


ALDERMAN GARY BROCK


ALDERMAN FRED WELCH

APRIL PAID BILLS

CHATSWORTH PAWN	100.00	BRADLEY BUILDERS SUPPLY	543.30
CHATSWORTH FARM & GARDEN	140.13	CHATSWORTH AUTO PARTS	274.32
ALSCO-518	480.28	PAT DENSMORE SELF	627.00
GLOBE CHEMICAL CO INC	89.31	GT DISTRIBUTORS INC	398.00
G & S OFFICE SUPPLY INC	322.77	WINDSTREAM	1201.05
GMEBS	10575.08	LIBERTY NATIONAL LIFE	1979.96
PITNEY BOWES	1000.00	KEEP CHATSWORTH MURRAY	2083.34
CHAT/MURRAY LIBRARY	2500.00	PURE UV WATER COOLERS	30.00
DALTON TRUCK INC	255.98	ADVANCE AUTO PARTS	7.73
KLEEN-A-MATIC	583.11	CHILD SUPPORT ENFORCEMENT	189.58
CHATS WATER WORKS COMM	10583.80	COMMUNICATIONS & ELECTRONICS	6.00
FRETTA PULLIAM	65.00	LARRYS TREES TO DIRT INC	600.00
KING DOOR CO INC	436.75	O'REILLY AUTO PARTS	132.75
NATIONWIDE RETIREMENT SO	627.00	COMMAND UNIFORMS	396.15
EAGLE PARTS & MACHINERY	90.23	AWARDS OF EXCELLENCE	69.99
PEAK CHEMICAL INC	145.00	QUARTERMASTER	239.97
BENNETT FIRE PRODUCTS CO	305.00	NORTH GEORGIA TIRE	783.48
C & M FLEET REPAIR SVC	5183.88	MCCAMY PHILLIPS TUGGLE	195.50
WELLS FARGO	380.00	AUTOZONE/AZ COMMERCIAL	182.50
SHARE CORPORATION	349.60	CHAPTER 13 STANDING TRUSTEE	249.00
GAS SOUTH	1212.87	ROBERT RICE	805.00
FORT VIEW CLEANERS	202.20	GEORGIA POWER COMPANY	14899.28
COMMISSIONER OF MC	1171.30	PAIN EXTERMINATING LLC	360.00
VULCAN MATERIALS COMPANY	2111.68	CHILD SUPPORT ENFORCEMENT	189.58
COMMUNICATIONS & ELECTRONICS	267.00	SANTEK ENVIRONMENTAL GA	2088.95
NATIONWIDE RETIREMENT SO	627.00	PEACE OFFICER'S A & B	260.00
IVEY FLAGGING CONSULTANT	425.00	WELLS FARGO	380.00
CHAPTER 13 STANDING TRUSTEE	249.00	CHILD SUPPORT ENFORCEMENT	189.58
MURRAY COUNTY TAX COMM	21.00	TOOL BARN	84.00
NATIONWIDE RETIREMENT SO	627.00	BANKCARD CENTER	511.29
FIRST IMPRESSIONS PRINTING	55.00	WELLS FARGO	380.00
CHAPTER 13 STANDING TRUSTEE	249.00	GMEBS LIFE HEALTH FUND	21971.48
GSCCCA	3880.90	PEACE OFFICERS A & B FUND	1049.18
MC COMMISSIONER - DATE	170.00	GA ASSOC CHIEFS POLICE	125.00
MURRAY COUNTY JAIL FUND	1287.08	VICTIMS COMP PROBATION	860.00
COURTWARE SOLUTIONS	1197.22	VERIZON WIRELESS	696.27
GEORGIA FIRE & RESCUE	851.72	GMCCC	35.00
5% VICTIMS SURCHARGE	652.36	CHILD SUPPORT ENFORCEMENT	189.58
NATIONWIDE RETIREMENT SO	627.00	CHRIS D ADAIR	375.00
WELLS FARGO	380.00	CHAPTER 13 STANDING TRUSTEE	249.00
CHATS/MURRAY HEALTH DEPT	416.67		

CITY OF CHATSWORTH
COUNCIL MEETING
JUNE 6, 2011

The Chatsworth City Council met in regular session on Monday, June 6, 2011 at 6:00 p.m. in the council chambers of City Hall with Mayor Tyson Haynes presiding.

PRESENT: Mayor Tyson Haynes, Aldermen: Wayne Graves, Celeste Martin and Gary Brock. City Attorney Steve Williams and City Clerk Wilma Nolan.

ABSENT: Alderman Fred Welch

Mayor Tyson Haynes recognized Keep Chatsworth Murray Beautiful and Frank and Sandi Adams. They are here to make a presentation.

