



**CITY COUNCIL MEETING
AUGUST 14, 2023 - 7:00 PM
109 SOUTH KING STREET
DEPOT COMMUNITY ROOM**

MINUTES

PRESENT: James F. Palmer, Mayor
Ray Mitchell Denmon, Councilman
Al Edwards, Mayor Pro Tem
Ed Moyer, Councilman
Jackie Palazzolo, Councilwoman

ALSO: Paul Worley, City Administrator; Kyle Ellis, Utilities Administrator; Sharon Nelson, City Clerk; George Govignon, City Attorney; Tony Pyle, Police Chief; Lenny Nesbitt, Fire Chief; and Nathan Saylor, Fire Training Chief.

1. **Council Meeting Called to Order**

Welcome

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

Invocation

Mayor Palmer 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**

Mayor Pro Tem Edwards made a motion to approve the August 14, 2023 agenda as presented. Councilmember Palazzolo gave a second with all voting aye. Motion approved.

4. **Amendment or Approval of Minutes**

Councilmember Denmon made a motion to approve the minutes of the City Council meeting of July 24, 2023. Councilmember Moyer gave a second with all voting aye. Motion approved.

5. **Mayor's Comments**

6. **Council Comments**

A. Councilwoman Palazzolo submitted July reports as follows:

1) **Water and Sewer Operations**

Water Treatment Plant

- Total gallons withdrawn: 284,650,000
- Daily average: 12,367,741
- Wells: 109,740,000
- Big Springs: 42,020,000
- % produced by Brittany Drive: 39.6.0%
 - Brittany Dr. daily production to capacity: 41.48%
 - Mauldin Rd. daily production to capacity: 46.70%
 - Rainfall for July – 6.02”

Waste Water Treatment Plant

- Treated a daily average of 5.319 MGD, with an average BOD effluent of 4, average suspended effluent of 18, and an average COD of 77.

Water Distribution & Wastewater Collection

- 218 work orders completed, 38 new water connections, 32 water service leaks repaired, 15 water main leaks repaired, 0 water services changed to new main lines, 31 meter changes, 46 utility locates called in for work orders, 728 utility locates responses.
- 2,250 feet of Sanitary Sewer Services TV inspected, 507 utility locates completed, 6,950 feet sanitary sewer lines cleaned, 0 new sewer connections installed, 2 sanitary sewer services repaired.

2) **Water and Sewer Construction**

Projects Under Construction

- Piedmont Street Water Line Replacement Project- This project includes replacing the water main on Piedmont St. behind the courthouse before road resurfacing is performed later this year. The material has come in, and the project is underway. Construction began May 31st and is 85% complete.
- SR 136 @ Coosawatee Bridge Water Relocation - This project includes moving the water main on SR 136 so that the Coosawatee River bridge can be replaced. Materials have been delivered.

Projects in Design & Development

- Union Grove North & South Sewer Extension
- Water Tank Inspection & Evaluation Project

- Redbud Road & Wall Street Water & Sewer Relocation Project
- Peters St. Phase III Water Relocation
- Curtis Pkwy Water & Sewer Relocation
- SR 53 & Brown Lee Mtn. Water Relocation
- Brittany Dr & Water Booster Stations Standby Generator Project
- GBI McDaniel Station Rd Sewer Extension
- EPA - Service Line Inventory
- Engineering Department is Actively Working on Approximately 30 Plan Reviews & Inspections for Developments.

3) **Library**

- There are 12,684 library card holders, 3,922 library visitors, and 6,743 total circulation.
- There were 283 story time attendees, 336 adult program attendance, 117 new users, 1,443 e-books, 1,430 audio books, 435 computer logins, and 13,416 Facebook visits.

B. Mayor Pro Tem Edwards submitted July reports as follows:

1) **Police Department**

- Made 337 cases with 4 DUI's
- Fines collected by Municipal Court - \$38,526
- Issued 411 warnings
- Investigated 30 highway accidents, 11 private property accidents
- Obstruction - 3
- Lethal Weapon Encounter - 3
- Alarm responses - 98
- Miles patrolled: 52,479

2) **Municipal Court**

- Total Court cases- 337
- Court cases dropped- 62
- Number of Bond forfeitures- 201
- Number of Probation cases- 18
- Failure to appear- 24
- Subpoenas served-3

