120 visitors to our facilities during this event and an economic impact of \$7,800.00

**SBO – Baseball Tournament – May 12 –** One day tournament using 7 fields. There were 600 visitors to our facilities during this event and the economic impact was \$39,000.00.

**PGF – Girls Fast-Pitch – Rental – May 19 – 20 -** This event had to be cancelled due to park flooding. There were 40 teams scheduled to participate in this 2 day event using 9 fields throughout the 2 day event.

**PROGRAMS:**

**STARS – End of School Luau –** A total of 13 Stars participants and 26 family members enjoyed the Luau.

**ADULT SOFTBALL –** Registration for Summer League softball ended May 26. A total of 9 teams will participate in the Summer League which will begin June 5.

**TENNIS –** Tennis leagues – Junior Tennis 101; Spring Combo 18 & over; Daytime Quads began May 31.

Community Education held their tennis camp May 29 – June 1.

3 teaching pro's – 3 courts daily – 4:00pm – 9:00pm  
Junior Team Tennis – 8 courts

Daytime Quads – 8 courts  
League Play – M-F 14 courts; 7:00pm – 9:00pm and Saturday 10:00am – 2:00pm

**2. PARKS/FACILITIES:**

The following tasks were completed throughout the month of April:

- 1 – Replaced wood on all wooden bleachers
- 2 – Mowed all park acreage – Daily – 3 part-time seasonal mowing crew
- 7 – Mowed and weed-controlled tennis center
- 8 – Park Clean-up after flood – pressure washed playgrounds; pavilions; bathrooms; removed trash cans from creek; cleaned debris from all fences; dragged out all erosion on infields. 5 Days – 14 employees – Full and part-time.
- 9 – Weed eat all parks weekly
- 10 – Prepared fields for tournament play.
- 11- Prepared fields daily for league play.
- 12 – Pool Maintenance – daily

The renovation of the pool deck was completed on May 25. Health Department Inspection was Completed on May 25. Pool opened to public on June 4.

**Facility Rentals:**

Billy Bearden Recreation Center:  
Community Room – 2 events  
Gym –8 events

Black and Gold Playground Pavilion – 16 events

**3. WEBSITE USAGE:**

CalhounRec.com	Facebook
Page Views – 5,878	Reach – 3,913
Users – 1,480	Post Engagements – 1,985
Sessions – 2,893	Posts - 11
Posts – 15	

**UPCOMING EVENTS:**

June 16 – Dog Days of summer  
June 25 – 30 – GRPA 5<sup>th</sup> District – 9-10 Boys Baseball  
July 10-12 – GRPA State -9-10 Girls Fast Pitch  
October 31 – Fright Night

**3) Recycling**

• OCC	23.49 tons	\$2,349.00
• Loose OCC	2.8 tons	\$ 0.00
• Plastics	1.9 tons	\$ 0.00
• Paper	13.7 tons	\$ 957.00
• Aluminum	1,088 lbs.	\$ 598.40
• Steel Cans	901lbs.	\$ 54.06

4) **Library**

- There are 11,602 library card holders, 7,515 library visitors, and 6,506 total circulation.
- There were 256 story time attendance, 3 adult program attendance, 140 digital new users, 189 e-books, 600 audio books, 1,337 computer logins, and 12,554 Facebook visits.

B. Councilman Edwards submitted May reports as follows:

1) **Electric Department**

- New Residential services are continuing at Madison Garden and Willow brook
- Construction continues on the new Rockbridge Community Church and the Dirty Dog Carwash.
- Construction continues on relocating the South River Street pole line and adding LED roadway lighting.
- Construction has begun on providing service to the new Landscape Creations building on Hwy 41 South.
- Pole and transformer inspection has begun. This is a yearly process having 10% of our system inspected and preventive maintenance performed. This insures reliability and extends the useful life. Some of our poles are over 40 years old and are still in service because of this preventive maintenance plan.

**WORK ORDERS IN PROCESS OR COMPLETED FOR MAY:**

• <b><u>NEWLY CREATED</u></b>	<b><u>108</u></b>
• <b><u>COMPLETED AND CLOSED</u></b>	<b><u>111</u></b>
• <b><u>CONSISTING OF:</u></b>	
• <b><u>CAPITAL CONSTRUCTION</u></b>	<b><u>9</u></b>
• <b><u>STREET AND SECURITY LIGHTING-</u></b>	<b><u>23</u></b>
• <b><u>DISTRIBUTION MAINTENANCE</u></b>	<b><u>25</u></b>
• <b><u>OUTAGES / TROUBLE CALLS</u></b>	<b><u>18</u></b>
• <b><u>WORK FOR OTHER DEPARTMENTS</u></b>	<b><u>36</u></b>
• <b><u>NEW METER SETS</u></b>	<b><u>10</u></b>
• <b><u>METER MAINTENANCE/REPLACEMENT</u></b>	<b><u>6</u></b>
• <b><u>Electric Locate Tickets Processed-</u></b>	<b><u>250</u></b>
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## **The Heat is On - New Record set for May's Electric load**

The City of Calhoun's Electrical load for May was 40,132,794 kilowatt hours (kWh). This is a new May Record, exceeding our previous record set in 2015 by 474,990 kWh and the May 2017 consumption by 1,770,968 kWh.

