

REGULAR MEETING OF THE ELBERTON CITY COUNCIL
Monday, December 3, 2007 – 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, December 3, 2007 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 Regular Meeting to order. Mayor Pro tempore Hunt led the assembly in the Pledge of Allegiance and Council Member Paul led the assembly in prayer.

Mayor Pro tempore Hunt motioned to approve the minutes of the November 5, 2007 meeting as submitted, seconded by Council Member Butler and the motion passed unanimously.

Reports. Controller Kim Greenway presented the Financial Report through October 2007 with the following net assets:

General Fund	\$ 3.47 million
Utility Fund	\$ 21.3 million
Elberton Technology Services Fund	\$ 1.7 million net loss
Solid Waste Fund	\$ 287,107
Unrestricted Investments-General Fund and Utility Fund	\$ 2.94 million
Restricted Investments (SPLOST & Utility Funds)	\$ 1.15 million

Council Member Colquitt placed Ordinance 2151 on Second Reading with a heading as follows:

ORDINANCE 2151

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF ELBERTON BY DELETING SECTION 2-172 THROUGH 2-173 OF ARTICLE V, FINANCE, OF CHAPTER 2; REPLACING IT WITH NEW SECTION 2-172 THROUGH 2-173; ADDING AN ADDITIONAL SECTION 2-177; AND FOR OTHER PURPOSES.

Council Member Colquitt motioned to waive the reading of the Ordinance. The motion to waive the reading failed due to lack of second. City Manager Dunn read the Ordinance in its entirety. Mayor Guest recommended adding “*such sealed competitive bids to be awarded only by a majority vote of the Mayor and Council.*” at the end of the second paragraph of Section 2-177. Council Member Colquitt motioned to amend the Ordinance to include the recommendation made by Mayor Guest, seconded by Council Member Seymour. Council Member Paul motioned to amend the amendment to replace this wording with the

statement *“The Mayor and Council shall be notified of all such purchases from an elected official, an employee, or appointed officials in a report by the city manager no less than quarterly”*, seconded by Council Member Colquitt. After discussion the motion to amend Council Member Colquitt’s original motion passed unanimously. After discussion, the original motion as amended passed unanimously. Council Member Seymour motioned to add the statement *“The Mayor and Council shall be notified of all such purchase in an amount above \$5,000 but less than \$10,000 in a report by the city manager no less than quarterly”* in the last paragraph in Section 2-173, seconded by Mayor Pro tempore Hunt. After discussion the motion passed unanimously.

Council Member Butler introduced the following Resolution for Second Reading:

RESOLUTION

WHEREAS: The City of Elberton and the Downtown Development Authority have worked for many years to revitalize the historic McIntosh Street off the public square; and

WHEREAS: The City of Elberton was awarded a Rural Business Enterprise grant from United States Department of Agriculture in the amount of \$50,000 to be used to construct a 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 2008 includes funding to acquire property on James Street to construct a parking lot;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Elberton, Georgia hereby agrees to purchase the following two parcels of land on James Street for this project:

Parcel 1

A parcel or land consisting of 0.08 acres, more or less, identified as Elbert County tax map number E11-090, owned by William M. Hardy, Jr. and the Estate of Marguerite Hardy, for the selling price of \$25,000.00; and

Parcel 2

A parcel of land consisting of 0.05 acres, more or less, identified as Elbert County tax map number E11-088, owned by Robert H. Hardy, for the selling price of \$17,000.00;

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 project.

UNANIMOUSLY ADOPTED at the Regular Meeting of the Mayor and Council on November 5, 2007 and December 3, 2007.

Council Member Butler motioned to waive the reading of the Resolution, seconded by Council Member Paul and the motion passed unanimously. City Manager Dunn read the

heading of the Resolution. Council Member Butler motioned to adopt the Resolution as presented, seconded by Council Member Paul. During Discussion, Council Member Seymour asked what the time frame was to begin the project. City Manager Attorney Phelps stated that the deed would be finalized this week. City Manager Dunn stated that the project should begin in February. Council Member Colquitt asked how many parking spaces this would provide. City Manager Dunn stated that the property should provide about fifteen public spaces and provide for a pass through. The motioned 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 item 2 and 5 from the consent agenda. Council Member Butler motioned to adopt the consent agenda as amended with the removal of item 2 and 5, seconded by Council Member Seymour and the motion passed unanimously.

1. Approved the expenditures that exceed the City Managers purchasing authority as follows:

ELECTRIC DIVISION		BUDGETED
34 Poles		
• Ace Pole Company (MEAG Bid#07-007)	Recommended	\$5,672.32

2. Approval of the dues, travel and training for all city departments was removed by Council Member Seymour.
3. Accepted the Monthly Investment Report ending October, 2007.
4. Accepted the Trial Balance and Budget Report for the ending October, 2007.
5. Authorized the Mayor and/or City Manager to execute a contract with Northern Judicial Circuit Probation Service in order for service to operate the Municipal Court Service for calendar year 2008.
6. Approved the issuance of alcohol licenses for calendar year 2008.
7. Concurred with the Mayor and Council's appointment of Ms. Janie Ruth Jones to the Housing Authority of the City of Elberton.

Council Member Seymour removed items 2 and 5 of the Consent Agenda. Council Member Seymour asked if there was a reimbursement policy for officer accreditation. City Manager Dunn asked Police Chief Welsh to address the inquiry. Police Chief Welsh stated that when an officer leaves employment with the city and is hired by another agency, then the agency that hired the officer is required to reimburse the city for the training costs. Council Member Seymour motioned to approve (item 1) dues, travel and training as submitted, seconded by Council Member Butler and the motion passed unanimously.

POLICE:

Allen Lee & Tamekia Downer
GA Police Accreditation Coalition Agency Accreditation
Macon, GA on December 13 – 14, 2007

Registration: None / Travel/Lodging: \$120.00

Council Member Seymour asked if the cost to operate the municipal court service had changed since last year. City Manager stated that it remained the same as previous years. Council Member Seymour motioned to approve (item 5) contract renewal for municipal court for calendar year 2008 as submitted, seconded by Council Member Butler and the motion passed unanimously.

City Manager Dunn presented the following reports to Council:

- City Manager Dunn discussed the sewer line replacement project at the Salvation Army.
- City Manager Dunn stated that the implementation of HDTV was progressing well and be ready to begin installation in January.
- City Manager Dunn stated that the Electric Conversion Phase 3 of the project is complete.
- City Manager Dunn stated that local delegation had met with the Environmental Protection Division Director to discuss the drought issue surrounding the county.
- Monthly reports and activities of the various departments.

City Attorney Phelps asked to move into executive session. Mayor Pro tempore Hunt made the motion to close the regular meeting and move into executive session, as allowed by O.C.G.A. Section 50-14-2 for the purpose of attorney-client privilege and personnel. Council Member Butler seconded the motion to close and enter into executive session. Council Member Seymour motioned to move out of executive session, with Council Member Butler seconding the motion. 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.

Mayor

ATTEST:

City Clerk