

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING ST
MAY 9, 2011 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
William P. Bailey, City Attorney
Paul Worley, Deputy Clerk
Larry Vickery, Electric Dept. Superintendent
Jeff DeFoor, Electric Dept. Assistant Superintendent
Danny Stephens, Water Treatment Plant Superintendent
Garry Moss, Police Chief
Jerry Crawford, Water and Sewer Director
Brad Carrick, Telecommunications Superintendent
Mark Williamson, Water Distribution & Water Const. Superintendent
Lenny Nesbitt, Fire Chief
Suzanne Roland, Main Street Director
Linda Brookshire, Human Resources
Alicia Stewart, General Director of Finance
Andrea Bramlett, Utility Director of Finance**

1. Mayor Palmer called the meeting to order and welcomed everyone in attendance.
 - A. Mayor Palmer gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Councilman Barton made a motion to approve the agenda. Councilman Crowley seconded the motion, all voted aye, motion approved.
4. Councilman Hammond made a motion to approve the minutes of the April 25, 2011 regular city council meeting. Councilman Edwards seconded the motion, and all voted aye, motion carried.
5. **Mayor's Comments:**

6. **Council Comments:**

A. Councilman Edwards gave the April reports as follows:

1) **Police Department**

- Made 758 cases with 7 DUI's
- Anticipated Fines by Municipal Court- \$86,725.00
- Fines collected by Municipal Court - \$62,486.20
- Medical Assists- 96
- Issued 778 warnings
- Investigated 47 highway accidents, 31 private property accidents
- Provided 57 escorts
- Files 1,655 incident reports
- Responded to 294 alarms
- Patrolled 47,167 miles
- Parking Citations Issued- 17
- Parking Anticipated Fines- \$185.00
- Parking Collected Fines- \$825.00
- Responded to 5,379 calls for service by E-911

2) **Fire Department**

- Responded to 77 calls for service, 5 fire incidents for damages
- Responded to 0 Overpressure rupture, explosion, overheat
- Responded to 24 medical service calls with 22 patients and 2 death
- Responded to 16 hazardous conditions incidents
- Responded to 4 Service calls
- Responded to 17 false alarms, 6 good intent, 5 severe weather & natural disaster, and 0 special incident call
- Department continued flow testing all City maintained fire hydrants (776 hydrants)
- All personnel toured LG Chem's new operation along with Gordon County Fire.
- Participated in the annual Prom Scene Crash event held this year at Sonoraville High.
- Tested all ground ladders, Tower-1, and all fire pumps for annual third party certification.
- All Personnel is working on required Core Competencies.

3) **Fire Inspection Department / Code Enforcement Division**

- 163 total reported activities/inspections which included 3 annual inspections, 6 new business inspections, 32 requested inspections, 18 follow-up or re-inspections, 4 burn-site inspections, 0 plan review, 0 sprinkler permit issued, and 99 consultations
- Inspectors & firefighters conducted Fire Extinguisher classes at Morning Pointe, Kerry Industries, and Catoosa Senior Village.
- Both inspectors attended the Northwest LEPC meeting.
- Lt. Duvall conducted a requested occupancy load survey for downtown.

- Lt. Dooley attended the city safety meeting and completed the monthly city safety inspection.

4) Downtown Development Authority

- The DDA will host its first concert in the Park Summer Concert Series on Friday, May 20th. The American Flyers will be performing from 7:00-10:00 p.m.
- The DDA would like to thank the Convention and Visitor Bureau for hosting More Than a Taste of Calhoun in April. The event was a great success and well attended.
- The Cherokee Mill Lofts project is now back on track for 2011.

B. Councilman Barton gave the April reports as follows:

1) Street Department

- Placed 6 new street signs.
- Completed 16 shop and 19 street department work orders.
- Repaired pot-holes at various locations in the City using a total of 25 tons of asphalt.
- Removed a tree that had fallen at the Calhoun High School football field.
- Cleaned and graded ditches on South Industrial Boulevard and Carter Street.
- Inspected and maintained approximately 98 miles of streets and storm drainage.
- Repaired 5 storm water catch basins.
- Stand-by crews were called out during the recent storms due to flooding roads and downed trees.