Discover ways to reduce your energy consumption and educate yourself about the [fundamentals of the electric utility industry](#) with the Home Energy Suite and the [Home Energy Library](#). All can be found at the City of Calhoun Utilities web page.

## 2) **Telecommunications**

### **Telecommunications**

- Connected two new internet customers and working on connecting four more.
- Added 60 megabits of internet bandwidth to existing customers.
- Responded to seven outages due to storms. Three required replacing equipment at customer sites and four were various customer site issues.
- Switched four customers to new access equipment bringing the project completion to 74%.
- Replaced security camera at Electric Department
- Setup phone line for new phase testing equipment for Electric Department.
- Opened 24 and closed 23 work orders.

### **Geographic Information Systems**

- GIS Department attended the ESRI Southeastern Conference in Charlotte NC. The conference provides opportunities for training and education on current and new GIS software products.
- Worked with Engineering Department on Water Modeling sessions.
- Reviewed and edited US Census Data
- Provided training to Electric Department
- Updated the following GIS layers
  - Water system meter data construction
  - Fire Department fire pre-plans for industrial and commercial buildings
  - Physical addressing for building and billing information
  - Fiber
  - Cemetery
  - Footprints for new buildings constructed since last picture flyover.
- Updated City and GIS web sites

3) **Building Inspections**

- Issued 51 permits for an estimated cost of \$3,365,400, collected \$19,441 in permit fees. This included 25 new residential, 2 residential remodel, 1 new commercial, 2 commercial remodel, 5 residential plumbing, 6 residential electrical, 1 commercial plumbing, 3 residential HVAC, 2 commercial HVAC, and 3 commercial electrical. 153 total inspections.

4) **Safety Committee**

- The safety committee met on May 8<sup>th</sup> and the topic of discussion was Material Safety Data Sheets (MSDS).
- A safety inspection was completed on May 16<sup>th</sup> at the Fire Department.
  - Vehicle accidents: 0
  - Workers compensation: 0

C. Councilman Denmon submitted May reports as follows:

1) **Water and Sewer Operations**

**Water Treatment Plant**

- Total gallons withdrawn: 335,170,000
- Daily average: 910,811,935
- Wells: 138,170,000
- Big Springs: 0
- % produced by Brittany Drive: 41.2%
  - Brittany Dr. daily production to capacity: 37.77%
  - Mauldin Rd. daily production to capacity: 39.71%
  - Rainfall for November – 8.09”

**Waste Water Treatment Plant**

- Treated a daily average of 4.651 MGD, with an average BOD effluent of 5, average suspended effluent of 10, and an average COD of 54.

**Water Distribution & Wastewater Collection**

- 377 work orders completed, 29 new water connections, 25 water service leaks repaired, 18 water main leaks repaired, 15 water services changed to new main lines, 203 meter changes, 58 utility locates called in for work orders, 549 utility locates responses.
- 1,700 feet of Sanitary Sewer Services TV inspected, 374 utility locates completed, 5,500 feet sanitary sewer lines cleaned, 17 new sewer connections installed, 7 sanitary sewer services repaired.

2) **Water and Sewer Construction**

**Water and Sewer Systems Active Projects**

- As part of the new NPDES requirements, steps are underway to meet the storm water segment of the Watershed Protection Plan. EPD notified us on April 17<sup>th</sup> that our Section 319 Grant had been recommended for funding by the EPA.

- The Nutrient Trading Monitoring Pilot Program – Year Two has been completed. The final report is being finalized before sending it to EPD.
- Wastewater Treatment Plant Motor Control Center Upgrades Phase II has been completed. Phase III is well underway. This project is funded by SPLOST.
- Construction of the Love’s Truck Stop Sanitary Sewer Lift Station is under construction and nearing completion.
- The Stone Ridge Lift Station is under construction.
- The North Henderson Bend Lift Station will be under construction in May.
- Unidirectional Flushing Program is underway.
- The two inch galvanized line replacement continues utilizing city forces.

