

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
JANUARY 15, 2001 - 7:00 P.M.**

MINUTES

**PRESENT: James F. Palmer, Mayor
John D. Shelton, Jr., Mayor Pro Tem
Ronald H. Woods, Councilman
Ray Denmon, Councilman
Lorene Potts, Councilwoman**

**ALSO: Kelly Cornwell, Director of Utilities
Eddie Peterson, Director of Public Safety and Public Works
Cathy Harrison, City Administrator**

1. Mayor Palmer called the meeting to order, welcomed everyone in attendance
 - a. Bishop Jackie Wilson of the Bible Way Teaching Center gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Mayor Palmer welcomed several young people, who were scheduled to pay tribute to Dr. Martin Luther King, Jr.
 - a. Mrs. Konigkion Denmon gave a history of the accomplishments of Dr. Martin Luther King, Jr. as per the attached.
 - b. Mrs. Linda Hawkins sang a beautiful hymn, "The Battle Hymn of the Republic."
 - c. Ms. Gwen McCarver gave a review of the "Negro Anthem" and a review of the services that had been held in various areas of the United States honoring Dr. Martin Luther King, Jr.
 - d. Mr. Lawrence Garrigan gave a review of "Growing up in Calhoun from a male's perspective" and encouraged everyone to honor the memory of Dr. Martin Luther King, Jr.
 - e. Mayor Palmer expressed his appreciation to each of those who had taken time to share their thoughts regarding Dr. Martin Luther King, Jr. and his accomplishments during his lifetime.
4. The minutes of the January 8, 2001 regular City Council meeting were approved as written.
5. Mayor's Comments:
 - a. Mayor Palmer reminded the Council of the GMA Mayors' Day meeting in Atlanta on January 21 and 22, 2001.
 - b. Mayor Palmer reminded the Council of the Shirley Dixon beer package license request for an existing location for Troy's Package Store at 344 ½ South Wall Street. The hearing is scheduled for February 12, 2001.
 - c. Mayor Palmer reminded the Council of the zoning hearing scheduled for February 12, 2001. The request is for new zoning of R-2 and annexation by Jerry W. Braden as agent for Beulah Timms (Power of Attorney – David Timms) for

approximately 8.5 acres adjacent to the Carriage Apartments on Highway 156, Red Bud Road, for multi-family housing for senior citizens.

- d. Mayor Pro Tem Shelton stated the Police Chief had filed a request to transfer \$1,600.00 from the special drug seizure fund to the city's regular police account, in order for the department to purchase additional equipment and to improve equipment that is to be used to combat drug activity in the community. Following review, Mayor Pro Tem Shelton made a motion to approve the transfer, second by Councilman Woods, with Mayor Pro Tem Shelton, Councilman Woods, Councilman Denmon and Councilwoman Potts voting affirmatively, motion carried.
- e. Mayor Palmer reminded everyone that the city *ad valorem* tax deadline is January 22, 2001.

6. Public Hearings and Comments: **none.**

7. Old Business:

- a. A second reading was given of three late-late alcohol license requests for renewal for 2001:
 - 1) Jalapeno's Mexican Restaurant for beer and wine pouring at 235 West Line Street. Following review, Councilman Woods made a motion to approve the renewal, second by Councilwoman Potts, with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - 2) North Georgia Convenience Management, LLC for a beer package license at 739 Highway 53 East. Following review, Councilman Woods made a motion to approve the renewal, second by Councilwoman Potts, with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - 3) S.G.P., Inc., d/b/a Brangus Restaurant for beer, wine and liquor pouring at 732 Highway 53 East. Councilman Woods made a motion to approve the renewal, second by Councilwoman Potts, with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.

8. New Business:

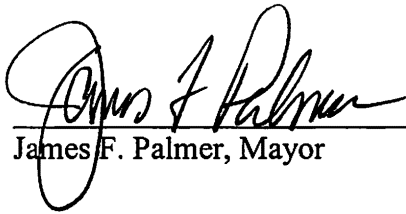
- a. Mayor Palmer reviewed a resolution to set qualifying fees for the municipal election to be held in November 2001, as per Official Code of Georgia Annotated, §21-2-131. Councilman Woods made a motion to adopt the resolution, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.
- b. Keith Cochran, Risk Management Director, gave an annual safety report. He reviewed the work of the Risk Management Committee for the prior year, the selection of the committee, the safety training that is ongoing for all employees, and the number of workers' comp accidents and vehicle accidents during the year. Mr. Cochran stated the numbers were slightly better than the prior year. The city had grown in employees and increased its number of vehicles. Therefore, the record had improved from the previous year.