Frank Adams advised that the monthly award is for the Creme Hut. He presented the award to Will Powell on behalf of the rest of the family.

Sandi Adams of Keep Chatsworth Murray Beautiful wishes to address the council regarding the DNR - Scrap Tire Program. Ms. Adams advised that at the recent conference EPA was present and had asked for all the counties in Georgia to do a scrap tire evaluation and they will come out and investigate. Ms. Adams advised that they are volunteering to do this evaluation.

Mayor Haynes advised that Marshal Smith will handle this. Ms. Adams advised this was to be completed by the end of July.

AGENDA: Mayor Haynes presented the agenda for review. One item has been requested to be tabled from the agenda as prepared earlier. That item is the appointment to the library board. Therefore, this item is being removed from the agenda and all other items are as presented.

Mayor Hayes called for a motion to adopt the agenda as presented with the one deletion.

Gary, "I so move." Celeste seconded and the motion passed by a vote of 3 to 0.

MINUTES: Minutes of the May 2, 2011 meeting were presented by Mayor Haynes for review.

Wayne, "I make a motion we approve the minutes as presented." Gary seconded and the motion passed by a vote of 3 to 0.

OLD BUSINESS

NONE

NEW BUSINESS

Bid opening - surplus equipment and vehicles. The bids are as follows:

120 CATERPILLAR MOTOR GRADER

JAMES B. REED	8000.00
JIMMY PETTY	5000.00
REECE ELROD	4500.00
JASON REED	4130.00
DAVIS AUTO SALES	1626.00
JERE WEYMAN	1500.00
CHASE SPRINGFIELD	1375.00

2555 JOHN DEERE TRACTOR AND BOOM MOWER

JAMES B. REED	8001.00
DAVIS AUTO SALES	7526.00
KELLY BABB	6500.00
JIMMY PETTY	5000.00
JASON REED	3910.00
JOSH ETHERIDGE	3888.00
CHASE SPRINGFIELD	3850.00
JERE WEYMAN	1500.00

SHELBCO TRAILER

DAVIS AUTO SALES	326.00
CHASE SPRINGFIELD	275.00
GARY COWART	126.00

1986 GMC PICKUP 1G1DC14N3GS520289

DAVIS AUTO SALES	425.00
CHATSWORTH AUTO	400.00
LARRY LAYMAN	200.00

1988 FORD F-150 1FTEP14HXJNB63625

DAVIS AUTO SALES	425.00
CHATSWORTH AUTO	400.00

2004 FORD CROWN VICTORIA 2FAFP71W14X165991

GARY COWART	725.00
DAVIS AUTO SALES	675.00
CHATSWORTH AUTO	500.00

2005 FORD CROWN VICTORIA 2FAFP71W75X151708

DAVIS AUTO SALES	990.00
GARY COWART	725.00
CHATSWORTH AUTO	500.00

2005 FORD CROWN VICTORIA 2FAFP71W95X151709

DAVIS AUTO SALES	675.00
GARY COWART	526.00
CHATSWORTH AUTO	400.00

Gary, "I make a motion we accept the bids and award the bid to the highest bidder." Wayne seconded and the motion passed by a vote of 3 to 0.

REQUEST THE APPOINTMENT OF JOHN PEEPLES TO THE HOUSING AUTHORITY BOARD, - Five year term to expire March 2016 - Mr. Emmett Fowler has submitted this request.

Mayor Haynes recommended the appointment and called for a motion to approve the appointment.

Wayne, "I so move." Gary seconded and the motion passed by a vote of 3 to 0.

SCHEDULE THE JULY COUNCIL MEETING - Discussion was made to move the meeting to July 11, 2011 at 6:00 p.m.

Mayor Haynes entertained a motion to schedule the meeting at this time.

Wayne, "I so move." Celeste seconded and the motion passed by a vote of 3 to 0.

Mayor's Report - The report reads as follows:

MAYOR'S ACTIVITIES REPORT
MAY 2011

1. Attended GMA meeting in Cartersville on 05-04-11.
2. Attended National Day of Prayer in park on 05-05-11.
3. Participated in Bill Gregory Health Run for Northwest Georgia Health Partnership on 05-07-11.
4. Met with Cohutta Bank on work on new park on 05-11-11.
5. Attended the cutting for Georgia Senate candidates on 05-12-11.
6. Signed Poppy Day Proclamation and attended Health Board meeting on 05-16-11.
7. Met with Frank Adams and Everett Jones on park work on 05-20-11.
8. Attended Elaine Butler Day and read proclamation on 05-23-11.
9. Attended Water Commission meeting on 05-24-11.
10. Met with Chief Martin and Council member Welch and started work on Drug and Alcohol Policy on 05-25-11.
11. Attended and participated in Memorial Day Services at the Courthouse on 05-30-11.
12. Attended meeting with Ellijay Water Authority with Commissioner Luffman and General Manager Martin on 05-31-11.
13. Met with Library Board members Howard and Kendrick and teleconference call with Council member Martin on 05-31-11.
14. Received and responded to fifteen (15) calls from citizens during month.
15. Elected First Vice President of District One of GMA on 06-01-11.
16. Attended emergency planning meeting on 06-01-11.

