

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING ST
JULY 23, 2012 7:00 P.M.**

MINUTES

PRESENT: James F. Palmer, Mayor
Al Edwards, Mayor Pro Tem
George Crowley, Councilman
David Hammond, Councilman
Matt Barton, Councilman

ALSO: Eddie Peterson, City Administrator
Larry Vickery, Utilities General Manager
Paul Worley, City Clerk
Jeff DeFoor, Director of Electric Utilities
Jerry Crawford, Water and Sewer Director
Lee Crump, Electric Field Engineer
George Govignon, City Attorney
Garry Moss, Chief of Police
Lenny Nesbitt, Fire Chief

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.
 - A. Councilman Edwards gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Councilman Hammond made a motion to approve the agenda and Councilman Barton seconded the motion. All voted aye, motion approved.
4. Councilman Crowley made a motion to approve the minutes of the July 9, 2012 City Council Meeting. Councilman Edwards gave a second with all voting aye, motion approved. Councilman Barton made a motion to approve the executive session minutes for July 9, 2012. Councilman Hammond gave a second with all voting aye, motion approved.
5. **Mayor's Comments:**
 - A. Mayor Palmer reminded the public that there would be a meeting on July 24th, 2012 at 10:30am at the Gordon County administrative building to discuss the Local Option Sales Tax percentages. LOST renegotiations occur every 10 years following the census. Negotiations will involve Gordon County, Calhoun, Fairmount, and Resaca.

6. Public Hearings and Comments:

- A. Mayor Palmer opened a public hearing concerning amendments to Chapter 22, Division 4. Taxicabs. Some of the changes include the requirement of metering, display of fares, vehicle inspections, application fee, and an increase of liability insurance required. Any taxicab service already licensed would have until January 1, 2013 to come into full compliance with the new terms and provisions.
- Administrator Peterson stated all advertising and notices had been completed.
 - Mayor Palmer asked for any comments. There were no comments from the public.
 - Councilman Hammond stated that a lot of work and study had gone into the rewrite of the new ordinance. The new ordinance should be a benefit to the citizenry and provide for safer streets to the public.
 - There were no more comments and Mayor Palmer closed the public hearing and asked for a motion.
 - Councilman Hammond made a motion to approve the amendments to Chapter 22, Division 4. Taxicabs. Councilman Crowley gave a second with all voting aye, motion approved.
 - With the new ordinance in place, Councilman Hammond made a motion to rescind the taxicab moratorium after July 31st. Councilman Barton gave a second with all voting aye, motion approved.
 - City Hall will start taking applications for new taxicab licenses on August 1st.

7. Old Business:

- A. Mayor Palmer conducted the second reading of a wine package license request by Will Ostuw DBA: Calhoun Drug Company, LLC. at a location of 450 Red Bud Road. There will be a public hearing on August 13th.
- B. Mayor Palmer conducted the second reading of a wine pouring license request by Alexia Pateritsas DBA: Gondolier Pizza at a location of 427 GA Hwy 53 East. There will be a public hearing on August 13th.

8. New Business:

- A. Mayor Palmer read a request to allow himself to sign the FY 2013 Agreement for Transportation of the Elderly by and between Northwest Georgia Regional Commission and the City of Calhoun. This has been a very successful program of providing meals for seniors within the community. The NWGRC provides the van and insurance and the City provides the driver, fuel, and repairs to the van. Councilman Crowley made the motion to allow the Mayor to sign the agreement. Councilman Barton gave a second with all voting aye, motion approved.

- B. Mayor Palmer read a request for an Alcohol- Beer, Wine, Liquor manager change for Kroger store #393 at a location of 136 West Belmont Drive. The prior manager was Douglas Busch and the proposed manager is Kevin Hankins. Councilman Crowley made a motion to approve the manager change. Councilman Barton gave a second with all voting aye, motion approved.
- C. Mayor Palmer reviewed two proposals for engineering and surveying for the Peters Street improvement project. One proposal is from American Engineers, Inc. and the other proposal is from CivilSouth, Inc. Mayor Palmer stated that the Council and he will continue to review these two proposals.

