

COUNCIL PRESENT: Bruner, Dunagan, Wangemann, Hamrick, Figueras
STAFF PRESENT: Padgett, Sheppard, Palmour, Felts, Jordan, Grayson

Mayor Bruner called the meeting to order.

The Pledge of Allegiance was recited in unison after which Council Member Wangemann delivered the invocation.

CITIZEN'S ISSUES:

Alan Shedd, 4655 Lanier Boulevard, stated he was not a resident of the City. He had opposed the development from the onset based upon concerns regarding the impact to the community. When the development moved forward, the site was cleared and left to erode. The city annexed it with limited affect on the problems. Over the years, the conditions in the original plan have been relaxed to make it more palatable for development. He wondered if some elements had been lost, i.e., doing what was best for the community in the long term, in the rush to move forward with the development.

GENERAL LEGISLATION:

Second Reading: Ordinance No. 2011-01
Amend the existing Planned Unit Development zoning on a 65.425± acres tract at 2975 Mountain View Road and 3755 Meeks Drive.

Motion to hold second reading on Ordinance 2011-01, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY AMENDING CONDITIONS 17 and 18 OF THE EXISTING PLANNED UNIT DEVELOPMENT ZONING AS CONTAINED IN ORDINANCE NO. 2010-13 ON A 65.425± ACRES PORTION OF THE 605± ACRES MUNDY MILL DEVELOPMENT CONSISTING OF POD'S C, D AND E HAVING ROAD FRONTAGE ALONG MILLSIDE PARKWAY, MOUNTAIN VIEW ROAD AND OLD OAKWOOD ROAD; REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Dunagan
Motion seconded by Council Member Wangemann

DISCUSSION:

Council Member Hamrick asked if Council could add a condition requiring the project to be reviewed by Council if nothing occurred in two years.

City Manager Kip Padgett confirmed a condition could be added to the ordinance prior to second reading. He deferred to the City Attorney to determine if applicant approval was required for such a condition.

City Attorney Palmour felt it was best to ask the applicant.

Wes Robinson, the applicant's representative, stated he doesn't have the authority to consent to the suggested condition. He asked that it be approved as submitted today.

Council Member Dunagan asked to stay with the original motion and Council Member Wangemann agreed.

Vote – 5 favor

Second Reading: Ordinance No. 2011-02
Amendment to Chapter 9-2-2, Table 9-5-1, Chapter 9-10-2 and Chapter 9-16-5 of the Unified Land Development Code.

Motion to hold second reading on Ordinance 2011-02, AN ORDINANCE TO AMEND TITLE 9 ENTITLED "UNIFIED LAND DEVELOPMENT CODE" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND CHAPTER 9-2-2 ENTITLED "GENERAL DEFINITIONS"; TO ADD THE DEFINITION OF AN INDUSTRIALIZED BUILDING; TO ADD THE DEFINITION OF A RESIDENTIAL INDUSTRIALIZED BUILDING; TO AMEND TABLE 9-5-1 ENTITLED "PERMITTED AND SPECIAL USES FOR RESIDENTIAL ZONING DISTRICTS"; TO DELETE "INDUSTRIALIZED BUILDING (HOME)" USE IN ITS ENTIRITY; TO PERMIT BY RIGHT RESIDENTIAL INDUSTRIALIZED BUILDINGS AND INDUSTRIALIZED BUILDINGS WITHIN THE RESIDENTIAL-I-A (R-I-A), RESIDENTIAL-I (R-I), NEIGHBORHOOD CONSERVATION (N-C), RESIDENTIAL-II (R-II) AND RESIDENTIAL AND OFFICE (R-O) ZONING DISTRICTS; TO AMEND TABLE 9-6-1 ENTITLED "PERMITTED AND SPECIAL USES FOR NONRESIDENTIAL ZONING DISTRICTS" TO ALLOW RESIDENTIAL INDUSTRIALIZED BUILDINGS BY SPECIAL USE PERMIT WITHIN THE OFFICE AND INSTITUTIONAL (O-I) AND NEIGHBORHOOD BUSINESS (N-B) ZONING DISTRICTS; TO AMEND BY ALLOWING INDUSTRIALIZED BUILDINGS WITHIN THE OFFICE AND INSTITUTIONAL (O-I), NEIGHBORHOOD BUSINESS (N-B), CENTRAL BUSINESS (C-B), REGIONAL BUSINESS (R-B), GENERAL BUSINESS (G-B), LIGHT INDUSTRIAL (L-I) AND HEAVY INDUSTRIAL (H-I) ZONING DISTRICTS; TO AMEND CHAPTER 9-10-2 ENTITLED "PRINCIPAL RESIDENTIAL USES" TO ADD SECTION 9-10-2-6 ENTITLED "SINGLE-FAMILY AND TWO-FAMILY DWELLINGS"; TO AMEND SECTION 9-16-5-17(c) ENTITLED "PHYSICAL SITE LIMITATIONS" TO PROVIDE FOR A TREE REPLACEMENT FUND FOR THE CITY OF GAINESVILLE; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion made by Council Member Figueras
Motion seconded by Council Member Hamrick
Vote – 5 favor