Respectfully submitted,

Tyson Haynes
Mayor

Mayor Haynes advised that following DOT review the two projects from the city that made the short list the realignment of Chestnut Street and Old Federal Road and intersection improvements of 411 and Jackson Lake Road. These are in the short list which will go the NWGPC Transportation committee and they will whittle down the projects to match the estimated funding that will be generated from the ten year one cent transportation tax. Mike Babb of Whitfield County is the representative of Murray County on that transportation committee.

Mayor Haynes advised that he had been nominated and elected the District Vice President of GMA on June 27, 2011 at the GMA convention in Savannah.

Resurfacing began today on Timberbrook and Lowy Drive.

COMMITTEE REPORTS

FINANCE: Wayne reviewed the budget for May and all departments are within budget and revenues are down and we are staying within the budget set. Taxes are 98% collected and legal action is taking place against delinquent taxpayers.

Mayor Haynes advised that the auditors are currently working on the 2010 audit that will be completed by June 30.

INFRASTRUCTURE: Gary advised that the street department had a very busy month. The pickup was seven (7) loads of commercial sanitation and seventeen (17) loads of residential sanitation. Sixty-two (62) loads of brush and twenty-nine (29) loads of residential trash.

Room at the brush drop has been filled and they are looking for a new solution. Gary asked Assistant Fire Chief John Parker to look at the possibility of burning this.

Mayor Haynes advised that after adjournment of tonight's meeting we are going down to the new city park under construction for a short tour and discussion.

INTERGOVERNMENTAL & TECHNOLOGY: Presentation of the second reading of a Nuisance Abatement Ordinance.
The ordinance reads as follows:

CITY OF CHATSWORTH, GEORGIA
CHAPTER 7
ARTICLE 4
NUISANCE - DWELLINGS, BUILDINGS AND STRUCTURES

Section 7-40. The City of Chatsworth Nuisance Abatement Ordinance.
This article is known as and may be cited as "The City of Chatsworth Nuisance Abatement Ordinance".

Section 7-41. Intent and purpose.
The Mayor and Council of the City of Chatsworth hereby declares it to be the purpose and intent of this article to establish a uniform and exclusive summary procedure for use in the abatement of public nuisances in the corporate boundaries of the City of Chatsworth. The provisions hereof are adopted pursuant to the authority provided by O.C.G.A. § 41-2-7 et. seq. As amended by the 2001 and 2004 Sessions of the General Assembly, and may be further amended from time to time. It is the further purpose and intent of this article that the procedures established hereunder shall comply with the minimum provisions of O.C.G.A. § 41-2-7. et. seq.

Section 7-42. Conflicting law.
Should a conflict between the provisions of this Article, dealing with dwellings buildings and structures, and provisions for the abatement of a nuisance found elsewhere in this code, the provisions of this Article shall govern.

Section 7-43. Findings.
The Mayor and Council that there exist within the corporate boundaries of the city properties which are unfit for human habitation or for commercial, industrial, or business uses due to dilapidation and which are not in compliance with applicable codes; which have defects increasing the hazards of fire, accidents, or other calamities; which lack adequate ventilation, light, or sanitary facilities; which have other conditions that render such properties unsafe or unsanitary, or dangerous or detrimental to the health, safety, or welfare, or otherwise inimical to the welfare of the residents of the county; or which are vacant and being used in the commission of drug crimes.

Section 7-44. Definitions.
As used throughout this article, the term:
Applicable Codes means (1) any housing or abatement standard provided in O.C.G.A., title 8, ch. 2, including standard minimum codes as adopted now or hereafter by city ordinance, or other property maintenance or building standards or codes as adopted now or hereafter by city ordinance or operation of law, or general nuisance law, relative to the safe use of real property; and (2) any fire or life safety code as provided for in O.C.G.A., title 25, ch. 2. Any such building or minimum standard codes for real property improvements shall be deemed to mean those building or minimum standard codes in existence at the time such real property improvements were constructed unless otherwise provided by law.

Closing means causing a property to be vacated and secured against unauthorized entry.

Drug Crime means an act which is a violation of O.C.G.A, title 16, ch. 13, art. 2, known as the "Georgia Controlled Substances Act; as amended from time to time.

