

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

Mayor Bruner called the meeting to order.

The Pledge of Allegiance was recited in unison after which Rev. Anwann Hill, New Life Baptist Church, delivered the invocation.

CONSENT AGENDA:

Minutes:

A. April 19, 2011 Council Meeting

Motion to adopt the minutes excepting the edits as presented.

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

Resolutions:

- A. AR-2011-10 Public Utilities Department Five-Year Capital Improvements Plan
- B. BR-2011-___ GASB 54 Recognition of Inflows for Special Revenue Funds
- C. BR-2011-16 GASB Statement No. 54 Policy Implementation
- D. BR-2011-17 Donation of Turnout Gear to Moldova Fire Department in Chimislia, Moldova
- E. PR-2011-20 Bureau of Justice Assistance Bulletproof Vest Partnership Grant Program
FY11-12
- F. PR-2011-21 Acceptance of FY2011 Local Maintenance Improvement Grant

Council Member Hamrick requested to remove item B to discuss separately.

Motion to adopt resolutions for item A, C, D, E and F as presented excluding item B.

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

BR-2011-15

GASB 54 Recognition of Inflows for Special Revenue Funds

(Item B under the Consent Agenda Resolutions)

Motion to adopt the resolution as presented.

Motion made by Council Member Hamrick
Motion seconded by Council Member Figueras

DISCUSSION:

Council Member Hamrick stated there was discussion in Work Session whereby the Community Development Funds will be transferred into the General Fund budget. He expressed a desire to see the venue site improved utilizing Community Development Funds, on a loan basis. He also commented on an article regarding the training of canoe/kayak athletes.

Council Member Figueras asked if anything could be done considering the joint ownership with Hall County. Later, she agreed with Mr. Dunagan that the City should obtain the County's list of improvements for the site.

Upon inquiry from the Mayor, City Manager Kip Padgett suggested having a joint meeting consisting of a few Council Members, the Parks and Recreation Board Members and the Parks and Recreation Director. The County would join the discussion later to address funding and who will take the lead for the site. It was later clarified that the discussion would relate to capital improvements.

Vote 5 favor

ALCOHOLIC BEVERAGE LICENSE APPLICATIONS:

Aldi Inc., 834 Dawsonville Highway Suite B

City Manager Kip Padgett stated this was a new application for the package sale of beer and wine. The application was in order.

Motion to approve the application as presented.

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

GENERAL LEGISLATION:

Proposed Ordinance
Amendment to Title 10 Schedule of Fees

City Manager Kip Padgett stated this ordinance was presented by Public Utilities at the Work Session to increase the water rates by 4% and the sewer rates by 4.25% for all customers in the system.

Motion to hold first reading on Ordinance 2011-11, AN ORDINANCE TO AMEND TITLE 10, ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND SECTION 10-1-17(a) TO REVISE MONTHLY SANITARY SEWER SERVICE FEES FOR ALL CLASSES OF USERS; TO AMEND SECTION 10-1-41 TO REVISE WATER SERVICE FEES FOR ALL CLASSES OF USERS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

**Proposed Ordinance
On-Street Parking Prohibited on Alpine Street**

Motion to hold first reading on Ordinance 2011-12, AN ORDINANCE TO AMEND SECTION 3-4-175 ENTITLED "SCHEDULE 5; PARKING PROHIBITED, ONE SIDE", OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; 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

**Second Reading: Ordinance No. 2011-07
Court Processing Fee**

Motion to hold second reading on Ordinance 2011-07, AN ORDINANCE TO AMEND TITLE 10 ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND SECTION 10-1-8 BY INSERTING THE TITLE "COURT PROCESSING FEE" AND TO PROVIDE FOR A PROCESSING FEE TO BE LEVIED UPON ANY PERSON CHARGED WITH AN OFFENSE IN THE MUNICIPAL COURT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Motion seconded by Council Member Figueras
Motion seconded by Council Member Dunagan
Vote – 5 favor

ANNEXATION / ZONING:

**Second Reading: Ordinance No. 2011-08
Rezone 252 parcels consisting of 65.11+ acres in the Fair Street Area
(Designation of a Fair Street Neighborhood Planning Unit)**

