



ACTION AGENDA

Gainesville City Council Meeting
Tuesday, November 6, 2012, 5:30 PM
Public Safety Complex (Gainesville Justice Center)
Municipal Court Room, 701 Queen City Parkway
Mayor or Mayor Pro Tem Presides

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

INVOCATION:

PLEDGE OF ALLEGIANCE:

PROCLAMATION:

Footloose for Fitness

CITIZEN'S ISSUES:

CONSENT AGENDA:

Minutes

- A. April 17, 2012 Council Meeting
- B. May 1, 2012 Council Meeting
- C. May 15, 2012 Council Meeting
- D. June 5, 2012 Council Meeting
- E. June 19, 2012 Council Meeting
- F. July 3, 2012 Council Meeting
- G. July 17, 2012 Council Meeting
- H. July 23, 2012 Local Option Sales Tax Meeting
- I. August 2, 2012 Called Council Meeting

Unanimous vote to approve the minutes accepting the edits as presented.

Resolutions:

- A. AR-2012-13 Regarding Fourth Quarter Budget Adjustment for FY2012
- B. CR-2012-03 Jingle Mingle
- C. PR-2012-47 Adding Montrose Drive Storm Drain Repairs into Year 23 Sanitary Sewer Repairs Contract II
- D. PR-2012-48 Amendment to 2010 Annual Action Plan Community Development Block Grant Program
- E. PR-2012-49 GDOT 2013 Local Maintenance and Improvement Grant (LMIG)
- F. PR-2012-50 Ratification of Submittal of an Application for Historical Marker (Cooper Pants Factory)

Unanimous vote to adopt the resolutions as presented.

GENERAL LEGISLATION:

Proposed Ordinance

Amendment to Chapter 6-4 Entitled Alcoholic Beverages

AN ORDINANCE TO AMEND TITLE 6 ENTITLED "LICENSES, PERMITS AND BUSINESS REGULATIONS" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO AMEND THE DEFINITION OF SCHOOL AS PROVIDED IN SECTION 6-4-26; TO AMEND SECTION 6-4-28(a) TO REMOVE THE DISTANCE REQUIREMENTS FOR DISPENSING MALT BEVERAGES AND/OR WINE NEAR COLLEGES AND UNIVERSITIES; TO AMEND SECTION 6-4-28(c) TO REMOVE THE DISTANCE REQUIREMENTS FOR DISPENSING DISTILLED SPIRITS NEAR A COLLEGE BUILDING OR COLLEGE CAMPUS; TO AMEND THE HEADING OF SECTION 6-4-38 TO DELETE REFERENCE TO THE GEORGIA MOUNTAINS CENTER; TO AMEND SECTION 6-4-38(a), (c), (e), (f) AND (g) TO DELETE REFERENCE TO THE GEORGIA MOUNTAINS CENTER; TO AMEND SECTION 6-4-38(a),(c(1)), (c(4)), (e), (f), AND (g) TO DELETE REFERENCES TO THE GEORGIA MOUNTAIN CENTER; TO AMEND SECTION 6-4-50 TO DELETE REFERENCE TO THE GEORGIA MOUNTAIN CENTER.

TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Majority vote to hold first reading on Ordinance 2012-27 as presented.

Vote – 4 favor, 1 oppose (Wangemann)

Proposed Ordinance

Amendment to Title 6 to Provide Chapter 6-16 Entitled Licenses, Permits and Business Requirements (Pawn Shop Ordinance)

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL FOR THE CITY OF GAINESVILLE, GEORGIA TO AMEND TITLE 6 TO PROVIDE CHAPTER 16 ENTITLED "LICENSES, PERMITS AND BUSINESS REQUIREMENTS" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA; TO PROVIDE CHAPTER 6-16 ENTITLED "PAWNBROKERS AND SECONDHAND DEALERS"; TO PROVIDE FOR DEFINITIONS; TO PROVIDE FOR ENFORCEMENT; TO PROVIDE FOR PERMITTING; TO PROVIDE FOR APPLICATION PROCEDURES; TO PROVIDE FOR A RECORD OF TRANSACTIONS; TO PROVIDE FOR DISPOSAL OF ARTICLES; TO PROVIDE FOR AGE REQUIREMENTS; TO PROVIDE FOR DISPOSITION OF LOST OR STOLEN ITEMS; TO PROVIDE FOR APPEALS; TO PROVIDE FOR VIOLATIONS; TO PROVIDE PENALTIES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

Unanimous vote to hold first reading on Ordinance 2012-28 as presented.

PUBLIC HEARING:

Annexation/Zoning Items

- 1) Request from **Grelove, LLC** to annex a 2.36± acres tract located at the southeast side of the intersection of Athens Highway and Old County Dump Road, across from its intersection

with Athens Street (a/k/a **1800 Athens Highway**) and to establish zoning as General Business (G-B).

Ward Number: Three
Tax Parcel Number(s): 15-032-000-035
Request: Retail and restaurant use

Council Action: _____
Approved
(Two Ordinances)

Unanimous vote to hold first reading on Ordinance 2012-29 annexing 2.36± acres at 1800 Athens Highway as presented.

Unanimous vote to hold first reading on Ordinance 2012-30 to establish zoning on 2.36± acres at 1800 Athens Highway as presented.

- 2) Request from the **Harold R. Westbrook** to abandon a 0.115± acre unopened cul-de-sac portion of Longstreet Circle south of its intersection with Longstreet Trail having a zoning classification of Residential-I (R-I).

Ward Number: Two
Request: Abandonment of right-of-way

Council Action: _____
Approved
(One Ordinance)

Unanimous vote to hold first reading on Ordinance 2012-31 as presented.

CITY MANAGER'S ISSUES:

Unanimous vote to adopt Resolution AR-2012-14 authorizing a Chattahoochee Golf Course Capital Purchase as presented.

CITY ATTORNEY ISSUES:

Proposed Ordinance

Amendment to Title 10, Chapter 10-1-61 Entitled Schedule of Fees as it pertains to Pawnbrokers

AN ORDINANCE TO AMEND TITLE 10, CHAPTER 10-1-61 ENTITLED "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES OF THE CITY OF GAINESVILLE, GEORGIA TO AMEND SECTION 10-1-61(1) TO ADD A REGULATORY FEE FOR A PAWNBROKER AND A FEE FOR THE CHANGE OF LOCATION, MANAGING AGENT AND/OR REGISTERED AGENT; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR CODIFICATION; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Unanimous vote to hold first reading on Ordinance 2012-32 as presented.

EXECUTIVE SESSION:

Unanimous vote to enter an Executive Session to discuss litigation and real estate matters at 6:21 PM.

Those voting in favor to close the meeting were noted as follows: Dunagan, Wangemann, Hamrick, Figueras, Bruner.

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

Unanimous vote to close Executive Session and to continue the meeting at 6:57 PM.

ADJOURNMENT: 7:00 PM

/ag