### **Water & Sewer Projects in Development**

- Airport Sanitary Sewer Relocation- Relocating approximately 4500 feet of sewer main to accommodate the airport expansion.
- S.R. 156 Water Main Relocation (GDOT/ RR Bridge Replacement @ Ranger) – Plans have been submitted to GDOT and is scheduled for 2018-2019 budget year.
- North Wall Street and Redbud Road Intersection improvements- GDOT asked for and was given an estimate to relocate any utilities in conflict with the proposed project.
- McDaniel Station and SR 53 Spur Water Main Relocation- Awaiting easement from the Georgia Bureau of Investigations.
- Hwy 41 South at Lynn Creek (GDOT Widening Project) – Plans have been submitted to GDOT and is scheduled for 2018-2019 budget year.

### **Projects in Engineering Conceptual Design**

#### **Sewer**

- Blackwood Creek Trunk Sewer Replacement
- Yarborough Street Replacement Sewer
- Louise Ave., Cherry St., and Florence Ave. Sewer Replacement

#### **Water**

- Bellwood Road Water Transmission Main
- Reeves Station Water Main (replacing existing 6” C. I. with an 8”)
- Second Interconnect with Pickens County
- New 2.0 MG Ranger Tank and 12 inch water mains are scheduled for the 2019-2020 budget year.
- GDOT SR 156/Salacoa Creek Bridges. Scheduled for 2020

### **3) Downtown Development Authority**

The DDA director attended a Business Engagement Committee meeting; a Young Professionals meeting & Tourism meeting. The HPC held its regularly scheduled meeting with one COA approval.

The United Way Young Leaders & the Downtown Development Authority are planning another Food Trucks & Friends event for August in the Depot Parking lot. The \$10,000

Tourism Product Development grant cycle is open until June 28. If a downtown business wishes to apply for funding, please contact Suzanne Roberts.

D. Mayor Pro Tem Crowley submitted May reports as follows:

1) **Police Department**

- Made 492 cases with 12 DUI's
- Fines collected by Municipal Court - \$36,691.00
- Issued 492 warnings
- Investigated 56 highway accidents, 50 private property accidents
- Escorts - 34
- Incident reports -1,480
- Alarm responses - 202
- Miles patrolled: 48,548

2) **Municipal Court**

- Total Court cases- 486
- Court cases dropped- 62
- Number of Bond forfeitures- 173
- Number of Probation cases- 32
- Failure to appear- 32
- Subpoenas served- 4

3) **Fire Department**

**Fire Suppression Division**

**184** Total reported calls for service for the Suppression Division

**Responses to Calls**

- 6 Fire Incidents (\$112,250.00 in estimated Fire damage)
- 0 Overpressure Rupture, Explosion, Overheat (**NO FIRE**)
- 133 Emergency Medical Services / Rescue (Injuries, Medical, or Fatality)
- 6 Hazardous Conditions Incidents (**NO FIRE**; Leaks, Spills, Electrical Hazards; All Other Hazardous Conditions without injuries)
- 5 Service Calls (Water Leak; Assist Other Agencies with Non-Emergency Calls)
- 24 Good Intent Calls (Smoke / Odor check; Investigation of Unknown Problem)
- 10 False Alarms or False Calls
- 0 Severe Weather & Natural Disaster
- 0 Special Incident Type (Citizen Complaint; Other)

Additional Fire Department Activities

- Gave a Fire Safety presentation to children at First Baptist church
- Hosted Fun in the Sun Water Days at Calhoun Pre K and Calhoun Primary Elementary Complex
- Completed required Fire Hydrant flow testing and maintenance and required Hose Testing.
- Completed all routine vehicle and station maintenance.

Training Division

CFD completed 601 Total Man Hours of training during the month.

Training consisted of:

- Training topics this month consisted of:
  - Hose loads and hose line management
- Ladder Operations
- Search and Rescue Operations
- Forcible Entry and Fire Attack
- Had 1 instructor and 5 attendees at the Metro Atlanta Fire Fighters Conference

Fire Inspections - Public Safety Education -  
Code Enforcement Division

99 Total Reported Activities / Inspections completed during the month.

Inspections

33	Annual Inspection
5	New Business Inspections
23	Requested Inspections
15	Follow Up, Re-Inspections
0	Burn Site Inspections
2	Plan Reviews
0	Pre-Construction Meetings

- 1 Sprinkler Permits Issued
- 0 Tank Permit
- 21 Consultations
- 0 Illegal Burning Citations

Additional Inspection - Public Safety & Codes Division Activities

- Lt Duvall participated in the City Safety meetings and inspections.
- Inspections conducted Fire Extinguisher class at Bostick Corporation.

