

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

The Mayor position was vacated upon the resignation of the Ward 1 Council Member in August. Per the Charter, the Mayor Pro Tem has the rights and privileges of the Mayor in his absence.

Mayor Pro Tem Hamrick called the meeting to order and served as the presiding officer.

Reverend Marshal Bruner delivered the invocation after which the Pledge of Allegiance was recited in unison.

PUBLIC COMMENTS:

Lauren Joy, 2000 Monroe Place NE, Atlanta, stated she was an Attorney with the Southern Environmental Law Center in Atlanta. She indicated she was present on behalf of the Georgia Water Coalition, an organization designed to protect Georgia's water. She spoke in regards to the Glades Reservoir agenda item, i.e. the Business Resolution entitled Memorandum of Understanding for Water Supplies. Ms. Joy felt there were some unresolved issues with the project, including funding. She specifically mentioned there was uncertainty about (1) the amount of water needed for the reservoir, (2) population projection changes and (3) changes to the project. She also felt signing a resolution was premature in light of the ongoing environmental impact statement review process being conducted by the Army Corp of Engineers. She commented on a pending water allocation lawsuit between the States of Georgia and Florida. She also commented on the Army Corp of Engineers efforts to update its water control manual as well as efforts to determine how much water will be available to Georgia. She felt all of these reasons should be carefully considered before proceeding with the resolution.

Sally Bethea, 23 Walker Terrace, Atlanta, stated she was the Executive Director of the Chattahoochee Riverkeeper in Atlanta. She was present to discuss the Memorandum of Understanding (MOU) resolution concerning water supply. She commented on the expression "a Pig in a Poke" and felt this applied to the Glades Reservoir Project. She stated it was not a good idea to sign something on short notice. Ms. Bethea stated the resolution was an open-ended endorsement of Glades Reservoir and signifies Gainesville's support of the project. If it is approved, it will be used over the next 10 to 50 years to justify expenses for a larger reservoir than what may be needed. She asked do we know what the project really entails. She felt there were too many unanswered questions. Ms. Bethea urged Council not to proceed and to at least table the resolution if not vote against it.

Bill Brooksher, 974 Virginia Avenue, stated he learned about the resolution, i.e., Memorandum of Understanding for Water Supplies, through the newspaper and commented on how it was handled by Hall County. He had reviewed the resolution and the revised application. He questioned if the City was really agreeable with some of the information included in these documents. He commented on the outdated projections within the application and felt the population projections were inflated. He asked if the Council had seen and concurred with the business plan for this project. Mr. Brooksher felt signing the resolution made the City an enabler and asked that the resolution be tabled or withdrawn.

Rodger Knott, 2335 Stephens Circle, commented on the foresight of the County Commission in their planning. He felt the plan was destructive considering the court's ruling to increase the

water allocation with the population increase. He also felt the reservoir would shift water which sets a bad precedent. Mr. Knott felt it was premature for the City go on record supporting this plan before the court completes its process of determining the fair allocation for the Lake. He felt the public will pay for this project through an increase in the price of water. (These comments were related to the Memorandum of Understanding for Water Supplies.)

Council Member Segars commented on his family moving to Gainesville 50 years ago. One of the items on the table at that time was a bypass to resolve traffic problems. This item is still on the table and we still have a horrendous problem. He felt it was easy to identify a problem indicating solutions are very seldom presented by those presenting the problem. He felt the Council would be receptive to receiving solutions.

CONSENT AGENDA:

Alcoholic Beverage License Applications:

- A. G & P Package, 1664 Park Hill Drive
New application for package sale of beer, wine and liquor.
(Tabled from the September 17, 2013 Council Meeting)

Motion to remove the application from the table.

Motion made by Council Member Figueras

Motion seconded by Council Member Bruner

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Motion to approve the application as presented.

Motion made by Council Member Figueras

Motion seconded by Council Member Bruner

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Resolutions:

- A. BR-2013-38 Declaration of Surplus Properties Located on Valley Road and Pearl Nix Parkway
B. BR-2013-____ Memorandum of Understanding for Water Supplies
C. BR-2013-____ Retirement Plan "A" Custodian Contract
D. CR-2013-03 Oysterfest 2013
E. PR-2013-35 Establishing Just Compensation for CDBG Program

Motion to table item C until the next meeting.

Motion made by Council Member Figueras

Motion seconded by Council Member Wangemann

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Council Member Figueras expressed a desire to receive more information regarding item B noting she was absent when this matter was presented at the Work Session.

Council Member Bruner stated the Council has not seen the revised application from Hall County. She would like to know what the City is agreeing to particularly in regards to funding.

Motion to table item B for a minimum of 30 days not to exceed 60 days.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Motion to approve the resolutions excluding items B and C.

Motion made by Council Member Figueras

Motion seconded by Council Member Wangemann

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Minutes:

A. September 17, 2013 Council Meeting

B. September 23, 2013 Called Council Meeting (Joint City/County Meeting)

Motion to approve the minutes accepting the edits as presented.

Motion made by Council Member Bruner

Motion seconded by Council Member Wangemann

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

PUBLIC HEARING:

Annexation/Zoning Items

City Attorney Palmour reviewed the public hearing process and confirmed the hearing had been properly advertised.

Request from Foote & Miller Properties, LLC to annex a 2.72± acres tract located on the north side of Browns Bridge Road, southwest of Corporate Drive (a/k/a 2420 Browns Bridge Road) and to establish zoning as General Business (G-B). Ward Number: Five. Tax Parcel Number(s): 08-007-001-032 (part). Request: Existing car dealership.