Motion to hold second reading on Ordinance 2011-08, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A TOTAL OF 252 PARCELS CONSISTING OF 65.11± ACRES LOCATED BETWEEN THE SOUTHEAST SIDE OF JESSE JEWELL PARKWAY AND E. E. BUTLER PARKWAY, HAVING ROAD FRONTAGE ALONG CARLTON STREET, CLOVERDALE AVENUE, COLLINS STREET, DESOTA STREET, DUNBAR PLACE, ELM STREET, EMILY STREET, FAIR STREET, HARVEY STREET, HIGH STREET, HOBBS ALLEY, MARTIN LUTHER KING, JR. BOULEVARD, MCBRIDE STREET, MCDONALD STREET, MILL STREET, NORWOOD STREET, PATRICIA DRIVE, AND SUMMIT STREET (SEE EXHIBIT A) FROM RESIDENTIAL-II (R-II) AND PLANNED UNIT DEVELOPMENT (P-U-D) TO NEIGHBORHOOD CONSERVATION (N-C); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (Amendment to Zoning Map)

Council Member Figueras abstained from the vote.

Motion made by Council Member Dunagan
Motion seconded by Council Member Hamrick
Vote – 4 favor, 1 abstain (Figueras)

REPORT:

Community Development, Planning Division

Action taken by the Gainesville Planning and Appeals Board on June 14, 2011 and new items to be referred to the Planning and Appeals Board.

City Manager Kip Padgett reported there were two items to refer to the July 5th Council Meeting consisting of one rezoning request and one special use request. There was one item, which was a variance request, to refer to the July Planning and Appeals Board meeting. The report was noted as follows:

This report contains **(A)** action taken by the Planning and Appeals Board during their public hearing held on **June 14, 2011**, and **(B)** all new items, including variance requests, received by Planning Division staff to be referred by City Council to the Planning and Appeals Board for consideration during the public hearing to be held on **July 12, 2011**:

A. Planning and Appeals Board Actions for 06/14/11:

- 1) **Conditionally approved** the request from **RP 601 Broad St., LLC** to vary the frontage landscape strip width requirement, open space requirement and the impervious surface area requirement on a 1.27± acres tract located on the northwest side of Broad Street, south of its intersection with Prior Street (a/k/a **601 Broad Street SE**), having a zoning of Office and Institutional (O-I).
Ward Number: Two
Tax Parcel Number(s): 01-023-002-017C
Request: Circular driveway and parking additions for medical offices
- 2) **Recommended conditional approval** of the request from **Jamie Collins** to rezone a 1.419± acres tract located on the northeast side of Thompson Bridge Road, north of its intersection with Lanier Avenue (a/k/a **1452, 1464 and 1472 Thompson Bridge Road NE**), from Residential-I (R-I) and Neighborhood Business (N-B) to General Business (G-B).
Ward Number: One
Tax Parcel Number(s): 01-087-004-008, 009 and 010
Request: Taco Bell restaurant with drive-thru
- 3) **Recommended conditional approval** of the request from **One Eleven, LLC** for a Special Use on a 0.27± acre tract located on the east side of Thompson Bridge Road, south of its intersection with Oak Tree Drive (a/k/a **996 Thompson Bridge Road NE**), having a zoning classification of Neighborhood Business (N-B).
Ward Number: Two
Tax Parcel Number(s): 01-068-001-018A
Request: Drive-thru coffee restaurant

B. New items to be referred to the Planning and Appeals Board for 07/12/11:

- 1) Request from **Gwinnett Ind. Inc.** to vary the stream protection buffer requirement on a 20.1± acres property located on the northeast side of New Harvest Road, south of its intersection with Calvary Church Road, and being Lot One of the Gainesville Business

Park Subdivision (a/k/a **1845 New Harvest Road**), having a zoning classification of Heavy Industrial (H-I).

Ward Number: Four

Tax Parcel Number(s): 15-031-000-056 and 075 (part)

Request: 77,000± square foot industrial warehouse/manufacturing building with future expansion

Motion to accept the report as presented.

