



## **ACTION AGENDA**

Gainesville City Council Meeting  
Tuesday, November 20, 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:  
STAFF PRESENT:

Dunagan, Wangemann, Hamrick, Figueras, Bruner  
Padgett, Sheppard, Palmour, Ligon, Jordan, Grayson

### **INVOCATION:**

### **PLEDGE OF ALLEGIANCE:**

### **PRESENTATION:**

- Salvation Army Kettle Days

### **PROCLAMATION:**

- National Family Month

### **CITIZEN'S ISSUES:**

### **CONSENT AGENDA:**

#### **Minutes**

- August 7, 2012 Council Meeting
- August 13, 2012 LOST Meeting
- August 21, 2012 Council Meeting
- August 28, 2012 LOST Meeting
- August 28, 2012 Energy Excise Tax Meeting
- August 30, 2012 Called Council Meeting
- September 4, 2012 Council Meeting
- September 13, 2012 Called Council Meeting
- September 18, 2012 Council Meeting Minutes

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

#### **Resolutions:**

- PR-2012-51 U. S. Department of Justice Byrne Justice Assistance Grant Acceptance 2012
- PR-2012-52 Grelove, LLC., Sanitary Sewer Extension Request

**Unanimous vote to adopt the resolutions as presented.**

## **APPOINTMENTS:**

### A. Friends of the Parks

- Position currently held by Glenn Austin

**Unanimous vote to reappoint Glen Austin to serve another three year term on the Friends of the Parks Board.**

- Position currently held by Sally Meadors

**Unanimous vote to appoint Erika Walker to serve a three year term on the Friends of the Parks Board.**

- Position currently held by Ben Hawkins

**Unanimous vote to appoint Gina Miller to serve a three year term on the Friends of the Parks Board.**

- Position currently held by Dennis Ingle

**Unanimous vote to reappoint Dennis Ingle to serve another three year term on the Friends of the Parks Board.**

### B. Planning and Appeals Board

- At-Large position currently held by George Hokayem

**Unanimous vote to reappoint George Hokayem to serve another two year term on the Planning and Appeals Board.**

- Ward 2 position currently held by Dexter Stanley

**Unanimous vote to reappoint H. Dexter Stanley to serve another two year term on the Planning and Appeals Board.**

- Ward 4 position currently held by Jane Fleming

**Unanimous vote to reappoint Jane Fleming to serve another two year term on the Planning and Appeals Board.**

- Ward 5 position currently held by John Snyder

**Unanimous vote to reappoint John Snyder to serve another two year term on the Planning and Appeals Board.**

## **GENERAL LEGISLATION:**

### **Second Reading: Ordinance No. 2012-27**

#### **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.

First Reading:	<u>11/06/2012</u>
Published:	<u>11/09/2012</u>
Passed:	<u>11/20/2012</u>

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

**Vote – 4 favor, 1 oppose (Wangemann)**

**Second Reading: Ordinance No. 2012-28**

**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.

First Reading:	<u>11/06/2012</u>
Published:	<u>11/09/2012</u>
Passed:	<u>11/20/2012</u>

**Unanimous vote to hold second reading on Ordinance 2012-28 as amended.**

**Second Reading: Ordinance No. 2012-29**

**Annex 2.36± acres at 1800 Athens Highway**

AN ORDINANCE ANNEXING 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**); ADJACENT TO BUT NOT NOW WITHIN THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE, GEORGIA; REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading:	<u>11/06/2012</u>
Published:	<u>11/09/2012</u>

Passed: 11/20/2012

**Unanimous vote to hold second reading on Ordinance 2012-29 as presented.**

**Second Reading: Ordinance No. 2012-30  
Zone 2.36± acres at 1800 Athens Highway**

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA BY ESTABLISHING THE ZONING ON 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**) AT THE TIME OF ANNEXATION AS GENERAL BUSINESS, WITH CONDITIONS (G-B-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading: 11/06/2012  
Published: 11/09/2012  
Passed: 11/20/2012

**Unanimous vote to hold second reading on Ordinance 2012-30 as presented.**

**Second Reading: Ordinance No. 2012-31  
Abandon 0.115± acres unopened portion of Longstreet Circle**

AN ORDINANCE OFFICIALLY DISCONTINUING, CLOSING AND ABANDONING, WITH CONDITION, A 0.115± ACRE (5,027 SQUARE FEET) UNOPENED CUL-DE-SAC PORTION OF LONGSTREET CIRCLE; WITH ALL ACREAGE BEING LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE, GEORGIA; TO RESERVE A 30-FOOT WIDE PERPETUAL SANITARY SEWER EASEMENT FOR THE OPERATION OF MAINTENANCE OF THE EXISTING MAIN; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

First Reading: 11/06/2012  
Published: 11/09/2012  
Passed: 11/20/2012

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

**Second Reading: Ordinance No. 2012-32  
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.

First Reading: 11/06/2012  
Published: 11/09/2012  
Passed: 11/20/2012

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

**CITY MANAGER'S ISSUES:**

Unanimous vote to adopt Resolution PR-2012-53 to apply for a \$100,000 Georgia Recreational Trails grant as presented.

**EXECUTIVE SESSION:**

Unanimous vote to enter an Executive Session to discuss real estate and potential litigation matters at 5:51 PM.

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

COUNCIL PRESENT: Dunagan, Wangemann, Hamrick, Figueras, Bruner  
STAFF PRESENT: Padgett, Sheppard, Palmour, Marlowe, Jordan  
OTHERS PRESENT: Tread Syfan, Tim Evans

Unanimous vote to close Executive Session and to continue the meeting at 6:38 PM.

**ADJOURNMENT: 6:40 PM**

/ag