3) **Fire Department**

206 Total Reported Calls for Service for the Suppression Division

| <i>Type of Dispatched Calls</i> | Number of Dispatched Calls |
|---------------------------------|-----------------------------------|
| <i>Structure Fires</i> | 1 |

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| <i>Mobile Property Fire (Vehicle)</i> | 0 |
| <i>Natural Vegetation</i> | 2 |
| <i>Outside Rubish Fires</i> | 1 |
| <i>Excessive Heat, Scorch Burns - No Ignition</i> | 0 |
| <i>Total Fire Calls</i> | 4 |

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| <i>Rescue Emergency Medical Call</i> | 100 |
| <i>Medical Assist</i> | 11 |
| <i>Lock-In</i> | 3 |
| <i>Search for Lost Person</i> | 1 |
| <i>Water or Ice Related Rescue</i> | 0 |
| <i>Rescue / Extrication</i> | 0 |
| <i>Rescue or EMS Standby</i> | 0 |
| <i>Total Medical Calls</i> | 115 |

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|--|-----------|
| <i>Flammable Gas or Liquid Condition Other</i> | 1 |
| <i>Combustible/Flammable Liquids Spills</i> | 5 |
| <i>Chemical Release, Reaction, or Toxic Condition</i> | 1 |
| <i>Electrical Wiring / Equipment Problems</i> | 6 |
| <i>Total Hazardous Conditions Incidents (No Fire)</i> | 13 |

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|--------------------------------------|---|
| <i>Accident / Potential Accident</i> | 1 |
| <i>Service Call Other</i> | 1 |
| <i>Animal Problem or Rescue</i> | 1 |
| <i>Smoke / Odor Problem</i> | 1 |
| <i>Person in Distress</i> | 1 |
| <i>Public Service Assistance</i> | 4 |

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| <i>Good Intent Call</i> | 7 |
| <i>Unauthorized Burning</i> | 0 |
| <i>Total Service / Good Intent Calls</i> | 19 |

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| <i>Dispatched and Canceled En-Route</i> | 26 |
| <i>Wrong Location or No Emergency Found</i> | 9 |
| <i>Hazmat Release Investigation</i> | 1 |
| <i>Steam or Gas Mistaken for Smoke</i> | 0 |
| <i>False Alarm and False Call Other</i> | 10 |
| <i>Bomb Scare (Nothing Found)</i> | 0 |
| <i>Malicious or Mischievous False Alarm</i> | 0 |
| <i>System or Detector Malfunction</i> | 5 |
| <i>Unintentional System / Detector Operation (No Fire)</i> | 8 |
| <i>Total False Alarms of False Calls</i> | 59 |

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| <i>Severe Weather and Natural Disaster</i> | 0 |
| <i>Total Severe Weather and Natural Disaster Calls</i> | 0 |

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| <i>Special Incident Type (Citizen Complaint; Other)</i> | 1 |
| <i>Total Special Incident Type</i> | 1 |

Monthly Fire Suppression Activities and Accomplishments

- Engineer Robert Oglesby and Engineer Shun Kidd were dispatched to a female patient who was possibly having a miscarriage. Crews arrived on scene to find a female in active labor. Crews immediately began emergency efforts to assist the female with childbirth. Advent Health Gordon EMS arrived on scene and assumed patient care. Crews assisted with moving the patient to the stretcher and then assisted crews by providing manpower. Crews arrived at the hospital and while moving the patient to the Labor and

Delivery Unit at Advent Health assisted in the successful delivery of the child. Due to the efforts and care provided by this crew both Mother and Child are doing well.

- Engineer Mike Chavez successfully obtained his NPQ Apparatus Operator certification after passing the state exam.
- Participated in the Jacket Jamboree.
- Had Firefighters and Engine at New Beginnings Ministries Community Day.
- Participated in the “Back to School Celebration” for Christian Community Outreach.