Interested party means

- (1) Owner;
- (2) Those parties having an interest in the property as revealed by a certification of title to the property conducted in accordance with the title standards of the State Bar of Georgia;
- (3) Those parties having filed a notice in accordance with O.C.G.A. § 48-3-9;
- (4) Any other party having an interest in the property whose identity and address are reasonably ascertainable from the records of the petitioner or records maintained in the county courthouse or by the clerk of court. Interested party shall not include the holder of the benefit or burden of any easement or right of way whose interest is properly recorded, which interest shall remain unaffected; and
- (5) Persons in possession of said property and premises.

Owner means both the current owner of record and any current mortgagee holding legal title by virtue of a security instrument as shown by a 50-year title examination conducted in accordance with the title standards of the State Bar of Georgia.

Property means any lot, tract, or parcel of real estate whether improved or unimproved. It shall include any dwelling, building, structure, or part thereof used and occupied for human habitation or commercial, industrial, or business uses, or intended to be so used, and includes any outhouse, improvement, and appurtenances belonging thereto or usually enjoyed therewith and also included any building or structure of any design. The term shall expressly include, for means of amplification and not limitation, swimming pools and wells. Also as used in this article, the term shall not mean or include any farm, any building or structure located on a farm, or any agricultural facility or other building or structure used for the production, growing, raising, harvesting, storage, or processing crops, livestock, poultry, or other farm products.

Public Authority means any member of the Mayor and Council, any housing authority officer, or any officer who is in charge of any department or branch of the city government relating to health, fire, or building regulations or to other activities concerning properties in the city; however, in no event shall any such public authority who files a request for investigation under section 83-7 be the public officer exercising the powers conferred upon public officers under this article.

Public Officer means either the director of community development of his or her designee, the director of public safety or his or her designee, or the director of the county board of health or his or her designee.

Repair means altering or improving a property so as to bring any dwelling, building, or structure into compliance with the applicable codes in the jurisdiction where the property is located and/or the cleaning or removal of debris, trash, and other materials present and accumulated which create unsanitary and unsafe conditions which are an endangerment to the public health or safety in or about any property.

Resident means any person residing in the city on or after the date on which the alleged nuisance arose.

Section 7-45. Duties of property owners.

(a) It is the duty of the owner of every property located within the corporate limits of the city (1) to construct and maintain such property in conformance with applicable codes in force within the corporate limits of the city, or such ordinances which regulate and prohibit activities on property and which declare it to be a public nuisance to construct or maintain any property in violation of such codes or ordinances; and (2) to keep such property reasonably clean and free of any materials or conditions which create a health or safety hazard either on such property or to surrounding persons or properties.

(b) No owner shall allow any property located within the corporate limits of the city to be used in the commission of drug crimes.

Section 7-46. Nuisance abatement procedure.

(a) Appointment and designation of public officer. Each of the following is hereby appointed and designated as a public officer with the authority to carry out the powers and duties of this article; the director of community development, the director of public safety, and the director of the county board of health. Such appointment and designation shall include the designees of such persons.

(b) Complaint and investigation. Whenever a request is filed with a public officer by a public authority or by a least five residents of the city charging that any property;

(1) is unfit for human habitation or for commercial, industrial, or business use and not in compliance with applicable codes;

(2) is vacant and being used in connection with the commission of drug crimes; or

(3) Constitutes and endangerment to the public health or safety as a result of unsanitary or unsafe conditions, the public officer with whom the request is filed shall make an investigation or inspection of the specific property to determine if such conditions exist under applicable codes. The public officer shall have the authority to enter upon premises to conduct an inspection, provided such entry is made with the least possible inconvenience to the person(s) in possession. If such an inspection is necessary, the public officer shall endeavor to obtain the permission of the owner to conduct such inspection. If permission is withheld, the public officer may seek the assistance of the city attorney's officer to obtain an inspection warrant from a court of competent jurisdiction. The public officer may determine under existing ordinances that a property is unfit for human habitation or for commercial, industrial, or business use upon a finding of conditions on the property which are dangerous or injurious to the health, safety, or morals of the occupants, occupants of neighboring properties, or other residents of the city. Such conditions may include the following (without limiting the generality of the foregoing): defects therein increasing the hazards of fire, accidents, or other calamities; lack of adequate ventilation, light, or sanitary facilities; dilapidation; disrepair; structural defects; and uncleanness. The public officer may determine that the property is being used in the commission of drug crimes upon personal observation or report of a law enforcement agency.

