

**CITY OF CALHOUN
REGULAR CITY COUNCIL MEETING
DEPOT COMMUNITY ROOM
109 SOUTH KING STREET
OCTOBER 14, 2002, 7:00 P.M.**

MINUTES

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

**ALSO: William P. Bailey, City Attorney
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. Councilman Denmon gave the invocation.
2. Mayor Palmer led the group in the Pledge of Allegiance to the United States Flag.
3. Minutes of the September 23, 2002 regular City Council meeting were approved as written.
4. Mayor's comments:
 - a. Mayor Palmer stated at this time, there would be a special presentation by Councilwoman Potts and Ken Payne of the Main Street Partnership. Councilwoman Potts stated it was the desire of the Main Street Partnership to present pictures that had been framed to Therrell Goswick, Police Chief and Lenny Nesbitt, Fire Chief as a statement of "We shall not forget September 11." Councilwoman Potts stated the Main Street Program wished to recognize both the police department and fire department for their efforts in providing safety for the residents of the City of Calhoun. Attorney Bailey stated he wished to commend both organizations. He stated the Main Street Partnership has many functions, some that bring thousands of visitors into the downtown area. He stated of all those functions he has attended, he has never seen an occasion when there was anyone out of line. The events are managed in such a professional manner that the management is not seen and everyone has an opportunity to have a good time and enjoy fellowship with each other. Attorney Bailey stated it provided a great sense of pride to be able to live in a community in which that was still possible. Mayor Palmer stated he agreed with Mr. Bailey's comments and he, too had enjoyed the benefits of the functions provided by Main Street Partnership and the excellent manner in which they were managed and safety provided for all citizens.
 - b. Mayor Palmer reminded the public of the Gordon Hospital Fun Run on October 15, 2002 from 6:30 p.m. until 7:30 p.m.

- c. Mayor Palmer reminded the Council of the GMA Regional Caucus that is to be held at the Depot, with the City of Calhoun being the host city. The event will begin at 6:00 p.m. on October 16, 2002 and it will concern landfill and solid waste issues for cities and counties. Mayor Palmer stated that based on the format, he had invited members of the Gordon County Commission to attend.
- d. Mayor Palmer reminded everyone of the Mayor's Motorcade to the Northwest Regional Hospital on December 10, 2002 at 10:00 a.m. He stated this is an annual event he enjoys being a part of each year and it gives the community an opportunity to provide gifts and prayers for those patients at Northwest Regional Hospital who were residents of the Calhoun, Gordon County community, who might not otherwise be acknowledged at Christmas.
- e. Mayor Palmer asked the Council to review the GMA Mayor's Day agenda, which is scheduled from January 25 through 27, 2003, and to notify Cathy Harrison of the dates they can attend in order for registration to be completed.
- f. Mayor Palmer gave a report regarding the recreation department. He stated the recreation department football and soccer programs are almost over, with participant numbers being similar to the 2001 season. They had 378 football players and cheerleaders for ages 7-12 and 368 boys and girls from ages 4 to 13 playing soccer. There were over 160 volunteer coaches. An agreement has been signed with the Gordon County recreation department to play the football all-star games on Saturday, November 16, at the Phil Reeves Stadium for ages 7-8, 9-10 and 11-12. The Georgia Parks and Recreation Association has voted Calhoun to host the 5th District Soccer Tournament, which includes A, B and C Division teams. This tournament will be November 9 at the Calhoun River Park Complex. The business expo will be at the recreation gym on October 16 and 17. The park cleanup from the storm is 90% complete.

5. Council Comments:

- a. Mayor Pro Tem Shelton stated:
 - 1) During the month of September 2002, the police department made 741 cases, of which 24 were for driving under the influence and they anticipate fines of \$140,050.00 from the cases made. They issued 152 speeding citations and 331 warning tickets and they collected \$107,555.00 in fines against previous cases. Officers worked 74 highway accidents with 8 injuries, 25 private property accidents with no injuries, provided 86 escorts and responded to 141 alarms. They logged 57,453 miles on patrol during the month of September.
 - 2) The fire department responded to 76 calls for service with estimated fire damages of \$5,000.00. They responded to 25 accidents with 20 injuries. They responded to 24 false alarms, 4 vehicle fires, 2 brush fires, 1 dumpster fire, 8 hazardous material leaks, 1 live wire and 8 other miscellaneous calls. The fire department employees constructed a 10 by 20 foot storage building with no labor costs to the city. The fire inspector conducted 36 inspections, which included 7 annual inspections, 11 new, 8 requested and 10 follow up inspections and attended two pre-construction meetings.
 - 3) Mayor Pro Tem Shelton stated at this time the Public Safety Director and Fire Chief had comments regarding a mutual aid agreement. Public Safety Director Peterson stated it is the recommendation of the fire chief and

