

CALLED MEETING/WORK SESSION OF THE ELBERTON MAYOR AND COUNCIL

Monday, June 2, 2008 - 6:30 p.m.

Pursuant to due call and notice thereof the Called Meeting/Work Session of the Mayor and Council of the City of Elberton convened at 6:30 p.m. on Monday, June 2, 2008, in the council chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

Present were: Council Members Butler, Colquitt, Hunt, Paul and Seymour; City Manager Dunn, Finance Director Saxon, Fire Chief Fortson, Police Chief Welsh and Public Works Director Adams. Also present were: Mr. Shane Scoggins with the Elberton Star and Laura Evans.

A notice of the called meeting was issued in accordance with law for the purpose of discussing the FY2009 proposed budget. Mayor Guest called the meeting to order.

Council began discussing the budget for the General Fund, Solid Waste Fund, Hotel/Motel Tax Fund and SPLOST Capital Projects Fund, and the associated Rates and Fees schedules for those funds.

Council Member Colquitt made a motion to add \$7,500 to the line item for the Boys and Girls Club, reducing the General Fund contingency. The motion was seconded by Council Member Hunt, and approved by a vote of 5-0.

Council Member Seymour made a motion to add \$2,500 to the line item for the Sister City Program, reducing the General Fund contingency. The motion was seconded by Council Member Butler, and approved by a vote of 5-0.

Council Member Paul made a motion to add \$2,500 to the line item for Community Partnership, reducing the General Fund contingency. The motion was seconded by Council Member Hunt, and approved by a vote of 5-0.

Council Member Butler made a motion to add \$1,500 to the line item for the Aging Program at the Elbert County Senior Center, reducing the General Fund contingency. The motion was seconded by Council Member Paul, and approved by a vote of 5-0.

Council Member Paul made a motion to move the capital expenditure for the Police Administration-Vehicles line item in the amount of \$44,000 to the SPLOST Fund, adding the amount to the General Fund contingency. The motion was seconded by Council Member Hunt, and approved by a vote of 5-0.

Council Member Colquitt made a motion to move the capital expenditure for the Fire Department-Vehicles line items in the amount of \$25,000 (total) to the SPLOST Fund, adding the amount to the General Fund contingency. The motion was seconded by Council Member Seymour, and approved by a vote of 5-0.

Council Member Colquitt made a motion to amend the proposed Rates and Fees schedule in Part 3: Police Services and Code Violations, to change all of the increases back to the original FY2008 amounts. The motion was seconded by Council Member Butler.

After discussion of the motion, Council Member Seymour made a motion to amend Mr. Colquitt's motion to ask the City Manager and Police Chief to review the schedule and make another recommendation based on the discussion to be reviewed by Council at the second Budget Work Session. The motion was seconded by Council Member Paul, and approved by a vote of 5-0. The amended motion was then considered, and was approved by a vote of 5-0.

There being no further business allowed by the call, the meeting adjourned with a motion duly made and seconded.

PUBLIC HEARING & REGULAR MEETING OF THE ELBERTON MAYOR AND COUNCIL
Monday, June 2, 2008 - 5:30 p.m.

Pursuant to due call and notice thereof the Public Hearing and Regular Meeting of the Mayor and Council of the City of Elberton convened at 5:30 p.m. on Monday, June 2, 2008, in the council chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

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

Mayor Guest called the Public Hearing to order. A Notice of Hearing was issued in accordance with law for the purpose of obtaining written and oral comments pertaining to the Fiscal Year 2009 proposed budget.

City Manager Dunn stated that there were no written comments at this time. Mayor Guest asked if there was anyone to speak on the proposed budget. There were none.

Mayor Guest closed the public hearing and called the regular meeting to order. Mayor Pro tempore Colquitt led in the Pledge of Allegiance and Council Member Paul led in the prayer.

Council Member Butler motioned to approve the minutes of the May 5, 2008 and May 19, 2008 meetings as submitted, seconded by Council Member Paul and the motion passed unanimously.

Reports. Controller Kim Greenway presented the Financial Report through April 2008 with the following net assets:

General Fund	\$ 3.6 million
Utility Fund	\$ 23 million
Elberton Technology Services Fund	\$ 1.8 million net loss
Solid Waste Fund	\$ 280,972
Unrestricted Investments-General Fund and Utility Fund	\$ 3.02 million
Restricted Investments (SPLOST & Utility Funds)	\$ 1.02K

Mayor Guest asked if there were any speakers from the floor. Mr. Tommy Lyon, Chairman of the Elbert County Board of Commissioners, requested to speak to Council. Council Member Hunt motioned to hear Mr. Lyon, seconded by Council Member Butler and the motion passed unanimously. Mr. Lyon asked for the City of Elberton to consider participating with the County in applying for a 50-50 grant through the NE Georgia RDC. The grant would assist in funding a feasibility study for future development opportunities at Richard B. Russell State Park. Mr. Lyon asked the City to contribute \$25,000, which is half of the cost required. Council Member Butler asked if the development would include city services. Mr. Lyon commented that he would hope so.