(c) Judicial complaint and summons. If the public officer's investigation or inspection confirms that any property meets one or more of the three enumerated standards from subsection (b), the public officer may file in a court of competent jurisdiction a complaint in rem against the lot, tract, or parcel of real property wherein the nuisance complained of exists and shall cause summons and a copy of the complaint to be served on the interested parties; state with particularity the factual basis for the action; and contain a statement of the action sought by the public officer to abate the alleged nuisance.

(d) Time of hearing. The summons shall notify the interested parties that a hearing will be held before a court of competent jurisdiction at a date and time certain. Such hearing shall be held no sooner than 15 days and no later than 45 days after the filing of said complaint in the proper court. However, in the event that service upon the probate judge is necessary under the provisions of Section 7-47, the hearing will be held no sooner than 30 days following service upon the probate judge, though still in no event shall the hearing be held more than 45 days after the filing of said complaint.

(e) Right to be heard. The interested parties shall have the right to file an answer to the complaint and to appear in person or by attorney and offer testimony at the time and place fixed for the hearing.

(f) Order. If, after such notice and hearing, the court determines that the property in question meets one or more of the standards enumerated in subsection (b) so as to constitute a public nuisance, the court shall state in writing findings of fact in support of such determination and shall issue and cause to be served upon the interested parties that have answered the complaint or appeared at the hearing an order which does one of the following.

(1) If the repair of the said property can be made at a reasonable cost in relation to its present value, the order shall require the owner, within a specified time, to repair such property so as to bring it into full compliance with the applicable codes relevant to the cited violation and, if applicable, to effect a closing of any structure so that it cannot be used in connection with the commission of drug crimes; or

(2) If the repair of said property in order to bring it into full compliance with applicable codes relevant to the cited violations cannot be made at a reasonable cost in relation to the present value thereof, the order shall require the owner, within a specified time, to demolish and remove the noncompliant dwelling, building, or structure and all debris from the property.

For purposes of this section, in cases in which the nuisance complained of is a dwelling, building, or structure of any kind, the court shall make its determination of "reasonable cost in relation to the present value: without consideration of the value of the land on which the structure is situated; provided, however, that costs of the preparation necessary to repair a structure may be considered. Income and financial status of the owner shall not be a factor in the court's determination. The present value of the structure and the costs of repair, alteration, or improvement may be established by affidavits of real estate appraisers with a Georgia appraiser classification as provided in O.C.G.A. title 43, ch. 39A, qualified building contractors with a current business license to do work in the city, or qualified building inspectors with a current license to do work in the city, without actual testimony presented. Cost of repair, alteration, or improvement of the structure shall be the cost necessary to bring the structure into compliance with the applicable codes relevant to the cited violations.

(g) Remedies of public officer in the event of noncompliance with order.

(1) The order entered under subsection (f) shall further provide that, if the owner fails to comply with an order to repair, demolish, or close the property within the specified time, the public officer may cause such property to be repaired, demolished, or closed. Such abatement action shall commence within one (1) year after the expiration of time specified in the order for abatement by the owner. Any time during which such action is prohibited by a court order issued pursuant to O.C.G.A. § 41-2-13 or any other equitable relief granted by a court of competent jurisdiction shall not be counted toward the one (1) year period in which such abatement action must commence. The public officer is also authorized to file a motion for attachment for contempt against the owner with the court which issued the order as an alternate or additional remedy.

(2) If the public officer chooses to have the work done as ordered on any dwelling building or structure, he or she shall cause to be posted on the main entrance of the building, dwelling or structure a placard with the following words, including the Spanish translation;

"This building is unfit for human habitation or commercial, industrial, or business use and does not comply with the applicable codes or has been ordered secured to prevent its use in connection with drug crimes or constitutes an endangerment to public health or safety as a result of unsanitary or unsafe conditions. The use or occupation of this building is prohibited and unlawful."

(h) Salvage. If the public officer has a structure demolished, reasonable effort shall be made to salvage reusable materials for credit against the cost of demolition. The proceeds of any moneys received from the sale of salvaged materials shall be used or applied against the cost of the demolition and removal of the structure, and proper records shall be kept showing application of sales proceeds. Any such sale of salvaged materials may be made without the necessity of public advertisement and bid. Neither the public officer nor the city shall have any liability resulting from or occasioned by the sale of any such salvaged materials, including, without limitation, defects in such salvaged materials.