9. Other written items not on the agenda:

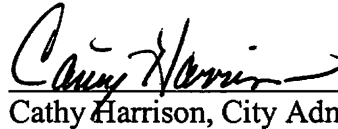
- a. Mayor Palmer reviewed a taxi license application of Sonia Romero of 167 Bud Hardy Road, Calhoun, Georgia, doing business as Los Buenos Amigos. Councilman Denmon made a motion to set the second reading on February 12, 2001 at 7:00 P.M., second by Mayor Pro Tem Shelton, with Councilman Denmon, Mayor Pro Tem Shelton, Councilman Woods and Councilwoman Potts voting affirmatively, motion carried.
10. Work Reports: **none**.
11. Mayor Palmer stated there was no need to move to Executive Session.
12. Councilman Woods made a motion to adjourn, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.

Approved:

Submitted:



James F. Palmer, Mayor



Cathy Harrison, City Administrator

CITY OF CALHOUN, GEORGIA
RESOLUTION

WHEREAS, the City of Calhoun, Georgia will hold a general municipal election in November 2001; and

WHEREAS, the city is required by the Official Code of Georgia Annotated §21-2-131 to fix and publish qualifying fees for said election;

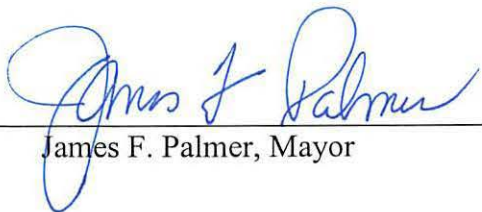
NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the City of Calhoun, Georgia hereby fix the following qualifying fees for City of Calhoun and City Board of Education public offices to be filled in November 2001:

City Council Posts Number 3 and 4.....\$144.00 each
City School Board Posts Number 1, 2 and 3\$1.00 each

BE IT FURTHER RESOLVED, the Mayor and Council hereby authorize these rates to be published in the legal organ on January 24, 2001 and January 31, 2001.

ADOPTED this the 15th day of January 2001.

City of Calhoun

By: 
James F. Palmer, Mayor

Attest:


Cathy Harrison, City Administrator/Clerk

**Speech Given Before the City Council
January 15, 2001
by Koniqkion Denmon**

To the Honorable Mayor Jimmy Palmer, prestigious City Council members and the distinguished citizens of Gordon County, Good evening. My name is Koniqkion Denmon, and I deem it an honor and a privilege to bring greetings on this Monday, January 15, 2001, a day that gave birth to a phenomenal leader, born Michael Luther King Jr., he was later renamed after the great German leader Martin Luther, and the rest, as they say, is history. Dr. Martin Luther King, Jr. was not only a civil rights pioneer, but he was a minister, a husband, and a father. He was a man that gave his life to ensure that his people would one day have the rights and freedoms that had been given to all men by the great forefathers of this country. Now we all know the story of his life, his humble beginnings in Atlanta, Ga., having been born to a Baptist minister and a school teacher; his rise to educational excellence at Morehouse College, and Crozer Theological Seminary, unto his ordainment in Mobile, Alabama, with his final triumph being winning the Nobel Peace Prize. He was an awesome human being, who took place in some of the greatest civil rights demonstrations this country had ever witnessed, from the Alabama bus boycott in 1963, to 250,000 people attending the march on Washington, urging support for civil rights legislation, with the event highlight being Dr. King's famous "I Have a Dream" speech.

As we come into this new millennium, I feel privileged that we live in a country where we now have the power to elect the men and women of all races to represent our views and morals for our families, and to set the educational standards for our children and our schools. Though our society is not perfect, one would have to agree that as a nation, we have definitely come a long way.

Through Dr. King's undying vision for equal rights, we have made great advancements financially and socially and we continue to grow with each God given day. He was a man of power, of equality and freedom. He spoke softly. His demeanor was strong. When his voice fell upon those who listened, he demanded their attention. His words were simple, yet meaningful. His purpose was to reach those who understood the importance of what was going on in our country and to educate those who didn't. He traveled and organized various marches and met with other great political leaders such as Mahatma Gandhi and John F. Kennedy, and yet remained sincere and humble, but was dedicated to the idea of non-violent social change. As we celebrate both his life and his passing, let us remember the words that he spoke: the "dream" that he had, that all men were created equal and that all races can live together in harmony, without the hatred and criticism.

We have the responsibility to teach our children, because they are our future. We have to tell them, not only about Dr. Martin Luther King Jr., but about all men and women, regardless of

their color, that have fought and who are still fighting for equality in America. We as adults have to be role models for our children, to guide them in the right direction and hope that the little boys and girls that live in Calhoun, Georgia and the rest of the world will take the challenge that has been given and like Dr. King, rise to the occasion. Again, I would like to take this opportunity to thank all of you for allowing me to speak this evening, and a very special thank you to my father-in-law, City Councilman Ray Demon, who felt confident in my ability to bring this task into fruition and who constantly encourages me to pursue the highest of endeavors.