**7. Public Hearing and Comments**

Announce at this time, public hearings will be held. The public will have the opportunity to make pro and con comments with a ten minute maximum time limit for each side of the matter, with each person speaking having filed a financial disclosure statement five days prior to the hearing if required, with each person giving their name and address. An inquiry should be made to determine if any elected official has filed a disclosure statement regarding ownership or special interest in any of the agenda items. Zoning Land Use Maps on display in Council Chambers for Zoning Advisory Board and Council hearings.

- A. Public hearing on the probationary status of a Taxi Cab License continuation for Taxi Express, at a location of 96 East May Street, by Moises Robleto.
  - Mayor Palmer opened the public hearing.
  - City Administrator Peterson stated that all notices have been completed.
  - City Attorney Govignon stated that legal requirements have been satisfied and amends made.
  - Mayor Palmer opened the floor for public comments.
  - There being none, Mayor Palmer closed the public hearing and called for a motion concerning the probationary status of Taxi Express.
  - Mayor Pro Tem Crowley made a motion to remove the probationary status from the renewed certificate of operation and institute a full certificate of operation for the remainder of 2018. Councilman Denmon gave a second with all voting aye. Motion approved.
- B. Tabled public hearing of a Taxicab and Limousine Operator Regulatory License Application for North Georgia Taxi, at a location of 96 East May Street, by Moises Robleto.
  - Councilman Edwards made a motion to remove the item from the table. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.
  - Mayor Palmer opened the public hearing.

- City Administrator Peterson stated that all notices had been completed.
  - City Attorney Govignon stated that legal requirements had been met.
  - Mayor Palmer opened the floor for comments concerning the request. The owner of the business, Moises Robleto stated that he had met all the conditions of the application and that he and the complainant pertaining to his Taxi Express Service had reached an agreement out of court.
  - There being no other comments, Mayor Palmer closed the public hearing and called for a motion concerning the license request.
  - Councilman Edwards made a motion to approve the request. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.
- C. Second public hearing on the fiscal year July 1, 2018 through June 30, 2019 Annual Operating Budget and Capital Plan for Calhoun City Schools.
- Mayor Palmer opened the public hearing.
  - City Administrator Peterson stated that all legal requirements and notices had been met.
  - Dr. Michele Taylor, Superintendent of Calhoun City Schools gave a budget presentation to those present at the meeting stating that the Calhoun City Schools millage will remain at 17.985 mills, which is one of the lowest millage rates in the state. FY2019 estimated revenues and expenditures for the general fund are \$33,166,179; Special Fund budgeted revenues are \$7,423,924 and expenditures are \$6,995,522; and Capital Projects budgeted revenues are expenditures are \$950,000 consecutively. She also noted that Calhoun City Schools has the second highest graduation rate percentage out of 180 school districts across the state at 97.7%.
  - Mayor Palmer opened the floor for public comments. There were none.
  - Mayor Palmer closed the public hearing and reminded those present that the FY2019 Calhoun City Schools Budget will be eligible for adoption on June 18<sup>th</sup>.
- D. Second public hearing on the fiscal year July 1, 2018 through June 30, 2019 Annual Operating Budget and Capital Plan for City of Calhoun.
- Mayor Palmer opened the public hearing.
  - City Administrator Peterson stated that all legal requirements and notices had been met.
  - City Administrator Peterson gave a budget presentation to those present at the meeting stating that overall the FY2019 budget was very similar to the FY2018 budget. General Fund revenues are budgeted at 13,771,737 and expenditures are \$14,023,478. After transfers in and out, the overall proposed budget is a balanced budget at the \$14,023,478 level. Changes include a ½ mill increase in property tax and a ½ percent decrease in utility transfers. A 2% salary increase is also included for employees. He noted the cities millage rate has been below 2 mills since 1996; resulting in one of the lowest millage rates in the state. The City's low millage rate, as well as the digest dropping 20% due to Freeport has made the budgeting process very challenging. He stated that even with the increase to 2.48 mills the impact to property owners would be minimal; at 1.98

mils taxes on a \$200,000 home would be \$158, and at 2.48 mils the taxes on the same home will be \$198. Police, Fire, and Public Works make up 57% of the entire General Administration budget with 12% going to General Administration. The capital budget rests on the 2018 SPLOST and the City has some heavy lifting to do due to the realities of what was approved and what is actually needed.

