

CITY OF ELBERTON
REGULAR MEETING OF THE ELBERTON MAYOR & COUNCIL

Monday, October 4, 2010 – 5:30 p.m.

Pursuant to due call and notice thereof the Regular Meeting of the Mayor and Council convened at 5:30 p. m. on Monday, October 4, 2010 in Council Chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

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

Mayor Guest called the Regular Meeting to order and led the assembly in the Pledge of Allegiance and Council Member Paul led in prayer.

Mayor Pro tem Seymour motioned to approve the minutes of the September 7, 2010, Work Session and the September 13, 2010, Regular Meeting as submitted, seconded by Council Member Hunt seconded the motion passed unanimously.

Theatre Manager Toni King presented an update on the Theatre activities.

Item	2010 (through Sept)	2008
Patron Count	4,324	7,435 (4,038 more than 2008)
Number of persons participating in fine arts programming	1,775	1,036
Volunteer Hours	5,167.50	2,667.00
Number of events	169	182 (25 more than 2008)
Elbert Theatre Foundation sponsored events	33	43 (34 more than 2008)
Encore Productions sponsored events	77	106 (15 less than 2008)
Outside organizations/rental events	11	17 (7 more than 2008)
Films	18	31 (22 more than 2008)
Tours	2	4 (4 more than 2008)
Conferences/meetings	38	33 (14 more than 2008)
Youth attending summer programs	55	93
Encore Productions estimated proceeds	\$10,269.07	\$10,782.00
Elbert Theatre Foundation estimated proceeds	\$7,803.27	\$12,957.59
Improvements made in 2010		
16 wireless microphones	\$13,325.45	
4 assisted listening devices	\$323.00	
6 ellipsoidal & 12 Parnel lighting units	\$8,531.54	
1 roll drop stage installation	\$4,211.00	
5-foot stage extension	\$8,033.00	

Upcoming improvements (estimated)		
House catwalk addition	\$37,170.00	
Arts Center renovations	\$400,000.00	
Backstage addition to stage	\$75,000.00	
Carpeted walls in lobby	\$772.45	
First-run digital film equipment	\$85,000.00	

Controller Kevin Eavenson presented the Financial Report as follows through August 31, 2010:

General Fund	\$ 4.3 million
Combined Utilities Fund	\$ 22.7 million
Elberton Technology Services Fund	\$ 1.5 million net loss
Solid Waste Fund	\$ 192,561
Unrestricted Investments-General Fund and Utility Fund	\$ 4.6 million
Restricted Investments (SPLOST & Utility Funds)	\$ 875,836

Mr. Tom Brown spoke on behalf of Elbert Memorial Hospital. He presented the 3-year financial comparison for Elbert Memorial Hospital as follows:

	2010	2009	2008
Gross Revenue	\$35,741,000	\$34,665,000	\$35,247,000
Deductions From Revenue	\$24,015,000	\$22,894,000	\$22,721,000
Net Revenue	\$11,726,000	\$11,771,000	\$12,526,000
Operating Expenses	\$12,308,000	\$13,738,000	\$14,294,000
Operating Gain (loss)	\$-582,000	\$-1,967,000	\$-1,768,000
Non-Operating Revenues	\$101,000	\$286,000	\$ (14,000)
Excess (deficit) of Revenue over expenses	\$ (481,000)	\$ (1,681,000)	\$ (1,782,000)

Mayor Guest presented an amendment to Section 12.19 of Ordinance 2164. Council Member Hunt motioned to place amendment on reading, seconded by Mayor Pro tem Seymour and the motion passed unanimously. City Manager Dunn read the amendment as follows:

Abandoned Lots. To preserve the active nature of the cemetery, any interment space will be deemed abandoned if there is no recorded activity on the lot for a period of 60 years, subject to notice as hereinafter provided. For purposes hereof, the City shall give notice to the lot holder that due to the passage of 60 years with no recorded activity, the City will consider the interment space abandoned if the lot holder does not notify the City within 30 days of the lot holder's intent and desire to maintain rights to the interment space. Such notice shall be given by regular mail to the lot holder at the address on file with the City." Any lot deemed abandoned may be reclaimed by the cemetery and disposal of as the cemetery sees fit.

Council Member Butler motioned to accept the amendment as read, seconded by Council Member Hunt and the motion passed unanimously. Council Member Hunt placed Ordinance 2164 with the amendment on second reading with a heading as follows:

ORDINANCE 2164

AN ORDINANCE TO AMEND CHAPTER 12, CEMETERIES; AND TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

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

Council Member Butler introduced the following Resolution for consideration:

RESOLUTION

WHEREAS: There currently exists a vacancy on the Elberton Downtown Development Authority (DDA) board of directors; and

WHEREAS: O.C.G.A. Section 36-42-6 allows the governing body of the municipal corporation to appoint directors of the DDA by resolution; and

WHEREAS: The Mayor and five Council Members of the City of Elberton constitute the governing body pursuant to that state law O.C.G.A. Section 36-42-3; and

WHEREAS: The Mayor respectfully submits to the Council the name of Mr. Jim Jenkins to be considered for the position of a director of the DDA; and

WHEREAS: Mr. Jim Jenkins meets the qualifications of being a director of the Elberton DDA in that certain state law O.C.G.A. Section 36-42-7, being that Mr. Jim Jenkins is (a) a person who has an economic interest in the redevelopment and revitalization of the downtown development area.