Fire Inspection – Public Safety Education – Code Enforcement Division

Inspections and Enforcement Activities

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|--|-----------|
| <i>Annual Inspections</i> | 32 |
| <i>New Business Inspections</i> | 2 |
| <i>Requested Inspections</i> | 23 |
| <i>Follow Up, Re-Inspections</i> | 4 |
| <i>Burn Site Inspections</i> | 1 |
| <i>Plan Review</i> | 4 |
| <i>Pre-Construction Meeting</i> | 0 |
| <i>Sprinkler Permits Issued</i> | 2 |
| <i>Fuel Tank Permit (Install, Removal, or Service)</i> | 0 |
| <i>Consultations</i> | 26 |
| <i>Illegal Burning Citations</i> | 0 |
| <i>Fire Extinguisher Classes</i> | 1 |
| <i>Fire Drills</i> | 0 |
| <i>Fire Prevention Programs</i> | 0 |
| <i>Zoning / Annexation Meetings</i> | 1 |
| <i>Total Inspection – Public Safety Education – Code Enforcement Activities</i> | 96 |

Monthly Fire Inspections – Public Safety Education – Code Enforcement Division Activities and Accomplishments

- McMahan attended Zoning meeting.
- Duvall participated in City Safety Committee meeting.
- Duvall, McMahan, Saylor conducted Fire Extinguisher class for Henkel Corporation.
- McMahan held CPR class for City Waste Water Department.
- Tested Hamilton Medical Center for IFC 510 requirements for Fire Department radio coverage in the building.

Training and Special Operations Division

Monthly Training Hours

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|---|----------------|
| <i>Company Training</i> | 937.00 |
| <i>Facility Training</i> | 2.00 |
| <i>Officer Training</i> | 115.00 |
| <i>Driver Training</i> | 25.00 |
| <i>Specialized Rescue Training</i> | 0.00 |
| <i>Hazardous Materials Training</i> | 0.00 |
| <i>Medical Training</i> | 114.00 |
| <i>Fire Inspector Training</i> | 0.00 |
| <i>Fire Investigation Training</i> | 0.00 |
| <i>Fire and Life Safety Educator Training</i> | 0.00 |
| <i>Total Monthly Training Hours</i> | 1193.00 |

2023 Annual Training Hours

| | |
|-------------------------------------|----------------|
| <i>Company Training</i> | 5547.50 |
| <i>Facility Training</i> | 480.00 |
| <i>Officer Training</i> | 253.00 |
| <i>Driver Training</i> | 112.00 |
| <i>Specialized Rescue Training</i> | 61.00 |
| <i>Hazardous Materials Training</i> | 378.00 |
| <i>Medical Training</i> | 321.00 |
| <i>Fire Inspector Training</i> | 48.00 |

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|--|----------------|
| <i>Fire Investigation Training</i> | 66.00 |
| <i>Fire and Life Safety Educator Training</i> | 0.00 |
| <i>Total 2023 Annual Training Hours</i> | 7266.50 |

Monthly Training and Special Operations Team Accomplishments

- June 10th, 2023 – LifeForce Air Medical utilized classroom and hosted a trauma skill update day.
- July 12th, 2023 – Training Chief Saylor successfully completed Georgia Emergency Management Agency’s Program Overview Course.
- July 14th, 2023 – Hosted GFSTC NPQ Firefighter I and Hazardous Materials Exam for four personnel from Murray County Fire Department.
- July 14th, 2023 – Instructed Fire Extinguisher Training for nine Henkel Chemical Company employees.
- July 15th, 2023 – Hosted a community American Heart Association CPR course for 12 members of the community.
- July 18th, 2023 – Hosted GFSTC NPQ Hazardous Materials and Apparatus Operator Exam. Engineer Chavez successfully obtained his NPQ Apparatus Operator Certification.
- July 18th, 2023 – Annual Georgia Firefighter Standards and Training audit was completed.
- July 20th, 2023 – Annual State Office of EMS audit was completed.
- July 26th, 2023 – Training Chief Saylor successfully completed GEMA Mass Fatalities Incident Response Course.
- July 27th, 2023 – Training Chief Saylor successfully completed GEMA Prevention and Response to Suicide Bombing Incidents and Incident Response to Terrorist Bombing Awareness Course.
- July 31st, 2023 – Hosted CPAT exam for seven potential new hire candidates.

Upcoming Important Training and Special Operations Activities

- August 1st, 2023 – GPSTC Fire Instructor I Course hosted at Training Center
- August 1st, 2023 – Emergency Vehicle Operator Drivers Training at Training Center
- August 7th, 2023 – Beginning Date of Calhoun Fire Recruit Program at Training Center
- August 8th, 2023 – EMS Quality Review Committee Meeting at Gordon County Administration Building
- August 9th, 2023 – Community CPR and Emergency Preparedness Training at Jehovah Witness Tabernacle
- August 11th, 2023 – Community CPR Training at Calhoun First Baptist Church
- August 16th, 2023 – NPQ Evaluator Course at Paulding County Fire Department
- August 17th, 2023 – Local Emergency Planning Committee Meeting at Gordon County Fire Department
- August 18th, 2023 – Community Fire Extinguisher and Emergency Evacuation Training at Training Center
- August 29th, 2023 – SafeKids Car Seat Technician Course at Training Center

4) **Safety Committee**

The safety topic of discussion this month was Emergency Preparedness. A safety inspection was performed at the Calhoun Utilities on July 31st.