(i) Lien for costs. The order shall provide that the amount of all costs associated with the abatement actions shall be a lien against the real property upon which such cost was incurred. Such costs shall include but not be limited to the cost of demolition, reasonable attorney's fees and all court costs, appraisal fees, administrative costs incurred by the tax commissioner, restoration to grade of the real property should it be demolished, and title examination costs. Such lien shall attach to the real property upon the filing of a certified copy of the order requiring repair, closure, or demolition, in the office of the clerk of superior court, and shall relate back to the date of filing of the lis pendens notice required under section 83-8(b). The clerk of superior court shall record and index such certified copy of the order in the deed records of the county and enter the lien of costs of abatement on the general execution docket. Such lien should cross-reference the order and include the original caption and case number from the nuisance abatement action. The lien shall be superior to all other liens on the property, except liens for taxes to which the lien shall be inferior, and shall continue in force until paid in full.

(j) Enforcement of lien.

(1) Upon a final determination of costs, fees, and expenses incurred in accordance with this article, the public officer shall transmit to the tax commissioner a statement of the total amount due and secured by said lien, together with copies of all notices provided to interested parties. The statement of the public officer shall be transmitted within 90 days of completion of the repairs, demolition, or closure. It shall be the duty of the tax commissioner to collect the amount of the lien using all methods available for collecting the real property ad valorem taxes, including specifically O.C.G.A. title 48, ch. 4; provided, however, that the limitation of O.C.G.A. § 48-4-78 which requires 12 months of delinquency before commencing a tax foreclosure shall not apply. The tax commissioner shall remit the amount collected to the general fund of the city.

(2) Enforcement of liens may be initiated at any time following receipt by the tax commissioner of the final determination of costs. The unpaid lien amount shall bear interest and penalties from and after the date of final determination of costs in the same amount as applicable to interest and penalties on unpaid real property ad valorem taxes. An enforcement proceeding pursuant to O.C.G.A. § 48-4-78 for delinquent ad valorem taxes may include all amounts due under this article.

(3) The redemption amount in any enforcement proceeding shall be the full amount of the costs as finally determined with interest, penalties, and costs incurred by the city and the

tax commissioner in the enforcement of the lien. Redemption of the property from the lien may be in accordance with the provisions of O.C.G.A. §48-4-80 and 48-4-81.

(k) Waiver and lien. The mayor and council may waive and release any such lien imposed on property of the owner for costs incurred by the city up to the time of the entry of the order and any additional costs incurred subsequent thereto in attempting to bring the property into compliance by entering into a contract with the owner in which the owner agrees to a timetable for rehabilitation of the real property or the dwelling, building, or structure on the property and demonstrates the financial means to accomplish such rehabilitation.

(l) Appellate procedure. Where the abatement action does not commence in the superior court, review of a court order requiring the repair; alteration, improvement, or demolition of a property shall be by direct appeal to the superior court under O.C.G.A. §5-3-29.

(m) Alternate remedies. Nothing in this section shall be construed as to limit or impair the authority of public officers or other city employees under existing and future ordinances to issue citations for violations of state minimum standard codes, optional building, fire, life safety, and other codes adopted by ordinances, and conditions creating a public health hazard or general nuisance, and to seek to enforce such citation in a court of competent jurisdiction prior to issuing a complaint in rem as provided in this code section. The issuance of a citation for a violation of any such codes shall not be required as a prerequisite to issuing a complaint in rem under this section.

Section 7-47. Service and notice.

(a) Copies of the complaint and summons shall be served in each of the following ways as applicable:

(1) At least 14 days prior to the date of the hearing, the public officer shall mail copies of the complaint by certified mail or statutory overnight delivery, return receipt requested, to all interest parties whose identity and address are reasonably ascertainable. Copies of the complaint shall also be mailed by first-class mail to the property address to the attention of the occupants of the property, if any, and shall be posted on the property within three business days of filing the complaint and at least 14 days prior to the date of the hearing.

(2) For an interested party whose mailing address is unknown, a notice stating the date, time, and place of the hearing shall be published in the newspaper in which the sheriff's advertisements appear in such county once a week for two consecutive weeks prior to the hearing.

(b) A notice of lis pendens shall be filed in the office of the clerk of superior court in the county in which the dwelling, building, or structure is located at the time of filing the complaint in the appropriate court. Such notice shall have the same force and effect as other lis pendens notices provided by law.

(c) Orders and other filings made subsequent to service of the initial complaint and summons shall be served in the manner provided in this section on any interested party who answers the complaint or appears at the hearing. Any interested party who fails to answer or appear at the hearing shall be deemed to have waived all further notice in the proceedings.

State enabling legislation reference - Abatement of unsafe buildings authorized, §2-38(12); O.C.G.A. § 41-2-7 et. seq.

The foregoing ordinance received a first reading on May 2, 2011 and a second reading on June 6, 2011. Upon section reading, a motion for passage of the ordinance was made by Councilwoman Celeste Martin, second by Councilman Wayne Graves and upon the question the vote is 3 ayes, and 0 nays, and the Ordinance is adopted.