CITY OF CALHOUN, GEORGIA

RESOLUTION

TRANSPORTATION ENHANCEMENT ACTIVITY MEMORANDUM OF UNDERSTANDING

BETWEEN

The **City of Calhoun**, hereinafter called the "SPONSOR," and the Georgia Department of Transportation, hereinafter called the "DEPARTMENT,"

RELATIVE TO

The SPONSOR assuming responsibility for tasks associated with Preliminary Engineering for Application Number 09-129-02-02, **Gordon County**, hereinafter called the "PROJECT."

WHEREAS the PROJECT is a Transportation Enhancement Activity (TEA) approved for Federal-Aid TEA funds with a required local match of at least 20% of the PROJECT'S Total Cost; and

WHEREAS the DEPARTMENT has reviewed information supplied by the SPONSOR and, based on that information, approved the SPONSOR'S accounting and procurement systems:

I. IT IS THE INTENTION OF THE PARTIES:

That the SPONSOR fund 100% of the Preliminary Engineering for the PROJECT; and that the DEPARTMENT may apply said expenditure toward the SPONSOR'S local match of the PROJECT'S Total Cost, subject to the DEPARTMENT and the Federal Highway Administration's approval.

II. IT IS AGREED:

- A. That the SPONSOR certifies that local funds have been budgeted to undertake Preliminary Engineering for the PROJECT; and that an accounting system has been established to track project-specific Preliminary Engineering expenditures.
- B. That the SPONSOR will be responsible for all Preliminary Engineering expenditures above those originally budgeted by the SPONSOR.
- C. That prior to construction of the PROJECT, the SPONSOR will certify, to the DEPARTMENT, the amount of eligible expended funds allowable toward the PROJECT'S Total Local Match.
- D. That if the PROJECT includes structures such as bridges or retaining walls, the SPONSOR will be required to use consultants pre-qualified with the DEPARTMENT.

III. IT IS AGREED:

- A. That the SPONSOR will observe processes, standards, and requirements contained in the TEA Sponsor's Guidebook entitled "Road to Success Manual," or revisions thereto.
- B. That the SPONSOR will establish a project team to oversee PROJECT design and coordinate with the DEPARTMENT and other agencies throughout the design process; and that the SPONSOR will hold team meetings as required to guide PROJECT development.
- C. That the SPONSOR will hold the PROJECT Concept Meeting; that the SPONSOR will seek public comment during the PROJECT'S design phase; and that the SPONSOR will ensure PROJECT design plans reflect safety, access, and design standards appropriate and required for completion of PROJECT construction.
- D. That the SPONSOR will perform all tasks necessary to secure historical/environmental clearances and will observe Federal and State Right-of-Way laws, regulations, requirements, and procedures.
- E. That the SPONSOR will adhere to the scope of work as recommended by the Transportation Enhancement Advisory Panel and programmed by the State Transportation Board. All proposed changes to the scope of work will require review and approval of the DEPARTMENT.

IV. IT IS AGREED:

- A. That Right-of-Way negotiations, if appropriate, will not begin until the SPONSOR receives historical/environmental clearances through the DEPARTMENT.
- B. That construction funding will be dependent upon the SPONSOR receiving historical/environmental clearances through the DEPARTMENT; certifying existing or acquired Right-of-Way to the DEPARTMENT; producing a complete set of biddable construction plans meeting appropriate safety, access, and design standards; and preparing and forwarding construction bid procedures and documents for the DEPARTMENT'S review.

V. IT IS FURTHER AGREED:

- A. That nothing contained herein shall obligate the DEPARTMENT to proceed with subsequent stages of the PROJECT.
- B. That the SPONSOR'S expenditure prior to execution of an Agreement with the DEPARTMENT for construction of the PROJECT shall be at the sole cost and risk to the SPONSOR. Should the SPONSOR or the DEPARTMENT determine that for any reason the PROJECT is unable to enter subsequent stages, the DEPARTMENT is not responsible for reimbursement of local funds expended on the PROJECT.

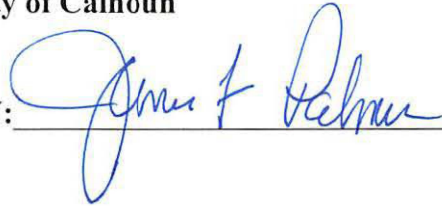
IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Understanding, this _____ day of _____ 2001.

RECOMMENDED:

Director of Planning and Programming

City of Calhoun

BY:




**GEORGIA DEPARTMENT OF
TRANSPORTATION**

BY:

Deputy Commissioner

IN THE PRESENCE OF:



Witness

ATTEST:

Treasurer

Notary Public