- Utilities Administrator Vickery gave a budget presentation on Calhoun Utilities FY2019 budget stating that Sewer Fund budgeted revenues are \$6,218,074 and expenditures are budgeted at \$6,173,573. Water Fund revenues are budgeted at \$13,146,693 and expenditures at \$13,191,194. Electric Fund revenues and expenditures are budgeted at \$37,101,480 consecutively. Telecommunications revenues and expenditures are budgeted at \$1,122,354 consecutively. Utility Internal Service Fund revenues and expenditures are budgeted at \$3,337,055 consecutively.
- Mayor Palmer opened the floor for public comments. There were none.
- Mayor Palmer closed the public hearing and reminded those present that the fiscal year July 1, 2018 through June 30, 2019 Annual Operating Budget and Capital Plan for City of Calhoun will be eligible for adoption on June 18<sup>th</sup>.

8. **Old Business**

None

9. **New Business**

A. **Annexation & Zoning Request – Wanda Jeffords**

Mayor Palmer gave the first reading of an annexation and zoning request of C-2 for .558 acres, at a location of 914 South Wall Street, and 916 South Wall Street, .35 acres, by Wanda Jeffords. The Zoning Advisory Board meeting is scheduled for July 12, 2018. The public hearing is scheduled for July 16, 2018.

B. **Annexation & Zoning request – Adventist Health Systems**

Mayor Palmer gave the first reading of an annexation and zoning request of C-2 for .79 acres, at a location of GC51-111, by Flipper McDaniel on behalf of Adventist Health System. The Zoning Advisory Board meeting is scheduled for July 12, 2018. The public hearing is scheduled for July 16, 2018.

C. **Zoning Change Request – Adventist Health Systems**

Mayor Palmer gave the first reading of a zoning change request from R-1 to C-2 for .52 acres, at a location of C51-114, Lot 5 Cambridge Court, by Flipper McDaniel on behalf of Adventist Health Systems. The Zoning Advisory Board meeting is scheduled for July 12, 2018. The public hearing is scheduled for July 16, 2018.

D. **Annexation & Zoning Request – Loel McKinnon**

Mayor Palmer gave the first reading of an annexation and zoning request of R1-B for .87 acres, at a location of 617 Peters Street, by Loel McKinnon. The Zoning Advisory Board meeting is scheduled for July 12, 2018. The public hearing is scheduled for July 16, 2018.

E. **July Council Meeting Change**

Mayor Pro Tem Crowley made a motion to move the first meeting in July from July 9<sup>th</sup> to July 16<sup>th</sup> to allow the Mayor and City Council to attend the annual MEAG Conference. Councilman Denmon gave a second with all voting aye. Motion approved.

F. **Surplus Request – 2006 Tymco 600 Air Sweeper – Street Department**

Mayor Palmer read a request from the Street Department to declare as surplus a 2006 Tymco 600 Air Sweeper to be sold on GovDeals. Vin number 1HTMPAFN47H358769; Mileage is 76, 235. Councilwoman Palazzolo made a motion to approve the request. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.

G. **Special Event Permit – Food Trucks & Friends**

Mayor Palmer read a Special Event Permit request for United Way of Gordon County Young Leaders Society, in association with the Downtown Development Authority (DDA) and Wall Street Catering Company. The event, titled Food Truck's and Friends, will be held in the Depot parking lot on Friday, August 24, 2018 6:30PM to 10:30 PM. They are also requesting to close the small portion of King Street that runs parallel to the Depot, North Georgia National Bank, and the gravel parking lot. Councilman Edwards made a motion to approve the request. Councilwoman Palazzolo gave a second with all voting aye. Motion approved. Councilman Denmon made a motion to approve the closure of the small portion of King Street that runs parallel to the Depot, north Georgia national Bank, and the gravel parking lot. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.

H. **Temporary Outdoor Alcohol Special Event Permit– Food Trucks & Friends**

Mayor Palmer read a request for a Temporary Outdoor Alcohol Special Event Permit request for Wall Street Catering Company. This permit is in association with the Special Event Permit for United Way of Gordon County Young Leaders Society and the DDA, to allow the provision of alcohol by Wall Street Catering Company, currently holding a valid Class B beer and wine license for on premise consumption. Wall Street Catering Company will apply for their Alcohol Special Event permit with the Georgia Department of Revenue upon City approval. The event, titled Food Truck's and Friends, will be held in the Depot parking lot on Friday, August 24, 2018 6:30PM to 10:30 PM. Mayor Pro Tem Crowley made a motion to approve the request. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.

I. **Calhoun Utility Rate Resolution Amendments**

Mayor Palmer gave the first reading for amendments to the Calhoun Utility Rate Resolution. Changes include a 3% rate increase for water and sewer rates per one thousand gallons, minimum charges, and monthly fees for all rate classes. An automatic 3% increase shall be applied each year for the next five years. The second reading is scheduled for June 18<sup>th</sup>.

