

CITY OF ELBERTON
ORGANIZATIONAL & REGULAR MEETING OF THE ELBERTON MAYOR & COUNCIL

Thursday, January 13, 2011 – 1:00 p.m.

Pursuant to due call and notice thereof the Organizational and Regular Meeting of the Mayor and Council convened at 1:00 p. m. on Thursday, January 13, 2011 in Council Chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

Present were: Council Members Butler, Colquitt, Hunt, Seymour, and Paul; City Attorney Phelps, City Manager Dunn and City Clerk Churney.

Mayor Guest called the meeting to order and led the assembly in the Pledge of Allegiance. City Attorney Phelps led the assembly in prayer. Mayor Guest stated that due to the weather the meeting was moved from Monday, January 10, 2011 at 5:30 p.m. Proper notification was given as required. Mayor Guest thanked the efforts of the Electric Department for traveling to Sylvania, Georgia to assist with utility outages due to the weather.

Mayor Pro tem Seymour nominated Council Member Butler as Mayor Pro tem for the calendar year 2011. Council Member Butler stated that he would like to decline the nomination, nominating Council Member Hunt and motioning to close the nominations. Council Member Paul seconded the nomination and motion to close nominations and the motion passed unanimously.

Mayor Guest then administered the Oath of Office as follows: I, Bobby G. Hunt, do solemnly affirm that I will, to the utmost of my ability discharge the duties of Mayor Pro tem of the City of Elberton, Georgia, during my term of office and until my successor is elected and qualified and that I will support the Constitution of the United States and the State of Georgia, SO HELP ME GOD.

Council Member Paul nominated the firm of Phelps and Campbell, LLC, Attorneys at Law, to act as the City Attorney with Mr. R. Chris Phelps being lead attorney. Council Member Butler seconded the nomination and motioned to close the nominations and the motion passed unanimously. Mayor Guest stated that the Oath of Office would be administered after the meeting.

Council Member Butler nominated Robert A. Johnson as Municipal Court Judge. Council Member Paul seconded the nomination and motioned to close the nominations and the motion passed unanimously. Mayor Guest stated that the Oath of Office would be administered prior to Municipal Court on January 24.

Council Member Butler motioned to approve the minutes of the November 29, 2010 Work Session and December 6, 2010 Regular Meeting as submitted, seconded by Mayor Pro tem Hunt and the motion passed unanimously.

City Manager Dunn stated that the Financial Report through November 2010 is enclosed for review.

General Fund	\$ 4.5 million
Combined Utilities Fund	\$ 23 million
Elberton Technology Services Fund	\$ 1.4 million net loss
Solid Waste Fund	\$ 201,055

Unrestricted Investments-General Fund and Utility Fund	\$ 4.8 million
Restricted Investments (SPLOST & Utility Funds)	\$ 1.3 million

The Elbert County Chamber of Commerce has asked to speak at the February meeting since the January meeting was postponed due to the weather.

Mayor Pro tem Hunt placed Ordinance 2166 on second reading with a heading as follows:

ORDINANCE 2166

AN ORDINANCE TO AMEND CHAPTER 38, UTILITIES; AND TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Mayor Pro tem Hunt motioned to waive the reading of the Ordinance, seconded by Council Member Seymour and the motion to waive passed unanimously. Mayor Pro tem Hunt motioned to adopt the Ordinance as presented, seconded by Council Member Paul and the motion to adopt passed unanimously.

Council Member Butler introduced the following Resolution:

RESOLUTION

WHEREAS: There will be a Municipal General Election held on November 8, 2011 to elect a Council Member each from Ward Two and Three; and

WHEREAS: The Official Code of Georgia, annotated, requires the Mayor and Council to set a qualifying fee that shall be three percent (3%) of the total compensation received by the officials in the preceding calendar year, which is \$266.64 for Council Member; and

WHEREAS: The Georgia State Election Board, Sections 21-2-380.1, instructs the governing authority of each municipality to appoint and certify the appointment of an Election Superintendent/Absentee Ballot Clerk to the Secretary of State's Office; and

WHEREAS: The governing authority shall designate the City Clerk as Election Superintendent/Absentee Ballot Clerk; and

NOW, THEREFORE BE IT RESOLVED, and it is hereby resolved that the Mayor and Council of the City of Elberton do hereby issue a call for a Municipal General Election to be held on November 8, 2011, which will be conducted under the Georgia Code as amended.

BE IT FURTHER RESOLVED by the Mayor and Council of the City of Elberton do hereby adopt

Greg Franklin
Class I Water Treatment State Test
Lilburn, GA
January 4
Registration: \$ 95.00
Travel/lodging: \$ 15.00

Tommy Oglesby
Class I Water Treatment State Test
Lilburn, GA
January 15
Registration: \$ 95.00
Travel/lodging: \$ 101.63

3. Authorized the City Manager to notify Ga. DOT to cancel the Clairmont Avenue extension project due to cost, and to de-obligate state aid funds for that purpose.

City Manager Dunn stated that the monthly reports to Council are enclosed in the packet.

After the meeting, Mayor Guest administered the following Oaths of Office:

City Attorney: I, R. Chris Phelps, do solemnly affirm that I will, to the utmost of my ability, discharge the duties of City Attorney of the City of Elberton, Georgia, during my term of office and until my successor is appointed, and that I will support the Constitution of the United States and the State of Georgia, SO HELP ME GOD.

Municipal Court Judge: I, Robert A. Johnson, do solemnly affirm that I will, to the utmost of my ability, discharge the duties of Municipal Judge of the City of Elberton, Georgia, during my term of office and until my successor is appointed, and that I will support the Constitution of the United States and the State of Georgia, SO HELP ME GOD.

There being no further business to come before Council, upon proper motion and second the meeting was adjourned.

ADOPTED: FEBRUARY 7, 2011.