/s/ Tyson Haynes
Mayor Tyson Haynes

Attest:
/s/ Wilma Nolan
Wilma Nolan City Clerk

Celeste, "I make a motion we accept this as the second reading and adopt this ordinance." Wayne seconded and the motion passed by a vote of 3 to 0.

PUBLIC SAFETY: Chief Martin advised they had a very busy month. 32 wrecks and increased patrols. Chief Martin advised that they were going to have a concentrated effort on speed enforcement.

Mayor Haynes advised that effective July 1, 2011, US 76/ G I Maddox that right of way has been annexed all the way to the Brass Lantern. Enforcement powers will begin on July 1 and our patrols will be intensified along other main corridors in the City of Chatsworth. In a lot of these accidents, speed is a contributing factor. Take fair warning that City of Chatsworth policemen will be out there monitoring the rules of the road.

Chief Martin further advised that there would be concentration on their other problem, the drug problem. There were eighteen (18) drug cases last month and we are working diligently on these problems.

Mayor Haynes asked Chief Martin and the City Attorney to brief those present on what the immigration bill is going to impact the law enforcement.

Chief Martin advised that when they make a stop they have the right to ask if they are a citizen. If not then we have the right to call ICE (Immigration Customs Enforcement) and advise them that we have an illegal. They can come over here and pick them up.

Chief Martin advised there were no burglaries last month.

Fat Ausmus expressed her appreciation for the City's help with the library, Whitfield Murray Historical Society, the parking issue and expressed her appreciation for the help the city has given them.

Assistant Chief Parker advised that Chief Baxter was at the burn camp and could not be at the meeting. He will be there all week.

He further advised that half of the calls were emergency medical - accident related calls.

There were 174 training hours last month. He will be getting with the Forestry Commission regarding the burn permit.

A set of tires was ordered and the best tires from that vehicle will be rotated to the second apparatus.

Marshal Smith advised that it had been a slow month. He questioned if the odor from dumpsters would be covered under this nuisance ordinance. Ms. Flood advised this would be covered.

This incident involves the dumpsters at Abernathy Apartments.

The meeting adjourned at 6:40 p.m. and those who can will meet at the park.

Attest:

CITY CLERK

MAYOR TYSON HAYNES

ALDERMAN WAYNE GRAVES

ALDERWOMAN CELESTE MARTIN

ALDERMAN GARY BROCK

MAY PAID BILLS

AFLAC	1050.18	ALSCO-518	462.58
PAT DENSMORE SELF	562.00	G & S OFFICE SUPPLY INC	220.76
LIBERTY NATIONAL LIFE	1979.96	CINTAS FIRST AID	78.83
OWEN HEATING INC	171.72	COMMISSIONER OF MC	777.92
KEEP CHATSWORTH MURRAY	2083.34	CHATS/MURRAY HEALTH DEPT	416.67
CHATS/MURRAY LIBRARY	2500.00	PURE UV WATER COOLERS	30.00
DALTON TRUCK INC	535.69	PRECISION LOOPERS INC	264.00
GEORGIA TECHNOLOGY AUTHORITY	519.88	KLEEN-A-MATIC	461.72
CHILD SUPPORT ENFORCEMENT	189.58	NATIONWIDE RETIREMENT SO	627.00
PEACE OFFICER'S A & B	260.00	CHATTANOOGA DRIVELINE	144.95
PRE-PAID LEGAL SERVICES	94.65	LEE SMITH INC	5689.14
NORTH GEORGIA EMC - SEDC	193.97	S & J INDUSTRIAL SUPPLY	122.40
A & H SAFETY SUPPLY	327.40	MCCAMY PHILLIPS TUGGLE	144.50
WELLS FARGO	380.00	TYSON HAYNES	197.00
CHAPTER 13 STANDING TRUSTEE	249.00	CHATSWORTH PAWN	105.00
BRADLEY BUILDERS SUPPLY	242.58	CHATSWORTH FORD	39.95
CHATSWORTH FARM & GARDEN	29.90	CHATSWORTH AUTO PARTS	337.53
FORT VIEW CLEANERS	227.30	GLOBE CHEMICAL CO INC	688.62
GMEBS	10575.08	RANDALL BRACKETT	300.00
ADVANCE AUTO PARTS	26.99	DALTON JANITORIAL INC	78.20
CHATS WATER WORKS COMM	10246.29	O'REILLY AUTO PARTS	21.52
COMMAND UNIFORMS	91.83	EAGLE PARTS AND MACHINERY	49.96
AUTOZONE/AZ COMMERCIAL	644.91	GAS SOUTH	1157.70
CHATSWORTH FARM & GARDEN	14.75	WINDSTREAM	1211.99
GEORGIA POWER COMPANY	15325.82	GSCCCA	1923.82
TRACTOR SUPPLY COMPANY	69.98	VULCAN MATERIALS COMPANY	851.11
PEACE OFFICERS A & B FUND	491.71	MC COMMISSIONER DATE	1350.00
AUTO PARTS COMPANY	153.72	CHILD SUPPORT ENFORCEMENT	189.58
COMMUNICATIONS & ELECTRONICS	267.00	SANTEK ENVIRONMENTAL GA	2355.91
WORLD ELECTRONICS	76.97	MURRAY COUNTY JAIL FUND	991.03
VICTIMS COMP PROBATION	711.00	COURTWARE SOLUTIONS	832.78
NATIONWIDE RETIREMENT SO	627.00	SUMMITT ENVIRONMENTAL INC	1278.00
NORTH GEORGIA TIRE	472.54	WELLS FARGO	380.00
5% VICTIMS SURCHARGE	452.20	CHAPTER 13 STANDING TRUSTEE	249.00
B B & T	36529.00	SPECIALTY GASES SE INC	19.50