himself that the City of Calhoun join the Georgia Mutual Aid Group, which will allow the city to provide services for other communities in times of emergency and to receive assistance from other fire departments and firefighters in our community in a time of emergency. This relationship is under the Georgia Code and would present no liability to either party. If the city joins the mutual aid group, the city fire chief, Lenny Nesbitt will serve on the Board of Director for the group. Following review of the proposed resolution allowing the city to become a member of the Georgia Mutual Aid Group, Mayor Pro Tem Shelton made a motion to approve the resolution and to authorize the action. The motion was seconded by Councilman Denmon, with Mayor Pro Tem Shelton, Councilman Denmon, Councilman Woods and Councilwoman Potts voting affirmatively, motion carried.

b. Councilman Woods stated:

- 1) The electric department completed construction of Bruster's Store and additional primary installation at the Wayne Hall condominium project, the Calhoun High School football concession service that had been rebuilt, as well as new services for Cat Craft on Executive Drive and Shaw Industries on Hurley Road. They are beginning to work with the engineering group regarding expansion of Gordon Hospital. The electric personnel worked 55 street and security lighting orders throughout the service area, with a total of 97 work orders for new business and maintenance.
- 2) Telecommunications completed the new T-1 internet connections for Georgia Cumberland Academy and will have Mannington Industries on line this week. Additional Dixie Industries 100 megabit connection to Dalton has been completed. The Calnet crews have assisted in the USA Software installation for the Calhoun police department and four computer workstation installations in various city departments.
- 3) The generator operated 72 hours in September, producing 1.5 million kWh at an average price of 5.512¢ per kWh. The energy market remains soft; therefore, the Calhoun generator strike price has produced limited hours of operation.
- 4) During the month of September, the electric department issued 65 permits, provided 49 inspections and set 29 meters. They purchased and resold a record number of kilowatt hours in August: 36,689,232.

c. Councilman Denmon stated:

- 1) The water treatment plant treated a daily average of 13.287 million gallons per day (MGD) of raw water during the month.
- 2) The waste treatment plant treated a daily average of 8.138 MGD. The average BOD effluent was 10, the average suspended effluent was 17 and the average COD effluent was 100.
- 3) The water and sewer construction department made 41 water taps in the month and 7 sewer taps. They installed 800 feet of 6-inch water line along Langston Road to a new subdivision and installed 2,500 feet of 12-inch line along Marine Drive.
- 4) The building inspector issued 59 permits during the month for total construction of \$1,393,500.00. They provided a total of 177 inspections.

d. Councilwoman Potts stated:

- 1) The street department hauled 58 loads of stone. The street sweeper cleaned 45 miles of curb and gutter. They installed 27 new signs and completed 23 shop work orders. They continue to make progress on the BB&T Community Park in the downtown area. They hauled in 75 loads of fill dirt, worked on curbs, sidewalks and utilities that will go underground. The gazebo, fencing and other structures will be in construction soon. The street department paved the following city streets: Bowling Industrial Way, Highpoint Drive, Mims Drive, Hawthorne Drive, College Street, Sunset Drive, Thornwood Drive, Thornwood Place, Shadowood Drive, Maplewood Drive, Evergreen Place, Debbie Place, Meadow Lane, Boulevard Heights, Richardson Road, Cherry Hill Drive, Cherry Hill Circle, Boston Road, Woodland Avenue, Short Chandler Street and Windy Hills Cul-de-sac. The second phase of the Line Street-Dews Pond sidewalk began with the sawing of 2650 feet of asphalt and digging out 1750 feet along the side of the road for curb and sidewalk. They installed 84 feet of 18-inch pipe and poured 1450 feet of curb. They removed old asphalt from 8th Street and put down a stone base. They set up 300 chairs at the Depot for the 9/11 memorial service and ran the storm water maintenance plan on September 25.
- 2) The sanitation department ran their commercial trash routes and they serviced and washed vehicles. They gained two 4-yard dumpster account and one 8-yard dumpster account.
- 3) The parks department personnel provided routine maintenance on city property, water tank sites and right-of-ways. The maintenance crew worked on repairs at various city departments and assisted with building new offices at the electric department.