2) Cemetery Department

- Performed routine maintenance on Fain and Chandler Cemetery
- Supervised the opening and closing of 6 grave sites.
- Sold 8 new grave spaces

3) Rabies Control

- Housed 25 dogs, and 8 cats.
- Issued 2 warnings
- Answered 61 customer calls

4) Parks Department

- The Parks Department grounds crew picked up litter, hauled garbage to the dump, books from the library, and maintained records at records room.
- Kept up maintenance on all equipment.
- Cleaned City Hall at weekly intervals.
- The building and maintenance crew performed routine maintenance on designed city buildings and all fountains.
- Painted the bell frame at the BB&T Park.
- Closed in a stairwell at the street department to make a closet.

6) Safety Committee

- Safety topic- musculoskeletal problems
- Safety Inspection-Recreation department.

7) Recreation Department

- Youth Baseball and Softball games began on April 19.
- Adult softball season began on Monday, April 18.
- G.H.S.A. region 7 tennis tournament for boys and girls was held at the tennis center on April 12-14, 2011.
- ASA girls fast pitch national qualifier- 10 and under girls, 18 and under girls. 27 teams from around the state participated from April 29- May 1.
- Recreation Department Logo- The attached logo has been approved by the advisory board for the City of Calhoun Recreation Department.
- The calhounrec.com website is now being used for all recreation news and events.

C. Councilman Crowley gave the April report as follows:

1) Water System Active Projects

- The AMR Phase II project is 99.99% complete.
- The Brittany Drive Expansion Project- Grading for the new clearwell is complete. Precon has begun construction of the 1.0 million gallon clearwell. The remainder of the project is on hold.
- Maintenance crews are going forward with minor upgrades to the Coosawattee Intake. The project consists of replacing check valves and switch gear for three of the four raw water pumps.

2) Wastewater System Active Projects

- The new NPDES limits along with phosphorus limits will be issued within the next twelve months according to EPD.

3) Water and Sewer

- The Union Grove Interchange Utility Relocation, the project is in the initial design stage. GDOT has begun acquiring right of ways.

4) Projects in Development

- I-75 & Redbud Road Utility Relocation, The project is in the final design stage and GDOT plans to begin construction in 2011. (water and sewer)
- Ranger 8" Water Main Replacement- Delayed in order to allow the City of Ranger to apply for a DOT grant.

5) Projects in Engineering Conceptual Design

SEWER

- King Street and Pine Street Replacement Sewers.
- Blackwood Creek Trunk Sewer Replacement.
- Pisgah Drainage Area Sewer Replacement.

WATER

- SR 136 & I-75 GDOT Water Main Relocation.
- Rehabilitation of the Coosawattee and Oostanula Intakes.
- Shaw Road Water Transmission Main
- Belwood Road Water Transmission Main
- S.R. 225 Water Main Relocation (GDOT Bridge @ New Echota)
- Taylortown Road extension (6500' of 8" water main)

5) Building Inspection Department

- Issued 27 permits with permit fees totaling \$3,747.00. This included 2 grading, 1 new residential, 2 Residential remodeling, 1 commercial remodeling, 1 industrial addition, 3 Residential plumbing, 1 commercial plumbing, 2 residential HVAC, 3 commercial HVAC, 1 new industrial plumbing, 3 residential electrical, 4 commercial electrical, 1 soil & erosion, 1 pool, 1 NOI

D. Councilman Hammond gave the April report as follows:

1) Electric Department

Long Term Projects under Construction

- The utilities construction crews continue to be supported by electric maintenance personnel as needed to complete all remaining Water Dept. and Treatment plants projects and controls.
- Phase II of the System Loss Program for 2010-2011 will be accelerated this summer once our GIS mapping updates are completed. Our

consultant, Power Engineering has updated the system relay and protection coordination data for the newly constructed Engineered Floors circuits.

