

**CITY OF ELBERTON**  
**PUBLIC HEARING & REGULAR MEETING OF THE MAYOR AND COUNCIL**  
Monday, January 5, 2015 – 5:30 p.m.

Pursuant to due call and notice thereof the Public Hearing of the Mayor and Council convened at 5:30 p. m. on Monday, January 5, 2015 in Council Chambers of the Municipal Building, 203 Elbert Street with Mayor Guest presiding.

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

Mayor Guest called the public hearing to order. A Notice of Hearing was issued in accordance with law for the purpose of hearing comments from the license holders in violation of the alcoholic beverage ordinance. City Marshal Allen Lee stated that he had conducted an undercover sale operation with the assistance of the Department of Revenue Alcohol & Tobacco Division on December 12, 2014 (3 license holders sold to the undercover minor). Mayor Guest asked if any of the license holders would like to speak. There were no requests to speak. Violations were as follows: CVS Pharmacy, 232 Elbert Street; Petro Food Mart, 310 Elbert Street; and 3 Reinas Taqueria, 10 N. McIntosh Street.

Administrative action will be considered by Council later in the meeting. There being no other comments, Council Member Butler motioned to adjourn the Public Hearing, seconded by Council Member Hunt and the motion passed unanimously (Butler, Hunt, Seymour, Prince, Colquitt).

Mayor Guest called the Regular Meeting to order and led the assembly in the Pledge of Allegiance. City Attorney Phelps led the assembly in prayer. Mayor Guest moved the election, oaths and appointments to the beginning of the meeting.

Council Member Prince nominated Joel Seymour for Mayor Pro tem for the calendar year 2015, seconded by Council Member Colquitt and motioned passed unanimously (Butler, Hunt, Prince, Colquitt). Mayor Guest administered the Oath of Office to Council Member Joel Seymour.

Council Member Butler nominated R. Chris Phelps, LLC, Attorney at Law, to act as the City Attorney, seconded by Council Member Seymour and the motion passed unanimously (Butler, Hunt, Seymour, Prince, Colquitt). Council Member butler nominated Robert A. Johnson as Municipal Court Judge, seconded by Council Member Seymour and the motion passed unanimously (Butler, Hunt, Seymour, Prince, Colquitt). Mayor Guest administered the Oath of Office to R. Chris Phelps and Robert A. Johnson.

Council Member Hunt motioned to approve the minutes of the December 1, 2014 meeting as submitted, seconded by Council Member Butler and the motion passed unanimously (Butler, Hunt, Seymour, Prince, Colquitt).

Controller Kevin Eavenson presented the Financial Report through November 2014 is enclosed for review.

General Fund	\$ 4.6 million
Combined Utilities Fund	\$ 28.5 million
Elberton Technology Services Fund	\$ 842,399
Solid Waste Fund	\$ 15,878
Unrestricted Investments-General Fund and Utility Fund	\$ 6.6 million
Restricted Investments (SPLOST & Utility Funds)	\$ 3.1 million

There were no scheduled speakers from the floor.

Council Member Colquitt placed Ordinance 2185 on first reading and City Manager Dunn read the Ordinance in its entirety.

**ORDINANCE 2185**

**AN ORDINANCE ANNEXING THE PROPERTY LOCATED AT 1039 POPLAR SPRINGS ROAD PURSUANT TO THAT CERTAIN ACT (GEORGIA LAW. 1962, P. 119) AUTHORIZING SAME UPON WRITTEN AND SIGNED APPLICATION OF THE PROPERTY OWNERS OF SAID LAND; AND FOR OTHER PURPOSES.**

Council considered the administrative penalties to license holders that are in violation of the alcoholic beverage ordinance. Council Member Butler motioned to accept the administrative penalties as submitted, seconded by Council member Seymour and the motion passed unanimously (Butler, Hunt, Seymour, Prince, Colquitt). Council Member Seymour asked that a copy of the Ordinance that pertained to under age sales be provided to each violator. Administrative penalties are as follows:

Business Name	Location	Fine	Bond	Total Due
CVS Pharmacy	232 Elbert Street	\$300.00	\$250.00	\$550.00
Petro Food Mart	310 Elbert Street	\$300.00	\$250.00	\$550.00
3 Reinas Taqueria	10 N. McIntosh Street	\$300.00	\$250.00	\$550.00

There were no consent items to be considered.

City Manager Dunn presented the following reports:

- Monthly report on the activities of various departments.

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