J. **Calhoun General Government Rate Resolution Amendments**

Mayor Palmer gave the first reading for amendments to the Calhoun General Government Rate Resolution. Changes include a new fine schedule for violations of

Chapter 14, Animals, of the Calhoun Code of Ordinances, updates to the annual alcoholic beverage license fees due to the implementation of Live Scan, as required by the Federal Bureau of Investigation. Also, a \$25 alcohol manager change fee has been added.

K. **PILOT Agreement Bond Issue: Development Authority & Mohawk/Aladdin**

Mayor Palmer gave the floor to City Attorney Govignon. City Attorney Govignon stated that there was a proposed PILOT Agreement between the Development Authority of Gordon County and Mohawk/Aladdin pertaining to a 2018 Bond Issue, stating this was to issue bonds for a \$9,000,000 expansion/renovation. The PILOT Agreement would begin with a 100% property tax exemption, to decrease in 20% increments over a five year period. The expansion will provide for 200 jobs with 40 of those jobs being newly created positions. Councilman Denmon made a motion to approve the agreement. Mayor Pro Tem Crowley gave a second with all voting aye. Motion approved.

L. **Utility Division Charge Off Request – FY2017**

Mayor Palmer read the Utility Division charge off request for unpaid debts for Fiscal Year 2017. The FY charge off amount is \$80,172.37. Councilman Edwards made a motion to approve the request. Councilwoman Palazzolo gave a second with all voting aye. Motion approved.

M. **2018 MEAG Bond Validation**

Mayor Palmer gave the floor to City Attorney Govignon. City Attorney Govignon stated that a motion was needed to allow Mayor Palmer to sign contracts pertaining to the 2018 Municipal Electric Authority of Georgia (MEAG) Bond Validation. He stated the purpose of the validation was to increase the ability to expand borrowing capabilities. Mayor Pro Tem Crowley made a motion to give Mayor Palmer authority to sign the contracts. Councilman Denmon gave a second with all voting aye. Motion approved.

10. **Other Written Items Not on the Agenda**

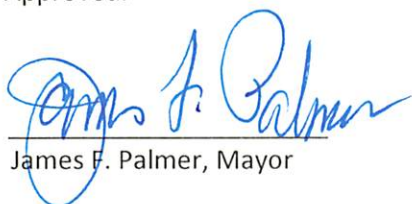
11. **Motion to move to Executive Session, if needed**

12. **Motion to return to General Session**

13. **Motion to Adjourn**

There being no other business to come before the Council, Councilwoman Palazzolo made a motion to adjourn the meeting. Mayor Pro Tem Crowley gave a second with all voting aye. The motion was approved and the meeting adjourned at 8:18 p.m.

Approved:

  
James F. Palmer, Mayor

Submitted:

  
Sharon Nelson, City Clerk

# MEMO



To: Participants  
From: Degnan, Pete  
Date: July 23, 2018  
Re: Amendment to Power Sales Contract

Enclosed please find an original Amendment to the Power Sales Contract for your files. Thank you for assisting in the execution of the Amendments and forwarding the documents back to our office in an expeditious manner.

If you have any questions please do not hesitate your Regional Manager or contact me at 770-661-2893.

## Enclosures

cc: Doug Lego (w/o enclosures)  
Stuart Jones (w/o enclosures)  
Holly Bisig (w/o enclosures)  
Matthew Chancey (w/o enclosures)

**AMENDMENT TO POWER SALES CONTRACTS  
BETWEEN  
MUNICIPAL ELECTRIC AUTHORITY OF GEORGIA  
AND  
THE UNDERSIGNED PARTICIPANT**

This Amendment (the "Amendment") is made and entered into as of July 8, 2018 by and between the Municipal Electric Authority of Georgia, a public body corporate and politic and a public corporation of the State of Georgia, hereinafter sometimes referred to as the Authority, created by the provisions of 1975 Georgia Laws 107, as amended (O.C.G.A. § 46-3-110, *et seq.*), and the undersigned political subdivision of the State of Georgia, hereinafter sometimes designated as the Participant.