- The Pad mount transformer Inspection Project by Electric Department personnel is continuing as crews visit locations during normal operations.
- The electric AMR Project is complete with 5270 residential and single phase demand electric meters and three phase meters set through February. 22 3-phase meters needing rewiring remain to be set.
- The Electric Department is in the engineering and design phase with the Water Dept. and contractors on the Brittney Drive Clear Well and Filter expansion project. Plans are under review and materials for the electrical components will be specified for the project.

Projects and Maintenance under construction

- The Electric department met with the Calhoun Schools Construction Team in March. Outdoor lighting, electric distribution line relocation, underground conversion of existing facilities, and the possibility of Total Electric construction were discussed. Phase I Construction scheduling has tentatively been set for a June 2011 start date.
- Planning & design has been revised and completed for the Coosa Valley Tech Phase III. Relocation & installation of multiple Electric facilities are complete. Lighting for the new Campus is near completion.
- Shaw Plant 7 new addition has progressed with full operation still anticipated in May. Electric crews have installed 14 poles and approximately 1,700' of new conductor and transferred the existing lines. Electric overhead construction is complete. The underground service lines and additional transformers will be terminated and energized as the plant construction continues.
- The Electric Department continues to work with GDOT on the Intersection Improvements. The City of Calhoun has installed 3 concrete poles and transferred other facilities for this project. The DOT intersection widening of Red Bud and College Streets is under construction as well. Two of the intersections have been redesigned and re-estimated. The addition of concrete poles on West Line St. at River St. and 53 Hwy. at River St. are in process of material acquisition and construction planning. Note that the mast arm signals are partially installed and should be completed in May.
- The storm that caused severe damage throughout North West Georgia, Alabama, and Tennessee, resulted in limited damage to Calhoun's electric system. During the initial storm front on April 27th, approximately 500 residential and commercial customer outages were reported. From 9:00 am until 6:00 pm, Calhoun crews restored all known customer interruptions. The storms that followed on the 28th produced only intermittent service interruptions and only light damage to facilities.

- As a result of the Southeastern storms, the American Public Power Association, Tennessee Valley Public Power Association, and Electric Cities of Georgia organized a massive restoration effort. Calhoun Electric System employees, Dennis Henry, Scotty Harman, Brett Sane, and Joey Henson are assisting Chattanooga Electric Power Board. Calhoun participates with hundreds of other cities and Public Power providers throughout the U.S. in mutual aid agreement programs.

Work orders in process or completed for April

- Street and security lighting-27
- New business and maintenance-30
- After hours trouble callouts-59
- City Electrical Maintenance-32
- During the month of April:
 - Meter maintenance/replacement-1
 - New Customer sets-6
 - Monthly Total System Locate Tickets – 251

The Electric system purchased 33,105,456 Kwh in March.

2) **Telecommunications Departments:**

- April 2011 brought many storms through Calhoun/ Gordon County.
- April 5th- Fiber cable lines down, but not broken, on Reeves Station Road, Switch Road, Richardson Road and Highway 53 East. Reattached fiber when new poles became available and repaired four customer drops on Reeves Station Road.
- April 14th- Replaced lightning damaged AMR access equipment on Mount Alto.
- April 27th- Trees brought fiber lines down on Reeves Station Road, Switch Road, Academy Circle, and three locations on Sugar Valley Road. Removed trees and ran a 1000 foot temporary fiber patch for broken fiber at one location on Sugar Valley Road. Rest of downed fiber cable is okay and will be reattached as poles are replaced.
- Replaced failed hard drive on domain controller server.
- Isolated network slowdown problem to MEAG SCADA network equipment. Worked with Georgia Public Web to move SCADA circuit to new port. Problem was affecting customer internet traffic.
- Storm damage interrupted long range wireless connectivity testing starting in April.
- Worked with Harris Computer to update billing software.
- Installed new internet connection on West Belmont Street.
- Opened 46 and closed 31 work orders.