NOW, THEREFORE, the Mayor and Council of the City of Elberton hereby appoint Mr. Jim Jenkins to the position of director of the Elberton DDA to an unexpired term that ends on June 30, 2011.

City Manager Dunn read the Ordinance in its entirety. Council Member Butler motioned to adopt the Resolution as read, seconded by Council Member Paul and the motion passed unanimously.

Council Member Butler motioned to approve the consent agenda as submitted, seconded by Council Member Paul and the motion passed unanimously.

1. Approved the expenditures that exceed the city manager's purchasing authority.

Public Works:

Granite City Walking Trail Paving Project.

Vendor	Paving	Installation of Base	Total Bid
GA Highway Pavers	\$26,270.00	\$18,800.00	\$45,070.00
Stratton & Son Contractors	\$20,477.00	\$6,260.00	\$26,737.00 Recommend

Recommendation based on low bidder

Elberton Utilities - Water Division:

Beaverdam Creek Water Treatment Facility – Reservoir Dam Removal

Vendor	Reservoir Removal	Filtrate Line Installation	Driveway Replacement	Less Pavement Repair Line Item# 011	Total Bid
Pittman Brothers/Southern Pipe	\$45,125.48	\$5,411.25	\$9,288.00	\$3,024.00-	\$56,800.73 Recommend
Simpson Trucking & Grading	\$72,537.00	\$7,897.50	\$11,610.00	\$3,150.00-	\$88,894.50
Robert M. Anderson, Inc.	\$87,203.80	\$4,943.25	\$13,760.00	\$11,900.00-	\$94,007.05
Mullenix Construction, Inc.	\$98,635.40	\$5,148.00	\$9,498.70	\$3,049.90-	\$110,232.20

Recommendation based on low bidder and recommendation by Precision Planning, Inc.

Elberton Utilities – Water/Sewer Division

Conversion of existing CAD maps to new GIS database formats

GIS1.net	Recommended	\$15,700.00
Precision Planning		\$15,820.00
Magnolia River		\$36,750.00

Recommendation based on low bidder

2. Approved the dues, travel and training for all city departments.

Police Department:

Allen Lee

Community Oriented Policing / Culturally Aware Officer 16 hours

GPSTC Forsyth, GA

October 20-21, 2010

Registration: None

Travel/Lodging: \$89.00

Luke Mize

High Risk Search Warrants Served 24 hours

GPSTC Forsyth, GA

November 1-3, 2010

Registration: None

Travel/Lodging: \$122.00

Mark Welsh

Command College

Critical Incident Management

Conyers, GA

November 8-12, 2010

Registration: None Travel/Lodging: \$ 508.00

Utilities – Water Division:

Branon Young

Georgia Water & Wastewater Institute

Water Lab Analyst

Recertification Points

November 15-19, 2010

Registration: \$ 320.00

Travel/lodging \$ 681.44

Wastewater

Pat Killacky

Georgia Water & Wastewater Institute

2010 Fall Conference & Expo and Lab

Recertification Points

November 9-10-2010

Registration: \$205.00

Travel/Lodging \$398.24

3. Accepted the minutes, decisions and recommendations of the Elberton Planning Commission meeting of September 30, 2010.
4. Authorized Elbert County High School to hold a tail gate party before the football game on October 22, 2010 at the walking trail head lawn above the granite bowl on College Avenue.

5. Authorized the closing of portions of city streets for the Kiwanis Christmas Parade on December 2, 2010 at 6:00 p.m. (requested by Main Street Elberton).
6. Authorized the closing of the square on November 6, 2010 by 6:00 a.m. for the Granite City Fall Festival. The fountain area will need to be closed Friday, November 5, 2010 in order to set the stage as requested by Main Street Elberton and the Elbert County Chamber of Commerce.

City Manager Dunn provided Council with monthly reports on the activities of various Department and the expenditures reportable under Sect. 2-173 and Sect. 2-177. He also stated that Channel 9 has undergone programming updates thanks for the efforts of Lynn Saxon. He also thanked Bob Thomas for hosting "How it made" and the "Community Connection." He thanked the line crew for their efforts in working to bring Pilgrims Pride back up after the fire.

Council Member Seymour stated that he had received positive feedback from residents in his area since ElbertonNet upgrades to the area.

City Attorney Phelps recommended Council to move into Executive Session to discuss a possible real estate acquisition and matters under attorney client privilege. Council Member Colquitt motioned to close the meeting and move into Executive Session, seconded by Council Member Paul and the motion passed unanimously. Council Member Paul motioned to move out of Executive Session, seconded by Council Member Colquitt. Mayor Guest reported that no action was taken at this time.

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