WITNESSETH:

WHEREAS, the Authority and the Participant entered into a Power Sales Contract dated as of October 1, 1975, an Amendment dated as of March 1, 1976, a Second Amendment dated as of May 25, 1977, a Third Amendment dated as of February 1, 1978, a Fourth Amendment dated as of May 1, 1980, a Fifth Amendment dated as of November 16, 1983, a Sixth Amendment dated as of January 1, 1986, a Seventh Amendment dated as of May 31, 1989 and an Amendment to Power Sales Contracts dated as of January 14, 2005 (hereinafter "Project One Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Project Two Power Sales Contract dated as of February 1, 1978, a First Amendment dated as of May 1, 1980, a Second Amendment dated as of January 1, 1986 and an Amendment to Power Sales Contracts dated as of January 14, 2005 (hereinafter "Project Two Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Project Three Power Sales Contract dated as of May 1, 1980, a First Amendment dated as of January 1, 1986 and an Amendment to Power Sales Contracts dated as of January 14, 2005 (hereinafter "Project Three Power Sales Contract"); and

WHEREAS, the Authority and the Participant entered into a Project Four Power Sales Contract dated as of November 16, 1983, a First Amendment dated as of January 1, 1986 and an

Amendment to Power Sales Contracts dated as of January 14, 2005 (hereinafter "Project Four Power Sales Contract"); and

WHEREAS, the Authority and the Participant wish to amend the Project One Power Sales Contract, the Project Two Power Sales Contract, the Project Three Power Sales Contract and the Project Four Power Sales Contract (hereinafter sometimes referred to collectively as the "Power Sales Contracts") in the manner provided herein, in order (a) to delete the requirements that the Authority engage a Consulting Engineer and that the Consulting Engineer prepare an annual comprehensive engineering report and (b) to provide that certain determinations currently required of the Consulting Engineer instead be made by the Authority.

NOW THEREFORE, for and in consideration of the premises and mutual covenants and agreements hereinafter set forth, and in order to provide for such changes to the Power Sales Contracts, it is agreed by and between the Authority and the Participant that the terms of the Power Sales Contracts shall be amended as follows:

**SECTION 1. AMENDMENTS TO POWER SALES CONTRACTS.**

**(a) Amendments to Project One Power Sales Contract:**

**(i) Amendment to Section 102(j) of the Project One Power Sales Contract:**

Section 102(j) of the Project One Power Sales Contract, the definition of "Consulting Engineer," is hereby amended to read in its entirety as follows:

"(j) [Reserved]"

**(ii) Amendment to Section 102(s) of the Project One Power Sales Contract:**

The phrase "(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the Project in good operating condition or to prevent a loss of revenues therefrom" set forth in Section 102(s) of the Project One Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underlined** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the Project in good operating condition or to prevent a loss of revenues therefrom”

(iii) **Amendment to Section 205 of the Project One Power Sales Contract:**

Section 205 of the Project One Power Sales Contract, captioned “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“Section 205. [Reserved]”

(iv) **Amendment to Section 306(b)(2)(B) of the Project One Power Sales Contract:**

The phrase “(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the generating facilities of the Project in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 306(b)(2)(B) of the Project One Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the generating facilities of the Project in good operating condition or to prevent a loss of revenues therefrom”

(v) **Amendment to Section 306(c)(2)(B) of the Project One Power Sales Contract:**

The phrase “(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the transmission system facilities of the Project in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 306(c)(2)(B) of the Project One Power Sales

Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the transmission system facilities of the Project in good operating condition or to prevent a loss of revenues therefrom”

(vi) **Amendment to Section 501(b) of the Project One Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to the Project necessary, in the opinion of the Consulting Engineer, to keep the Project in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 501(b) of the Project One Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to the Project necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the Project in good operating condition or to prevent a loss of revenues therefrom”

(b) **Amendments to Project Two Power Sales Contract:**

(i) **Amendment to Section 102(i) of the Project Two Power Sales Contract:**

Section 102(i) of the Project Two Power Sales Contract, the definition of “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“(i) [Reserved]”

(ii) **Amendment to Section 102(s) of the Project Two Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep Project Two in good operating condition or to prevent a loss of revenues therefrom” set forth in

Section 102(s) of the Project Two Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Two in good operating condition or to prevent a loss of revenues therefrom”

(iii) **Amendment to Section 204 of the Project Two Power Sales Contract:**

Section 204 of the Project Two Power Sales Contract, captioned “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“Section 204. [Reserved]”

(iv) **Amendment to Section 305(b)(2)(B) of the Project Two Power Sales Contract:**

The phrase “(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the facilities of Project Two in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 305(b)(2)(B) of the Project Two Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the facilities of Project Two in good operating condition or to prevent a loss of revenues therefrom”

(v) **Amendment to Section 401(b) of the Project Two Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Two necessary, in the opinion of the Consulting Engineer, to

keep Project Two in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 401(b) of the Project Two Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Two necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Two in good operating condition or to prevent a loss of revenues therefrom”

(c) **Amendments to Project Three Power Sales Contract:**

(i) **Amendment to Section 102(j) of the Project Three Power Sales Contract:**

Section 102(j) of the Project Three Power Sales Contract, the definition of “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“(j) [Reserved]”