- Vehicle accidents: 2
- Workers' compensation: 1

C. Councilman Denmon submitted July reports as follows:

1) **Public Works**

Street Department

- Completed 32 shop and 24 street dept. work orders.
- Installed 4 new street signs.
- Repaired utility cuts and pot holes around using a total 10 tons of asphalt.
- Repaired a storm drain on Honeysuckle Drive.

Cemetery

- Performed routine maintenance on Fain and Chandler cemetery.
- Supervised the opening and closing of 13 grave sites.
- Sold 9 new grave space.

Parks Department

- The grounds crew picked up litter, mowed, trimmed bushes, hauled garbage to the dump, and maintained records at records room.
- The maintenance crew maintained designated buildings downtown.
- Painted safety rails on King Street and Line Street.

Animal Control

- Housed 22 dogs and 13 cats
- Number of dogs adopted: 3
- Number of cats adopted: 1
- Number of dogs rescued: 3
- Number of cats rescued: 6
- Number of dogs reclaimed by owner: 10
- Number of cats reclaimed by owner: 1
- Number of dogs euthanized: 0
- Number of cats euthanized: 0
- Number of warnings given: 11
- Number of bite cases: 1
- Citations issues: 0

2) **Recreation Department**

PROGRAMS:

Camp South River – Camp South River was held 3 weeks of July taking the week of July 4th off. There were 129 campers that attended during these 3 weeks.

Tennis – Summer leagues continued through the month with 155 participants.

Adult Softball League games were played throughout the month on Mondays, Tuesdays and Thursdays a total of 30 games were played.

Men’s One Pitch Tournaments – Men’s One Pitch tournaments were played on Friday, July 7, 14, and 28. There were 24 teams that participated in these events.

Registration was on-going throughout the month for the following Fall Sports: Football, Cheerleading, Volleyball, Soccer and Cross Country

POOL:

The pool was open Monday through Saturday throughout the month there were 2,665 swimmers during open swim.

Blue Barracudas: The Blue Barracudas participated in the GRPA State Swim meet July 14-15 in Moultrie, Ga.

PARK MAINTENANCE:

Field Maintenance at soccer complex

Mowed areas of park daily

Groomed Dog Park weekly

Pool Maintenance daily

Trash detail and tree limbs daily

WEBSITE USAGE:

CalhounRec.com

Page Views – 3,339

Users – 1,109

Posts – 11

Facebook

Reached – 14,293

Post Engagements – 5,091

Posts – 14

FACILITY USAGE:

Billy Bearden Recreation Center:

Meeting Room – 9 rentals

Gym – 4 rentals

Community Room – 2 rentals

Pool – 23 rentals

Ratner Pavilion – 6 rentals

Black and Yellow Playground – 4 rentals

UPCOMING EVENTS:

Bark in the Park – Saturday, August 26 – 9:00am

3) **Downtown Development Authority**

The DDA & HPC held their regularly scheduled meetings. The DDA and participating downtown merchants’ monthly sale for August will be a fall theme. The Court Street Scape project is complete. The Farmer’s Market is at the Depot from 10 AM-2PM on Monday’s & Thursdays through Labor Day.

The HAC and DDA Summer Concert Series next show will be September 21st from 6 PM – 9 PM at the City of Calhoun Park. It will be featuring local band Curiosity Shoppe. The DDA & HPC are working on a joint project to install solar boxes downtown. They will feature various landmarks and each box will have local historian Jim Lay speaking about the history of each space. The art work for the electric boxes were submitted to GDOT. The DDA approved the Fair & Christmas parades. The sidewalk cafés for downtown restaurants will be installed in August.