3) Geographic Information Systems:

- Completed geo-coding billing addresses to physical addresses.
- Continue to help Engineering and Water personnel with training and assisting with data clean-up.
- Worked with Electric department in updating electrical circuit phasing field verification using GPS processing.
- Mapping high and low pressure zones on water system.
- Created tool so users may enter latitude/longitude of state plane coordinates and zoom to that location on the map.
- Added photo view layer where photos may be added to the map and users may click on camera icon to view the photo.

7. Public Hearings and Comments:

A. Mayor Palmer read a Beer Package license and Wine Package license request from Dildar Singh, manager, D/B/A Quick Stop, for a location of 461 Harris Beamer Road Calhoun, GA.

- Mayor Palmer opened the public hearing.
- Mayor Palmer asked if there were any questions or comments.
- There were no other comments and the public hearing was closed.
- Councilman Crowley made a motion to approve the request. The motion was seconded by Councilman Barton with all voting affirmatively, motion carried.

B. Mayor Palmer read a Beer Pouring license and Wine Pouring license request from Jim Morris, Jr., manager, LJ Foods, D/B/A Schroeder's New Deli, for a location of 120 Cornerstone Way, Suite 2, Calhoun, GA.:

- Mayor Palmer opened the public hearing.
- Mayor Palmer asked if there were any questions or comments.
- There were no other comments and the public hearing was closed.
- Councilman Crowley made a motion to approve the request. The motion was seconded by Councilman Barton with all voting affirmatively, motion carried.

8. Old Business:

A. Mr. Peterson conducted the second reading of the Taxi Ordinance changes which would allow for; certain requirements pertaining to citizenship or legal residence, a photo of the actual physical location of the taxi operation, and changes in required insurance. Councilman Hammond made a motion to update the ordinance with a second from Councilman Barton. All voted aye, motion carried.

B. Mayor Palmer conducted the second reading of the change in the business license administrative application fee which would allow for a \$100 fee to be directed toward the actual administration of the processing of business licenses. Mayor Palmer explained that this will be a separate fee and will not apply toward the business

license fee. Councilman Edwards made a motion to approve. Councilman Barton second with all voted aye, motion carried.

- D. Mr. Peterson conducted the second reading of changes to the Solid Waste Ordinance. There will be some changes in definitions and the number of allowable 96 gallon containers prior to the requirement of a commercial dumpster. Councilman Barton made a motion to approve. Councilman Edwards second with all voting affirmatively, motion carried.
- E. Mr. Peterson conducted the second reading of the Pawnbrokers Ordinance. Attorney Bailey submitted a Pawnbrokers Ordinance that would allow for pawn transactions to be placed in a database for law enforcement review. Mr. Peterson stated that this would help the Calhoun Police Department track certain items within the community. Monetary fees for this process will be placed on those who pawn items rather than the pawn business. Mr. Bailey pointed out that this fee was not a revenue for the city, but will be collected by a third party administrator of the automated reporting system. Councilman Barton then made a motion to approve the Pawnbrokers Ordinance with a second from Councilman Hammond. All voted aye, motion approved.

9. New Business:

A. Mayor Palmer read an Annexation and Zoning request of R-1 by Martin and Mary Vaughn of 104 E. Forty Dr. The earliest date for public hearing will be July 11, 2011 with ZRC being June 30, 2011 and ZAB being July 7, 2011. Mayor Palmer asked for a motion to set the public hearing for July 11, 2011. Councilman Crowley made the motion with a second by Councilman Hammond. All voted aye, motion approved.

B. Mayor Palmer stated that they did not have everyone at the noon work session to discuss the Industrial Development Authority Appointment and therefore wanted to table the appointment until they have an opportunity to discuss the appointment further. Councilman Barton motioned to table. Councilman Edwards seconded with all voting aye, motion approved.