6. Public Hearings and Comments:

- a. Mayor Palmer stated at this time, public hearings on zoning matters would be held. The public would have the opportunity to make pro and con comments with a ten-minute maximum time limit for each side of the matter. Each person speaking would be required to have filed a Financial Disclosure Statement five days prior to the hearing, and each person would be required to give their name and address before speaking. An inquiry was made to determine if any of the elected officials had filed a disclosure statement regarding ownership or special interest in the agenda items. The response was negative.

STANDARDS GOVERNING THE EXERCISE OF ZONING POWER

- (1) Whether the zoning proposal will permit a use that is suitable in view of the use and development of adjacent and nearby property.
- (2) Whether the zoning proposal will adversely affect the existing use or usability of adjacent or nearby property.
- (3) Whether the property to be affected by the zoning proposal has a reasonable economic use as currently zoned.
- (4) Whether the zoning proposal will result in a use which will or could cause an excessive or burdensome use of existing streets, transportation facilities, utilities or schools.
- (5) Whether there will be capital costs for capital improvements to serve the area. Capital costs shall include water mains, sewer mains, new street

pavement or widening, new fire stations or equipment, new police stations or equipment, and other like costs.

- (6) Whether the zoning proposal is in conformity with the policy and intent of the land use plan.
- (7) Whether there are other existing or changing conditions affecting the use and development of the property which give supporting grounds for their approval; or disapproval of the zoning proposal.
- (8) Whether there are other factors relevant to balancing the interest in promoting the public health, safety, morality or general welfare against the right to the unrestricted use of property.

VARIANCE CONSIDERATIONS (ONE OR MORE)

- (a) There are extraordinary and exceptional conditions pertaining to the particular piece of property in question because of its size, shape or topography.
- (b) The application of this ordinance to the particular piece of property would create an unnecessary hardship.
- (c) Such conditions are peculiar to the particular piece of property involved.
- (d) Relief, if granted, would not cause substantial detriment to the public good or impair the purposes and intent of this ordinance, provided, however, that no variance may be granted for a use of land or building or structure that is prohibited by this ordinance.

- 1) Mayor Palmer read a request by the city school system for a mobile unit to be located at the elementary school in the rear.
 - a) A public hearing was opened.
 - b) Harrison reported that notification to adjoining property owners had been completed, signs had been placed on the property and notices had been published in the local legal organ.
 - c) Councilwoman Potts stated the Zoning Advisory Board met on this matter on October 10, 2002 at 4:30 P.M. She stated based on the need for additional classrooms for the school until the new structures are built, the Zoning Advisory Board recommended the matter be approved.
 - d) Mayor Palmer inquired if there were any comments by the applicant or the public. There were none and the public hearing was closed.
 - e) Following review of the four standards of variance considerations, the Mayor and Council made the following findings, numbered in accordance to the standards listed above:

- (a) N/A
- (b) The application of the zoning ordinance not allowing the mobile unit would create a hardship for the school until the new school is constructed.
- (c) N/A
- (d) If relief is granted, it would not cause substantial detriment to the public good or impair the purpose or intent of the ordinance.

- f) Councilwoman Potts made a motion waive the third and fourth reading and to approve the variance request for a mobile classroom, second by Councilman Woods, with Councilwoman

Potts, Councilman Woods, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.

- 2) Mayor Palmer read a zoning variance request by T. Joseph Campbell for a 7-foot variance at the rear of his present home and a 2-foot variance on the north side of the property in order to construct an addition to the existing house at 415 Pisgah Way.
 - a) A public hearing was opened.
 - b) Harrison reported that notification to adjoining property owners had been completed, signs had been placed on the property and notices had been published in the local legal organ.
 - c) Councilwoman Potts stated the Zoning Advisory Board met on this matter on October 10, 2002 at 4:30 P.M. and based upon the report of the Zoning Review Committee, they determined the request would not have any detriment to the adjoining properties and in fact, one resident who adjoins the property had called to verify that she was in favor of the request being granted. Councilwoman Potts stated based on this information, the Zoning Advisory Board had recommended approval of the zoning variance.
 - d) Mayor Palmer inquired if there were any comments by the applicant or the public.
 - e) Mr. Thomas Greeson, representing Mr. T. Joseph Campbell, stated it was the desire of Mr. Campbell to provide an addition to his home which would encroach on the setbacks in these two areas to a small degree.
 - f) There were no other comments and the hearing was closed.
 - g) Following review of the four standards of variance considerations, the Mayor and Council made the following findings, numbered in accordance to the standards listed above:

(a)	N/A
(b)	The application of this ordinance on this particular piece of property would create an undue hardship, since the lot is smaller and the addition to the home would not be allowed without the granting of the variance.
(c)	N/A
(d)	If relief is granted, it would not cause substantial detriment to the public good or impair the purpose or intent of the ordinance.
 - f) Councilwoman Potts made a motion to waive the third and fourth reading and to approve the request for a 7-foot variance at the rear and a 2-foot variance on the north side of the property, second by Councilman Woods, with Councilwoman Potts, Councilman Woods, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
- 3) Mayor Palmer gave a second reading of the request by Russell Owen for a zoning variance for partial relief of the required buffer between R-1 and R-2 zoned property at Harmony Church Road and Park Place. The variance would be for 20 feet at the widest point and one foot at the most narrow point of the variance, extending approximately 350 feet. The

proposed development is for condominiums adjoining a single-family development in process. Both developments are owned by Mr. Owen.

- a) A public hearing was opened.
- b) Harrison reported that there were no notifications to adjoining property owners since Mr. Owen is the only adjoining property owner. However, signs had been placed on the property and notices had been published in the local legal organ.
- c) Councilwoman Potts stated the Zoning Advisory Board met on this matter on October 10, 2002 at 4:30 P.M. She stated all the property in question, both the single-family development and the condominium development is in process and is owned and being developed by Mr. Owen. The variance request will only affect the backs of two residential lots and a fence will be installed between the properties. She stated based upon these considerations, the Zoning Advisory Board had recommended approval.
- d) Mayor Palmer inquired if there were any comments by the applicant or the public.
- e) Mr. Owen stated he had no additional comments but would be available if there were any questions. There wer none and the public hearing was closed.
- e) Following review of the four standards of variance considerations, the Mayor and Council made the following findings, numbered in accordance to the standards listed above:

- | | |
|-----|---|
| (a) | N/A |
| (b) | The application of this ordinance would present an unnecessary hardship based upon the fact that it would only intrude on two residential lots that have not been developed nor sold and which would have a fence between the properties. |
| (c) | N/A. |
| (d) | Relief, if granted, would not cause substantial detriment to the public good or impair the purpose and intent of the ordinance. |

- f) Councilwoman Potts made a motion to waive the third and fourth reading and to approve the request for the variance, second by Councilman Woods, with Councilwoman Potts, Councilman Woods, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.

b. Other Hearings: **none.**

7. Old business:

- a. Mayor Palmer stated the city had recently approved an amendment to House Bill 489 for three issues, and one of those issues was water and waste water services provided throughout the county. He stated these three items had been adopted by the city and had been forwarded to other cities throughout the county for their consideration. He stated the City of Fairmount had asked that the wastewater services, which were addressed for City of Calhoun, be amended to allow the same consideration for the City of Fairmount also. The proposed amendment

would include the same relief and the same restrictions for the City of Calhoun and the City of Fairmount. Following review of the proposal, Councilman Woods made a motion to approve the newly amended House Bill 489 regarding water and waste water services for all the cities and Gordon County. The motion was seconded by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.

- b. Attorney Bailey reviewed the appraised value he had obtained from a recent property appraisal in a condemnation issue for property adjoining the Stanley Simpson property near the water plant, which he wishes to donate to the city. Based upon the appraisal for the other adjoining property, the value of the property is estimated at \$98,784.69. Attorney Bailey recommended this value be allowed for a letter of acceptance of the donation. Following discussion, Councilwoman Potts made a motion to approve the value of \$98,784.69 as a value for the property near the water plant, with a letter of acceptance being forwarded to Mr. Stanley Simpson. The motion was seconded by Mayor Pro Tem Shelton, with Councilwoman Potts, Mayor Pro Tem Shelton, Councilman Woods and Councilman Denmon voting affirmatively, motion carried.