D. Councilman Moyer submitted July reports as follows:

1) **Electric Department**

Current Electrical Department Engineering and Construction:

- The LED Streetlight upgrade continues around the City.
- Electrical Engineering continues for the new Mavis Tire and Brakes, I-75 crossing for Home to Suites Hotel, City of Calhoun building and planning building and Coosa Valley Federal Credit Union.
- Construction continues on the 53 Townhomes at Old Mill, Lincoln Properties,
- Home to Suites Hotel on Lovers Lane and Mattress Firm. The Electric Dept is continuing system upgrades necessary for the new growth and increased reliability.
- Construction also continues for the Exchange Apartments, Manor Lake Cottages of Calhoun on Curtis Parkway, Seefried Ind, and Michael’s Carpet.

WORK ORDERS IN PROCESS OR COMPLETED FOR JUNE:

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|---------------------------------------|-----|
| • NEWLY CREATED | 115 |
| • COMPLETED AND CLOSED | 108 |
| • CONSISTING OF: | |
| • CAPITAL CONSTRUCTION | 37 |
| • DISTRIBUTION MAINTENANCE | 2 |
| • OUTAGES / TROUBLE CALLS | 16 |
| • SECURITY / STREET LIGHT MAINTENANCE | 2 |
| • TEMPORARY POWER HOOK UP | 8 |
| • WORK FOR OTHER DEPARTMENTS | 33 |
| • NEW METER SETS | 14 |
| • METER MAINTENANCE/REPLACEMENT | 21 |

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|--------------------------------------|----|
| • Electric Locate Tickets Processed- | 77 |
|--------------------------------------|----|

The City of Calhoun's Electrical load for July 2023 is about 34 million kilowatt hours (kWh's). This is about three million kWh's less than July of 2022.

Some exciting news to share! Calhoun is officially receiving 5 Megawatts of energy from the new Vogtle #3 nuclear reactor. This has been a long process, but has finally come to fruition.



2) Telecommunications

- Connect three new internet customers and disconnect one.
- Installed four computers and one printer.
- Repaired one customer fiber drop cable and move a customer's connection for remodel.
- Police Department hit by lightning again. Took out the main switch, firewall, Wi-Fi router, controller and Wi-Fi switch. Took several hours to restore basic network service. Working on replacing damaged equipment. Had Electric Department install new grounding lines for data room.

- Implemented service for remote devices requesting permanent connection to email server to be authenticated by IT staff. This will help prevent bad actors from directly accessing email server.
- Added 300 megabytes of hard drive space to finance server.
- Removed switch and fiber from old Police Department building for renovations.
- Had several employees go through new instructions for the Employee Self Service portal. Plan to release instructions to entire employee base in August.
- Upgraded email server software for security fixes.
- Upgraded backup server software for security fixes.
- Opened and closed 16 work orders.

Geographic Information Systems

- Continue working to update new Lead and Copper water line project.
- Created new Fire Station Zone maps for new online inspection software.
- Generated Electric Usage Reports
- Updated data and mapping for the following:
 - Water system and meter updates
 - Fiber
 - Zoning
 - Fire Department pre-plans for building
- Updated Physical addressing, building and billing information.
- Updated City and GIS web sites.

3) Building Inspections

- Issued 396 permits for an estimated cost of \$7,602,495 collected \$82,655 in permit fees. This included 38 new residential, 1 residential remodel, 2 new commercial, 4 commercial remodel, 0 new industrial, 0 industrial remodel, 22 residential plumbing, 54 residential electrical, 202 residential HVAC, 4 commercial plumbing, 5 commercial electrical, 1 commercial HVAC, 0 industrial plumbing, and 1 industrial electrical. 460 total inspections.

7. Public Hearing and Comments:

8. Old Business:

- Mayor Palmer gave the second reading of a beer, wine and distilled spirits pouring license at a location of 115 Soldiers Path, by North Indian Flame Bar & Restaurant Corporation. The proposed store manager is Larry D. Mathis. The public hearing will be on August 28th.

9. New Business:

- Mayor Palmer gave the first reading of an annexation and zoning request of C-2 for 0.45 acres located 306 Highway 53 (057-128), by 7B Calhoun Dev LLC. The Zoning Advisory Board meeting will be held on September 7th and the public hearing September 11th.

