

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

Monday, January 5, 2009 – 5:30 p.m.

Pursuant to due call and notice thereof the Organizational and Regular Meeting of the Mayor and Council convened at 5:30 p. m. on Monday, January 5, 2009 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. Mayor Pro tempore Hunt led the assembly in the Pledge of Allegiance and Council Member Paul led the assembly in prayer.

Council Member Colquitt nominated Council Member Paul as Mayor Pro tempore for the calendar year 2009. Council Member Hunt seconded the nomination and motioned to close the nominations and the motion passed unanimously. Mayor Guest then administered the Oath of Office as follows:

I, Bob Paul, do solemnly swear that I will, to the utmost of my ability discharge the duties of Mayor Pro tempore 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.

Mayor Pro tempore 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 administered the Oath of Office as follows:

I, R. Chris Phelps, do solemnly swear 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.

Mayor Pro tempore Paul nominated Robert A. Johnson as Municipal Court Judge. Council Member Hunt seconded the nomination and motioned to close the nominations and the motion passed unanimously. Mayor Guest administered the Oath of Office as follows:

I, Robert A. Johnson, do solemnly swear 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.

Council Member Butler motioned to approve the minutes of the December 1, 2008 Regular Meeting and the December 15, 2008 Called Meeting as submitted, seconded by Council Member Hunt and the motion passed unanimously.

Reports. Controller Kevin Eavenson presented the Financial Report through November 2008 with the following net assets:

General Fund	\$ 4.21 million
Combined Utilities Fund	\$ 18.1 million
Elberton Technology Services Fund	\$ 1.9 million net loss
Solid Waste Fund	\$ 288,821
Unrestricted Investments-General Fund and Utility Fund	\$ 2.48 million
Restricted Investments (SPLOST & Utility Funds)	\$ 987,968

Speakers from the floor. Mr. Jackson McConnell, Chairman of the Development Authority of Elbert County, Elberton and Bowman, postponed his presentation until the February 2, 2009 meeting.

Mayor Pro tempore Paul placed Ordinance 2154 on Second Reading with a heading as follows:

ORDINANCE 2154

AN ORDINANCE BY THE CITY OF ELBERTON TO AMEND THE CODE OF ORDINANCES OF ELBERTON, GEORGIA TO ESTABLISH DUE COMPENSATION APPLICABLE TO ANY TELEGRAPH OR TELEPHONE COMPANY CHARTERED BY THE LAWS OF THIS OR ANY OTHER STATE BY ADOPTING A NEW ARTICLE TO SECTION 10; TO PROVIDE FOR CODIFICATION; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

The Ordinance was read in its entirety at the December 1, 2008 meeting. Mayor Pro tempore Paul motioned to waive the reading of the Ordinance, seconded by Council Member Seymour motioned to adopt the Ordinance as presented, seconded by Mayor Pro tempore Paul and the motioned passed unanimously.

Council considered adopting a policy on purchases of telecommunications equipment, contracts and service agreements. City Manager Dunn stated that City Attorney Phelps had reviewed the policy as well. Council Member Hunt motioned to adopt the policy as submitted, seconded by Council Member Colquitt and the motion passed unanimously.

Mayor Guest asked if there were any items to be removed from the consent agenda to be discussed further. Council Member Seymour asked to remove items 1 and 3 from the consent agenda. Council Member Butler motioned to approve the

consent agenda as amended, seconded by Mayor Pro tempore Paul and the motion passed unanimously.

2. Approval of the dues, travel and training for all city departments as follows:

City Clerk

Cindy Churney
Municipal Clerk Mandated
Training
Elections & Change Management
(12 hrs)
February 16-17, 2009
Athens, GA
Registration: \$360.00
Travel/Lodging: None

Police

Mark Welsh
Command College @ Columbus
State
Strategic Planning & Policy
Development
January 11- 16, 2009
Columbus, GA
Registration: None
Travel/Lodging: \$ 615.00

Luke Mize
Instructor Training
GPSTC Forsyth, GA
February 2-20, 2009
Registration: None
Travel/Lodging: \$390.00

Public Works

James Adams
Certificate of Public Works
Conference
January 28-30, 2009
Athens, GA
Registration: \$360.00
Travel/Lodging: None

Utilities -Water Division

Harold Hagood
Water Treatment Class I Test
January 6, 2009
Atlanta, GA
Registration: \$91.00
Travel/Lodging: \$15.00

ElbertonNET

Lanier Dunn and John
McCullough
NCTC Winter Education
Conference
February 23-24, 2009
Charlotte, NC
Registration: \$200.00 each
Travel/Lodging: \$150.00 ea.

Council Member Seymour inquired as to the variation in pricing. City Manager Dunn stated that the variation was due to difference in equipment, services and maintenance. Council Member Seymour motioned to approve the expenditures that exceed the City Managers purchasing Authority, seconded by Council Member Hunt and the motion passed unanimously.

Telecommunications

Telephone System, includes maintenance for 60 months

o Digitel Corporation	\$101,777.77
o Black Box Network Services	\$ 98,420.95
o Ansley Communications Group, Inc.	\$133,000.00
o Southtel Communications, Inc. <u>Recommended</u>	\$ 64,190.27
o Windstream Communications	\$122,900.00
o KOR Systems	\$ 96,568.00
o DeltaCom Communications	\$ 73,306.38
o Advanced Communication Solutions (ACS)	\$ 82,880.02

(recommendation based on low bid and review by internal telephone review committee)

Council Member Seymour inquired as to the donations. City Manager Dunn stated that the donations are from Wal-Mart and a private donor to be used at the new police department building. Council Member Butler motioned to accept the donations to the police department to purchase equipment and supplies (\$2,000) and audio and video recording devices (\$2,500) for the new building, seconded by Council Member Seymour and the motion passed unanimously.

City Manager Dunn presented the report on the Expenditures reportable under Section 2-173 and Section 2-177. There were no purchases that fall under the section through December, 2008.

City Manager Dunn presented the following reports to Council:

- City Manager Dunn stated that the police building was completed in December and the department has begun to move back into the building.
- City Manager Dunn stated that the sewer line replacement and water system SCADA project are both continuing.
- City Manager Dunn stated the natural gas PVC replacement project is complete on Jaudon Road and has moved to Farifax Circle.
- City Manager Dunn stated that the electric conversion on Gordon Street was completed in December.
- City Manager Dunn stated that the DDA's project on the W. O. Jones Building should be completed around the first of February.
- City Manager Dunn stated that Electric Cities contract was received last Friday.
- Monthly reports and activities of the various departments.
- State of the City Report.

Council Members Butler and Hunt reported on the Public Safety Committee meeting held in December. Council Members Colquitt and Paul reported on the Audit Committee meeting and commended staff on a successful audit.

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