8. New business:

- a. Mayor Palmer gave a first reading of a revolving loan request by Emory Cantrell for a \$500,000 loan to construct a mini-mall on Highway 53 West, which would contain 8 units and create 30 retail jobs with a minimum of 51% being low to moderate income jobs. Councilman Denmon made a motion to set the public hearing for October 28, 2002 at 7:00 p.m. with a decision being contingent upon an annexation and zoning request by Mr. Cantrell. The motion was seconded by Councilman Woods, with Councilman Denmon, Councilman Woods, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.
- b. A first reading was given of a request for zoning of C-2 and annexation by Emory E. Cantrell for property formerly owned by Raymond Bagwell on Highway 53 West adjoining the east side of Belmont Baptist Church. This would be one of two lots purchased by Mr. Cantrell, with the other lot currently being located in the city. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilwoman Potts made a motion to set the public hearing at that date and time, second by Mayor Pro Tem Shelton, with Councilwoman Potts, Mayor Pro Tem Shelton, Councilman Woods and Councilman Denmon voting affirmatively, motion carried.
- c. A first reading was given of a request for a zoning change from C-N to R-2 for property at 806 Court Street by Frank Gentry, Jr. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilman Woods made a motion to set the public hearing at that date and time, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.
- d. A first reading was given of a request for a zoning variance by MTD, Inc. for rebuilding of a sign damaged during the May 1 storm at the Gordon Hills Shopping Center on South Wall Street. The sign is an on-premise sign that serves 16 businesses in the mall. Mayor Palmer stated the earliest date for a public

hearing would be November 11, 2002 at 7:00 p.m. Councilman Woods made a motion to set the public hearing at that date and time, second by Councilman Denmon, with Councilman Woods, Councilman Denmon, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.

- e. A first reading was given of a request for zoning of R1-B and annexation of approximately 24.4 acres on Dews Pond Road by Ray Reece and Buddy Stansel as agents for Mary Ruth Taylor. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilman Denmon made a motion to set the public hearing at that date and time, second by Councilwoman Potts, with Councilman Denmon, Councilwoman Potts, Councilman Woods and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - f. A first reading was given of a zoning variance request by the Calhoun First Presbyterian Church at 829 Red Bud Road to allow location of a 49 x 14 foot modular classroom for youth programs. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilman Denmon made a motion to set the public hearing at that date and time, second by Councilman Woods, with Councilman Denmon, Councilman Woods, Councilwoman Potts and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - g. A first reading was given of a request for zoning of C-2 and annexation by Bryan Wright of approximately 4.4 acres at 924 South Wall Street, adjoining the Curtis Pack property, for development of a mini-mall. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilwoman Potts made a motion to set the public hearing at that date and time, second by Councilman Woods, with Councilwoman Potts, Councilman Woods, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
 - h. Mayor Palmer read a request by Mr. Clay Slaughter requesting to be buried underneath his wife, Shirley Peeler Slaughter in the remaining grave space she has next to her first husband, Mr. Ernest Peeler. Mayor Palmer stated the current cemetery ordinance prohibits the burial of more than one person per grave space without the approval of the city. Mayor Palmer stated the Council considered this at the work session and based upon safety reasons, there was great concern that the grave would need to be approximately 12 feet in depth. This depth would provide shoring problems and could also provide problems with the graves next to the grave space, since there is very little distance between the spaces. Following discussion, Councilman Woods made a motion, with all due respect to the requester, to deny the request for safety reasons but to notify the family of the options that were available to Mr. Slaughter and his wife regarding relocation to three grave spaces in the adjoining Section EE of the cemetery. The motion was seconded by Councilwoman Potts, with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.
9. Other written items not on the agenda:
- a. Mayor Palmer stated the police department had requested the city to declare several vehicles as surplus property to allow them to be sold by sealed bid, in

order that they should not sit out during the winter months and lose value. These items are as follows:

Year	Model	VIN
1991	Crown Victoria	2FACP72FXMX181804
1988	Nissan 300 ZX	JN1HZ14S5JX270072
1986	Jeep Cherokee	1JTHX7814GT034874
1981	Chevrolet Malibu Classic	161AW27J3BD441090
1988	Ford Mustang Convertible	1FABP45E8JF143864
1989	Lincoln Town Car	1LNBM82F2KY671795
1990	Ford Tempo GL	1FAPP36XXLK117387

Following discussion, Councilwoman Potts made a motion to declare the items as surplus property and to authorize the sale through sealed bids. The motion was seconded by Councilman Woods, with Councilwoman Potts Councilman Woods, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.