C. Mayor Palmer stated there was a Beer Pouring request by Jose Luis Torres, D/B/A Taqueria Michoacana located at 100 East May St, Calhoun, GA. Mr. Peterson then stated that after further review the business did not meet the criteria of the Alcoholic Beverages Ordinance per Article III sec. 6-91(d). The business is located within 100 feet of a private residence.

10. Other written items not on the agenda:

A. Attorney Bailey discussed the City of Calhoun's purchase on May 3rd of the Christopher Warren property located on the corner of South King Street and East Line Street for \$129,000 plus all back taxes. Attorney Bailey explained that with the help of the Downtown Development Authority the city has entered into an agreement with David Bailey to trade the Warren property for Mr. Bailey's property located at the corner of South Wall Street and West Hicks Street. Mayor Palmer then requested a motion to ratify the purchase of Warren Tire for

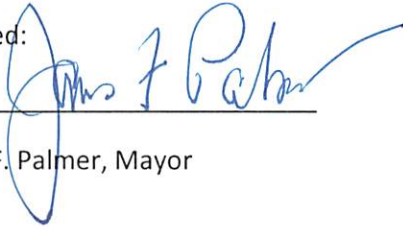
\$129,000 plus back taxes. Councilman Barton made the stated motion with a second by Councilman Hammond. All voted affirmatively, motion carried.

B. Attorney Bailey then stated the contract agreement with David Bailey is set to be closed out by May 17, and Mr. Bailey will have until August 2nd (90 days) to remove himself from the property at the corner of S. Wall Street and W. Line Street. Mayor Palmer stated this exchange could help alleviate some parking issues in the downtown area. Attorney Bailey then requested a motion to transfer the Warren Tire property to David Bailey in exchange for the David Bailey property to the City of Calhoun. Councilman Barton made the motion to switch the properties with a second from Councilman Edwards. All voted aye, motion approved.

C. Attorney Bailey then addressed a request from Brent Stepp owner of Willow Brook Properties LLC to deed the street of Willow Brook Way to the City of Calhoun so that a foreclosed commercial building can be purchased by a medical group. It was discovered that, in error, at this location, the street has not been dedicated to the City of Calhoun and would need to be dedicated to expedite the property transaction. Mayor Palmer requested that it be subject to approval of the Street Department and a clear deed. Mayor Palmer requested a motion to accept the Street of Willow Brook Way with the stated stipulations. Councilman Hammond made the motion with Councilman Barton giving a second. All voted aye, motion carried.

11. No work reports
12. Councilman Barton made a motion to go into executive session, Councilman Crowley seconded, all voted aye, motion approved.
13. Councilman Crowley made a motion to go out of executive session, Councilman Barton seconded, all voted aye, motion approved.
14. Councilman Hammond made a motion to return to regular session, Councilman Barton seconded, all voted aye, motion approved.
15. Mayor Palmer announced the return to regular session and stated that the Utilities Director selected candidate, Glen McManus, had declined the position due to a recent illness in his family. Mayor Palmer then requested nominations for Director of Utilities. Councilman Crowley nominated Larry Vickery. Councilman Barton seconded the motion with all voting aye, motion approved.
16. Councilman Hammond wanted to make a note to the public that he asked Attorney Bailey to find out if the Utility Department was legally separated from General Government. Councilman Hammond then made a motion, "That after the rest of the council has two weeks to review this process if we are still under one entity... I make a motion we come back in in house with Utilities reporting to Eddie Peterson and Eddie being over the entire City and bring everything back into a tee-pee scenario." Councilman Barton seconded with Councilman Edwards voting aye. Councilman Crowley voted nay, motion approved.
17. Councilman Barton made a motion to adjourn. Councilman Hammond seconded with all voting aye, motion carried.