(ii) **Amendment to Section 102(s) of the Project Three Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep Project Three in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 102(s) of the Project Three Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Three in good operating condition or to prevent a loss of revenues therefrom”

(iii) **Amendment to Section 204 of the Project Three Power Sales Contract:**

Section 204 of the Project Three Power Sales Contract, captioned “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“Section 204. [Reserved]”

(iv) **Amendment to Section 305(b)(2)(B) of the Project Three Power Sales Contract:**

The phrase “(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the facilities of Project Three in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 305(b)(2)(B) of the Project Three Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underlined** and deletions being ~~struck through~~):

“(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the facilities of Project Three in good operating condition or to prevent a loss of revenues therefrom”

(v) **Amendment to Section 401(b) of the Project Three Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Three necessary, in the opinion of the Consulting Engineer, to keep Project Three in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 401(b) of the Project Three Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underlined** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Three necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Three in good operating condition or to prevent a loss of revenues therefrom”

(d) **Amendments to Project Four Power Sales Contract:**

(i) **Amendment to Section 102(k) of the Project Four Power Sales Contract:**

Section 102(k) of the Project Four Power Sales Contract, the definition of “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“(k) [Reserved]”

(ii) **Amendment to Section 102(t) of the Project Four Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep Project Four in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 102(t) of the Project Four Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Four in good operating condition or to prevent a loss of revenues therefrom”

(iii) **Amendment to Section 204 of the Project Four Power Sales Contract:**

Section 204 of the Project Four Power Sales Contract, captioned “Consulting Engineer,” is hereby amended to read in its entirety as follows:

“Section 204. [Reserved]”

(iv) **Amendment to Section 305(b)(2)(B) of the Project Four Power Sales Contract:**

The phrase “(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the Consulting Engineer, to keep the facilities of Project Four in good operating condition or to prevent a loss of revenues

therefrom” set forth in Section 305(b)(2)(B) of the Project Four Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(ii) any major renewals, replacements, repairs, additions, betterments and improvements necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep the facilities of Project Four in good operating condition or to prevent a loss of revenues therefrom”

(v) **Amendment to Section 401(b) of the Project Four Power Sales Contract:**

The phrase “(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Four necessary, in the opinion of the Consulting Engineer, to keep Project Four in good operating condition or to prevent a loss of revenues therefrom” set forth in Section 401(b) of the Project Four Power Sales Contract is hereby amended to read in its entirety as follows (with additions being **bold and double-underscored** and deletions being ~~struck through~~):

“(i) any major renewals, replacements, repairs, additions, betterments, or improvements, to Project Four necessary, in the opinion of the ~~Consulting Engineer~~ **Authority**, to keep Project Four in good operating condition or to prevent a loss of revenues therefrom”

**SECTION 2. EFFECT OF THIS AMENDMENT.** The Power Sales Contracts as amended hereby shall continue in effect and are reaffirmed by the parties. Terms not defined herein are to be defined as in the Power Sales Contracts.

**SECTION 3. EFFECTIVENESS.** This Amendment shall become effective when duly approved and executed and delivered by the Participant, and when executed and delivered by the Authority. The Authority will only execute and deliver this Amendment when it has determined that this Amendment or similar amendments have been duly executed and delivered by each of the current forty-nine (49) Participants.


[Signatures Appear on Next Page]

IN WITNESS WHEREOF, the Municipal Electric Authority of Georgia has caused this Amendment to be executed in its corporate name by its duly authorized officers and the Authority has caused its corporate seal to be hereunto impressed and attested; the Participant has caused this Amendment to be executed in its corporate name by its duly authorized officers and its corporate seal to be hereunto impressed and attested, and delivery hereof by the Authority to the Participant is hereby acknowledged, all as of the date and year first above written.

**MUNICIPAL ELECTRIC AUTHORITY OF  
GEORGIA**


By:   
Name: Gregory P. Thompson  
Title: Chairman

Attested:


By:   
Name: James E. Fuller  
Title: President and CEO

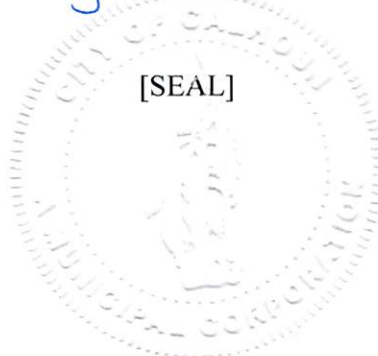


PARTICIPANT:  
**CITY OF CALHOUN**

By:   
Name: James F. Palmer  
Title: Mayor

Attested:

By:   
Name: Sharon Nelson  
Title: City Clerk



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