MAY PAID BILLS CONTINUED

CUMMINS SOUTH	309.09	AMAZING AUTO GLASS	169.00
CLYDE HUFFMAN	2450.00	GA DEPT OF LABOR	3960.00
GEORGIA MUNICIPAL ASSOCIATION	2028.20	GMC & FOA	22.00
CHILD SUPPORT ENFORCEMENT	189.58	PAUL JACKSON	400.00
MURRAY COUNTY TAX COMM	21.00	NATIONWIDE RETIREMENT SOLUTIONS	627.00
CHATTANOOGA FIRE PROTECTION	25.00	WELLS FARGO	380.00
CHAPTER 13 STANDING TRUSTEE	249.00	B B & T	2808.00
OWENS HEATING INC	21600.00	VULCAN MATERIALS COMPANY	147.50
KELLER OUTDOOR INC	1645.75	VERIZON WIRELESS	524.62
PEACE OFFICERS A & B	260.00	NW GA HEALTHCARE PARTNERSHIP	48.00
BANKCARD CENTER	303.99	AFLAC	1050.18
GMEBS LIFE HEALTH FUND	21549.30	COMMISSIONER OF MC	3593.97
THOMPSON PUBLISHING GROUP	405.00	GEORGIA TECHNOLOGY AUTHORITY	558.64
CHILD SUPPORT ENFORCEMENT	189.58	FRETTA PULLIAM	5.00
NATIONWIDE RETIREMENT SOLUTION	627.00	GIRMA	1000.00
PRE-PAID LEGAL SERVICES	94.65	NORTH GEORGIA EMS -SEDC	193.33
MCCAMY PHILLIPS TUGGLE	43.50	WELLS FARGO	380.00
GOLD KEY LOCK & SECURITY	85.00	CHAPTER 13 STANDING TRUSTEE	249.00
KELLER OUTDOOR INC	4196.21	MURRAY COUNTY TAX COMM	18.00
CHATSWORTH MONUMENT	1224.00	ROBBY G WATKINS	320.00
CHATSWORTH MONUMENT	507.60		

JUNE 23 ,2011
CITY OF CHATSWORTH
WORK SESSION

PRESENT: Mayor Tyson Haynes, Aldermen: Wayne Graves, Celeste Martin, Gary Brock and Fred Welch. City Clerk Wilma Nolan and Chatsworth Times reporter Lorri Harrison.

Mayor Haynes held a work session on June 23 ,2011 at 10:00 a.m.

Investment interest was discussed. Reflecting the decreased revenue from this source and possible solutions. The Water Works Commission will be paying off an existing promissory note and perhaps entering into another note with the City.

Projected assessment values were reviewed reflecting the decline in the proposed digest value for 2011. Possible rates for the 2011 digest were discussed.

The possible sale of water to different jurisdictions was discussed.

A drug and alcohol policy is being reviewed for possible adoption later this year.

The dedications for former Mayor Jerry Sanford and former Council Member Margaret Adams at the city park are being scheduled for July 11, 2011 at 6:30 p.m.

The proposed project at the Chatsworth Housing Authority has gotten underway.

The notice to proceed for the Safety Grant is expected at any time.

The work on the park at Cohutta Bank is progressing.

A reminder of the approaching LOST negotiations to be completed by December 2012.

The work session was adjourned following these discussions.

ATTEST:

CITY CLERK

MAYOR TYSON HAYNES

ALDERMAN WAYNE GRAVES

ALDERWOMAN CELESTE MARTIN

ALDERMAN GARY BROCK

ALDERMAN FRED WELCH