- B. Mayor Palmer gave the first reading of an annexation and zoning request of R-1B for 0.69 acres located at 179 Kentucky Drive (066-062), by Blanche Gaston. The Zoning Advisory Board meeting will be held on September 7th and the public hearing September 11th.
- C. Mayor Palmer gave the first reading of an annexation and zoning request of R-1B for 1.75 acres located on the corner of Linda Lane and Cherry Street (055-234 & 055-235), by Habitat for Humanity of Gordon County. The Zoning Advisory Board meeting will be held on September 7th and the public hearing September 11th.
- D. Mayor Palmer gave the first reading of amendments to Part 2, Appendix A – Zoning, Article VI-General Provisions of the Code of Ordinances to increase the minimum requirements for off-street parking spaces, single-family parking spaces, drive-thru and stacking lanes. The public hearing will be on September 11th.
- E. Mayor Palmer read a special event permit and road closure request by United Way of Gordon County for Unity Run 2023, to be held on Tuesday, September 26th. Setup will begin at 4:00 pm and breakdown at 9:00 pm. The Unity Run will begin at 209 South King Street, turning right on Pine Street, then left on River Street, left on Oothcalooga Street, right on GA-53 Spur, left on River Street at the traffic light, right onto 2nd Avenue, then ending at the Calhoun Depot on South King Street. Approved by GDOT on June 29th. Recommended for approval by the Downtown Development Authority on July 6th. Mayor Pro Tem Edwards made a motion to approve the request. Councilmember Denmon gave a second with all voting aye. Motion approved.
- F. Mayor Palmer read a parade request on the traditional route by Gordon Central High School for the Gordon Central High School Homecoming Parade on Thursday, September 28, 2023 at 7:00 p.m. Recommended for approval by the Downtown Authority on August 2nd. Councilmember Denmon made a motion to approve the request pending GDOT approval. Councilmember Moyer gave a second with all voting aye. Motion approved.
- G. Mayor Palmer stated a motion needed to reappoint Stacey Abernathy to the Zoning Advisory Board for a three-year term. Mayor Pro Tem Edwards made a motion to approve the reappointment of Stacey Abernathy. Councilmember Palazzolo gave a second with all voting aye. Motion approved.
- H. Mayor Palmer stated a motion needed to reappoint Lucia Eastham to the Zoning Advisory Board for a three-year term. Mayor Pro Tem Edwards made a motion to approve the reappointment of Lucia Eastham. Councilmember Moyer gave a second with all voting aye. Motion approved.

10. Other Written Items Not on the Agenda

11. Work Reports

- A. Paul Worley, City Administrator had nothing to report.
- B. Kyle Ellis, Utilities Administrator advised council members that the first of the two new nuclear units at Plant Vogtle officially entered into commercial service at the beginning of this month, making it the first nuclear reactor built in the U.S. in more than three decades. Unit 3 produces approximately 1,100 megawatts of electricity. Calhoun's current portion of Unit 3 output is 5 megawatts, or enough power for over 1,000 homes. We will receive additional energy out of Unit 3 in the future and Unit 4 when it

comes into commercial operation later this year. This is a huge investment, which will play a big part in planning for the future for Calhoun Utilities. When all resources are available Vogtle Units 3 and 4 will provide 25 megawatts of clean energy for the next 60 to 80 years for the residents of Calhoun.

C. George Govignon, City Attorney had nothing to report.

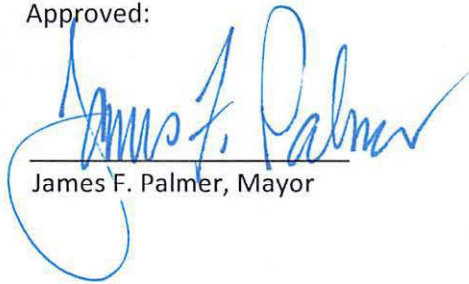
12. Motion to move to Executive Session, if needed

13. Motion to return to General Session

14. Motion to Adjourn

There being no other business to come before the Council, Councilmember Palazzolo made a motion to adjourn. Councilmember Moyer gave a second with all voting aye. The motion was approved and the meeting adjourned at 7:26 p.m.

Approved:


James F. Palmer, Mayor

Submitted:


Sharon Nelson, City Clerk



**RESOLUTION OF CITY OF CALHOUN, GEORGIA (“CITY”)
AGREEING TO SETTLE WITH PUBLIX SUPER MARKETS, INC.
CONCERNING THE PRESCRIPTION OPIOID LITIGATION**

WHEREAS, the City initiated litigation against certain manufacturers, distributors, and pharmacy chains in *In re: National Prescription Opiate Litigation*, MDL 2804, to hold them accountable for the opioid epidemic and to seek equitable and monetary relief;

WHEREAS, defendant Publix Super Markets, Inc. (“Publix”) has separately reached a settlement framework with certain local government entities;