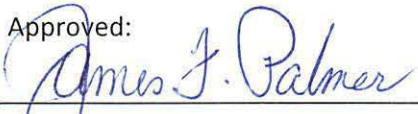
9. Other written items not on the agenda: None

10. Work Reports:

- A. General Manager Vickery introduced Jim Pannell and Jon Pannell with Gray Pannell and Woodward LLP Law Firm to discuss a water and sewer revenue bond refunding resolution. Jon Pannell discussed the bond resolution for 2012 series bonds issued to refund 2003 series bonds and three GEFA loans. The refunding of the bonds was bid out to several banks and Bank of America came in with the lowest bid at 2.08%. This will give the City an estimated savings of \$496,118.06 over the life of the bonds. The total value of the bond issuance is \$6,645,000. The City can also redeem these bonds at fair value after June 1st, 2021 without penalties. Mr. Pannell stated that there will be a validation hearing in three weeks with a closing date of August 21st. Councilman Crowley made a motion to approve the fourth supplemental bond resolution. Councilman Barton gave a second with all voting aye, motion approved. (one page summary of bond resolution attached)

- 11. Councilman Hammond made a motion to adjourn. The motion was seconded by Councilman Barton with all voting aye, motion approved.

Approved:


James F. Palmer, Mayor

Submitted:


Paul Worley, City Clerk

A FOURTH SUPPLEMENTAL RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF CALHOUN (THE "CITY") (WHICH FOURTH SUPPLEMENTAL RESOLUTION IS AMENDATORY OF AND SUPPLEMENTAL TO A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY ON JUNE 11, 2001, AS AMENDED BY A SUPPLEMENTAL RESOLUTION ADOPTED ON JUNE 16, 2003, A SECOND SUPPLEMENTAL RESOLUTION ADOPTED ON MARCH 24, 2008, AND A THIRD SUPPLEMENTAL RESOLUTION ADOPTED ON AUGUST 22, 2011); TO PROVIDE FOR THE ISSUANCE OF \$6,645,000 OF CITY OF CALHOUN WATER AND SEWERAGE REFUNDING REVENUE BONDS, SERIES 2012 (THE "SERIES 2012 BONDS"); SAID SERIES 2012 BONDS TO PROVIDE FUNDS TO FINANCE, IN WHOLE OR IN PART, THE COST OF ADVANCE REFUNDING A PORTION OF THE OUTSTANDING CITY OF CALHOUN WATER AND SEWERAGE REVENUE REFUNDING BONDS, SERIES 2003 (THE "SERIES 2003 BONDS"), AND THE COST OF PREPAYING IN FULL CERTAIN GEORGIA ENVIRONMENTAL FINANCE AUTHORITY LOANS OF THE CITY; TO PROVIDE THAT THE SERIES 2012 BONDS SHALL BE ISSUED ON A PARITY WITH THE OUTSTANDING SERIES 2003 BONDS, THE CITY OF CALHOUN WATER AND SEWERAGE REVENUE BONDS, SERIES 2008 (THE "SERIES 2008 BONDS"), AND THE CITY OF CALHOUN WATER AND SEWERAGE REVENUE REFUNDING BONDS, SERIES 2011 (THE "SERIES 2011 BONDS"), AS TO A PLEDGE OF AND CHARGE OR LIEN ON THE NET REVENUES OF THE WATER AND SEWERAGE SYSTEM OF THE CITY AS IT NOW EXISTS AND AS IT HEREAFTER MAY BE ADDED TO, EXTENDED, AND IMPROVED; TO PROVIDE FOR CONTINUATION OF CERTAIN FUNDS TO PAY THE PRINCIPAL OF AND INTEREST ON THE SERIES 2012 BONDS; AND FOR OTHER PURPOSES.