REPORT:

Community Development, Planning Division

New items to be referred to the Planning and Appeals Board.

Director of Community Development Rusty Ligon stated there were no items for Feb 1st meeting and two items for the February Planning and Appeals Board meeting, both being variance requests.

Motion to accept the report as presented and to refer the new items to the Planning and Appeals Board.

Motion made by Council Member Dunagan
Motion seconded by Council Member Figueras

Discussion:

Council Member Figueras asked that staff verify the ward information shown on item 1.

Vote – 5 favor

COUNCIL'S ISSUES:

Mayor Bruner

Reminded Council of Gainesville High School's Blue Ribbon recognition event.

Council Member Wangemann

1. Provided an update on recent cleanup efforts.
2. Asked for a report identifying efforts to help homeless people in the Gainesville/Hall County community at a future work session.
3. Invited fifty people to attend the meeting. None were in attendance.
4. Shared statistical information regarding the number of visitors at Interactive Neighborhood for Kids.

Council Member Dunagan

Thanked the staff for efforts during the recent snow storm.

Council Member Figueras

1. Shared additional information regarding homelessness in Gainesville.
2. Provided an overview of the Martin Luther King, Jr. Day community celebration and expressed her desire for everyone to see beyond the I Have a Dream Speech.

Council Member Hamrick

1. Commented on a report received from the Chattahoochee Golf Course.
2. Reported Olive Garden had received a construction permit for property located at 1600 Beechwood Boulevard, Gainesville.

CITY MANAGER'S ISSUES:

Joint Municipal Association (JMA) Meeting

City Manager Kip Padgett reminded Council of the upcoming JMA meeting to be held in Buford.

Boys and Girls Club

City Manager Kip Padgett reported the Council had received an invitation to tour the Boys and Girls Club facility on February 10th after the work session.

Council Retreat

City Manager Kip Padgett reminded Council of the retreat to be held on January 31st at the Fair Street Neighborhood Center.

CITY CLERK'S ISSUES:

Business Resolution BR-2011-03

Qualifying Fee for the November 8, 2011 Municipal Election

City Clerk Denise Jordan stated the proposed resolution would set the qualifying fees for the upcoming election based upon the calculation required by State law. Individuals seeking Council seats would pay \$605.03 and individuals seeking Board of Education seats would pay \$157.93. The resolution also authorized publication of the qualifying fees.

Motion to adopt the resolution as presented.

Motion made by Council Member Figueras
Motion seconded by Council Member Wangemann
Vote – 5 favor

EXECUTIVE SESSION:

City Manager Kip Padgett requested an Executive Session to discuss personnel matters and potential litigation.

Motion to close the Council Meeting to enter an Executive Session to discuss personnel matters and potential litigation at 6:01 PM.

Motion made by Council Member Wangemann
Motion seconded by Council Member Dunagan
Council Members voting in favor of the motion were Bruner, Dunagan, Wangemann, Hamrick and Figueras.

COUNCIL PRESENT: Bruner, Dunagan, Wangemann, Hamrick, Figueras
STAFF PRESENT: Padgett, Sheppard, Palmour, Canada, Ligon

Motion to close the Executive Session and to adjourn the Council Meeting at 6:33 PM.

Motion made by Council Member Dunagan
Motion seconded by Council Member Figueras
Council Members voting in favor of the motion were Bruner, Dunagan, Wangemann, Hamrick and Figueras.

ADJOURNMENT: 6:33 PM

DJ:ag