WHEREAS, certain Georgia local government entities seek to resolve the litigation with Publix and maximize the recovery from this settlement; and

WHEREAS, the City desires to agree to settle with Publix;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF CALHOUN COUNCIL, AS FOLLOWS:

Section 1. The City Council, as the governing body of the City, hereby agrees to settle with PUBLIX and to be bound by the Release and

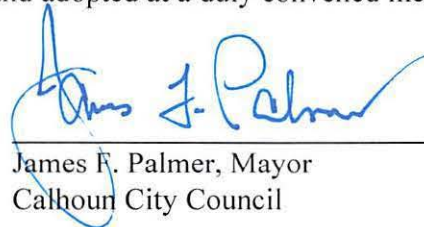
Section 2. The City Council hereby appoints James F. Palmer as the duly appointed representative of the City for the purposes of agreeing to be bound by the settlement agreement.

Section 3. The City Council directs the duly appointed representative of the City to execute the settlement agreement with Publix upon such terms approved by the _____ with the advice of the City Attorney.

Section 4. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 5. This Resolution shall be in full force and effect from and after its adoption as provided by law.

This Resolution was introduced, seconded and adopted at a duly convened meeting of the City Council, held on ~~April~~ July 24, 2023.



James F. Palmer, Mayor
Calhoun City Council

ATTEST:



Sharon Nelson, City Clerk
(CITY SEAL)

General Government Cash Report

General Government Operating Account

| | | |
|-------------------------------------|----------|---------------------|
| General Fund | Checking | \$ 2,634,373.20 |
| Restricted Cash - Excise | Checking | 0.22 |
| Cash | Pay Pal | (139.83) |
| Solid Waste | Checking | 74,142.84 |
| Confiscated Assets | Checking | - |
| School Trust | Checking | 100,755.60 |
| Municipal Court | Checking | 6,895.34 |
| Hotel-Motel Fund | Checking | (14,409.76) |
| Recreation | Checking | 214,061.65 |
| Recreation - Hotel / Motel | Checking | 169,660.22 |
| SPLOST 2018 | Checking | (36,349.00) |
| Golf | Checking | 549,320.18 |
| Golf Renewal & Replacement Reserves | Checking | 600,000.00 |
| American Rescue Plan Act (ARPA) | Checking | 2,382,770.20 |
| Total Operating | | 6,681,080.86 |

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| Reserves - Restricted / Renewal & Replacement | Savings | 0.35 |
| Specified Funds / Renewal & Replacement | Savings | 1,487,267.36 |
| Total Reserves | | 1,487,267.71 |

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| 2018 SPLOST - Uncommitted | Checking | 3,516,642.52 |
| 2018 SPLOST - Committed | Checking | 688,572.90 |
| Total | | 4,205,215.42 |

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| Fire Department Donations | Public Checking | 6,154.78 |
| Revolving Loan | Checking | 174,572.36 |
| Police Special #1 | Money Market | 6,504.10 |
| Police Special #2 | Checking | 31,192.16 |
| Police #3 Fed Funds | Money Market | 30,032.79 |
| Police #4 Evidence | Checking | 58,554.56 |
| Police PEPI Account | Checking | 2,259.45 |
| Police ICE Funds | Checking | 20,773.46 |
| School Debt Service | Savings | 5,023,777.22 |
| City of Calhoun Investment Account | Money Market | 1,836,084.96 |
| Total Special Funds, Reserves and Savings | | 7,189,905.84 |

GRAND TOTAL - 6/30/2023 **\$ 19,563,469.83**

Component Unit Cash

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|--|----------------------|
| Downtown Development Authority | \$ 38,604.59 |
| Downtown Development Authority - Hotel/Motel Tax | 123,812.67 |
| | \$ 162,417.26 |

General Government Investments

City of Calhoun - Various Investments

| | |
|---|-------------------------|
| Reserves held in investments - \$3,426,352.73 | \$ 15,562,064.99 |
| ARPA | - |
| | \$ 15,562,064.99 |