Approved:



James F. Palmer, Mayor

Submitted:



Eddie Peterson, City Administrator

CITY OF CALHOUN
Regular City Council Meeting
Depot Community Room
109 South King Street
May 9, 2011-7:45pm

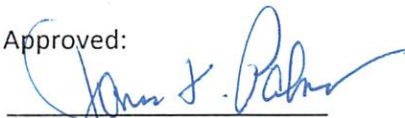
EXECUTIVE SESSION MINUTES

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

Also: Eddie Peterson, City Administrator
Bill Bailey, City Attorney
Paul Worley, Deputy Clerk

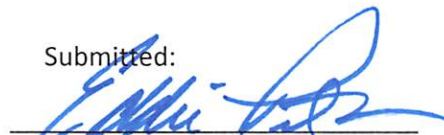
- A. Mayor Palmer opened the meeting.
- B. Attorney Bailey discussed the possibility of the City of Calhoun abandoning Yellow Jacket Drive and making it a part of the Calhoun High School campus. Mr. Bailey will continue to work with the other businesses located on this street. No final decisions were made.
- C. Attorney Bailey discussed the options of acquiring the John Anderson property at the corner of Pine Street and Yellow Jacket Drive to be used by Calhoun High School. Options discussed included an eminent domain condemnation of the property or a possible trade of properties.
- D. A personnel issue for the Utility Director position was discussed. Topics discussed were; declining the Utility position by Glen McManus, other candidates including Brad Raines, and the possible promotion of Electric Department Superintendent Larry Vickery into the position. No final decisions were made.
- E. Councilman Crowley made a motion to adjourn the Executive Session, Councilman Barton seconded the motion, all voted aye, motion approved. Executive Session was adjourned at 8:34pm.

Approved:



James F. Palmer, Mayor

Submitted:



Eddie Peterson, City Administrator

STATE OF GEORGIA
COUNTY OF GORDON
CITY OF CALHOUN

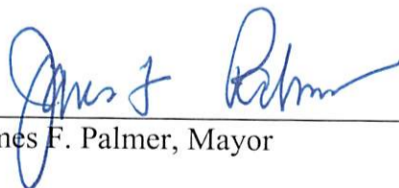
AFFIDAVIT REGARDING CLOSURE OF OPEN MEETINGS

Personally appeared before the undersigned officer, duly authorized under the laws of the State of Georgia to administer oaths, James F. Palmer, Mayor, who in his capacity as Chairperson or the person presiding over a City Council meeting of the City of Calhoun and after being first duly sworn, certifies under oath and states to the best of his knowledge and belief the following:

At its meeting held on 5-7-11 the Council's Executive Session voted to go into closed session and exclude the public from all or a portion of its meeting. The legal exceptions applicable to the exempt matters addressed during such closed meeting are as follows (Check or initial, as appropriate:)

- Discussing or deliberating upon the appointment, employment, compensation, hiring, disciplinary action, dismissal, periodic evaluation or rating of a government officer or employee. [O.C.G.A §50-14-3(6)]
- Privileged consultation with legal counsel pertaining to pending or threatened litigation, claims, administrative proceedings or settlements. [O.C.G.A §50-14-2]
- Discussing the future acquisition of real estate. [O.C.G.A §50-14-3(4)]
- Staff meetings for investigative purposes under duties or responsibilities imposed by law. [O.C.G.A §50-14-3(1)]
- Tax matters made confidential by state law. [O.C.G.A §50-14-2]
- Inspection of physical facilities under the jurisdiction of the City Council. [O.C.G.A §50-14-1(a)(2)]
- Meeting with a governing body, officer, agent or employee of another agency at a location outside the geographical jurisdiction of the City Council at which no final action is taken. [O.C.G.A §50-14-1(a)(2)]
- Other (Explanation and citation to statutory authority required:)

I certify that the subject matter of the closed meeting or the closed portion of this meeting was devoted to matters of official business or policy within the exceptions provided by law as set forth above.


James F. Palmer, Mayor

Witness

Sworn to and subscribed to before
me this 19th day of
May, 2011.




Notary Public for the State of Georgia