Planning Manager Matt Tate reviewed the application noting there were no proposed improvements. The Planning and Appeals Board and the staff recommended approval of the request.

City Attorney Palmour opened the floor for comments. There being none, the hearing was closed and the matter was returned to Council for a decision.

Motion to hold first reading on Ordinance 2013-20, AN ORDINANCE ANNEXING A 2.72± ACRES TRACT LOCATED ON THE NORTH SIDE OF BROWNS BRIDGE ROAD, SOUTHWEST OF CORPORATE DRIVE (A/K/A 2420 BROWNS BRIDGE ROAD); 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. (Amendment to City Limit Boundary)

Motion made by Council Member Bruner

Motion seconded by Council Member Figueras

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Motion to hold first reading on Ordinance 2013-21, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA BY ESTABLISHING THE ZONING ON A 2.72± ACRES TRACT LOCATED ON THE NORTH SIDE OF BROWNS BRIDGE ROAD, SOUTHWEST OF CORPORATE DRIVE (A/K/A 2420 BROWNS BRIDGE ROAD) AT THE TIME OF ANNEXATION AS GENERAL BUSINESS (G-B); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (Amendment to Zoning Map)

Motion made by Council Member Figueras

Motion seconded by Council Member Bruner

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

Request from Donald E. Hammond to rezone a 2.59± acres tract located on the west side of McEver Road, south of Gould Road (a/k/a 3030 McEver Road) from Office and Institutional (O-I) to Neighborhood Business (N-B). Ward Number: Four. Tax Parcel Number(s): 08-022-000-042 and 046. Request: Existing and proposed office and retail uses.

Planning Manager Matt Tate reviewed the application. The staff and the Planning and Appeals Board recommended approval of the request with the following two conditions:

1. Any new proposed building shall be consistent in both architecture and scale with the existing buildings located within the subject property.
2. A minimum 30-foot wide undisturbed buffer shall be maintained along the westerly property line against the residentially zoned properties.

City Attorney Palmour opened the floor for comments. There being none, the hearing was closed and the matter was returned to Council for a decision.

Motion to hold first reading on Ordinance 2013-22, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF GAINESVILLE, GEORGIA, BY CHANGING THE ZONING ON A 2.59± ACRE TRACT LOCATED ON THE WEST SIDE OF MCEVER ROAD, SOUTH OF GOULD ROAD (A/K/A 3030 MCEVER ROAD) FROM OFFICE AND INSTITUTIONAL (O-I) TO NEIGHBORHOOD BUSINESS, WITH CONDITIONS (N-B-c); REPEALING CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES. (Amendment to Zoning Map)

Motion made by Council Member Wangemann

Motion seconded by Council Member Bruner

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

CITY MANAGER'S ISSUES:

BR- 2013-39 Declaration of Surplus Properties Located on Club Drive

City Manager Kip Padgett stated the proposed resolution was to declare four pieces of property on Club Drive to be surplus property. The properties would be appraised and sold through a sealed bid process. Mr. Padgett stated there were two other pieces of properties to be considered for future use.

Motion to adopt Resolution BR-2013-39 entitled *Declaration of Surplus Properties Located on Club Drive* as presented.

Motion made by Council Member Figueras

Motion seconded by Council Member Bruner

Votes favoring the motion: Hamrick, Figueras, Bruner, Wangemann, Segars

CITY CLERK ISSUES:

2013 Election Information

City Clerk Denise Jordan informed Council a legal advertisement regarding the November Election was published in the September 29 newspaper. It included information for early voting and voting precincts. Sample ballots will be available on the website along with an application for an absentee ballot. Ms. Jordan encouraged everyone to participate in the election process.

OTHER ISSUES:

Georgia Municipal Association (GMA) Board Meeting and Legislative Policy Council

Council Member Bruner reported she would be attending the GMA Board meeting and Legislative Policy Council meeting this week in Columbus.

Georgia Municipal Employee Benefits System (GMEBS)

Council Member Figueras reported she had attended the GMEBS retreat at St. Simons Island noting it was a productive conference. She provided the City Manager with information from this meeting. Ms. Figueras also reported she would be in New York for a GMEBS meeting October 10 - 12 to meet with investment managers.

Citizen's Advisory Group

a/k/a Second Saturday Meeting or The One Community Organization

Council Member Figueras commented on the purpose of the Citizen's Advisory Group. She announced the next Second Saturday meeting will be at the Civic Center on October 5 at 10:00 AM. The focus will be on candidates for the upcoming election. She expressed the importance of voting and felt the voice of the people would be heard through this process.

Rivers Alive and Shore Sweep Cleanup Update

Council Member Wangemann thanked the citizens for making the Rivers Alive and Shore Sweep Cleanups successful events.

Invitations to Council Meetings

Council Member Wangemann stated he had knocked on 10,200 doors in his efforts to invite citizens to the Council Meetings.

Pilgrim Poultry Processing Plant

Mayor Pro Tem Hamrick stated he had visited the Pilgrim Poultry Processing Plant and shared some statistical information in regards to their economic impact on the Gainesville/Hall County economy.

ADJOURNMENT: 6:12 PM

DJ/ag

Robert L. Hamrick, Mayor Pro Tempore

Denise O. Jordan, City Clerk