

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

Mayor Dunagan called the meeting to order.

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

PRESENTATION:

Citizen Lifesaving Award

Chief Jon Canada summarized a Fire Incident occurring on Purina Drive involving an extraordinary act to help someone in need. He felt the quick action resulted in a life saving action. He presented Mr. Tray Ross with a Citizen's Life Safety Award.

Council extended words of appreciation.

CONSENT AGENDA:

Alcoholic Beverage License Applications:

- A. Avocados Restaurant, 109 Bradford Street SE
New application for consumption on the premises of beer and wine
- B. Biba's Italian Restaurant, 833 Dawsonville Highway
New application for consumption on the premises of beer and wine
- C. Eagle Rock Distributing Co., 1375 Beverage Drive
New application for wholesale of wine
- D. Happy Food Mart, 1000 Athens Street
New application for package sale of beer

Motion to approve the applications as presented.

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

Resolutions:

- A. AR-2012-01 FY11 Closure of General Government Capital Projects
- B. AR-2012-02 FY11 Closure of SPLOST Capital Projects
- C. AR-2012-03 FY11 Closure of Parks and Recreation Capital Projects
- D. AR-2012-04 FY11 Closure of Public Utilities Projects
- E. AR-2012-05 Authorization for Budget Transfer within the Gainesville Police Department's FY2012 Operational Budget
- F. PR-2012-01 Athens Highway Regional Sewerage Facilities Wetlands and Steam Mitigation
- G. PR-2012-02 Authorization to Apply for Historic Preservation Fund Grant

Motion to adopt the resolutions as presented.

Motion made by Council Member Figueras
Motion seconded by Council Member Wangemann

Vote – 5 favor

APPOINTMENT:

**Golf Course Advisory Committee
Chairman Position**

Motion to appoint John Nix to serve as Chairman on the Golf Course Advisory Committee.

Motion made by Council Member Hamrick
Motion seconded by Council Member Wangemann

Vote – 5 favor

GENERAL LEGISLATION:

**Proposed Ordinance
Prohibit Parking on Gordon Avenue and Banks Street**

Motion to hold first reading on Ordinance 2012-02, AN ORDINANCE TO AMEND TITLE 4 ENTITLED “MOTOR VEHICLES AND TRAFFIC” OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA BY AMENDING SECTION 3-4-174 TO PROHIBIT PARKING ON BOTH SIDES OF GORDON AVENUE BEGINNING AT BANKS STREET AND ENDING 420 FEET SOUTH OF BANKS STREET; TO AMEND SECTION 3-4-175 TO PROHIBIT PARKING ON THE SOUTH SIDE OF BANKS STREET BEGINNING AT QUEEN CITY PARKWAY AND ENDING AT GORDON AVENUE; 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 Bruner

DISCUSSION:

Council Member Hamrick stated this was discussed in the work session noting the Traffic Engineer recommended this proposal.

Vote – 5 favor

ANNEXATION / ZONING:

**Second Reading: Ordinance No. 2012-01
Zone 167.99± Acres at 351 Lake Hill Drive**

Motion to hold second reading on Ordinance 2012-01, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY AMENDING THE EXISTING PLANNED UNIT DEVELOPMENT ZONING ON A 167.99± ACRES TRACT LOCATED WEST OF LAKE HILL DRIVE NE AT ITS INTERSECTION WITH CLEVELAND HIGHWAY (A/K/A **351 LAKE HILL DRIVE**); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

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

REPORT:

Community Development, Planning Division

Action taken by the Gainesville Planning and Appeals Board on January 10, 2012 and new items to be referred to the Planning and Appeals Board.

Director of Community Development Rusty Ligon stated there were two items to be referred to the February 7th Council Meeting including two rezoning requests and one item to be referred to the February 14th Planning and Appeals Board meeting including a rezoning request. The report was noted as follows:

This report contains **(A)** action taken by the Planning and Appeals Board during their public hearing held on **January 10, 2012**, 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 **February 14, 2012**:

A. Planning and Appeals Board Actions for 01/10/12:

- 1) **Conditional approval** of the request from **Patton Land Surveying** to vary the left side yard building setback requirement on a 1.26± acres tract located on the south side of Overlook Drive, southeast of its second intersection with Club Drive (a/k/a **197 Overlook Drive NW**), having a zoning classification of Residential-I-A (R-I-A).
Ward Number: One
Tax Parcel Number(s): 01-103-001-006
Request: Carport addition
- 2) **Recommended conditional approval** of the request from **Dennis and Jill Momper** to rezone a 0.51± acre tract located on the east side of Prior Street, northeast of its intersection with Park Street (a/k/a **430 Prior Street NE**) from Residential-II (R-II) to Residential and Office (R-O).
Ward Number: Two
Tax Parcel Number(s): 01-038-004-013
Request: Single-family residential and professional office

- 3) **Recommended conditional approval** of the request from **Medical Arts Properties 2.0, L.P.** to rezone a 3.54± acres tract located on the east side of Fairbanks Drive, southeast of its intersection with Meeks Drive (a/k/a **0 Fairbanks Drive SW**) from Planned Unit Development with conditions (P-U-D-c) to Office and Institutional (O-I).
Ward Number: Four
Tax Parcel Number(s): 08-031A-004-083
Request: Medical office

B. New items to be referred to the Planning and Appeals Board for 02/14/12:

- 1) Request from **The Norton Agency Insurance, LLP** to rezone a 0.61± acre tract located on the east side of Boulevard, north of its intersection with Park Street (a/k/a **424 Boulevard NE**) from Residential-II (R-II) to Residential and Office (R-O).
Ward Number: Two
Tax Parcel Number(s): 01-038-003-011
Request: Professional office

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

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

CITY MANAGER'S ISSUES:

City Manager Kip Padgett reminded Council of the following two upcoming meetings:

1. Georgia Mountains Regional Commission meeting on January 26th at 6:00 PM at the Civic Center. Gainesville is the host.
2. Council Retreat on January 27th beginning at 9:00 AM at the Fair Street Neighborhood Center.

CITY ATTORNEY ISSUES:

Solicitor Appointment

City Attorney Palmour stated Ted Cassert decided not to accept the Solicitor position. He recommended the appointment of David Purvis as the Municipal Court Solicitor to assist Municipal Court Solicitor John Breakfield in his absence.

Motion to appoint David Purvis to serve as Municipal Court Solicitor for a two-year term.

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

NOTE: The intent of the Council was for John Breakfield to serve as the primary Solicitor and for David Purvis to serve in Mr. Breakfield's absence.

OTHER ISSUES:

Council Member Figueras stated she was glad to see the individuals from Leadership Hall in attendance tonight.

Council Member Figueras thanked everyone for their participation in the Martin Luther King, Jr. Day Celebration.

ADJOURNMENT: 5:44 PM

DJ:ag

C. Danny Dunagan, Mayor

Denise O. Jordan, City Clerk