- b. Mayor Palmer gave a first reading of a request for zoning of PRD and annexation of approximately 22.36 acres on Highway 53 and the Old Fairmount Highway by Jack Lamar Perry. Mayor Palmer stated the earliest date for a public hearing would be November 11, 2002 at 7:00 p.m. Councilman Denmon made a motion to set the public hearing at that date and time, 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:

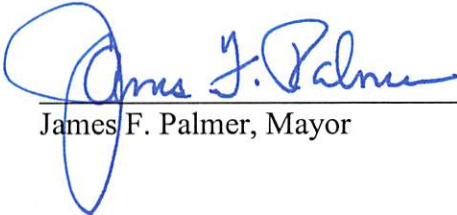
- a. Kelly Cornwell, Director of Utilities: **none.**
- b. Eddie Peterson, Director of Public Safety and Public Works: **none.**

11. Attorney Bailey stated it was not necessary to move to executive session at this time.

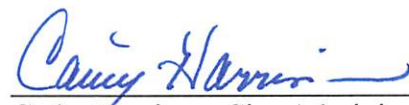
12. Councilman Woods made a motion to adjourn, second by Councilwoman Potts with Councilman Woods, Councilwoman Potts, Councilman Denmon and Mayor Pro Tem Shelton voting affirmatively, motion carried.

Approved:

Submitted:



 James F. Palmer, Mayor



 Cathy Harrison, City Administrator

**CITY OF CALHOUN
GEORGIA**

RESOLUTION

A RESOLUTION TO AUTHORIZE THE **CALHOUN FIRE DEPARTMENT** TO FORM A MUTUAL AID RESOURCE PACT WHICH SHALL BE A PUBLIC CORPORATION; TO RENDER AND RECEIVE AID AND ASSISTANCE FOR DISASTROUS INCIDENT SUPPRESSION, PREVENTION AND RESCUE/MEDICAL RESPONSES TO/FROM MEMBERS OF THE GEORGIA MUTUAL AID GROUP.

WHEREAS, disastrous incidents and immediate response emergencies occur, during which conditions of extreme peril exist which threaten the safety of person and property; and

WHEREAS, disastrous incidents and immediate response emergencies potentially present major public safety conditions, which are likely to be beyond the control of the personnel, equipment, facilities, and other resources of the **Calhoun Fire Department**; and

WHEREAS, other political subdivisions of the State of Georgia are likely to be confronted with similar disastrous incidents and immediate response emergencies, which are likely to be beyond control of the personnel, equipment, facilities and other resources of those jurisdictions; and

WHEREAS, by combining the resources of the **Calhoun Fire Department** with the resources of the other political subdivisions of the State of Georgia during disastrous incidents and immediate response emergencies, the life and properties of all citizens may be better protected; and

WHEREAS, the **Calhoun Fire Department** desires to provide the best possible protection to its citizens, businesses, and visitors; and

WHEREAS, the **Calhoun Fire Department** desires to prevent disastrous incidents from occurring; and

WHEREAS, the **Calhoun Fire Department** desires to maximize the protection of life and property when disastrous incidents and immediate response emergencies occur; and


WHEREAS, the State of Georgia has provided for Mutual Aid Resource Pacts through O.C.G.A. §25-6-1, *et seq.* and O.C.G.A. §36-69-1 *et seq.*

NOW THEREFORE, BE IT RESOLVED, as follows:

Section 1: That the **Calhoun Fire Department** may render aid and assistance during disastrous incidents and other immediate response emergencies outside its jurisdiction; and


- Section 2: That the **Calhoun Fire Department** may form a Mutual Aid Resource Pact, known as the Georgia Mutual Aid Group, with other jurisdictions, as defined on O.G.C.A. §25-6-1 *et seq.*, the Georgia Mutual Aid Group being a public corporation.
- Section 3: That the Georgia Mutual Aid Group shall be governed by O.C.G.A. §25-6-1 *et seq.*
- Section 4: That the **Calhoun Fire Chief** or his/her designee shall be authorized to act on behalf of the **Calhoun Fire Department** on all matters relating to the activities and functions of the Mutual Aid Resource Pact once it has been established.
- Section 5: That the **Calhoun Fire Department** may withdraw from the Georgia Mutual Aid Group by resolution and vote of the **CITY OF CALHOUN** pursuant to O.C.G.A. §25-6-1 *et seq.*
- Section 6: That the **Calhoun Fire Department's** liabilities, privileges, and immunities, including those of its firefighters and other persons acting on its behalf, shall be governed by O.C.G.A. §25-6-1 *et seq.*

CITY OF CALHOUN, GEORGIA



James F. Palmer, Mayor

ATTEST:



Cathy Harrison, City Administrator/Clerk