Hotel/Motel 6/30/23 Report

Amount Received from GMA & Paid to Vendor for FY23

| Vendor # | Vendor Chamber of Commerce | Jul paid In Sep 2022 | Aug paid In Oct 2022 | Sep paid In Nov 2022 | Oct paid In Dec 2022 | Nov paid In Jan 2023 | Dec paid In Feb 2023 | Jan paid In Mar 2023 | Feb paid In Apr 2023 | Mar paid In May 2023 | Apr paid In Jun 2023 | May paid In Jul 2023 | Jun paid In Aug 2023 | Total |
|----------|--|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| 29 | City of Calhoun-Unrestricted | \$ 45,253.70 | \$ 34,453.10 | \$ 37,534.23 | \$ 30,655.04 | \$ 42,549.45 | \$ 29,431.39 | \$ 29,867.68 | \$ 31,574.00 | \$ 49,168.29 | \$ 36,143.53 | | | \$ 366,630.41 |
| 1346 | City of Calhoun-Restricted | 38,788.89 | 29,531.22 | 32,172.20 | 26,275.74 | 36,470.95 | 25,226.91 | 25,600.88 | 27,063.44 | 42,144.25 | 30,980.18 | | | 314,254.66 |
| 1346 | Calhoun Recreation Dept. | 6,464.81 | 4,921.87 | 5,362.03 | 4,379.29 | 6,078.49 | 4,204.48 | 4,266.81 | 4,510.57 | 7,024.04 | 5,163.36 | | | 52,375.75 |
| 3132 | Total Paid By H/M Fund | <u>12,929.63</u> | <u>9,843.74</u> | <u>10,724.07</u> | <u>8,758.58</u> | <u>12,156.98</u> | <u>8,408.97</u> | <u>8,533.63</u> | <u>9,021.15</u> | <u>14,048.08</u> | <u>10,326.73</u> | | | <u>104,751.56</u> |
| | Paid to Industrial Development by City of Calhoun | <u>\$ 10,000.00</u> | <u>\$ 10,000.00</u> | <u>\$ 10,000.00</u> | <u>\$ 10,000.00</u> | <u>\$ 10,000.00</u> | <u>10,000.00</u> | <u>10,000.00</u> | <u>10,000.00</u> | <u>10,000.00</u> | <u>10,000.00</u> | | | <u>\$ 100,000.00</u> |
| | Paid to Downtown Development by City of Calhoun | <u>\$ 100,000.00</u> | | | | | | | | | | | | <u>\$ 100,000.00</u> |

Balance in City Held Accounts as of 6/30/2023

| | Beginning Balance as of 7/1/2022 | Revenue | Expenses | Balance as of June 30, 2023 |
|------------------------------|----------------------------------|---------------|-----------------|-----------------------------|
| City of Calhoun-Unrestricted | \$ 647,524.70 | \$ 314,254.66 | \$ (100,000.00) | \$ 861,779.36 |
| City of Calhoun-Restricted | \$ 8,147.93 | \$ 52,375.75 | \$ (51,500.83) | \$ 9,022.85 |
| Downtown Development | \$ 93,242.16 | \$ 100,000.00 | \$ (69,429.49) | \$ 123,812.67 |
| Calhoun Recreation Dept. | \$ 145,908.66 | \$ 104,751.56 | \$ (81,000.00) | \$ 169,660.22 |

Utilities Cash Report

Utility Operating Account

| | | |
|--------------------------|----------|---------------------|
| Electric | Checking | \$ 2,766,766.22 |
| Water & Sewer | Checking | 306,962.62 |
| Telecommunications | Checking | 1,745,394.56 |
| Utilities Administration | Checking | 1,424,502.30 |
| Total Operating | | 6,243,625.70 |

| | | |
|---|---------------------|----------------------|
| Electric Reserves & Unrestricted Investments | Reserves - Checking | 3,132,595.85 |
| Telecom Reserves & Unrestricted Investments | Reserves - Checking | 408,018.00 |
| Water / Sewer Reserves & Unrestricted Investments | Reserves - Checking | 1,347,872.39 |
| Bond Sinking Fund | Savings | 1,288,990.51 |
| Utility Deposits | Checking | 921,375.61 |
| City of Calhoun Shuler Bond | Savings | 38,468.48 |
| City of Calhoun Investment Account | Money Market | 8,413,686.58 |
| Total Savings & Reserves | | 15,551,007.42 |

GRAND TOTAL - 6/30/2023

\$ 21,794,633.12

Utilities Investments

| | |
|--|-------------------------|
| Electric | \$ 14,490,858.81 |
| Water | \$ 21,568,114.10 |
| Sewer | \$ 5,000,039.60 |
| Telecommunications | \$ 1,492,371.74 |
| City of Calhoun - Various Investments | \$ 42,551,384.25 |