Motion made by Council Member Dunagan

Motion seconded by Council Member Figueras

Vote – 5 favor

COUNCIL'S ISSUES:

Mayor Bruner

1. Asked Deb Gregson to provide a report about the recent Georgia High School Bass Federation Fishing Tournament.
2. Reported the Transportation Executive Committee will meet on Thursday.

Council Member Hamrick

Reported George Hope, Personnel Board Member, passed away and asked the City Clerk to send a letter expressing condolences and appreciation for his service.

Council Member Figueras

1. Commented on the upcoming Georgia Municipal Association (GMA) Convention in Savannah.
2. Commented on efforts to educate the community on childhood obesity. The first meeting will be on July 25th. Organizations addressing this subject were invited to attend.
3. Asked about the meeting with the Reapportionment Office.

Council Member Dunagan

Received an email from a citizen commending Council and staff on the new budget.

Council Member Wangemann

1. Commended staff for quick and timely clean-up after the recent storm.
2. Provided a Community Cleanup Report.
3. Reported a request for Washington Street to be resurfaced.
4. Visited 131 homes in the last two weeks to extend invitations to the meeting. At least two people attended.
5. Distributed invitations to the 2030 Gainesville Comprehensive Plan Community Workshops on July 14th, August 11th and September 8th. Mayor Bruner requested some publicity about these meetings.

CITY MANAGER'S ISSUES:

Storm Cleanup

City Manager Kip Padgett stated Public Works crews responded quickly to the weekend storm. He asked for patience as staff worked to complete the cleanup.

Comprehensive Annual Financial Report (CAFR)

City Manager Kip Padgett announced the City had received the Excellence in Financial Reporting Award again.

BUDGET HEARING:

Presentation of FY2012 Proposed Budget

City Manager Kip Padgett stated the proposed budget was for \$26.6 million in the General Fund with no tax increase, or millage rollup and maintains the current service levels. He felt there was a need to keep a watchful eye over property assessments.

Council Member Figueras asked if there was a report about the number of requests for property assessments.

Public Comments regarding FY2012 Proposed Budget

There were no comments.

**Second Reading: Ordinance No. 2011-09
FY2012 Ad Valorem Tax Rate for the City of Gainesville
(Exclusive of the Gainesville Board of Education)**

Motion to hold second reading on Ordinance 2011-09, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GAINESVILLE, GEORGIA, TO FIX THE AD VALOREM TAX RATE FOR THE CITY OF GAINESVILLE, GEORGIA EXCLUSIVE OF ACTIVITIES OF THE GAINESVILLE BOARD OF EDUCATION FOR THE FISCAL YEAR 2012; AND OTHER PURPOSES:

Motion made by Council Member Dunagan
Motion seconded by Council Member Figueras
Vote – 4 favor, 1 oppose (Hamrick)

**Second Reading: Ordinance No. 2011-10
FY2012 Ad Valorem Tax Rate for the Gainesville Board of Education**

Motion to hold second reading on Ordinance 2011-10, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GAINESVILLE, GEORGIA, TO FIX THE AD VALOREM TAX RATE FOR THE GAINESVILLE BOARD OF EDUCATION FOR THE FISCAL YEAR 2012; AND OTHER PURPOSES:

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

**Resolution AR-2011-11
Adoption of FY2012 Budget**

Motion to adopt the resolution as presented.

Motion made by Council Member Wangemann
Motion seconded by Council Member Dunagan
Vote – 4 favor, 1 oppose (Hamrick)

EXECUTIVE SESSION:

City Manager Kip Padgett requested an Executive Session to discuss potential litigation and real estate.

Motion to close the Council Meeting to enter an Executive Session to discuss potential litigation at 6:04 PM.

Motion made by Council Member Dunagan
Motion seconded by Council Member Wangemann
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, Palmour, Jordan

Motion to close the Executive Session at 6:26 PM.

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

ADJOURNMENT: 6:26 PM

DJ:ag

Ruth H. Bruner, Mayor

Denise O. Jordan, City Clerk