Council Member Paul introduced the following Resolution for second reading:

RESOLUTION

WHEREAS: A certain Parcel of land consisting of 13.66 acres, more or less, Elbert County Tax Map 042F, Parcel 019A (Attachment "A"), is no longer of any value to the City of Elberton; and

WHEREAS: This parcel contains 13.66 acres, more or less, located on the Calhoun Falls Highway (Ga. Hwy. 72), and is more particularly described as that tract of land conferred by Quitclaim Deed from the State of Georgia filed and recorded in Deed Book 464, pages 109-112, of the Clerk of the Elbert County Superior Court; and

WHEREAS: This parcel is further described as Tract 3 shown on a plat of survey entitled "Frank Coggins, Jr.", prepared for Frank Coggins, Jr. by Paul & Evans Land Surveying, Inc., and recorded in Plat Book 20, Page 137, in the Office of the Clerk of the Superior Court of Elbert County, Georgia.

NOW THEREFORE BE IT RESOLVED by the Elberton City Council that the above property, described further as Elbert County Tax Map 042F, Parcel 019A, be disposed of in accordance with prescribed city policies be declared as surplus property.

Mayor Pro tempore Colquitt motioned to adopt the Resolution as read, seconded by Council Member Hunt and the motion passed unanimously.

Mayor Guest introduced Mrs. Mary Ann Smith, Mr. Kirby Tyler, and Mr. Jerry Spinks with the Elberton Housing Authority. The Elberton Housing Authority recognized Mr. Tyler for his dedicated service to the Authority by presenting him with a Resolution read by Mr. Spinks.

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 item 5 from the consent agenda. Council Member Butler motioned to approve the consent agenda as amended, seconded by Council Member Seymour and the motion passed unanimously.

1. Approved the expenditures that exceed the City Manager's purchasing authority.

2. Approved dues, travel and training for all city departments.
3. Authorized the closing of the pass through by the fountain on the square to vehicular traffic on July 8 beginning at 4 p.m. for the Little Roy Concert (requested by Main Street Elberton Promotions Committee).
4. Authorized the issuance of an alcoholic beverage license to Donna and Debra Enterprises, LLC located at 883 Elbert Street.
5. The authorization for the Mayor and/or City Manager to execute the necessary documents with Rushton & Company for FY2008 audit services was removed from the consent agenda for further discussion.

Council Member Seymour removed item 5 from the consent agenda. Council Member Seymour inquired as to the cost of the audit. City Manager Dunn stated that the FY2008 audit services increased 14% to \$36,900 vs. \$32,465 for FY2007 audit services. Council Member Seymour motioned to authorize the execution of the documents with Rushton & Company for FY2008 audit services, seconded by Council Member Hunt and the motion passed unanimously.

City Manager Dunn presented the following reports to Council:

- City Manager Dunn stated that the Police Department reconstruction is on schedule.
- City Manager Dunn stated that the James Street project is progressing.
- Monthly reports and activities of the various departments.

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

CALLED MEETING/WORK SESSION OF THE ELBERTON MAYOR AND COUNCIL

Monday, June 5, 2008 - 5:30 p.m.

Pursuant to due call and notice thereof the Called Meeting/Work Session of the Mayor and Council of the City of Elberton convened at 5:30 p.m. on Monday, June 2, 2008, in the council chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

Present were: Council Members Butler, Colquitt, Hunt, Paul and Seymour; City Manager Dunn, Finance Director Saxon, and Utilities Director David Hudson. Also present were representatives from the Elberton Star and Elberton Radiocasting.

A notice of the called meeting was issued in accordance with law for the purpose of discussing the FY2009 proposed budget. Mayor Guest called the meeting to order. Council member Colquitt led the Pledge of Allegiance, and Director Hudson gave the invocation.

Council began discussion with a submission by the City Manager of a Revised Rates and Fees Schedule, Part 3, for Police Services and Code Violations, as requested by Council in the previous work session. Council Member Hunt made a motion to accept the new Part

3 of the Rates and Fees Schedule for FY09, seconded by Council Member Colquitt. The motion was approved by a vote of 5-0.

Council began discussing the budget for the Utilities Fund and ElbertonNET Fund, and the associated Rates and Fees schedules for those funds.

Council Member Colquitt made a motion to move \$30,000 from the Economic Developer line item in division 75100 of the Utility Fund, and move that \$30,000 to the Contingency line item in the same division for the Development Authority. The motion was seconded by Council Member Butler.

Council discussed the motion. After discussion, Council Member Hunt motioned to call the question on the motion, seconded by Council Member Colquitt. The motion failed by a vote of 2 for (Hunt, Colquitt) and 3 against (Seymour, Butler, Paul).

After further discussion, the motion failed by a vote of 2 for (Colquitt, Butler) and 3 against (Seymour, Hunt, Paul).

Council considered a Resolution to accept a Rural Business Enterprise Grant from the United States Department of Agriculture. The Resolution was placed on reading by Council Member Paul.

RESOLUTION

USDA, RURAL DEVELOPMENT RURAL BUSINESS ENTERPRISE GRANT

WHEREAS: The City of Elberton was awarded a Rural Business Enterprise Grant in the amount of \$25,000 to be used to purchase a vacant lot, create an entranceway and aid in the improvements to the College Avenue Parking Lot; and

WHEREAS: The City plans to contribute \$61,235 to the project, with an overall project cost of \$86,235; and

WHEREAS: The project will create and/or save at least 33 jobs in the community; and

WHEREAS: The Elberton City Council is composed of five members, of whom three constituting a quorum, were present at this meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Elberton, Georgia hereby agrees to the responsibilities and requirements of the USDA Rural Development Grant and authorizes the Mayor and/or City Manager to execute the necessary documents to receive the funds associated with the grant.

Council Member Paul motioned to adopt the Resolution as read, seconded by Council Member Seymour, and approved by unanimous vote 5-0.

There being no further business allowed by the call, the meeting adjourned with a motion duly made and seconded.

PUBLIC HEARING & CALLED MEETING OF THE ELBERTON CITY COUNCIL

Monday, June 16, 2008 - 5:30 p.m.

Pursuant to due call and notice thereof the Public Hearing and Called Meeting of the Mayor and Council of the City of Elberton convened at 5:30 p.m. on Monday, June 16, 2007, in Council Chambers of the Municipal Building, 203 Elbert Street, with Mayor Guest presiding.

Present were: Council Members Butler, Colquitt, Hunt, Paul and Seymour; and City Manager Dunn. Also present were representatives from the Elberton Star, Elberton Radio, and ElbertonNET.

Mayor Guest called the Public Hearing to order. A Notice of Hearing was issued in accordance with law for the purpose of obtaining comments on the FY 2009 proposed budget. Mayor Guest asked if there were any comments on the proposed budget. There were none. Council Member Hunt motioned to adjourn the public hearing, seconded by Council Member Colquitt, and the motion passed unanimously.

Mayor Guest called the Called Meeting to order, followed by the Pledge of Allegiance and the invocation.

Council Member Seymour motioned to consider the following resolution, which was read in its entirety by City Manager Dunn:

RESOLUTION

WHEREAS: The Mayor and Council of the City of Elberton on June 2, June 5, and June 16, 2008, after due and legal notice, reviewed the Annual Budget estimate for Fiscal Year 2009 as prepared by the City Manager in accordance with Section 33 of the Charter; and

WHEREAS: The General Fund budget is proposed at \$5,044,965; and

WHEREAS: The Solid Waste Fund budget is proposed at \$761,958; and

WHEREAS: The ElbertonNET Technology Services Fund budget is proposed at \$2,204,881; and

WHEREAS: The Hotel/Motel Tax Special Revenue Fund budget is proposed at \$66,000; and the 2006 Special Purpose Local Option Sales Tax Capital Projects Fund budget is \$830,011; and

WHEREAS: The Combined Public Utilities System Fund budget is proposed at \$23,733,650; and

WHEREAS: The rates and fees schedule of the Fiscal Year 2009 Budget is hereby included as Attachment "A"; and

WHEREAS: The total combined Annual Budget for Fiscal year 2009 is \$32,641,465.

NOW, THEREFORE BE IT RESOLVED, and it is hereby resolved that the Mayor and Council do officially approve and adopt the aforementioned Annual Budget for Fiscal Year 2009 as submitted including the rates and fees schedule designated Attachment "A".

BE IT FURTHER RESOLVED that the Mayor, City Manager, and/or City Clerk are authorized to execute the necessary documents in order to enact actions authorized by Council with the adoption of this Annual Budget.

Council Member Seymour motioned to adopt the resolution as read, seconded by Council Member Hunt and the resolution was adopted unanimously.

Council Member Colquitt introduced the resolution as follows, and City Manager Dunn read it in its entirety:

RESOLUTION

WHEREAS: The City of Elberton and the Downtown Development Authority have worked for many years to revitalize the historic public square and central business district; and

WHEREAS: The City of Elberton was awarded a Rural Business Enterprise Grant from the United States Department of Agriculture in the amount of \$25,000 to be used to construct an entrance from College Avenue to an existing city-owned parking lot in downtown Elberton; and

WHEREAS: This project will create/save jobs in this area and boost the economy in Elberton, Georgia ; and

WHEREAS: The adopted budget for Fiscal Year 2009 includes funding to acquire property on College Avenue to improve this parking lot and entryway;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elberton, Georgia hereby agrees to purchase the following parcel of land on College Avenue for this project:

Parcel 1

A parcel or land consisting of 0.36 acres, more or less, identified as Elbert County tax map number E11-094, owned by Brady Plumbing and Electric Service, located at 31 College Avenue, for the selling price of \$40,000.00; and

BE IT FURTHER RESOLVED that the Mayor, City Manager, and City Clerk are authorized to execute the necessary documents to effect this purchase of land for the proposed parking lot improvement project.

Mayor Guest stated because the resolution involved real estate, it will be placed on the agenda for a second reading in July before adoption by Council.

City Manager Dunn stated that negotiations were ongoing with Elbert County for the per diem jail fees. This contract expires June 30, 2008, and a new contract is expected for the July agenda.

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